



Victoria Government Gazette

No. G 49 Thursday 6 December 2001

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

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Private Notices

Payment must be received in advance with advertisement details.

33 cents per word – Full page \$198.00.

Additional costs must be included in prepayment if a copy of the gazette is required. Copy Prices – Page

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Government and Outer Budget Sector Agencies Notices

Not required to prepay.

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Floppy Disks (Mac & PC) can also be accepted.

Costs can be calculated on the following basis:

Per Line	Typeset
Single column	\$1.71
Double column	\$3.41
Full Page	\$71.28

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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).
- Late withdrawal of advertisements (after client approval, before printing) will incur 50 per cent of the full advertising rate to cover typesetting, layout and proofreading costs.
- 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.
- Accounts over 90 days will be issued with a letter of demand.
- 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 \$396.00

Payment must be received in advance with notice details.

Government and Outer Budget Sector Agencies Notices

	Typeset
Full Page	\$96.25

Note:

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

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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

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

PLEASE NOTE:

The final issue of the Victoria Government Gazette for 2001 will be published on Thursday 27 December 2001. Copy deadlines for both Private Advertisements and Government and Outer Budget Sector Agencies must reach the Government Gazette Office by 9:30 am on Monday 24 December 2001.

The first issue of the General Gazette for 2002 will be published on Thursday 3 January 2002, and thereafter on each Thursday.

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

MELITA GRANGER
Acting Government Gazette Officer

PRIVATE ADVERTISEMENTS

DISSOLUTION OF PARTNERSHIP

Take notice that the partnership business of Bryan J. Williams, Geoffrey L. Kaye Architects formerly carried on at 307 Main Street, Mornington, in the State of Victoria by Delbarra Pty Ltd (ACN 005 773 133) and Elladan Pty Ltd (ACN 005 773 099) both of 307 Main Street, Mornington was dissolved on 30 June 2001. The business will be conducted by Building Inertia Pty Ltd (ACN 097 713 516) from the same address.

Dated 6 December 2001

HUNT McCULLOGH, KOLLIAS & CO

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership heretofore subsisting between Samantha Elizabeth Doolan and Paul Leslie Hopgood carrying on business of beauty therapy at Suite 2, 572 Main Street, Mordialloc, in the State of Victoria, under the style or firm of Beauty Flair, has been dissolved as from 13 November 2001 so far as concerns the said Paul Leslie Hopgood who retires from the said firm.

Re: ELAINE ALICE BERKEFELD, late of Unit 3, "Lancaster House", 18 Queens Road, Melbourne, Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 July 2001, are required by the trustee, National Australia Trustees Limited of 271 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 7 February 2002 after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee has notice.

ABBOTT, STILLMAN & WILSON, solicitors,
Level 4, 575 Bourke Street, Melbourne 3000.

ANTONINO ILARDI, late of 75 North Road, Avondale Heights, Victoria, pensioner, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 18 August 2001, are required by Francesco Ilardi, the executor of the deceased's will, to send particulars of their claim to the said executor care of the undermentioned solicitors by a date not later than two months from the date of

publication hereof, after which date he will convey or distribute the assets having regard only to the claims which he then has notice.

A.B. NATOLI PTY., solicitors,
24 Cotham Road, Kew 3101.

DARREN JOHN CAWSE, late of 20 Frederick Rise, Narre Warren, Victoria, glass worker, deceased intestate. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 1 August 2001, are required by Margaret Anne Cawse, the administrator of the deceased's estate, to send particulars of their claim to the said administrator care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date he will convey or distribute the assets having regard only to the claims which he then has notice.

A.B. NATOLI PTY., solicitors,
24 Cotham Road, Kew 3101.

EILEEN MAY HUGHES, late of 95 Eglinton Street, Kew, Victoria, home duties, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 6 August 2001, are required by Elsie Myrtle Watson, the executor of the deceased's will, to send particulars of their claim to the said executor care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date he will convey or distribute the assets having regard only to the claims of which he then has notice.

A.B. NATOLI PTY., solicitors,
24 Cotham Road, Kew 3101.

FAYE MARGARET FRICSONS, late of Strabane Gardens, 1-3 Strabane Avenue, Box Hill North, Victoria, retired bookkeeper, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 1 September 2001, are required by John Francis Natoli, the executor of the deceased's will, to send particulars of their claim to the said executor care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date he will

convey or distribute the assets having regard only to the claims of which he then has notice.

A.B. NATOLI PTY., solicitors,
24 Cotham Road, Kew 3101.

GEORGE MILIUNAS, late of 8/2475 Point Nepean Road, Rye, Victoria, security officer, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 7 September 2000, are required by John Francis Natoli, the executor of the deceased's will, to send particulars of their claim to the said executor care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date he will convey or distribute the assets having regard only to the claims which he then has notice.

A.B. NATOLI PTY., solicitors,
24 Cotham Road, Kew 3101.

MARCUS ILLINOIS SUPPLITT, late of 22 Mistletoe Close, Knoxfield, Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 20 June 2001, are required by Angelo James Natoli and Paul Morris Natoli, the executors of the deceased's will, to send particulars of their claim to the said executors care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date he will convey or distribute the assets having regard only to the claims which he then has notice.

A.B. NATOLI PTY., solicitors,
24 Cotham Road, Kew 3101.

RICHMOND THOMAS MOORE, late of Unit 45, 110 King Street, Doncaster, Victoria, gentleman, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 2 September 2001, are required by Brian Thomas Kearns, Peter Julian Russ, Mary Maureen Hamer and John Francis Natoli, the executors of the deceased's will, to send particulars of their claim to the said executors care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date he will

convey or distribute the assets having regard only to the claims of which he then has notice.

A.B. NATOLI PTY., solicitors,
24 Cotham Road, Kew 3101.

IAN de VERE WILSON MONTGOMERY, late of 50 Intervale Drive, Mallacoota, retired veterinary surgeon, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 June 2001, are required by the personal representative, Equity Trustees Limited of 472 Bourke Street, Melbourne, to send particulars to them care of the undermentioned solicitors by 7 February 2002 after which date the personal representative may convey or distribute the assets having regard only to the claims of which it then has notice.

AITKEN WALKER & STRACHAN,
solicitors,
114 William Street, Melbourne 3000.

Creditors, next-of-kin and others having claims in respect of the estate of MARJORIE IRENE FELLOWS, late of 2/5 Pavey Court, Macleod, home duties, deceased, who died on 15 July 2001, are required by the executors, James Walter Hales of 11 Berrimbool Drive, Merimbula, New South Wales, retired and William John Dansey of 130 Allendale Road, Eltham North, Victoria, drainer, to send particulars of their claim to them care of the undermentioned solicitor by 28 February 2002 after which date the said executor will distribute the assets of the deceased having regard only to the claims of which she then shall have notice.

B. J. WILLIAMS LL.B., solicitor,
106 Lower Plenty Road, Rosanna.

Re: Estate of NORMA JOYCE LAWES. Creditors, next-of-kin or others having claims in respect of the estate of NORMA JOYCE LAWES, late of Alcheringa Hostel, Rutherford Street, Swan Hill, in the State of Victoria, widow, deceased, who died on 2 October 2001, are to send particulars of their claim to the executrix care of the undermentioned legal practitioners by 21 February 2002 after which the executrix will distribute the assets having regard only to the claims of which she then has notice.

DWYER MAHON & ROBERTSON,
legal practitioners,
Beveridge Dome,
194–208 Beveridge Street, Swan Hill.

Re: Estate ANN ELIZABETH PETERS, deceased. Creditors, next-of-kin or others having claims in respect of the estate of ANN ELIZABETH PETERS, late of 20 Cootamundra Avenue, Rosebud West, in the State of Victoria, deceased, who died on 12 September 2001, are to send particulars of their claim to the executor care of the undermentioned solicitors by 4 February 2002 after which date the executor will distribute the assets having regard only to the claims of which he then has notice.

FEATHERBY'S, solicitors,
1043A Point Nepean Road, Rosebud 3939.

Creditors, next-of-kin and others having claims in respect of the estate of CHARLES HERBERT TYRRELL, late of 207 High Street, Preston, in the State of Victoria, retired, deceased, who died on 9 August 2001, are required by the personal representative of the deceased, Roger Michael Stansfield, solicitor, to send particulars to him care of the undermentioned solicitors by 10 February 2002 after which date he will distribute the estate having regard only to the claims of which he then has notice.

HOME WILKINSON LOWRY, solicitors,
Level 1, 535 Bourke Street, Melbourne 3000.

Creditors, next-of-kin and others having claims in respect of the estate of DOUGLAS GRAHAM RITCHIE, late of 207 High Street, Preston, in the State of Victoria, retired, deceased, who died on 9 August 2001, are required by the personal representative of the deceased, Roger Michael Stansfield, solicitor, to send particulars to him care of the undermentioned solicitors by 10 February 2002 after which date he will distribute the estate having regard only to the claims of which he then has notice.

HOME WILKINSON LOWRY, solicitors,
Level 1, 535 Bourke Street, Melbourne 3000.

Creditors, next-of-kin and others having claims in respect of the estate of MARGARET VICTORIA WILLIAMS, late of Brookfield Park Nursing Home, 69 Liddiard Road, Traralgon, Victoria, widow, deceased, who died

on 22 October 2001, are to send their claims to the trustee, Sidney William Minter of 5 Acacia Street, Traralgon, Victoria, care of the belowmentioned solicitors by 4 February 2002 after which date he will distribute the assets of the deceased having regard only to the claims of which he then has notice.

LITTLETON HACKFORD, solicitors,
Law Chambers,
115 Hotham Street, Traralgon, Victoria 3844.

Creditors, next-of-kin and others having claims in respect of the estate of NORMAN ADEN BECK, late of 68 Moore Street, Moe, Victoria, retired gentleman, deceased, who died on 10 November 2001, are to send their claims to the trustee, Rona Margaret Beck of 68 Moore Street, Moe, Victoria, care of the belowmentioned solicitors by 7 February 2002 after which date she will distribute the assets of the deceased having regard only to the claims of which she then has notice.

LITTLETON HACKFORD, solicitors,
Law Chambers,
115 Hotham Street, Traralgon, Victoria 3844.

Re: Estate of MAXWELL ALFRED HERITAGE. Creditors, next-of-kin and others having claims in respect of the estate of MAXWELL ALFRED HERITAGE, deceased, late of 12 Beryl Street, Essendon, Victoria, company director, who died on 14 October 2001, are required by the executor, ANZ Executors & Trustee Company Limited of 530 Collins Street, Melbourne, Victoria, to send particulars to it by 6 February 2002 after which date it may convey or distribute the assets having regard only to the claims of which it then has notice.

MILLS OAKLEY, lawyers,
131 Queen Street, Melbourne.

Re: ALICE LILLIAN McCOLE, late of Waratah Lodge, Orbost, Victoria, home duties. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 August 2001, are required by Freda Joyce Lay of 18 Williamson Street, Drouin, Victoria, the executrix, to send particulars to her within sixty days from the date of publication of this notice after which date the executrix may convey or distribute the assets having regard only to the claims of which she then has notice.

MOSLEY & PALMER, solicitors,
PO Box 243, Orbost, Victoria 3888.

Creditors, next-of-kin and others having claims in respect of the estate of MARIA MUSIALKIEWICZ, late of 45 Droop Street, Footscray, in the State of Victoria, pensioner, deceased, who died on 21 August 2001, are required to send particulars of such claims to the administrators care of the undermentioned solicitors by 4 February 2002 after which date the administrators will convey or distribute the assets having regard only to the claims of which the administrators then have notice.

PIETRZAK SOLICITORS,
222 Latrobe Street, Melbourne

Creditors, next-of-kin or others having claims in respect of the estate of EDMUND ERNEST ROUND, deceased, late of 1 Fishermans Pier Road, Venus Bay, Victoria, who died on 25 July 1998, are to send particulars of their claims to the administratrix, Ann Lanigan, care of the undermentioned solicitors by 7 February 2002 after which date the administratrix will distribute the assets having regard only to the claims of which the administratrix then has notice.

RIGBY COOKE, solicitors,
469 La Trobe Street, Melbourne, Victoria 3000.

Re: PATRICIA FRANCES ROSE. Creditors, next-of-kin and others having claims against the estate of PATRICIA FRANCES ROSE, late of Flat 11, 166 Toorak Road West, South Yarra, Victoria, retired, who died on 19 April 2001 are to send particulars of their claims to the executors, Roy Jaffit and Martin Charles Marks C/- the undermentioned solicitors by 12 February 2002 after which date the said executors will distribute the assets having regard only to those claims of which they then have notice.

ROY JAFFIT, ROCHMAN & CO., solicitors,
Suite 1, Level 1,
141 Chapel Street, St Kilda 3182.

BETTY REED, late of 200 Whitehorse Road, Croydon, Victoria, married woman, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 24 July 2001, are to send particulars of their claims to the executors, Catherine Maryon Sawkins, Jane Bartlett Kaye and David Evan Sawkins, care of the undermentioned solicitors by 10 February 2002 after which date the said executors will

distribute the assets having regard only to the claims of which they then have notice.

T. J. MULVANY & CO., solicitors
2nd Floor, 51 Queen Street, Melbourne 3000.

MALCOLM SHARMAN, late of 17 Bowen Street, Prahran, Victoria, architect, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 6 December 2000, are to send particulars of their claims to the executors, Sam Michal Sharman and Timothy John Mulvany, care of the undermentioned solicitors by 10 February 2002 after which date the said executors will distribute the assets having regard only to the claims of which they then have notice.

T. J. MULVANY & CO., solicitors
2nd Floor, 51 Queen Street, Melbourne 3000.

MARY MARJORIE TEHAN, late of 8 Maroo Street, Hughesdale, Victoria, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 20 August 2001, are to send particulars of their claims to the executors, Michael Ward Tehan and Elizabeth Anne Tehan, care of the undermentioned solicitors by 10 February 2002 after which date the said executors will distribute the assets having regard only to the claims of which they then have notice.

T. J. MULVANY & CO., solicitors
2nd Floor, 51 Queen Street, Melbourne 3000.

NANCY TEHAN, late of Mayflower Nursing Home, 7 Centre Road, Brighton East, Victoria, home duties, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 9 September 2001, are to send particulars of their claims to the executors, Adrian Tehan, Margaret Mary Healy and Catherine Anne Edmonds, care of the undermentioned solicitors by 10 February 2002 after which date the said executors will distribute the assets having regard only to the claims of which they then have notice.

T. J. MULVANY & CO., solicitors,
2nd Floor, 51 Queen Street, Melbourne 3000.

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
MADDENS LAWYERS			
	\$		
Trevor Ian Blackley, 149 Harrington Street, Warrnambool	100.00	Cheque	25/10/00
MW & JE Cameron, 65 Ayre, Kirkstall	7,561.40	"	"
Brant, Estate Jas, High Wycombe, England	5,769.04	"	"

01235

CONTACT: LEEANE WILLIS OR NORM SHAW, PHONE: (03) 5560 2000

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
MADDENS LAWYERS			
	\$		
Dorothy Louise Hardy, 80 Childers Street, Portland	4,078.13	Cheque	25/03/93

01240

CONTACT: LEEANNE WILLIS OR NORM SHAW, PHONE: (03) 5560 2000

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
MARSHALL BAKER REAL ESTATE			
	\$		
David Witteveen, 11/29 King William Street, Fitzroy	520.00	Cheque	24/04/98

K. Sutherland, 122 Perry Street, Collingwood	130.37	”	17/06/98
Todd McNeair, 33 Yambra Street, Clifton Hill	341.00	”	03/03/97

01246

CONTACT: BRYAN BAKER, PHONE: (03) 9481 2099

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
ROBERT V. GARDNER – SOLICITOR			
	\$		
Federation ILRC, Cleveland Street, Surry Hills, NSW	562.97	Cheque	12/01/00
V. T. Nguyen, 1 Rokewood Crescent, Coolaroo	152.35	”	27/06/00
S. G. Express Photo, Bourke Street, Melbourne	230.65	”	10/05/00
S. L. Wood, 35 Belgrave–Hallam Road, Belgrave	152.50	”	27/04/00
R. Yee, 2 Short Street, Belmont	271.44	”	21/06/00

01244

CONTACT: ROBERT V. GARDNER, PHONE: (03) 9727 3299

PROCLAMATIONS

ACTS OF PARLIAMENT

Proclamation

I, John Landy, Governor of Victoria, declare that I have today assented in Her Majesty's name to the following Bills:

No. 80/2001 **Sentencing (Emergency Service Costs) Act 2001**

No. 81/2001 **Victorian Environmental Assessment Council Act 2001**

Given under my hand and the seal of Victoria at Melbourne on 4 December 2001.

(L.S.) JOHN LANDY
Governor
By His Excellency's Command

STEVE BRACKS
Premier

No. 80/2001 This Act comes into operation on the day after the day on which it receives the Royal Assent.

No. 81/2001 (1) Section 1 and this section come into operation on the day after the day on which this Act receives the Royal Assent.

(2) Subject to sub-section (3), the remaining provisions of this Act come into operation on a day or days to be proclaimed.

(3) If a provision referred to in sub-section (2) does not come into operation before 31 December 2001, it comes into operation on that day.

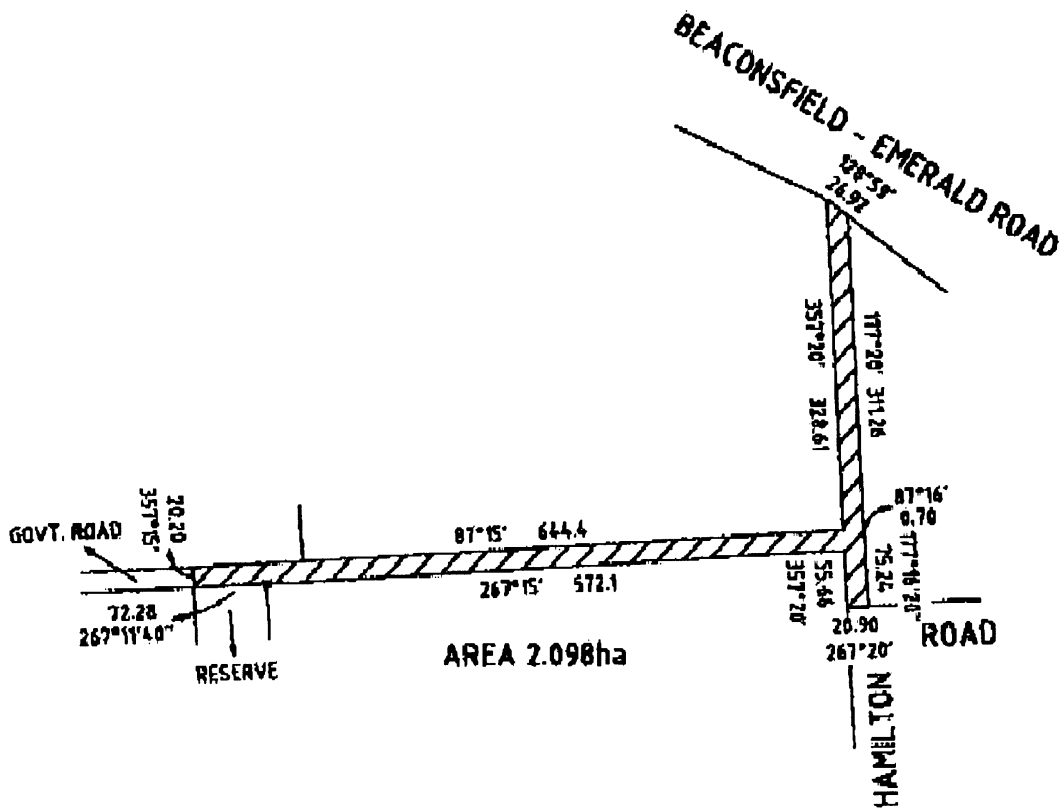
**GOVERNMENT AND OUTER BUDGET SECTOR AGENCIES
NOTICES**

CARDINIA SHIRE COUNCIL

Road Discontinuance

At its meeting on 20 August 2001 and acting under Clause 3 of Schedule 10 of the **Local Government Act 1989**, Cardinia Shire Council ("Council")

1. Formed the opinion that the road abutting Beaconsfield–Emerald Road, Hamilton Road, and the Government Road in Emerald and being the land shown hatched on the plan below ("the road"), is not reasonably required as a road for public use; and
2. Resolved to discontinue the road.



DON WELSH
Chief Executive Officer

MOIRA SHIRE COUNCIL

Road Discontinuance

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Moira Shire Council, at its meeting of 28 August 2000, formed the opinion that the sections of Bank Street and Knox Street, Numurkah, shown by hatching on the plan hereunder, are not reasonably required for public use and resolved to discontinue those sections of roadway.

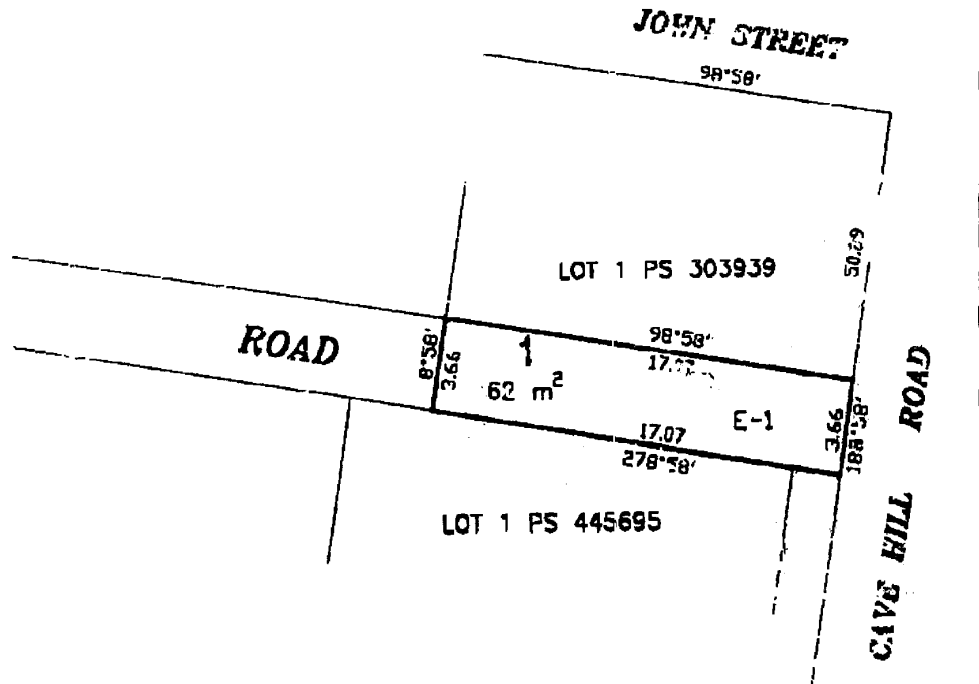
Upon closure the land will be sold to the adjoining owner.



GAVIN CATOR
Chief Executive Officer

YARRA RANGES SHIRE COUNCIL
Road Discontinuance

Under Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Yarra Ranges Shire Council (Council) at its meeting held on 27 November 2001 formed the opinion that the portion of section of right-of-way abutting the south side of 31 Cavehill Road, Lilydale (Lot 1 PS 303939) outlined in heavy lines on the plan below is not reasonably required as a road for public use and resolved to discontinue the road, subject to creation of an easement for sewerage purposes in favour of Yarra Valley Water Limited and drainage purposes in favour of Council, and that the land from the road be sold by private treaty to the abutting owner.

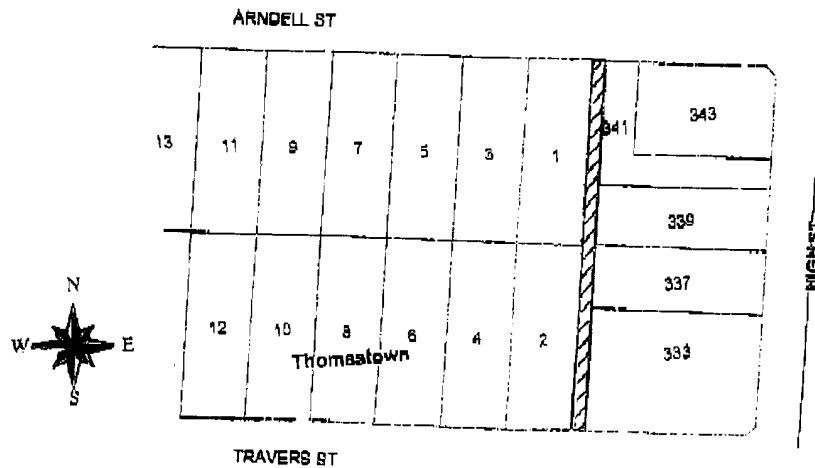


ROBERT HAUSER
Chief Executive Officer

WHITTLESEA CITY COUNCIL
Road Discontinuance

Adjoining properties 1 Arndell Street,
333 to 343 High Street & 2 Travers Street, Thomastown

At its meeting on 30 October 2001 and acting under Clause 3, Schedule 10 of the **Local Government Act 1989**, Whittlesea City Council resolved to discontinue the road shown hatched on the plan below and to sell the land from the road by private treaty.



GRAEME BRENNAN
Chief Executive Officer

BAW BAW SHIRE COUNCIL

Community (Amendment) Local Law 2001

Notice is hereby given in accordance with Section 119(3) of the **Local Government Act 1989** that Baw Baw Shire Council at its meeting on 28 November 2001 resolved to make Community (Amendment) Local Law 2001.

The purpose of this Local Law is to amend the Principal Local Law – Community Local Law 1999 by:

1. Inserting a new definition – “Designated area”

Inserting after the definition of “Council”

“Designated area” means an area designated as a consumption of liquor free zone, the areas designated are:

- (a) Memorial Park Drouin;
- (b) Queen Street Park, Warragul;
- (c) Warragul Outdoor Swimming Pool;
- (d) Drouin and District War Memorial Swimming Pool;
- (e) Neerim District Swimming Pool;
- (f) Trafalgar Memorial Swimming Pool;
- (g) Thorpdale Swimming Pool;
- (h) A G Robertson Sports Centre Rawson.

2. Inserting a new definition – “liquor”

Inserting after the definition of “land”

“Liquor” means a beverage, or other prescribed substance, intended for human consumption with an alcoholic content greater than 0.5% by volume at a temperature of 20 degrees Celsius.

3. Keeping of Animals

Repealing clauses 2.1 and 2.2 of Community Local Law 1999 and replacing with:

“2.1 Keeping of Animals on Non-rural Land;

Without a permit, an owner or occupier of land, except for land designated Rural Zone under the Baw Baw Planning Scheme, must not keep or allow to be kept on that land:

- (a) more than 4 different types of animals;
- (b) more than the following number of animals –
 - (i) 2 dogs;
 - (ii) 4 cats;
 - (iii) 10 chickens;
 - (iv) 2 ducks, geese, pheasants, turkeys

or pigeons;

- (v) 10 rabbits;
- (vi) 10 guinea pigs;
- (vii) 2 ferrets; or

(c) any sheep, goats, horses or cattle except if the land is more than 0.5 degrees, in which case the number that may be kept without a permit is 2; or

(d) a beehive in a residential area or on a property of less than 1 hectare; or

(e) any pigs or roosters;

“2.2 Keeping of Dogs and Cats on Rural Land

Without a permit, an owner or occupier of land, except for land designated Rural Zone under the Baw Baw Planning Scheme must not keep or allow to be kept on that land more than –

- (a) 5 dogs; and
- (b) 5 cats.

4. Consumption of Liquor

Clause 4.3 change title from “Alcohol” to “Consumption of Liquor”

Clause 4.3 change wording to read:

“Without a permit a person must not carry in an open container or consume any liquor”

- (a) at any time on a road; or
- (b) at any time in a designated area or
- (c) in any other public place between 11 pm and 6 am.

unless otherwise authorised.

5. Add new clause – 6.5 Rural Road/Street Numbers.

6.5.1 For each property that has been allocated a rural road/numbers number under this section of the local law the owner or occupier must clearly mark the property with the numbers allocated.

A person guilty of an offence for this local law is subject to the following penalties:

1 penalty unit

6.5.2 A property is marked with a number in a clear manner if the number:

- (a) is of sufficient size (min. 75mm high);

- (b) is displayed accurately and completely;
- (c) is in good repair;
- (d) is distinct from its background;
- (e) is free from obstruction;
- (f) can be clearly read under all normal lighting conditions from the road immediately adjacent to the front boundary.

6.5.3 Council may make changes to property numbers.

6.5.4 When rural road/street numbers are allotted or changed or when a road name is changed, the Council must notify the resident, Country Fire Authority, Ambulance Service, State Electoral Office, Australia Post, Victoria Police and other relevant authorities.

6. Add a new clause – 7.5 Evidentiary Provisions

7.5 Evidentiary Provisions

In any proceedings for an offence against this Local Law, proof is not required as to any of the following matters until evidence is given to the contrary –

- (a) The appointment and authority of any delegate to Council perform any act or make any decision pursuant to this Local Law; and
- (b) The authority and appointment of members of the police force and any persons or members of the staff of the Council to perform any act or make any decision pursuant to this Local Law.

Copies of the local law can be obtained from any of Council's customer service centres at Young Street, Drouin; Princes Highway, Trafalgar; Smith Street, Warragul or at the Civic Centre at Civic Place, Warragul. Alternatively, you may request a copy by phoning 5624 2411, by emailing bawbaw@bawbawshire.vic.gov.au or by visiting our website at www.bawbawshire.vic.gov.au.

If you have any questions in relation to this matter, please do not hesitate to contact Don Hastings, Senior Local Laws Officer on

5624 2461.

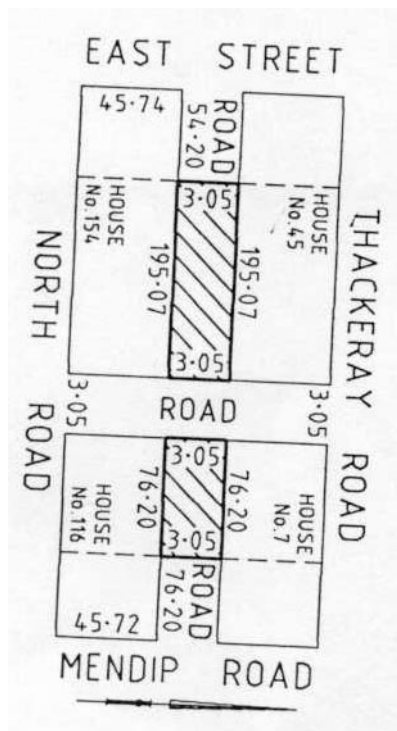
JOHN F. DYER
Chief Executive Officer

DAREBIN CITY COUNCIL

Road Discontinuance

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Darebin City Council at its ordinary meeting held on 7 November 2001, formed the opinion that the road at the rear of 7 to 45 Thackeray Road and 116 to 154 North Road, Reservoir, and shown by hatching 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 property owners.

The road is to be sold subject to the right, power or interest held by Yarra Valley Water Limited, in the road in connection with any sewers, drains, or pipes under the control of that authority in or near the road.



PHILLIP SHANAHAN
Chief Executive Officer



NOTICE OF PROPOSED MAKING OF LOCAL LAW

Knox City Council is proposing to make the General Works Local Law 2001.

The purpose and general purport of this Proposed Local Law is as follows:

Purpose of the Proposed Local Law

The purpose is to provide for the proper on-site management of building works within the municipality as well as to provide for the protection of public assets affected by the carrying out of building works, in order to maintain and improve the general amenity and environment of the municipal district.

General Purport of the Local Law

The proposed local law requires an approval to be obtained to:

- commence any works in a public place;
- place any building material in a public place; or
- commence or allow to be commenced on land any works requiring a building permit under the **Building Act 1993**.

The Proposed Local Law incorporates the "Protection of Public Assets and Control of Building Site Guidelines", which sets performance standards for those matters which require an approval. The whole of the Guidelines are incorporated into and form part of the Proposed Local Law.

Any person affected by the Proposed Local Law may make a submission to Council. Submissions received by the Council within 14 days of the publication of this notice will be considered in accordance with section 223 of the **Local Government Act 1989**.

A copy of the Proposed Local Law and Guidelines are available from the Civic Centre, 511 Burwood Highway, Wantirna South. Office hours are 8.30 am to 5.00 pm Monday and Wednesday to Friday, and 8.30 am to 8.00 pm Tuesday. A copy may also be obtained from the

Rowville Customer Service Centre, Shop 32A, Stud Park Shopping Centre, Stud Road, Rowville.

ELAINE SOWERBY
Acting Chief Executive Officer

MOUNT ALEXANDER SHIRE

Amendment to Local Law – Meeting Procedures

Council at its meeting held on 25 September 2001 resolved to amend clause 60 of Local Laws number one – Meeting procedures to read as follows:

60 urgent and special business.

Business which has not been listed on the agenda for Ordinary meetings may only be raised as urgent or other business by resolution of the Council carried by a majority of the whole Council (that is at least four ordinary votes in favour).

IVAN GILBERT
Chief Executive Officer



PROPOSED LOCAL LAW

Moyné Shire Council is considering amendments to Local Law No. 4 – Council Meeting Procedures. Public submissions about the proposed amendments are now invited.

Proposed Local Law

Council proposes to make an amending Local Law, to be known as 'Council Meeting Procedures Amendment Local Law 2001'. The following information about the proposed Local Law is provided in accordance with section 119 of the **Local Government Act 1989**.

Purpose of the Local Law

The purpose of the proposed Local Law is to amend Local Law No. 4 – Council Meetings Procedures to:-

- increase the quorum required for Council Meetings to six Councillors;
- rescind a provision on voting numbers which conflicts with clause 90(d) of the **Local**

Government Act 1989;

- provide for the peace, order and good governance of Moyne Shire Council.

General purport of the proposed Local Law

The proposed Local Law, if made, will:

- a) increase the quorum required for Council Meetings from five to six Councillors; and
- b) rescind a provision on voting numbers which conflicts with clause 90(d) of the **Local Government Act 1989** which states "that a question is determined by the majority of the votes."

A copy of the proposed Local Law may be inspected at or obtained from Council offices at Princes Street, Port Fairy; Jamieson Avenue, Mortlake and High Street, Macarthur. Office hours are 8.45 am to 4.45 pm.

Any person affected by the proposed Local Law may make a submission relating to it to the Council. All submissions received by the Council within 14 days of the publication of this notice will be considered in accordance with section 223 of the **Local Government Act 1989**.

Any person requesting to be heard in support of a written submission is entitled to appear before a meeting of the Council or a Council committee either personally or by a person acting on his or her behalf and will be notified of the date and time of the hearing.

Submissions should be lodged at the above offices of the Council or posted to Graham Shiell, Chief Executive Officer, PO Box 51, Port Fairy 3284.

GRAHAM SHIELL
Chief Executive Officer



NOTICES

Moyne Shire Council proposed Amendment to General Local Law (No 1 of 1996) incorporating General (Amendment) Local Law (No 1 of 1998).

Moyne Shire Council is considering an amendment to General Local Law (No 1 of

1996) as amended. Public submissions about the proposed amendments are now invited. The following information about the proposed Local Law is provided in accordance with Section 119 of the **Local Government Act 1989**.

Purpose of the Amendment

The purpose of the proposed amendment is to prohibit sleeping or being accommodated in a caravan, trailer or vehicle on a Council reserve without a permit or the consent of a manager.

General purport of the proposed amendment

The proposed amendment will replace the words "place, use, erect or occupy any tent or temporary shelter" with the words "place, pitch, erect or occupy for the purpose of sleeping or accommodation any camp, sleeping bag, tent, temporary shelter, caravan, trailer or vehicle".

The proposed amendment will apply to a Council reserve when the consent of a manager or permit has not been obtained.

A copy of the proposed Local Law may be inspected at, or obtained from Council Offices at Princes Street, Port Fairy; Jamieson Avenue, Mortlake and High Street, Macarthur. Office hours are 8.45 am to 4.45 pm.

Any person affected by the proposed amendment may make a submission relating to it to the Council. All submissions received by Council within fourteen (14) days of the publication of this notice will be considered in accordance with Section 223 of the **Local Government Act 1989**. Any person requesting to be heard in support of a written submission is entitled to appear before a meeting of the Council or a Council committee either personally or by a person acting on his or her behalf and will be notified of the date and time of the hearing.

Submissions should be lodged at the offices of the Council or posted to: Graham Shiell, Chief Executive Officer, PO Box 51, Port Fairy 3284.

CITY OF PORT PHILLIP

Naming of Private Road at 2 Graham Street,
Port Melbourne

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 26 November 2001, to name the private road at

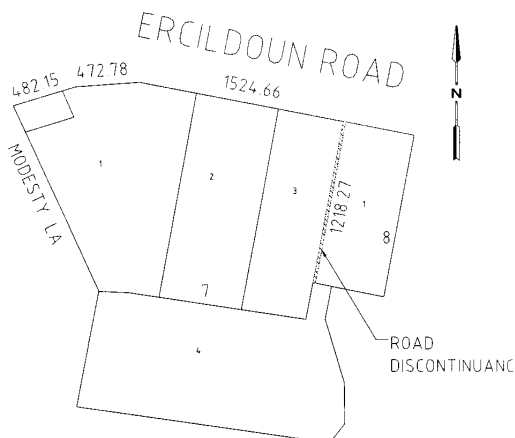
2 Graham Street, Port Melbourne, 'Seisman Place'.

DAVID SPOKES
Chief Executive Officer

PYRENEES SHIRE COUNCIL

Road Discontinuance

Under Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, Council at its ordinary meeting of 17 July 2001, formed the opinion that the road shown hatched on the plan below is not reasonably required for public use and has resolved to discontinue the road and return it to the Crown for onsale to the abutting property owner.



S.G. CORNISH
Chief Executive Officer

Planning and Environment Act 1987

CARDINIA PLANNING SCHEME

Notice of Amendment

Amendment C32

The Cardinia Shire Council has prepared Amendment C32 to the Cardinia Planning Scheme.

The Amendment affects land described as: Reserve for Recreation Purposes on LP43302, Kevis Court, Garfield; Nos 15 & 17 Leonard Court, Pakenham, being Lot 17 and a Recreation Reserve on LP91451.

The Amendment proposes to: Rezone the land at 15 Leonard Court, Pakenham from a Public Park and Recreation Zone to a Residential 1 Zone to correct a mapping error.

Rezone the Recreation Reserve at 17 Leonard Court, Pakenham from a Residential 1 Zone to a Public Park and Recreation Zone, excluding a 3 metre wide section of the reserve abutting 19 Leonard Court and allow the removal of the reservation from the 3 metre wide section of the reserve under Section 24A of the **Subdivision Act 1988** to allow the transfer of this section of land to an adjoining owner. Rezone the Reserve for Recreation Purposes on LP43302, Kevis Court, Garfield from a Public Park and Recreation Zone to a Residential 1 Zone, and allow the removal of the reservation from the reserve under Section 24A of the **Subdivision Act 1988**. The reserve in Kevis Court, Garfield has been determined as surplus to the open space requirements in the area and is proposed to be sold.

The Amendment can be inspected at: Cardinia Shire Council, Municipal Office, Henty Way, Pakenham and Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

Any person who is affected by the Amendment may make a submission in writing about the Amendment. Submissions must be sent to: Philip Walton, Manager Strategic Planning, Cardinia Shire Council, PO Box 7, Pakenham 3810 by 21 January 2002.

Planning and Environment Act 1987

GLEN EIRA PLANNING SCHEME

Notice of Amendment

Amendment C22

The City of Glen Eira has prepared Amendment C22 to the Glen Eira Planning Scheme.

The Amendment proposes to amend Clauses 21.03, 21.04 and 21.05 of the Municipal Strategic Statement (MSS) and amend provisions in the schedule to the Residential 1 Zone to specify requirements for siting standards in Clauses 54 and 55 of the scheme (ResCode).

The purpose of the Amendment is to make the MSS clearer in respect of Council's preferred and non preferred locations for multi unit development throughout the City; reflect preliminary findings of Council's Housing and Residential Development Strategy and change the schedule to the Residential 1 Zone (ResCode).

The changes to the schedule to the Residential 1 Zone are required to give effect to the residential character objectives and strategies articulated in the amended MSS and to give further weight to the proposed MSS changes.

The Amendment can be inspected free of charge and during office hours at: City of Glen Eira Municipal Offices, corner Glen Eira and Hawthorn Roads, Caulfield South 3162; Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000; Bentleigh Library, 161 Jasper Road, Bentleigh 3204; Carnegie Library, 104 Koornang Road, Carnegie 3163; Elsternwick Library, 4 Staniland Grove, Elsternwick 3185; Caulfield Library, corner Hawthorn and Glen Eira Roads, Caulfield South 3162 and Council's website: www.gleneira.vic.gov.au

Submissions about the Amendment must be sent to: Municipal Strategic Statement Amendment, Strategic Planning Department, City of Glen Eira, PO Box 42, Caulfield South 3162 by 7 February 2002.

JASON CLOSE
Manager Strategic Planning

Planning and Environment Act 1987

HUME PLANNING SCHEME

Notice of Amendment

Amendment C28

Hume City Council has prepared Amendment C28 to the Hume Planning Scheme.

The land affected by the Amendment is four irregular shaped parcels (total area of 135 hectares) known as Crown Allotments 7D, 7E, 7G and 7H that comprised the former Greenvale Hospital located on the south-west side of Providence Road in Greenvale.

The Amendment proposes to rezone the land from a Public Use Zone 3 (Health and Community) to part Public Conservation and Resource Zone (PCRZ) and part Special Use Zone (SUZ) and insert a new schedule (Schedule 6) to the Special Use Zone that relates to the land.

The person who requested the Amendment is Collie Planning and Development Pty Ltd.

You may inspect the Amendment; any

documents which support the Amendment and the explanatory report about the Amendment at the office of the planning authority Hume City Council, Sunbury Office, 36 Macedon Street, Sunbury; Hume City Council, Broadmeadows Office, 1079 Pascoe Vale Road, Broadmeadows, and Department of Infrastructure, Planning Information Centre, Upper Plaza, at Nauru House, 80 Collins Street, Melbourne.

This can be done during office hours and is free of charge.

Any person who may be affected by the Amendment may make a submission to the planning authority.

The closing date for submissions is 8 February 2002. A submission must be in writing and sent to: Manager Planning and Environment, Hume City Council, PO Box 119, Broadmeadows 3047.

A public information session on the proposed Amendment will be conducted by the proponent on Thursday 13 December 2001 between 4.30 pm and 7.30 pm at the Greenvale Hall, Section Road, Greenvale.

Should you have any queries about this matter please contact Michael Sharp on telephone 9205 2374.

DARRELL TRELOAR
Chief Executive Officer

Planning and Environment Act 1987

MOONEE VALLEY PLANNING SCHEME

Notice of Amendment

Amendment C28

Moonee Valley City Council has prepared Amendment C28 to the Moonee Valley Planning Scheme.

The proposed Amendment affects land along the Maribyrnong River in the City of Moonee Valley which is currently covered by the Design Development Overlay 1 – Skyline Area and shown in Planning Scheme maps No. 5DDO, 9DDO, 10DDO, 11DDO and 14DDO.

The purpose of the Amendment is to introduce a local policy Maribyrnong River Corridor Policy at Clause 22.10 to assist with the exercise of discretion when considering planning applications in areas covered by the DDO1 – Skyline Area. The policy introduces the City of Moonee Valley Maribyrnong River

Interface Urban Design Guidelines 2001 as a reference document. The Amendment also revises the Municipal Strategic Statement and Schedule (DDO-1) so as to include a reference to the City of Moonee Valley Maribyrnong River Interface Urban Design Guidelines 2001 in the decision guidelines.

The Amendment can be inspected during office hours at: City of Moonee Valley, Civic Centre, 9 Kellaway Avenue, Moonee Ponds and Department of Infrastructure, Customer Service Centre, Nauru House, 80 Collins Street, Melbourne.

Submissions about the Amendment must be sent to Attention: Ms Jan Salmon, Strategic Planner, City of Moonee Valley, PO Box 126, Moonee Ponds 3039 by 25 January 2002.

SVEN KLING
Chief Executive

Planning and Environment Act 1987
STONNINGTON PLANNING SCHEME
Notice of Amendment

Amendment C21

Notice of an Application for a Planning Permit
Application 1164/01

The land affected by the Amendment is:
1 Kingsway, Armadale.

The land affected by the application is:
1 Kingsway, Armadale.

The Amendment proposes to rezone the land from Residential 1 Zone to Business 2 Zone.

The application is for a permit to use the existing two storey building and associated car space for a shop (beauty salon).

The person who requested the Amendment and the application for the permit is the owner and operator of the business on the land, Mrs Marcia Fyson, Clover Beauty and Natural Therapy.

You may inspect the Amendment and the application, and any documents that support the Amendment and application and the explanatory report about the Amendment and application at: the office of the planning authority; City of Stonnington, Planning Counter, Prahran Centre, Prahran Town Hall, corner of Greville and Chapel Streets, Prahran 3181 and the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

This can be done during office hours and is free of charge.

Any person who may be affected by the Amendment or by the granting of the planning permit may make a submission to the planning authority. Submissions must be made in writing (by or on behalf of the submitter) giving the address of the affected property and the submitter's name and contact address; and clearly state the grounds on which the Amendment or planning permit is supported or opposed and indicate what changes (if any) the submitter wishes to make to the Amendment or planning permit.

The closing date for submissions is Friday 1 February 2002. Submissions must be sent to: Strategic Planning, Planning Unit, City of Stonnington, PO Box 21, Prahran 3181 or by facsimile on 9521 2255.

MARCO NEGRI
Manager Planning
City of Stonnington

Planning and Environment Act 1987
WODONGA PLANNING SCHEME

Notice of Amendment

Amendment C11

The Wodonga Rural City Council has prepared Amendment C11 to the Wodonga Planning Scheme.

The Amendment proposes map changes to the Wodonga Planning Scheme, rezoning 2.1 ha of land described as part of Lot 91 on Plan of Subdivision 4018807 and part Allotment 4, Bromley Lane, Baranduda South from Environmental Rural Zone to Rural Living Zone, deleting the Environmental Significance Overlay and applying a Development Plan Overlay on the land. The rezoning will allow for the construction of a house on Lot 91.

The Amendment can be inspected at: The City of Wodonga Offices, Hovell Street, Wodonga; Regional Office, Department of Infrastructure, 50-52 Clarke Street, Benalla and Department of Infrastructure, Floor 21, Nauru House, 80 Collins Street, Melbourne.

Submissions in writing in respect of the Amendment must be sent to the City of Wodonga, PO Box 923, Wodonga, Vic. 3689 by Monday 14 January 2002.

PETER MARSHALL
Chief Executive Officer

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, ACN 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 7 February 2002 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.

BUSCH, Jessie Maria, late of Terry Barker Nursing Home, Broadford Crescent, Macleod, widow, who died 15 November 2001.

DAWSON, Alan, late of 28 Kwinana Street, Glen Waverley, who died 19 August 2001.

DOBRIGH, Thelma Grace, late of Latrobe Private Nursing Home, 14 Como Street, Alphington, retired, who died 26 October 2001.

IMER, Joyce Edna, late of Grace McKellar Nursing Home, 45-95 Ballarat Road, Geelong, who died 4 November 2001.

JARVIS, John James, late of Hilltop Nursing Home, 10 Hotham Street, Preston, retired, who died 1 October 2001.

KING, Gregory James, late of Unit 19/20 Kew Residential Services, Princess Street, Kew, pensioner, who died 12 October 2001.

McCALLUM, Henry, late of 16 Bridge Street, Hampton, who died 28 August 2000.

MURPHY, Judith Allison, late of Weighbridge Nursing Home, 72 Ascot Vale Road, Flemington, pensioner, who died 11 September 2001.

PARR, Kenneth John, late of 37 Pinnacle Drive, Rawson, who died 18 November 2001.

POBJOY, Glenda, late of 1 Spink Avenue, Wangaratta, pensioner, who died 11 September 2001.

QUINN, Martin Francis, late of 190 Mary Street, Richmond, accountant, who died 8 September 2001.

Dated at Melbourne, 29 November 2001

CATHY VANDERFEEN
Manager, Estate Management
State Trustees Limited

Creditors, next-of-kin and others having claims against the following estates:-

ITALIA, Vincenzo, late of Jasmine Lodge, 56 Mt Dandenong Road, East Ringwood, pensioner, deceased intestate, who died 7 September 2001.

KARANIKIS, Despina, late of Darlingford Upper Goulburn Nursing Home, Eildon Road, Eildon, pensioner, deceased intestate, who died 21 August 2001.

KELLEHER, Thomas, late of Wycheproof Campus, Grandview Street, Wycheproof, pensioner, deceased intestate, who died 14 October 2001.

LIEBE, Sydney Theodore, late of Mooraleigh Cluster Homes, 748 Centre Road, Bentleigh, pensioner, deceased, who died 18 November, leaving a will dated 23 June 1995.

Creditors, next-of-kin and others having claims against the abovementioned estates are required pursuant to Section 33 of the **Trustee Act 1958** to send particulars of their claims against the abovementioned estates to State Trustees Limited, 168 Exhibition Street, Melbourne, Victoria, on or before 7 February 2002 after which date State Trustees Limited, ACN 064 593 148, may convey or distribute the assets of the abovementioned estates having regard only to the claims of which it then has notice.

EXEMPTION

Application No. A467 of 2001

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to Section 83 of the **Equal Opportunity Act 1995**, by Upper Hume Community Health Service. The application for exemption is to enable the applicant to employ women only in the position of Domestic Violence Outreach Worker with Upper Hume Community Health Service.

Upon reading the material submitted in support of the application the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to employ women only in the position of Domestic Violence Outreach Worker with Upper Hume Community Health Service.

In granting this exemption the Tribunal noted:

- The Upper Hume Community Health Service Domestic Violence Outreach Worker has provided over the last six years, the delivery to women of the Upper Hume Region personal welfare and educational services in the area of domestic violence intervention and support.
- A substantial number of those receiving the services might reasonably object if they were delivered by someone of the opposite (i.e. male) gender.
- A substantial part of the reason they may object would be directly related to the physical and emotional abuse they have received from the opposite gender (i.e. male) promoting the women to access the services at Upper Hume Community Health Service's Domestic Violence Outreach Worker.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to employ women only in the position of Domestic Violence Outreach Worker with Upper Hume Community Health Service.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 5 December 2004.

Dated 27 November 2001

Mrs A. COGHLAN
Deputy President

EXEMPTION

Application No. A453 of 2001

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by St Luke's Anglicare. The application for exemption is to enable the applicant to advertise for and employ male or female Mental Health Care Workers to continue an appropriate gender balance of staff.

Upon reading the material submitted in support of the application, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ male or female Mental Health Care Workers to continue an appropriate gender balance of staff.

In granting this exemption the Tribunal noted:

- St Luke's provides welfare services to children, young people, families and individuals who experience various disabilities. These include a lack of appropriate housing, exclusion from educational systems, lack of material and financial resources, victims of physical and emotional abuse, mental, cognitive and physical disabilities, substance abuse or display of inappropriate social behaviour.
- Many of the clients of the applicant, women in particular, may have experienced abuse and/or trauma in their lives and consequently have a strong preference for assistance to be provided by a same gender worker. Many male clients have also expressed a need to work with male mental health workers who can assist them with a wide range of men's health issues.
- The applicant provides a range of individual home based outreach services. In addition it provides group programs that offer separate men and women's groups to explore mental and general health issues relevant for each gender. St Luke's aims to offer clients a choice between a female and male worker wherever possible.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to advertise for and employ male or female Mental Health Care Workers to continue an appropriate gender balance of staff.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 5 December 2004.

Dated 3 December 2001

Mrs A. COGHLAN
Deputy President

EXEMPTION

Application No. A452 of 2001

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by the Bogong Outdoor Education Centre. The application for exemption is to enable the applicant to advertise for and employ female

teaching staff when the female staffing levels are below the equivalent of 2 full time teaching staff.

Upon reading the material submitted in support of the application, the Tribunal is satisfied that is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ female teaching staff when the female staffing levels are below the equivalent of 2 full time teaching staff.

In granting this exemption the Tribunal noted:

- The Bogong Outdoor Education Centre (BOEC) is a residential Department of Education, Employment and Training school. Students stay in dormitory accommodation and there are overnight hiking activities.
- The Schools of the Future Reference Guide 1996, a DEET publication, states where excursions involve overnight stays for mixed groups excursion staff should include at least one person of each sex.
- The applicant needs to send a female teacher out with every group of twelve students on an overnight hike. On a 6 day summer program there are 4 groups that need a female teacher. There are 2 female Visiting Teachers and 2 female teachers required by the applicant.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to advertise for and employ female teaching staff when the female staffing levels are below the equivalent of 2 full time teaching staff.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 5 December 2004.

Dated 28 November 2001

Mrs A. COGHLAN
Deputy President

ERRATUM

Crown Land (Reserves) Act 1978

In the Gazette of 29 November 2001, page 2966, under the heading TEMPORARY

RESERVATION OF CROWN LANDS, the first Item – BACCHUS MARSH reference is made in the text to an area of 4046 square metres.

This should read 4066 square metres.

The balance of the information is correct and valid.

Agricultural Industry Development Act 1990

NOTICE TO AMEND AN ORDER

Murray Valley Wine Grape Industry Development Order 1999

The Murray Valley Wine Grape Industry Development Order 1999 (Victoria) (“the Order”) is amended under sections 10(1) and 63(2) of the **Agricultural Industry Development Act 1990** as follows:

1. Clauses 7, 13 (e), 13 (f), 14 and 17 (a) of the Order –
are omitted
2. In Clause 5 of the Order
omit –
“It is renewable for a further period, not exceeding four years, subject to a poll in accordance with the Act.”;
3. In clause 15 (a) of the Order
omit –
“at which time any variation to a charge must be considered and voted on by growers”;
4. For clause 17 (b) of the Order
substitute –
“17. (b) In developing the plan of operations in accordance with section 45 of the Act, the Committee must consult with all sectors of the wine grape industry in the production area.”
5. For clause 18 (a) of the Order
substitute –
“18. (a) Voting at a poll or in accordance with section 49 of the Act shall be on the basis of one vote for each of the following:
 - (i) Individual Producer;
 - (ii) Company;
 - (iii) Partnership;

(iv) Share farming agreement.”

6. In clause 19 of the Order

omit –

“One penalty unit is currently \$100.”

KEITH HAMILTON
Minister for Agriculture

Agricultural Industry Development Act 1990

NOTICE TO AMEND AN ORDER

Greater Victoria Wine Grape Industry
Development Order 2001

The Greater Victoria Wine Grape Industry Development Order 2001 (“the Order”) is amended under sections 10(1) and 63(2) of the **Agricultural Industry Development Act 1990** as follows:

1. Clause 5 of the Order

omit –

“It is renewable for a further period, not exceeding four years, subject to a poll in accordance with the Act.”;

2. Clauses 12 and 14, and clauses 19 to 29 inclusive of the Order –
are **omitted**.

3. For clause 13 of the Order

substitute –

“13. In developing the plan of operations required under section 45 of the Act, the Committee must have regard to any plans or priorities which have been adopted by the Victorian Wine Industry Association.”

4. In clause 33 of the Order, for “Clauses 19 and 28 of this Order”

substitute –

“section 49 of the Act”.

5. In clause 34 of the Order, for “Clauses 19 and 28 of this Order”

substitute –

“section 49 of the Act”.

6. In clause 36 of the Order,

omit –

“One penalty unit is currently \$100.”

KEITH HAMILTON
Minister for Agriculture

Agricultural Industry Development Act 1990

NOTICE TO AMEND AN ORDER

Northern Victorian Fresh Tomato Industry
Development Order 2000

The Northern Victorian Fresh Tomato Industry Development Order 2000 (“the Order”) is amended under sections 10(1) and 63(2) of the **Agricultural Industry Development Act 1990** as follows:

1. For clause 3 of the Order

substitute –

“3. The purpose of this Order is to set up a Committee to collect and administer charges applied to tomato growers in Victoria for defined industry functions.”

2. Clauses 11 and 13, and clauses 17 to 27 (inclusive) of the Order are **omitted**

3. For clause 12 of the Order

substitute –

“12. In developing the plan of operation required under section 45 of the Act, the Committee must have regard to any plans or priorities which have been adopted by the Northern Victorian Fresh Tomato Growers Association.”

4. After clause 16 of the Order

insert –

“16A. The charge is payable to the Committee prior to 30 September each year.”

5. In clause 28 of the Order, for “sections 17 and 26 of this Order”

substitute –

“section 49 of the Act”.

6. For clause 30 of the Order

substitute –

“30. The voting in a future poll on the question of the continuation of the Order shall be on the basis of one vote for each 100,000 (or part thereof) containers purchased in the previous financial year subject to no grower having more than four votes in total.”

7. In clause 31 (b) of the Order

omit –

“and provide growers with a copy of the latest Annual Report and Plan of Operation”

8. In clause 33 of the Order

omit –

“One penalty unit is currently \$100.”

KEITH HAMILTON
Minister for Agriculture

Agricultural Industry Development Act 1990

NOTICE TO AMEND AN ORDER

Victorian Strawberry Industry Development
Order 2000

The Victorian Strawberry Industry Development Order 2000 (“the Order”) is amended under sections 10(1) and 63(2) of the **Agricultural Industry Development Act 1990** as follows:

1. For clause 3 of the Order

substitute –

“3. The purpose of this Order is to set up a Committee to collect and administer charges applied to growers in a defined production area for defined industry functions.”

2. Clauses 11 and 13, and clauses 17 to 27 (inclusive) of the Order are **omitted**.

3. For clause 12 of the Order

substitute –

“12. In developing the plan of operations required under section 45 of the Act, the Committee must have regard to any plans or priorities which have been adopted by the Victorian Strawberry Growers’ Association.”

4. After clause 16 of the Order

insert –

“16A. The charge is payable to the Committee prior to 30 June each year.”

5. In clause 28 of the Order, for “sections 17 and 26 of this Order

substitute –

“section 49 of the Act”

6. In clause 30 (a) of the Order

omit –

“, and provide growers with a copy of the latest Annual Report and Plan of Operation”

7. In clause 32 of the Order

omit –

“One penalty unit is currently \$100.”

KEITH HAMILTON
Minister for Agriculture

Australian Grands Prix Act 1994

DECLARED AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 27 of the **Australian Grands Prix Act 1994**, as the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the whole of the area of Albert Park (as defined in the **Australian Grands Prix Act 1994**) is the declared area in respect of the year commencing Monday 10 December 2001 and ending Monday 9 December 2002.

Dated 28 November 2001

SHERRYL GARBUTT MP
Minister for Environment
and Conservation

JOHN PANDAZOPOULOS MP
Minister for Major Projects
and Tourism

Australian Grands Prix Act 1994

RACE PERIOD

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 27 of the **Australian Grands Prix Act 1994**, as the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the period commencing at 12.01 am on Tuesday 26 February 2002 and ending at 11.59 pm on Monday 4 March 2002 is the race period in respect of the year commencing Monday 10 December 2001 and ending Monday

9 December 2002.

Dated 27 November 2001

SHERRYL GARBUTT MP
Minister for Environment
and Conservation

JOHN PANDAZOPOULOS MP
Minister for Major Projects
and Tourism

Australian Grands Prix Act 1994

DESIGNATED ACCESS AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 32A of the **Australian Grands Prix Act 1994**, as the Minister administering the **Road Safety Act 1986**, the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the area, being all of the land situated within 1.5 metres east of the Queens Road boundary of Albert Park (as defined in the **Australian Grands Prix Act 1994**) between the points marked A and B on the plan numbered LEGL./95-128 and lodged in the Central Plan Office, is a designated access area for the period commencing at 12.02 am on Monday 10 December 2001 and ending 11.58 pm on Monday 1 April 2002.

Dated 28 November 2001

PETER BATCHELOR MP
Minister for Transport
SHERRYL GARBUTT MP
Minister for Environment
and Conservation

JOHN PANDAZOPOULOS MP
Minister for Major Projects
and Tourism

Australian Grands Prix Act 1994

DESIGNATED ACCESS AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 32A of the **Australian Grands Prix Act 1994**, as the Minister administering the **Road Safety Act**

1986, the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the area, being all of the land coloured yellow on the plan numbered LEGL./95-128 and lodged in the Central Plan Office, is a designated access area for the period commencing at 12.02 am on Monday 10 December 2001 and ending 11.58 pm on Monday 1 April 2002.

Dated 28 November 2001

PETER BATCHELOR MP
Minister for Transport
SHERRYL GARBUTT MP
Minister for Environment
and Conservation

JOHN PANDAZOPOULOS MP
Minister for Major Projects
and Tourism

Australian Grands Prix Act 1994

DESIGNATED ACCESS AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 32A of the **Australian Grands Prix Act 1994**, as the Minister administering the **Road Safety Act 1986**, the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the area, being all of the land coloured green on the plan numbered LEGL./95-128 and lodged in the Central Plan Office, is a designated access area for the period commencing at 12.02 am on Tuesday 12 February 2002 and ending at 11.58 pm on Monday 11 March 2002.

Dated 28 November 2001

PETER BATCHELOR MP
Minister for Transport
SHERRYL GARBUTT MP
Minister for Environment
and Conservation

JOHN PANDAZOPOULOS MP
Minister for Major Projects
and Tourism

Australian Grands Prix Act 1994
DESIGNATED ACCESS AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 32A of the **Australian Grands Prix Act 1994**, as the Minister administering the **Road Safety Act 1986**, the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the area, being all of the stratum of land hatched and coloured green on the plan numbered LEGL./95-128 and lodged in the Central Plan Office, is a designated access area for the period commencing at 12.02 am on Tuesday 12 February 2002 and ending at 11.58 pm on Monday 11 March 2002.

Dated 28 November 2001

PETER BATCHELOR MP
Minister for Transport

SHERRYL GARBUTT MP
Minister for Environment
and Conservation

JOHN PANDAZOPOULOS MP
Minister for Major Projects
and Tourism

Conservation, Forests and Lands Act 1987

NOTICE OF MAKING OF LAND
MANAGEMENT CO-OPERATIVE
AGREEMENTS

Notice is given under section 80 of the **Conservation, Forests and Lands Act 1987** that five Land Management Co-operative Agreements have been entered into by the Secretary to the Department of Natural Resources and Environment with the Rural Finance Corporation of Victoria in respect to parts of the following land:

- (a) Crown Allotments 25A, 25B, 72A, 72B and 73, Parish of Numbie-Munjie;
- (b) Lot 1 on PS 427854L, Parish of Numbie-Munjie;
- (c) Crown Allotment 1, Section 7 and Crown Allotment 6, Section 6 and PS427853, Parish of Bingo-Munjie North;
- (d) PC362521N, parish of Eumana;

- (e) PC362522N and PC365189C, Parish of Cobungra.

Notice is also given under section 80 of the **Conservation, Forests and Lands Act 1987** that an agreement has been entered into by the Secretary to the Department of Natural Resources and Environment with the Rural Finance Corporation of Victoria to terminate the Land Management Co-Operative Agreement dated 19 September 2000.

Copies of the agreements and the agreement to terminate a previous agreement are available for public inspection between the hours of 9.00 am and 5.00 pm at the following offices of the Department of Natural Resources and Environment: Bairnsdale Office, Department of Natural Resources and Environment, 73 Calvert Street, Bairnsdale 3875 and Executive Services Branch, Department of Natural Resources and Environment, Level 16, 8 Nicholson Street, East Melbourne 3002.

CHLOE MUNRO
Secretary

Dental Practice Act 1999

Following a Formal Inquiry completed on 10 September 2001 into the alleged conduct of Dr Leonid Exler of 379 St Kilda Street, Brighton, the Board made the following findings and determinations:

1. Under the **Dentists Act 1972**, Dr Exler is guilty of 3 charges of professional misconduct in relation to:
 - advertising which was false, misleading and deceptive;
 - inadequate infection control practices;
 - matters relating to practice systems for infection control, staff training and records management.

Dr Exler was reprimanded for each of these offences.
2. Under the **Dental Practice Act 1999**, Dr Exler is guilty of:-
 - (a) Four charges of unprofessional conduct of a serious nature in relation to:
 - advertising which was false, misleading and deceptive;
 - lack of adequate consent for treatment;

- inadequate infection control practices;
 - matters relating to practice systems for infection control, staff training and records management.
- (b) Three charges of unprofessional conduct not of a serious nature in relation to:
- information provided regarding health fund rebates;
 - storage of Schedule 4 Poisons and dental records plus;
 - inadequate infection control practices.

In relation to the charges of 2(a) and 2(b) the Board imposed the following penalties:

- A. A reprimand.
- B. A caution.
- C. Fines totalling \$34,000.
- D. Suspension of registration from 15 December 2001 until 14 March 2002.
- E. Conditions relating to training in infection control for himself and staff, infection control procedures at all practices and employment of staff trained in infection control procedures plus regular and random audit of all practices. These conditions apply until 14 April 2004 unless the Board determines otherwise.

PETER GARDNER
Chief Executive Officer

Forests Act 1958, No. 6254

DECLARATION OF THE PROHIBITED PERIOD

In pursuance of the powers conferred by section 3 sub-section (2) of the **Forests Act 1958**, I, Gary Morgan, delegated officer for the Minister for Environment and Conservation in the State of Victoria, hereby declare the Prohibited Period for all land within the Fire Protected Area (other than State forest, National park and protected public land) within the municipalities nominated for the period specified in the schedule below:

SCHEDULE 1

The Prohibited Period shall commence at 0100 hours on Monday 10 December 2001 and

end at 0100 on Tuesday 1 May 2002 (unless varied) in the following municipalities: Delatite Shire Council.

GARY MORGAN
Chief Fire Officer
Department of Natural Resources
and Environment
Delegated Officer,
pursuant to section 11,
Conservation Forests and Land Act 1987



Heritage
VICTORIA

Heritage Act 1995

NOTICE OF REGISTRATION

As Executive Director for the purpose of the Heritage Act, I give notice under section 46 that the Victorian Heritage Register is amended by including the Heritage Register Number 1956 in the category described as a Heritage place:

Callanan's Chemist, 47 Watton Street, Werribee, Wyndham City Council.

EXTENT:

1. All the building known as Callanan's Chemist marked B1 on Diagram Number 1956 held by the Executive Director.
2. All the land shown on Diagram Number 1956 held by the Executive Director.
3. All the specified objects: All signage and display cases.

Dated 5 December 2001

RAY TONKIN
Executive Director



Heritage
VICTORIA

Heritage Act 1995

NOTICE OF REGISTRATION

As Executive Director for the purpose of the Heritage Act, I give notice under section 46 that the Victorian Heritage Register is amended by including the Heritage Register Number 1975 in

the category described as a Heritage place:

Calder Woodburn Memorial Avenue,
Goulburn Valley Highway, Kialla West,
Toolamba East, Arcadia, Moorilim, Greater
Shepparton Shire Council, Strathbogie Shire
Council.

EXTENT:

1. All of the land marked L1 on Diagram
Number 1975 held by the Executive Director
being the Goulburn Valley Highway road
reserve approximately 19.7km between the
Murchison-Violet Town Road and Seven
Creeks, but excluding the road pavement and
shoulders to a width of 13.0m from the centre
line of the road.

2. All of the Eucalyptus spp. Trees planted in
four rows along the Goulburn Valley Highway
and all of the memorial name plaques associated
with 110 of the trees within the land marked L1
on Diagram Number 1975 held by the Executive
Director.

Dated 5 December 2001

RAY TONKIN
Executive Director

Land Acquisition and Compensation Act 1986

FORM 7

S.21
Reg.16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads), declares
that by this notice it acquires the following
interest in the land described as part of Lot 1 on
Title Plan 012081T, Parish of Wangaratta North
comprising 3900 square metres and being land
described in Certificate of Title Volume 10415,
Folio 729, shown as Parcel 1 on Roads
Corporation Survey Plan 20018.

Interest Acquired: That of Peter Edmond
and Maurice Albion Byrne and all other
interests.

Published with the authority of VicRoads.

The Survey plan referred to in this notice
may be viewed without charge at the office of
Property Services Department, VicRoads,
4th Floor, North Building, 60 Denmark Street,
Kew during the hours 9.00 am to 4.00 pm.

Dated 6 December 2001

For and on behalf of VicRoads:

GERRY TURNER

Manager

Property Services Department

Livestock Disease Control Act 1994

NOTICE UNDER SECTION 94

Notice is hereby given that on 27 November
2001 the Commissioner of State Revenue
declared, pursuant to section 94 of the
Livestock Disease Control Act 1994, the
undermentioned person, being a person carrying
on business as stock and station agents, abattoir
operators, feedlot operators, cattle scale
operators, calf dealers or any other prescribed
business dealing with the buying or selling of
livestock or carcasses of livestock, as approved
agents for the purposes of Part 6 of the
Livestock Disease Control Act 1994, and of the
Duties Act 2000.

Kindellan Livestock Pty Ltd.

CHRISTOPHER CHARLES EDWIN GAHAN
as delegate of the Secretary
to the Department of
Natural Resources and Environment

Mineral Resources Development Act 1990

EXEMPTION FROM EXPLORATION
LICENCE OR MINING LICENCE

I, Scott Ashby, Executive Director Minerals
and Petroleum, pursuant to section 7 of the
Mineral Resources Development Act 1990
and under delegation by the Minister for Energy
and Resources –

1. HEREBY EXEMPT all that Crown land
situated within the boundaries of exploration
licence applications 4619, 4620, 4621 &
4622 that have been excised from that
application, from being subject to an
exploration licence or mining licence.
2. Subject to paragraph 3, this exemption
applies until the expiration of 2 years after
the grant of the licence (if the licence is
granted), or until the expiration of 28 days
after the application lapses or is withdrawn
or refused.
3. This exemption is REVOKED in respect of
any land that ceases to lie within the
boundaries of the application or licence, at

the expiration of 28 days after the said land ceases to lie within the boundaries of the application or licence.

Dated 27 November 2001

SCOTT ASHBY
Executive Director,
Minerals & Petroleum

Occupational Health & Safety Act 1985

OCCUPATIONAL HEALTH & SAFETY
(HAZARDOUS SUBSTANCES)
REGULATIONS 1999

Regulation 300(b)

Determination of Prohibited Substance

(Crystalline Silica)

I, Catherine Duane, of the Victorian WorkCover Authority, under regulation 300(b) of the Occupational Health and Safety (Hazardous Substances) Regulations 1999 DETERMINE crystalline silica to be a prohibited substance when used for the purpose of abrasive blasting in a concentration exceeding 1% of the abrasive material.

This determination comes into effect on 1 January 2002.

Dated 28 November 2001

CATHERINE DUANE
Director Operations Support Division
WorkSafe Victoria
Victorian WorkCover Authority

Stamps Act 1958

NOTICE UNDER SECTION 40A

Pursuant to section 40A of the **Stamps Act 1958** I hereby declare and make effective from 29 November 2001 that:

AP-217 – Abbot Incorporation Services Pty Ltd

to be no longer an “authorised person” in relation to the stamping of transfers of land, mortgages, bonds, debentures and covenants, marketable securities, leases, agreements to lease, assignments or transfers of lease and instruments of settlement.

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 and make effective from 30 November 2001, that:

AP-318 – Aid & Abet Pty Ltd

to be no longer an “authorised person” in relation to the stamping of transfers of land, mortgages, bonds, debentures, and covenants, marketable securities, leases, agreements to lease, assignments or transfers of lease and instruments of settlement.

DAVID POLLARD
Commissioner of State Revenue

Water Act 1989

BYLAW NO 4
IRRIGATION PERIOD

In accordance with section 161(1)(a) of the **Water Act 1989**, the Minister for Environment and Conservation has approved the making of Gippsland and Southern Rural Water Authority Bylaw No 4 – Irrigation Period.

The objective of Bylaw No 4 is to set the irrigation period for each of the Authority’s three irrigation districts in accordance with Section 222 of the **Water Act 1989**.

Copies of Bylaw No 3 are available (free of charge) during business hours from the Authority’s offices at 88 Johnson Street, Maffra and 1 Tower Road, Werribee.

(Dr) MARTIN KENT
Chief Executive

Water Act 1989

BYLAW NO 5
RECREATIONAL AREAS

In accordance with section 161(1)(a) of the **Water Act 1989**, the Minister for Environment and Conservation has approved the making of Gippsland and Southern Rural Water Authority Bylaw No 5 – Recreational Areas.

The objective of Bylaw No 5 is to make provision for:

- The control, management and the use of the land, services and facilities;
- The protection of the land, services and facilities;

- The protection of people in the area from injury or nuisance; and
- the conservation and preservation of flora, fauna and habitat;

in the recreational areas under the management and control of the Authority.

Copies of Bylaw No 4 are available (free of charge) during business hours from the Authority's offices at 88 Johnson Street, Maffra and 1 Tower Road, Werribee.

(Dr) MARTIN KENT
Chief Executive

Water Act 1989
REVOCATION OF
BYLAWS NO 5647 AND 5693

In accordance with section 161(1)(a) of the **Water Act 1989**, the Minister for Environment and Conservation has approved the revocation of Bylaws No 5647 and 5693, originally made by the State Rivers and Water Supply Commission, insofar only as they apply to Gippsland and Southern Rural Water Authority.

Bylaw No 5647 set conditions for the sale and distribution of water for irrigation in irrigation districts. Bylaw No 5693 specified quantities of water to be taken under licence or permit in the absence of any specific means of measurement.

The two bylaws continue powers or procedures which are no longer applicable to the Authority or which have alternative sources under the **Water Act 1989**.

(Dr) MARTIN KENT
Chief Executive

Water Act 1989
COLIBAN REGION WATER AUTHORITY

I, Adrian Spall, Director, Water Sector Services, Department of Natural Resources and Environment, as delegate of the Minister for Environment and Conservation, make the following Order:

DECLARATION OF THE MARONG
SEWERAGE DISTRICT ORDER 2001

1. This Order is called the Declaration of the Marong Sewerage District Order 2001.
2. This Order is made under Section 96(11) of

the **Water Act 1989** and all other available powers.

3. This Order takes effect from the date it is published in the Government Gazette.
4. The proposal for the declaration of a new sewerage district submitted to the Department of Natural Resources and Environment by Coliban Region Water Authority on 1 August 2001 is approved.
5. a) A new sewerage district is declared;
b) The new sewerage district is called the Marong Sewerage District;
c) The Marong Sewerage District is the area of land within the red border on the Authority's plan No. 64202M. A copy of the plan may be inspected at the offices of the Coliban Region Water Authority, situated at 2 Alder Street, Golden Square 3554; and
d) The Coliban Region Water Authority is nominated to manage and control the Marong Sewerage District.

Dated 20 November 2001

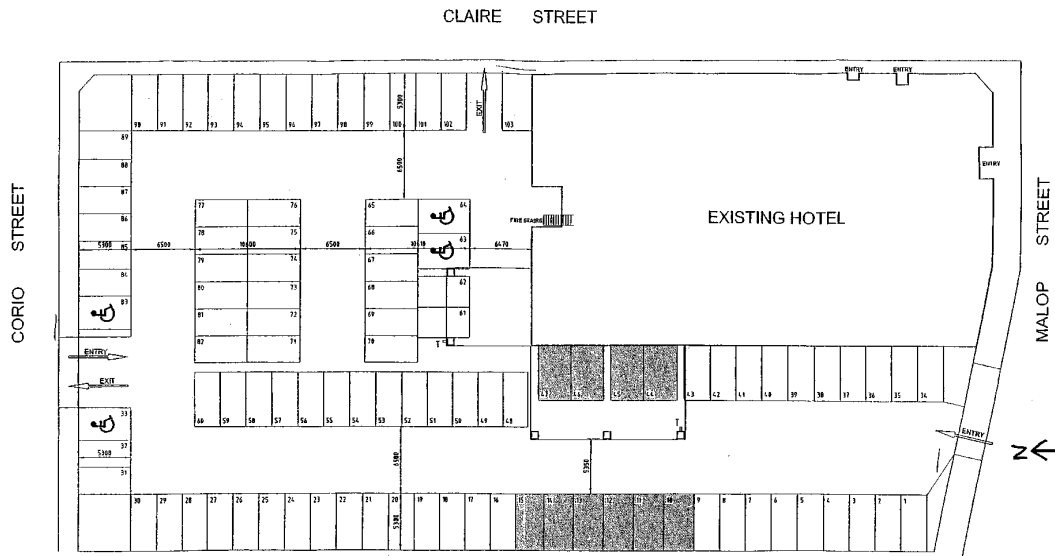
ADRIAN SPALL
Director, Water Sector Services
(as delegate of the Minister for
Environment and Conservation)

Road Safety Act 1986

ORDER UNDER SECTION 98
ROAD SAFETY ACT 1986 EXTENDING
PROVISIONS TO 13-19 MALOP STREET,
GEELONG, CARLTON HOTEL CARPARK

I, Robert Freemantle, Regional Manager, VicRoads South Western Region, delegate of the Minister for Transport under Section 98 of the **Road Safety Act 1986** by this Order, extend the application of:

- (a) Sections 59, 64, 65, 76, 77, 85-90 and 100 of that Act; and
 - (b) The Road Safety (Road Rules) Regulations 1999; and
 - (c) Parts 5 and 6 and Schedules 3 and 4 of the Road Safety (General) Regulations 1999
- to 13-19 Malop Street, Carlton Hotel Carpark Geelong, within the City of Greater Geelong, the particulars of which are shown on the attached plan.



CARPARK LAYOUT PLAN

NOTES

1. LAYOUT BASED ON DOCUMENTS PROVIDED BY THE CLIENT
2. ALL CARPARKING SPACES, UNLESS NOTED OTHERWISE ARE TO BE 5.30m x 2.50m
3. DISABLED CARPARKING SPACES (5.30m x 3.00m) DENOTED THUS:
4. OVERSIZED CARPARKING SPACES (5.30m x 3.00m) DENOTED THUS:
5. TICKET MACHINE LOCATIONS DENOTED THUS:

Dated 28 November 2001

ROBERT FREEMANTLE
Regional Manager VicRoads
South Western Region

Food Act 1984
SECTION 19C

Revocation of Declared Classes of Food Premises and Food Vehicles

I, Patricia Faulkner, Secretary to the Department of Human Services, acting under section 19C of the **Food Act 1984** —

1. Revoke the declaration published in the Government Gazette on 24 June 1999, in relation to Class A, B1, B2, C1, C2, D and E food premises and Class A, B1, B2, C1, C2, D and E food vehicles;
2. This declaration takes effect on 2 January 2002.

Dated 14 November 2001

P. M. FAULKNER
Secretary to the
Department of Human Services

Food Act 1984
SECTION 19C

Declaration of Classes of Food Premises

I, Patricia Faulkner, Secretary to the Department of Human Services, under section 19C of the **Food Act 1984**, declare the Class 1 and Class 2 food premises as indicated in the Table below as

declared food premises which must have a food safety program.

TABLE

Class	Profile
1	All food premises operated by a food business where food is handled or sold that is — <ul style="list-style-type: none"> ● high risk and ready to eat; and ● handled prior to sale; and ● to be consumed predominantly by at-risk/vulnerable populations.
2	All food premises operated by a food business other than — <ol style="list-style-type: none"> (a) Class 1 food premises; and (b) retail food premises at which only pre-packaged low risk food is handled or sold.

Note: Definitions of the terms used in the Table are found in Attachment 1 to this Declaration.

This declaration takes effect on 2 January 2002.

Dated 14 November 2001

P. M. FAULKNER

Secretary to the Department of Human Services

Attachment 1 to Declaration under 19C of the **Food Act 1984**

Definitions

‘at-risk/vulnerable populations’	means: children aged five and under, adults aged 65 and over, in-house patients of a hospital and the immunocompromised.
‘food business’	means: a business, enterprise or activity (other than primary food production) that involves the handling of food for sale or the sale of food, regardless of whether the business, enterprise or activity concerned is of commercial, charitable or community nature or whether it involves the handling or sale of food on one occasion only.
‘handling’	in relation to food means: the making, manufacturing, producing, collecting, extracting, processing, storing, transporting, delivering, preparing, treating, preserving, packing, cooking, thawing, serving or displaying of food.
‘high risk food’	means: food that may contain pathogenic microorganisms and will support the rapid formation of toxins or growth of pathogenic microorganisms unless kept at controlled temperatures to minimise the growth of pathogenic organisms or the formation of toxins in the food. Examples are raw meat, fish, oysters, poultry and milk. Other examples include tofu, fresh filled pasta, meat pies, frankfurts, salami, cooked rice and lasagne (these foods pose a particularly high risk if they are not processed or cooked adequately).

‘low risk food’	means: food that is unlikely to contain pathogenic microorganisms and will not normally support their growth due to food characteristics. Examples are grains and cereals, bread, carbonated beverages, sugar-based confectionery, alcohol and fats and oils.
‘medium risk food’	means: food that may contain pathogenic microorganisms and will not normally support the formation of toxins or growth of pathogenic microorganisms due to food characteristics or food that is unlikely to contain pathogenic microorganisms due to food type or processing but may support the formation of toxins or growth of pathogenic microorganisms. Examples are fruits and vegetables, orange juice, canned meats, pasteurised milk, dairy products, ice cream, peanut butter and milk based confectionery.
‘prepackaged’	means: food that has been sealed within a package prior to entering the business and remains in that package until sale.
pathogenic micro-organisms.	means: any bacteria, viruses, yeasts, and moulds that are capable of causing disease.
‘pathogen reduction step’	means: a processing step that significantly reduces the microbial population present in a food material. This may be canning, cooking, fermentation or pasteurisation or any other processing step that is capable of significantly reducing the level of pathogens present.
‘ready-to-eat food’	means: food that is ordinarily consumed in the same state as that in which it is sold.
‘retail’	means: a sale of goods in the reasonable expectation that the goods will be used or consumed and not resold.

Food Act 1984

SECTION 19DB

Registration of a Food Safety Program Template

I, Patricia Faulkner, Secretary to the Department of Human Services, under section 19DB of the **Food Act 1984** notify that the Generic Food Safety Program Template for Food Service and Retail Businesses is registered for use by the class of food businesses that operate a Class 2 food premises as declared under section 19C of the **Food Act 1984**.

Dated 22 November 2001

P. M. FAULKNER
Secretary to the Department of Human Services

Water Act 1989

BULK ENTITLEMENT (EUROA SYSTEM) CONVERSION ORDER 2001

I, Sherryl Garbutt, as Minister administering the **Water Act 1989**, make the following Order –

1. CITATION

This Order may be cited as the Bulk Entitlement (Euroa System) Conversion Order 2001.

2. EMPOWERING PROVISIONS

This Order is made under sections 43 and 47 of the **Water Act 1989**.

3. COMMENCEMENT

This Order comes into operation on the day it is published in the Government Gazette.

4. DEFINITIONS

In this Order –

“Act” means the **Water Act 1989**;

“annual entitlement” means the total amount of water which the Authority may take from the system under this entitlement in any year;

“Authority” means the Goulburn Valley Region Water Authority;

“entitlement holder” means a person holding a bulk entitlement under the Act;

“Goulburn Basin Water Accounts” means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Goulburn Basin, with the terms of their bulk entitlements or licences;

“licence” means any licence granted under Part 4 of the Act;

“Minister”, in relation to any provision, includes any person authorised by the Minister to act on the Minister’s behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

“passing flow” means the flow in the waterway immediately downstream of the works;

“Resource Manager” means any person appointed by the Minister to do all or any of the following –

- (a) prepare the Goulburn Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Goulburn Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Goulburn River; and
- (d) investigate and mediate disputes between entitlement holders in the Goulburn Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Goulburn Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under section 13 of the Act;

“specified point A” means the point on the waterway approximately 50 metres upstream of the tail water of the Polly McQuinns Reservoir;

“specified point B” means the point on the waterway approximately 50 metres upstream of the tail water of the Gooram Weir;

“specified point C” means a point on the waterway immediately upstream of the diversion point adjacent to the H P Abbinger Reservoir;

“specified point D” means a point on the supply main immediately upstream of the Euroa

Water Treatment Plant;

“supply main” means the pipeline that transfers water from the system to the Euroa water treatment plant;

“system” means the Euroa Water Supply System comprising –

- (a) the system diversion points; and
- (b) the system storages; and
- (c) the associated pipelines above specified point D.

“system diversion points” means –

- (a) the Gooram Diversion Weir on the waterway; and
- (b) the H P Abbinger Reservoir diversion point on the waterway;

“system storages” means –

- (a) Polly McQuinns Reservoir on the waterway; and
- (b) Waterhouse Reservoir on Mountain Hut Creek; and
- (c) Mountain Hut Creek Storage on Mountain Hut Creek; and
- (d) the H P Abbinger Reservoir located adjacent to the waterway at Euroa;

“Victorian Storage Operator” means the person appointed by the Minister to be responsible for water storage and supply costs in the Murray Basin Creeks;

“waterway” means the Seven Creeks;

“year” means the 12 months commencing 1 July.

5. CONVERSION TO A BULK ENTITLEMENT

All of the Authority’s entitlement to take water from the Seven Creeks and Mountain Hut Creek to supply water to Euroa is converted to a bulk entitlement on the conditions set out in this Order.

6. BULK ENTITLEMENT

6.1 The Authority may take up to 1 990 ML of water from the system at specified point D, in any year, at a rate of extraction not exceeding 12 ML/d.

6.2 Approval will not be given to any transfer of the Bulk Entitlement to another urban system or any sale of all or part of it.

7. SHARE OF CAPACITY

7.1 The capacity of each of the system storages is as follows: –

- (a) Polly McQuinns Reservoir, up to 125 ML at full supply level; and
- (b) Waterhouse Reservoir, up to 250 ML at full supply level of 297.75 metres Australian Height Datum; and
- (c) Mountain Hut Creek Storage, up to 14 ML at full supply level of 249 metres Australian Height Datum; and
- (d) H P Abbinger Reservoir, up to 500 ML at full supply level of 194.2 metres Australian Height Datum.

7.2 The Authority is entitled to: –

- (a) 100% of capacity of the system storages; and
- (b) all water stored in the system storages; and
- (c) may between November and May of any year, temporarily raise the level of the Waterhouse Reservoir spillway by no more than 600 mm, to store an additional capacity of up to 50 ML –

but may not use any more than its annual entitlement in any year.

8. SHARE OF FLOW

- 8.1 In order to satisfy its annual entitlement, the Authority may take –
- (a) a share of flow at specified point B up to a maximum rate of 5.0 ML/d subject to the passing flow under sub-clause 9.2; and
 - (b) a share of flow at specified point C up to a maximum rate of 20.0 ML/d subject to the passing flow under sub-clause 9.3 and the requirements under sub-clause 11.1; and
 - (c) up to 100% of the flow into all or any of –
 - (i) Waterhouse Reservoir when it is below full supply level; and
 - (ii) Mountain Hut Creek Storage when it is below full supply level; and
 - (iii) Polly McQuinns Reservoir, less the passing flow under sub-clause 9.1 and subject to sub-clause 10.2.
- 8.2 The Authority must not take, as part of its bulk entitlement, any flow of water in the waterway or Mountain Hut Creek which is being transferred by the holder of any other bulk entitlement or licence held by another person to a transferee pursuant to the Act.
- 8.3 The flow sharing arrangements set out in sub-clause 9.1 apply unless changes recommended as part of a stream flow management plan are accepted by the Authority and approved by the Minister. The Authority will participate in good faith in developing the stream flow management plan and negotiating any changes to flow sharing arrangements. Any change approved as part of this process would require amendment of clause 9.

9. PASSING FLOW

- 9.1 The Authority must provide passing flows in the waterway at the Polly McQuinns Reservoir, calculated as follows:
- (a) when $F_a > 10$,
 $P = 10.0$, and
 - (b) when $F_a \leq 10$,
 $P = F_a$.
- where –
- “P” means the passing flow specified at the Polly McQuinns Reservoir in ML/d; and
- “ F_a ” means the flow past specified point A less any amount of water under transfer pursuant to sub-clause 9.4 measured and calculated in ML/d; and
- 9.2 The Authority must provide passing flows from the Gooram Weir calculated as follows:
- (a) when $F_b > 10$
 $P = 10.0$, and
 - (b) when $F_b \leq 10$,
 $P = F_b$.
- where –
- “P” means the passing flow at the Gooram Weir specified in ML/d; and
- “ F_b ” means the flow in ML/d past specified point B less –
- (i) any amount of water under transfer pursuant to sub-clause 9.4 measured and calculated in ML/d; and
 - (ii) any releases to the waterway from the storage of the Polly McQuinns Reservoir made under this Bulk Entitlement which passes specified point B; and

- 9.3 The Authority must provide passing flows during the months of May to October when the Authority takes water from the waterway to store in the H P Abbinger Reservoir as follows –
- (a) for water taken from Gooram Weir the passing flow is calculated as follows –
- (i) when $F_b \leq 40$,
P = F_b , and
 - (ii) when $40 < F_b \leq 45$
P = 40, and
 - (iii) when $F_b > 45$
P = $F_b - 5.0$;
- where –
- “P” means the passing flow at the Gooram Weir specified in ML/d; and
- “ F_b ” has the same meaning as in clause 9.2.
- (b) for water taken at the H P Abbinger Reservoir Diversion Point the passing flow is calculated as follows:
- (i) when $F_c \leq 40$ ML/d
P = F_c , and
 - (ii) when $40 < F_c \leq 60$ ML/d,
P = 40, and
 - (iii) when $60 < F_c$,
P = $F_c - 20$
- where –
- “P” means the passing flow at the H P Abbinger Reservoir Diversion Point specified in ML/d; and
- “ F_c ” means the flow past specified point C less any amount of water under transfer pursuant to sub-clause 9.4 measured and calculated in ML/d.
- 9.4 The Authority is not required to provide passing flows at the Waterhouse Reservoir and the Mountain Hut Creek Storage.

10. RELEASES

- 10.1 All releases from the Polly McQuinns Reservoir and the Waterhouse Reservoir must be made to the respective waterways immediately downstream of the works.
- 10.2 Release of water from the Polly McQuinns Reservoir requires prior consultation with the Resource Manager.

11. STORING WATER IN SYSTEM STORAGES

- 11.1 The Authority may only take water from the waterway to store water in the H P Abbinger Reservoir subject to sub-clause 9.3, as follows:
- (a) during the months of May to October; and
- (b) the total amount of water taken in any year for storage in the H P Abbinger Reservoir is no more than –
- (i) 600 ML if water is only taken from Gooram Weir; and
 - (ii) 400 ML if water is only taken from the H P Abbinger Reservoir diversion point; or
 - (iii) if water is taken from both the Gooram Weir and the H P Abbinger Reservoir diversion point in any year, the amount of water from each point is determined as follows –

$$E_b \leq 600 - 1.5 \times E_c; \text{ and}$$

$$E_c \leq 400 - (E_b/1.5)$$

where –

“Eb” means the amount of water the Authority may take from Gooram Weir; and

“Ec” means the amount of water the Authority may take from the H P Abbingers Reservoir diversion point.

12. MAKING ALLOWANCES

12.1 In calculating water available to the Authority under this bulk entitlement at any point other than the system, allowance must be made for –

- (a) any losses which may result from taking water at the other point instead of the system; and
- (b) the time taken by the flow to reach the other point from the system diversion points or system storages.

12.2 If the Authority proposes to take water under this entitlement from a point other than the system, it must –

- (a) first propose to the Minister fair, reasonable and representative means for calculating the allowances required by sub-clause 12.1; and
- (b) advise the Resource Manager in writing of the location and amount of the proposed diversion; and
- (c) provide the Resource Manager with such other information concerning that diversion as the Resource Manager may, from time to time, require.

12.3 The Minister may –

- (a) approve all or any means proposed under sub-clause 12.2(a); or
- (b) require the Authority to amend all or any means proposed; and
- (c) require the Authority –
 - (i) to review all or any of the means approved by the Minister if, in the Minister’s opinion, they are, at any time, no longer fair, reasonable or representative; and
 - (ii) to propose amended means to the Minister.

12.4 The Authority must –

- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under sub-clause 12.3; and
- (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.

13. ENVIRONMENTAL OBLIGATIONS

13.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority’s works to take water under this bulk entitlement which includes –

- (a) impacts on the bed and banks of the waterway in the vicinity of the Authority’s works; and
- (b) operational practices to remove silt from works; and
- (c) operational practices to manage the water quality in works on the waterways; and
- (d) operational rules for the controlled releases of water from the Authority’s works to the waterways; and
- (e) operational rules to manage flood flows through the system storages.

- 13.2 The Minister may –
- (a) approve the program proposed under sub-clause 13.1; or
 - (b) require the Authority to amend the proposed program; and
 - (c) require the Authority –
 - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
 - (ii) to propose an amended program to the Minister.
- 13.3 The Authority must at its cost –
- (a) implement the approved program; and
 - (b) keep a record of all work undertaken under paragraph (a).
14. METERING PROGRAM
- 14.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a metering program to determine –
- (a) the flow past the specified point A; and
 - (b) the flow past the specified point B; and
 - (c) the flow past the specified point C; and
 - (d) the passing flow at Polly McQuinns; and
 - (e) the passing flow at the Gooram Weir; and
 - (f) the amount of water taken from the waterway at Gooram Weir; and
 - (g) the amount of water taken for storage in the H P Abbinger Reservoir from the waterway:
 - (i) at Gooram Weir; and
 - (ii) immediately downstream of Specified Point C;
 - (h) releases from Polly McQuinns Reservoir to the waterway; and
 - (i) the amount of water taken by the Authority from the system under this bulk entitlement; and
- for the purpose of assessing whether or not the Authority complies with this bulk entitlement.
- 14.2 The metering program prepared under sub-clause 14.1 must include details of any agreement between the Authority and any other person for measuring and calculating of in-stream flows.
- 14.3 The Minister may –
- (a) approve the program proposed under sub-clause 14.1; or
 - (b) require the Authority to amend the proposed program; and
 - (c) require the Authority –
 - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
 - (ii) to propose an amended program to the Minister.
- 14.4 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister –
- (a) implement and maintain the approved metering program; and
 - (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, where rating curves are used to calculate flows, ensure that these curves are regularly checked and updated; and
 - (c) keep a record of all work undertaken under paragraph (b).

15. REPORTING REQUIREMENTS

- 15.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) the flow past the specified points A, B and C;
 - (b) the passing flow at Polly McQuinns;
 - (c) the passing flow at Gooram Weir;
 - (d) releases from Polly McQuinns storage to the waterway;
 - (e) daily amount of water taken from the waterway at Gooram Weir;
 - (f) daily amount of water taken from the waterway at the H P Abbinger Reservoir Diversion Point;
 - (g) the amount of water in each or any of the system storages;
 - (h) the annual amount of water taken under this entitlement from Gooram Weir;
 - (i) the annual amount of water taken under this entitlement from the H P Abbinger Reservoir Diversion Point on the waterway;
 - (j) the annual amount of water taken under this entitlement from Gooram Weir and stored in the H P Abbinger Reservoir;
 - (k) the annual amount of water taken from the system under this entitlement;
 - (l) the approval, amendment and implementation of programs and proposals under clauses 12, 13 and 14;
 - (m) any bulk entitlement or licence temporarily or permanently transferred to the Authority in respect to the supply of water to Euroa from the waterway or Mountain Hut Creek;
 - (n) any amendment to this bulk entitlement;
 - (o) any new bulk entitlement granted to the Authority with respect to the Euroa Water Supply System;
 - (p) any failure by the Authority to comply with any provision of this bulk entitlement;
 - (q) any existing or anticipated difficulties experienced by the Authority in complying with this bulk entitlement and any remedial action taken or proposed by the Authority.
- 15.2 The Minister may require the Authority to report on all or any of the matters set out in sub-clause 15.1 –
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
 - (b) within 14 days of receiving the Minister's written request.
- 15.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in sub-clause 15.1, except –
- (a) paragraphs (a) to (k) of sub-clause 15.1; and
 - (b) with the approval of the Minister, any particular failure referred to in paragraph (q) of sub-clause 15.1.
- 15.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in sub-clause 15.1.
- 15.5 Any report under sub-clause 15.4 must be made –
- (a) in such form as may be agreed between the Authority and the Resource Manager; and
 - (b) unless the Authority and the Resource Manager agree otherwise –

- (i) within 24 hours of the Authority receiving a request for a report on any matter set out in paragraph (a) to (k) of sub-clause 15.1; or
 - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in paragraph (l) to (q) of sub-clause 15.1.
- 16. WATER RESOURCE MANAGEMENT COSTS
 - 16.1 Subject to sub-clause 17.1, the Authority must pay the Resource Manager a proportion of the costs incurred by the Resource Manager to –
 - (a) prepare the Goulburn Basin Water Accounts; and
 - (b) monitor whether entitlement holders in the Goulburn Basin comply with the conditions of their bulk entitlements; and
 - (c) direct the release of any water set aside for maintaining water quality in the Goulburn River; and
 - (d) investigate and mediate disputes between entitlement holders in the Goulburn Basin; and
 - (e) investigate and deal with significant unauthorised uses of water in the Goulburn Basin; and
 - (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under section 13 of the Act;
 - 16.2 The proportion of the costs referred to in sub-clause 16.1 is to be determined by the Resource Manager under paragraph 18.3.
- 17. SALINITY MANAGEMENT COSTS
 - 17.1 The Authority must pay to the Victorian Storage Operator, a portion of the cost of salinity mitigation schemes along the River Murray operated by Victoria, commensurate with the extent to which the Authority and its customers contribute to the need for these schemes.
- 18. DUTY TO KEEP ACCOUNTS AND FIX PROPORTIONS
 - 18.1 The Authority is not obliged to make any payment to the Resource Manager, under clause 16 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.
 - 18.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to sub-clause 16.1.
 - 18.3 The Resource Manager must, by 1 February in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in sub-clause 16.1, and provide the Authority with estimates of the amount payable.
 - 18.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.
- 19. DUTY TO MAKE PAYMENTS
 - 19.1 Any amount payable by the Authority under sub-clause 16.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and the person to whom the amount is payable agree otherwise.
- 20. DATA
 - 20.1 Subject to clause 14, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.
 - 20.2 The Authority must make available data collected for the purpose of the metering program and reporting under clauses 14 and 15 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs

of making the data available.

21. DISPUTE RESOLUTION

- 21.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.
- 21.2 The independent expert will be either -
 - (a) a person agreed on by the parties to the difference or dispute; or
 - (b) if those parties cannot agree, a person nominated by the Minister.
- 21.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.
- 21.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.
- 21.5
 - (a) In any difference or dispute to which the Minister is a party the independent expert must express the conclusion as a recommendation.
 - (b) The Minister must consider any recommendation made under paragraph (a) before deciding to give a direction under section 307 or to take any other action under the Act in relation to the difference or dispute.
- 21.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.
- 21.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

Dated 6 December 2001

Signed:

SHERRYL GARBUTT,
Minister administering the **Water Act 1989**

Water Act 1989

BULK ENTITLEMENT (EUROA SYSTEM) CONVERSION ORDER 2001

Explanatory Note to Accompany Order

This note has been prepared to explain the basis and intent of this bulk entitlement.

GENERAL

This Order converts to a bulk entitlement of all of the Authority's present entitlement to water from the Seven Creeks and the Mountain Hut Creek for the Euroa Water Supply System.

The principle works of the Euroa System include the Polly McQuinns Reservoir and Gooram Weir on Seven Creeks, the H P Abbinger Reservoir at Euroa and the Waterhouse Reservoir and the Mountain Hut Creek storage on Mountain Hut Creek and the associated pipelines.

The principle obligation on the Authority is to provide passing flows on Seven Creeks, undertake metering, environmental and reporting programs and to contribute to resource management costs.

A Resource Manager is appointed by the Minister and must ensure that Authorities comply with their bulk entitlements, mediate disputes and keep basin water accounts.

BULK ENTITLEMENT (CLAUSE 6.)

The Authority may take up to 1 990 ML from the system in any year at a rate not exceeding a total of 12 ML/d at the specified point D.

A specific trading rule will be that, transfer or sale, in whole or in part, of the Authority's annual entitlement of 1 990 ML, permitted in accordance with Section 46 of the **Water Act 1989** will not be approved.

SHARE OF CAPACITY (CLAUSE 7.)

The Authority is entitled to all of the storage capacity of the system storages and all of the water stored in them.

The Authority is entitled to temporarily raise the level of the Waterhouse Reservoir spillway crest by 600 mm to store an additional 50 ML of water after 1 November of any year. This entitlement to store additional water recognises historical practice.

SHARE OF FLOW (CLAUSE 8.)

The Authority is entitled to take a share of flow up to a maximum of 5.0 ML/d in Seven Creeks passing specified point B, located 50 m upstream of the Gooram Weir Pool subject to the passing flow requirements set out in Clause 9.

Any releases from the Polly McQuinns Reservoir that flow past specified point B, must not be considered as part of the flow in the waterway for the purposes of determining the passing flow.

The Authority is entitled to all of the flow into the on-stream system storages when they are below full supply level except for the passing flows and any water transferred by another bulk entitlement or licence holder.

The Authority must participate in good faith in the development of a stream flow management plan for Sevens Creek. Any recommendations made by the plan consultative committee for change in flow sharing arrangements, if accepted by the Authority and approved by the Minister, would require amendment of sub-clause 9.

PASSING FLOW (CLAUSE 9.)

The Authority must provide the passing flows at Polly McQuinns Reservoir, Gooram Weir and the H P Abbinger Reservoir pumping station as specified.

Although flow rates are expressed as ML/d, flows should be provided continuously through each day, at a constant rate equivalent to the rate expressed in ML/d.

RELEASES (CLAUSE 10.)

The Authority may release water from system storages as it sees fit to satisfy its annual entitlement except for Polly McQuinns Reservoir. Release from Polly McQuinns Reservoir requires prior consultation with the Resource Manager and installation of temporary metering of inflow and outflow to allow monitoring of compliance with passing flow requirements.

STORING WATER IN SYSTEM STORAGES (CLAUSE 11.)

The Authority may only store water from the waterway in the H P Abbinger Reservoir subject to the passing flows of sub-clause 9.3 and during the months of May to October.

Water may be taken from either Gooram Weir or the H P Abbinger Reservoir Diversion Point on the waterway adjacent to the dam. The amount of water that may be taken is determined under sub-clause 11.1(b).

MAKING ALLOWANCES (CLAUSE 12.)

The Authority may take water at a point other than the specified points if it is accounted for at the specified points. The intention is to ensure that the Authority takes no more than the equivalent of 1 990 ML/a of water measured at specified point D from the Euroa Water Supply System.

The Authority must first propose for the approval of the Minister, details of its proposed extraction, allowances for losses, details of operational requirements of the Resource Manager and demonstrate there will be no impact on any other person holding a bulk entitlement or licence.

This clause is not included for the purposes of water trading, which is subject to Division 1, Part 4 of the Act.

ENVIRONMENTAL OBLIGATIONS (CLAUSE 13.)

This clause requires the Authority to prepare a program for the operation and management of system storages and system diversion works to store and take water from the waterway and Mountain Hut Creek. This program must provide for the protection of water quality, the bed and banks in the vicinity of the works and the in-stream environment of the waterways.

METERING PROGRAM (CLAUSE 14.)

The Authority is required to propose, implement and report on a metering program to demonstrate compliance with this entitlement.

The Authority should be able to develop cost effective metering arrangements while still complying with this Order.

REPORTING REQUIREMENTS (CLAUSE 15.)

The Authority is required to include in its annual report, details of annual water volume taken, reservoir storage volume, bulk entitlement amendments, new bulk entitlements and compliance issues. The Minister and or the Resource Manager, may also require the Authority to report on the operation of the entitlement in the event water resource management issues arise.

WATER RESOURCE MANAGEMENT COSTS (CLAUSE 16.)

The Authority must contribute to the Resource Manager's costs of executing the tasks listed in sub-clause 16.1.

The costs applying to the monitoring of compliance with bulk entitlements are expected to involve one inspection per year.

The costs do not include the cost of managing private diversions.

Resource Management costs and activities should be kept to a minimum.

SALINITY MANAGEMENT COSTS (CLAUSE 17.)

The charge will be in proportion to entitlement volume and will be on the basis of a single charge for all unregulated BEs.

DUTY TO KEEP ACCOUNTS AND FIX PERCENTAGES (CLAUSE 18.)

This Order specifies a range of duties that the Resource Manager may choose to undertake. In the event it chooses not to undertake these duties, the Authority may withhold payments.

This clause requires the Resource Manager to determine the costs to be paid by the Authority towards resource management on a fair and reasonable basis.

The Authority cannot be charged for functions that do not relate to the management of the waterway. It is expected that the Resource Manager and the Authority will agree on the basis for apportioning costs, before charges are made.

DUTY TO MAKE PAYMENT (CLAUSE 19.)

The Authority and Resource Manager may agree on arrangements for payments to be made.

DATA (CLAUSE 20.)

The second part of this clause ensures that any data collected by the Authority in accordance with the metering program for reporting purposes must be made available to other persons, subject to an access fee being paid to cover the costs of making the data available.

This is not intended to apply to the situation in which another authority (or authorities) also requires data from the same site to report on their compliance with their entitlements and/or for other operational purposes. In such situations, the most cost-effective solution is likely to be for the authorities to cooperate and each contribute a fair and reasonable proportion of the costs of such monitoring.

DISPUTE RESOLUTION (CLAUSE 21.)

Disputes may be resolved by an independent expert.

Children and Young Persons Act 1989

Pursuant to Section 9(1) of the **Children and Young Persons Act 1989**, I appoint the days on which the Children's Court of Victoria may be held as follows:

METROPOLITAN CHILDREN'S COURT FIXTURES 2002

COURT	DAY	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC
Broadmeadows	Every Tuesday commencing 15 January 2002												
Dandenong	Every Friday except the first Friday of each month starting 18 January 2002												
Frankston	Thursday	10, 17, 24, 31	14, 21, 28	14, 28	11, 18	9, 16, 23, 30	13, 20, 27	11, 18	8, 15, 22, 29	12, 19, 26	10, 17, 24, 31	14, 21	12
Melbourne	Daily												
Preston (2 mag)*	Every Friday commencing 11 January 2002												
Ringwood	Every Wednesday commencing 9 January 2002												
Sunshine	Every Monday commencing 14 January 2002												
Werribee	Friday	11	8	8	12	10	14	12	9	13	11	8	13

Notes:

The Children's Court of Victoria may be held on days other than detailed above as required.

Country Children's Court sitting will be the same as the country Magistrates' Court fixtures, or as allocated by the regional Co-ordinator. Some Country Children's Courts begin at 9.30 am.

*Preston will operate as the Children's Court for the Heidelberg Region during the period of time Heidelberg is closed for renovations. When Heidelberg re-opens after the completion of the renovations the Children's Court will be held at Heidelberg on the same day (each Friday).

Dated 30 November 2001

JENNIFER A COATE
President

Magistrates' Court Act 1989

Pursuant to Section 5(3) of the **Magistrates' Court Act 1989**, I direct that the Magistrates' Court of Victoria must sit on the following days and times:

MAGISTRATES' COURT OF VICTORIA FIXTURES 2002

The following should be noted:

- (a) The fixtures indicate the days on which a Magistrate will sit at each Court.
- (b) Courts will not sit on public holidays.
- (c) Some Court days have been reserved specifically for certain matters.
- (d) Magistrates Conferences will be held on 21 & 22 March, 25 & 26 July and 28 & 29 November 2002.
- (e) All Courts commence at 10 am and 2 pm.
- (f) The appropriate Co-ordinator must be notified of:
 - any change in the expected duration of a case
 - any adjournment request (stating grounds)
 - the name of, or any change in, legal representation.

Region 1 – Melbourne

COURT	SITTING DAYS
Melbourne	Daily
Victims of Crime Assistance Tribunal	Daily

Notes:

Contest mentions at Melbourne are every Tuesday, Wednesday and Thursday beginning on 7 January 2002.

Region 2 – Ballarat

COURT	DAY	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC
Ararat	Monday	14	11, 25	25	8, 22	6, 20	3, 17	1, 15, 29	12, 26	9, 23	7, 21	4, 18	2, 16
	Friday	18	1, 15	1, 15	12, 26	10, 24	7, 21	5, 19	2, 16, 30	13, 27	11, 25	8, 22	6

Ballarat	Mention	Daily												
	Contest Mention	Every Friday commencing 11 January 2002												
	Committal Mention – Thursday	17, 31	14, 28	14, 28	11	9, 23	13, 27	11	8, 22	5, 19	3, 17, 31	14	12	
Casterton	As required													
Edenhope	Friday	11		8		3	28		23		18		13	
Hamilton	Mention	Every Thursday												
	Contest Mention		7	7	4	2	6	4	8	5	3	7	5	
Hopetoun	Thursday	31		28		23		18		12		7		
Horsham	Monday	7, 21	18	18	15	13		8	5	2, 30	28	25		
	Tuesday	15	12	12	9	7	4	2, 30	27	24	22	19	17	
	Wednesday	Mentions – every Wednesday												
	Thursday	3	14	14		9	6, 20		1, 15	26	24		5, 19	
	Friday	4, 25	8, 22		5, 19	17, 31	14	12	9	6, 20	4	1, 15	20	
	Committal Mention – Wednesday	16, 30	13, 27	13, 27	10, 24	8, 22	12, 26	10, 24	7, 21	4, 18	2, 16, 30	13, 27	11	
	Children's Court		4	4	29	27	24	22	19	16	14	11	9	
Maryborough	Mention	Every Tuesday												
Nhill	Tuesday	29	26	26	23	21	18	16	13	10	8	5	3	

Portland	Mention	Every Wednesday											
	Contest Mention		6	6	3	1	5	3	7	4	2	6	4
St Arnaud	Thursday	10, 24	7, 21	7	4, 18	2, 16, 30	13, 27	11	8, 22	5, 19	3, 17, 31	14	12
Stawell	Tuesday	8, 22	5, 19	5, 19	2, 16, 30	14, 28	11, 25	9, 23	6, 20	3, 17	1, 15, 29	12, 26	10
Warrnambool	Mention	Every Monday, Tuesday and Friday											
	Contest Mention		5	5	2	7	4	2	6	3	1	5	3
	Committal Mention	15, 29	12, 26	12, 26	9, 23	7, 21	11, 25	9, 23	6, 20	3, 17	1, 15, 29	12, 26	10

Notes:

Crimes Family Violence applications commence at 9.30 am and 2.00 pm.

Region 3 – Bendigo

COURT	DAY	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC
Bendigo	Monday	Every Monday (Hearings)											
	Tuesday	Every Tuesday (Hearings)											
	Wednesday	Every Wednesday (Civil and Family Law)											
	Thursday	Every Thursday (Hearings)											
	Friday	Every Friday (Mentions)											
Castlemaine	Wednesday (Mention)	16, 30	13, 27	13, 27	10, 24	8, 22	5, 19	3, 17 31	14, 28	11, 25	9, 23	20	4, 18

		Further hearing days allocated as required											
Echuca	Tuesday	Every Tuesday (Mentions)											
	Thursday (Hearings)	10, 24	7, 21	7	4, 18	2, 16, 30	13, 27	11	8, 22	5, 19	3, 17, 31		12
Kerang	Wednesday (Mention)	9, 23	6, 20	6, 20	3, 17	1, 15, 29	12, 26	10, 24	7, 21	4, 18	2, 16, 30	13, 27	11
		Further hearing days allocated as required											
Kyneton	Monday	Every Monday (Mentions)											
	Thursday	Every Thursday (Hearings/Children's Court)											
		Further hearing days allocated as required											
Ouyen	Friday			1	26		21		30		25		6
Mildura	Monday	Every Monday											
	Tuesday	8, 22	5, 19	5, 19	2,16, 30	14, 28	11, 25	9, 23	6, 20	3, 17	1, 15, 29	12, 26	10
	Wednesday	9, 23	6, 20	6, 20	3, 17	1, 15, 29	12, 26	10, 24	7, 21	4, 18	2, 16, 30	13, 27	11
	Thursday	10, 24	7, 21	7	4, 18	2, 16, 30	13, 27	11	8, 22	5, 19	3, 17, 31	14	12
	Friday	11, 18, 25	1, 8, 15, 22	8, 15	5, 12, 19	3, 10, 17, 24, 31	7, 14, 28	5, 12, 19	2, 9, 16, 23	6, 13, 20, 27	4, 11, 18	1, 8, 15, 22	13
Robinvale	Tuesday	15, 29	12, 26	12, 26	9, 23	7, 21	4, 18	2, 16, 30	13, 27	10, 24	8, 22	5, 19	3, 17
Swan Hill	Wednesday	16, 30	13, 27	13, 27	10, 24	8, 22	5, 19	3, 17, 31	14, 28	11, 25	9, 23	6, 20	4, 18

Thursday 17, 31 14, 28 14, 28 11, 25 9, 23 6, 20 4, 18 1, 15, 29 12, 26 10, 24 7, 21 5, 19

The following should be noted:

1. the fixtures indicate the days on which a Magistrate will sit at each Court.
2. Courts will not sit on Public Holidays.
3. Some Court days have been reserved specifically for certain matters.
4. All Courts commence at 10.00 am and 2.00 pm
5. The appropriate Co-ordinator must be notified of:
 - any change in the expected duration of a case;
 - any adjournment request (stating grounds);
 - the name of, or any change in, legal representation.

Notes:

- (a) All Courts are Mention Courts.
- (b) Civil Complaints and Family Law Applications may be filed at any Court.
- (c) Children’s Court at Bendigo sits on allocated days – contact the Regional Co-ordinator.
- (d) Contest Mention at Bendigo sits on allocated specific days – contact the Regional Co-ordinator.

Region 4 – Broadmeadows

COURT	SITTING DAYS
Broadmeadows	Daily

Notes:

Broadmeadows Court sits daily as a Mention Court.

Region 5 – Dandenong

COURT	SITTING DAYS
Dandenong	Daily

Notes:

Dandenong Court sits daily as a Mention Court.

Region 6 – Frankston

COURT	DAY	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC
Dromana	Thursday	10, 17, 24	14, 28	14, 28	11	9, 23	13, 27	11	8, 22	12, 26	10, 24	14	12
Frankston	Daily												

Notes:

Both Courts sit as a Mention Court on the days listed above.

Region 7 – Geelong

COURT	DAY	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC
Colac	Mention	Every Monday commencing 14 January 2002											
Geelong	Mention	Daily											
	Contest Mention	Every Tuesday											
	Committal Mention	18	1, 15	1, 15	12, 26	10, 24	7, 21	5, 19	2, 16, 30	13, 27	11, 25	8, 22	6, 20
	Children's Court	Every Friday except Public Holidays											

Notes:

Crimes Family Violence applications commence at 9.30am and 2pm

Region 8 – Heidelberg

COURT	SITTING DAYS
Heidelberg	Daily
Preston	Every Monday, Tuesday, Wednesday and Thursday commencing 10 January 2002

Notes:

- Heidelberg Magistrates' Court is sitting at Moonee Ponds until the completion of building renovations in May 2002.
- Preston Magistrates' Court sits as a Mention Court on the days listed above and is the proper venue for all mention matters in the region until the completion of building renovations at Heidelberg.

Region 9 – Moe

COURT	DAY	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC
Bairnsdale	Wednesday	16, 23, 30	13, 20, 27	13, 20,	3, 10, 24	1, 8, 22, 29	12, 19, 26	10, 17, 24, 31	7, 14, 21	4, 18	2, 16, 23, 30	13, 20, 27	11, 18
	Thursday	Every Thursday is a Mention Court day. First Mention day is 10 January 2002											
Korumburra	Mention Days	3, 24	7, 21	7	4, 18	2, 16, 30	13, 27,	11	1, 15, 29	12, 26	10, 24	7, 21	5, 19
	Thursday	17, 31	14, 28	14, 28	11	9, 23	6, 20	4, 18	8, 22	5, 19	3, 31	14	12
Moe	Daily	Every Monday and Tuesday is a Mention Court day. First Mention day is 7 January 2002											
Omeo (10.30 am)	Wednesday			27						25			
Orbost	Wednesday	9	6	6	17	15	5	3	28	11	9	6	4
Sale	Monday	Every Monday by arrangement with Registrar											
	Tuesday	Every Tuesday is a Mention Court day. First Mention day is 8 January 2002											
Wonthaggi	Wednesday	16	13	13	17	22	12	10	7	11	16	20	11
	Friday	11	8	8	12	17	21	19	23	20	11	15	6

Notes:

- Civil complaints may be issued at all Courts (including Morwell) except Omeo.
- Family Law matters may be set down at each Court within the Region after consultation with the relevant Registrar.
- All represented cases must be notified to the Court or the Regional Co-ordinator at Moe prior to the date of hearing.

Region 10 – Ringwood

COURT	SITTING DAYS
Ringwood	Daily

Notes:

Ringwood Court sits daily as a Mention Court.

Region 11 – Shepparton

COURT	DAY	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC
Benalla	Tuesday	Every Tuesday commencing 8 January 2002											
Cobram	Wednesday	9, 23	6, 20	6, 20	3, 17	1, 15, 29	12, 26	10, 24	7, 21	4, 18	2, 16, 30	13, 27	
Corryong	Friday		22			17			23			15	
All listings for Corryong contact the Registrar, Wodonga													
Mansfield	Wednesday	16, 30	13, 27	13, 27	10, 24	8, 22	5, 19	3, 17, 31	14, 28	11, 25	9, 23	6, 20	4, 18
Myrtleford	Friday	18	1, 15	1, 15, 29	12, 26	10, 24	7, 21	5, 19	2, 16, 30	13, 27	11, 25	8, 22	6
Shepparton	Monday, Tuesday & Friday	Every Mon, Tue and Fri except 8/2/2002, 22/3/2002, 10/5/2002, 26/7/2002, 9/8/2002, 8/11/2002, 29/11/2002 and public holidays Mention day commences 7 January 2002 Children's Court each Monday and Friday at 9.30 am. Crimes Family Violence mentions each Monday and Tuesday at 9.30 am and 2.00 pm											
	Tuesday	OCC Breaches											
	Friday	Civil and Family Law every Friday except 8/2/2002, 22/3/2002, 10/5/2002, 26/7/2002, 9/8/2002, 8/11/2002, 29/11/2002 and public holidays Committal Mentions each fortnight commencing 18 January 2002											

Seymour	Friday	Every Friday except 22 March 2002, 26 July 2002, 29 October 2002 and public holidays commencing 11 January 2002
Wangaratta	Monday	Every Monday except public holidays commencing 7 January 2002
	Tuesday	Every Tuesday except public holidays Committal Mentions monthly – contact the Registrar, Wangaratta
Wodonga	Wednesday	Every Wednesday except public holidays commencing 9 January 2002
	Thursday	Every Thursday except public holidays Committal Mentions monthly – contact the Registrar, Wodonga

Notes:

- (a) Civil Complaints and Family Law applications may be issued at any Mention Court in the Region.
- (b) All Children's Courts commence at 9.30 am.
- (c) The Children's Court at Shepparton is on the Mention system of summons and information matters only.
- (d) Shepparton sits as a Mention Court on Mondays, Tuesdays and Fridays
- (e) Wangaratta sits on Mondays and Thursdays.
- (f) Wodonga sits on Tuesdays and Wednesdays.
- (g) All other courts sit as Mention Courts on the days listed in the table.

Region 12 – Sunshine

COURT	SITTING DAYS
Bacchus Marsh	Every Friday commencing 11 January 2002
Sunshine	Daily
Werribee	Every Wednesday and every Thursday commencing 9 January 2002

Notes:

- (a) Civil complaints can only be issued at the Sunshine Court.
 - (b) Family Law applications may be issued at any Court.
 - (c) All Courts sit as a Mention Court on the days listed above, except Werribee which sits as a Mention Court every Wednesday.
- Dated 29 November 2001

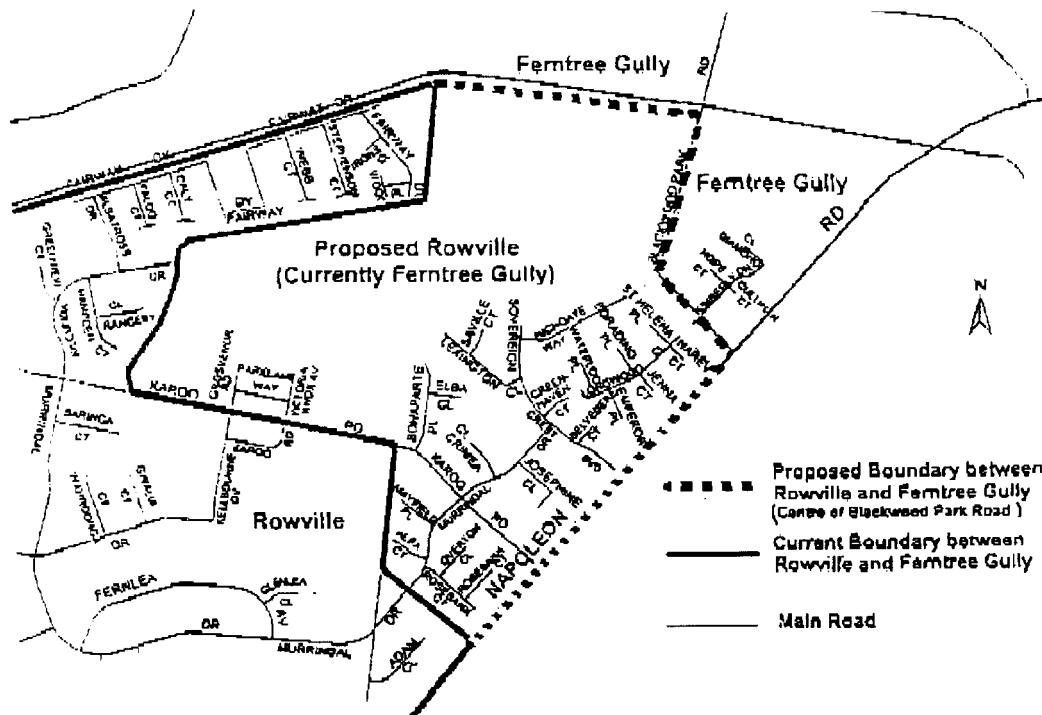
IAN L GRAY
Chief Magistrate

Geographic Place Names Act 1998

REGISTRATION OF AMENDMENT OF GEOGRAPHIC NAMES

The Registrar of Geographic Names hereby gives notice of the registration of amendment of the undermentioned place names and the definition of the boundaries.

File No.	Place Name	Proposer & Location
1661	Part of Ferntree Gully to Rowville	City of Knox. As set out on the map below.



Office of the Registrar of Geographic Names
C/-LAND VICTORIA
 Level 15, Marland House,
 520 Bourke Street,
 Melbourne 3000

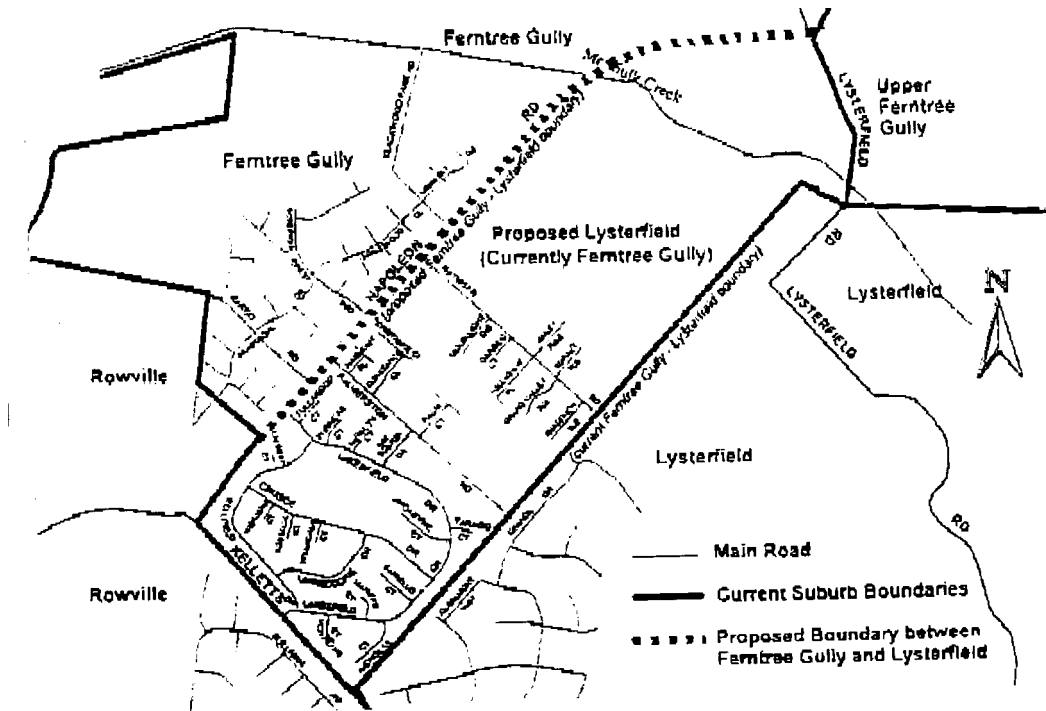
KEITH C. BELL
 Registrar of Geographic Names

Geographic Place Names Act 1998

REGISTRATION OF AMENDMENT OF GEOGRAPHIC NAMES

The Registrar of Geographic Names hereby gives notice of the registration of amendment of the undermentioned place names and the definition of the boundaries.

File No.	Place Name	Proposer & Location
1661	Part of Ferntree Gully to Lysterfield	City of Knox. As set out on the map below.



Office of the Registrar of Geographic Names
C/-LAND VICTORIA
 Level 15, Marland House,
 520 Bourke Street,
 Melbourne 3000

KEITH C. BELL
 Registrar of Geographic Names

Planning and Environment Act 1987
BALLARAT PLANNING SCHEME
 Notice of Approval of Amendment
 Amendment C39 Part 1

The Minister for Planning has approved Amendment C39 Part 1 to the Ballarat Planning Scheme.

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

The Amendment rezones land on the south eastern corner of Slatey Creek Road and Millers Road, Invermay, from Public Park and Recreation Zone to Rural Living Zone, and part of land known as 412-414 Learmonth Street, Buninyong, from Public Use Zone and Residential 1 Zone, to

the Business 1 Zone.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne; Department of Infrastructure, Western Regional Office, 88 Learmonth Road, Wendouree and at the offices of the Ballarat City Council (Watershed Office), Grenville Street South, Ballarat.

PAUL JEROME
Executive Director
Planning, Heritage and
Building Division
Department of Infrastructure

Planning and Environment Act 1987

DAREBIN PLANNING SCHEME

Notice of Approval of Amendment

Amendment C21

The Minister for Planning has approved Amendment C21 to the Darebin Planning Scheme.

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

The Amendment:

- Makes changes to the Schedule of the Business 1 Zone by increasing the maximum combined floor area of the Northland Shopping Centre from 70,000 square metres to 92,000 square metres.
- Makes changes to the name and date of the incorporated plan referred to in Schedule 1 to the Incorporated Plan Overlay to reflect the changes that will occur to the proposed building envelope.
- Inserts the Northland Shopping Centre Concept Plan and Building Envelope Plan in the Schedule to the Incorporated Plan.

The Minister has granted the following permit under Division 5 Part 4 of the Act:

Permit No	Description of land
D686/00	Northland Shopping Centre, Murray Road, Preston – bounded by Murray Road, Darebin Creek, Wood Street and Hannah Street, Preston.

A copy of the Amendment and permit can be inspected, free of charge, during office hours, at the Department of Infrastructure, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the City of Darebin, 350 High Street, Preston.

PAUL JEROME
Executive Director
Planning, Heritage and
Building Division
Department of Infrastructure

Planning and Environment Act 1987

EAST GIPPSLAND PLANNING SCHEME

Notice of Approval of Amendment

Amendment C10

The Minister for Planning has approved Amendment C10 to the East Gippsland Planning Scheme.

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

The Amendment rezones land at Lot 3, Plan of Subdivision 441059E, Township of Paynesville from a Mixed Use Zone to Residential 1 Zone.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the East Gippsland Shire Council, 273 Main Street, Bairnsdale.

PAUL JEROME
Executive Director
Planning, Heritage and
Building Division
Department of Infrastructure

Planning and Environment Act 1987

MELBOURNE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C52

The Minister for Planning has approved Amendment C52 to the Melbourne Planning Scheme.

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

The Amendment inserts a new incorporated document titled 'Simplot Australia head office, Kensington, October 2001' in the schedule to Clause 81 and the schedule to Clause 52.03 (Specific Sites and Exclusions), that permits the use and development of 4 Lloyd Street, Kensington, for the purpose of Office with ancillary car park in accordance with endorsed plans, and amends Map 4PAO, Public Acquisition Overlay to delete reference to PAO7 over Dock Link Road, West Melbourne and renumbers the portion of PAO7 along Dynon Road between Dock Link Road and the railway bridge to PAO3, and amends Map 13PAO to delete reference to PAO6 over Kitz Lane, Melbourne.

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

PAUL JEROME
Executive Director
Planning, Heritage and
Building Division
Department of Infrastructure

Planning and Environment Act 1987

MORELAND PLANNING SCHEME

Notice of Approval of Amendment

Amendment C1 Part 1

The Minister for Planning has approved Amendment C1 Part 1 to the Moreland Planning Scheme.

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

The Amendment includes 73 Plumpton Avenue, Glenroy as a place in the schedule to the Heritage Overlay and amends Planning Scheme Map 2HO to identify the extent of protection for this place.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices

of the Moreland City Council, 90 Bell Street, Coburg.

PAUL JEROME
Executive Director
Planning, Heritage and
Building Division
Department of Infrastructure

Planning and Environment Act 1987

NILLUMBIK PLANNING SCHEME

Notice of Approval of Amendment

Amendment C7

The Minister for Planning has approved Amendment C7 to the Nillumbik Planning Scheme.

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

The Amendment provides specific controls for land at CA, 43F, Section A, Parish of Greensborough (146–176 Black Gully Road, Diamond Creek) in the Schedule to Clause 52.03 and includes the Black Gully Road Piggery Rehabilitation and Development Plan (2001) as an incorporated document in the Nillumbik Planning Scheme.

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

PAUL JEROME
Executive Director
Planning, Heritage and
Building Division
Department of Infrastructure

Planning and Environment Act 1987

QUEENSCLIFFE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C9

The Minister for Planning has approved Amendment C9 to the Queenscliffe Planning Scheme.

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

The Amendment alters the planning scheme maps and the schedule to the Heritage Overlay so that six heritage places shown in the Queenscliffe Planning Scheme are consistent with their registration on the Victorian Heritage Register.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the Borough of Queenscliffe Council Offices, 50 Learmonth Street, Queenscliff.

PAUL JEROME
Executive Director
Planning, Heritage and
Building Division
Department of Infrastructure

ORDERS IN COUNCIL**Livestock Disease Control Act 1994****ORDER DECLARING A CONTROL AREA FOR OVINE BRUCELLOSIS AND SPECIFYING THE REQUIREMENTS WHICH ARE TO OPERATE IN THE CONTROL AREA**

The Governor in Council makes the following Order:

1. Objective

The objective of this Order is to –

- (a) declare a Control area for ovine brucellosis; and
- (b) specify the requirements which are to operate in the Control Area; and
- (c) prohibit the entry of rams into the Control Area under specified circumstances.

2. Authorising provision

This Order is made under section 6(2)(c) of the **Livestock Disease Control Act 1994**.

3. Commencement

This Order comes into operation on 1 January 2002.

4. Repeal

The Order “Declaring a Control Area for Ovine Brucellosis and Declaring Requirements which are to Apply in the Control Area” made on 19 August 1997 and published in Government Gazette S97 on 21 August 1997 is **repealed**.

5. Definitions

In this Order –

“**approved Committee of Management**” means a Committee of Management responsible for the management of the sampling and testing of rams for ovine brucellosis in the Control Area, and recognised by the Secretary, Department of Natural Resources and Environment as being so responsible; and

“**Owner Transfer Declaration**” means a declaration made in the like form of a Vendor Declaration, as if the transfer were a sale made by a person transferring ownership in rams to another person, where the transfer is not a sale.

“**Vendor Declaration**” means an ovine brucellosis vendor declaration made under section 18A of the **Stock (Seller Liability and Declarations) Act 1993** completed by the seller of the rams.

6. Control Area

The area of Victoria known as the Mallee and bounded in the west by the South Australian Border from the Murray River to the 36° south parallel, on the south bounded by the 36° south parallel from the border to and along the Pullut West Road, Pullut East Road, Galaquil West Road, Galaquil East Road, McLoughlan Road, Sunraysia Highway, Birchip–Wycheproof Road, on the east bounded by Donald–Swan Hill Road and the Murray Valley Highway to Swan Hill and on the north bounded by the Swan Hill–Moulamein Road to the Murray River and by the Murray River between Swan Hill and the South Australian border, is declared to be a Control Area in respect of ovine brucellosis.

7. Requirements in the Control Area

Within the Control Area –

- (a) an owner of rams which are 6 months of age or more must –
 - (i) submit the rams for testing for ovine brucellosis on request by the approved Committee of Management; and
 - (ii) submit the rams for testing and sampling for ovine brucellosis in accordance with any directions that may be issued by the Manager, Animal Health Operations of the

- Department of Natural Resources and Environment, to a registered veterinary surgeon, an Inspector of Livestock or a person authorised by the Manager, Animal Health Operations of the Department of Natural Resources and Environment to test and sample rams for ovine brucellosis; and
- (iii) provide adequate facilities and sufficient assistance to allow the safe and efficient handling of rams during sampling and testing procedures required under paragraphs (i) and (ii); and
 - (iv) provide information on the movement of rams onto and from the owner's property to an Inspector of Livestock on request by an Inspector of Livestock;
- (b) an owner of rams which are diagnosed as infected with ovine brucellosis must –
- (i) immediately after the diagnosis, isolate the infected rams from the other rams in the flock; and
 - (ii) dispose of the infected rams by slaughter on site or by direct consignment to an abattoir or knackery within 30 days of receiving the test result which confirmed the infected status of the rams; and
 - (iii) submit the remaining rams in the flock for re-testing to enable further diagnosis and eradication of ovine brucellosis infection from the flock;
- (c) a person must not cause rams –
- (i) to be introduced into the Control Area; and
 - (ii) to remain in the Control Area, on introduction –
- unless the rams are accompanied on entry into the Control Area by a duly completed Vendor Declaration or Owner Transfer Declaration;
- (d) a person must not sell rams other than to an abattoir or knackery for slaughter, unless the rams are sold or accompanied by a duly completed Vendor Declaration or Owner Transfer Declaration;
- (e) a person must not transport rams –
- (i) other than to an abattoir or knackery for slaughter, or
 - (iii) other than in the case where rams are being transported from the owner's property to another property of the owner –
- unless the rams are sold or accompanied by a duly completed Vendor Declaration or Owner Transfer Declaration.

Dated 4 December 2001

Responsible Minister
KEITH HAMILTON MP
Minister for Agriculture

HELEN DOYE
Clerk of the Executive Council

Stock (Seller Liability and Declarations) Act 1993

NOTICE SPECIFYING FORM OF DECLARATION UNDER SECTION 18A

I, Chloe Munro, Secretary of the Department of Natural Resources and Environment, under section 18A of the **Stock (Seller Liability and Declarations) Act 1993** (the Act) –

1. SPECIFY that a declaration made by, or on behalf of a seller of stock that relates to ovine brucellosis status that is or is to the like effect of the form appearing in the Schedule below is a declaration to which section 18A of the Act applies; and

2. REQUIRE that a person or agent who receives a declaration made under section 18A of the Act (other than an agent who passes the declaration to the purchaser) retain the declaration for a minimum of two years from the date of sale to which the declaration relates.

This notice takes effect from 1 January 2002 (inclusive).

Schedule

OVINE BRUCELLOSIS VENDOR DECLARATION

AGENTS MUST NOT MAKE THIS DECLARATION ON BEHALF OF CLIENTS.

I, (full name) _____ of

(address) _____

Postcode: _____

DECLARE THAT, in relation to the RAMS for sale described as follows:

Location of property of origin of rams prior to sale	
Number of rams	Description - e.g. breed/s and ear tag numbers, marks or brands

- I am responsible for the husbandry of the rams; AND
 - I have kept the rams on the property from which they are being sold since birth or for the last 2 years OR I have knowledge of their ovine brucellosis status since birth;
- AND EITHER**

my flock is Accredited-Free of ovine brucellosis;

OR [Tick one box and strike out the other section]

- my flock is NOT Accredited-Free of ovine brucellosis; AND
- the rams come from a flock in which there has been no evidence of ovine brucellosis in the last 12 months; AND
 - in the 14 days before sale the rams were blood tested negative for ovine brucellosis and were manually examined and no lesions consistent with ovine brucellosis were found.

Signed: _____ Date: ____ / ____ / 20____

To be completed by seller or agent upon sale:

Purchaser of ram/s	Name:	Location:

Note: a person or agent who receives a declaration made under section 18A of the Stock (Seller Liability and Declarations) Act 1993 must retain the declaration for a minimum of two years from the date of sale to which the declaration relates.

Dated 19 November 2001

CHLOE MUNRO
Secretary to the Department of
Natural Resources and Environment

Administrative Arrangements Act 1983

ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 172) 2001

The Governor in Council makes the following Order:

Dated 4 December 2001

Responsible Minister:

S. P. BRACKS

Premier

HELEN DOYE
Clerk of the Executive Council

1. Title

This Order is called the Administrative Arrangements Order (No. 172) 2001.

2. Authorising provision

This Order is made under section 3 of the **Administrative Arrangements Act 1983**.

3. Commencement

This Order takes effect on and from the date it is made.

4. Definition

In this Order –

“**Instrument**” includes contract or agreement;

“**New Body**” means the Minister specified in Column 3 in the Schedule;

“**Old Body**” means the Minister specified in Column 1 in the Schedule;

“**Schedule**” means the Schedule to this Order;

“**transaction**” includes –

- (a) agreement, bond, contract, deed or other consensual arrangement; and
- (b) action, appeal, arbitration, prosecution or other legal proceeding; and
- (c) assignment, charge, lease, mortgage, transfer or other dealing with property; and
- (d) loan, guarantee, indemnity or other dealing with money; and
- (e) approval, consent, delegation, direction, licence, Order, permit, requirement or other authority; and
- (f) notice; and
- (g) any other act, entitlement or liability at law.

5. Construction of references

A reference to the Old Body –

- (a) in a provision of the Act specified in Column 2 in the Schedule; or
- (b) in a statutory instrument or other instrument made under any provision of the Act specified in Column 2 in the Schedule; or
- (c) in respect of any other matter or thing done under a provision of the Act specified in Column 2 in the Schedule –

is deemed to be a reference to the New Body.

6. Saving of existing transactions

If a transaction happened in relation to the Old Body before this Order takes effect –

- (a) this Order does not affect the validity or continuity of the transaction, and
- (b) the transaction shall continue and may be completed in relation to the New Body in the same way as it would have been continued and may have been completed in relation to the Old Body if this Order had not been made.

SCHEDULE

Item	Column 1 (Old Body)	Column 2 (Legislation)	Column 3 (New Body)
1.	Minister for Environment and Conservation	Land Act 1958 insofar as it relates to the exercise of powers relating to leases and licences under Subdivision 1 and 2 of Division 9 of Part 1 in respect of land shown as Crown Allotment M3, on Certified Plan OP 120968 dated 22 September 2000	Minister for Finance

Administrative Arrangements Act 1983

ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 173) 2001

The Governor in Council makes the following Order:

Dated 4 December 2001

Responsible Minister:

S. P. BRACKS

Premier

HELEN DOYE
Clerk of the Executive Council

1. **Title**
This Order is called the Administrative Arrangements Order (No. 173) 2001.
2. **Authorising provision**
This Order is made under section 3 of the **Administrative Arrangements Act 1983**.
3. **Commencement**
This Order takes effect on and from 27 November 2001.
4. **Definitions**
In this Order –
 - “**Body**” means Minister, Department or officer;
 - “**instrument**” includes contract or agreement;
 - “**New Body**” means a Body specified in Column 3 in the Schedule;
 - “**Old Body**” means a Body specified in Column 1 in the Schedule;
 - “**Schedule**” means the Schedule to this Order;
 - “**transaction**” includes –
 - (a) agreement, bond, contract, deed or other consensual arrangement; and
 - (b) action, appeal, arbitration, prosecution or other legal proceeding; and
 - (c) assignment, charge, lease, mortgage, transfer or other dealing with property; and
 - (d) loan, guarantee, indemnity or other dealing with money; and
 - (e) approval, consent, delegation, direction, licence, Order, permit, requirement or other authority; and
 - (f) notice; and
 - (g) any other act, entitlement or liability at law.

5. Construction of references

A reference to the Old Body –

- (a) in a provision of the Act specified in Column 2 in the Schedule; or
- (b) in a statutory instrument or other instrument made under a provision of the Act specified in Column 2 in the Schedule; or
- (c) in respect of any other matter or thing done under a provision of the Act specified in Column 2 in the Schedule –

is deemed to be a reference to the New Body.

6. Saving of existing transactions

If a transaction happened in relation to the Old Body before this Order takes effect –

- (a) this Order does not affect the validity or continuity of the transaction, and
- (b) the transaction shall continue and may be completed in relation to the New Body in the same way as it would have been continued and may have been completed in relation to the Old Body if this Order had not been made.

SCHEDULE

Column 1 (Old Body)	Column 2 (Legislation)	Column 4 (New Body)
Attorney-General	Section 15(2) of the Freedom of Information Act 1982 insofar as it relates to the Metropolitan Ambulance Service Royal Commission established by Letters Patent dated 21 December 1999 as amended from time to time.	Premier

**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:

122. *Statutory Rule:* County Court
(Chapter I
Amendment No. 5)
Rules 2001
Authorising Act: County Court Act
1958
Date first obtainable: 3 December 2001
Code B
123. *Statutory Rule:* County Court
(Chapter II
Amendment No. 4)
Rules 2001
Authorising Act: County Court Act
1958
Date first obtainable: 3 December 2001
Code A
124. *Statutory Rule:* County Court
(Chapter I
Amendment No. 6)
Rules 2001
Authorising Act: County Court Act
1958
Date first obtainable: 3 December 2001
Code C
125. *Statutory Rule:* Water Industry
(Reservoir Parks
Land) Regulations
2001
Authorising Act: Water Industry Act
1994
Date first obtainable: 6 December 2001
Code C
126. *Statutory Rule:* Lotteries Gaming and
Betting (Search
Warrant) Regulations
2001
Authorising Act: Lotteries Gaming and
Betting Act 1966
Date first obtainable: 6 December 2001
Code A

127. *Statutory Rule:* Marine (Amendment)
Regulations 2001
Authorising Act: Marine Act 1988
Date first obtainable: 6 December 2001
Code D
128. *Statutory Rule:* Victorian
Qualifications
Authority (Interim
Fees) Regulations
2001
Authorising Act: Victorian
Qualifications
Authority Act 2000
Date first obtainable: 6 December 2001
Code A

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