



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 43 Thursday 23 October 2003**

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**GENERAL**

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The last Special Gazette was No. 193 dated 22 October 2003.

The last Periodical Gazette was No. 1 dated 12 June 2003.

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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)  
MELBOURNE CUP HOLIDAY (Tuesday 4 November 2003)**

**Please Note:**

The Victoria Government Gazette for Melbourne Cup week will be published on **Thursday 6 November 2003**.

**Copy deadlines:**

Private Advertisements **9.30 am on Friday 31 October 2003.**

Government and Outer

Budget Sector Agencies Notices **9.30 am on Monday 3 November 2003.**

Where urgent gazettal is required after hours, arrangements should be made with the Government Gazette Officer on 0419 327 321.

JENNY NOAKES  
Government Gazette Officer

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**PRIVATE ADVERTISEMENTS**

SCHEDULE 1—ACT NO. 391

**Abolition of State Aid to Religion, 1871**

I, John Robertson Preston, head or authorised representative of the denomination known as The Uniting Church in Australia with the consent of the Uniting Church in Australia Property Trust (Victoria), trustees of the land described in the sub-joined statement of trustees and of Reverend Peter Morton being the person entitled to minister in or occupy a building or buildings upon the said land hereby apply to the Governor of the State of Victoria for leave to dispose of the said land by the means and for the purposes mentioned in the said statement of trusts. And I hereby certify that the said land was temporarily reserved by Order in Council of 22 November 1869 for the purpose of the site for Wesleyan Place of Public Worship purposes. That the only trustees of the said land resident in the State of Victoria are The Uniting Church in Australia Property Trust (Victoria) of 130 Little Collins Street, Melbourne. That the only buildings upon the said land are Church buildings. That the only person entitled to minister in or occupy the same is the abovenamed Reverend Peter Morton.

Dated 8 October 2003.

(Signed) J. R. PRESTON  
Signature of Head or  
Authorised Representative

We consent to this application—

The COMMON SEAL OF THE )  
UNITING CHURCH IN AUSTRALIA )  
PROPERTY TRUST (VICTORIA) )  
was hereto affixed in pursuance of )  
a resolution passed at a meeting of the )  
Members of the Trust in the )  
presence of: )

ROBERT JOHNSON  
Member of the Trust  
SUSAN GORMAN  
Member of the Trust

(Signed) Rev. PETER MORTON  
Signature of person entitled to minister in  
or occupy building or buildings

STATEMENT OF TRUSTS

**Description of land:** 5058 square metres, Township of Stuartmill, Parish of Boola Boloke, being Crown Allotment 4, Section 5.

Commencing at the most southerly angle of allotment 2, section 5; bounded thence by roads bearing 217° 10' 50.29 metres, 307° 10' 100.58 metres and 37° 10' 50.29 metres, and then by allotment 2, section 5 bearing 127° 10' 100.58 metres to the point of commencement.

**Name of Trustees:** The Uniting Church in Australia Property Trust (Victoria).

**Powers of Disposition:** Such powers of disposition including powers of sale, lease or mortgage as are given to the Trustee by the **Uniting Church in Australia Act No. 9021 of 1977** as amended.

**Purposes to which proceeds of disposition are to be applied:** To such Uniting Church in Australia purposes as shall be approved by the Synod of Victoria of the Uniting Church in Australia.

DISSOLUTION OF PARTNERSHIP

Take notice that the partnership conducted by Korjay Pty Ltd and Toy Polloi Pty Ltd under the name Colorific Australia at 3–5 Awun Court, Springvale 3171 was dissolved as and from 1 October 2003.

MOORES LEGAL  
9 Prospect Street, Box Hill 3128.

DISSOLUTION OF PARTNERSHIP

Take notice that the partnership conducted by Korjay Pty Ltd and Toy Polloi Pty Ltd under the name Hindsight Advertising at 3–5 Awun Court, Springvale 3171 was dissolved as and from 1 October 2003.

MOORES LEGAL  
9 Prospect Street, Box Hill 3128.

ESTHER LILLIAN SMITH, late of 28 Broughton Road, Surrey Hills, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 June 2003, are required by Equity Trustees Limited, ACN 004 031 298, the proving executor of the Will of the deceased, to send particulars of their claims to the executor in the care of the undermentioned solicitor by 24 December 2003 after which date the executor

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

ANDREW G. J. ROWAN, solicitor,  
Level 4, 472 Bourke Street, Melbourne 3000.

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Re: PEARL EMMA EDWARDS, late of 14 Redmans Road, Moyston, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 July 2003, are required by the executor, Thomas Raymond Hall, to send particulars to the undermentioned solicitors by 23 December 2003 after which date the executor may convey or distribute the assets, having regard only to the claims of which he has notice.

BRIGGS, FRANCIS & ASSOCIATES,  
solicitors,  
94 Barkly Street, Ararat 3377.

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Re: Estate of HARRINGTON BERTHA MACMILLAN, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of HARRINGTON BERTHA MACMILLAN, of 41 Gowrie Avenue, Frankston, in the State of Victoria, widow, who died on 6 May 2003, are to send particulars of their claims to the personal representative/s care of the undermentioned solicitors by 25 December 2003 after which date the personal representative/s will distribute the assets having regard only to the claims of which they then had notice.

BRUCE M. COOK & ASSOCIATES,  
Barristers & solicitors,  
Level 19, AMP Tower,  
535 Bourke Street, Melbourne, Vic. 3000.

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Re: THOMAS JOLLY, late of 7 Mitchell Street, Blackburn, Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 July 2003, are requested by the trustee to send particulars of their claim to her at the office of her solicitors, Bullards of Level 8, 221 Queen Street, Melbourne by 23 December 2003 after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustees have notice.

BULLARDS, solicitors,  
221 Queen Street, Melbourne.

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Re: Estate of VALERIE MAY HARRIS.

Creditors, next-of-kin or others having claims in respect of the estate of VALERIE MAY HARRIS, late of Carinya Hostel for the Aged, McClelland Avenue, Sea Lake, in the State of Victoria, home duties, deceased, who died on 3 May 2003, are to send particulars of their claim to the executor care of the undermentioned legal practitioners by 2 January 2004 after which the executor will distribute the assets having regard only to the claims of which he then has notice.

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

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Creditors, next-of-kin and others having claims in respect of the estate of THERESA GRACE STEWART, late of 37 McKean Street, Bairnsdale, in the State of Victoria, widow, deceased, who died on 28 May 2003, are to send particulars of their claims to the administrators care of Engel & Partners Pty of 109 Main Street, Bairnsdale by 23 December 2003 after which date it will distribute the assets having regard only to the claims of which it then has notice.

ENGEL & PARTNERS PTY,  
legal practitioners,  
109 Main Street, Bairnsdale.

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Re: ALLAN RAY GIBBINS, late of Unit 1, 24 Cliff Road, Frankston, Victoria, retired finance broker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 October 2002, are required by the trustees, Peter Raymond Campbell Gibbins of 9/6 Bright Street, Brighton East, Victoria, financial planner, the son and Phyllis Irene Free of Unit 1, 24 Cliff Road, Frankston, Victoria, widow, the friend, to send particulars to the solicitors for the trustees, G. R. Herbert & Co. of Level 1, 1 Bluff Road, Black Rock, by 23 December 2003 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

G. R. HERBERT & CO., solicitors,  
Level 1, 1 Bluff Road, Black Rock 3193.

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Creditors, next-of-kin and others having claims in respect of the estate of ELSIE VERONICA HOPE, late of 23 Cunningham Street, Northcote, Victoria, retired, who died on 12 March 2003, are to send particulars of their claims to the executor, Alan Howard Gray, care of the undermentioned solicitors by 23 December 2003 after which date the executor will distribute the assets having regard only to claims of which he then has notice.

GRAY & GRAY, solicitors,  
188 High Street, Northcote.

ALICE DENHAM RONALDS, late of 'Cooinda Lodge', Landsborough Street, Warragul, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 May 2001, are required by the trustees, Lachlan Norman Ronalds and Marjorie Louise Goode, to send particulars of their claims to them care of the undersigned solicitors by 23 December 2003 after which date the trustees may convey or distribute the assets having regard only to the claims of which they then have notice.

GRAY FRIEND & LONG, solicitors,  
70 Queen Street, Warragul 3820.

HAZEL MARGARET COOKE, late of Mitchell House, 127 Vary Street, Morwell, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 August 2003, are required by the trustee, Robin Gahey Tuer, to send particulars of their claims to her care of the undersigned solicitors by 23 December 2003 after which date the trustee may convey or distribute the assets having regard only to the claims of which she then has notice.

GRAY FRIEND & LONG, solicitors,  
70 Queen Street, Warragul 3820.

MAGDALENE McKAY, late of 31 Holyrood Avenue, Strathmore, in the State of Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the above deceased, who died at Brunswick on 20 July 2002, are required by the executors and trustees of the said deceased, Lynette Frances McKay, Alastair Finlay McNab and Ian Bruce McNab

all care McNab McNab & Starke of 21 Keilor Road, Essendon, to send particulars to them by 23 December 2003 after which date the trustees may convey or distribute the assets having regard only to the claims of which they then have notice.

McNAB McNAB & STARKE, solicitors,  
21 Keilor Road, Essendon 3040.  
Telephone 9379 2819.

CLIFFORD JOHN SMYTHE, deceased, late of 17 Hinton Street, Rosebud, Victoria, retired gentleman.

Creditors, next-of-kin and all others having claims in respect of the deceased, who died on 18 February 2003, are required by the executor, Lisa Irene Smythe of Flat 1, 46 Milton Road, Rye, Victoria, to send particulars of such claims to the said executor by 23 December 2003 after which date the executor will distribute the assets having regard only to the claims of which they have notice.

NOVATSI & ALEXANDER, solicitors,  
980 High Street, Reservoir 3073.

DEREK BROWN, deceased, late of 7 Latona Avenue, West Preston, Victoria, draftsman.

Creditors, next-of-kin and all others having claims in respect of the deceased, who died on 3 May 2003, are required by the administrator, Andrew Joseph Brown of 7 Latona Avenue, Preston, Victoria, to send particulars of such claims to the said administrator by 23 December 2003 after which date the administrator will distribute the assets having regard only to the claims of which they have notice.

NOVATSI & ALEXANDER, solicitors,  
980 High Street, Reservoir 3073.

Creditors, next-of-kin and others having claims in respect of the estate of JOAN VESEY SMITH, late of St Leigh Private Nursing Home, 33 Bay Street, Sandringham, Victoria, widow, deceased, who died on 30 July 2003, are requested to send particulars of their claims to the executor, Alison Lempriere Nisselle, C/- Perpetual Trustees Victoria Limited of 28th Floor, 360 Collins Street, Melbourne, Victoria, by 23 December 2003 after which date

the executor will distribute the assets having regard only to the claims of which it then has notice.

PETER J. WALSH CARROLL KIERNAN & FORREST, solicitors,  
83 William Street, Melbourne.

Creditors, next-of-kin and others having claims in respect of the estate of WANDA CABENKO, late of 19 Mahoneys Road, Reservoir, in the State of Victoria, home duties, deceased, who died on 2 August 1993, are required to send particulars of such claims to the executor care of the undermentioned solicitors by 22 December 2003 after which date the executor will convey or distribute the assets having regard only to the claims of which the executor then has notice.

PIETRZAK, solicitors,  
222 Latrobe Street, Melbourne.

JEAN MARGARET WEBB, late of 1/1 Belgrave Road, East Malvern, Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 June 2003, are required by the executor, David Anthony Rush of 431 Riversdale Road, Hawthorn East, Victoria, to send particulars to him care of the undersigned by 23 December 2003 after which date the executor may convey or distribute the assets having regard only to the claims of which he then has notice.

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

Re: MARJORIE WALLACE QUILLIAM, late of 17 Allchin Avenue, Mornington, but formerly of "Mahlinna", Purves Road, Main Ridge, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 August 2003, are required by the trustees, Patricia Hamilton Wallace Waterfall of 89 Castlewood Street, Bentleigh East, Victoria, retired, daughter, Marsali Wallace Eaton, in the Will called Masali Wallace Eaton of 58 Richardson Drive, Mornington, Victoria, home care worker, daughter and Gail Wallace

Quilliam of 7 Erinka Crescent, Patterson Lakes, Victoria, secretary, daughter, to send particulars to the trustees by 23 December 2003 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

ROBERTS PARTNERS, solicitors,  
216 Main Street, Mornington 3931.

EILEEN VALESKA MERLE RICE, late of George Vowel Centre, Cobb Road, Mount Eliza, Victoria, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 February 2003, are required by the trustee, Gregory John Rice of 22 St Catherines Court, Mornington, Victoria, to send particulars to him by 23 December 2003 after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

STIDSTON & WILLIAMS WEBLAW,  
solicitors,  
313 Main Street, Mornington.

In the Supreme Court of the State of Victoria  
SALE BY THE SHERIFF

On Wednesday 26 November 2003 at 2.30 p.m. at the Sheriff's Office, 8-20 King Street, Oakleigh. (Unless process be stayed or satisfied).

All the estate and interest (if any) of Winsome Peace of 1470 Donnybrook Road, Woodstock, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 8823, Folio 469 upon which is erected a dwelling known as 1470 Donnybrook Road, Woodstock.

Registered Mortgage No. AB296640B and Caveat No. AC071224N affect the said estate and interest.

Terms – Cash/Eftpos  
(Debit Cards only/No Credit Cards).  
SW-03-006124-7

Dated 23 October 2003

V. PARKIN  
Sheriff's Office

In the County Court of the State of Victoria  
SALE BY THE SHERIFF

On Wednesday 26 November 2003 at 2.30 p.m. at the Sheriff's Office, 8-20 King Street, Oakleigh. (Unless process be stayed or satisfied).

All the estate and interest (if any) of Melissa Ali also known as Melissa Fernandez of 20A Wisewould Street, Flemington, as shown on Certificate of Title as Melissa Lee Fernandez, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 10619, Folio 780 upon which is erected a house known as 20A Wisewould Street, Flemington.

Registered Mortgage No. AC003456A and Covenant Nos. 0812526 and 1083639 affect the said estate and interest.

Terms - Cash/Eftpos  
(Debit Cards only/No Credit Cards).  
CW-03-004501-1

Dated 23 October 2003

V. PARKIN  
Sheriff's Office

In the Supreme Court of the State of Victoria  
SALE BY THE SHERIFF

To the Highest Bidder at the Best Price Offered

On Wednesday 26 November 2003 at 2.30 p.m. at the Sheriff's Office, 8-20 King Street, Oakleigh. (Unless process be stayed or satisfied).

All the estate and interest (if any) of Rita Lagniton of 6 Darlington Grove, Sydenham, joint proprietor with Ngoc Chi Truong of an estate in fee simple in the land described on Certificate of Title Volume 9982, Folio 803 upon which is erected a home known as 6 Darlington Grove, Sydenham.

Registered Mortgage No. S172288R, Covenant in Instrument R316712B and Caveat No. S869832B affect the said estate and interest.

No Reserve Set  
Terms - Cash/Eftpos  
(Debit Cards only/No Credit Cards).  
SW-02-008713-5

Dated 23 October 2003

V. PARKIN  
Sheriff's Office

In the Supreme Court of the State of Victoria  
SALE BY THE SHERIFF

On Wednesday 26 November 2003 at 2.30 p.m. at the Sheriff's Office, 8-20 King Street, Oakleigh. (Unless process be stayed or satisfied).

All the estate and interest (if any) of Paul Kirby of 4 Prue Court, Warranwood, as shown on Certificate of Title as Paul Francis Kirby, joint proprietor with Joanne Carolyn Kirby of an estate in fee simple in the land described on Certificate of Title Volume 9735, Folio 562 upon which is erected a dwelling known as 4 Prue Court, Warranwood.

Registered Mortgage No. X491640E and Covenant in Instrument No. N193889H affect the said estate and interest.

Terms - Cash/Eftpos  
(Debit Cards only. No Credit Cards).  
SW03-006203-9

Dated 23 October 2003

V. PARKIN  
Sheriff's Office



**Unclaimed Moneys Act 1962**

Register of Unclaimed Moneys held by the —

<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>
BELLER REAL ESTATE			
	\$		
J. & M. Smith	585.00	Cheque	04/07/96
F. Bader	540.00	"	30/09/97
B. Stower	801.65	"	29/10/97
Dr N. Fernandony	565.00	"	17/11/97

03271

CONTACT: RAE TOLLEY, PHONE: (03) 9510 1966.

**Unclaimed Moneys Act 1962**

Register of Unclaimed Moneys held by the —

<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>
GASCOR PTY LIMITED			
	\$		
Mr. Craig Adams	135.44	Cheque	19/07/01
Mr. Kevin Corstens	102.40	"	10/09/01
Mr Mukesh Nysre	102.85	"	18/09/01
Mr. Glen Price, 5 Hilda Mews, Aspendale Gardens	422.72	"	"
The Late Mr Allan Griffin, 20 Percy Street, Newport	142.03	"	"
Mr. Ingo Strakeljahn, 8/5 Brindise Street, Mentone	124.45	"	25/09/01
Miss R. E. Anderson, 3 Squire Court, Glen Waverley	156.00	"	02/11/01
Mr. Phillip Munso, 58 Hansworth Street, Mulgrave	212.56	"	"
Mrs. Hionia Argyriou, 24 Edward Avenue, Dandenong	130.45	"	"
Ms Annie E. Egan, 75 Cobden Street, South Melbourne	167.60	"	"
Mr. Michael Ainsworth & Miss Rebecca Adams	280.02	"	08/11/01
Mrs. Margaret J. Diggle	104.65	"	"
Mr. Brice Speirs, 17 Reita Avenue, Wantirna South	184.55	"	19/11/01
Mr. Dong Tu Ngoc	338.89	"	18/12/01
Raymond & Christina Kane, 13 Barellan Close, St Albans	230.00	"	"
Chicken Processing, 213 Wells Road, Chelsea Heights	502.62	"	21/12/01
Finocchiar, Phillip, 76 The Crescent, Kensington	193.15	"	"

Mr. Ibrahim Ayoubi, 7 Ophir Street, Broadmeadows	160.32	''	14/02/02
Ms. Kim Devlin, 16 Creswick Street, Footscray	216.11	''	''
Tracey Reider, 47 Rowans Road, Highett	245.90	''	''
Mrs. Irene Karpasitis	188.50	''	26/02/02
Mrs. G. Pendavingh, 97 Asling Street, Brighton	153.85	''	27/02/02

03263

CONTACT: NINH HOANG, PHONE: (03) 9201 7409.

**Unclaimed Moneys Act 1962**

Register of Unclaimed Moneys held by the —

<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>
SLATER & GORDON			
	\$		
Yakov Abizdris, 13 Clifton Street, Bentleigh East	857.55	Cheque	18/09/02
Karen Dawson, 14 Royal Parade, Caulfield South	352.17	''	16/12/02
Helen Keating, 27 Walter Street, Seddon	1,912.50	''	26/06/02
Gabrielle Groves, 36 Stewarts Lane, Sunbury	1,219.50	''	''

03264

CONTACT: GARY BIRMINGHAM, PHONE: (03) 9602 6896.

## 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. 73/2003 **Grain Handling and Storage (Amendment) Act 2003**

No. 74/2003 **Heritage (Amendment) Act 2003**

No. 75/2003 **Instruments (Enduring Powers of Attorney) Act 2003**

No. 76/2003 **Mental Health (Amendment) Act 2003**

No. 77/2003 **Planning and Environment (Port of Melbourne) Act 2003**

No. 78/2003 **Travel Agents (Amendment) Act 2003**

Given under my hand and the seal of  
Victoria at Melbourne on 21 October  
2003.

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

STEVE BRACKS MP  
Premier

No. 73/2003 **Grain Handling and Storage (Amendment) Act 2003**

This Act comes into operation on the day after the day on which it receives the Royal Assent.

No. 74/2003 **Heritage (Amendment) Act 2003**

This Act comes into operation on the day after the day on which it receives the Royal Assent.

No. 75/2003 **Instruments (Enduring Powers of Attorney) Act 2003**

- (1) Subject to sub-section (2), this Act comes into operation on a day to be proclaimed.
- (2) If this Act does not come into operation before 1 July 2004, it comes into operation on that day.

No. 76/2003 **Mental Health (Amendment) Act 2003**

- (1) This Act, except Part 2, comes into operation on the day after the day on which it receives the Royal Assent.
- (2) Subject to sub-section (3), Part 2 comes into operation on a day or days to be proclaimed.
- (3) If a provision of Part 2 does not come into operation before 1 January 2005, it comes into operation on that day.

No. 77/2003 **Planning and Environment (Port of Melbourne) Act 2003**

This Act comes into operation on the day after the day on which it receives the Royal Assent.

No. 78/2003 **Travel Agents (Amendment) Act 2003**

- (1) This Act, except sections 5 and 7, comes into operation on the day after the day on which it receives the Royal Assent.
- (2) Subject to sub-section (3), sections 5 and 7 come into operation on a day to be proclaimed.
- (3) If a provision referred to in sub-section (2) does not come into operation before 1 July 2004, it comes into operation on that day.

**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**

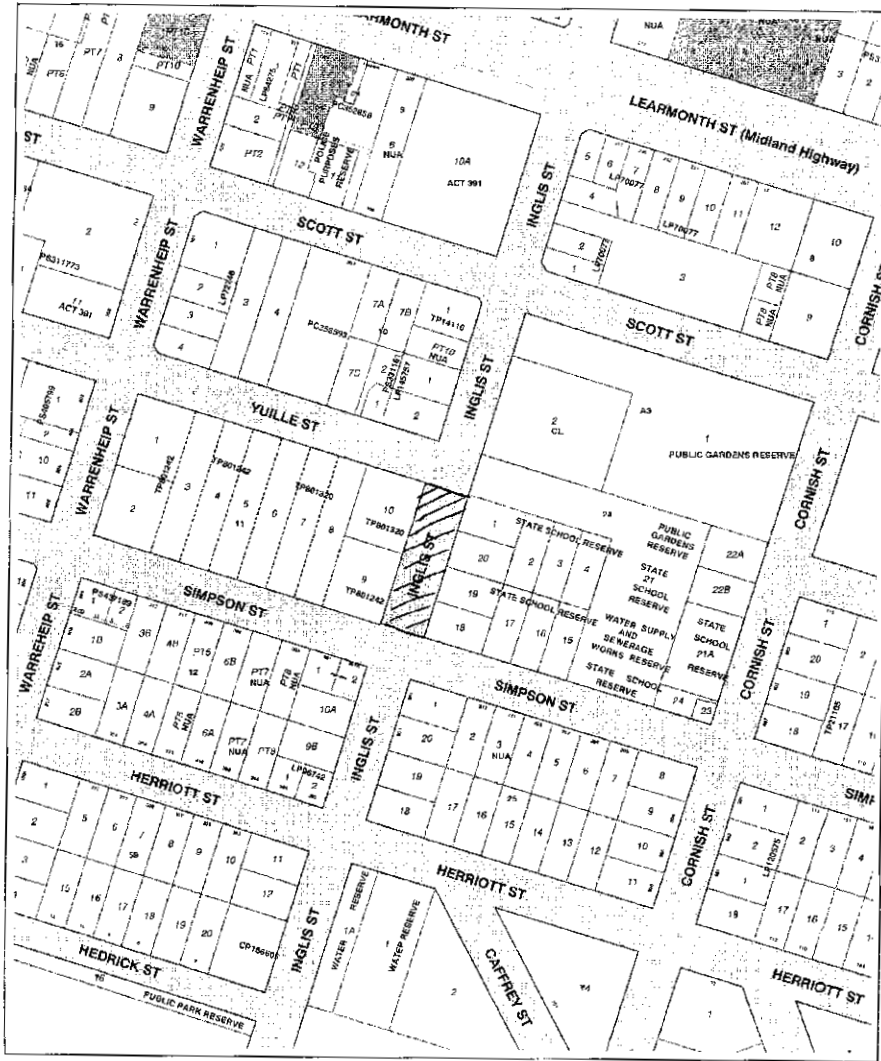
BALLARAT CITY COUNCIL

Local Government Act 1989

Section 206 Clause 3 Schedule 10

Discontinuance of Inglis Street, Buninyong between Yuille and Simpson Streets

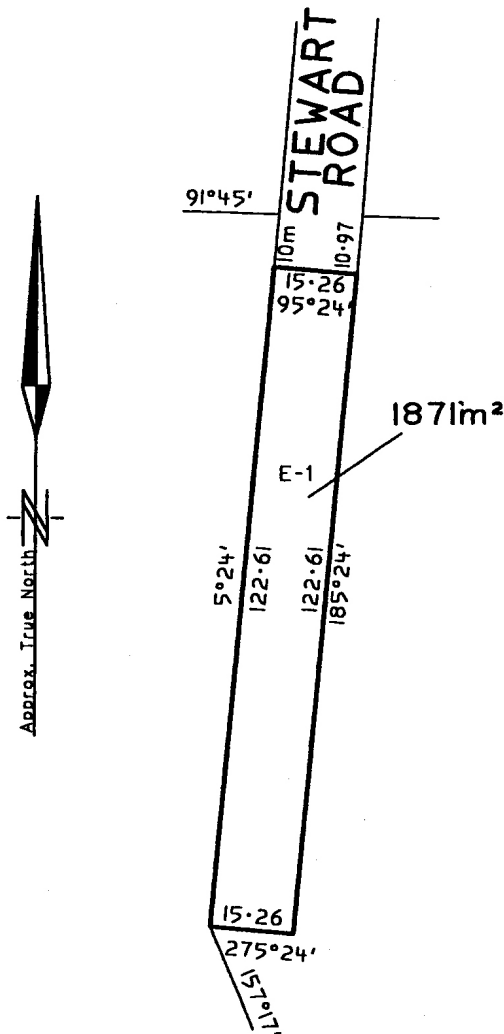
Ballarat City Council hereby gives notice that it has discontinued that part of Inglis Street, Buninyong between Yuille and Simpson Streets shown on the plan hereunder.



JOHN McLEAN  
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 14 October 2003 formed the opinion that the section of Stewart Road, Olinda shown outlined in heavy lines on the plan below is not reasonably required as a road for public use and resolved to discontinue the road, and that the land from the road be sold by private treaty to the abutting owner.



ROBERT HAUSER  
Chief Executive Officer



**PROPOSED TREE AND VEGETATION PROTECTION LOCAL LAW NO. 6**

Notice is hereby given pursuant to Section 119 (2) of the **Local Government Act 1989** that at a meeting of the Council of Frankston City Council held on 15 September 2003, the Council resolved to give notice of its intention to make Tree and Vegetation Protection Local Law No. 6.

The purpose of the Local Law is to regulate the growth of specified environmental weed species and to protect trees and vegetation growing in the municipal district.

Copies of the proposed Local Law are available at the Civic Centre during office hours, or by contacting Michael Craighead on 9784 1813.

Council will consider written submissions received within fourteen (14) days of the publication of this notice, in accordance with Section 223 of the **Local Government Act 1989**.

Any person lodging a written submission may request to be heard in support of their submission and shall be entitled to appear in person, or by a person acting on their behalf, before a meeting of Council.

Persons lodging a written submission should state whether they wish to be heard by Council.

Notice of the meeting date and time will be given to all persons lodging a submission.

STEVE DALTON  
General Manager  
Corporate and Governance Services

**MANSFIELD SHIRE COUNCIL**  
**Public Holidays Act 1993**

Notice is hereby given that the Mansfield Shire Council, pursuant to Section 7(1)(b) of the **Public Holidays Act 1993** appoints the afternoon of Tuesday 4 November 2003, as a half-day public holiday throughout its Municipal district, to observe the holding of the Mansfield Cup conducted by the Mansfield & District Racing Club.

The Municipal district is detailed as follows.

Commencing on the Mansfield—Whitfield Road at Holland Creek; thence southerly by Holland Creek to a point in line with the northern boundary of allotment 12B, section A, Parish of Dueran East; thence westerly by a line and the northern boundary of that allotment to the road forming the western boundary thereof; thence southerly by that road and the road forming the western boundary of allotment 11A, section A to the road forming the north-eastern boundary of allotment 9, section A; thence south-easterly by that road and the road forming the north-eastern boundary of allotment 24B, section B to Cambatong Road; thence generally south-easterly by that road to the southern boundary of allotment 8, section C; thence easterly by that boundary and a line in continuation to the King River West Branch; thence south-easterly by a direct line to the Great Dividing Range at the eastern source of the King River near Mt. Howitt; thence southerly by the Great Dividing Range to Mt. Howitt; thence south-westerly by a direct line to Mt. Selma; thence generally north-westerly along the Great Dividing Range to Mt. Matlock; thence north-westerly by the range forming the watershed between the Goulburn River and the Big River to the Big River at Enoch Point; thence northerly by that river to the Big River Arm of Lake Eildon; thence generally north-westerly by the south-western shore of that arm to its mouth; thence northerly by a line to a point 200 metres from the western shore of Lake Eildon; thence westerly and generally north-westerly by a line parallel to and 200 metres from the western shore to a point in line with the southern boundary of allotment 81; Parish of Wappan; thence westerly by a line and that boundary to the western shore of Lake Eildon; thence north-westerly by that shore to the southern boundary of Lot 2 on Plan of Subdivision 406007; thence westerly by that boundary and the northern boundary of the Lake Eildon National Park to the road forming north-eastern boundary of Lot 5 on Plan of Subdivision 316587; thence north-westerly by that road to Maintongoon Road; thence south-westerly by that road to the road forming the northern boundary of allotment 53B, section A, Parish of Maintongoon; thence westerly and north-westerly

by that road to the most eastern angle of allotment 33E; thence north-westerly by the road forming the north-eastern boundary of that allotment and allotments 19B and 19D to the road forming the eastern boundary of Lot 1 on Plan of Subdivision 219833; thence northerly by that road to the eastern angle of allotment 48C, Parish of Brankeet; thence westerly by that road to the eastern boundary of allotment 67F, Parish of Merton; thence northerly by that boundary and north-westerly by the northern boundaries of that allotment and allotments 67E and 68E to the southern boundary of allotment 69A; thence easterly by that boundary and north-westerly by the north-eastern boundary of that allotment to the eastern boundary of allotment 70A; thence north-easterly by that boundary and north-easterly and north-westerly by the eastern and north-eastern boundaries of allotment 70 to the road forming the western boundary of allotment 76A; thence northerly by that road to the southern boundary of allotment 84A; thence westerly by that boundary to the Maroondah Highway; thence southerly by that highway to the northern boundary of allotment 83; thence westerly by that boundary and northerly and westerly by the eastern and northern boundaries of allotment 82 to the western boundary of allotment 84; thence northerly by that boundary and the road forming the eastern boundaries of allotments 86 and 6 to the northern boundary of the latter allotment; thence westerly by that boundary to the western boundary of the parish; thence northerly by that boundary to the southern boundary of allotment 5, section C, Parish of Garratanbunell; thence westerly by that boundary to the road forming the north-eastern boundary of allotment 5A; thence north-westerly by that road to the most southern angle of Lot 3 on Plan of Subdivision 407668; thence north-easterly by Penny Lane to the Euroa—Mansfield Road at the most western angle allotment 16, section D, Parish of Wondoomarook; thence generally easterly by the road forming the northern boundary of that allotment to the road forming the western boundary of allotment 16, section C; thence southerly by that road to the southern boundary of that allotment; thence easterly by that boundary and northerly by the road forming the eastern boundary of that allotment to the northern boundary of allotment 23B, section D,

Parish of Borodomanin; thence easterly by that boundary and the northern boundary of allotment 23A and southerly by the eastern boundary of the latter allotment to the southern boundary of allotment 19; thence easterly by that boundary and southerly and easterly by the western and southern boundaries of allotment 20D and further easterly by the southern boundary of allotment 28 to the south eastern angle thereof; thence north-easterly by a direct line to the south-eastern angle of allotment 22; thence northerly by the road forming the eastern boundary of that allotment to the eastern boundary of Lot 2 on Plan of Subdivision 147674; thence northerly by that boundary to the southern boundary of allotment 1, section C Parish of Too-rour; thence easterly and northerly by the southern and eastern boundaries of that allotment and further northerly and westerly by the eastern and northern boundaries of allotment 1A, section C to the eastern boundary of Lot 1 on Plan of Subdivision 147674; thence northerly by that boundary and westerly by the northern boundary of that lot to Bonnie Doon Road; thence north-easterly by that road to the southern boundary of allotment 8A, section C; thence easterly by that boundary to Barjarg Road; thence south-easterly by that road to Ferraris Track; thence south-easterly by that track to Harpers No. 3 Track; thence easterly by a direct line to Mount Strathbogie; thence north-easterly by a line to the source of the Sandy Creek in the Strathbogie Range; thence north-easterly by that creek to the western shore of Lake Nillahcootie; thence north-easterly by the western shore to the Broken River; thence northerly by that river to Back Creek; thence south-easterly by that creek to the eastern boundary of the Parish of Nillahcootie; thence northerly by that boundary to the southern boundary of the Parish of Moorngag; thence easterly, south-easterly, north-easterly, northerly and again easterly by that boundary to Holland Creek, and thence south-easterly by that creek to the point of commencement, excluding the Mount Buller and Mount Stirling Alpine Resort Areas.

GARY GAFFNEY  
Chief Executive Officer



PROPOSED AMENDMENT MEETING  
PROCEDURE LOCAL LAW NO. 4—  
AMENDMENT NO. 5

The Council, pursuant to the provisions of Section 119(2) of the **Local Government Act 1989**, proposes to amend Local Law No. 4, Meeting Procedures.

The general purpose of the Amendment is as follows:

- to restrict to six, the number of Notices of Motion that each Councillor may propose at each Ordinary meeting of the Council.

Persons affected by the making of the Local Law Amendment to Local Law No. 4 are entitled to make submissions pursuant to the provisions of Section 223 of the **Local Government Act 1989**. Written submissions must be received by 4.00 p.m. on Thursday 6 November 2003 and should contain an indication of whether the person wishes to be heard in support of their submission.

A copy of the Local Law together with the proposed amending Local Law is available for inspection at the Municipal Offices, 113 High Street, Broadford and also via Council's website —[www.mitchellshire.vic.gov.au](http://www.mitchellshire.vic.gov.au).

GARRY CECIL  
Chief Executive Officer

**Planning and Environment Act 1987**

GREATER BENDIGO PLANNING SCHEME

Notice of the Preparation of an Amendment to  
a Planning Scheme and Notice of an  
Application for Planning Permit

Amendment C55

Planning Permit Application DC/803/03

The land affected by this proposed Amendment and the permit application is land adjacent to the McIvor Highway BiLo Store. The Subject land is known as Lot 1 TP 079702K (40 Michael Street), CA 9, Section 93C, City of Bendigo, Part CA 7 & 9, Section 93C, City of Bendigo (26 Casey Street). The site is bound by Michael Street to the west, Patrick Street to the east, Casey Street to the north and the BiLo supermarket car park to the south.

The Amendment proposes to change the Greater Bendigo Planning Scheme (the Scheme) by rezoning the site from Residential 1 Zone to the Business 1 Zone. The Amendment will facilitate the development of the site for the purpose of additional car parking for the BiLo store.

The permit application is for the building and works associated with the development of a car park extension to the existing car park area provided for the Bi-Lo supermarket operation located at 69–75 McIvor Highway including consolidation of 26 Casey Street and 40 Michael Street with the Bi-Lo site.

Building and works includes demolition of a residence and outbuildings at 40 Michael Street and construction of an extension to the existing supermarket carpark. The proposed development will provide 42 car parks for the existing store and increasing the number of car parking spaces from 98 to 140.

A draft planning permit is exhibited with the Amendment. Conditions on the draft permit relate to provision of civil engineering and construction standards for the carpark, landscaping requirements and protection of neighbourhood amenity.

The Amendment/Application was requested by RPD Group on behalf the Land Owner.

Where you may inspect this Amendment

The Amendment and application and associated supporting documentation are available for public inspection, free of charge, during office hours at the following places until 24 November 2003: Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne; Department of Sustainability and Environment, Northern West Region, corner of Midland Highway & Taylor Street, Epsom; and City of Greater Bendigo, Planning Department, Hopetoun Mill, 15 Hopetoun Street, Bendigo.

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

The closing date for submission is Monday 24 November 2003. A submission must be sent to: Chief Executive Officer, City of Greater Bendigo, PO Box 733, Bendigo, Vic.

DAVID KRUMINS  
Manager Planning and Development  
City of Greater Bendigo

## **Planning and Environment Act 1987**

### **GREATER SHEPPARTON PLANNING SCHEME**

#### **Notice of Preparation of Amendment**

#### **Amendment C39**

The Greater Shepparton City Council has prepared Amendment C39 to the Greater Shepparton Planning Scheme.

The land affected by this Amendment is the land known as Parkside Estate in north Shepparton. Parkside Estate is the land located to the south of Parkside Drive, to the west of Packham Street, includes all properties fronting onto the south and west of Olympic Avenue and all properties fronting onto McLean Court, Jones Court, Gray Court, Hafey Court, O'Connell Court, Deane Court and Howe Court.

Amendment C39 proposes to apply a Development Plan Overlay (DPO6) to the subject land and insert Schedule 6 to the Development Plan Overlay into the Greater Shepparton Planning Scheme. The Amendment proposes to alter Map 13DPO and Map 17DPO to show the new Development Plan Overlay (DPO6).

This Amendment also proposes to rezone approximately 4500 square metres of land south of Parkside Drive from Residential 1 Zone (R1Z), to Mixed Use Zone (MUZ). A new clause (Clause 32.04), which contains the planning provisions for the Mixed Use Zone, will be inserted into the scheme, as well as a Schedule to the Mixed Use Zone. Map 13 of the scheme will be altered to show the new area of Mixed Use Zone (MUZ).

The development plan for Parkside Estate is also on exhibition.

The Amendment and development plan will be on exhibition from 23 October to 24 November 2003. You may inspect the planning Amendment, any documents that support the Amendment, the explanatory reports about the Amendment, and the development plan.

These are available for inspection, free of charge, during office hours, at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton, and the Council's Service Centre, Casey Street, Tatura; the Goulburn Valley Regional Library, Marungi Street,



Shepparton; and at the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne or the North East Region Office, 35 Sydney Road, Benalla; or using the State Government's Planning Scheme Amendments Online service at

<http://www.doi.vic.gov.au/doi/ats.nsf>.

Any person who may be affected by or have an interest in an Amendment or development plan may make a submission to the planning authority. The closing date for submissions is 24 November, 2003. Submissions must be sent to the Greater Shepparton City Council, Locked Bag 1000, Shepparton, Vic. 3632.

### **Planning and Environment Act 1987**

#### **GREATER SHEPPARTON PLANNING SCHEME**

#### **Notice of Preparation of Amendment**

#### **Amendment C40**

The Greater Shepparton City Council has prepared Amendment C40 to the Greater Shepparton Planning Scheme.

The land affected by the Amendment is the area known as Parkside Gardens, Parkside Drive, Shepparton, as well as abutting land to the north and east. The property is contained within Lot A PS 439735C (Vol. 10591, Fol. 689) and part Lot 3 PS 132042 (Vol. 9774, Fol. 946).

Amendment C40 proposes to:

- rezone part of the land from a Public Park and Recreation Zone to a Residential 1 Zone;
- rezone part of the land from a Residential 1 Zone to a Public Park and Recreation Zone;
- rezone part of the land from a Public Use 1 Zone — Service and Utility, to a Public Park and Recreation Zone;
- rezone part of the land from a Public Use 1 Zone — Service and Utility, to a Residential 1 Zone;
- rezone part of the land from a Public Use 6 Zone — Local Government, to a Residential 1 Zone
- remove the Development Plan Overlay 1 from the land; and
- apply the Development Plan Overlay 7 to the land.

The development plan for Parkside Gardens is also on exhibition.

The Amendment and development plan will be on exhibition from 23 October to 24 November, 2003. You may inspect the planning Amendment, any documents that support the Amendment, the explanatory reports about the Amendment, and the development plan.

These are available for inspection, free of charge, during office hours, at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton, and the Council's Aelford Centre, Casey Street, Tatura; the Goulburn Valley Regional Library, Marungi Street, Shepparton; and at the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne or the North East Region Office, 35 Sydney Road, Benalla; or using the State Government's Planning Scheme Amendments Online service at <http://www.doi.vic.gov.au/doi/ats.nsf>.

Any person who may be affected by or have an interest in an amendment or development plan may make a submission to the planning authority. The closing date for submissions is 24th November, 2003. Submissions must be sent to the Greater Shepparton City Council, Locked Bag 1000, Shepparton, Vic. 3632.

### **Planning and Environment Act 1987**

#### **GREATER SHEPPARTON PLANNING SCHEME**

#### **Notice of Preparation of Amendment**

#### **Amendment C41**

The Greater Shepparton City Council has prepared Amendment C41 to the Greater Shepparton Planning Scheme.

The land affected by this Amendment is the land known as Parkside Estate in north Shepparton. Parkside Estate is the land located to the south of Parkside Drive, to the west of Packham Street, includes all properties fronting onto the south and west of Olympic Avenue and all properties fronting onto McLean Court, Jones Court, Gray Court, Hafey Court, O'Connell Court, Deane Court and Howe Court.

Amendment C41 proposes to change the boundaries of the existing Land Subject to

Inundation Overlay over the site by removing the Land Subject to Inundation Overlay from some parts of the site. This Amendment also proposes to apply the Floodway Overlay to parts of the site.

The development plan for Parkside Estate is also on exhibition.

The Amendment and development plan will be on exhibition from 23 October to 24 November, 2003. You may inspect the planning Amendment, any documents that support the Amendment, the explanatory reports about the Amendment, and the development plan.

These are available for inspection, free of charge, during office hours, at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton, and the Council's Service Centre, Casey Street, Tatura; the Goulburn Valley Regional Library, Marungi Street, Shepparton; and at the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne or the North East Region Office, 35 Sydney Road, Benalla; or using the State Government's Planning Scheme Amendments Online service at <http://www.doi.vic.gov.au/doi/ats.nsf>.

Any person who may be affected by or have an interest in an Amendment or development plan may make a submission to the planning authority. The closing date for submissions is 24 November, 2003. Submissions must be sent to the Greater Shepparton City Council, Locked Bag 1000, Shepparton, Vic. 3632.

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### **Planning and Environment Act 1987**

#### **GREATER SHEPPARTON PLANNING SCHEME**

##### **Notice of Preparation of Amendment Amendment C42**

The Greater Shepparton City Council has prepared Amendment C42 to the Greater Shepparton Planning Scheme.

The land affected by this Amendment is the area known as Parkside Gardens, Parkside Drive, Shepparton, as well as abutting land to the north and east. The property is contained

within Lot A PS 439735C (Vol. 10591, Fol. 689) and part Lot 3 PS 132042 (Vol. 9774, Fol. 946).

Amendment C42 proposes to change the boundaries of the existing Land Subject to Inundation Overlay over the site by removing the Land Subject to Inundation Overlay from some parts of the site. The Amendment also proposes to apply the Floodway Overlay to parts of the site. Significantly, all land to be developed for residential purposes will be above the 100 year flood level, and therefore is not covered by either the Land Subject to Inundation Overlay or Floodway Overlay.

Amendment C42 updates a previous Planning Scheme Amendment (Amendment C23 Part 4) that related to the area. Amendment C23 Part 4 will lapse upon the approval of Amendment C42.

The development plan for Parkside Gardens is also on exhibition.

The Amendment and development plan will be on exhibition from 23 October to 24 November 2003. You may inspect the planning Amendment, any documents that support the Amendment, the explanatory reports about the Amendment, and the development plan.

These are available for inspection, free of charge, during office hours, at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton, and the Council's Service Centre, Casey Street, Tatura; the Goulburn Valley Regional Library, Marungi Street, Shepparton; and at the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne or the North East Region Office, 35 Sydney Road, Benalla; or using the State Government's Planning Scheme Amendments Online service at <http://www.doi.vic.gov.au/doi/ats.nsf>.

Any person who may be affected by or have an interest in an Amendment or development plan may make a submission to the planning authority. The closing date for submissions is 24 November 2003. Submissions must be sent to the Greater Shepparton City Council, Locked Bag 1000, Shepparton, Vic. 3632.

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**Planning and Environment Act 1987****HORSHAM PLANNING SCHEME**

## Notice of Preparation of Amendment

## Amendment C17

The Horsham Rural City Council has prepared Amendment C17 to the Horsham Planning Scheme.

The land affected by the Amendment is Lots 37 and 38, Plan of Subdivision PS510241J Parish of Horsham described in Certificates of Title Volume 10716, Folio 500 and Volume 10716, Folio 482 respectively and part of Lots 44, 45 and 46A Plan of Subdivision OP109489, Parish of Horsham described Certificate of Title Volume 2008, Folio 463; Volume 4153, Folio 454 and Volume 9736, Folio 465 respectively and part of former government road shown on Surveyor's plan 5968B.

The Amendment proposes to rezone the land from a Business 4 Zone to a Business 1 Zone to allow a greater mix of retail and commercial uses to be developed on the land.

The person who requested the Amendment and the applicant for the permit is Coolace Properties Pty Ltd.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the office of the planning authority, Horsham Rural City Council, Roberts Avenue, Horsham or Department of Sustainability and Environment, Western Regional Office, State Government Offices, 402–406 Mair Street, Ballarat, Vic. 3350; and Department of Sustainability and Environment, Planning Information 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 may make a submission to the planning authority.

The closing date for submission is 24 November, 2003. A submission must be sent to Horsham Rural City Council, Roberts Avenue, Horsham.

(Mr) K. V. SHADE  
Chief Executive Officer  
Horsham Rural City Council

**Planning and Environment Act 1987****KNOX PLANNING SCHEME**

## Notice of Amendment

## Amendment C39

Knox City Council has prepared an Amendment to the Local Section of the Knox Planning Scheme.

The Amendment has been requested by Warrayong Pty Ltd.

The Amendment applies to land north of Havelock Road, Bayswater and south of Dandenong Creek, Certificate of Title Volume 6983, Folio 470.

The Amendment proposes to include Clause 52.03 (Specific Sites and Exclusions) a provision that will allow establishment of a Golf Driving Range on the land in accordance with an incorporated document.

The Amendment can be inspected at Knox City Council, Civic Centre, 511 Burwood Highway, Wantirna South 3152 and Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Level 4, Nauru House, 80 Collins Street, Melbourne 3000.

Any person affected by the Amendment may make a submission in writing, which must be sent to Steve Hines, Project Manager — Strategic Planning, Knox City Council, Locked Bag 1, Wantirna South 3152 by 24 November 2003.

STEVE DUNN  
Director — City Development

**Planning and Environment Act 1987****MARIBYRNONG PLANNING SCHEME**

## Notice of Preparation of Amendment

## Amendment C38

The Maribyrnong City Council has prepared Amendment C38 to the Maribyrnong Planning Scheme.

The land affected by the Amendment is 31 Hampstead Road, Maidstone.

The Amendment proposes to facilitate an integrated housing development with a mixed use component by:

- zoning the former Commonwealth land to include part of the land in the Residential 1 Zone and part of the land in the Mixed Use Zone;

- removing the Design and Development Overlay (DDO1) applying over the land;
- introducing and applying a new Development Plan Overlay (DPO5) over the land;
- applying an Environmental Audit Overlay over the land; and
- applying a Development Contributions Plan Overlay (DCPO2) over the land.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: the office of the planning authority, Maribyrnong City Council, Reception Area, Municipal Offices, corner of Napier Street and Hyde Street, Footscray; the Highpoint Library, 200 Rosamond Road, Maribyrnong; the Footscray Library, 56 Paisley Street, Footscray; and the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, 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 25 November 2003. A submission must be sent to: Mr. David Walmsley, Manager Urban Planning, Maribyrnong City Council, PO Box 58, Footscray 3011.

Dated 23 October 2003

KERRY THOMPSON  
Chief Executive Officer

### **Planning and Environment Act 1987**

#### WYNDHAM PLANNING SCHEME

#### Notice of Preparation of Amendment

#### Amendment C56

The Wyndham Council has prepared Amendment C56 to the Wyndham Planning Scheme.

The land affected by the Amendment is Lot B, Hogans Road, Hoppers Crossing (Plan of Subdivision 403050P, Certificate of Title Volume 10339, Folio 411), which is currently 4.557 ha of vacant land to the rear of Hogans Corner Neighbourhood Shopping Centre.

The Amendment proposes to change the current zoning of the subject site from a Business 4 Zone to a Residential 1 Zone.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the office of the planning authority, Wyndham City Council, Civic Centre, 45 Princes Highway, Werribee; and at the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, 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 24 November 2003. A submission must be sent to the Wyndham City Council, Civic Centre, 45 Princes Highway, Werribee.

KAREN HOSE  
Planning Policy  
and Projects Co-ordinator

### EXEMPTION

#### Application No. A284 of 2003

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by The Graduate Union of the University of Melbourne Inc. The application for exemption is to enable the applicant to exclude from the activities of the "mono group" of the Union, members of the Union aged 45 years and over and to advertise those activities on the basis of that exclusion.

Upon reading the material submitted by Eugene Spanti, Secretary-Warden (CEO) in support of the application, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 42, 59, 60, 100 and 195 of the Act to enable the applicant to exclude from the activities of the "mono group" of the Union, members of the Union aged 45 years and over and to advertise those activities on the basis of that exclusion.

In granting this exemption, the Tribunal noted:

- the Mono group is a sub-group of the Graduate Union, an association of the university graduates;
- the applicant wishes to continue to regularise a grouping of its membership that is known as the "Mono group". The Mono group has in fact existed informally for some years, and caters for single graduates aged under 45 years. It aims to create an opportunity for people with different interests and qualifications to enjoy each others company in a friendly environment;
- the Graduate Union has social activities open to all members. Another sub-group, the Solo Graduates, consists of single university graduates of any age. Both groups organise similar functions. Members who are 45 years and over have the opportunity to attend a wide range of social functions, even if excluded from the activities of the Mono group;
- it is felt by some members of the Mono group that open age events can scare away younger females. The group feels that they have fought very hard to achieve a group where young women feel comfortable and the activities provided are attractive to younger people;
- the union has previously been granted an exemption number A435 of 2000 which will expire on 1 November 2003.

The Tribunal grants an exemption from the operation of Sections 42, 59, 60, 100 and 195 of the **Equal Opportunity Act 1995**, to enable the applicant to exclude from the activities of the "Mono group" of the Union, members of the Union aged 45 years and over and to advertise those activities on the basis of that exclusion.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 23 October 2006.

Dated 16 October 2003

Mrs M. URQUHART  
Deputy President

#### EXEMPTION

Application No. A375 of 2003

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to Section 83 of the **Equal Opportunity Act 1995**, by Elizabeth Hoffman House Inc. The application for exemption is to enable the

applicant to offer membership of the organisation to women of Australian Aboriginal descent only.

Upon reading the material submitted by Rose Soloman in support of the application the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 59, 100 and 195 of the Act to enable the applicant to offer membership of the organisation to women of Australian Aboriginal descent only.

In granting this exemption the Tribunal noted:

- Elizabeth Hoffman House provides crisis accommodation to Aboriginal women and children experiencing domestic violence;
- Aboriginal women are reluctant to access mainstream services as they are not usually trusting of non-Aboriginal people;
- employing female Aboriginal staff will enable clients to receive the most appropriate culturally relevant support;
- Elizabeth Hoffman House has an exemption, Number 343 of 2001, valid until 12 September 2004 to enable it to advertise for and employ female Aboriginal staff only;
- the service seeks to ensure the safety of Aboriginal women and their children escaping domestic violence;
- male membership may compromise the safety of women and children;
- Elizabeth Hoffman House is an Aboriginal women's organisation run by Aboriginal women for Aboriginal women.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 59, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to offer membership of the organisation to women of Australian Aboriginal descent only.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 23 October 2006.

Dated 11 October 2003.

Mrs M. URQUHART  
Deputy President

#### EXEMPTION

Application No. A376 of 2003

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act**

1995 by Inner Eastern Group Training Inc. The application for exemption is to enable the applicant to advertise for and offer traineeships to persons within the age bracket of 15 to 24 years, being traineeships offered in accordance with the State Government "Youth Employment Scheme".

Upon reading the material submitted by Matthew Burmeister 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 offer traineeships to persons within the age bracket of 15 to 24 years, being traineeships offered in accordance with the State Government "Youth Employment Scheme".

In granting this exemption, the Tribunal noted:

- the Victorian Government has released a program entitled the "Youth Employment Scheme" which has an eligible target group of 15 to 24 years;
- Inner Eastern Group Training has been contacted by a number of state government departments to provide recruitments to take part in this program;
- the Government Youth Employment Scheme is aimed at reducing the level of youth unemployment in Victoria by providing young people with the training and skills they need to give them meaningful career paths;
- the exemption is designed to assist a group in which unemployment is at significant levels;
- the applicant has previously been granted an exemption—Number A422 of 2000—which expires on 18 October 2003.

The Tribunal grants an exemption from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995**, to enable the applicant to advertise for and offer traineeships to persons within the age bracket of 15 to 24 years, being traineeships offered in accordance with the State Government "Youth Employment Scheme".

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 23 October 2006.

Dated 16 October 2003

Mrs M. URQUHART  
Deputy President

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, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 29 December 2003 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.

AUSTIN, Edwin Hullin, late of Unit 3, 15 Isabella Street, Geelong West, retired seaman and who died on 17 August 2003.

CLEMENTS, Betty Clara, late of 2/65 Herbert Street, Mornington, pensioner, and who died on 2 August 2003.

DIND, Allan Cecil, late of 16 Townsend Street, Ivanhoe, retired and who died on 5 August 2003.

FRAWLEY, John Francis, late of 1 Robertson Street, Preston, pensioner and who died on 18 August 2003.

HUTCHINS, Allison Susan, late of Unit 2, 19 Silver Street, Eltham, pensioner, found dead on 1 September 2003.

HUNTER, Jean, late of Clarinda Centre, 1213 Centre Road, Oakleigh South, retired and who died on 26 August 2003.

MANSFIELD, Clarice Annie, also known as Clarice Anne Mansfield, late of 443 Clarke Street, Northcote and who died on 14 September 2003.

TAYLOR, Marjory Elsie, formerly of 4/10 Ashmore Avenue, Mordialloc, but late of George Vowell Home, Cobb Road, Mount Eliza, Victoria 3930, retired and who died on 31 August 2003.

VAFIOPULOUS, Lillian Jean Louise, late of Evelyn Wilson Wing, Gippsland Hospital, Guthbridge Street, Sale, Victoria 3850 and who died on 18 August 2003.

WYNNE, Josiah Ronald, late of Flat 211, 300 Pigdon Street, Carlton North, and who died on 6 August 2003.

Dated at Melbourne 20 October 2003

Laurie Taylor  
Estate Manager  
State Trustees Limited

STATE TRUSTEES LIMITED  
ACN 064 593 148

Section 79

Notice is hereby given that State Trustees Limited, ACN 064 593 148 intends administering the estates of—

MARIA BELLOTTI, late of Manchester Nursing Home, 41 Manchester Drive, Sydenham, Victoria, retired, deceased intestate, who died on 7 September 2003.

RUBY MARGARET DAWES, late of Essendon Private Nursing Home, 10 Fletcher Street, Essendon, Victoria, pensioner, deceased intestate, who died on 21 July 2003.

ROY THOMAS MAESMORE FULLER, late of 33 Mummery Street, Mount Waverley, Victoria, retired, deceased, who died on 10 August 2003 leaving a Will dated 4 June 1981.

ALLISON MARY KING, late of Elizabeth Gardens Residential Care, 2–8 Elizabeth Street, Burwood, Victoria, widow, deceased, who died on 8 August 2003 leaving a Will dated 5 August 1992.

JANICE LORRAINE MCGOWAN, late of Lilley Lodge, 6 Brown Street, Bendigo, Victoria, pensioner, deceased intestate, who died on 16 September 2003.

ELSIE LYNDA SWINDEN, late of Bethlehem Hospital, 476 Kooyong Road, Caulfield, Victoria, retired, deceased, who died on 30 September 2003 leaving a Will dated 7 September 2000.

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 29 December 2003 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.

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, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal

representative, on or before 24 December 2003 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.

BAXTER, Ivy Catherine, late of Alchera House, Bridge Street, Korumburra and who died on 4 August 2003.

CLIFF, Gregory Graeme, late of Hedley Sutton Community Nursing Home, 2 Gascoyne Street, Canterbury, pensioner and who died on 23 August 2003.

CUMMIN, Elsie Harriet, late of Kalimna Private Nursing Home, 107 Darling Road, Malvern East, retired and who died on 14 August 2003.

DERFILINGER, Helmut, also known as Helmut Derflinger, late of 29 Holmbury Grove, Mulgrave, factory worker and who died on 11 August 2003.

DIVOLA, Joseph Peter, late of 86 Alma Street, Maryborough, retired and who died on 20 April 2002.

ENNOR, John Lindsell, late of 28 Landscape Drive, Boronia, Victoria 3155, pensioner and who died on 26 August 2003.

LEIGH, Melba June, formerly of 12 Wood Street, Sandringham, but late of Belle Rose Manor, 7–9 St James Avenue, Bentleigh, retired and who died on 4 September 2003.

MICHELL, John Charles, also known as John Charles Mischell, late of 47 George Road, Ararat, pensioner and who died on 14 September 2003.

PALETHORPE, Jack, late of Flat 101, 29 Crown Street, Flemington, retired and who died on 5 September 2003.

SWINDEN, Elsie Lynda, formerly of 3/39 Brighton Street, Sandringham, but late of Bethlehem Hospital, 476 Kooyong Road, Caulfield, retired and who died on 30 September 2003.

WAY, Charles Henry, late of 53 Cleeland Street, Dandenong, and who died on 17 July 2003.

WHYTE, Margaret, late of Olive Miller Nursing Home, 10–14 Warner Street, Malvern, Victoria 3144, pensioner and who died on 25 May 2003.

Dated at Melbourne, 15 October 2003

LAURIE TAYLOR  
Estate Manager  
State Trustees Limited

**Adoption Act 1984**

Under the functions and powers assigned to me by the Secretary to the Department of Human Services under Section 10(2) of the **Community Services Act 1970** in relation to Section 5 of the **Adoption Act 1984**.

I, Carolyn Gale, approve the following person under Section 5(1) and Section 5(2) of the **Adoption Act 1984** as approved counsellor for the purposes of Section 87 of the **Adoption Act 1984**.

Karen Dawkins

Dated 14 October 2003

CAROLYN GALE  
Manager, Community Care Services  
Southern Metropolitan Region

**Co-operatives Act 1996**

BOX HILL NORTH PRIMARY SCHOOL  
CO-OPERATIVE LTD  
ESSENDON NORTH PRIMARY SCHOOL  
CO-OPERATIVE LTD

Notice is hereby given in pursuance of Section 316(1) of the **Co-operatives Act 1996** and Section 601AB(3) (e) of the **Corporations Act 2001** that, at the expiration of two months from the date hereof, the names of the aforementioned co-operatives will, unless cause is shown to the contrary, be struck off the register and the co-operatives will be dissolved.

Dated at Melbourne 17 October 2003

ANDREW LEVENS  
Deputy Registrar of Co-operatives

**Education Act 1958**

NOTICE OF MAKING OF ORDER UNDER  
SECTION 13 AND ADMINISTRATIVE  
ARRANGEMENTS ORDER (NO. 180) 2002

An Order of the Minister for Education Services was made on 16 October 2003 under Sections 13(1)(c), 13(4) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constitution Order of the Youanmite Primary School Council (the Council) by—

- (i) inserting a new clause 32A into the constituting Order to empower the Council to—

- (a) dispose of and transfer the land described in Certificates of Title Volume 7436, Folio 487037 and Volume 2322, Folio 464218 (the Land) of which the Council is the registered proprietor; and
- (b) without monetary consideration, transfer to the Minister for Education and Training, the Council's estate and interest in the Land; and
- (c) do and execute all necessary acts deeds and assurances required for the transfer of the Land.
- (ii) (a) extending the term of office of two members of the Council whose terms of office expire on 31 October 2003 for a period of six months from 31 October 2003 until and inclusive of 30 April 2004; and
- (b) appointing a person to the Council from the date the Order takes effect until and inclusive of 30 April 2004.
- (iii) making other consequential amendments.

JACINTA ALLAN  
Minister for Education Services

**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 Plan of Subdivision 047942, Parish of Gembrook comprising 361 square metres and being land described in Certificate of Title Volume 8308, Folio 001, shown as Parcels 1 and 10 on Survey Plan 20422A.

**Interest Acquired:** That of David Gordon Cavanagh & Theresa Kug Jung Jo and all other interests.

Published with the authority of VicRoads.

Dated 23 October 2003

For and on behalf of VicRoads:  
GERRY TURNER,  
Manager  
Property Services Department



**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 2 on Plan of Subdivision 047942, Parish of Gembrook comprising 375 square metres and being land described in Certificate of Title Volume 8308, Folio 002, shown as Parcel 2 on Survey Plan 20422A.

**Interest Acquired:** That of John Francis Radocaj and all other interests.

Published with the authority of VicRoads.

Dated 23 October 2003

For and on behalf of VicRoads:  
GERRY TURNER,  
Manager  
Property Services Department

**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 Crown Allotment A, Parish of Gembrook comprising 384 square metres and being land described in Certificate of Title Volume 9239, Folio 612, shown as Parcel 8 on Survey Plan 20423A.

**Interest Acquired:** That of Giuseppe Firrito, Gaetana Cascone & Joseph Stephen Falcone and all other interests.

Published with the authority of VicRoads.

Dated 23 October 2003

For and on behalf of VicRoads:  
GERRY TURNER,  
Manager  
Property Services Department

**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 619799J, Parish of Gembrook comprising 139 square metres and being land described in Certificate of Title Volume 8866, Folio 738, shown as Parcel 3 on Survey Plan 20422A.

**Interest Acquired:** That of Sydney Samuel & Simone Claire Haylock and all other interests.

Published with the authority of VicRoads.

Dated 23 October 2003

For and on behalf of VicRoads:  
GERRY TURNER,  
Manager  
Property Services Department

INTERIM CREDITING RATE—  
STATE SUPERANNUATION FUND

For the purposes of sub-sections 46(1) and 58(1) of the **State Superannuation Act 1988**, sub-section 35(1) of the **Transport Superannuation Act 1988** and sub-section 37(1) of the **State Employees Retirement Benefits Act 1979**, the Government Superannuation Office has determined an annual rate of 0.9% to be applied as an interim crediting rate on exits on or after 20 October 2003.

PETER J. WYATT  
Chief Financial Officer

**Health Services Act 1988**DECLARATION OF APPROVED QUALITY  
ASSURANCE BODY

I declare the Clinical Risk Management Program Reference Panel, established by the Otway Division of General Practice, is an approved quality assurance body under section 139 for the purposes of part 7 of the **Health Services Act 1988**.

Dated 9 October 2003

BRONWYN PIKE  
Minister for Health

**Children's Services Act 1996**

## NOTICE OF EXEMPTION

Under Section 6 of the **Children's Services Act 1996** ("the Act"), the Minister for Community Services hereby declares the Beechworth Montessori Children's Group, Licence Number 10428 ("the service") is exempt from Regulation 24 of the Children's Services Regulations 1998.

This exemption is granted subject to the conditions that:

1. a staff member who holds a primary teaching qualification is in attendance at all times when the children are being cared for or educated by the service;

NOTE: The Regional Children's Services Adviser will monitor the delivery of a preschool program.

This notice remains in force until 31 December 2003.

Declared at Melbourne on 26 September 2003

HON SHERRYL GARBUTT MP  
Minister for Community Services

**Children's Services Act 1996**

## NOTICE OF EXEMPTION

Under Section 6 of the **Children's Services Act 1996** ("the Act"), the Minister for Community Services hereby declares the Kinglake Child Care Centre, Licence Number 10417 is exempt from Regulation 24 of the Children's Services Regulations 1998.

This exemption is granted subject to the conditions that all times when children are being cared for or educated by the service, the proprietor must ensure that:

1. the staff:child ratios stipulated in regulation 24 are met;
2. only one less qualified staff member is caring for or educating children than the qualified staff:child ratios stipulation in regulation 24; and
3. at least one staff member is currently enrolled and attending a post-secondary early childhood qualification course which has been approved by the Secretary to the Department of Human Services.

This notice remains in force until 31 December 2003.

Declared at Melbourne on 26 August 2003

HON SHERRYL GARBUTT MP  
Minister for Community Services

**Mineral Resources Development Act 1990**EXEMPTION FROM EXPLORATION  
LICENCE OR MINING LICENCE

I, Richard Aldous, Executive Director Energy and Minerals, 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 Private land situated within the outer boundary of exploration licence application 4434, from being subject to an exploration licence or mining licence.
2. This exemption applies to the graticular areas covered by exploration licence 4434 (either as an application or granted licence), and ceases within those graticular blocks when they no longer form part of the application or licence area.
3. This exemption applies as of 17 October 2003.

Dated 17 October 2003

RICHARD ALDOUS  
Executive Director,  
Minerals and Petroleum  
Delegate of the Minister.

**Mineral Resources Development Act 1990**EXEMPTION FROM EXPLORATION  
LICENCE OR MINING LICENCE

I, Richard Aldous, Executive Director Minerals and Petroleum, pursuant to section 7 of the **Mineral Resources Development Act 1990** and under delegation by the Minister for Energy Industries and Resources—

1. HEREBY EXEMPT all that Crown land situated within the boundaries of exploration licence application 4773 that has been excised from the 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 17 October 2003

RICHARD ALDOUS  
Executive Director  
Minerals and Petroleum

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**Mineral Resources Development Act 1990**

EXEMPTION FROM EXPLORATION  
LICENCE OR MINING LICENCE

I, Richard Aldous, Executive Director Minerals and Petroleum, pursuant to section 7 of the **Mineral Resources Development Act 1990** and under delegation by the Minister for Energy Industries and Resources—

1. HEREBY EXEMPT all that Crown land situated within the boundaries of exploration licence application 4772 that has been excised from the 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 15 October 2003

RICHARD ALDOUS  
Executive Director  
Minerals and Petroleum

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**Mineral Resources Development Act 1990**

EXEMPTION FROM EXPLORATION  
LICENCE OR MINING LICENCE

I, Richard Aldous, Executive Director Minerals and Petroleum, pursuant to section 7 of the **Mineral Resources Development Act 1990** and under delegation by the Minister for Energy Industries and Resources—

1. HEREBY EXEMPT all that Crown land situated within the boundaries of exploration licence application 4742 that has been excised from the 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 16 October 2003

RICHARD ALDOUS  
Executive Director  
Minerals and Petroleum

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COMMONWEALTH OF AUSTRALIA  
**Petroleum (Submerged Lands) Act 1967**

PROHIBITION OF ENTRY INTO  
SAFETY ZONE, MEGAMOUTH-1  
EXPLORATION WELL

Pursuant to the power conferred by Section 119 of the **Petroleum (Submerged Lands) Act 1967**, all vessels are prohibited, other than vessels engaged in or in connection with the petroleum exploration operations authorised under that Act, from entering or remaining in the safety zone specified in the schedule, without my consent in writing.

**SCHEDULE**

- (1) The area within a distance of 500 metres measured from each point of the outer edge of the drilling vessel known as Ocean Epoch.
- (2) The area or areas within a distance of 500 metres measured from each point of the outer edge of any anchor buoys or other equipment deployed from that drilling vessel.

while the vessel is engaged in operations associated with drilling of the MegaMouth-1 exploration well situated at or about the point of Latitude 038° 35' South, Longitude 148° 16' East over the period from early November 2003 until mid December 2003.

Made under the **Petroleum (Submerged Lands) Act 1967** of the Commonwealth of Australia.  
Dated 20 October 2003

Signed by:  
HORACIO HAAG  
Manager,  
Petroleum Operations  
Safety and Environment,  
as a delegate of the Designated Authority,  
pursuant to instrument of delegation  
under Section 15 of the  
**Petroleum (Submerged Lands) Act 1967**

**Physiotherapists Registration Act 1998**

PHYSIOTHERAPISTS REGISTRATION BOARD OF VICTORIA

Fees Payable to the Board

In accordance with Section 85(1)(c) of the **Physiotherapists Registration Act 1998** the Board has fixed the following fees, which will be payable to the Board from 1 December 2003:

Fee	\$
General registration	150.00
General registration for a period of less than 3 months	50.00
Specific registration	150.00
Specific registration for a period of less than 3 months	50.00
Limited registration	200.00
Endorsement of registration	
Division 1	160.00
Division 2	210.00
Division 3	210.00
Renewal of registration by mail	110.00
Renewal of registration via internet	99.00
Additional renewal fee	40.00
Restoration of registration	160.00
Copy of register	50.00
Copy of register on computer disk	40.00
Extract from register	25.00
Issue of Replacement Certificate	50.00

Dated 9 October 2003

M. E. STRICKLAND  
Registrar

**Crown Land (Reserves) Act 1978**

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

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978** I, Mary Delahunty, Minister for Planning, being satisfied that there are special reasons which make the granting of a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown**

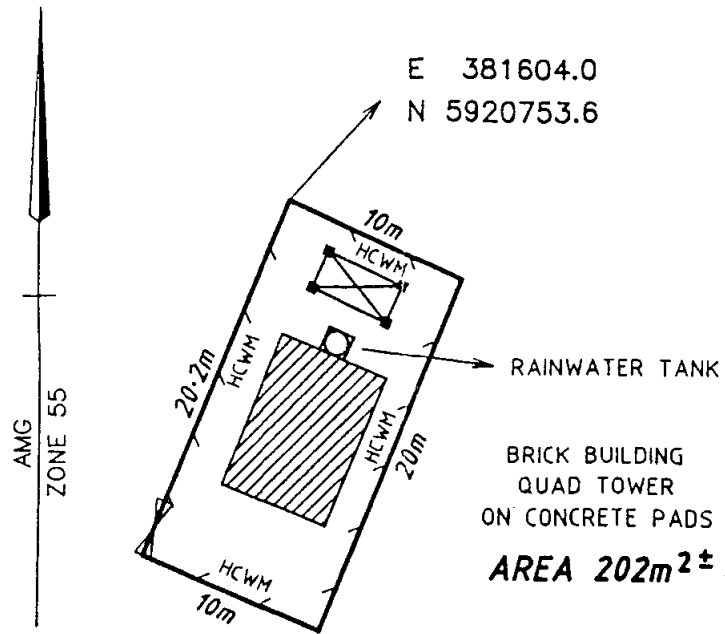
**Land (Reserves) Act 1978**, approve the granting of a lease to Vertical Telecoms Pty Ltd for the construction, maintenance and operation of a telecommunications network and telecommunications service over the area of the Mt Wombat Preservation of Native Species Reserve described in the Schedule below and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that—

- (a) there are special reasons which make granting the lease reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE

The land shown by continuous line and measuring 202 square metres, more or less, on the attached plan titled “W/21-07-03”, being part of the land temporarily reserved by Order in Council of 13 December 1988 as a site for the Preservation of Species of Native Plants (vide Government Gazette of 14 December 1988, pages 3762 and 3763).

2011222



23C of A

NATIVE PLANTS RESERVE

Dated 7 October 2003

MARY DELAHUNTY, MP  
Minister for Planning

**Tobacco Act 1987****NOTICE CONCERNING THE REVOCATION OF A DECLARATION MADE UNDER SECTION 5I(4) OF THE TOBACCO ACT 1987**

I, Bronwyn Pike, Minister for Health and Minister responsible for the administration of the **Tobacco Act 1987** ("the Act"), under section 5I(5) of the Act, revoke the declaration published in the Government Gazette G35 on 29 August 2003 that was made under section 5I(4) of the Act on 23 August 2003 and took effect on 1 September 2003.

This revocation comes into operation on 1 December 2003.

Dated 28 September 2003

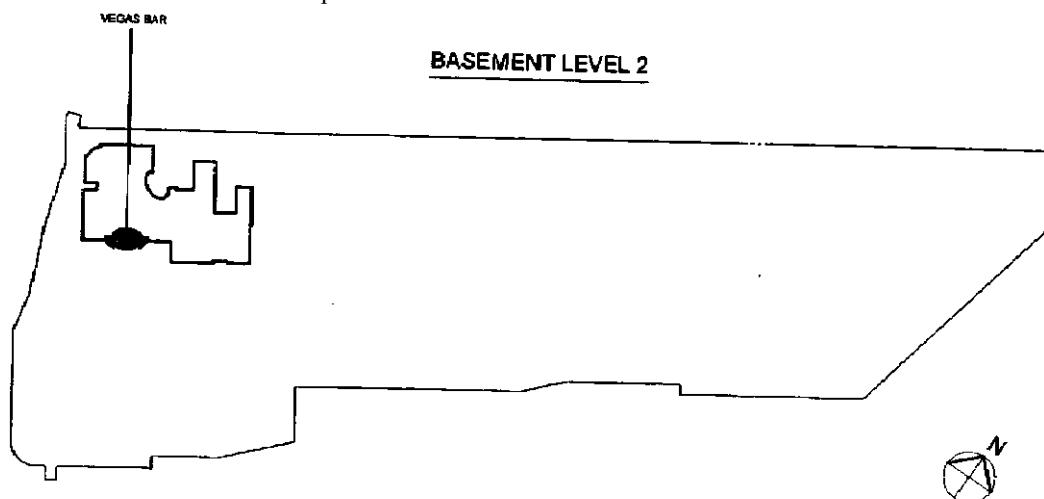
BRONWYN PIKE  
Minister for Health

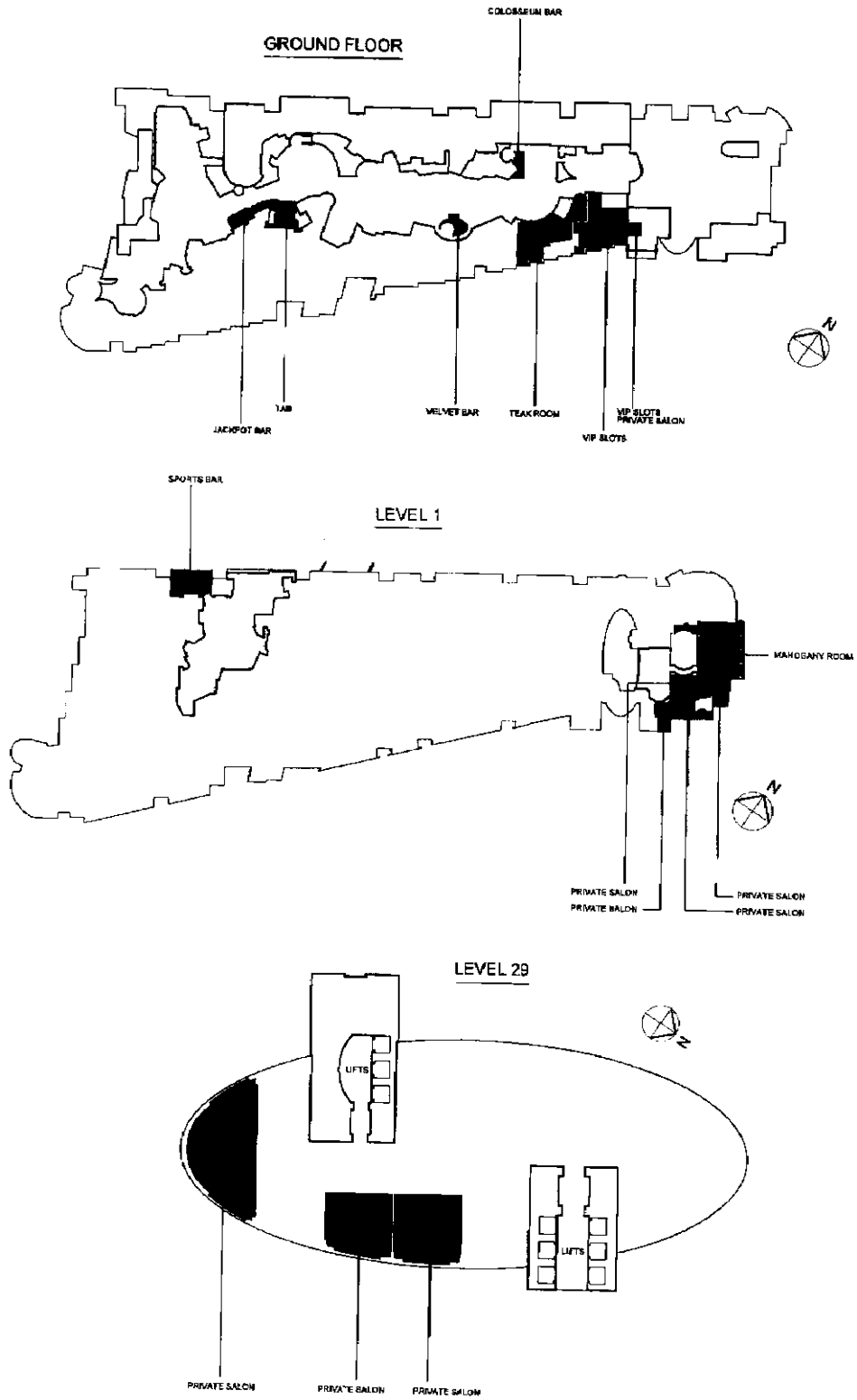
**Tobacco Act 1987****DECLARATION UNDER SECTION 5I(4)**

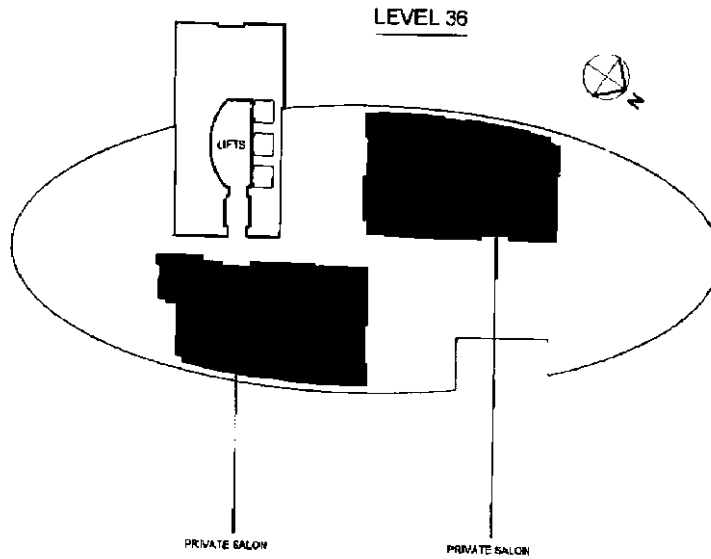
I, Bronwyn Pike, Minister for Health and Minister responsible for the administration of the **Tobacco Act 1987** ("the Act"), under section 5I(4) of the Act, declare the areas in the Crown Casino which are listed below and shaded on the floor plans accompanying this declaration, to be declared smoking areas under the Act.

1. The following areas, which in my opinion are bar areas within the meaning of the Act:
  - the Vegas Bar located on Basement Level 2;
  - the Jackpot Bar, Velvet Bar and Colosseum Bar (excluding the dining area), all located on the Ground Floor;
  - the Sports Bar located on Level 1.
2. The TAB area (excluding the dining area) located on the Ground Floor, which in my opinion is a TAB area within the meaning of the Act.
3. The following areas, which in my opinion are high roller rooms within the meaning of the Act:
  - the Teak Room, VIP Slots Room and VIP Slots Private Salon area, all located on the Ground Floor;
  - the Mahogany Room and 4 Private Salon areas, all located on Level 1;
  - the Private Salon areas located on Levels 29 and 36 of Crown Towers.

This declaration comes into operation on 1 December 2003.







Dated 28 September 2003

BRONWYN PIKE  
Minister for Health

**Conservation, Forests and Lands Act 1987**

**NOTICE OF MAKING OF AN AGREEMENT TO TERMINATE A FARM FORESTRY INCENTIVE SCHEME LAND OWNER AGREEMENT**

Notice is given under section 80 of the **Conservation, Forests and Lands Act 1987** that the Secretary to the Department of Sustainability and Environment and Leo Joseph Jones, Owen Gerard Jones and Damien Jones have entered into an agreement to terminate a Farm Forestry Incentive Scheme Land Owner Agreement in respect of the land set out in the Schedule.

Copies of the agreement are available for public inspection between the hours of 9.00 a.m. and 4.00 p.m. at the offices of:

Legislation Services Branch, Department of Sustainability and Environment, Level 16, 8 Nicholson Street, East Melbourne 3002 and at Benalla Office, Department of Sustainability and Environment, 35 Sydney Road, Benalla 3672.

LYNDSAY NEILSON  
Secretary to the  
Department of Sustainability  
and Environment

**SCHEDULE**

Site Location	Title Details Volume/Folio	Dealing No. of Agreement terminated
Part of Crown Allotment 2, part of Parish of Barwidgee	10444/180	V790058G



**Geographic Place Names Act 1998**

## CORRIGENDUM

In the Victoria Government Gazette No. G41, 9 October 2003, page 2601, under Registration of Amendment of Geographic Names, the place name of Cross Roads should read Cross Roads (formerly Ballyrogan, Yalla-Y-Poora and part of Stockyard Hill within the Pyrenees Shire).

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**  
Level 15, Marland House,  
570 Bourke Street,  
Melbourne 3000

JOHN E. TULLOCH  
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.

<b>File No.</b>	<b>Place Name</b>	<b>Proposer &amp; Location</b>
LA/12/0003	Balwyn, Canterbury	Boroondara City Council. As on version 4.7 of the plan showing the suburb names and boundaries within the municipality. Copies of this plan may be inspected at the municipal offices or at the office of the Registrar of Geographic Names.

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**  
15th Floor,  
570 Bourke Street,  
Melbourne 3000

JOHN E. TULLOCH  
Registrar of Geographic Names

## VICTORIA

**Public Records Act 1973**

## SUB-SECTION 14(1)

WHEREAS, in accordance with the provisions of sub-section 14(1) of the **Public Records Act 1973**, the Minister for Victorian Communities may appoint a place outside the Public Record Office Victoria as a place of deposit for any specified class of public records.

I, John Thwaites, Minister for Victorian Communities, hereby appoint the place specified in Schedule One to be a place of deposit for public records, subject to the conditions set out in Schedule Two. This appointment applies for a period of ten (10) years, unless revoked sooner, from date gazetted.

**SCHEDULE ONE**

Avoca and District Historical Society Inc.	Court House, 85 High Street, Avoca
Bacchus Marsh and District Historical Society	Library Building, Main Street, Bacchus Marsh
Beaufort Historical Society	Court House, Livingstone Street, Beaufort
Cape Clear and District Historical Society Inc.	Community Hall, Cape Clear
Creswick Historical Museum	70 Albert Street, Creswick
Gold Museum and Ballarat Historical Society	Bradshaw Street, Ballarat
Leigh and District Historical Society Inc.	Rokewood—Shelford Road, Warrambine
Linton and District Historical Society Inc.	Library Building & Funeral Parlour, Linton
Napoleons and District Historical Society Inc.	5050 Colac—Ballarat Road, Napoleons
Newstead and District Historical Society	Court House, Canrobert Street, Newstead
Numurkah and District Historical Society	corner of Melville & Knox Streets, Numurkah
Sebastopol Historical Society Inc.	Yarrowee Street, Sebastopol
Snake Valley Historical Society Inc.	Old RSL Hall, Snake Valley
Talbot Arts and Historical Museum Inc.	Camp Street, Talbot

**SCHEDULE TWO**

That—

descriptions of the records to be transferred are submitted to the Public Record Office for approval prior to transfer;

the records are transferred with the agreement of the Keeper of Public Records;

the records transferred to a community place of deposit are not considered by the Keeper of Public Records to be part of the permanent archives of the State;

there is no charge for the inspection of the public records;

the Keeper of Public Records has the right to inspect the facility at any time in accordance with section 13(a) of the **Public Records Act 1973**.

Dated 19 September 2003

JOHN THWAITES  
Minister for Victorian Communities

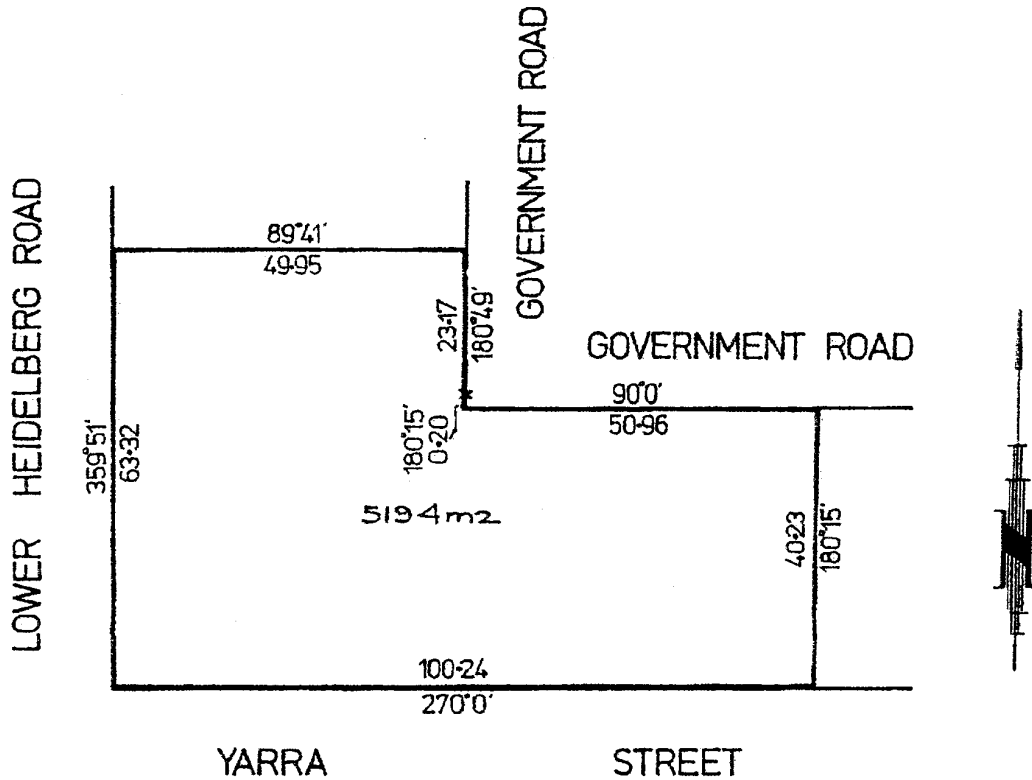
**Road Safety Act 1986**

**ORDER UNDER SECTION 98 ROAD SAFETY ACT 1986  
EXTENDING PROVISIONS TO DANAHERS TIMBER AND  
HARDWARE CARPARK AT  
464 LOWER HEIDELBERG ROAD, HEIDELBERG**

I, Bruce Gidley, Regional Manager, VicRoads Metro North West 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 the 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 Danahers Timber and Hardware Carpark at 464 Lower Heidelberg Road, Heidelberg within the City of Banyule, particulars of which are shown on the attached plan.



Dated 14 October 2003

BRUCE GIDLEY  
Regional Manager

**Private Agents Act 1966**

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

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

Any person desiring to object to any of such applications must—

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

<i>Full name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Place of Abode of Applicant or Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Clare Eve Gareski	4/2-6 Jerliderie Drive, Berwick	I.V.S. Mercantile Agency	Suite 4, 145 Wattletree Road, Malvern, Victoria	Commercial sub-agents licence
Liza Christine Gutierrez	19/258 Ballarat Road, Footscray 3011	Advanced Credit Management	Level 5, 455 Bourke Street, Melbourne Vic. 3000	Commercial sub-agents licence

Dated at Melbourne 21 October 2003

Registrar of the Magistrates' Court  
GRAEME J. HORSBURGH  
Principal Registrar  
Magistrates Court of Victoria

**Casino Control Act 1991—section 60(1)**  
CASINO RULES NOTICE NO. 17 OF 2003

Rules of the Game—Craps

By this notice, the Victorian Casino and Gaming Authority amends the Rules in respect of the game “Craps”<sup>1</sup> as set out in the Schedule.

This notice operates with effect from 4.00am on 24 October 2003.

Dated 20 October 2003

PETER COHEN

Acting Director of Gaming and Betting

Acting Director of Casino Surveillance

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Schedule

**Amendment** to rules for Craps.

For the current rules, **substitute** the following rules—

**1 DEFINITIONS**

1.1 In these rules:—

“**7-out**” means a two-dice total of 7 thrown by the Shooter after he/she has established a Point. A 7 will constitute a win for wagers placed on the Don't Win Line.

“**Boxperson**” means the Game Supervisor responsible for the supervision of the operation of the game.

“**Casino Supervisor**” means a person other than a Game Supervisor who is responsible for the supervision and management of gaming operations.

“**Come Out Roll**” means the first and any subsequent rolls of the dice by the Shooter before a point is established.

“**Dealer**” means a person responsible for the operation of the game.

“**Hardway**” means when the dice come to rest, the uppermost face of each dice displays the same number. The numbers six, eight, four and ten may have a hard total.

“**Inactive**” means that a wager is not effected by the result of the throw of the dice and no action will be taken on the wager. The wager will remain on the table layout.

“**Point**” means the first two-dice total of 4, 5, 6, 8, 9 or 10 thrown by the Shooter on a Come Out Roll which, if thrown again before he/she throws a 7 will constitute a win for wagers placed on the Win Line.

“**Shooter**” means the player who rolls the dice.

**Stickperson** means the Dealer at the table who controls the movement and security of the dice using the stick, maintains the flow of the game, calls the game and controls the centre action.

1.2 Unless contrary intention appears, a Game Supervisor or a Casino Supervisor may perform any function or exercise any power of the Dealer.

1.3 A reference in these rules to the game is a reference to the game of Craps played at a particular gaming table.

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<sup>1</sup> The game of Craps and its rules were approved by notices published in the Victoria Government Gazette on 24 April 1997 (S44). The rules have subsequently been amended by—

- Casino Rules Notice 22 of 1999 published on 22 October 1999 (S156); and
- Casino Rules Notice 15 of 2002 published on 24 May 2002 (S85).

- 1.4 A reference in these rules—
  - 1.4.1 To a bet is a reference to the contingency or outcome on which a player may place a wager; and
  - 1.4.2 To a wager is to the money appropriated to such a bet in a particular case.

## **2 EQUIPMENT**

- 2.1 Craps will be played on a table, oblong in shape with rounded corners and high walled sides.
- 2.2 The table cloth (layout) will be marked in a manner similar to Diagram A or Diagram B with the name and/or logo of the casino imprinted thereon.
- 2.3 A set of five dice will be used for play.
  - 2.3.1 The sides of each die will be marked with the values one to six arranged so that the opposite sides of the dice will always add up to 7.
  - 2.3.2 The dice will be precision made dice with faces of a minimum size of 19 millimetres square.
- 2.4 A dice bowl is used to retain all dice, except those in active play.
- 2.5 A stick is used for the purpose of retrieving and/or passing the dice.
- 2.6 A reversible puck or disc marked on one side with “ON” and on the other side with “OFF” that is used to denote the point number for a particular round of play.
- 2.7 Marker Buttons are clearly labelled as follows:
  - 2.7.1 “OFF”
  - 2.7.2 “ON”
  - 2.7.3 “Lay”
  - 2.7.4 “Buy”
  - 2.7.5 Numbers eg. (5-10-100)
  - 2.7.6 “D.P” (Don’t Place)

## **3 PLACEMENT OF WAGERS**

- 3.1 Wagers will only be accepted in chips.
- 3.2 Wagers should be placed before the dice are thrown but may, if confirmed orally by the Dealer, Boxperson or Stickperson be placed between the time the dice leave the Shooter’s hand and the time the result of the throw is called.
- 3.3 A wager by a player will be placed on the appropriate area of the Craps layout.
  - 3.3.1 Wagers orally declared and accompanied by chips, cash, vouchers or authorised tokens may be accepted provided that they are announced by the Dealer or Stickperson and confirmed by the Boxperson.
  - 3.3.2 Cash, vouchers and authorised tokens must be immediately converted into gaming chips and placed on the appropriate area of the layout.
- 3.4 A wager may be removed or reduced at any time prior to the result of a throw that will decide the outcome of that particular wager except that a wager placed on:
  - 3.4.1 The Win Line is considered a contract wager and cannot be removed or reduced after a Point has been established.
  - 3.4.2 The Come cannot be removed or reduced after a Point has been established with respect of that wager.
  - 3.4.3 The Don’t Win Line or the Don’t Come may be removed or reduced at any time but once removed or reduced may not be replaced or increased until there has been a result with respect to the current Point number.

- 3.5 All Buy Bets, Place Bets, Come Odds and wagers placed on the Hardways:
- 3.5.1 Will be inactive on any Come Out Roll, unless called "ON" or "working" by the player.
- (a) Wagers called "ON" or working must be confirmed by the Dealer or Boxperson and an "ON" marker button placed on the top of the player's wager/s;
  - (b) The "ON" marker button will indicate that similar wagers for that particular player are "ON" unless otherwise specified by that player.
- 3.5.2 May be called "OFF" at any time.
- (a) Wagers called "OFF" must be confirmed by the Dealer or Boxperson and an "OFF" marker button placed on the top of the player's wager/s;
  - (b) A wager marked with an "OFF" marker button will indicate that all similar wagers for that particular player are also "OFF" unless otherwise specified by that player.
- 3.6 The following wagers are the permissible wagers by a player at the game of Craps:
- 3.6.1 A wager on the Win Line may be placed immediately prior to the Come Out Roll, which will—
- (a) Win, if on the Come Out Roll:—
    - (i) A total of 7 or 11 is thrown; or
    - (ii) A total of 4, 5, 6, 8, 9 or 10 is thrown and in a subsequent roll that total is thrown again before a total of 7.
  - (b) Lose, if on the Come Out Roll:—
    - (i) A total of 2, 3 or 12 is thrown; or
    - (ii) A total of 4, 5, 6, 8, 9 or 10 is thrown and in a subsequent roll a total of 7 is thrown before that number is thrown again.
  - (c) Be inactive, if, after a total of 4, 5, 6, 8, 9 or 10 is thrown any number other than that number or a total of 7 is thrown.
- 3.6.2 Win Line Odds may be placed whenever a player has placed a wager on the Win Line and a total of 4, 5, 6, 8, 9 or 10 is thrown on the Come Out Roll. The wager must not be more than two times that of the original wager placed on the Win Line and will:
- (a) Win, if a total of 4, 5, 6, 8, 9 or 10 is thrown and that total is again thrown before a total of 7;
  - (b) Lose, if a total of 4, 5, 6, 8, 9 or 10 is thrown and a total of 7 is thrown before that total is thrown again.
  - (c) Be inactive, if, after a total of 4, 5, 6, 8, 9 or 10 is thrown any number other than that number or a total of 7 is thrown.
- 3.6.3 A wager on the Don't Win Line may be placed immediately prior to the Come Out Roll which will—
- (a) Win, if on the Come Out Roll:—
    - (i) A total of 3 or 12 is thrown; or
    - (ii) A total of 4, 5, 6, 8, 9 or 10 is thrown and in a subsequent roll a total of 7 is thrown before that number is thrown again.

- (b) Lose, if on the Come Out Roll:—
    - (i) A total of 7 or 11 is thrown; or
    - (ii) A total of 4, 5, 6, 8, 9 or 10 is thrown and that total is again thrown before a total of 7; or
  - (c) Be inactive, if on the Come Out Roll, a total of 2 is thrown or after a total of 4, 5, 6, 8, 9 or 10 is thrown any number other than that number or a total of 7 is thrown.
- 3.6.4 Lay Odds behind the Don't Win Line may be placed whenever a player places a wager on the Don't Win Line and a total of 4, 5, 6, 8, 9 or 10 is thrown on the Come Out Roll. The amount of the Lay Odds must be calculated so that if the wager wins the winnings do not exceed two times the amount originally placed on the Don't Win Line. The wager will:
- (a) Win, if a total of 4, 5, 6, 8, 9 or 10 is thrown and a total of 7 is subsequently thrown before that total is again thrown;
  - (b) Lose, if a total of 4, 5, 6, 8, 9 or 10 is thrown and that total is thrown again before a total of 7;
  - (c) Be inactive, if after a total of 4, 5, 6, 8, 9 or 10 is thrown any number other than that number or a total of 7 is thrown.
- 3.6.5 A wager on the Come may be placed at any time after the Come Out Roll and will—
- (a) Win:
    - (i) If on the roll immediately following placement of the wager a total of 7 or 11 is thrown; or
    - (ii) If a total of 4, 5, 6, 8, 9 or 10 is thrown and then that total is rolled again on a subsequent roll before a total of 7;
  - (b) Lose,
    - (i) If on the roll immediately following placement of the wager a total of 2, 3 or 12 is thrown; or
    - (ii) A total of 4, 5, 6, 8, 9 or 10 is thrown and then a total of 7 is thrown on a subsequent roll before that total is thrown again;
  - (c) Be inactive, if after a total of 4, 5, 6, 8, 9 or 10 is thrown any number other than that number or a total of 7 is thrown.
- 3.6.6 Come Odds may be placed whenever a player places a wager on the Come and a total of 4, 5, 6, 8, 9 or 10 is thrown on the roll immediately following placement of the wager. The Come Odds must not be more than two times that of the amount of the original Come Bet and will:
- (a) Win, if a total of 4, 5, 6, 8, 9 or 10 is thrown and that total is again thrown before a total of 7;
  - (b) Lose, if a total of 4, 5, 6, 8, 9 or 10 is thrown and a total of 7 is subsequently thrown before that total is thrown again.
  - (c) Be inactive, if after a total of 4, 5, 6, 8, 9 or 10 is thrown any number other than that number or a total of 7 is thrown.
- 3.6.7 A wager on the Don't Come may be placed at any time after the Come Out Roll which will—
- (a) Win, if on the roll immediately following placement of the wager:—



- (i) A total of 3 or 12 is thrown; or
    - (ii) A total of 4, 5, 6, 8, 9 or 10 is thrown and a total of 7 is thrown before that total is thrown again.
  - (b) Lose, if on the roll immediately following placement of the wager:—
    - (i) A total of 7 or 11 is thrown; or
    - (ii) A total of 4, 5, 6, 8, 9 or 10 is thrown and that total is thrown again before a total of 7 is thrown;
  - (c) Be inactive, if on the roll immediately following placement of the wager a total of 2 is thrown or after a total of 4, 5, 6, 8, 9 or 10 is thrown any number other than that number or a total of 7 is thrown.
- 3.6.8 Lay Odds on the Don't Come may be placed whenever a player places a wager on the Don't Come and a total of 4, 5, 6, 8, 9 or 10 is thrown on the roll immediately following placement of the wager. The amount of the Lay Odds must be calculated so that if the wager wins the winnings do not exceed two times the amount originally placed on the Don't Come. The wager will:
- (a) Win, if a total of 4, 5, 6, 8, 9 or 10 is thrown and a total of 7 is subsequently thrown before that total is again thrown;
  - (b) Lose, if a total of 4, 5, 6, 8, 9 or 10 is thrown and that total is again thrown before a total of 7;
  - (c) Be inactive, if on the roll immediately following placement of the wager a total of 2 is thrown or after a total of 4, 5, 6, 8, 9 or 10 is thrown any number other than that number or a total of 7 is thrown.
- 3.6.9 A Place Bet may be placed at any time on any of the numbers 4, 5, 6, 8, 9 or 10 which will.
- (a) Win if the number on which the wager was placed is thrown before a total of 7;
  - (b) Lose if a total of 7 is thrown before the number on which the wager has been placed;
  - (c) Be inactive, if the result is any number other than those combinations mentioned in (a) and (b).
- 3.6.10 A Buy Bet may be placed in lieu of a Place Bet except that the player must pay a commission at the time of placement equal to 5% of the wager and in return be paid at true odds as described in rule 6.
- 3.6.11 A Don't Place Bet may be placed at any time on any of the numbers 4, 5, 6, 8, 9, 10 which will:
- (a) Win if a total of 7 is thrown before the number on which the wager was placed
  - (b) Lose if that number is rolled before the total of 7.
  - (c) Be inactive, if the result is any number other than those combinations mentioned in (a) and (b).
- 3.6.12 A Lay Bet may be placed in lieu of a Don't Place Bet except that the player must pay a commission at the time of placement equal to 5% of the amount the player expects to win and in return be paid at true odds as described in rule 6.

- 3.6.13 A wager on one or more of the Hardways may be placed at any time and will:
- (a) Win if the selected total is thrown the hard way,
  - (b) Lose if the total is thrown in a combination other than a hardway or a total of 7 is thrown;
  - (c) Be inactive, if the result is any number other than those combinations mentioned in (a) and (b).
- 3.6.14 A wager on Any Craps may be placed at any time, which will:
- (a) Win if a total of 2, 3 or 12 is thrown on the roll immediately following placement of the wager; and
  - (b) Lose if any other total is thrown.
- 3.6.15 A wager on Two Crap may be placed at any time, which will:
- (a) Win if a total of 2 is thrown on the roll immediately following placement of the wager; and
  - (b) Lose if any other total is thrown.
- 3.6.16 A wager on Three Crap may be placed at any time, which will:
- (a) Win if a total of 3 is thrown on the roll immediately following placement of the wager; and
  - (b) Lose if any other total is thrown.
- 3.6.17 A wager on Twelve Crap may be placed at any time, which will:
- (a) Win if a total of 12 is thrown on the roll immediately following placement of the wager; and
  - (b) Lose if any other total is thrown.
- 3.6.18 A wager on Eleven may be placed at any time, which will:
- (a) Win if a total of 11 is thrown on the roll immediately following placement of the wager; and
  - (b) Lose if any other total is thrown.
- 3.6.19 A Horn Bet may be placed at any time, which will:
- (a) Win if any of the totals 2, 3, 11 or 12 are thrown on the roll immediately following placement of the wager; and
  - (b) Lose if any other total is thrown.
- 3.6.20 A Horn High Bet is a Horn Bet placed in units of five with four units wagered as a Horn Bet and an additional unit wagered on one of the totals 2, 3, 11 or 12, as nominated by the player which will:
- (a) Win if any one of the totals 2, 3, 11 or 12 is thrown on the roll immediately following placement of the wager.
  - (b) Lose if any other total is thrown.
- 3.6.21 A wager on the Field may be placed at any time, which will:
- (a) Win if any one of the totals 2, 3, 4, 9, 10, 11 or 12 is thrown on the roll immediately following placement of the wager; and
  - (b) Lose if any other total is thrown.
- 3.6.22 A wager on Any Seven may be placed at anytime, which will:
- (a) Win if a total of 7 is thrown on the roll immediately following placement of the wager; and
  - (b) Lose if any other total is thrown.

- 3.6.23 A wager on Big 6 may be placed at any time, which will:
- (a) Win if a total of 6 is thrown before a total of 7; and
  - (b) Lose if a total of 7 is thrown before a 6.
  - (c) Be inactive, if the result is any number other than those combinations mentioned in (a) and (b).
- 3.6.24 A wager on Big 8 may be placed at any time, which will:
- (a) Win if a total of 8 is thrown before a total of 7; and
  - (b) Lose if a total of 7 is thrown before a total of 8.
  - (c) Be inactive, if the result is any number other than those combinations mentioned in (a) and (b).

#### 4 PERMISSIBLE WAGERS

- 4.1 In respect of the game, the Dealer must ensure the display of the notices and signs for which the casino operator is responsible under section 66(1)(d) and section 66(2) of the **Casino Control Act 1991**<sup>2</sup>.
- 4.2 If—
- 4.2.1 A player attempts to place an individual wager that is less than the minimum permissible wager for a particular bet, the wager will be paid or collected after the result and the owner of the wager will be advised that further wagers under the minimum will be returned regardless of the result.
  - 4.2.2 A player attempts to place an individual wager that is greater than the permitted maximum wager the wager will be paid or collected to the maximum.
  - 4.2.3 A player attempts to place an individual wager which is in a multiple over the minimum which is not permitted or where it is not possible to pay the wager exactly in chips it will be paid to the next highest amount to which payment can be made in chips.
- 4.3 Personal wagering limits that differ from the minimum and maximum wagers displayed on the table limit sign may be agreed for individual players and in such cases, the position occupied by the player will be denoted by a distinctive marker.
- 4.4 The minimum and maximum wagers permitted will be shown on a notice at the table. Unless stated on this notice, wagers do not have to be made in multiples of the minimum. This notice may also state the minimum unit in which wagers may be made above the table minimum and whether the wagers are per betting area or per player.

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<sup>2</sup> Sections 66(1)(d) and 66(2) of the **Casino Control Act 1991** state:

**66. Assistance to patrons**

- (1) A casino operator must ensure that—
  - ...
  - (d) there is prominently displayed at each gaming table or location related to the playing of a game a sign indicating the permissible minimum and maximum wagers pertaining to the game played there.
- (2) A casino operator must ensure that a minimum wager indicated in respect of a game at a table or location is not changed to a higher minimum unless a sign indicating the new minimum and the proposed time of change is displayed at the table or location at least 20 minutes before the time of proposed change.

Penalty: 50 penalty units.

**5 DEALING THE GAME**

## 5.1 Selection of the Shooter

5.1.1 At the commencement of play, the Stickperson will offer the set of dice to the player immediately to the left of the Boxberson.

- (a) If that player rejects the dice, the Stickperson will offer the dice to each of the other players in turn, clockwise around the table until one of the players accepts the dice.
- (b) To be eligible to throw the dice a player must have placed a wager on the Win Line or the Don't Win Line.

5.1.2 The first player to accept the dice will become the Shooter and will select and retain two of the dice offered.

- (a) The remaining dice will be returned to the bowl which, will be placed immediately in front of the Stickperson.

## 5.2 The Throw of the Dice

5.2.1 The Shooter will throw the two selected dice so that they leave his/her hand simultaneously and strike the end of the table farthest from him/her.

5.2.2 The Shooter will continue throwing the dice until the result of a roll is 7-out or until he/she voluntarily relinquishes the dice.

- (a) When a Shooter voluntarily relinquishes the dice in the course of play, the dice will be offered to the next player in turn until the dice are accepted.

## 5.3 The Result

5.3.1 When the dice come to rest from a valid throw:—

- (a) The Stickperson will immediately announce the sum of the numbers shown on the uppermost faces of the two dice.
- (b) Only one face on each die will be considered as uppermost.
  - (i) In the event of a dispute as to which face is uppermost, the decision of the Boxberson will be final.
- (c) The Stickperson will collect the dice and bring them to the centre of the table.
- (d) All wagers decided by that throw will then be settled according to rule 6.
- (e) The Stickperson will then pass the dice to the Shooter for the next throw.

## 5.4 Invalid Throws

5.4.1 The Boxberson or Stickperson may invalidate a roll when:

- (a) The dice do not leave the Shooter's hand simultaneously; or
- (b) Either (or both) of the dice fail to strike an end of the table; or
- (c) For any other reason the Boxberson or Stickperson considers the throw to be irregular; or

5.4.2 A roll of the dice is invalid when:—

- (a) Either (or both) of the dice go off the table, in which case:
  - (i) An immediate effort will be made to retrieve the die or dice;
  - (ii) The remaining dice will be offered to the Shooter to select new dice. The Shooter may select new dice or request the original dice back again.

- (iii) If the missing die or dice are found they will be checked by the Boxperson and if requested by the player, returned to him/her; or otherwise placed back in the dice bowl.
- (iv) In the event that two dice are lost a new set of dice will be placed at the table and the remaining dice of the set previously in use will be removed from the table. To avoid any delay in the game, the Shooter at the time of the dice becoming lost will be allowed to continue with the remaining dice of the original set.
- (b) One die comes to rest on top of the other;
- (c) Either or both of the dice come to rest on the chips constituting the float located in front of the Boxperson;
- (d) Either or both of the dice come to rest in the dice bowl in front of the Stickperson;
- (e) Either or both of the dice come to rest on one of the rails surrounding the table;
- (e) More than one side of a die is resting on a stack of chips or other object;
- (f) A fraudulent device or technique is used in the roll of the dice;
- (g) Dice other than those approved for the game are used in the roll.

## 6 SETTLEMENT ODDS

6.1 Winning wagers at the game of Craps will be paid at the odds listed below:—

Wager	Odds
Win Line	1 to 1
Odds Behind the Win Line	
Point of 6 or 8	6 to 5
Point of 5 or 9	3 to 2
Point of 4 or 10	2 to 1
Don't Win Line	1 to 1
Lay Odds Behind the Don't Win Line	
Point of 6 or 8	5 to 6
Point of 5 or 9	2 to 3
Point of 4 or 10	1 to 2
Come	1 to 1
Come Odds	
Point of 6 or 8	6 to 5
Point of 5 or 9	3 to 2
Point of 4 or 10	2 to 1
Don't Come	1 to 1
Lay Odds Behind the Don't Come	
Point of 6 or 8	5 to 6
Point of 5 or 9	2 to 3
Point of 4 or 10	1 to 2

<b>Wager</b>	<b>Odds</b>
Place Bets	
Four (4) and Ten (10)	9 to 5
Five (5) and Nine (9)	7 to 5
Six (6) and Eight (8)	7 to 6
Don't Place Bets	
Four (4) and Ten (10)	5 to 11
Five (5) and Nine (9)	5 to 8
Six (6) and Eight (8)	4 to 5
Buy Bets	
Four (4) and Ten (10)	2 to 1
Five (5) and Nine (9)	3 to 2
Six (6) and Eight (8)	6 to 5
Lay Bets	
Four (4) and Ten (10)	1 to 2
Five (5) and Nine (9)	2 to 3
Six (6) and Eight (8)	5 to 6
Hardways	
Four (4)	7.5 to 1
Six (6)	9.5 to 1
Eight (8)	9.5 to 1
Ten (10)	7.5 to 1
Any Craps	7.5 to 1
Two Crap*	33 to 1
Three Crap*	16 to 1
Twelve Crap*	33 to 1
Eleven	16 to 1
Any Seven	4 to 1
Field	
3, 4, 9, 10, or 11	1 to 1
2 or 12	2 to 1
Big 6	1 to 1
Big 8	1 to 1
Horn Bet.	Will be paid as if four separate wagers were placed on 2, 3, 11 or 12

<b>Wager</b>	<b>Odds</b>
Horn High Bet.	Will be paid as if four separate wagers were placed on 2, 3, 11 or 12 and an additional unit on the number nominated by the player.

## 7 MINI CRAPS

- 7.1 Where the version of Craps in play is Mini Craps the approved rules of Craps will apply, except where the rules are inconsistent with the rules of Mini Craps, in which case the rules of Mini Craps will prevail.
- 7.2 Equipment
- 7.2.1 Mini Craps will be played on a table similar in design to a Craps table but smaller in size.
- 7.2.2 The table cloth (layout) will be marked in a manner similar to that shown in Diagram B with the name and/or logo of the casino imprinted thereon.
- 7.3 Dealing the Game
- 7.3.1 The Dealer will:
- Be positioned at the table behind the float;
  - Control the dice and be responsible for the operation of the game including all payouts.
  - Use either a stick, designated for the purpose or his/her upturned palm to retrieve and/or pass the dice to the Shooter.
- 7.3.2 At the commencement of play, the dice will be offered to the player immediately to the left of the Dealer.
- 7.3.3 At the discretion of a Casino Supervisor a Boxperson may assume the responsibilities of the Stickperson. In this case the Boxperson will be positioned opposite the Dealer.
- 7.4 Placement of Wagers
- 7.4.1 Until a decision has been made in respect of any wager, no wager may be handled, placed, increased or withdrawn after the Dealer has announced that no more bets may be placed.
- 7.4.2 Orally declared wagers may only be accepted when a Boxperson is acting in the role of Stickperson. Such wagers will only be accepted in accordance with rules 3.2 and 3.3.

## 8 TOURNAMENT PLAY

- 8.1 General
- 8.1.1 The Casino Operator may conduct tournaments in which all tournament players have the opportunity to play Craps with an equal chance.
- 8.1.2 The Casino Operator—
- Must appoint a person who is qualified to be a Game Supervisor to be responsible generally for each tournament; and
  - May nominate one or more deputies (each of whom is qualified to be a Game Supervisor) to take that responsibility in the absence of the person nominated under paragraph (a).

8.1.3 A tournament may only be conducted if the conditions for the tournament, complying with these rules, have been approved in writing by the Director of Casino Surveillance.

8.2 Tournament conditions

8.2.1 The tournament conditions must include the following-

- (a) The amount of the entry fee, if any;
  - (b) The amount of tournament chips to be allocated to the player at the commencement of a session;
  - (c) Whether there is a minimum or compulsory wager for each round of play in a session or round;
  - (d) The structure of the tournament, including the number and duration of rounds or sessions and the number of gaming tables to be active in each round or session, the method of progression from round to round or session to session, repechage, catch-up or secondary rounds or sessions;
  - (e) Whether there is one or more opportunities for an eliminated tournament player to buy back into the tournament, and the method and timing of those opportunities;
  - (f) In respect of eligibility for entry—
    - (i) A statement that only persons entitled to enter the casino and gamble are eligible to enter the tournament; and
    - (ii) If the casino operator is reserving the right generally to deny entry to the tournament, a statement that the casino operator may refuse any application; and
    - (iii) If the casino operator is applying general selection criteria to determine eligibility to enter the tournament, those criteria;
  - (g) The terms of entry (including the period within which an applicant may withdraw without financial penalty), the application form and the minimum and maximum numbers of tournament players;
  - (h) The basis on which a tournament player may be disqualified from the tournament or on which a tournament player may retire from the tournament and whether or not any entrance fee or buy in is refundable in whole or in part;
  - (i) The consequences of late arrival or non-attendance for a round or session in the tournament;
  - (j) The prizes;
  - (k) A statement that the tournament is conducted by the Tournament Director in accordance with the tournament conditions and the applicable rules of Craps and that, in the event of any inconsistency, the rules prevail.
- 8.2.2 Prior to the commencement of play in a tournament, the Tournament Director must brief the tournament players on the conditions of the tournament and be satisfied that they understand.
- 8.2.3 The Tournament Director may require each tournament player to sign a copy of the tournament conditions.
- 8.2.4 The Tournament Director must be present during the whole of each session or round of play in a tournament.



- 8.3 Conduct of Play
- 8.3.1 The Tournament Director must designate the gaming tables to be used in the conduct of the tournament.
- 8.3.2 The casino operator must ensure that, during any session or round of a tournament, a gaming table designated under rule 8.3.1 is used exclusively for tournament play.
- 8.3.3 A tournament player may nominate, subject to the approval of the Tournament Director and any applicable tournament condition, a substitute player to take his or her allotted position during any session or round.
- 8.3.4 The Tournament Director may alter the starting time of any session, if reasonable notice has been given to the tournament players.
- 8.3.5 The Tournament Director may conclude the play of a session or round at a particular gaming table prior to the completion of the scheduled number of hands or the scheduled completion time-
- (a) If the tournament player or players to progress to the following session from that gaming table or round have been determined; and
- (b) If the tournament conditions provide for the disposition of tournament chips in cash at the end of the session or round, if all the players at the gaming table agree.

## 9 GENERAL PROVISIONS

- 9.1 A person will not, either alone or in concert with any other person, use or have in his/her possession or control at or near a gaming table or location related to the playing of a game a calculator, computer, or other electronic, electrical or mechanical apparatus or device that is capable, with respect to a game or a part thereof, of recording, projecting or analysing an outcome or the changing probabilities or the playing strategies to be used.
- 9.2 Where a player has contravened any provision of the rules a Casino Supervisor may:—
- 9.2.1 Declare that any wager made by the player(s) will be void;
- 9.2.2 Direct that the player(s) will be excluded from further participation in the game;
- 9.2.3 Seize any monies won by that player/s while in possession of a prohibited device and retain such monies pending completion of an investigation;
- 9.2.4 Confiscate the prohibited device; and
- 9.2.5 Cause the person/s in possession of the prohibited device to be detained in accordance with section 81(2) of the **Casino Control Act 1991**.
- 9.3 A Casino Supervisor may invalidate the outcome of a game if:—
- 9.3.1 The game is disrupted by civil commotion, fire, riot, brawl, robbery, an Act of God; or
- 9.3.2 Any fraudulent act is perpetrated by any person, that affects the outcome of the game.
- 9.4 Where the outcome of a game is invalidated, all wagers made by the players for that particular result will be refunded.
- 9.5 A player will not be advised by an employee of the casino on how to play, except to ensure compliance with these rules.

- 9.6 No onlooker or any player wagering at any table may, unless requested by a player, influence another players decisions of play.
- 9.7 The Casino Supervisor may close a gaming table at which players are present provided a sign showing the proposed time of closure has been displayed at the table for at least 20 minutes before the closure.
- 9.8 Complainants in all unresolved disputes will be advised of the presence of, and their right to consult inspector appointed under the **Casino Control Act 1991**.
- 9.9 In any dispute arising from these rules or not covered by the provisions of these rules, the decision of the Casino Supervisor will be final, subject to a review by the Director of Casino Surveillance or his/her delegate, if requested.
- 9.10 Players are not permitted to have side bets against each other.
- 9.11 A copy of these rules will be made available, upon request.

DIAGRAM A

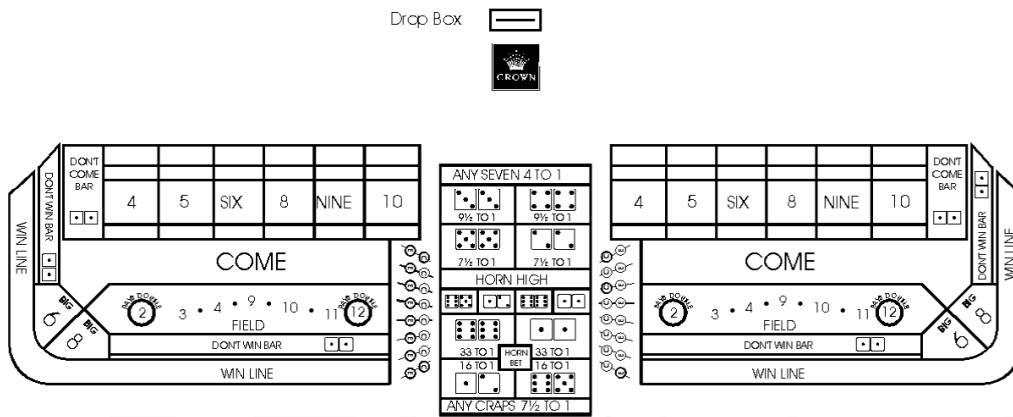
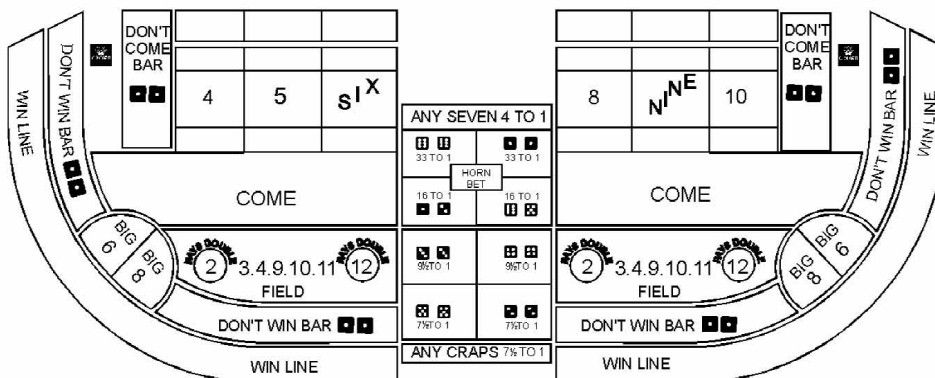


Diagram B



**Planning and Environment Act 1987**  
**COLAC OTWAY PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C16

The Minister for Planning has approved Amendment C16 to the Colac Otway Planning Scheme.

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

The Amendment rezones land at Colac from Public Park & Recreation Zone (PPRZ) to Township Zone (TZ).

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Colac Otway Shire Council, 2-6 Rae Street, Colac.

PAUL JEROME  
 General Manager  
 Planning, Land Services and  
 Environmental Regulation  
 Department of Sustainability  
 and Environment

**Planning and Environment Act 1987**  
**GREATER BENDIGO PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C52

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

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

The Amendment

- rezones CA8, Parish of Axedale and a small part of the Axedale Golf Course to Public Use Zone 1;
- removes the Development Plan Overlay from CA8;
- amends Schedule 1 to Clause 42.01 to exempt the development from planning permit requirements; and

- amends Clause 52.17 to enable removal of native vegetation without a planning permit to facilitate the development of the Axedale Wastewater Treatment Plant.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne; Department of Sustainability and Environment, North West Regional Office, 1 Taylor Street, Epsom and at the offices of the Greater Bendigo City Council, Hopetoun Mill Building, 15 Hopetoun Street, Bendigo.

PAUL JEROME  
 General Manager  
 Planning, Land Services and  
 Environmental Regulation  
 Department of Sustainability  
 and Environment

**Planning and Environment Act 1987**  
**GREATER GEELONG PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C40

The Minister for Planning has approved Amendment C40 to the Greater Geelong Planning Scheme.

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

The Amendment:

- amends Clause 21.18 Housing to indicate that the Character Precinct Brochures are included as reference documents in the Planning Scheme;
- rezones land in Geelong, generally within the area bounded by Malop, Little Malop, Bellerine Streets and Powell Place, from Mixed Use Zone to Business 2 Zone;
- rezones part of the land in Lot 2 Plan of Subdivision 3238770S, Coppards Road, Whittington, from Residential 1 zone to Low Density Residential zone, and applies the Environmental Audit Overlay (EAO) to that section of the lot.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment,

Planning Information Centre, Upper Plaza,  
Nauru House, 80 Collins Street, Melbourne and  
at the offices of the Greater Geelong City  
Council, Ground Floor, 131 Myers Street,  
Geelong.

PAUL JEROME  
General Manager  
Planning, Land Services and  
Environmental Regulation  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

TOWONG PLANNING SCHEME

Notice of Approval of Amendment

Amendment C11

The Minister for Planning has approved  
Amendment C11 to the Towong Planning  
Scheme.

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

The Amendment rezones a 100 metre wide  
strip of land at the base of the Dartmouth  
Regulating Dam wall from Public Conservation  
and Resource Zone (PCRZ) to Public Use Zone  
1 Service & Utility.

A copy of the Amendment can be inspected,  
free of charge, during office hours, at the  
Department of Sustainability and Environment,  
Planning Information Centre, Upper Plaza,  
Nauru House, 80 Collins Street, Melbourne, at  
the offices of North Eastern Regional Office,  
35 Sydney Road, Benalla and at the offices of  
the Shire of Towong, 32 Towong Street,  
Tallangatta.

PAUL JEROME  
General Manager  
Planning, Land Services and  
Environmental Regulation  
Department of Sustainability  
and Environment

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## ORDERS IN COUNCIL

### Plant Health and Plant Products Act 1995 DECLARATION OF AN EXOTIC PLANT DISEASE

The Governor in Council, acting under section 5 of the **Plant Health and Plant Products Act 1995**, declares *Phytophthora spp.* to be exotic diseases for the purposes of the Act.

Dated 21 October 2003

BOB CAMERON MP  
Minister for Agriculture

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

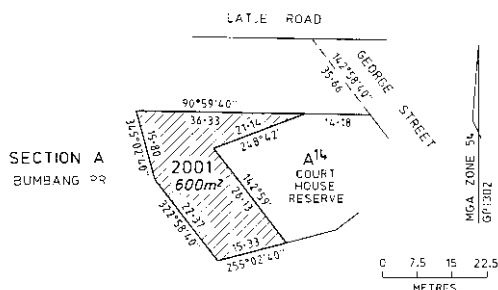
### Crown Land (Reserves) Act 1978

#### NOTICE OF INTENTION TO REVOKE TEMPORARY RESERVATIONS

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

**BRADFORD**—The temporary reservation by Order in Council of 14 April 1885 of an area of 4.568 hectares of land in the Parish of Bradford (formerly being Crown Allotment 11, Section 5) as a site for a Quarry.—(06/07537)

**BUMBANG**—The temporary reservation by Order in Council of 4 November 1970 of an area of 1366 square metres of land in Section A, Parish of Bumbang as a site for Public Purposes (Court House), so far only as the portion containing 600 square metres being Crown Allotment 2001, Parish of Bumbang as indicated by hatching on plan hereunder. (GP1302)—(Rs 9386).



**RED CLIFFS**—The temporary reservation by Order in Council of 21 February 1928 of an area

of 1.004 hectares of land in Section 8, at Red Cliffs (formerly Township of Red Cliffs), Parish of Mildura as a site for Public Purposes, Park, Recreation and Convenience of the People, revoked as to part by Order in Council of 2 August 1966 so far as the balance remaining containing 9408 square metres, more or less.—(Rs 3631).

**RED CLIFFS**—The temporary reservation by Order in Council of 6 June 1967 of an area of 506 square metres of land in Section 8, at Red Cliffs, Parish of Mildura as a site for Public Purposes, Park, Recreation and convenience of the people.—(Rs 3631).

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

### Crown Land (Reserves) Act 1978

#### REVOCATION OF TEMPORARY RESERVATION

The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** revokes the following temporary reservations:—

**HEATHCOTE**—The temporary reservation by Order in Council of 24 April 1876 of an area of 4.361 hectares, more or less, of land in the Parish of Heathcote as a site for Watering purposes.—(P122639).

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

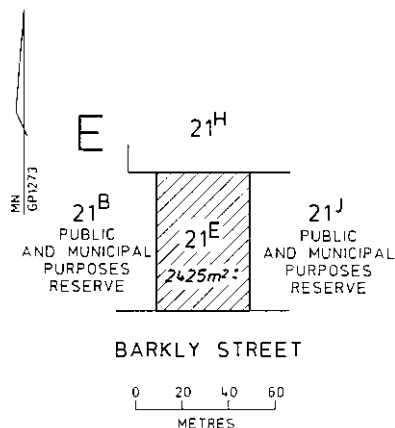
SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**TEMPORARY RESERVATION OF**  
**CROWN LANDS**

The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown lands which in his opinion are required for the purposes mentioned—

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

ARARAT—Public and Municipal purposes, 2425 square metres, more or less, being Crown Allotment 21E, Section E, Township of Ararat, Parish of Ararat as indicated by hatching on plan hereunder. (GP1273)—(05P100051).



**MUNICIPAL DISTRICT OF THE**  
**GOLDEN PLAINS SHIRE COUNCIL**

BERRINGA—Public Recreation, 1.619 hectares being Crown Allotment 7, Section 15, Township of Berringa, Parish of Clarksdale as shown on Certified Plan No. 106485 lodged in the Central Plan Office.—(05/2013118).

**MUNICIPAL DISTRICT OF THE**  
**ALPINE SHIRE COUNCIL**

WANDILIGONG—Public purposes, 3141 square metres, being Crown Allotment 36E, No Section, Township of Wandiligong, Parish of Bright as shown on Original Plan No. 121109 lodged in the Central Plan Office.—(2006453).

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

Dated 21 October 2003

Responsible Minister  
**MARY DELAHUNTY**  
 Minister for Planning

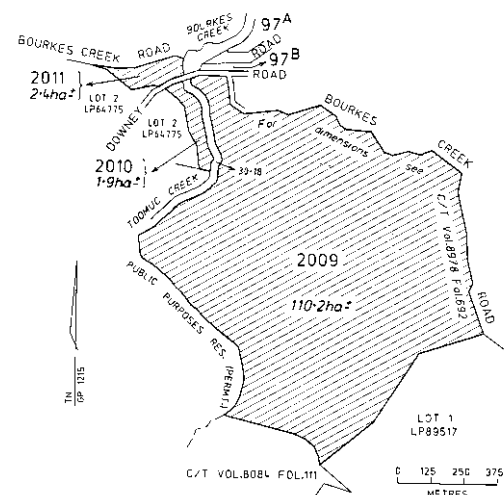
**SUDHA KASYNATHAN**  
 Acting Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**CROWN LAND PERMANENTLY**  
**RESERVED**

The Governor in Council under Section 4(1) of the **Crown Land (Reserves) Act 1978** permanently reserves the following Crown land which in his opinion is required for the purpose mentioned—

**MUNICIPAL DISTRICT OF THE**  
**CARDINIA SHIRE COUNCIL**

GEMBROOK—Conservation of an area of natural interest, total area 114.5 hectares, more or less, being Crown Allotments 2009, 2010 and 2011, Parish of Gembrook as indicated by hatching on plan hereunder. (GP1215)—(PP-LA/20-0197).



*Total area of hatched portions is 114.5ha.*

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

Dated 21 October 2003

Responsible Minister  
**MARY DELAHUNTY**  
 Minister for Planning

**SUDHA KASYNATHAN**  
 Acting Clerk of the Executive Council

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

The Governor in Council under Section 4 of the **Crown Land (Reserves) Act 1978** and

Section 27 of the **Interpretation of Legislation Act 1984** amends the Order in Council made on 14 March, 1939 and published in the Government Gazette on 22 March 1939—page 1064 of the temporary reservation of an area of 4.393 hectares of land in Section 29, Parish of Buninyong, County of Grant as a site for Supply of Gravel, by deletion of the words “Site for Supply of Gravel” and the substitution therefor of the words “Public Recreation”.—Rs 4925.

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

#### **Crown Land (Reserves) Act 1978**

#### DISSOLUTION OF INCORPORATED COMMITTEE OF MANAGEMENT

#### Pyramid Hill

The Governor in Council under Section 14A(7) of the **Crown Land (Reserves) Act 1978** dissolves the “Pyramid Recreation and Racecourse Reserve Committee Incorporated” constituted by Order in Council of 19 June 2001 (vide Government Gazette of 21 June 2001—page 1381).—Rs 1295.

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

#### **Crown Land (Reserves) Act 1978**

#### DISSOLUTION OF INCORPORATED COMMITTEE OF MANAGEMENT

#### Derby Hill Youth Camp—Maldon

The Governor in Council under Section 14A(7) of the **Crown Land (Reserves) Act**

**1978** dissolves the “Derby Hill Property Committee of Management Incorporated” constituted by Order in Council of 16 October 1990 (vide Government Gazette of 24 October 1990—page 3279).—Rs 3988.

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

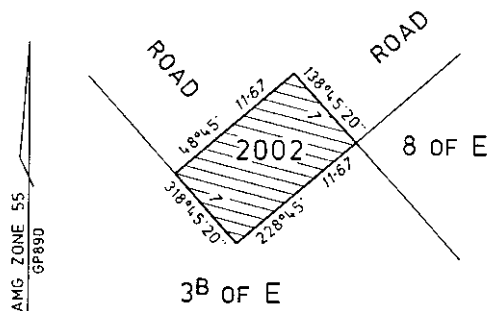
#### **Land Act 1958**

#### CLOSURE OF UNUSED ROAD

The Governor in Council under section 349 of the **Land Act 1958** and with the concurrence in writing of the municipality in which the road is situated closes the following unused road:

#### MUNICIPAL DISTRICT OF THE GREATER SHEPPARTON CITY COUNCIL

BUNBARTHA—The road in the Township of Bunbartha, Parish of Tallygaroopna being Crown Allotment 2002 as indicated by hatching on plan hereunder. (GP890)—(Rs 8193).



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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

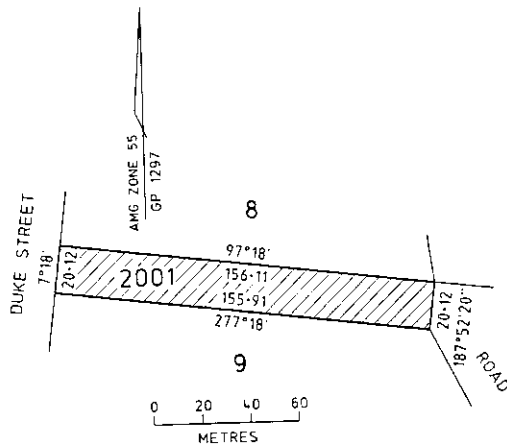
**Land Act 1958**

**CLOSURE OF UNUSED ROADS**

The Governor in Council under section 349 of the **Land Act 1958** and with the concurrence in writing of the municipalities in which the roads are situated and the owners of land adjoining those roads closes the following unused roads:

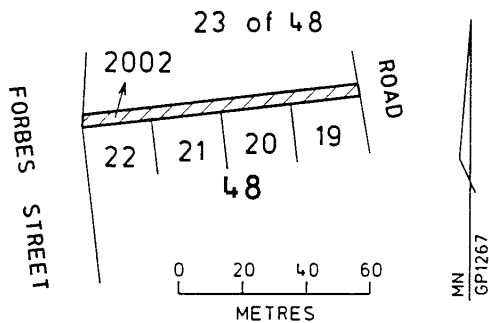
**MUNICIPAL DISTRICT OF THE BRIMBANK CITY COUNCIL**

BRAYBROOK—The road in the Township of Braybrook, Parish of Cut Paw Paw being Crown Allotment 2001 as indicated by hatching on plan hereunder. (GP1297)—(12/L12-1412).



**MUNICIPAL DISTRICT OF THE COLAC OTWAY SHIRE COUNCIL**

COLAC—The road in the Township of Colac, Parish of Colac being Crown Allotment 2002 as indicated by hatching on plan hereunder. (GP1267)—(05/11120).



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

Dated 21 October 2003

Responsible Minister  
**MARY DELAHUNTY**  
 Minister for Planning

**SUDHA KASYNATHAN**  
 Acting Clerk of the Executive Council

**VICTORIA**

**State Aid to Religion Abolition Act 1871**

**ACT NO. 391/1871—SECOND SCHEDULE**

A statement of trusts having been submitted by the head or authorised representative of the Uniting Church in Australia under the provisions of the “Act to provide for the abolition of State Aid to Religion” for allowance by the Governor in Council, the same was allowed by him on the twenty-first day of October, 2003 and the following is the form in which such statement of trusts has been allowed.

**STATEMENT OF TRUSTS**

**DESCRIPTION OF LAND—**

Site for Presbyterian Church purposes permanently reserved by Order in Council of 21 February 1870 being 9200 square metres, Township of Newry, Parish of Maffra being Crown Allotment 1M, No Section.

Commencing on the northern side of Rafferty Street at Newry Creek; bounded thence by Rafferty Street bearing 275° 03’ 20” 125.22 metres; thence by Main Street, bearing 31° 34’ 40” 139.93 metres; and thence generally south-easterly by Newry Creek to the point of commencement.

**NAME OF TRUSTEES**

The Uniting Church in Australia Property Trust (Victoria).

**POWERS OF DISPOSITION**

Such powers of disposition including the powers of sale, lease or mortgage as are given to the Trustees by the **Uniting Church in Australia Act No. 9021 of 1977** as amended.

**PURPOSES TOWARDS WHICH PROCEEDS OF DISPOSITION ARE TO BE APPLIED—**



To such Uniting Church in Australia purposes as shall be approved by the Synod of Victoria of the Uniting Church in Australia.

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

#### VICTORIA

##### State Aid to Religion Abolition Act 1871

ACT NO. 391/1871—SECOND SCHEDULE

A statement of trusts having been submitted by the head or authorised representative of the Uniting Church in Australia under the provisions of the “Act to provide for the abolition of State Aid to Religion” for allowance by the Governor in Council, the same was allowed by him on the twenty-first day of October 2003 and the following is the form in which such statement of trusts has been allowed.

##### STATEMENT OF TRUSTS

##### DESCRIPTION OF LAND—

Site for Wesleyan Church purposes temporarily reserved by Order in Council of 20 November 1865 being 2023 square metres, Township of Bromley, Parish of Dunolly being Crown Allotment 2, Section 3A.

Commencing at the south-western angle of allotment 3, section 3A; bounded thence by a road bearing 231° 00' 40.23 metres; thence by allotment 5, bearing 321° 00' 50.29 metres; and bearing 51° 00' 40.23 metres, and thence by allotment 3 bearing 141° 00' 50.29 metres to the point of commencement.

##### NAME OF TRUSTEES

The Uniting Church in Australia Property Trust (Victoria).

##### POWERS OF DISPOSITION

Such powers of disposition including the powers of sale, lease or mortgage as are given to the Trustees by the **Uniting Church in Australia Act No. 9021 of 1977** as amended.

PURPOSES TOWARDS WHICH PROCEEDS OF DISPOSITION ARE TO BE APPLIED—

To such Uniting Church in Australia purposes as shall be approved by the Synod of Victoria of the Uniting Church in Australia.

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

#### VICTORIA

##### State Aid to Religion Abolition Act 1871

ACT NO. 391/1871—SECOND SCHEDULE

A statement of trusts having been submitted by the head or authorised representative of the Uniting Church in Australia under the provisions of the “Act to provide for the abolition of State Aid to Religion” for allowance by the Governor in Council, the same was allowed by him on the twenty-first day of October, 2003 and the following is the form in which such statement of trusts has been allowed.

##### STATEMENT OF TRUSTS

##### DESCRIPTION OF LAND—

Site for Presbyterian Church permanently reserved by Order in Council of 1 February 1870.

2024 square metres, Township of Hexham, Parish of Hexham West, County of Villiers, being Crown allotment 5, section 5.

Commencing at the south-eastern angle of allotment 6, section 5; bounded thence by a road bearing 179° 01' 20.12 metres; thence by a line bearing 269° 01' 100.58 metres; thence by a road bearing 359° 01' 20.12 metres, and thence by allotment 6 bearing 89° 01' 100.58 metres to the point of commencement.

2024 square metres, Township of Hexham, Parish of Hexham West, County of Villiers, being Crown allotment 4, section 5.

Commencing at a point bearing 179° 01' 20.12 metres from the south-eastern angle of allotment 6, section 5; bounded thence by a road

bearing 179° 01' 20.12 metres; thence by a line bearing 269° 01' 100.58 metres; thence by a road bearing 359° 01' 20.12 metres, and thence by a line bearing 89° 01' 100.58 metres to the point of commencement.

2024 square metres, Township of Hexham, Parish of Hexham West, County of Villiers, being Crown allotment 3, section 5.

Commencing at the north-eastern angle of allotment 2, section 5; bounded thence by allotment 2, section 5 and allotment 1, section 5 bearing 269° 01' 100.58 metres; thence by a road bearing 359° 01' 20.12 metres; thence by a line bearing 89° 01' 100.58 metres, and thence by a road bearing 179° 01' 20.12 metres to the point of commencement.

#### NAME OF TRUSTEES

The Uniting Church in Australia Property Trust (Victoria).

#### POWERS OF DISPOSITION

Such powers of disposition including the powers of sale, lease or mortgage as are given to the Trustees by the **Uniting Church in Australia Act No. 9021 of 1977** as amended.

#### PURPOSES TOWARDS WHICH PROCEEDS OF DISPOSITION ARE TO BE APPLIED—

To such Uniting Church in Australia purposes as shall be approved by the Synod of Victoria of the Uniting Church in Australia.

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

### VICTORIA

#### State Aid to Religion Abolition Act 1871

#### ACT NO. 391/1871—SECOND SCHEDULE

A statement of trusts having been submitted by the head or authorised representative of the Uniting Church in Australia under the provisions of the "Act to provide for the abolition of State Aid to Religion" for allowance by the Governor in Council, the same was allowed by him on the twenty-first day of October 2003 and the following is the form in which such statement of trusts has been allowed.

#### STATEMENT OF TRUSTS

#### DESCRIPTION OF LAND—

Site for Presbyterian Place of Public Worship and Minister's Dwelling House, temporarily reserved by Order in Council of 21 December 1868.

4042 square meters, Township of Carapook, Parish of Carapook, being Crown allotment 16A.

Commencing at the south-eastern angle of allotment 17B; bounded thence by allotment 17B bearing 0° 00' 59.26 metres; thence by a line bearing 90° 00' 68.40 metres; thence by a road bearing 180° 00' 58.94 metres; and thence by a road bearing 269° 44' 68.40 metres to the point of commencement.

4045 square metres, Township of Carapook, Parish of Carapook, being Crown allotment 16B.

Commencing at the south-eastern angle of allotment 16C; bounded thence by a road bearing 180° 00' 59.14 metres; thence by a line bearing 270° 00' 68.40 metres; thence by allotment 17B bearing 0° 00' 59.14 metres; and thence by allotment 16C bearing 90° 00' 68.40 metres to the point of commencement.

#### NAME OF TRUSTEES

The Uniting Church in Australia Property Trust (Victoria).

#### POWERS OF DISPOSITION

Such powers of disposition including the powers of sale, lease or mortgage as are given to the Trustees by the **Uniting Church in Australia Act No. 9021 of 1977** as amended.

#### PURPOSES TOWARDS WHICH PROCEEDS OF DISPOSITION ARE TO BE APPLIED—

To such Uniting Church in Australia purposes as shall be approved by the Synod of Victoria of the Uniting Church in Australia.

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

## VICTORIA

**State Aid to Religion Abolition Act 1871**

## ACT NO. 391/1871—SECOND SCHEDULE

A statement of trusts having been submitted by the head or authorised representative of the Uniting Church in Australia under the provisions of the “Act to provide for the abolition of State Aid to Religion” for allowance by the Governor in Council, the same was allowed by him on the twenty-first day of October 2003 and the following is the form in which such statement of trusts has been allowed.

## STATEMENT OF TRUSTS

## DESCRIPTION OF LAND—

Site for Presbyterian Place of Public Worship and Minister’s Dwelling temporarily reserved by Order in Council of 21 February 1870.

2024 square metres, Township of Ellerslie, Parish of Ellerslie, being Crown allotment 3, section 7.

Commencing at the most southern angle of allotment 4, section 7; bounded thence by a road bearing 237° 14’ 20.12 metres; thence by a line bearing 327° 14’ 100.58 metres; thence by a road bearing 57° 14’ 20.12 metres, and bounded thence by allotment 4 bearing 147° 14’ 100.58 metres to the point of commencement.

2023 square metres, Township of Ellerslie, Parish of Ellerslie, being Crown allotment 2, section 7.

Commencing at the eastern angle of the site, being a point bearing 237° 14’ 20.12 metres from the most southern angle of allotment 4, section 7; bounded thence by a road bearing 237° 14’ 40.23 metres; thence by a road bearing 327° 14’ 50.29 metres; thence by a line bearing 57° 14’ 40.23 metres, and bounded thence by a line bearing 147° 14’ 50.29 metres to the point of commencement.

2023 square metres, Township of Ellerslie, Parish of Ellerslie, being Crown allotment 1, section 7.

Commencing at the northern angle of the site, being a point bearing 237° 14’ 20.12 metres from the western angle of allotment 4, section 7; bounded thence by a line bearing 147° 14’ 50.29

metres; thence by a line bearing 237° 14’ 40.23 metres; thence by a road bearing 327° 14’ 50.29 metres, and bounded thence by a road bearing 57° 14’ 40.23 metres to the point of commencement.

## NAME OF TRUSTEES

The Uniting Church in Australia Property Trust (Victoria).

## POWERS OF DISPOSITION

Such powers of disposition including the powers of sale, lease or mortgage as are given to the Trustees by the **Uniting Church in Australia Act No. 9021 of 1977** as amended.

## PURPOSES TOWARDS WHICH PROCEEDS OF DISPOSITION ARE TO BE APPLIED—

To such Uniting Church in Australia purposes as shall be approved by the Synod of Victoria of the Uniting Church in Australia.

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**INCORPORATION OF COMMITTEES OF  
MANAGEMENT AND  
APPOINTMENT OF CHAIRMEN

The Governor in Council under section 14A(1) of the **Crown Land (Reserves) Act 1978**, being satisfied that it is in the public interest to declare to be corporations the Committees of Management appointed under section 14(2) of the Act of the lands described in Column 1 of the schedule hereunder—

- (a) declares that the Committees of Management shall be corporations;
- (b) assigns the names shown in Column 2 to the corporations; and

under section 14B(3) of the Act, appoints the persons listed in Column 3 to be Chairmen of the corporations.

## SCHEDULE

<b>Column 1 Reserve details</b>	<b>Column 2 Corporate name</b>	<b>Column 3 Chairman</b>
<b>Tolmie Mechanics' Institute Reserve</b> —The land in the Parish of Dueran temporarily reserved for Mechanics' Institute by Order in Council of 8 April 1889 (vide Government Gazette of 12 April 1889—page 1265) [Rs 11209].	Tolmie Mechanics Institute Committee of Management Incorporated	Shirley Maureen WALTON
<b>Hordern Vale—Glenaire Public Hall and Public Recreation Reserve</b> —The lands in the Parish of Otway temporarily reserved for Public Hall and Public Recreation by Order in Council of 15 May 1956 (vide Government Gazette of 23 May 1956—page 2737) and for Public Purposes (Public Hall) and Public Recreation by Order in Council of 6 July, 1965 (vide Government Gazette of 14 July 1965—page 2279) [Rs 1705].	Hordern Vale Hall and Recreation Reserve Incorporated	Adrian David MARRINER
<b>Axedale Racecourse and Recreation Reserves</b> —The lands in the Township of Axedale permanently reserved for Racecourse and General Recreation by Orders in Council of 10 March 1873, 15 June 1914 and 16 May 1979 [Rs 19].	Axedale Recreation Reserve Committee of Management Incorporated	David Francis LUBKE
<b>Wallacedale Recreation Reserve</b> —Being Crown Allotment 9, Section 12, Parish of Branxholme temporarily reserved for Public Recreation by Order in Council of 9 August 1983 (vide Government Gazette of 17 August 1983—page 2582) [Rs 12482].	Wallacedale Recreation Reserve Incorporated	Lorraine OUTTRAM
<b>Cashmore Public Hall and Public Recreation Reserves</b> —The lands in the Parish of Trewalla temporarily reserved for a Public Hall and Public Recreation by various Orders in Council of 23 March 1914; 16 October 1934; 18 October 1934 and 21 November 1979 [Rs 734 & Rs 4408].	Cashmore Recreation and Public Hall Reserve Committee Incorporated	Andrew J. WILSON

Column 1 Reserve details	Column 2 Corporate name	Column 3 Chairman
<p><b>Digby Hall and Recreation Reserves</b> —Crown allotment 8, Section 7, Township of Digby temporarily reserved for Mechanics Institute purposes by Order in Council of 10 August 1868; for Recreation purposes by Order in Council of 9 February 1874 and for Public Hall and Public Recreation by Order in Council of 16 May 1979 [Rs 1583, Rs 849 &amp; Rs10653].</p>	<p>Digby Hall and Recreation Reserves Incorporated</p>	<p>Mary Wilson DYER</p>
<p><b>Nandaly Recreation, Showground and Public Hall Reserves—</b> The lands in the Township of Nandaly and Parish of Bimbowie temporarily reserved for Public Recreation and Showgrounds by Orders in Council of 18 December 1916; 31 October 1950; 1 June 1954 and 16 January 1968 and for Public Hall by Order in Council of 10 August 1915 [Rs 929 &amp; Rs 1334].</p>	<p>Nandaly Public Hall and Recreation Reserve Committee of Management Incorporated</p>	<p>Michael James BRADY</p>
<p><b>Hawkesdale Memorial Hall Reserve</b> —Crown allotment 2, Section 5, Township of Hawkesdale temporarily reserved as a site for Mechanics' Institute and Free Library by Order in Council of 2 November 1896 (vide Government Gazette of 6 November 1896—page 4541) [Rs 8431].</p>	<p>Hawkesdale Memorial Hall Committee Incorporated</p>	<p>Rosalie Jean COZENS</p>
<p><b>Hamilton Recreation Reserve—</b> The remaining lands in the Township of Hamilton temporarily reserved as sites for Public Recreation by Orders in Council of 6 October 1953 and 16 May 1961 (vide Government Gazettes of 14 October 1953—page 4889 and 24 May 1961—page 1769) [Rs 102].</p>	<p>Hamilton Recreation Reserve Incorporated</p>	<p>Graeme Ralph McLAREN</p>
<p><b>Mortlake Public Hall Reserve—</b> Crown allotment 4, Section 10, Township of Mortlake temporarily reserved for a Public Hall by Order in Council of 15 October 1974 (vide Government Gazette of 23 October 1974—page 3772) [Rs 2194].</p>	<p>Mortlake Soldiers Memorial Hall Committee Incorporated</p>	<p>Marion REYNARD</p>

Column 1 Reserve details	Column 2 Corporate name	Column 3 Chairman
<b>Talbot Recreation Reserve</b> —The land in the Parish of Amherst temporarily reserved for Public Recreation by Order in Council of 19 February 1957 (vide Government Gazette of 27 February 1957—page 728) [Rs 463].	Talbot Recreation Reserve Incorporated	Christopher GOUGH
<b>Bethanga Recreation Reserve</b> —Crown Allotment 11, Section G, Township of Bethanga temporarily reserved for Public Recreation by Order in Council of 12 October 1982 (vide Government Gazette of 20 October 1982—page 3498) [Rs 4010].	Bethanga Recreation Reserve Committee of Management Incorporated	Thomas Robert MARTIN
<b>Serviceton Public Recreation Reserve</b> —The remaining land in the Parish of Leeor temporarily reserved for Public Recreation by Order in Council of 24 April 1928 (vide Government Gazette of 2 May 1928—page 1328) [Rs 3643].	Serviceton Recreation Reserve Committee Incorporated	Terrance Raymond MERRETT
<b>Apsley Racecourse and Recreation Reserve</b> —The land in the Township of Apsley temporarily reserved for Racecourse and other Public by Order in Council of 11 September 1928 (vide Government Gazette of 19 September 1928—page 2526) [Rs 3643].	Apsley Racecourse and Recreation Reserve Incorporated	Gary Michael McGINTY
<b>Suggan Buggan Old School House Reserve</b> —The land in the Township of Suggan Buggan temporarily reserved for Public Purposes (Preservation of Historical Relic) by Order in Council of 26 September 1972 (vide Government Gazette of 4 October 1972—page 3283) [Rs 9671].	Suggan Buggan Old School House Committee Incorporated	Nigel Douglas HODGE
<b>Tubbut Public Hall Reserve</b> —The land in the Parish of Tubbut temporarily reserved for a Public Hall by Order in Council of 11 September 1956 (vide Govt. Gazette of 19 September 1956—page 5013) [Rs 7496].	Tubbut Hall Committee Incorporated	Helen Anne NEVEN

Column 1 Reserve details	Column 2 Corporate name	Column 3 Chairman
<p><b>Gelantipy Public Hall and Public Recreation Reserves</b>—The land in the Parish of Marnoo temporarily reserved for a Public Hall by Order in Council of 14 September, 1936 (vide Government Gazette of 23 September 1936 —page 2536); together with the remaining land in the parish of Gelantipy East temporarily reserved for Public Recreation by Order in Council of 14 June 1949 (vide Government Gazette of 22 June 1949 —page 3521) [Rs 4612 &amp; Rs 6369].</p>	<p>Gelantipy Public Hall and Recreation Reserve Committee Incorporated</p>	<p>Gordon Archibald MOON</p>

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

Dated 21 October 2003

Responsible Minister  
MARY DELAHUNTY  
Minister for Planning

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

**Emergency Services Superannuation Act 1986**  
**Parliamentary Salaries and Superannuation Act 1968**  
**State Employees Retirement Benefits Act 1979**  
**State Superannuation Act 1988**  
**Transport Superannuation Act 1988**  
**Interpretation of Legislation Act 1984**

SPECIFIED STANDARDS FOR THE PRESERVATION OF  
 SUPERANNUATION BENEFITS AND CONTRIBUTIONS

Order in Council

The Governor in Council makes the following Order in Council.

1. ***Title***  
This Order in Council may be cited as the “Specified Standards for the Preservation of Superannuation Benefits and Contributions”.
2. ***Purpose***  
This Order in Council repeals the previous Order “Specified Standards for the Preservation of Superannuation Benefits” of 16 June 1999 and specifies the preservation standards to be applied in respect of the benefits of members, former members, contributors or former contributors of Victorian public sector superannuation schemes established and maintained under an Act specified in clause 3 as below.
3. ***Authorising Provision***  
This Order is made under—
  - section 27 of the **Interpretation of Legislation Act 1984**;
  - section 29A(1)(a) and (b) of the **Emergency Services Superannuation Act 1986**;
  - section 24C(1)(a) and (b) of the **Parliamentary Salaries and Superannuation Act 1968**;

- section 73(1)(a) and (b) of the **State Employees Retirement Benefits Act 1979**;
- section 92A(1)(a) and (b) of the **State Superannuation Act 1988**;
- section 53(1)(a) and (b) of the **Transport Superannuation Act 1988**.

**4. Commencement**

This Order in Council comes into operation on date of gazettal.

**5. Transitional Provision**

The Preservation Standards Order in Council dated 20 January 1998 continues to apply only with respect to any benefit entitlement due and payable prior to 1 July 1999 but not paid as at 1 July 1999.

**6. Preservation Standards**

Subject to clause 7 and 8 below, Part 6 and Part 1 of Schedule 1 of the Superannuation Industry (Supervision) Regulations 1994 (Cth) (SIS Regulations) are the preservation standards for employer and member superannuation contributions and benefit payments payable under an Act specified in clause 3 above.

**7. Modifications**

For the purposes of this Order, the following modifications are made to Part 6 and Part 1 of Schedule 1 of the SIS regulations—

- a) where occurring, for “APRA” substitute “Board” or “Parliamentary Trustee” as described in the relevant Act specified in clause 3 above;
- b) “regulated superannuation fund” is to be construed to include Victorian public sector superannuation schemes established and maintained under an Act specified in clause 3 above;
- c) “dependant” is as defined in the relevant Act specified in clause 3 above;
- d) “trustee” is to be construed to include “Board” or “Parliamentary Trustee” as described in the relevant Act specified in clause 3 above;
- e) for regulation 6.02, substitute with—  
“Before 1 July 1999, preservation standards are those contained in the Order in Council for Preservation Standards dated 20 January 1998”;
- f) regulations 6.05, 6.11, 6.14, 6.15A, 6.20A and Subdivision 6.3.2 are deleted;
- g) for the purposes of this order and to comply with regulation 6.16(2), regulation 6.08(1)(a)(i) is to be read as follows—  
“(i) for a Type A member who is a defined benefit member and for whom the trustee of the regulated superannuation fund chooses to apply this sub-paragraph—the amount of restricted non-preserved benefits in the fund, worked out under subregulation 6.07(1) that would be payable to the member on 1 July 1999 if,—  
(A) unless paragraph (B) applies, the member had resigned from employment on 1 July 1999; or  
(B) where the member is retrenched from employment (or becomes entitled to a benefit equivalent in value to a retrenchment benefit), the member was retrenched from employment on 1 July 1999; or”;
- h) references in the Part 6 and Part 1 of Schedule 1 of the SIS Regulations to regulations within Part 7A of the SIS Regulations shall, for the purposes of these specified standards, be read as referring to the relevant provisions of the relevant Act specified in clause 3 above.



**8. Regulation 6.08(1)(a)(i) not to apply to certain defined benefit scheme members**

## a) "Transfer Amount" Benefit

Where a calculation under regulation 6.08(1)(a)(i) of the SIS Regulations has occurred for a member and that member subsequently becomes entitled and elects to receive a benefit under section 9 of the **Superannuation (Portability) Act 1989**, the trustee should choose not to apply regulation 6.08(1)(a)(i) so that the member is not disadvantaged in respect of the non-preserved amount of that benefit. As a result, regulation 6.08(1)(a)(ii) of the SIS Regulations will apply to calculate the restricted non-preserved amount of a "transfer amount" benefit.

## b) Parliamentary Contributory Superannuation Fund

The Parliamentary Trustee should choose not to apply 6.08(1)(a)(i) of the SIS Regulations because the type of benefit (which is dependent on the period of service and type of exit) to be paid from the Parliamentary Contributory Superannuation Fund cannot accurately be made prior to exit. As a result, regulation 6.08(1)(a)(ii) of the SIS Regulations will apply to calculate the restricted non-preserved amount. This calculation is to be made after the member exits the Fund.

Dated 21 October 2003

Responsible Minister:  
JOHN LENDERS MP  
Minister for Finance

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

**Emergency Services Superannuation Act 1986**  
**Parliamentary Salaries and Superannuation Act 1968**  
**State Employees Retirement Benefits Act 1979**  
**State Superannuation Act 1988**  
**Transport Superannuation Act 1988**

SPECIFIED STANDARDS FOR THE ADMINISTRATION AND  
OPERATION OF FAMILY LAW PROVISIONS

Order in Council

The Governor in Council makes the following Order in Council.

**1. Title**

This Order in Council may be cited as the Specified Standards for the Administration and Operation of Family Law Provisions.

**2. Purpose**

This Order in Council specifies the standards to be applied for the administration and operation of the Family Law provisions contained under an Act specified in clause 3 below.

**3. Authorising Provision**

This Order is made under—

- section 29A(1)(ca) and (cb) of the **Emergency Services Superannuation Act 1986**;
- section 24C(1)(ca) and (cb) of the **Parliamentary Salaries and Superannuation Act 1968**;
- section 73(1)(ca) and (cb) of the **State Employees Retirement Benefits Act 1979**;
- section 92A(1)(ca) and (cb) of the **State Superannuation Act 1988**;
- section 53(1)(ca) and (cb) of the **Transport Superannuation Act 1988**;

4. **Commencement**

This Order in Council comes into operation on date of gazettal.

5. **Definitions**

For the purposes of this Order, the following definitions apply—

“trustee” means the Board or Parliamentary Trustee as described in the relevant Act specified in clause 3 above.

“relevant Family Law provisions” are those contained under the relevant Act specified in clause 3 above.

“administered scheme” means a superannuation scheme administered by the trustee.

6. **Timeframes for the administration and operation of Family Law provisions**

Subject to clause 7 below, the following timeframes are the standards for the administration and operation of the relevant Family Law provisions where a superannuation interest in an administered scheme becomes subject to a payment split.

a) **Timeframe for trustee to give payment split notice**

The trustee must provide a written payment split notice to the member spouse and the non-member spouse—

- (i) for a payment split under a superannuation agreement or flag lifting agreement—within 28 days after the operative time for the payment split; and
- (ii) for a payment split under a splitting order—by the later of:
  - 1. the end of 28 days after the operative time for the payment split; and
  - 2. the end of 28 days after the trustee receives a copy of the order.

b) **Timeframe for non-member spouse to nominate payment or transfer details**

A. The “specified period” for the following actions by the non-member spouse—

- (i) where the non-member spouse has not satisfied a condition of release, nominating an eligible superannuation plan to transfer his or her entitlement; or
- (ii) where the non-member spouse has satisfied a condition of release, requesting direct payment or nominating an eligible superannuation plan to transfer his or her entitlement; is 28 days from the date of the payment split notice by the trustee, or, such longer period as the trustee may in its absolute discretion allow.

B. The requests referred to in clauses 6(b)(A)(i) and (ii) must:

- (i) be signed and dated by the person making the request; and
- (ii) include the name and postal address of the person making the request.

c) **Timeframe for trustee for payment or transfer of non-member spouse’s entitlement**

The trustee must pay or transfer (as applicable) the non-member spouse’s entitlement—

- (i) within 90 days of receiving a valid written request by the non-member spouse or any longer period approved by the trustee; or
- (ii) if no written request has been received from the non-member spouse within the specified period, within 90 days following the end of the specified period or any longer period approved by the trustee.

- d) **Timeframe for trustee to provide written notice after payment or transfer**
- (1) The trustee must give to the non-member spouse, within 28 days after payment or transfer (as applicable) of the non-member spouse's entitlement, a written notice stating:
    - (i) that the benefits have been paid or transferred;
    - (ii) the amount that was paid or transferred;
    - (iii) details on the components of the amount that was paid or transferred;
    - (iv) the name and contact details of the transferee fund;
    - (v) the method and amount of adjustment to the base amount.
  - (2) The trustee must give to the member spouse, within 28 days after payment or transfer (as applicable) of the non-member spouse's entitlement, a written notice stating—
    - (i) that the benefits have been paid or transferred;
    - (ii) the amount that was paid or rolled over; and
    - (iii) if the payment split is a base amount, the amount of any adjustment that has been made to the member spouse's benefit entitlement; and
    - (iv) details regarding the method of adjustment to the member spouse's benefit entitlement.

7. **Alternative arrangements**

- (a) If this clause applies to a payment split, then clause 6 has no application to it. This clause applies if, under the following provisions:
  - (i) section 22F(6) of the **Emergency Services Superannuation Act 1986**;
  - (ii) section 21CC(6) of the **Parliamentary Salaries and Superannuation Act 1968**;
  - (iii) section 66AC(6) of the **State Employees Retirement Benefits Act 1979**;
  - (iv) section 59AC(6) of the **State Superannuation Act 1988**; and
  - (v) section 36AC(6) of the **Transport Superannuation Act 1988**the Trustee has exercised the discretion not to apply the clean break under sub-sections (3) and (4) of the relevant section.
- (b) The trustee may exercise the discretion to not apply the clean break under sub-sections (3) and (4) of the relevant section only if the trustee has determined that there may be a further review undertaken in respect of the disability pension during the lifetime of the disability pensioner.

8. **Splitting of Member Spouse's Benefit Entitlement**

In splitting the member spouse's benefit entitlement under the relevant family law provisions—

- (a) A proportion must be taken from the unrestricted non-preserved benefits, the restricted non-preserved benefits and the preserved benefits of the member spouse; and
- (b) the proportion taken from each category of benefits must be the same proportion as the category of benefits contained in the member spouse's interest immediately before the benefits were paid or transferred to the non-member spouse.

Dated 21 October 2003

Responsible Minister:  
JOHN LENDERS MP  
Minister for Finance

SUDHA KASYNATHAN  
Acting Clerk of the Executive Council

**SUBORDINATE LEGISLATION ACT 1994  
NOTICE OF MAKING OF STATUTORY  
RULES**

Notice is hereby given under Section 17 (2) of the **Subordinate Legislation Act 1994** of the making of the following Statutory Rules:

122. *Statutory Rule:* Conservation, Forests and Lands (Infringement Notice) (Amendment) Regulations 2003  
*Authorising Act:* Conservation, Forests and Lands Act 1987  
*Date of making:* 21 October 2003
123. *Statutory Rule:* Outworkers (Improved Protection) Regulations 2003  
*Authorising Act:* Outworkers (Improved Protection) Act 2003  
*Date of making:* 21 October 2003

**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:

120. *Statutory Rule:* Pharmacists (Interim) (Fees) Regulations 2003  
*Authorising Act:* Pharmacists Act 1974  
*Date first obtainable:* 21 October 2003  
*Code A*
121. *Statutory Rule:* Occupational Health and Safety (Prevention of Falls) Regulations 2003  
*Authorising Act:* Occupational Health and Safety Act 1985  
*Date first obtainable:* 21 October 2003  
*Code B*

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