



Victoria Government Gazette

By Authority of Victorian Government Printer

No. G 52 Wednesday 24 December 2003

www.gazette.vic.gov.au

GENERAL

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As from 24 December 2003

The last Special Gazette was No. 246 dated 23 December 2003.

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

How To Submit Copy

- See our webpage www.craftpress.com.au
 - or contact our office on 9926 1233
between 8.30 am and 5.30 pm Monday to Friday
-

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
NEW YEAR WEEK**

Please Note:

The Victoria Government Gazette for New Year week (G1/04) will be published on **Friday 2 January 2004**.

Copy deadlines:

Private Advertisements **9.30 am on Monday 29 December 2003.**

Government and Outer

Budget Sector Agencies Notices **9.30 am on Tuesday 30 December 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

PRIVATE ADVERTISEMENTS

Re: FELIX AMBROSE McNAMARA, late of 10 Eleebana Avenue, Oakleigh, 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 required by the trustees, Leslie John McNamara of 21 Castlewood Drive, Boronia, Victoria, company director and Philip George McNamara of 68 Margaret Street, Midland, Western Australia, gentleman, to send particulars to the trustees by 28 February 2004 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

ARMSTRONG ROSS, solicitors,
1693A Burwood Highway, Belgrave 3160.

Re: MARGARET ELIZABETH HYLAND, late of Unit 3, 2A Knox Street, Noble Park, Victoria, but formerly of Flat 3, 9 Clarke Street, Elwood, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 October 2003, are required by the trustee, Peter Raymond Dalton (in the Will called Peter Dalton) of 136 Buckley Street, Noble Park, Victoria, gentleman, to send particulars to the trustee by 8 March 2004 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

BORCHARD & MOORE, solicitors,
44 Douglas Street, Noble Park 3174.

Creditors, next-of-kin and others having claims in respect of the estate of the late RONALD COOPER, late of 23 Elwers Street, Watsonia, retired teacher, deceased, who died on 14 November 2003, are required by the substituted executor, David John Thwaites, lawyer of 106 Lower Plenty Road, Rosanna, in the State of Victoria, to send particulars of their claim to him care of the undermentioned lawyer by 12 March 2004 after which date the said executor will distribute the assets of the deceased having regard only to the claims of which he then shall have notice.

D. J. THWAITES LL.B., solicitor,
106 Lower Plenty Road, Rosanna.

Re: DORIS LILLIAN TAYLOR, late of 96 Sunset Boulevard, Jacana, Victoria, retired silver service waitress, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 October 2003, are required by the trustees, Patricia Doris Brandon, Robert Ernest Taylor and Victor Edward Taylor of 5 Capel Place, Tullamarine, Victoria, to send particulars to the trustees within sixty days from the publication hereof, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

DE MARCO & CO., solicitors,
209 Glenroy Road, Glenroy 3046.

MICHAEL JOHN, late of 7 Goldwyn Court, Bendigo, retired parliamentarian, 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 personal representative, Belinda Mary John of 7 Goldwyn Court, Bendigo, to send particulars to her care of the undermentioned solicitors by 16 March 2004 after which date the personal representative may convey or distribute the assets having regard only to the claims of which she then has notice.

ELLINGHAUS WEILL, solicitors,
79-81 Franklin Street, Melbourne 3000.

EDITH ANNIE RUDD, late of Yana Nursing Home, Inala Village, 220 Middleborough Road, South Blackburn, Victoria, home duties, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 October 2003, are required by Phyllis Joan Barnard of Unit 30, 300 Elgar Road, Box Hill, Victoria, retired, the applicant for grant of probate of the deceased's Will, to send particulars to her care of her solicitors at the address set out below by 1 March 2004 after which date, the applicant as personal representative of the deceased, may convey or distribute the assets having regard only to the claims of which she then has notice.

F. R. E. DAWSON & SON, solicitors,
5/470 Collins Street, Melbourne 3000
Solicitors for the applicant.

Re: WILLIAM ROBERT SUTTON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 October 2003, are required by the trustees, Robert William Sutton and Kevin Gilbert Sutton, to send particulars to the trustees by 2 March 2004 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

GARDEN & GREEN, solicitors,
4 McCallum Street, Swan Hill 3585.

CAROL ANNE BOULTON, late of 196 Patterson Road, Bentleigh, Victoria, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 July 2003, are required by the proving executor, Andrew Brett Boulton of 902 Elm Street, Woodland, California, Unites States of America, to send particulars to the said Andrew Brett Boulton before 23 February 2004 after which date the proving executor may convey or distribute the assets having regard only to the claims of which he then has notice.

GEOFFREY A. FOX & ASSOCIATES,
solicitors,
112 Patterson Road, Bentleigh 3204.
Phone: 9557 2914.

Re: SEREANU FAMILY TRUST also known as the Parker Family Trust.

Creditors, next-of-kin and others having claims in respect of the Sereanu Family Trust also known as the Parker Family Trust, are required by the trustee, Borealis Nominees Pty Ltd (ACN 005 089 261) of 13 Errol Street, North Melbourne, Victoria, to send particulars to it by 2 April 2004 after which date the trustee may convey or distribute the assets having regard only to the claims of which it then has notice.

GOLDSMITHS, barristers & solicitors,
13 Errol Street, North Melbourne 3051.

ERIC JOHN TAYLOR, late of 41 McDonald Street, East Geelong, Victoria, forklift driver, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 October 2003, are required by the trustee, Eric Ross Taylor, Victoria, to send particulars of their claims to the trustee care of the undermentioned legal practitioner by 29 February 2004 after which date the trustee may convey or distribute the assets having regard only to the claims of which they then had notice.

IAN F. APTED, legal practitioner,
63 Yarra Street, Geelong 3220.

DENESE LILLIAN FORSS (also known as Denese Lilian Forss), late of Glenburn Private Nursing Home, 21 Glenleith Avenue, North Geelong, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 3 September 2003, are required by the trustee, Gilbert John Fryatt of 7 Asquith Avenue, Warracknabeal, to send particulars of their claims to the trustee care of the undermentioned legal practitioner by 1 March 2004 after which date the trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

INGPEN & BENT, legal practitioners,
95 Yarra Street, Geelong,
Legal practitioners for the trustee.

Re: HELEN ANTOINETTE OSBORNE, late of 756 Malvern Road, Armadale, Victoria, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 October 2003, are required by the executors, Kevin William Middleton of 94 Victoria Street, Howlong, New South Wales and Larry Anthony Middleton of 11 Onkara Court, Eltham, Victoria, to send particulars of their claims to the executors care of James Higgins & Co., 443 Little Collins Street, Melbourne by 23 February 2004 after which date the executors will convey or distribute the assets having regard only to the claims of which the executors then have notice.

JAMES HIGGINS & CO., solicitors,
443 Little Collins Street, Melbourne.

GWENDOLIN BETTY ROBINSON, late of Unit 3, 12 Brenbeal Street, Balwyn, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 5 October 2003, are required to send particulars of their claims to the executor, James Hopper care of the undernoted solicitors by 15 March 2004 after which date he will convey or distribute the assets having regard only to the claims of which he then has notice.

JAMES HOPPER & ASSOCIATES, lawyers,
409 Whitehorse Road, Balwyn.

Re: ALBERT DAVID POLLARD, late of 18 Leopold Street, South Caulfield, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 June 2003, are required by the trustees, John Lyston Chisholm of 200 Queen Street, Melbourne, Victoria, solicitor and Donald Lyston Chisholm of 140 William Street, Melbourne, Victoria, solicitor, to send particulars to the trustees by 23 February 2004 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MADDOCKS, lawyers,
140 William Street, Melbourne 3000.

Re: MARION EDNA KELLY, late of 51 Cityview Road, North Balwyn, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 September 2003, are required by the trustee, Perpetual Trustees Consolidated Limited of 360 Collins Street, Melbourne, Victoria, trustee company, to send particulars to the trustee by 23 February 2004 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MADDOCKS, lawyers,
140 William Street, Melbourne 3000.

Re: LESLEY MURIEL MILLER, late of 3 Moreland Road, Essendon, Victoria, but formerly of 16 Curie Avenue, Oak Park, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 August 2003, are required by the trustees, Marilyn Yvonne Gatti of 35 Eastgate Drive, Greensborough, Victoria, home duties, the daughter and Philip Leslie Miller of 21 Gerda Street, Scoresby, Victoria, retired, the son, to send particulars to the trustees by 23 February 2004 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MASON SIER TURNBULL, solicitors,
315 Ferntree Gully Road, Mt Waverley 3149.

PATRICIA MARY HALLISEY, late of Bethlehem Home for the Aged, Taylor Street, Golden Square, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 October 2003, are required by Stephen Mark Brooks and Michael George Westbrook, both care of the undermentioned solicitors to send particulars to them by 28 February 2004 after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

PETERSEN WESTBROOK CAMERON,
solicitors,
121 McCrae Street, Bendigo, Vic. 3550.

Re: GWENETH EDNA HINCHCLIFF, deceased.

Take notice that Elizabeth Joy Bate of 580 Windermere Road, Lara, Victoria and Ellen Nancy Smith of 89 Sunset Strip, Ocean Grove, Victoria, the executrices named in the Will dated 2 May 1984 of GWENETH EDNA HINCHCLIFF (in the Will called Gwenyth Edna Hinchcliff), late of 42 Hibiscus Crescent, Newcomb, Victoria, home duties, will sixty days after publication of this advertisement apply to the Supreme Court of Victoria for a grant of probate of the Will.

RALPH JAMES SMITH, solicitor,
6 Gindalbie Court, Lara 3212.

Re: ADA BRENNAND, deceased.

ADA BRENNAND, formerly of 29A Glengollan Village, Hutton Avenue, Ferntree Gully, Victoria, but late of Room 32, Violet Lambert House, 97 Underwood Road, Ferntree Gully, Victoria, widow.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 August 2003, are required by the executor and trustee, Trust Company of Australia Limited, (ACN 004 027 749) of 151 Rathdowne Street, Carlton South, Victoria, to send particulars to it by 18 March 2004 after which date the executor and trustee may convey or distribute the assets having regard only to the claims of which it then has notice.

Dated 16 December 2003

RICHMOND & BENNISON, solicitors,
493 Main Street, Mordialloc 3195.

Re: NORMA GWENDOLINE FERRIS, late of Unit 19, 150 Tyabb Road, Mornington, retired radio producer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 October 2003, are required by the trustees, Graeme Wicks of 14 Blake Place, Mawson, Australian Capital Territory, retired, brother-in-law and Adrian Triaca of 216 Main Street, Mornington, Victoria, lawyer, to send particulars to the trustees by 24 February 2004 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.

MELVA VICTORIA ROSEMAN, late of Unit 5, 'Cameron Gardens', 1061 Centre Road, Oakleigh South, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 December 2003, are required by ANZ Executors & Trustee Company Limited, ACN 006 132 332, the executor of the Will of the deceased, to send particulars of their claims to the executor at Level 21, 530 Collins Street, Melbourne, Victoria, by 25 February 2004 after which date the executor may convey or distribute the assets having regard only to the claims of which they then have notice.

RUSSELL KENNEDY, solicitors,
Level 11, 469 La Trobe Street, Melbourne 3000.

Re: DOUGLAS VICTOR GAY, late of 18 Braidwood Avenue, Rosebud, Victoria, retired, deceased.

Creditors, next-of-kin and all other persons having claims against the estate of the said deceased, are required by Marie Diane Ciavarella, the executor of the estate of the said deceased, to send particulars of such claims to her care of the undermentioned solicitors by the date being two calendar months from the date of this advertisement, after which date they will distribute the estate having regard only to the claims of which they then have notice.

RYAN MACKKEY & McCLELLAND,
solicitors,
65 Main Street, Greensborough.

Re: MAXWELL ARTHUR LEVER, late of Fyans Creek, Victoria, farmer & transport operator, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 August 2003, are required by the trustee, Kenneth Lever of Grampians Road, Halls Gap, Victoria, farmer, brother, to send particulars to the trustee care of his undermentioned solicitors by 26 February 2004 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

SENGHPAS, solicitors,
153 Main Street, Stawell 3380.

Re: ALICE EMILY MAY FIDDES, late of Ti Tree Gardens Aged Care Facility, 34A Balaka Street, Rosebud West, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 October 2003, are required by the trustees, Kim Syme Price and Geoffrey Robert Nicholson, to send particulars to the trustees, C/- the undermentioned solicitors by 27 February 2004 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

WRIGHT SMITHS, solicitors,
2 Seventh Avenue, Rosebud 3939.

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 first became Payable</i>
GARLAND HAWTHORN BRAHE			
	\$		
B. T. Hamilton, Unit 6, 20 Yuille Street, Brighton	134.57	Cheque	13/07/01

03292

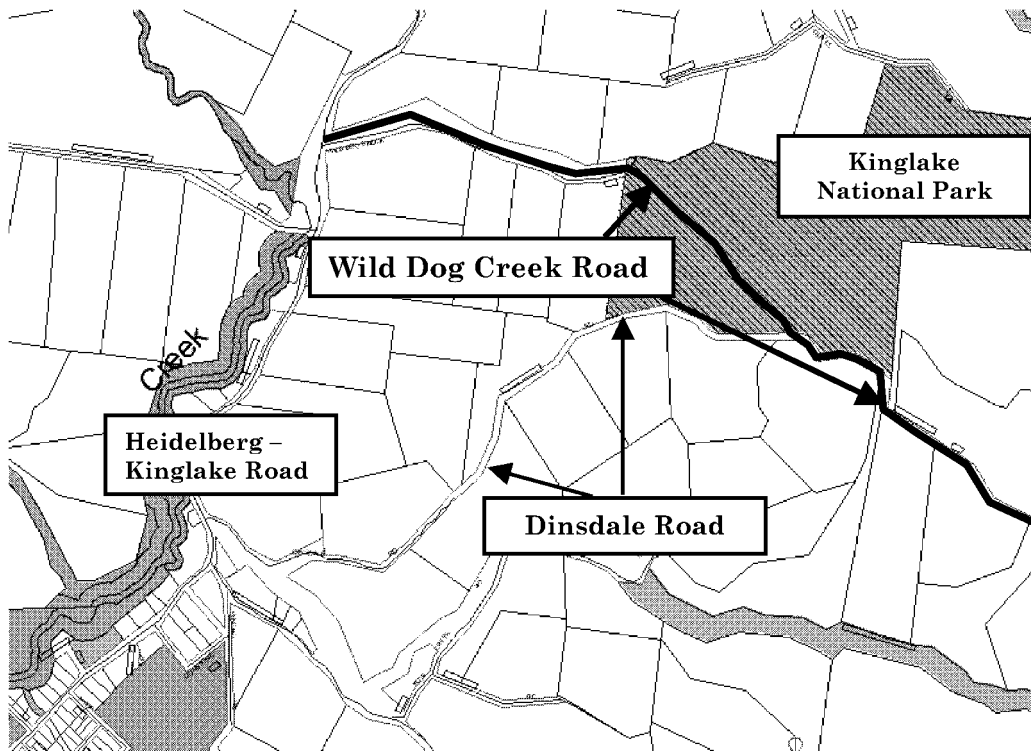
CONTACT: DICK STURGESS/PING GOH, PHONE: (03) 9629 5551.

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**




**NAMING OF ADJOINING SECTION OF DINSDALE ROAD, ST ANDREWS TO WILD DOG
CREEK ROAD**

Notice is hereby given that Nillumbik Shire Council at its Ordinary Council Meeting on 17 December 2003 resolved to name the section of Dinsdale Road, St Andrews that is currently closed off without access to Heidelberg–Kinglake Road and the adjoining road through the Kinglake National Park “Wild Dog Creek Road” as shown in the plan below.



CATHERINE DALE
Chief Executive Officer



N I L L U M B I K
THE GREEN WEDGE SHIRE

AMENDMENT
(AMENITY LOCAL LAW NO. 5)
LOCAL LAW

Notice is hereby given that the Nillumbik Shire Council (the Council) at its meeting on 16 April 2003 made Amendment (Amenity Local Law No. 5) Local Law.

The purpose and general purport of this local law is to provide for the:

- safe and fair use and enjoyment of public places;
- safe and fair use of roads;
- regulation of street activities;
- keeping and control of animals;
- fair and reasonable use and enjoyment of private land; and
- uniform and fair administration of this Local Law.

This Local Law will:

- regulate the use of scare guns;
- control the open air burning of large heaps;
- regulate the use of bulk rubbish containers;
- enable the Council to designate places where the use of toy vehicles is prohibited; and
- provide penalties.

The Local Law came into effect on 1 May 2003.

Council also adopted Administrative Policy Guidelines for the implementation and management of the Local Law.

A copy of the Local Law and Administrative Policy Guidelines can be inspected at www.nillumbik.vic.gov.au, the Shire Offices, Civic Drive, Greensborough during office hours—8.30 am to 5.00 pm, Monday to Friday and libraries at Eltham and Diamond Valley.

Notice is also given pursuant to section 224A of the **Local Government Act 1989** that any police officer may enforce the provisions of clause 10 of the Local Law to regulate the consumption of liquor in public places.

CATHERINE DALE
Chief Executive Officer



N I L L U M B I K
THE GREEN WEDGE SHIRE

LOCAL LAW NO. 7—
ASSET PROTECTION LOCAL LAW

Notice is hereby given that the Nillumbik Shire Council (the Council) at its meeting on 17 December 2003 made Local Law No. 7—Asset Protection Local Law.

The purpose of the Local Law is to provide for the:

- peace, order and good government of the municipal district;
- protect public assets vested in Council from damage, accelerated deterioration or abuse during the building process;

- protect the health and safety of persons on, adjacent to, opposite or passing building sites;
- prohibit, regulate and control the presence and disposal of refuse, rubbish and soil on and from building sites within the municipal district to reduce hazards to the environment and promote an environment where residents can enjoy a quality of life that meets the general expectation of the community;
- require owners to obtain an Asset Protection Permit before commencing building work which has the potential to damage Council assets; and
- educate and induce persons involved in building work to act responsibly to reduce the extent and cost of infrastructure damage for the benefit of the wider community.

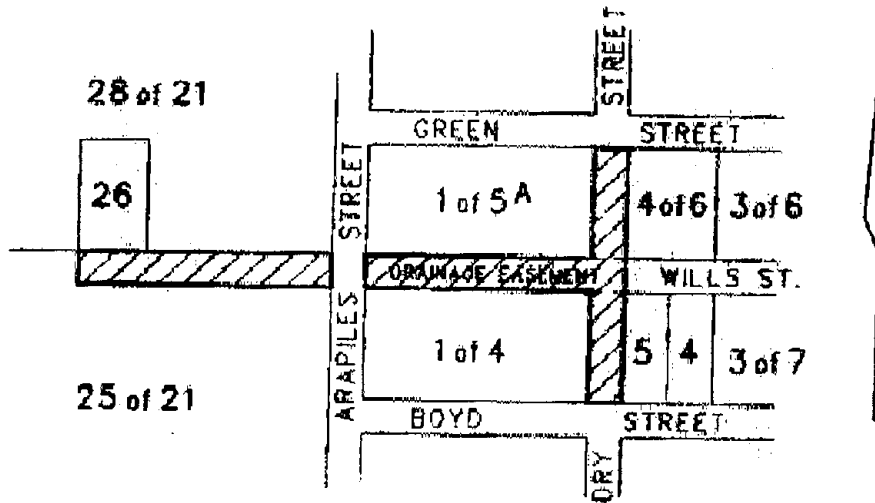
The Local Law will come into effect on 2 January 2004.

A copy of the Local Law can be inspected at www.nillumbik.vic.gov.au, the Shire Offices, Civic Drive, Greensborough during office hours 8.30 am to 5.00 pm Monday to Friday, and libraries at Eltham and Diamond Valley.

CATHERINE DALE
Chief Executive Officer

NORTHERN GRAMPIANS
SHIRE COUNCIL
Road Discontinuance

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Northern Grampians Shire Council at its ordinary meeting held on 6 November 2003 formed the opinion that the portions of Wills Street and Dry Street, Glenorchy, shown hatched on the plan below and being parts of Government Road Reserves in the Township of Glenorchy, are not reasonably required as roads for public use and has resolved to discontinue the roads to allow implementation of LCC Recommendation 15 for Bushland Reserve.

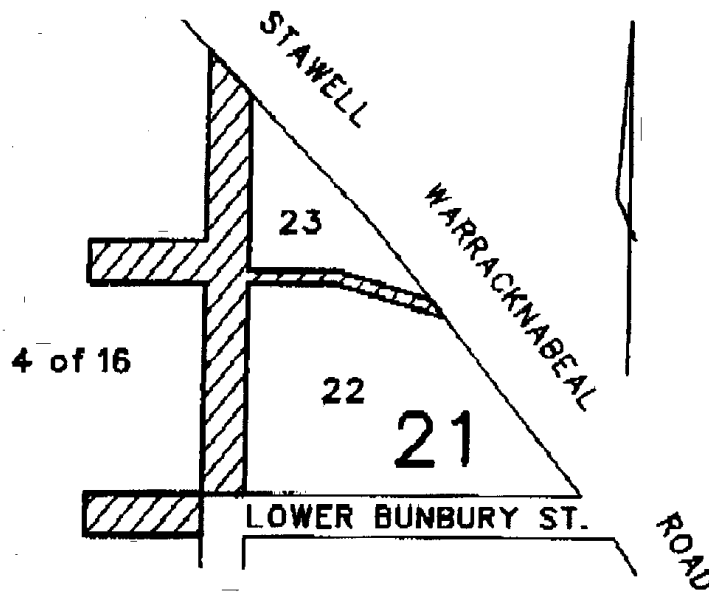


PETER BROOKS
Chief Executive Officer

NORTHERN GRAMPIANS
SHIRE COUNCIL
Road Discontinuance

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Northern Grampians Shire Council at its ordinary meeting held on 6 November 2003 formed the opinion that the portion of Lower Bunbury Street and the unnamed roads shown hatched on the plan

below and being parts of Government Road Reserves in the Township of Glenorchy, are not reasonably required as roads for public use and has resolved to discontinue the roads to allow implementation of LCC Recommendation 15 for Bushland Reserve.



PETER BROOKS
Chief Executive Officer

PORT PHILLIP CITY COUNCIL
Naming of Reserve at the Corner of
Moray and Cobden Streets, South Melbourne

Notice is hereby given that, pursuant to Section 206 of the **Local Government Act 1989** and the **Geographic Place Names Act 1998**, the Port Phillip City Council resolved, at a meeting held on Monday 15 December 2003, to name the reserve on the corner of Moray and Cobden Streets, South Melbourne 'Ludwig Stamer Reserve'.

Appropriate signage will be erected shortly. Any questions can be directed to the Statutory Functions Unit on telephone 9209 6762.

DAVID SPOKES
Chief Executive Officer

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 26 February 2004 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.

BASETTI, Michele, late of 32 Lucknow Street, Ascot Vale, and who died on 31 August 2003.

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

FEORE, Lorna May, late of Kara Court Nursing Home, St Arnaud, retired and who died on 4 October 2003.

LENNOX, Peter James, late of 5 Lachlan Street, Bundoora, sales director, and who died on 11 October 2003.

MIKOLAJCZAK, Franciszek, late of Resthaven Caravan Park, Gilsenan Street, Paynesville, and who died on 17 September 2003.

NODEN, Sandra Carol, late of Kingston Centre, Warrigal Road, Cheltenham, Victoria 3192, retired and who died on 26 November 2003.

PHILLIPS, Gordon William, late of 28 Greeves Street, St Kilda, Victoria, council employee, and who died on 15 February 1989.

TAGGART, Flora Iris, late of 27 Union Street, Northcote, Victoria, widow and who died on 30 October 2003.

WEISS, Stella, late of Gaffney House Hostel, 49 Lynden Street, Camberwell, and who died on 20 August 2003.

Dated 18 December 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—

DOROTHY MELVENA ANGIER, late of 28 Alma Grove, St Kilda, Victoria, retired, deceased, who died on 14 December 1988 leaving a Will dated 11 June 1975.

JOHN BAKULIS (also known as Janis John Bakulis), late of Albury & District Private Nursing Home, 674 David Street, Albury, New South Wales, pensioner, deceased, who died on 1 June 2003 leaving a Will dated 19 April 1994.

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 26 February 2004 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 28 February 2004 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.

BAIRD, Madge Ada, late of Radford Private Nursing Home, 87–93 Radford Road, Reservoir and who died on 18 September 2003.

CHWALEK, Raymond, late of Beechworth Hospital, 5 Warner Road, Beechworth, retired and who died on 1 November 2003.

DWYER, Eileen Mary, late of Trevi Court, 95 Bulla Road, Essendon 3040, retired and who died on 17 December 2003.

WESTBURY, Alan William, late of Hobsons Bay Nursing Centre, 33 Rymill Court, Altona North, lift operator and who died on 11 August 2003.

Dated 20 December 2003

LAURIE TAYLOR
Estate Manager
State Trustees Limited

Associations Incorporation Act 1981

SUB-SECTION 36E(5)

Notice is hereby given that the incorporation of the associations mentioned below are cancelled in accordance with Section 36E(5) of the **Associations Incorporation Act 1981**.

Advance Tongala Inc., African Australian Professional Association (AAPA) Inc., Albert and Mary Lange Spiritual Life Ministry Inc., Altona Further Education Inc., Auscare Foundation Inc., Australia Promotion Alliance Inc., Australian Turkish Communication Centre Inc., Australian Whole Soyfoods Association Inc., Australian–Latinamerican Cultural & Indigenous Association Inc., Australians for Rural Health Inc., Australiasian Snooker Association Inc., Avalanche Ski Club Inc., Banyule Panthers Gridiron Football Club Inc., Breast Cancer Support Association of Victoria

Inc., Bright & District BMX Club Inc., Campaspe Motor Sports Club Inc., Civil Action by People with Psychiatric Status—CAPPS Inc., Classic Cue Pool Club Inc., Collective of Filipinas for Empowerment & Development Inc., Contrarius Inc., Cook Islands Rarotonga Sports Club Inc., Crisis Respite Inc., Cristal United Inc., Croatian Aged Services (Hrvatske Umirovljenicke Usluge) Inc., Dab Artspace Inc., Dandenong Ranges Christian Fellowship Inc., Deakin Rebellion Inc., Drum Team Ministries Inc., Eurasia Classical Turkish Music Society Inc., Friends of Cape Howe Inc., Frisce Theatre Co. Inc., Fruit Haven Inc., Global Assistance in Technology & Education Foundation Inc., Greater Dandenong Multicultural Aged Care Association Inc., Greek Evangelical Alliance, Melbourne Inc., Green Triangle Horticulture Network Inc., Greensborough & District Kennel Club Inc., Heidelberg & District Kennel Club Inc., Helping Alms Foundation Inc., Hobson's Bay Community Nursery and Friends Group Inc., Humanitarian Association Australia Inc., Inner City Christian Church Inc., Institute for Constitutional Education and Research Inc., Junior Dressage Victoria, Kensington City Soccer Club Inc., Kilmore District Mountain Racing Association Inc., Landlords and Property Investors Club Inc., Leftwrites Association Inc., Mallacoota & District Motor Sports Club Inc., Manningham Juniors Soccer Club Inc., Master Waterproofing Applicators Association of Australia Inc., Melbourne City Golf Club Inc., Melbourne Internetworking Group Inc., Melbourne Off Road Radio Car Club Inc., Melbourne Phoenix Netball Club Inc., National Contract Management Association Inc., Nepal–Australia Voluntary Services Inc., Nerrina Environmental Preservation Association Inc., North East Veterans Tennis Group Inc., North Essendon Superules Football Club Inc., Owner Driver and Driver Association of Australia Inc., Parler 2000 Galerie Inc., Peninsula Racing Pigeon Club Inc., Philately Inc., Phoenix Development Foundation Inc., Reed Exhibitors Association Inc., Registered Aboriginal New Style Art Inc., ROCC Promotions Inc., Ski Cross Country Victoria Inc., Society for Ancient Hellenic Studies Inc., Somali–Australian Community Development Association Inc.,

Southern United Soccer Club Inc., Speedway Australia Inc., Sunbury Autumn Festival Inc., Teen Australia Inc., The Ambassadors (Victoria) Inc., The Culture Institute of Turqie Inc., The Galaxy Star Club Inc., The Melbourne Kid's Festival Inc., Tyntyndyer Homestead Inc., V8 Adventures Just Commodore Racing Inc., Vermont Soccer Club Inc., Victorian Hungarian Television Association Inc., Victorian Lamb Producers Inc., Wahgunyah & District Fishing Club Inc., Warrandyte Awareness Group Inc., Women in Community Housing (Vic.) Inc., Women of the Waterfront Inc., YACAS—Youth and Community Aid & Services Inc., Yeshivatit Bet Yatir Inc.

Dated 15 November 2003

ANN HAMMANN
Deputy Registrar of
Incorporated Associations
GPO Box 4567
Melbourne 3001

Chinese Medicine Registration Act 2000

Following a formal hearing into the professional conduct of Ms Hui Qin JIANG, registration number A/169, registered in the division of acupuncturists, a panel appointed by the Chinese Medicine Registration of Victoria, found that Ms Jiang had obtained registration with the Board by fraud or misrepresentation. As a result of this determination the board was obliged by section 16(4) of the Act to cancel Ms Jiang's registration.

The panel further determined that Ms Jiang engaged in unprofessional conduct of a serious nature being:

- of a lesser standard than that which the public might reasonably expect of a registered practitioner;
- of a lesser standard than that which might reasonably be expected of a registered practitioner by her peers;
- and professional misconduct.

The panel suspended registration for nine months and imposed a fine of \$1,000.

DEBRA GILLICK
Registrar

County Court Act 1958**COUNTY COURT SITTINGS 2004**

The Governor in Council having directed that the County Court be held at each of the undermentioned places, I hereby appoint the following days of each month as the days upon which the Court shall commence sitting at such places during the year 2004.

MELBOURNE

JANUARY	5 January 2004
FEBRUARY	2 February 2004
MARCH	1 March 2004
APRIL	29 March 2004
MAY	3 May 2004
JUNE	31 May 2004
JULY	28 June 2004
AUGUST	26 July 2004
SEPTEMBER	23 August 2004
OCTOBER	20 September 2004
NOVEMBER	25 October 2004
DECEMBER	22 November 2004

BAIRNSDALE

JANUARY	19 January 2004
FEBRUARY	2 February 2004
MARCH	1 March 2004
APRIL	29 March 2004
MAY	3 May 2004
JUNE	31 May 2004
AUGUST	26 July 2004
OCTOBER	20 September 2004
DECEMBER	22 November 2004

BALLARAT

JANUARY	19 January 2004
FEBRUARY	2 February 2004
MARCH	1 March 2004
APRIL	29 March 2004
MAY	3 May 2004
JUNE	31 May 2004
AUGUST	26 July 2004
SEPTEMBER	23 August 2004
OCTOBER	20 September 2004
NOVEMBER	25 October 2004
DECEMBER	22 November 2004

BENDIGO

JANUARY	19 January 2004
FEBRUARY	2 February 2004
MARCH	1 March 2004
APRIL	29 March 2004
MAY	3 May 2004
JUNE	31 May 2004
AUGUST	26 July 2004
SEPTEMBER	23 August 2004
OCTOBER	20 September 2004
NOVEMBER	25 October 2004
DECEMBER	22 November 2004

GEELONG

JANUARY	19 January 2004
FEBRUARY	2 February 2004
MARCH	1 March 2004
APRIL	29 March 2004
MAY	3 May 2004
JUNE	31 May 2004
AUGUST	26 July 2004
SEPTEMBER	23 August 2004
OCTOBER	20 September 2004
NOVEMBER	25 October 2004
DECEMBER	22 November 2004

HAMILTON

FEBRUARY	2 February 2004
MAY	3 May 2004
JUNE	31 May 2004
AUGUST	26 July 2004
NOVEMBER	25 October 2004

HORSHAM

MAY	3 May 2004
NOVEMBER	25 October 2004

MILDURA

FEBRUARY	2 February 2004
MARCH	1 March 2004
MAY	17 May 2004
JUNE	31 May 2004
JULY	20 July 2004
SEPTEMBER	23 August 2004
OCTOBER	11 October 2004
NOVEMBER	25 October 2004

MOE	
FEBRUARY	23 February 2004
MAY	24 May 2004
SEPTEMBER	23 August 2004
DECEMBER	29 November 2004

SALE	
JANUARY	19 January 2004
FEBRUARY	2 February 2004
APRIL	29 March 2004
MAY	3 May 2004
JUNE	31 May 2004
AUGUST	26 July 2004
SEPTEMBER	23 August 2004
OCTOBER	20 September 2004
NOVEMBER	25 October 2004
DECEMBER	22 November 2004

SHEPPARTON	
JANUARY	19 January 2004
FEBRUARY	2 February 2004
APRIL	29 March 2004
MAY	3 May 2004
JUNE	31 May 2004
AUGUST	12 July 2004
SEPTEMBER	23 August 2004
OCTOBER	20 September 2004
DECEMBER	22 November 2004

WANGARATTA	
FEBRUARY	2 February 2004
MARCH	1 March 2004
APRIL	29 March 2004
JUNE	31 May 2004
JULY	23 July 2004
AUGUST	26 July 2004
OCTOBER	20 September 2004
DECEMBER	22 November 2004

WARRNAMBOOL	
FEBRUARY	2 February 2004
MARCH	1 March 2004
APRIL	29 March 2004
JUNE	31 May 2004
AUGUST	26 July 2004
SEPTEMBER	23 August 2004
NOVEMBER	25 October 2004
DECEMBER	22 November 2004

WODONGA	
FEBRUARY	2 February 2004
APRIL	29 March 2004
SEPTEMBER	23 August 2004
OCTOBER	15 October 2004
NOVEMBER	25 October 2004

M. ROZENES
Chief Judge of the
County Court of Victoria

**Drugs, Poisons and
Controlled Substances Act 1981**

SECTIONS 12G AND 12K

Notice regarding the Amendment,
Commencement and Availability of the
Poisons Code

I, Bronwyn Pike, Minister for Health, give notice that the Poisons Code, prepared under sections 12 and 12E of the **Drugs, Poisons and Controlled Substances Act 1981**, will be amended by incorporating by reference amendments to the Commonwealth standard as prescribed by the Drugs, Poisons and Controlled Substances (Commonwealth Standard) Regulations 2001.

The Poisons Code is a document that enables certain parts of the Commonwealth standard, particularly those parts relating to the uniform scheduling, labelling and advertising of drugs and poisons, to be incorporated by reference and then applied as law in Victoria.

The Poisons Code will be amended to the extent that earlier incorporated by reference material, being the Standard for the Uniform Scheduling of Drugs and Poisons (SUSDP) No. 18, as amended by SUSDP No. 18 Amendment No. 1, will be amended, varied, remade or superseded to the extent necessary by the incorporation by reference of SUSDP No. 18 Amendment No. 2.

The date fixed for the amending, varying, remaking or superseding material to take effect is 1 January 2004.

The Poisons Code may be inspected free of charge during normal business hours at the offices of the Department of Human Services situated at Level 16, 120 Spencer Street, Melbourne 3000. Contact — Duty Pharmacist, Drugs and Poisons Unit, Phone 1300 364 545 or Level 14, 555 Collins Street, Melbourne 3000. Contact — Legislation Officer, Phone 9616 7167.

A copy of the Poisons Code may also be obtained from the Department or at www.dhs.vic.gov.au/phd/0003112/index.htm.

A copy of the Standard for the Uniform Scheduling of Drugs and Poisons, including amendments, may be obtained from the Australian Government Bookshop situated at 190 Queen Street, Melbourne 3000 Phone 132447.

BRONWYN PIKE
Minister for Health

**Drugs, Poisons and
Controlled Substances Act 1981**

NOTICE

I, Bronwyn Pike, Minister for Health, have prepared the following amendment to the Poisons Code under section 12E(1)(a)(i) of the **Drugs, Poisons and Controlled Substances Act 1981**.

POISONS CODE
AMENDMENT OF PART 2 OF CHAPTER 1

In Part 2 of Chapter 1 of the Poisons Code, in the list of substances that are not for general sale by retail, for "4-DIMETHYLAMINO BENZENE" substitute "4-DIMETHYLAMINO AZOBENZENE".

The date fixed for this amendment to take effect is 24 December 2003.

BRONWYN PIKE
Minister for Health

Dental Practice Act 1999

On 17 December 2003 the Victorian Civil and Administrative Tribunal upheld the Dental Practice Board of Victoria's decision to suspend the registration of Dr George Varnavides. His registration has been suspended for two years commencing on 16 January 2004 and concluding on 16 January 2006.

Financial Management Act 1994

VICTORIAN GOVERNMENT
PURCHASING BOARD

Supply Policies

In accordance with Section 54L (3) of the **Financial Management Act 1994**, notice is given of the following list of new and revised supply policies made by the Victorian

Government Purchasing Board (VGPB) which come into effect on and from 1 January 2004.

The new Procurement and Ethical Employment Policy replaces the existing Ethical Employment and Sub-Contracting Policy.

PROCUREMENT PLANNING POLICIES

STRATEGIC PROCUREMENT PLANNING

OPEN STANDING OFFER AGREEMENTS

WHOLE OF GOVERNMENT CONTRACTS

PROCUREMENT AND VICTORIAN

INDUSTRY PARTICIPATION

PREPARATION OF TENDER

DOCUMENTS POLICIES

PROCUREMENT AND ETHICAL

EMPLOYMENT

QUOTATIONS AND PUBLIC TENDER

POLICIES

OBTAINING QUOTES FOR PURCHASES

<\$100,000

EXEMPTIONS FROM OBTAINING THREE

QUOTES FOR PURCHASES <\$100,000

RECEIVING AND RECORDING PUBLIC

TENDERS

APPROVAL AND NOTIFICATION

POLICIES

VARIATIONS TO PROCESS APPROVAL

The above policies may be viewed on the Victorian Government Purchasing Board website www.vgpb.vic.gov.au.

BRUCE HARTNETT

Chairperson

Victorian Government Purchasing Board

Food Act 1984

SECTION 19DB

Registration of a

Food Safety Program Template

I, Jennifer McDonald, Manager, Food Safety, under section 19DB of the **Food Act 1984** notify that the Food Safety Plan for Victorian Wineries Template is registered for use by classes of food businesses that operate a Class 2 food premises as declared under section 19C of the **Food Act 1984**.

This notice takes effect on the date it is published in the Government Gazette.

Dated 16 December 2003

JENNIFER McDONALD
Manager, Food Safety
Delegate of the Secretary to the
Department of Human Services

Food Act 1984
SECTION 19DB

Registration of a
Food Safety Program Template

I, Jennifer McDonald, Manager, Food Safety, under section 19DB of the **Food Act 1984** notify that the Wendy's Food Safety Program Template is registered for use by classes of food businesses that operate a Class 2 food premises as declared under section 19C of the **Food Act 1984**.

This notice takes effect on the date it is published in the Government Gazette.

Dated 16 December 2003

JENNIFER McDONALD
Manager, Food Safety
Delegate of the Secretary to the
Department of Human Services

Food Act 1984
SECTION 19DB

Registration of a
Food Safety Program Template

I, Jennifer McDonald, Manager, Food Safety, under section 19DB of the **Food Act 1984** notify that the BiLo Food Safety Program Template is registered for use by classes of food businesses that operate a Class 2 food premises as declared under section 19C of the **Food Act 1984**.

This notice takes effect on the date it is published in the Government Gazette.

Dated 16 December 2003

JENNIFER McDONALD
Manager, Food Safety
Delegate of the Secretary to the
Department of Human Services

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg.16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Secretary to the Department of Infrastructure (The Secretary), declares that by this notice it acquires the following interest in the land described as part of Crown Allotment 26, Parish of Parwan, comprising 2,568 square metres and being land described in Conveyance Book 171, Memorial No. 134 and Conveyance Book 184, Memorial No. 357, shown as Parcels 320 and 321 on Survey Plan 20474C.

Interest acquired: That of Genetics Australia Co-operative Ltd and all other interests.

Published with the authority of the Secretary to the Department of Infrastructure.

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

Dated 24 December 2003

For and on behalf of the Secretary
to the Department of Infrastructure.

Medical Practice Act 1994

NOTICE

Re: Dr Poh Boon Choo

A Panel of the Medical Practitioners Board of Victoria on 8 December 2003 conducted a Formal Hearing into the professional conduct of Dr Poh Boon Choo, a registered medical practitioner.

The Panel determined pursuant to section 45A(1)(a) of the **Medical Practice Act 1994** ("the Act") that Dr Choo had engaged in unprofessional conduct of a serious nature.

The Panel further determined that pursuant to section 45A(2)(e) of the Act that the following conditions are imposed on the medical registration of Dr Choo:

- Dr Choo will only prescribe Schedule 8 drugs for the purposes of palliative care;
- Dr Choo is to submit monthly summaries of all Schedule 8 and benzodiazepine

prescriptions written by him for all patients to the Deputy CEO of the Board and to the Drugs and Poisons Unit, Department of Human Services.

Dated 18 December 2003

JOHN H. SMITH
Deputy CEO

Medical Practice Act 1994

NOTICE

Re: Dr Alfred Harold Leitmanis

A Panel of the Medical Practitioners Board of Victoria on 16 December 2003 concluded a Formal Hearing into the professional conduct of Dr Alfred Harold Leitmanis, a registered medical practitioner.

The Panel determined pursuant to section 45A(1)(a) of the **Medical Practice Act 1994** ("the Act") that Dr Leitmanis had engaged in unprofessional conduct of a serious nature.

The Panel further determined:

- pursuant to section 45A(2)(h) of the Act, the medical registration of Dr Leitmanis is cancelled effective from end of business on Friday 16 January 2004;
- pursuant to section 45A(2)(i) of the Act, Dr Leitmanis is disqualified from applying for registration for a period of two years.

Dated 18 December 2003

JOHN H. SMITH
Deputy CEO

Road Safety Act 1986

2004 PORSCHE MT BULLER SPRINT

Under section 68 (3) of the **Road Safety Act 1986**, I declare that sub-sections (1) and (2) of section 68 of the Act shall not apply with respect to the event known as the Porsche Mt Buller Sprint on the Mt Buller Tourists Road between Mirimbah and Mt Buller from 25 January to 26 January 2004.

Dated 18 December 2003

BRUCE SWEET
Regional Manager
VicRoads — North Eastern Victoria
delegate of the Minister for Transport

Subordinate Legislation Act 1994

NOTICE OF PREPARATION OF REGULATORY IMPACT STATEMENT

Fisheries (Fees, Levies and Royalties) Regulations 2004

Notice is given in accordance with section 11 of the **Subordinate Legislation Act 1994**, that a Regulatory Impact Statement (RIS) has been prepared in relation to the Fisheries (Fees, Levies and Royalties) Regulations 2004.

The reason for, and objective of the Proposed Regulations is to amend the Fisheries Regulations 1998 to provide for implementation of a phased cost recovery program. The proposed regulations will amend various fees and levies charged annually to fisheries access licence holders and other licence holders managed under the **Fisheries Act 1995**.

The proposed regulations contain a CPI increase on a number of fees and levies which are not subject to this RIS. The focus of this RIS is on the provision to increase the levies associated with management, compliance and research and the levy collected on behalf of the Fisheries Research and Development Corporation (FRDC) (a federal agency).

The proposed regulatory changes include:

- creation of new licence categories. The application of a cost-recovery program will require that the definition of beneficiaries within the cost attribution recording system mirror the description of licences, as they are the link to the beneficiary and the recovery of costs. Licences will be defined in terms of zones (abalone and rock lobster) and species or areas (aquaculture private and public land);
- increases in the fisheries management services levies. These levies have been categorised into three broad areas: (i) management, (ii) compliance and (iii) research;
- the FRDC levy has been proportionally set according to the value of the fishery based on GVP. The total amount of funds gathered through this levy will equal approximately 0.25% of total GVP (wild harvest and aquaculture);
- the setting of the abalone royalty against the GVP of the fishery;
- the introduction of Developmental Fishery levy for the Jellyfish Developmental Fishery.

Copies of the RIS and the Proposed Regulations may be obtained from the Information Centre, Department of Primary Industries, Ground Floor, 8 Nicholson Street, East Melbourne 3002, or by telephoning 13 61 86 between 8.30 am and 5.30 pm or on the internet at <http://www.dpi.vic.gov.au/fishing>

Public comments are invited on the RIS and accompanying Regulations. All comments must be in writing and must be sent to Peter Rawlinson, Senior Policy Officer, Fisheries Victoria, Level 6/232 Victoria Parade, East Melbourne 3002 by no later than 5 pm Friday 13 February 2004.

Dated 18 December 2003

BOB CAMERON
Minister for Agriculture

**Sports Event Ticketing
(Fair Access) Act 2002**

DECLARATION OF AN EVENT

In pursuance of the powers conferred by Part 2 of the **Sports Event Ticketing (Fair Access) Act 2002**, I, Justin Madden, Minister for Sport and Recreation, after having given notice of intent, hereby declare the 2004 Australian Football League Grand Final as a declared event. This declaration only applies for the holding of the event in 2004.

JUSTIN MADDEN MLC
Minister for Sport and Recreation

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 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 application; and
- (c) send or deliver
 - (i) where the objection is not made by the officer in charge of the police district in which the Court is situated — a copy of the notice to such officer; and
 - (ii) where the objection is not made by the Registrar or Deputy Registrar—a copy to the Registrar.

<i>Full name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Place of Abode of Applicant or Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Arthur John Nixon	11 Palara Court, Montmorency	Shield Mercantile P/L	169 Queen Street, Melbourne 3000	Commercial Sub-Agents Licence

<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>
Angela Orikiy	7 Brownlow Court, Lara 3212	Receivables P/L	55 King Street, Melbourne 3000	Commercial Sub-Agents Licence
Peter Kyrakou	15 Aylmer Street, North Balwyn 3104	Peter Kyrakou	15 Aylmer Street, North Balwyn 3104	Commercial Sub-Agents Licence
Annie Su	50 St Andrews Drive, Sunshine North 3020	Receivables P/L	363 King Street, Melbourne	Commercial Sub-Agents Licence
Bilal G. Hassan	8/2 Passfield Street, Brunswick West 3065	Receivables P/L	363 King Street, Melbourne	Commercial Sub-Agents Licence
Sofia Carla Pace	9 Purnall Street, Altona 3028	Receivables P/L	55 King Street, Melbourne	Commercial Sub-Agents Licence
Jacqueline Willis	3/552 Buckley Street, Keilor East 3033	Shield Mercantile P/L	169 Queen Street, Melbourne 3000	Commercial Sub-Agents Licence

Dated at Melbourne 22 December 2003

GRAEME J. HORSBURGH
Registrar of the Magistrates' Court

Crown Land (Reserves) Act 1978

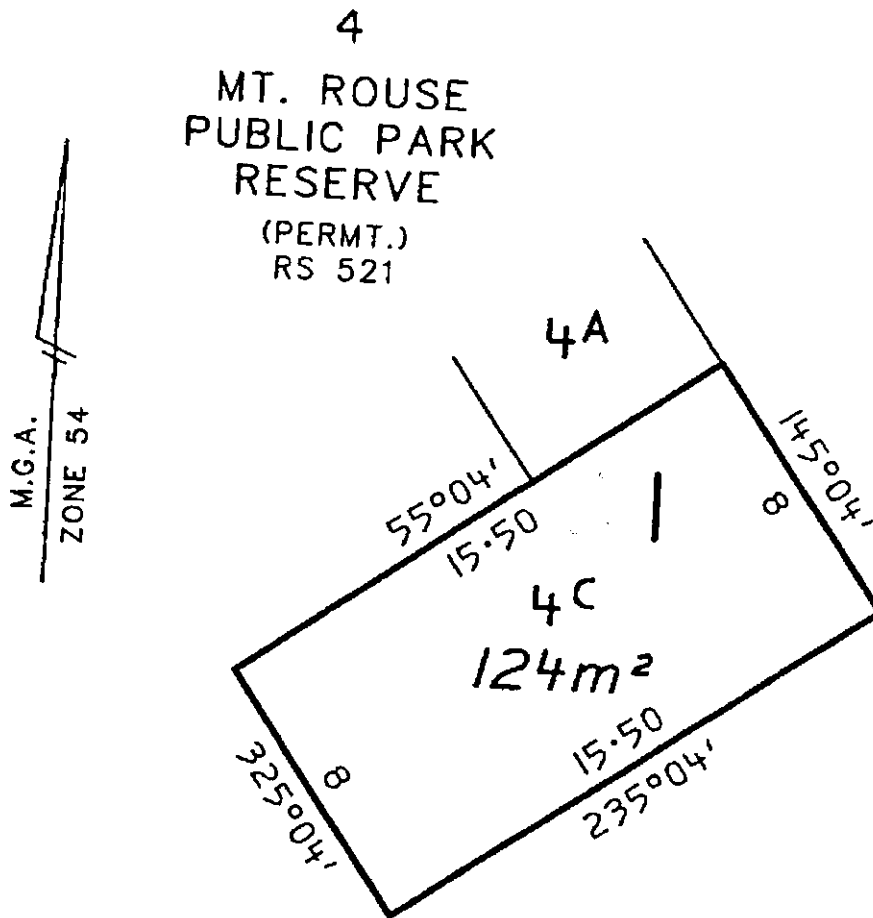
ORDER GIVING APPROVAL TO GRANT OF A LEASE UNDER SECTIONS 17D AND 17DA

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978**, I, 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 Win Television Vic. Pty Ltd by the Southern Grampians Shire Council as the Committee of Management, for an initial term of ten years with two further options each of five years for an aggregate term of twenty years being for the purpose of construction, maintenance and operation of a telecommunications network and telecommunications service over the area of Crown land being part of the Mt Rouse Public Park 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 as Allotment 4C, Section 1, Parish of Purdeet more particularly shown on Original Plan numbered OP122024, being part of the land permanently reserved by Order in Council of 19 August 1872 as a site for Public Park and by Notice published in the Government Gazette of 1872, page 1852.



Rs 521 & L2/4741
Dated 11 December 2003

MARY DELAHUNTY, MP
Minister for Planning

Melbourne City Link Act 1995

MELBOURNE CITY LINK (GENERAL) REGULATIONS 1999

Notice in Connection with Regulation 202

CityLink Melbourne Limited ACN 070 810 678 (the relevant corporation in relation to the Extension road) ("CityLink Melbourne"), hereby gives notice that, with effect on and from 19 December 2003, CityLink Melbourne exempts in accordance with regulation 202 of the Melbourne City Link (General) Regulations 1999 ("the Regulations"), each Taxi which CityLink Melbourne detects in a toll zone on the Extension road from the requirement to be registered for the use of the Extension road under Part 4 of the **Melbourne City Link Act 1995** ("the Act").

This exemption will cease on and from the earliest of:

- (1) 31 December 2006; and
- (2) the date that this Notice is revoked by notice by CityLink Melbourne.

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

- (a) **Extension road** has the same meaning as in the Act;
- (b) **Link road** has the same meaning as in the Act;
- (c) **relevant corporation** has the same meaning as in section 73 of the Act;
- (d) **the Extension Agreement** has the same meaning as in the Act;
- (e) **the Integration and Facilitation Agreement** has the same meaning as in the Act;
- (f) **toll zone** has the same meaning as in the Act;
- (g) **Taxi** is, at any particular time, a vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for operation of the vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**); and
- (h) **vehicle** has the same meaning as in the Act.

For the avoidance of doubt, this Notice does not exempt any Taxi from the requirement to be registered in respect of any use of the Link road.

Dated 19 December 2003

The common seal of
CITYLINK MELBOURNE LIMITED
is affixed to this document in the presence of:

K EDWARDS
Director
CityLink Melbourne Limited
(ACN 070 810 678)

G R PHILLIPS
Company Secretary
CityLink Melbourne Limited
(ACN 070 810 678)

Emergency Management Act 1986 (Vic)
Essential Services Commission Act 2001 (Vic)
MEMORANDUM OF UNDERSTANDING BETWEEN
THE ESSENTIAL SERVICES COMMISSION AND
THE EMERGENCY SERVICES COMMISSION

THIS MEMORANDUM is made on 19 December 2003

PARTIES: ESSENTIAL SERVICES COMMISSION
and EMERGENCY SERVICES COMMISSIONER

BACKGROUND:

- A. The Emergency Services Commissioner is a prescribed agency for the purposes of the ESC Act.
- B. The parties have entered into this memorandum of understanding to provide for consultation between them and the integration and co-ordination of their regulatory and other activities, in accordance with sections 15 and 16 of the ESC Act.

OPERATIVE PROVISIONS:

1. Definitions

In this memorandum, including the background:

“**EM Act**” means the **Emergency Management Act 1986 (Vic)**;

“**ESC Act**” means the **Essential Services Commission Act 2001 (Vic)**;

“**Essential Services Commission**” means the statutory body as described in the ESC Act (“ESC”);

“**Emergency Services Commissioner**” means the person appointed under the section 21B of the EM Act (“the Commissioner”);

“**prescribed agency**” has the same meaning as in the ESC Act;

“**regulated industry**” has the same meaning as in the ESC Act; and

“**emergency management**” has the same meaning as in the EM Act.

2 Objectives and purpose of this memorandum

This memorandum seeks to:

- (a) ensure that the regulatory and decision making processes of the parties in relation to regulated industries and emergency management are closely integrated and better informed;
- (b) avoid overlap or conflict between regulatory schemes (either existing or proposed) affecting regulated industries;
- (c) provide for sharing information between the parties in the context of their respective roles in relation to emergency management in and for regulated industries;
- (d) promote the adoption of a best practice approach to regulation; and
- (e) assist in ensuring that ESC is in a position to have regard to relevant emergency management legislation and the encouragement of best practice emergency management in its decision making in relation to regulated industries.

3. The role of ESC

3.1 The ESC currently has functions relating to the economic regulation of the electricity, gas, ports, grain handling, freight rail, taxi, hire car, tow truck, statutory insurance and water industries. Its specific functions are:

- (a) to perform such functions as are conferred by the ESC Act and the relevant legislation under which a regulated industry operates;

- (b) to advise the relevant Minister on matters relating to the economic regulation of regulated industries, including reliability issues;
 - (c) when requested by the Minister to do so, to conduct an inquiry into any systemic reliability of supply issues related to a regulated industry or other essential service specified by the Minister in the request;
 - (d) to conduct inquiries and report under the ESC Act on matters relating to regulated industries;
 - (e) to make determinations in accordance with the ESC Act;
 - (f) to make recommendations to the Minister as to whether an industry which provides an essential service should become a regulated industry or whether a regulated industry should continue to be a regulated industry;
 - (g) to conduct public education programs for the purpose of promoting its objectives under the ESC Act and the relevant legislation and in relation to significant changes in the regulation of a regulated industry;
 - (h) to advise the Minister in relation to any other matter referred to ESC by the Minister; and
 - (i) to administer the ESC Act.
- 3.2 The ESC's primary objective in performing those functions is to protect the long-term interests of Victorian consumers with regard to the price, quality and reliability of essential services. In seeking to achieve that primary objective, the ESC must have regard to the following facilitating objectives:
- (a) to facilitate efficiency in regulated industries and the incentive for efficient long-term investment;
 - (b) to facilitate the financial viability of regulated industries;
 - (c) to ensure that the misuse of monopoly or non-transitory market power is prevented;
 - (d) to facilitate effective competition and promote competitive market conduct;
 - (e) to ensure that regulatory decision making has regard to the relevant health, safety, environmental and social legislation applying to the regulated industry;
 - (f) to ensure that users and consumers (including low-income or vulnerable customers) benefit from the gains from competition and efficiency; and
 - (g) to promote consistency in regulation between States and on a national basis.
- 3.3 The ESC must also perform its functions and exercise its powers in such a manner as the Commission considers best achieves any objectives specified in the relevant legislation under which a regulated industry operates.
- 4. The role of the Commissioner**
- 4.1 The Commissioner has the following functions:
- (a) to establish and monitor standards for the prevention and management of emergencies to be adopted by all emergency services agencies as defined in the EM Act;
 - (b) to advise, make recommendations and report to the Minister on any issue in relation to emergency management;
 - (c) to encourage and facilitate co-operation between all agencies to achieve the most effective utilisation of all services;
 - (d) to act as Executive Officer of the Victoria Emergency Management Council ; and
 - (e) any other function conferred on the Commissioner by or under the EM Act or any other Act.

- 4.2 The Commissioner's primary objective in performing these functions is to protect the Victorian community by making it safety aware and by ensuring appropriate emergency prevention, response and recovery procedures are in place. The Commissioner seeks to:
- (a) provide leadership on emergency management issues;
 - (b) coordinate whole of Government and emergency services management activities;
 - (c) engage and consult the community on emergency management issues; and
 - (d) promote emergency management and community awareness initiatives.

5 How the parties will consult

- 5.1 Where relevant, the ESC will, as early as practicable, consult with the Commissioner:
- (a) in the making of a determination;
 - (b) in the conduct of an inquiry or investigation, after first consulting with the Minister; and
 - (c) in preparing and reviewing the ESC's Charter of Consultation and Regulatory Practice.
- 5.2 The Commissioner will, if requested in writing by ESC to do so, consult with ESC:
- (a) in relation to any matter specified by the Commission which is relevant to its objectives or functions; and
 - (b) in respect of a matter specified by the ESC which may impact on a regulated industry.
- 5.3 The ESC will, if requested by the Commissioner to do so, consult with the Commissioner in respect of a matter specified by the Commissioner which may impact on emergency management in Victoria.
- 5.4 Each party having regard to their respective roles will:
- (a) consult with and involve the other in the performance of any function that has or is likely to have material implications for the other, or which is relevant to its objectives or functions;
 - (b) ensure that such consultation occurs as early as practicable in the parties' regulatory, advisory or decision making processes;
 - (c) on request, provide the other with timely advice on regulatory matters for which it is responsible;
 - (d) promptly inform the other of any material changes to its role or to the regulatory arrangements it administers;
 - (e) exchange details of annual work programs to the extent that they are relevant to the role of the other;
 - (f) provide the other with advance notice of its intention to undertake a major review or activity that will or may have material implications for the other;
 - (g) identify opportunities to coordinate strategic planning and undertake knowledge sharing initiatives to optimise material understanding of roles and strategic directions;
 - (h) identify relevant project officers to allow for the coordination of particular regulatory projects; and
 - (i) publish this memorandum on its website.

6 How the parties will manage their relationship and resolve disputes

- 6.1 Each party will ensure that, at all times while this memorandum is in force, one of its staff members is designated and known to the other as its contact officer for the purposes of this memorandum.

- 6.2 At the date of this memorandum, the contact officer for the Commission is Ms Natalia Southern, and the contact officer for the Commissioner is Mr Gordan Ivancic. Each party will give notice of any change to its contact officer to the other, promptly after the change is made.
- 6.3 Each party will ensure that its contact officer:
 - (a) makes himself (or an alternate) available at all relevant times to address any questions, concerns or disputes arising out of the operation of this memorandum which are raised by either party;
 - (b) instigates periodic (and in any event not less than every third year) reviews of this memorandum directed, in particular, to the potential for improvement in its terms or operation and to the effect (if any) of regulatory change on its terms, operation or utility; and
 - (c) arranges (in conjunction with the other's contact officer) such meetings of appropriate staff of the parties as and when necessary or desirable to facilitate the efficient and effective operation of this memorandum and including, in any event, a meeting of respective contact officers (or alternate) of the parties no less frequently than annually.
- 6.4 If there is a dispute between the parties as to the terms or operation of this memorandum, each party will ensure that its contact officer endeavours in good faith to resolve that dispute with the other's contact officer. If, however, a contact officer gives notice to the other party's contact officer of the view that the dispute is unlikely to be resolved by discussions between the contact officers, then each party's contact officer must promptly:
 - (a) brief the party's responsible head (or their nominee) of details of the relevant dispute; and
 - (b) arrange with the other's contact officer for a meeting of the responsible head of the parties (or their respective nominees), with the objective of settling the dispute amicably.

7. Use and disclosure of information

- 7.1 The capacity of a party to use or disclose information, or take information into account, is or may be (depending on the nature or source of the information) restricted by law.
- 7.2 If a party discloses information to the other party under this memorandum, the disclosing party may place restrictions on the recipient's use or disclosure of that information, being restrictions it believes in good faith are necessary for compliance with binding restrictions on disclosure. A party receiving information will observe any such restriction noting, however, that this requirement does not limit:
 - (a) any other legal obligation of a party relating to the disclosure or use of information; and
 - (b) any right of a party concerning information obtained otherwise than under this memorandum.

EXECUTED AS A MEMORANDUM BY:

THE COMMON SEAL of the ESSENTIAL)
 SERVICES COMMISSION was affixed pursuant)
 to the authority of the Commission)

JOHN C. TAMBLYN
 Chairperson

THE COMMON SEAL of the EMERGENCY)
 SERVICES COMMISSIONER is duly)
 affixed by the)

BRUCE ESPLIN
 Emergency Services Commissioner

Melbourne City Link Act 1995**NOTICE OF VARIATION TO THE INTEGRATION AND FACILITATION AGREEMENT
AND OF THE PUBLICATION OF "STATEMENT OF VARIATION NO. 1/2003:
DETAILED TOLLING STRATEGY"**

Notice is hereby given of a variation, described in the Schedule below, to the provisions of the "Integration and Facilitation Agreement" within the meaning of the **Melbourne City Link Act 1995** ("the Act"). The variation has been made in accordance with the terms of that Agreement and section 15B of the Act.

The variation consists of a Detailed Tolling Strategy (in accordance with the Toll Calculation Schedule set out in Schedule 4 to the Integration and Facilitation Agreement), constituted by—

- a. a submission by CityLink Melbourne Limited on behalf of itself and City Link Extension Pty Ltd, and
- b. approval of the submission by the Minister for Transport for and on behalf of the State, subject to conditions and limitations.

The variation comes into operation on 1 January 2004 as specified in the Statement of Variation.

The Statement of Variation (called "Statement of Variation No. 1/2003: Detailed Tolling Strategy") may be inspected free of charge during office hours at:

- (a) The Planning Information Centre, Department of Sustainability and Environment, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000.
- (b) The Office of the Director, Melbourne City Link, 60 Denmark Street, Kew 3101.

SCHEDULE

The Detailed Tolling Strategy replaces all previous detailed tolling strategies with the exception of the elements addressing the toll for rental vehicles approved in the detailed tolling strategies published in the Gazette No. S98 on 28 June 2001 and Gazette No. S36 on 23 March 2001 that have not expired which continue to apply, enabling—

- CityLink Melbourne Limited to charge tolls in respect of the use of, or the right to use, the City Link, and
- City Link Extension Pty Ltd to charge tolls in respect of the use of, or the right to use, the Exhibition Street Extension—

at levels different from (but not exceeding) those otherwise permitted under the Toll Calculation Schedule.

The proposal submitted by CityLink Melbourne Limited sought approval of a detailed tolling strategy which enables:

- a "Tulla Pass", being a Day Pass that allows motorists to use the Tullamarine Freeway Upgrade (only) at a discounted rate; and
- a period of free travel for Motorcycles on the Link and Exhibition Street Extension until 30 June 2004.

The State has approved the detailed tolling strategy, subject to the following limitations and conditions:

- (i) the State may withdraw its approval by giving seven days' written notice at any time following any failure to toll in accordance with an approved tolling strategy. Section 70 of the Act also applies;
- (ii) the State's approval is for the purposes of the Toll Calculation Schedule only and does not otherwise affect any of the parties' rights or obligations under any Project Document (as defined in the Agreement for the Melbourne City Link) or ESEP Project Document (as defined in the Agreement for the Exhibition Street Extension Project);

- (iii) "Toll Calculation Schedule" means the Toll Calculation Schedule set out in Schedule 4 to the Agreement for Integrating and Facilitating the Project and Exhibition Street Extension Project; and
- (iv) the detailed tolling strategy is not revocable by CityLink Melbourne Limited in part or in whole without the State's prior written consent.

The following table summarises the Detailed Tolling Strategy submitted by CityLink Melbourne Limited and the State's approval:

CityLink Melbourne Limited Submission:		Terms of State Approval:	
Toll	Duration	Toll	Duration
Tulla Pass \$3.40 (Car) \$5.45 (Light Commercial Vehicle)	From 1 January 2004	Approved	Approved
Motor Cycles: No toll.	Until 30 June 2004	Approved	Approved

Dated 23 December 2003

GLEN DAVIS
Director, Melbourne City Link

Melbourne City Link Act 1995

NOTICE OF MAKING OF AGREEMENT VARYING THE AGREEMENT FOR THE MELBOURNE CITY LINK

In accordance with section 15(1B) of the **Melbourne City Link Act 1995**, notice is hereby given of the making of the "Melbourne City Link Nineteenth Amending Deed" ("the amending Agreement"), dated 23 December 2003, which varies the provisions of "the Agreement" as defined in that Act.

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

The amending Agreement may be inspected free of charge during office hours at the Planning Information Centre, Department of Sustainability and Environment, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000 and at the Office of the Director, Melbourne City Link, 60 Denmark Street, Kew 3101.

Dated 23 December 2003

GLEN DAVIS
Director, Melbourne City Link

Melbourne City Link Act 1995

NOTICE OF MAKING OF AGREEMENT VARYING THE INTEGRATION AND FACILITATION AGREEMENT

In accordance with section 15B(3) of the **Melbourne City Link Act 1995**, notice is hereby given of the making of the "City Link and Extension Projects Integration and Facilitation Agreement Eleventh Amending Deed" ("the amending Agreement"), dated 23 December 2003, which varies the provisions of "the Integration and Facilitation Agreement" as defined in that Act.

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

The amending Agreement may be inspected free of charge during office hours at the Planning Information Centre, Department of Sustainability and Environment, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000 and at the Office of the Director, Melbourne City Link, 60 Denmark Street, Kew 3101.

Dated 23 December 2003

GLEN DAVIS
Director, Melbourne City Link

Melbourne City Link Act 1995

NOTICE OF MAKING OF AGREEMENT VARYING THE EXTENSION AGREEMENT

In accordance with section 15D(4) of the **Melbourne City Link Act 1995**, notice is hereby given of the making of the "Exhibition Street Extension Seventh Amending Deed" ("the amending Agreement"), dated 23 December 2003, which varies the provisions of "the Extension Agreement" as defined in that Act.

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

The amending Agreement may be inspected free of charge during office hours at the Planning Information Centre, Department of Sustainability and Environment, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000 and at the Office of the Director, Melbourne City Link, 60 Denmark Street, Kew 3101.

Dated 23 December 2003

GLEN DAVIS
Director, Melbourne City Link

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:

- | | |
|-------------------------------|------------------------------------------------------------------------------------------------------------|
| 147. <i>Statutory Rule:</i> | Victims of Crime Assistance (Delegation) Regulations 2003 |
| <i>Authorising Act:</i> | Victims of Crime Assistance Act 1996 |
| <i>Date first obtainable:</i> | 23 December 2003 |
| <i>Code A</i> | |
| 148. <i>Statutory Rule:</i> | Estate Agents (Contracts) (Amendment) Regulations 2003 |
| <i>Authorising Act:</i> | Estate Agents Act 1980 |
| <i>Date first obtainable:</i> | 23 December 2003 |
| <i>Code A</i> | |
| 149. <i>Statutory Rule:</i> | Electricity Safety (Management) (Amendment) Regulations 2003 |
| <i>Authorising Act:</i> | Electricity Safety Act 1998 |
| <i>Date first obtainable:</i> | 23 December 2003 |
| <i>Code A</i> | |
| 150. <i>Statutory Rule:</i> | National Parks (Fees and Charges) (Amendment) Regulations 2003 |
| <i>Authorising Act:</i> | National Parks Act 1975 |
| <i>Date first obtainable:</i> | 23 December 2003 |
| <i>Code A</i> | |
| 151. <i>Statutory Rule:</i> | Subordinate Legislation (Royal Botanic Gardens Regulations 1994 — Extension of Operation) Regulations 2003 |
| <i>Authorising Act:</i> | Subordinate Legislation Act 1994 |

Date first obtainable: 23 December 2003
Code A

152. *Statutory Rule:* Land Act (Fees) Regulations 2003

Authorising Act: Land Act 1958
Date first obtainable: 23 December 2003
Code A

153. *Statutory Rule:* Valuation of Land (General Valuation) Regulations 2003

Authorising Act: Valuation of Land Act 1960
Date first obtainable: 23 December 2003
Code B

154. *Statutory Rule:* Firearms (Handguns) Regulations 2003

Authorising Act: Firearms Act 1996
Date first obtainable: 23 December 2003
Code B

155. *Statutory Rule:* Police (Amendment) Regulations 2003

Authorising Act: Police Regulation Act 1958
Date first obtainable: 23 December 2003
Code A

156. *Statutory Rule:* Transport Accident (Prescribed Severe Injury) Regulations 2003

Authorising Act: Transport Accident Act 1986
Date first obtainable: 23 December 2003
Code A

157. *Statutory Rule:* Occupational Health and Safety (Asbestos) (Amendment) Regulations 2003

Authorising Act: Occupational Health and Safety Act 1985
Dangerous Goods Act 1985

Date first obtainable: 23 December 2003
Code A

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ISSN 0819-5471



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