



Victoria Government Gazette

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GENERAL

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As from 11 November 2004

The last Special Gazette was No. 232 dated 10 November 2004.

The last Periodical Gazette was No. 2 dated 23 September 2004.

How To Submit Copy

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Copies of recent Special Gazettes can now be viewed at the following display cabinets:

- 1 Treasury Place, Melbourne (behind the Old Treasury Building), and
 - Craftsman Press Pty Ltd, 125 Highbury Road, Burwood 3125
(front of building).
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PRIVATE ADVERTISEMENTS**DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the partnership previously subsisting between Dena Melissa Whatford and Sammy Patane carrying on business as a beauty clinic at Shop 8, 127 Fryers Street, Shepparton, under the name of Skin Survival Beauty Clinic, has been dissolved as from 26 October 2004 so far as concerns the said Sammy Patane who retires from the said firm.

SAMMY PATANE

DAVID RAINE CHARLAND, late of Unit 2, 65 The Righi, Eaglemont, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 17 September 2004, are required by Simon Dent Gould, the executor of the deceased's Will, to send particulars of their claim to the said executor care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date he will convey or distribute the assets having regard only to the claims of which he then has notice.

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

Re: RICHARD TEMPLETON GETHING, late of Templestowe Grange Aged Care Facility of 1-11 Innisfallen Avenue, Templestowe, Victoria, retired member of the armed forces, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 May 2004, are required by the trustee, Equity Trustees Limited (ACN 46 004 031 298), in the Will called The Equity Trustees Executors and Agency Company Limited of Level 2, 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee by 12 January 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

AITKEN WALKER & STRACHAN, solicitors,
2nd Floor, 114 William Street, Melbourne 3000.

WILLIAM MAYNARD ORD, late of 27 Macleod Parade, Macleod West, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 April 2004, are required by Equity Trustees Limited, ACN 004 031 298, and Ruth Anne Ord Evans, the proving executors of the Will of the deceased, to send particulars of their claims to the executors in the care of the undermentioned solicitor by 12 January 2005 after which date the executors may convey or distribute the assets having regard only to the claims of which they then have notice.

ANDREW G. J. ROWAN, solicitor,
239 Church Street, Richmond 3121.

ESTHER ETHEL FARTHING, late of Sunrise Private Nursing Home, 2 Sunrise Drive, Mulgrave, Victoria, home duties, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 16 September 2004, are required by the executors, Delysia Esmay Farthing of 8 Raymond Road, Rowville, Victoria, and Walter Frederick Farthing of 21 Karamooka Road, Healesville, Victoria, to send particulars thereof to them care of the office of Messrs Aughtersons, 267 Maroondah Highway, Ringwood, within sixty days from the date of publication of this notice, after which date the executors will distribute the estate having regard only to the claims of which they have notice.

AUGHTERSONS,
current practitioners for the executrix,
267 Maroondah Highway, Ringwood 3134.

Re: PASQUALE FRANCESCO TRINCI, late of 60 Parkview Drive, Swan Hill, Victoria, farmer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 June 2004, are required by the trustee, Francesco Trinci of 1449 Etiwanda Avenue, Mildura, Victoria, to send particulars to the undermentioned solicitors by 10 January 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

BASILE PINO & CO., solicitors,
213 Campbell Street, Swan Hill 3585.

Re: The trustee of the Will and Codicils of GEORGE GALBRAITH, deceased, and ANN PLAYFOOT, deceased.

Creditors, next-of-kin and others having a claim against or an interest in the abovementioned Instruments by virtue of the death of ANN PLAYFOOT of 10 McGregor Street, Canterbury, Victoria, Australia, fine art dealer, deceased, who died on 3 November 1995, are required to send particulars in writing of such claim or interest to the undersigned, the solicitors acting for the Pacific Century Trust, PO Box 3170, Honolulu, Hawaii 96802-9966, United States of America (the trustee of the George Galbraith Trust Estate) by 10 January 2005, after which date the said trustee of the abovementioned trust will distribute among the persons entitled thereto the share or interest in the George Galbraith Trust Estate to which the said Ann Playfoot was entitled, having regard only to the claims of which the trustee then has notice.

BOODLE HATFIELD, solicitors,
61 Brooke Street, London W1K 2BL, UK.

Re: ALAN HENRY PROUSE, late of 16 Buckingham Drive, Rowville, Victoria, but formerly of 8 Jenkins Street, Noble Park, Victoria, retired accountant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 July 2004, are required by the trustee, Roma Merle Prouse of 16 Buckingham Drive, Rowville, Victoria, widow, to send particulars to the trustee by 27 January 2005 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 or others having claims in respect of the estate of ARTHUR HENRY HELLIER, late of Ti Tree Gardens Aged Care, Rosebud, in the State of Victoria, deceased, who died on 29 August 2004, are to send particulars of their claims to the executor care of the undermentioned solicitors by 13 January 2005 after which date the executor will distribute the assets having regard only to the claims of which he then has notice.

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

Re: Estate of GRAHAM BRIAN CONNOR, late of 2/43 Edward Street, Macleod, Victoria, company director, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 November 2000, are required by the personal representative, John Francis Dunk of 87 Lansborough Street, Warragul, Victoria, to send particulars to him care of the undermentioned solicitors by 14 January 2005 after which date the personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.

FOSTER HART, lawyers,
Level 14,
565 Bourke Street, Melbourne, Victoria 3000.
Ref: DVD: 222929

Re: UANITA JESSIE HINTON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 July 2004, are required by the trustees, Mary Grace Manson and Dorothy Uanita Edgar, to send particulars to the trustees by 12 January 2005 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.

Re: MABEL LILLIAN GRACIE, late of Condare Court, 8 Joffre Street, Burwood, Victoria, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 June 2004, are required by the executor, Equity Trustees Limited, ACN 004 031 298, of Level 2, 575 Bourke Street, Melbourne, Victoria, to send particulars of their claims to the executor care of James Higgins & Co., 443 Little Collins Street, Melbourne by 11 January 2005 after which date the executor will convey or distribute the assets having regard only to the claims of which the executor then has notice.

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

ELLEN AGNES HOMANN, late of Fred Combridge House, 1A Campbell Grove, Northcote, Victoria 3070, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 February 2004, are required by Bruce Malcolm King, the executor of the Will of the deceased, to send particulars of their claims to him care of the undermentioned solicitor by 31 January 2005 after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

KIRBY & CO., solicitors,
Level 4, 488 Bourke Street, Melbourne 3000.

Re: LENA MAY WEIGALL, late of View Hills Manor, 55 Heatherton Road, Endeavour Hills, Victoria, nurse, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 August 2004, are required by the executor, Marjorie Helen Dowie, to send particulars to her care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date the executor will convey or distribute the assets, having regard only to the claims of which she then has notice.

LYTTLETONS, solicitors,
53 Marcus Road, Dingley.

Re: NANCE STRUSS, late of "Karana", 55 Walpole Street, Kew, Victoria, gentlewoman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 September 2004, are required by the trustee, Perpetual Trustees Victoria Limited of 360 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 11 January 2005 after which date the trustee 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: FLORENCE MURIEL TAYLOR, late of 21 Coppin Road, Sorrento, Victoria, gentlewoman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 August 2004, are required by the trustee, Perpetual Trustees Victoria Limited of 360 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 11 January 2005 after which date the trustee 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: ETHEL THOMSON, late of Acland Grange, 166-168 Barkly Street, St Kilda, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 August 2004, are required by the trustee, Perpetual Trustees Consolidated Limited of 360 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 11 January 2005 after which date the trustee 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.

GLADYS EVELYN HARVEY, late of Central Park Nursing Home, 101 Punt Road, Windsor, Victoria, but formerly of Unit 40, Oak Grange, 695 Hawthorn Road, East Brighton, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 July 2004, are required by the trustee, Equity Trustees Limited of 575 Bourke Street, Melbourne, Victoria, unrelated, to send particulars to the trustee by 18 January 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

McGRATH CAREY, lawyers,
Level 1, 85-87 Charles Street, Kew 3101.

DONALD LONG, late of 39 Archer Avenue, Sunbury, in the State of Victoria.

Creditors, next-of-kin and others having claim in respect of the estate of the above

deceased, who died at Epping on 1 December 2003, are required by the executors and trustees of the said deceased, Jeffrey Mark Long and Deborah Ann Nagle, both care of McNab, McNab & Starke of 21 Keilor Road, Essendon, to send particulars to them by 13 January 2005 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: (03) 9379 2819.

Re: JOHN MONTAGU MURRAY CLUBE, late of 7 Grant Street, Daylesford, Victoria, retired gentleman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovementioned deceased, who died on 10 June 2004, are required by the trustee, Liliana Clube of 7 Grant Street, Daylesford, Victoria, to send particulars to the trustee by 14 January 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MM&R PTY LTD, barristers and solicitors,
526 Whitehorse Road, Mitcham, Vic. 3132.

Re: EDMUND ARTHUR TOWNS, late of Pardews Lane, Orbost, Victoria, unemployed.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 August 2004, are required by Ann Maree Towns of Pardews Lane, Orbost, Victoria, and Robert Trevor Towns of Pardews Lane, Orbost, Victoria, the executors appointed in the Will, to send particulars of any such claim to the solicitors referred to below so that such particulars are received by such solicitors on or prior to 13 January 2005 after which date the executors may convey or distribute the assets having regard only to the claims of which they then have notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of ALBERTA GOLEBIEWSKI, late of 8 Hemphill Road, Sunshine, in the State of Victoria, pensioner, deceased, who died on 19 July 2004, are required to send particulars of such claims to the executor care of the undermentioned solicitors by 10 January 2005 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 La Trobe Street, Melbourne.

Creditors, next-of-kin and others having claims in respect of the estate of MIECZYSLAW SIWEK, late of 8 Crampton Court, Hoppers Crossing, in the State of Victoria, pensioner, deceased, who died on 16 October 2004, are required to send particulars of such claims to the executor care of the undermentioned solicitors by 10 January 2005 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 La Trobe Street, Melbourne.

Re: GRAHAM JOHN DAVIES, late of 3/13 Thompson Crescent, Bendigo, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 April 2004, are required by the trustee, Sandhurst Trustees Limited, ABN 16 004 030 737, of 18 View Street, Bendigo, Victoria, the executor, to send particulars to the trustee by 11 January 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

SANDHURST TRUSTEES LIMITED,
18 View Street, Bendigo 3550.

Re: RICHARD ELLETT, late of 94 Harley Street, Bendigo, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 March 2004, are required by

the trustee, Sandhurst Trustees Limited, ABN 16 004 030 737, of 18 View Street, Bendigo, Victoria, the executor, to send particulars to the trustee by 11 January 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

SANDHURST TRUSTEES LIMITED,
18 View Street, Bendigo 3550.

Re: IRENA GRACE WILKINSON, late of "Kirkbrae", 2 Harrison Way, Kilsyth, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 October 2004, are required by the trustees, Alan Sibcy Wilkinson of 6 Talbett Road, Burwood, Victoria, the nephew and Arthur Christopher Wilkinson of 20 Simpson Drive, Mount Waverley, Victoria, the nephew, to send particulars to the trustees by 6 October 2005 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

SHARROCK PITMAN LEGAL,
lawyers & consultants,
1st Floor, 53 Kingsway, Glen Waverley 3150.

SHEILA ANDREW, late of 42 Wilsons Road, Mornington, Victoria, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 August 2004, are required by the executrix, Mary Agnes Andrew of 42 Wilsons Road, Mornington, Victoria, to send particulars to her by 15 January 2005 after which date the executrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

STIDSTON & WILLIAMS WEBLAW,
solicitors,
Suite 1, 10 Blamey Place, Mornington.

PAULA JEAN LEE, late of Graceland Manor, 508 Glenhuntly Road, Elsternwick, Victoria, spinster, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on

13 August 2004, are required to send particulars of their claims to the executor, Timothy John Mulvany, care of the undermentioned solicitors by 13 January 2005 after which date the said executor will distribute the assets having regard only to the claims of which he then has notice.

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

Re: GWENDOLINE IRENE GWILLIM, late of Eliza Lodge, 347 Nepean Highway, Frankston, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 November 2003, are required by the trustee, Neil Francis Falconer, to send particulars to the trustee care of the undermentioned solicitors by 11 January 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

WHITE CLELAND PTY, solicitors,
Level 3, 454 Nepean Highway, Frankston 3199.

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. 72/2004 **Children and Young Persons (Age Jurisdiction) Act 2004**

No. 73/2004 **Constitution (Recognition of Aboriginal People) Act 2004**

No. 74/2004 **Drugs, Poisons and Controlled Substances and Therapeutic Goods (Victoria) Acts (Amendment) Act 2004**

No. 75/2004 **Essential Services Commission (Amendment) Act 2004**

No. 76/2004 **Limitation of Actions (Adverse Possession) Act 2004**

No. 77/2004 **Magistrates' Court (Family Violence) Act 2004**

No. 78/2004 **Parliamentary Superannuation Legislation (Reform) Act 2004**

Given under my hand and the seal of
Victoria at Melbourne on 9 November
2004.

(L.S.)

JOHN LANDY

Governor

By His Excellency's Command

STEVE BRACKS MP

Premier

No. 76/2004 (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 January 2005, it comes into operation on that day.

No. 77/2004 (1) This Part comes into operation on the day after the day on which this Act receives the Royal Assent.

(2) Part (4) comes into operation on 30 October 2007.

(3) Subject to sub-section (4), the remaining provisions of this Act come into operation on a day or days to be proclaimed.

(4) If a provision of this Act does not come into operation before 1 April 2005, it comes into operation on that day.

No. 78/2004 (1) This Act, other than section 8, comes into operation on the day after the day on which it receives the Royal Assent.

(2) Section 8 is deemed to have come into operation on 1 January 1987.

No. 72/2004 (1) This Act comes into operation on a day or days to be proclaimed.

(2) If a provision of this Act does not come into operation before 1 July 2005, it comes into operation on that day.

No. 73/2004 This Act comes into operation on the day after the day on which it receives the Royal Assent.

No. 74/2004 This Act comes into operation on the day after the day on which it receives the Royal Assent.

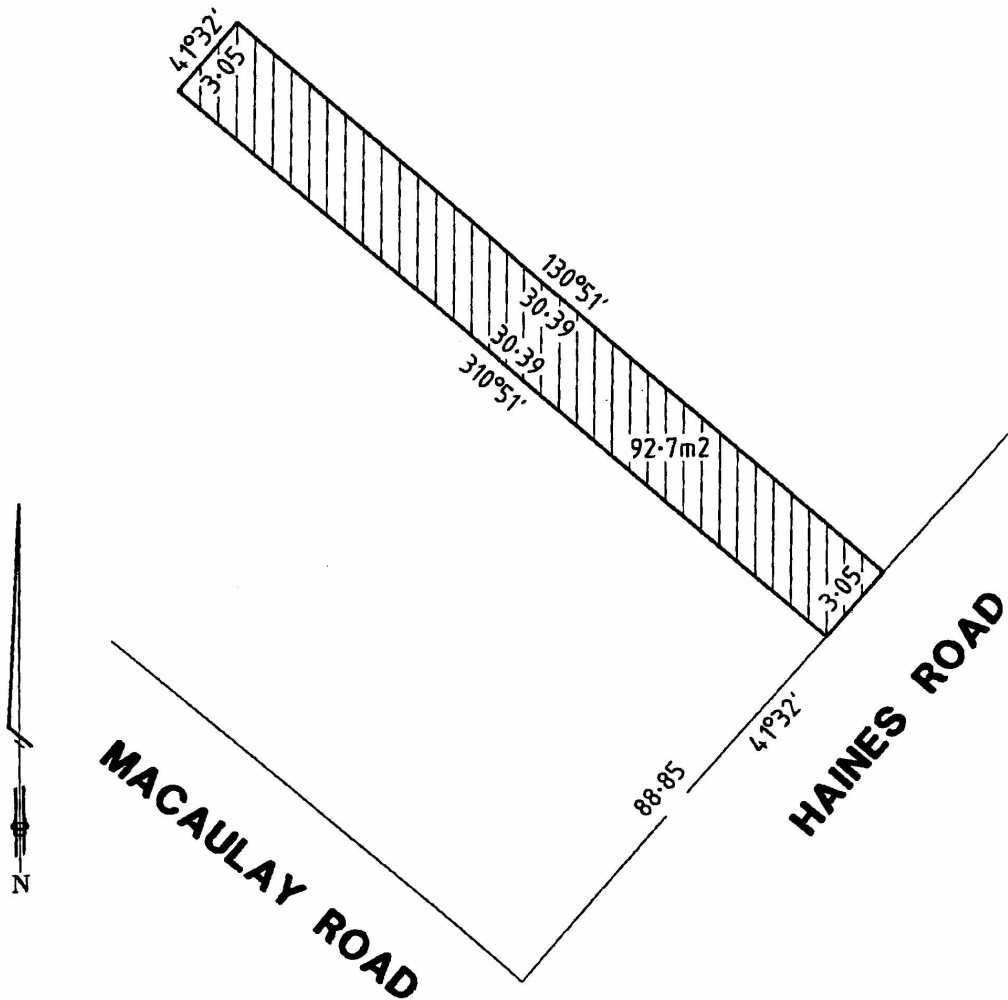
No. 75/2004 This Act comes into operation on the day after the day on which it receives the Royal Assent.

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

CITY OF MELBOURNE

Discontinuance of Road

Pursuant to Section 206(1) and Clause 3(a) of Schedule 10 of the **Local Government Act 1989**, Melbourne City Council declares as discontinued that portion of road known as Shields Lane, (Corporation Lane No. 253), abutting No. 110 Haines Street, North Melbourne as shown hatched on the plan hereunder.



Dated 10 November 2004

DAVID PITCHFORD
Chief Executive

MANSFIELD SHIRE COUNCIL
Local Government Act 1989
Domestic (Feral and Nuisance) Animals Act 1994

Notice of Proposed Community Local Law

Mansfield Shire Council (Council) gives notice that it has, pursuant to Part 5 of the **Local Government Act 1989** and Part 3 of the **Domestic (Feral and Nuisance) Animals Act 1994**, proposed to make Community Local Law 2004.

PART 1 – PRELIMINARY

1.1 Objectives

The objectives of this Local Law are to provide for:–

- a) the peace, order and good government of the municipality;
- b) a safe and healthy environment so that the community within the municipality can enjoy a quality of life that meets its expectations;
- c) the safe and fair use and enjoyment of public places;
- d) the protection and enhancement of the amenity and environment of the municipality;
- e) a fair and reasonable use and enjoyment of private land; and
- f) a uniform and fair administration of this Local Law.

1.2 Commencement

This Local Law will commence on a date to be determined by the Council.

1.3 Revocation of Local Law

On the commencement of this Local Law, the following Local Laws made by Delatite Shire Council will be revoked within the municipal boundaries of Council;

Environment Local Law 1 – 97

Streets and Roads Local Law 3 – 97

Municipal Places Local Law 4 – 97

Livestock Local Laws 5 - 97

1.4 Application of Local Law

1.4.1 This Local Law applies throughout the municipality.

1.4.2 This Local Law does not apply where any act or thing is authorised by any Act, Rule, Regulation or Planning Scheme.

1.4.3 The provisions of this Local Law do not apply to Council contractors, agents or employees to the extent that the proper discharge of their obligations constitutes a breach of this Local Law.

1.5 Definitions

In this Local Law –

“**authorised officer**” means a person appointed by Council under section 224 of the **Local Government Act 1989**;

“**Council**” means the Mansfield Shire Council;

“**dangerous dog**” has the same meaning as in the **Domestic (Feral and Nuisance) Animals Act 1994**;

“**designated area**” means an area designated as a consumption of liquor free zone, and includes the Mansfield Aquatic Centre;

“**dwelling**” means place of residence;

“**high country**” means Crown land in North-East Victoria on which livestock are seasonally grazed in accordance with a lease or licence;

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

“**livestock**” has the same meaning as in the **Impounding of Livestock Act 1994**;

“**movement of livestock**” means individual or regular movement of livestock from one area within the municipality to another area within the municipality, where the areas concerned are owned or occupied by the same person and the movement is part of the one farming enterprise undertaken within one day;

“**municipality**” means the municipal district of the Council;

“**occupied building**” means a building used for business or storage but excludes a dwelling;

“**penalty unit**” has the same meaning as in the **Monetary Units Act 2004**;

“**private land**” means any land other than a public place or Crown land;

“**public place**” means –

- a) a road; or
- b) a road related area; or
- c) land which is owned, occupied or managed by Council;

“**restricted breed dogs**” has the same meaning as in the **Domestic (Feral and Nuisance) Animals Act 1994**;

“**road**” includes –

- a) a street;
- b) a right of way;
- c) any land reserved or proclaimed as a street or road under the **Crown Land (Reserves) Act 1978** or the **Land Act 1958**;
- d) a passage;
- e) a cul de sac;
- f) a by-pass;
- g) a bridge or ford;
- h) a footpath, bicycle path or nature strip; and
- i) any culvert or kerbing or other land or works forming part of the road;

“**road related area**” has the same meaning as in Road Rules Victoria; and

“**Waste Collection Conditions of Service**” means the document of that name adopted by Council.

PART 2 – ANIMALS

2.1 Keeping of Animals on Non-Rural Lland

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

- a) more than 4 different types of animals;
- b) more than the following number of animals–
 - 1) 2 dogs;
 - 2) 4 cats;
 - 3) 10 chickens;
 - 4) 2 ducks, geese, pheasants, turkeys or pigeons;

- 5) 10 rabbits;
- 6) 10 guinea pigs;
- 7) 4 ferrets; or
- c) any sheep, goats, horses or cattle except if the land is more than 0.5 hectares, in which case the number that may be kept without a permit is 2; or
- d) a beehive in a residential area or on land of less than 1 hectare; or
- e) any pigs or roosters.

2.2 Restricted Breed Dogs and Dangerous Dogs

Owners of restricted breed dogs or dangerous dogs or a combination of the two are restricted to 2 dogs in total on any land.

2.3 Keeping of Dogs and Cats on Rural Land

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

- a) 5 working dogs and/or 4 dogs; and
- b) 5 cats.

2.4 Dogs on Leads

A person in charge of a dog on any road or in any public place must ensure that the dog is secured by a chain, cord or leash in any area zoned under the Mansfield Planning Scheme as Township, Residential (including low density residential) or Business or Industrial, unless it is an off leash area designated and signposted for the purpose.

2.5 Unleashed Dogs

A person may unleash a dog in an area designated by Council and sign posted for the purpose except that:

- a) a person who unleashes a dog must keep the dog under effective control; and
- b) the provisions of this clause do not apply to greyhounds, dangerous dogs or restricted breed dogs.

2.6 Dog Excrement

A person in charge of a dog must –

- a) not allow any part of the dog's excrement to remain on any road or road related area or in any public place; and
- b) carry a facility for the effective removal of excrement that may be deposited by the dog when accompanied by the dog on any road, or road related area or in any public place.

2.7 Wasp Nests

An owner or occupier of land who is aware that there is a wasp nest on the land must:

- a) takes steps to cause it to be removed; or
- b) treat the wasp nest to the satisfaction of an authorised officer.

2.8 Fencing

An owner or occupier of land on which livestock is kept must ensure that the land is adequately fenced so as to prevent the livestock's escape from the land.

2.9 Droving

- a) Without a permit a person must not drive any livestock on a road.
- b) Clause 2.9 a) does not apply to a farming enterprise that is moving livestock from their home location to the high country provided that all the provisions of the Road Safety (Road Rules) Regulations 1999 are complied with and the farming

enterprise holds a current public liability insurance policy indemnifying Council from any actions relating to this activity on terms approved by Council.

2.10 Regular Movement of Livestock

- a) Without the need for a permit, livestock may be moved on Council roads, provided that all the provisions of the Road Safety (Road Rules) Regulations 1999 are complied with and the farming enterprise holds a current public liability insurance policy indemnifying Council from any actions relating to this activity on terms approved by Council.
- b) Where an authorised officer believes on reasonable grounds that a farming enterprise should not be moving livestock on the road, the authorised officer may by written notice revoke the right to move under clause 2.10 a). An authorised officer must take into consideration risk to community safety and animal welfare.

2.11 Roadside Grazing

Without a permit a person must not allow livestock onto a road or road related area for the purposes of grazing.

PART 3 – ENVIRONMENT

3.1 Waste Disposal

Each owner and occupier of land must comply with Council's Waste Collection Conditions of Service.

3.2 Dilapidated Premises

- a) An owner or occupier of land on which there is a building must not allow or permit the building to be dilapidated.
- b) Where a building is dilapidated, Council may serve a Notice to Comply on the owner or occupier of the land specifying the works required to correct the dilapidated state, or that the building be removed or demolished.

3.3 Dangerous and Unsightly Land

An owner or occupier of land must not allow or permit the land to be dangerous, unsightly or detrimental to the amenity of the neighbourhood, and must not allow or permit:

- a) undergrowth or other material to grow or accumulate on the land so as to constitute a hazard;
- b) excavation or waste material to accumulate on the land which has not been suitably contained, fenced, screened or landscaped; or
- c) unconstrained rubbish to be present on the land.

Where the land has become dangerous, unsightly or detrimental to the amenity of the neighbourhood, Council may serve a Notice to Comply on the owner or occupier of the land specifying the works to correct the dangerous, unsightly or detrimental condition of the land.

3.4 Machinery, Materials, Goods or Vehicles on Land.

Unless permitted under the Planning Scheme, a person must not, without a permit, use any land for the;

- a) storage or use of shipping containers, temporary buildings, or other similar structures;
- b) assembly or dismantling of machinery, materials, or goods unless for personal or recreational use of the owner or occupier of the land and not for financial gain;
- c) storage of unregistered vehicles or parts of vehicles;
- d) storage of caravans and trailers in a dilapidated condition;
- e) storage, assembly or dismantling of machinery or vehicles;

- f) storage of building materials; or
- g) storage of buildings in the process of being re-located, including removable houses.

3.5 **Camping**

Without a permit a person must not establish or make use of a campsite either on Council or public land in a caravan, tent, motor home or any other temporary or makeshift structure unless all of the following conditions are met:

- a) no Council or other official signs are displayed in the general area or at an approach road or access road prohibiting camping;
- b) the site and proposed use complies with any Council or other official signs in the areas regulating standards for such use;
- c) the site is not within a residential area;
- d) sufficient space exists at the proposed location to allow for the following:
 - 1) the primary purpose of the area not being restricted or inconvenienced in any way;
 - 2) a minimum setback of 30 metres existing from the near bank of any river, stream, lake or other water course to the camp site;
 - 3) where public toilet facilities are not provided, the camp occupier providing his or her own toilet system which is designed to hold wastes and be sealed closed for transportation to another place for proper disposal;
 - 4) where public toilet facilities are not provided and on site disposal is proposed for toilet wastes, a distance of not less than 100 metres being available from the near bank or any river, stream, lake high water mark or other water source for such parcel of land occupied by the camp site (not being divided by any road, fence, or other physical structure) and being suitable in all respects for nightsoil disposal; and
 - 5) adequate space being available for the disposal of all other waste water so as not to cause any detriment to the environment.

Notwithstanding the above the location of any camp site shall be as directed by an authorised officer or other public authority controlling the land and may be subject to the payment of a camping fee.

The occupier of a camp site shall:

- a) keep the camp site in a clean, sanitary and tidy condition and upon vacating the site shall remove all refuse, litter and garbage therefrom;
- b) observe proper standards of hygiene; and
- c) ensure that the standards specified in sub clause 3.5 d) are observed.

3.6 **Camping on Private Land**

3.6.1 **Storage**

Without a permit, a person must not store on private land any caravan, mobile home or tent unless:

- a) there is a dwelling on the land; and
- b) the caravan, mobile home, or tent is not set up for the ready use of an occupant for overnight accommodation; and
- c) an annex is not attached to a caravan or mobile home; and
- d) the caravan, mobile home, or tent is not within six metres of the front of the property or is stored in a carport or garage.

3.6.2 *Accommodation*

Without a permit, a person must not place for accommodation on any private land any caravan, mobile home or tent unless:

- a) there is a dwelling on the land;
- b) the occupation does not exceed 28 days in any calendar year,
- c) no rent, licence fee or charge is paid by any person in respect of the occupation;
- d) the toilet, bathing and laundry facilities provided in the dwelling are made available without charge to the occupant/s of the caravan, mobile home or tent;
- e) waste water disposal from the caravan, mobile home or tent do not cause a nuisance or an offensive condition; and
- f) the caravan, mobile home or tent is not within a distance of 6 metres of the frontage of the property or within 1.2 metres of any other boundary of the property and not more than 20 metres from the dwelling, and no closer than 30 metres to a watercourse.

3.7 *Recreational Vehicles*

- a) Without a permit a person must not use a recreational vehicle on any Council land or reserve, or private land zoned under the Mansfield Planning Scheme as Township, Residential (including low density residential), Business or Industrial.
- b) A person must not use a recreational vehicle on any other land so as to cause detriment to the amenity of the neighbourhood, whether by the emission of dust or constant noise or otherwise.
- c) A person must not use a recreational vehicle on a day of Total Fire Ban.

3.8 *Open Air Burning*

Without a permit an owner or occupier of land must not light a fire in the open air, including in an incinerator, in any area zoned under the Mansfield Planning Scheme as Township, Residential (including Low Density Residential), Business or Industrial, unless the fire is lit for purpose of preparing food or for heating when contained in a fire drum.

3.9 *Filling or Excavation of Land*

Without a permit a person must not –

- a) place earth or other fill material on land; or
- b) excavate material from land to a greater depth than 200 millimetres except where such filling or excavation is approved by a building permit issued under the **Building Act 1993**.

A planning permit may be required for any land within the environment significance overlay or significant landscape overlay under the Mansfield Planning Scheme.

3.10 *Building Sites*

- a) A person undertaking building works on a building site must provide on the building site:
 - 1) adequate toilet facilities for the use of site workers; and
 - 2) suitable receptacles for the containment of litter from the building site.
- b) A person undertaking building works must not store materials on any road or road related area without a permit.
- c) The owner of a building site must prevent the depositing of soils, mud, clay, litter or debris on any road or road related area, generated as a result of the building works.

In this clause "person" includes a person managing or carrying out any building works on a building site.

3.11 Protection of Roads and Public Infrastructure

An owner or occupier of land on which construction or other works are being carried out must ensure that no damage occurs within roads, road related areas and public places adjoining or near the land as a result of or in connection with the construction or works.

3.12 Works on Council Roads or Land

Without a permit a person must not undertake any works that may cause an impact on traffic or pedestrian flow or a safety hazard on a road.

PART 4 – PUBLIC PLACES – GENERAL

4.1 Behaviour

A person must not behave in a public place in such a manner as to –

- a) interfere with another person's reasonable use and enjoyment of that public place; or
- b) endanger or be likely to endanger health, life or property.

4.2 Council Signs

A person must comply with any sign erected in a public place by Council.

4.3 Consumption of Liquor

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

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

4.5 Trees on Roads

Without a permit a person must not cut down, remove or damage live or standing dead trees on a road.

4.6 Prohibition of Animals in a Public Place

Council may place restrictions or prohibitions on all animals, or class of animals from any public place during public events or any other time deemed appropriate by Council.

PART 5 – PUBLIC PLACES – PERMIT REQUIRED

5.1 Noise from Business or Industrial Premises

Without a permit an owner or occupier of premises in a Business or Industrial zone under the Mansfield Planning Scheme must not –

- a) emit or allow to be emitted from the premises any amplified speech, music or other similar sounds; or
- b) spruik or call out from the premises for the purpose of attracting customers to the premises from a road.

5.2 Noise in a Public Place

Without a permit a person must not in a public place –

- a) sing or play a musical instrument or perform any other kind of entertainment for the public;
- b) deliver a public address; or
- c) use any sound amplification equipment.

5.3 Itinerant Traders

Without a permit a person must not sell or offer for sale goods or services from a temporary location, from place to place, or from a vehicle.

5.4 Advertising Signs, Displays and Sale of Goods

Without a permit a person must not place on a road –

- a) any advertising sign; or
- b) any goods for display or sale.

5.5 Roadside Trading

Without a permit a person must not –

- a) place any structure on a road for the purpose of selling goods or services; or
- b) sell any goods or services from private land or a public place adjacent to a road to any person on that road or in that public place.

5.6 Outdoor Eating Facilities

Without a permit a person must not place on a road any tables or chairs, or any associated equipment, for the purpose of allowing food and drink to be consumed by customers.

5.7 Street Collections

Without a permit a person must not solicit or collect any gifts of money in any public place.

5.8 Handbills

Without a permit a person must not distribute any handbills or other printed material, or any goods, gifts or advertising material in a public place.

5.9 Use of Roads and Reserves

Without a permit a person must not use any road or public place for a public meeting or event.

PART 6 – ADMINISTRATION**6.1 Permit**

6.1.1 An application for a permit under this Local Law must be in a form approved by Council or in the form of Schedule 1 and be accompanied by the appropriate fee prescribed by Council.

6.1.2 Council may require an applicant to supply additional information or to give public notice of the application.

6.1.3 Permit applications should be made a minimum of 28 days prior to the commencement of the activity or thing which is the subject or matter of the application.

6.1.4 In considering whether to issue a permit and the conditions to which the permit shall be subject, the Council or its authorised officer shall give regard to any adopted policy which is relevant to the matter being considered.

6.1.5 Council may cancel a permit if it considers that:

- a) there has been a serious ongoing breach of the conditions of the permit; or
- b) a Notice to Comply has been issued, but not complied with within seven days after the time specified in the notice for compliance; or
- c) there was a significant error or misrepresentation in the application for the permit; or
- d) in the circumstances, the permit should be cancelled.

Before it cancels a permit, the Council must provide to the permit holder an opportunity to make comment on the proposed cancellation.

6.1.6 The Council may correct a permit in relation to:

- a) an unintentional error or an omission; or
- b) an evident material miscalculation or an evident material mistake of description of a person, thing or property.

The Council must notify the permit holder in writing of any correction.

6.1.7 The Council may by written notice exempt any person or class of persons from the requirement to have a permit, either generally or at a specified times.

An exemption may be granted subject to conditions and a person must comply with the conditions of the exemption.

An exemption may be cancelled or corrected as if it were a permit.

6.1.8 A person who makes a false representation or declaration, or who intentionally omits relevant information in an application for a permit or exemption is guilty of an offence.

6.2 Direction of an Authorised Officer

An authorised officer may, either as an alternative or in addition to an infringement notice, serve a Notice to Comply on an owner or occupier of land or other person responsible for a breach of this Local Law to direct such owner, occupier or other person to:

- a) comply with this Local Law;
- b) within a specified time stop the conduct constituting the breach of the Local Law;
- c) deliver to a specified person or location any item or property constituting the breach of this Local Law;
- d) carry out specified works within a specified time; or
- e) comply with any lawful and reasonable direction of an authorised officer.

A Notice to Comply must be in writing and state the time and the date by which the thing must be remedied and generally accord with Schedule 2.

A person served with a Notice to Comply must comply with the Notice to Comply.

6.3 Power of Authorised Officer – Urgent Circumstances

An authorised officer may act to remedy any circumstance which threatens a person's life, health or property, or an animal, without serving a Notice to Comply, provided that –

- a) the circumstance arises out of a person's use of a public place or failure to comply with a provision of this Local Law;
- b) the action taken is no more than the minimum reasonably necessary to remedy the urgent circumstance; and
- c) the person on whom a Notice to Comply would have otherwise been served is as soon as possible notified of the urgent circumstance and the action taken to remedy it.

6.4 Impounding

6.4.1 Council may –

- a) impound any item that encroaches or obstructs the free use of a public place, road or road related area;
- b) release the item to its owner on payment of a fee determined by Council, which is not to exceed an amount that reasonably represents the cost to Council of impounding, keeping and releasing the item; and
- c) sell, destroy, dispose of or give away the impounded item if the owner of the item has not paid the fee within 14 days of service of the notice under clause 6.4.2 or having complied with clause 6.4.3.

6.4.2 If Council impounds an item under clause 6.4.1 it must serve on the owner a notice in a form approved by Council as soon as possible after the impoundment.

6.4.3 If the identity or whereabouts of the owner of an item impounded under clause 6.4.1 are unknown, Council must take reasonable steps to ascertain the owner's identity and or whereabouts prior to exercising its powers under clause 6.4.1.

6.4.4 Council is entitled to retain out of the proceeds of sale of any impounded item its reasonable costs incurred in impounding, keeping and selling the item

6.5 Rural Road/Street Numbers

- 6.5.1 For each property that has been allocated a rural road or street number under this Local Law, the owner or occupier must clearly mark the property with the numbers allocated.
- 6.5.2 A property is marked with a number in a clear manner if the number:
- a) is of sufficient size (with a minimum height of 75mm);
 - b) is displayed accurately and completely;
 - c) is in good repair;
 - d) is distinct from its background;
 - e) is free from obstruction; and
 - f) can be clearly read under all normal lighting conditions from the road immediately adjacent to the front boundary.
- 6.5.3 Council may make changes to rural road or street numbers.

PART 7 – ENFORCEMENT**7.1 Offences**

A person is guilty of an offence if the person –

- a) does something which a provision of this Local Law prohibits to be done;
- b) fails to do something which a provision of this Local Law requires to be done;
- c) engages in activity without a current permit where a provision of this Local Law requires that person to obtain a permit before engaging in that activity;
- d) breaches or fails to comply with a condition of a permit issued under this Local Law; or
- e) fails to comply with a Notice to Comply under clause 6.2.

7.2 Infringement Notice

- 7.2.1 Where an authorised officer reasonably believes that a person has committed an offence against this Local Law, the authorised officer may issue to that person an infringement notice, in a form approved by Council or in a form which generally complies with Schedule 3, as an alternative to a prosecution for the offence.
- 7.2.2 A person to whom an infringement notice has been issued may pay to Council the amount specified in the infringement notice within 28 days.
- 7.2.3 The amount to be paid under an infringement notice is 1 penalty unit.
- 7.2.4 If the amount specified in the infringement notice is paid within 28 days, the authorised officer must ensure that there is no prosecution for the offence.

7.3 Penalties

A person guilty of an offence under this Local Law is subject to the following penalties:

- a) First offence – 4 penalty units; and
- b) Second offence – 20 penalty units.

7.4 Appeals

- 7.4.1 A person may appeal to Council or a Council delegate for a review of an order, direction or notice made in relation to her or him under this Local Law within 14 days of the order, direction or notice being made.
- 7.4.2 Where an appeal is to be heard under this clause the person appealing must do all that is necessary to cooperate in the prompt and speedy hearing of the appeal.

7.5 Evidentiary Provisions

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

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

GOLDEN PLAINS SHIRE**Notice of Intention to Create a Road Management Plan**

In accordance with the provisions of Part 4, Division 5, Section 54(4) of the **Road Management Act 2004** Golden Plains Shire gives notice of its intention to make a Road Management Plan and invites public submissions on the Draft Road Management Plan.

The purposes of the plan are, having regard to the principal object of road management and works and infrastructure principles, to establish a management system for the road management functions of a road authority which is based on policy and operational objectives and available resources, and to set the relevant standard in relation to the discharge of duties in the performance of those road management functions.

Copies of the Draft Road Management Plan are available from the Bannockburn Customer Service Centre, 2 Pope Street, Bannockburn, Vic. 3331, and the Linton Customer Service Centre, 68 Sussex Street, Linton, Vic. 3360.

Submissions in writing addressed to the Works Manager, Golden Plains Shire, PO Box 111, Bannockburn, Vic. 3331, must be received by 4.00 pm on Friday 10 December 2004.

The plan can also be viewed on Council's website at www.goldenplains.vic.gov.au under Council > Publications.

ROD NICHOLLS
Chief Executive Officer

SWAN HILL RURAL CITY COUNCIL**Road Management Plan**

As required by Section 54 of the **Road Management Act 2004**, the Road Management Plan was adopted by Council on Tuesday 19 October 2004.

The Road Management Plan and the Code of Practice may be inspected or obtained from the Council Office, 45 Splatt Street, Swan Hill, phone (03) 5036 2324, or the Robinvale Resource Centre, 68–72 Herbert Street, Robinvale, phone (03) 5051 8000.

ROGER LAMBERT
Manager
Engineering Design and Investigation

**Public Holidays Act 1993**

Notice is hereby given that the Greater Geelong City Council appoints Wednesday 19 October 2005 as a public holiday throughout the City, to observe the holding of the Geelong Cup conducted by the Geelong Racing Club.

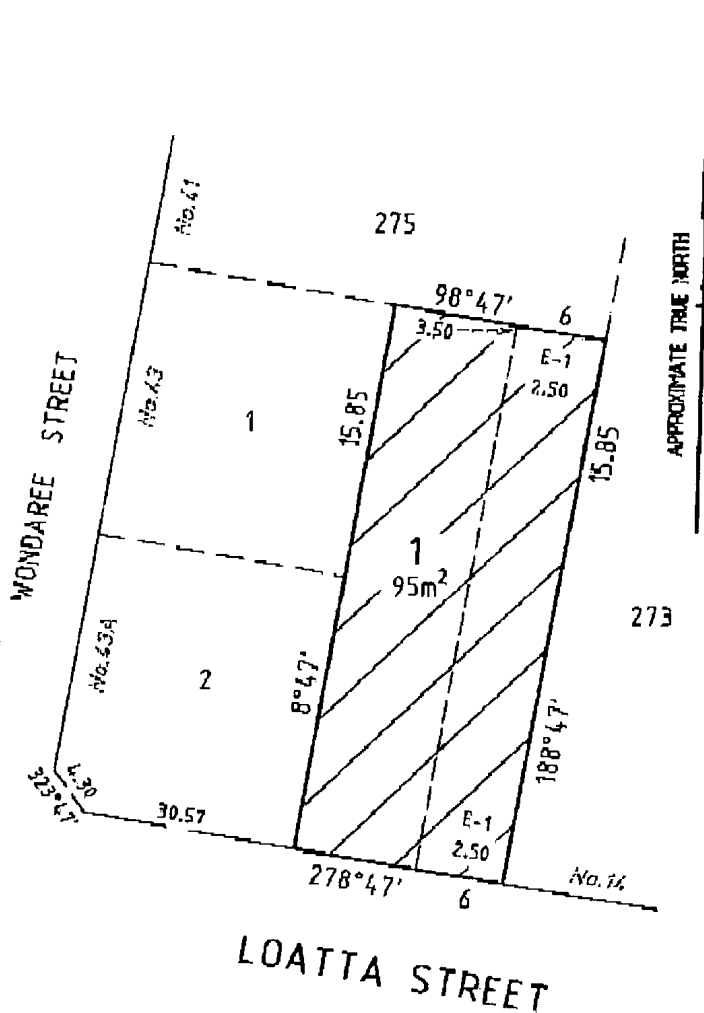
KAY RUNDLE
Chief Executive Officer



DISCONTINUANCE OF LANE ADJACENT TO 43 WONDAREE STREET, RYE

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Mornington Shire Council has formed the opinion that the lane adjacent to 43 Wondaree Street, Rye, as shown hatched on the plan below, is not reasonably required as a road for public use. Council has resolved to discontinue this lane and to sell the land by private treaty to the owner of 43 Wondaree Street.

The section of road shown as E1 is subject to any right, power or interest held by the Mornington Peninsula Shire Council in connection with any drains, sewers, pipes, wires or cables under the control of this authority in or near the road.



MICHAEL KENNEDY
Chief Executive Officer



Road Management Plan

Pursuant to section 55(1) and (2) of the **Road Management Act 2004** (the "Act") notice is given that –

- on 25 October 2004 the Whitehorse City Council made and adopted a Road Management Plan (the "plan") in accordance with and for the purposes of the Act;
- copies of the plan may be inspected at or obtained from the Council offices at 379–397 Whitehorse Road, Nunawading during normal business hours; and
- the Code of Practice or any incorporated document or any amendment to an incorporated document referred to in the plan (as the case may be) may be inspected at the offices of the Council at the address and during the times previously specified in this notice.

NOELENE DUFF
Chief Executive Officer



Processes of Municipal Government Local Law No. 1

Notice is hereby given pursuant to Section 119(2) of the **Local Government Act 1989** that at a meeting of the East Gippsland Shire Council held on 12 October 2004 the Council resolved to give notice of its intention to make Processes of Municipal Government (Procedures for Meetings) Local Law No. 1.

The purpose and general purport of the proposed Local Law is to:

- (a) provide a mechanism to facilitate the good government of the East Gippsland Shire Council through its formal meeting procedure to ensure effective and efficient Council decisions are made in a manner that acknowledges the role of local government within the Australian system of Government;

- (b) promote and encourage community participation in the system of local government by providing mechanisms for the Council to ascertain the community's views and expectations;
- (c) regulate and control the election of Mayor;
- (d) regulate and control the procedures governing the conduct of Council meetings including:
 - (i) the notice required for meetings;
 - (ii) the keeping of minutes;
- (e) provide for the administration of the Council's powers and functions; and
- (f) provide generally for the peace, order and good government of the municipal district.

Copies of the proposed Local Law are available from East Gippsland Shire Council Corporate Centre, 273 Main Street, Bairnsdale.

In accordance with Section 223 of the **Local Government Act 1989**, submissions regarding this Local Law may be made. Any person wishing to make a submission must do so in writing within 14 days of the date of this notice. Submissions will be accepted up until 30 November 2004.

Submissions should be addressed to the Chief Executive, East Gippsland Shire Council, PO Box 1618, Bairnsdale, Vic. 3875.

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

Further information may be obtained from Manager Organisation Support, Andrew Fearn-Wannan, on 5153 9500.

STEVE KOZLOWSKI
Chief Executive

MOORABOOL SHIRE COUNCIL

Public Notice

Local Law 2 of 2004

Consumption of Liquor in Public Places

Notice is hereby given pursuant to Section 119(2) of the **Local Government Act 1989** that Moorabool Shire Council is considering an amendment to its General Local Law 2000 3.3 Alcohol.

Purposes of the Local Law

The purpose of the proposed Local Law is to amend General Local Law 2000 3.3 to include 24 hour total prohibition of alcohol in unsealed containers in declared public places and to enable local police to issue infringement notices to offenders as required.

General Purport of the Local Law

The proposed Local Law, if made, will provide for improved control of alcohol related offences in Moorabool Shire.

A copy of the proposed Local Law may be inspected at or obtained from the Council Service Centres at Stead Street, Ballan and Main Street, Bacchus Marsh during business hours of 8.30 am to 5.00 pm or from the Council website www.moorabool.vic.gov.au.

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

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

Submissions should be lodged at the above Council offices or posted to Council at PO Box 18, Ballan 3342. Copies of all submissions received will be made available for public inspection. Enquiries should be directed to Rhonda Taylor Compliance Co-ordinator on 5366 7100.

ROBERT DOBRZYNSKI
Chief Executive Officer



Colac Otway
SHIRE

Formal Adoption of the Colac Otway Shire Road Management Plan 2004

In accordance with Division 5 of the **Road Management Act 2004**, the Colac Otway Shire gives public notice that the Road Management Plan 2004 has been prepared and formally adopted at its Ordinary Council Meeting of 27 October 2004.

Copies of the Road Management Plan 2004, the Code of Practice, any incorporated document or any amendment to an incorporated document, may be inspected or obtained from Council's Customer Service Centres located at 2-6 Rae Street, Colac and 69-71 Nelson Street, Apollo Bay.

TRACEY SLATTER
Chief Executive Officer



Colac Otway
SHIRE

Renaming Unnamed Road No. 34, Wongarra, as Jones Lane

Notice is hereby given that the Colac Otway Shire on 27 October 2004 resolved (in part):-
"Council, having considered the submission received in relation to the proposed naming of Unnamed Road No. 34, Wongarra, resolve this road be named "Jones Lane" in accordance with the provisions of Clause 5, Schedule 10 of the **Local Government Act 1989**".

This name was approved after a process of public consultation in accordance with the provisions of the **Local Government Act 1989** and recognises the Jones family that was a pioneering family in the Wongarra area and owned land abutting the road reserve.

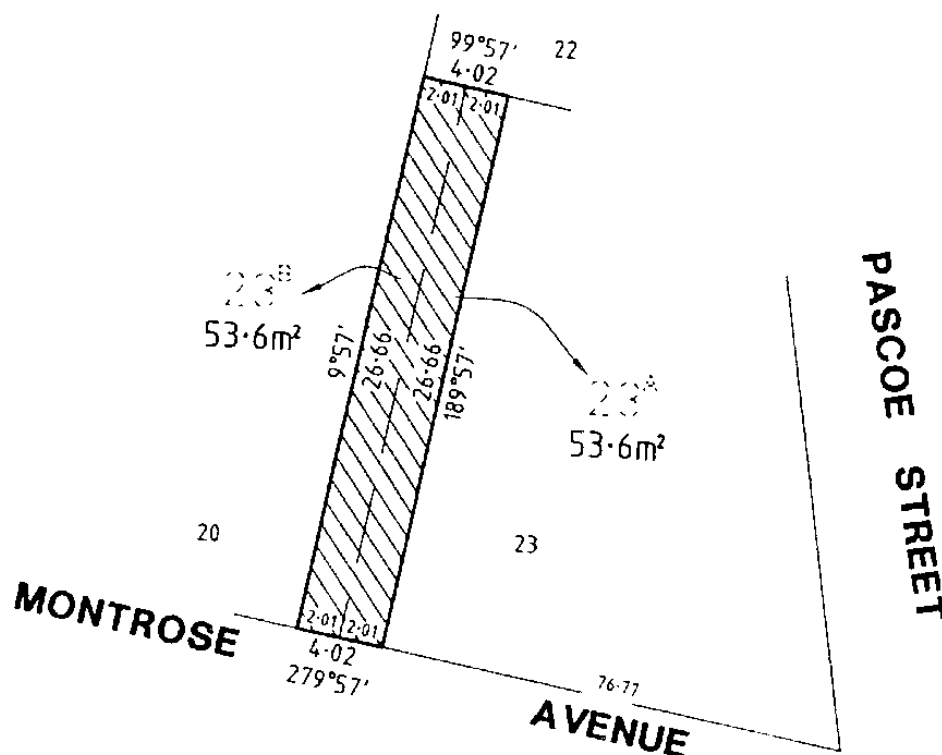
The name shall take effect from the date of publication of this notice.

TRACEY SLATTER
Chief Executive Officer



Notice of Road Discontinuance

Pursuant to Schedule 10, Clause 3 of the **Local Government Act 1989** the Colac–Otway Shire Council, at its Ordinary Meeting held on 27 October 2004, formed the opinion that the Government Road described as being Crown Allotments 23A and 23B, Parish of Krambruk, is not reasonably required as a road for public use and resolved to discontinue that portion of the road so that the appropriate authorities may consider the sale of the area to the abutting property owners.



TRACEY SLATTER
Chief Executive Officer

Planning and Environment Act 1987**BAYSIDE PLANNING SCHEME**Notice of the Preparation of an Amendment to
a Planning Scheme and Notice of an
Application for Planning Permit

Amendment C42

Application No. 04/0681

The land affected by the Amendment is 472 Beach Road, Beaumaris.

The land affected by the application is 472 Beach Road, Beaumaris.

The Amendment proposes to change the Bayside Planning Scheme by amending Design and Development Overlay Schedule 1 – ‘Building Height Control – Coastal’ (DDO1) to allow a planning permit to be considered by Council for a three storey building on part of the subject land.

The application is for a permit for the reconstruction and restoration of the Beaumaris Pavilion and conversion of the hotel to sixteen (16) residential apartments in a three (3) storey building, demolition of an ancillary building to the existing hotel and the development of the remainder of the site for eighteen (18) double storey dwellings and basement parking, in a heritage overlay.

The party which requested the Amendment and the applicant for the permit is Montaine Pty Ltd. The owner of the land is Montaine Pty Ltd.

You may inspect the Amendment and the application, and any documents that support the Amendment and application, and the explanatory report about the Amendment and application, at the office of the planning authority: Bayside City Council Corporate Centre, 76 Royal Avenue, Sandringham, Vic. 3191.

The Amendment and application may be inspected at: Department of Sustainability and Environment, Planning Information Centre, Upper Plaza Nauru House, 80 Collins Street, Melbourne, Vic. 3000; Department of Sustainability and Environment, South East Metropolitan Office, 30 Prospect Street, Box Hill, Vic. 3128; Brighton Library, 14 Wilson Street, Brighton, Vic. 3186; Hampton Library, 1D Service Street, Hampton, Vic. 3188; Sandringham Library, 2–8 Waltham Street, Sandringham, Vic. 3191 and Temporary

Beaumaris Library, Scarfe Room, Uniting Church, corner of Gibbs Street & Dalgetty Road, Beaumaris, Vic. 3193.

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

A copy of the Amendment and application can be viewed on Council’s website at www.bayside.vic.gov.au.

Any person who may be affected by the Amendment or by the granting of the permit may make a submission to the planning authority. Submissions may support, oppose or make comment about any element of the proposed Amendment.

The closing date for submission is Friday 17 December 2004. A submission must be in writing and sent to: Chief Executive Officer, Bayside City Council, PO Box 27, Sandringham.

CATHERINE DALE
Chief Executive Officer

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

Notice of Preparation of Amendment

Amendment C9

The Gannawarra Shire Council has prepared Amendment C9 to the Gannawarra Planning Scheme.

All land within the municipality is affected by the Amendment.

The Amendment proposes to:

- replace the Municipal Strategic Statement (Clause 21) with a restructured and updated Municipal Strategic Statement that implements the recommendations of the three year review of the Gannawarra Planning Scheme, introduces the new Corporate Plan and updates population statistics and forecasts;
- redraft Local Planning Policies to comply with the Planning Practice Note ‘Writing a Local Planning Policy (December 1999)’ and re-name and re-number policies as follows:

- 22.01 Catchment and Land Protection,
- 22.02 Conservation and Native Flora and Fauna,
- 22.03 Salinity,
- 22.04 Cultural Heritage,

- 22.05 Koondrook Heritage,
- 22.06 Murray River Corridor,
- 22.07 Agriculture,
- 22.08 Rural Subdivision,
- 22.09 Rural Dwelling,
- 22.10 Sand Mining and Extractive Industry,
- 22.11 Infrastructure,
- 22.12 Building Lines and Height,
- 22.13 Levee Banks,
- 22.14 Dams,
- 22.15 Intensive Animal Husbandry,
- 22.16 Townscape;
- relocate strategies contained within the following existing Local Planning Policies to the Municipal Strategic Statement:
 - 22.01 Urban Growth Boundaries,
 - 22.02 Kerang,
 - 22.03 Cohuna,
 - 22.04 Koondrook,
 - 22.05 Quambatook,
 - 22.06 Leitchville,
 - 22.07 Murrabit,
- delete Local Planning Policies as follows:
 - 22.11 (Domestic Effluent Disposal),
 - 22.16 (Flooding),
 - 22.22 (Industrial Development in Rural Areas),
 - 22.23 (Tourist Use and Development),
 - 22.28 (Sheds and Outbuildings),
 - 22.31 (Building Floor Levels);
- amend the Schedule to the Clause 35.01 – Rural Zone by increasing the minimum subdivision size for ‘dryland’ from 40 hectares to 120 hectares.

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, Gannawarra Shire Council, 49 Victoria Street, Kerang; at the office of the Planning Authority, Gannawarra Shire Council, 23 King Edward Street, Cohuna; at the Department of Sustainability and Environment, North West Region, 1 Taylor Street, Epsom; 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 close of business 13 December 2004.

A submission must be sent to John McCurdy, Planner, Shire of Gannawarra, PO Box 287, Kerang 3579.

DES BILSKE
Chief Executive Officer

Planning and Environment Act 1987

GREATER BENDIGO PLANNING SCHEME

Notice of Preparation of an Amendment

Amendment C62

Amendment C62 has been prepared to the Greater Bendigo Planning Scheme.

The land affected by the Amendment is:

- 10 Mercy Street, Bendigo;
- 12–16 Mercy Street, Bendigo;
- 20 Mercy Street, Bendigo;
- 24 Mercy Street, Bendigo;
- 26–28 Mercy Street, Bendigo;
- 40 Mercy Street, Bendigo;
- 105 Arnold Street, Bendigo;
- 113 Arnold Street, Bendigo;
- 123 Arnold Street, Bendigo; and
- 125 Arnold Street, Bendigo

The Amendment proposes to:

- rezone land owned by the Bendigo Health Care Group from Residential 1 to Public Use Zone 3 (Health and Community);
- apply the Public Acquisition Overlay (PAO3) to land at 20 Mercy Street to enable acquisition of land required for car parking by the Minister for Health; and
- amend the schedule to Clause 45.01 Public Acquisition Overlay by adding “PAO3”. The Acquisition Authority is the “Minister for Health”, and the purpose of acquisition is to acquire “Land required for car parking at 20 Mercy Street, Bendigo”.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the

following locations: Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000; and Department of Sustainability and Environment, North West Regional Office, 1 Taylor Street, Epsom 3551; City of Greater Bendigo Council, Hopetoun Mill, 15 Hopetoun Street, Bendigo 3552; and City of Greater Bendigo website www.bendigo.vic.gov.au.

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 the close of business 13 December 2004. A submission must be sent to: David Krumins, Manager Planning and Development, City of Greater Bendigo, PO Box 733, Bendigo, Vic. 3552.

JOHN McLEAN
Chief Executive Officer

Planning and Environment Act 1987

GREATER SHEPPARTON
PLANNING SCHEME

Notice of Preparation of Amendment
Amendment C48

The Greater Shepparton Council has prepared Amendment C48 to the Greater Shepparton Planning Scheme.

The land affected by the Amendment is approximately 268 Hectares of land known as Doctors Swamp, Murchison (CA 94E and CA94G, Parish of Murchison).

The Amendment proposes to rezone land known as Doctors Swamp, Murchison, from Rural Zone (RUZ) to Public Conservation and Resource Zone (PCRZ).

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment free of charge, during office hours at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton; the Regional Office of the Department of Sustainability and Environment, 35 Sydney Road, Benalla; and the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

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

The closing date for submissions is Monday 13 December, 2004. Submissions must be sent to the Greater Shepparton City Council, Locked Bag 1000, Shepparton, Vic. 3632.

COLIN KALMS
Manager Planning

Planning and Environment Act 1987

GREATER SHEPPARTON
PLANNING SCHEME

Notice of Preparation of Amendment
Amendment C59

The Greater Shepparton Council has prepared Amendment C59 to the Greater Shepparton Planning Scheme.

The land affected by the Amendment is 630–632 Wyndham Street, Shepparton.

The Amendment proposes to remove the Floodway Overlay (FO) from the land and include the land in the Land Subject to Inundation Overlay (LSIO).

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, during office hours at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton; the Regional Office of the Department of Sustainability and Environment, 35 Sydney Road, Benalla; and the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

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

The closing date for submissions is Monday 13 December 2004. Submissions must be sent to the Greater Shepparton City Council, Locked Bag 1000, Shepparton, Vic. 3632.

COLIN KALMS
Manager Planning

Planning and Environment Act 1987

INDIGO PLANNING SCHEME

Notice of Preparation of an Amendment
Amendment C20

Indigo Shire Council has prepared Amendment C20 to the Indigo Planning Scheme.

The land affected by the Amendment is located in the north-eastern area of the Yackandandah Township, west of the Wodonga–Yackandandah Road (Isaacs Avenue) and north of Railway Avenue.

The Amendment proposes to rezone certain lands from part ‘Township Zone’ and part ‘Residential 1 Zone’ to part ‘Mixed Use Zone’ and part ‘Low Density Residential Zone’.

You may inspect the Amendment, the explanatory report and any supporting documents, free of charge, during office hours at the following locations: Indigo Shire Council, Ford Street, Beechworth; Indigo Way Services, 34 Main Street, Yackandandah; Department of Sustainability and Environment, North East Region Office, 35 Sydney Road, Benalla; and Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

Any person who may be affected by the Amendment may make a submission to the planning authority. Submissions may support, oppose or make comment about any element of the proposed Amendment. Submissions should include your name and address. Please be aware that copies of submissions received may be made available to any person for the purpose of consideration as part of the planning process under the **Planning and Environment Act 1987**.

Submissions must be sent to Mr Peter O’Dwyer, Manager Development Services, PO Box 75, Yackandandah 3747 by 4 December 2004.

PETER O’DWYER
Manager Development Services

Planning and Environment Act 1987

INDIGO PLANNING SCHEME

Notice of Preparation of an Amendment

Amendment C22

Indigo Shire Council has prepared Amendment C22 to the Indigo Planning Scheme.

The land affected by the Amendment is Crown Allotments 13, 14, 15 and 16 of Section M1; Crown Allotments 9B1, 12, 13, 13A and 14 of Section N1; Crown Allotment 1 of Section

S1; and Lots 1 and 2 on Title Plan 12115D, all in the Parish of Beechworth, Malakoff Road, Beechworth.

The Amendment proposes to rezone the land from Rural Use (RUZ) to part Rural Living (RLZ) and part Public Conservation and Resource Zone (PCRZ).

You may inspect the Amendment, the explanatory report and any supporting documents, free of charge, during office hours at the following locations: Indigo Shire Council, Ford Street, Beechworth; Indigo Shire Customer Service Centre, 34 Main Street, Yackandandah; Department of Sustainability and Environment, North East Region Office, 35 Sydney Road, Benalla; and Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

Any person who may be affected by the Amendment may make a submission to the planning authority. Submissions may support, oppose or make comment about any element of the proposed Amendment. Submissions should include your name and address. Please be aware that copies of submissions received may be made available to any person for the purpose of consideration as part of the planning process under the **Planning and Environment Act 1987**.

Submissions must be sent to Mr Peter O’Dwyer, Manager Environment & Development Services, PO Box 75, Yackandandah 3747 by 4 December 2004.

PETER O’DWYER
Manager Environment &
Development Services

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C44

The City of Kingston has prepared Amendment C44 to the Kingston Planning Scheme.

The land affected by the Amendment is 44 First Avenue, Chelsea Heights, described in Certificate of Title, being Volume 4775, Folio 917 and Lots 1 and 2 on Title Plan No. 816475N.

The Amendment proposes to rezone the subject site from the Urban Floodway Zone to part Residential 1 Zone and part Public Use Zone 1 (Service and Utility), and to apply a schedule to the Design and Development Overlay, to that portion of the site proposed to be included in the Residential 1 Zone.

It additionally seeks to amend the Residential Land Use Framework Plan contained with Clause 21.05 of the Municipal Strategic Statement, by designating land proposed to be included in the Residential 1 Zone within an "Area for promotion of Incremental Housing Change", and to amend the Schedule to the Residential 1 Zone by designating land proposed to be included in the Residential 1 Zone within an "Area for promotion of Incremental Housing Change".

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, City of Kingston, 34 Brindisi Street, Mentone, Vic. 3184; 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 Monday 13 December 2004. A submission must be sent to the City of Kingston, PO Box 1000, Mentone, Vic. 3194.

ROB SKINNER
Chief Executive Officer

Planning and Environment Act 1987

MELBOURNE PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C93

The City of Melbourne has prepared Melbourne Planning Scheme Amendment C93.

The land affected by the Amendment is bounded by Clarendon Street, Wellington Parade, Simpson Street, George Street, Powlett Street and Albert Street, East Melbourne.

The Amendment proposes to revise the current Design and Development Overlay Schedule 21 and associated Map 7 DDO PT1 and Map 11 DDO PT1 by:

- introducing height controls on the Mercy and Freemasons Hospital sites and the Hilton Hotel;
- modifying the preferred maximum building heights along parts of Wellington Parade and Clarendon Street;
- modifying the design outcomes to ensure that the existing built form and heritage significance are considered on the assessment of new proposals;
- aligning the overlays with the appropriate property boundaries, to ensure that the controls apply to the appropriate land; and
- making all existing and proposed height controls mandatory.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: City of Melbourne, Development Planning Branch, 6th Floor, 200 Little Collins Street, Melbourne; and 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 Friday 17 December 2004.

A submission must be sent to: Martin Williams, Acting Principal Officer, Development Planning, PO Box 1603, Melbourne, Vic. 3001.

Planning and Environment Act 1987

MELBOURNE PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C94

The Melbourne City Council has prepared Amendment C94 to the Melbourne Planning Scheme.

The land affected by the Amendment is adjacent to the southern, eastern and north-eastern

boundaries of the Royal Botanic Gardens in South Yarra.

Specifically, the land consists of two parcels; a predominantly residential L-shaped area bound by St Kilda Road to the south west, Toorak Road to the south, Punt Road to the east and Alexandra Avenue to the north east, Anderson Street to the east and Domain Road to the north; as well as an irregular shaped sporting precinct which comprises Melbourne Sports and Entertainment Centre and Olympic Park, bordered by Swan Street to the north, Punt Road to the east and Batman Avenue, Citylink, Boulton Parade to the south.

The Amendment proposes the deletion of the Expiry Clause of Design Development Overlay Schedule 15, Clause 5.0 which would have the effect of making the current requirements of DDO15 permanent.

You may inspect the Amendment at the following locations: City of Melbourne, Development Planning Branch, Level 6, Council House, 200 Little Collins Street, Melbourne; and Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

Information about the Amendment is also available on the City of Melbourne website at www.melbourne.vic.gov.au. This can be done in office hours and is free of charge.

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

A submission must be sent to Martin Williams, Acting Principal Officer – Development Planning, the City of Melbourne, PO Box 1603, Melbourne 3000.

The closing date for submissions is 17 December 2004.

MARTIN WILLIAMS
Acting Principal Officer –
Development Planning
Facsimile 9658 9891
Email marwil@melbourne.vic.gov.au

The Amendment affects land known at: 601 Victoria Street, Abbotsford (the Going, Going Gone site), more particularly described in Certificates of Title Volume 2969, Folio 738; Volume 8434, Folio 994; Volume 9073, Folio 081; Volume 5750, Folio 823; Volume 8033, Folio 491; Volume 8213, Folio 331.

The Amendment proposes to: rezone the land described above from part Business 3 Zone and part Industrial 1 Zone to part Business 1 Zone and part Business 2 Zone; to delete the Design and Development Overlay No. 1 that applies to part of the land; to apply a new Design and Development Overlay No. 6 to the whole of the land; and to include the land in the Environmental Audit Overlay.

The purpose of the Amendment is to: apply zones to the subject land that will facilitate a mixed use development (including residential, office and retail use); to apply a new Design and Development Overlay No. 6 which details the expected built form outcomes for new development; to apply the Environmental Audit Overlay to address any site contamination issues.

The Amendment and associated documentation can be inspected at: Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000; Richmond Town Hall, Town Planning Counter, 333 Bridge Road, Richmond 3121; and Collingwood Town Hall, Reception Desk, 140 Hoddle Street, Abbotsford 3067.

The Amendment documentation is also available on Council's website at www.yarracity.vic.gov.au/planning

Submissions regarding the Amendment must be in writing and sent to: Pauline Semmens, Co-ordinator Strategic Planning, City of Yarra, PO Box 168, Richmond 3121.

Submissions close on Monday 13 December 2004.

JANE HOMEWOOD
Manager Urban Planning

Planning and Environment Act 1987

YARRA PLANNING SCHEME

Notice of Amendment

Amendment C52

Yarra City Council has prepared Amendment C52 to the Yarra Planning Scheme.

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 17 January 2005 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.

BARROW, John Charles, late of 89 Clifton Street, Essendon West, retired and who died on 7 October 2004.

BECKWITH, Faith, late of Oakmoor Nursing Home, 352 Warrigal Road, Oakleigh South, pensioner and who died on 13 July 2004.

HARVEY, Sylvia Christina Alberta, late of Mildura Nursing Centre, 382–420 Ontario Avenue, Mildura, retired and who died on 4 November 2003.

HAYNES, Phyllis Merle, late of Darvall Lodge, 521 Princes Highway, Noble Park, Victoria 3174, pensioner and who died on 15 August 2004.

JORDAN, Benjamin Robert John, late of 28 Rowe Street, Ballarat, pensioner and who died on 6 August 2004.

LONG, Dorothy Raphael, late of 35 Gordon Street, Elsternwick, home duties and who died on 13 December 2003.

TICKNER, Isobelle, late of Ti Tree Gardens Aged Care Facility, 34A Balaka Street, Rosebud, and who died on 26 August 2004.

WEBSTER, Michael John, late of Unit 4, 2 Frank Street, Noble Park, unemployed, and who died on 25 August 2004.

Dated 8 November 2004

DAVID BAKER
Manager
Executor and Trustee Services

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:—

FRANCIS JAMES BENNING, late of PS Hobson House, Gillies Street, Wendouree, Victoria, pensioner, deceased intestate, who died on 11 May 2004.

MURIEL COLQUHOUN, late of Marina Residential Aged Care, 385 Blackshaws

Road, Altona North, Victoria, pensioner, deceased, who died on 11 July 2004, leaving a Will dated 20 March 2000.

BETTY IRENE HUNTINGTON, late of 29 Haines Street, Creswick, Victoria, home duties, deceased, who died on 14 April 2004, leaving a Will dated 29 July 1987.

RONALD MILLER, late of 2/7 Jobert Court, Springvale, Victoria, retired, deceased, who died on 13 June 2004, leaving a Will dated 22 November 1993.

DOROTHY SMULLEN, late of St Catherine's Home, 1 Clayton Road, Balwyn, Victoria, retired, deceased, who died on 15 August 2004, leaving a Will dated 1 October 1998.

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 17 January 2005 after which date State Trustees Limited, ACN 064 593 148, may convey or distribute the assets of the abovementioned estates having regard only to the claims of which it then has notice.

EXEMPTION

Application No. A420/2004

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application, pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act), by Wagner Spraytech Australia Pty Ltd (the applicant). The application for exemption is to enable the applicant to advertise for and employ an apprentice junior stores person 16–18 years old.

Upon reading the material submitted in support of the application, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 14, 100 and 195 of the Act to enable the applicant to advertise for and employ an apprentice junior stores person 16–18 years old.

In granting this exemption the Tribunal noted:

- the applicant has a position for someone without specific experience and willing to learn and be enthusiastic about embarking on a career in the warehousing field;

- the position will provide a 2-year store's Apprenticeship Certificate 2 under MEGT with the Chisholm Institute.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 14, 100 and 195 of the Act to enable the applicant to advertise for and employ an apprentice junior stores person 16–18 years old.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 4 November 2007.

Dated 1 October 2004

Mrs A. COGHLAN
Deputy President

EXEMPTION

Application No. A421/2004

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application, pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act), by the Women's Information & Referral Exchange Inc (the applicant) to renew an existing exemption. The application for renewal of the exemption is to enable the applicant to advertise for and employ women to the positions of Manager, Information Systems Coordinator, Telephone Services Coordinator, Development Coordinator, Finance and Admin Coordinator, Women's Information Officer and Training Coordinator.

Upon reading the material submitted in support of the application, including the affidavit of Carolyn Ingvarson, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ women to the positions of Manager, Information Systems Coordinator, Telephone Services Coordinator, Development Coordinator, Finance and Admin Coordinator, Women's Information Officer and Training Coordinator.

In granting this exemption the Tribunal noted:

- on 2 November 2001 the Tribunal granted an exemption to enable the applicant to advertise for and employ women to the positions of Manager, Information Systems Coordinator, Telephone Services Coordinator, Development Coordinator, Finance and

Admin Coordinator, Information Centre Coordinator and Training Coordinator;

- that exemption is due to expire on 7 November 2004;
- the reasons for the need for an exemption are the same as they were in 2001 and it is therefore appropriate to renew the exemption;
- the Information Centre Coordinator position has been renamed the Women's Information Officer.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ women to the positions of Manager, Information Systems Coordinator, Telephone Services Coordinator, Development Coordinator, Finance and Admin Coordinator, Women's Information Officer and Training Coordinator.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 4 November 2007.

Dated 1 November 2004

Mrs A. COGHLAN
Deputy President

EXEMPTION

Application No. A422/2004

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application, pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act), by the Glenelg Shire Council (the applicant). The application for exemption is to enable the applicant to advertise five positions for traineeships and/or other positions with the Glenelg Shire Council, and engage in those traineeships or other positions, Indigenous persons only.

Upon reading the material submitted in support of the application, including the affidavit of Jennifer Tod, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 42, 100 and 195 of the Act to enable the applicant to advertise five positions for traineeships and/or other positions with the Glenelg Shire Council, and engage in those traineeships or other positions, Indigenous persons only.

In granting this exemption the Tribunal noted :

- the applicant has a Memorandum of Understanding with the local Indigenous community;
- the applicant would like to engage in an initiative which will increase the number of Indigenous people in employment and expand the occupational skills of the local community. It is intended that the applicant will contribute significantly to the community in employment by the creation of training opportunities, and intends to employ 5 Indigenous people over a five-year period under a structured training and employment program, via Jobs for Young People program or other such program;
- the applicant is seeking permission to advertise the traineeship positions to be exempt for Indigenous applicants only, as this program is intended to increase employment and training specifically for the local Indigenous community within the Glenelg Shire Council, a feature of the Memorandum of Understanding;
- the provisions of the Act provide that the maximum period for an exemption to remain in force is three years.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 42, 100 and 195 of the Act to enable the applicant to advertise five positions for traineeships and/or other positions with the Glenelg Shire Council, and engage in those traineeships or other positions, Indigenous persons only.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 4 November 2007.

Dated 1 November 2004

Mrs A. COGHLAN
Deputy President

Department of Treasury and Finance
SALE OF CROWN LAND
BY PUBLIC AUCTION

Date of Auction: 11 December 2004 at 12.00 p.m. on site.

Reference: 2002/02089.

Address of Property: 63 The Parade, Ocean Grove.

Crown Description: Crown Allotment 22A, Section 4, Parish of Bellarine.

Terms of Sale: Deposit 10%, balance 60 days.

Area: 849m².

Officer Co-ordinating Sale: Garry McKenzie, Garry McKenzie & Associates Pty Ltd, 1st Floor, City Centre Arcade, 315 Sturt Street, Ballarat, Vic. 3350.

Selling Agent: Guyett Real Estate, 75 The Terrace, Ocean Grove, Vic. 3226.

JOHN LENDERS MP
Minister for Finance

Department of Treasury and Finance
SALE OF CROWN LAND
BY PUBLIC AUCTION

Date of Auction: 4 December 2004 at 11.00 a.m. on site.

Reference: 97/01002.

Address of Property: Grant, Howard & Edwards Streets, Sebastopol.

Crown Description: Crown Allotment 2002, Township of Sebastopol.

Terms of Sale: Deposit 10%, balance 60 days.

Area: 4.785ha.

Officer Co-ordinating Sale: Garry McKenzie, Garry McKenzie & Associates Pty Ltd, 1st Floor, City Centre Arcade, 315 Sturt Street, Ballarat, Vic. 3350.

Selling Agent: Bartrop Real Estate, 54 Lydiard Street South, Ballarat, Vic. 3350.

JOHN LENDERS MP
Minister for Finance

Department of Treasury and Finance
SALE OF CROWN LAND
BY PUBLIC AUCTION

Date of Auction: Thursday 9 December 2004 at 12.00 noon on site.

Reference: 2002/02291.

Address of Property: Fennell Street, Port Melbourne.

Crown Description: Crown Allotment 2031, City of South Melbourne, Parish of Melbourne South.

Terms of Sale: Deposit 10%, Balance 90 days.

Area: 1155 m².

Officer Co-ordinating Sale: Peter Jackel, Victorian Government Property Group, Department of Treasury and Finance, 5/1 Treasury Place, Melbourne, Vic. 3002.

Selling Agent: Allard & Shelton Pty Ltd, 6/267 Collins Street, Melbourne, Vic. 3000.

JOHN LENDERS MP
Minister for Finance

Department of Treasury and Finance

SALE OF CROWN LAND
BY PUBLIC AUCTION

Date of Auction: Saturday 11 December 2004 at 11.00 a.m.

Reference: 02/02088.

Crown Description: Allotment 2003, Township and Parish of Moe.

Address of Property: Corner of Fowler and Lloyd Streets, Moe.

Terms of Sale: 10% Deposit, Balance 60 days.

Area: 1278 square metres.

Officer Co-ordinating Sale: Paul Kingston, Project Manager, Victorian Government Property Group, Level 5, 1 Treasury Place, Melbourne 3002.

Selling Agent: Keith Williams Estate Agency Pty Ltd., 37 Franklin Street, Traralgon 3844.

JOHN LENDERS MP
Minister for Finance

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 that the Kathleen Kelly Kindergarten Licence Number 2404 (the service) is exempt from regulations 42(2) and 42(3) of the Children's Services Regulations 1998.

This exemption is granted subject to the condition that:

1. a clear floor area of at least 3.00 square metres for each child shall be provided in each children's room;
2. the licensee of the service will comply with regulation 42(2) and 42(3) at the expiry of this notice.

This exemption remains in force until 30 December 2004 unless revoked earlier.

Declared at Melbourne on 19 October 2004.

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 that the Macedon Ranges Montessori Preschool Licence Number 3100 (the service) is exempt from regulations 45 and 46 of the Children's Services Regulations 1998.

This exemption is granted subject to the condition that:

1. the licensee shall ensure the service includes a washroom or rooms with washing and sanitary facilities; and:
 - (a) toilets shall be provided at the rate of one for every 15 or portion of 15 children up to 60 and at the rate of one for every 25 children or portion of 25 children in excess of 60, and unless otherwise approved shall be separated from each other by partitions 900mm to 1.5 metres high and at least 150mm clear of floor, and shall open off the washroom; and
 - (b) urinals may be used in lieu of not more than half the number of required toilets;
2. the licensee of the service ensures that:
 - (a) one hand basin or trough with spray tap be provided for up to fifteen children; and
 - (b) for every subsequent twenty children or portion of twenty children: one basin or trough with spray tap;
3. basins and troughs shall be set with their front upper edges not more than 500mm above the floor for children up to three years old nor more than 600mm for over three years old;

4. a staff member accompanies, supervises and assists children using the toilets;
5. the licensee will ensure that children using junior toilets at the service can be observed by a staff member from the room or rooms which those toilets service at the expiry of this notice;
6. the licensee of the service will comply with regulation 45 and 46 at the expiry of this notice.

This exemption remains in force until 30 December 2004 unless revoked earlier.

Declared at Melbourne on 19 October 2004.

HON. SHERRYL GARBUTT MP
Minister for Community Services

Country Fire Authority Act 1958

DECLARATION OF FIRE DANGER PERIOD

It is advised that restrictions on the lighting of fires, as provided under the **Country Fire Authority Act 1958**, will be imposed in the following areas as from and inclusive of the date shown and (unless extended or curtailed in the meantime) shall remain in force until 0100 hours on 1 May 2005.

To commence from 0100 hours on 15 November 2004:

Yarriambiack Shire Council (remainder); Hindmarsh Shire Council (remainder); Horsham Rural City Council (Northern part), that part north of the line described by the following roads:— Bowl Lake Fire Access Road, Bow Lake Road, Jallumba/Clear Lake Road, Jallumba/Mockinya Road, Wonwondah/Toolondo Road, North East Wonwondah Road, Grampians Road, Wonwondah/Dadswells Bridge Road, Fulbrooks Road to the Wimmera River; Gannawarra Shire Council.



Heritage
VICTORIA

Heritage Act 1995

NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section

46 that the Victorian Heritage Register is amended in that the Heritage Register Number 1099 in the category described as a Heritage place; is now described as:

Mildara Blass Distillery, Wentworth Road, Merebin, Mildura Rural City Council.

EXTENT:

1. All the buildings known as the Mildara Blass Distillery including the distillery, brandy store, boiler house, cask store and water tower marked B1 to B5 on Diagram 1099 held by the Executive Director.
2. All the land marked L1 on Diagram 1099 held by the Executive Director, being part of land described in Certificate of Title Volume 10148, Folio 656.
3. All the fixed plant and equipment in the buildings B1–B5 including the pot stills and existing timber vats and distillery equipment.

Dated 4 November 2004

RAY TONKIN
Executive Director

Land Acquisition and Compensation Act 1986

FORM 7

S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Southern and Eastern Integrated Transport Authority, declares that by this notice it acquires the following interest in the land described as part of Crown Allotment 29, Parish of Warrandyte, comprising 404.0 square metres and being land described in Certificate of Title Volume 4884, Folio 659, shown as Parcel 401 on Survey Plan 17978A.

Interest Acquired: That of John Henry King and all other interests.

Published with the authority of The Southern and Eastern Integrated Transport Authority.

Dated 11 November 2004

For and on behalf of
The Southern and
Eastern Integrated Transport Authority
ANNA GUARESI
Acquisition Manager –
External Infrastructure Projects
Property Services Department
Roads Corporation

Land Acquisition and Compensation Act 1986

FORM 7

S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Southern and Eastern Integrated Transport Authority declares that by this notice it acquires the following interest in the land described as part of Crown Allotment 14A, Parish of Scoresby comprising 4513.0 square metres and being the whole of the land described in Certificate of Title Volume 4985, Folio 946, shown as Parcels 568, 573 and 575 on Survey Plan 20271B.

Interest Acquired: That of Garnet Soilleux (as registered proprietor), H. D. Jenkins and Sons Pty Ltd (as occupant) and all other interests.

Published with the authority of The Southern and Eastern Integrated Transport Authority.

Dated 11 November 2004

For and on behalf of
The Southern and
Eastern Integrated Transport Authority
ANNA GUARESI
Acquisition Manager –
External Infrastructure Projects
Property Services Department
Roads Corporation

Nurses Act 1993

NURSES BOARD OF VICTORIA

In accordance with the **Nurses Act 1993** s8B.(1) the following registered nurses Division 1 have satisfactorily completed a course of study and undertaken clinical experience that, in the opinion of the Board, qualifies the nurse to use the title nurse practitioner in the categories as noted:

Anna Louise Green – ICU Liaison

Matthew Logan Dixon – Youth Health

Dorothy Joan Henning – Youth Health

Theresa Ann Swanson – Wound Management

The Board has endorsed the registration of the nurses noted above and specified in the endorsement, the category of nurse practitioner with respect to which the nurse practitioner is entitled to use the title.

Under S8B.(2) the Board is satisfied that the above nurses have satisfactorily completed a course of study which, in the opinion of the Board, qualifies the nurse to obtain and have in her or his possession and to use, sell or supply the Schedule 2, 3, 4 or 8 poisons within the **Drugs, Poisons and Controlled Substances Act 1981** that are prescribed under the Act with respect to the categories of nurse practitioner.

COMMONWEALTH OF AUSTRALIA

Petroleum (Submerged Lands) Act 1967Prohibition of Entry into
Safety Zone Grayling–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 and/or production 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 Patriot;
- (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 Grayling–1 exploration well situated at or about the point of Latitude 38° 09' 40" South, Longitude 148° 19' 36" East over the period from early December 2004 until early January 2004.

Dated 5 November 2004

Made under the **Petroleum (Submerged Lands) Act 1967** of the Commonwealth of Australia

Signed by:

BRUCE ARMOUR

Manager,

Petroleum Operations Safety and Environment
as a delegate of the Designated Authority,
pursuant to delegation under Section 15 of the
Petroleum (Submerged Lands) Act 1967

Water Act 1989

EXTENSION OF THE MACALISTER IRRIGATION DISTRICT ORDER 2004

I, Lyndsay Neilson, Secretary, Department of Sustainability and Environment, as the delegate of the Minister administering the **Water Act 1989**, make the following Order:

1. Citation

This Order is called the Extension of the Macalister Irrigation District Order 2004.

2. Authorising Provision

This Order is made under section 96(11)(b) of the **Water Act 1989**.

3. Commencement

This Order takes effect from the date it is published in the Government Gazette.

4. Preliminary

The Gippsland and Southern Rural Water Authority submitted the proposal for the extension of the Irrigation District to the Minister on 29 September 2004.

5. Area of Extended Water Supply District

The Macalister Irrigation District of Gippsland and Southern Rural Water Authority is extended to include an area of land bounded by a red border on the Authority's Drawing No. 601415, a copy of which may be inspected at the office of Gippsland and Southern Rural Water Authority, situated at 88 Johnson Street, Maffra, Victoria 3860.

Dated 4 November 2004

LYNDSAY NEILSON
Secretary
Department of Sustainability
and Environment
(as delegate of the Minister)

Mineral Resources Development Act 1990

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption from Exploration Licence or Mining Licence

I, Phil Roberts, 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 4849 that have 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 5 November 2004

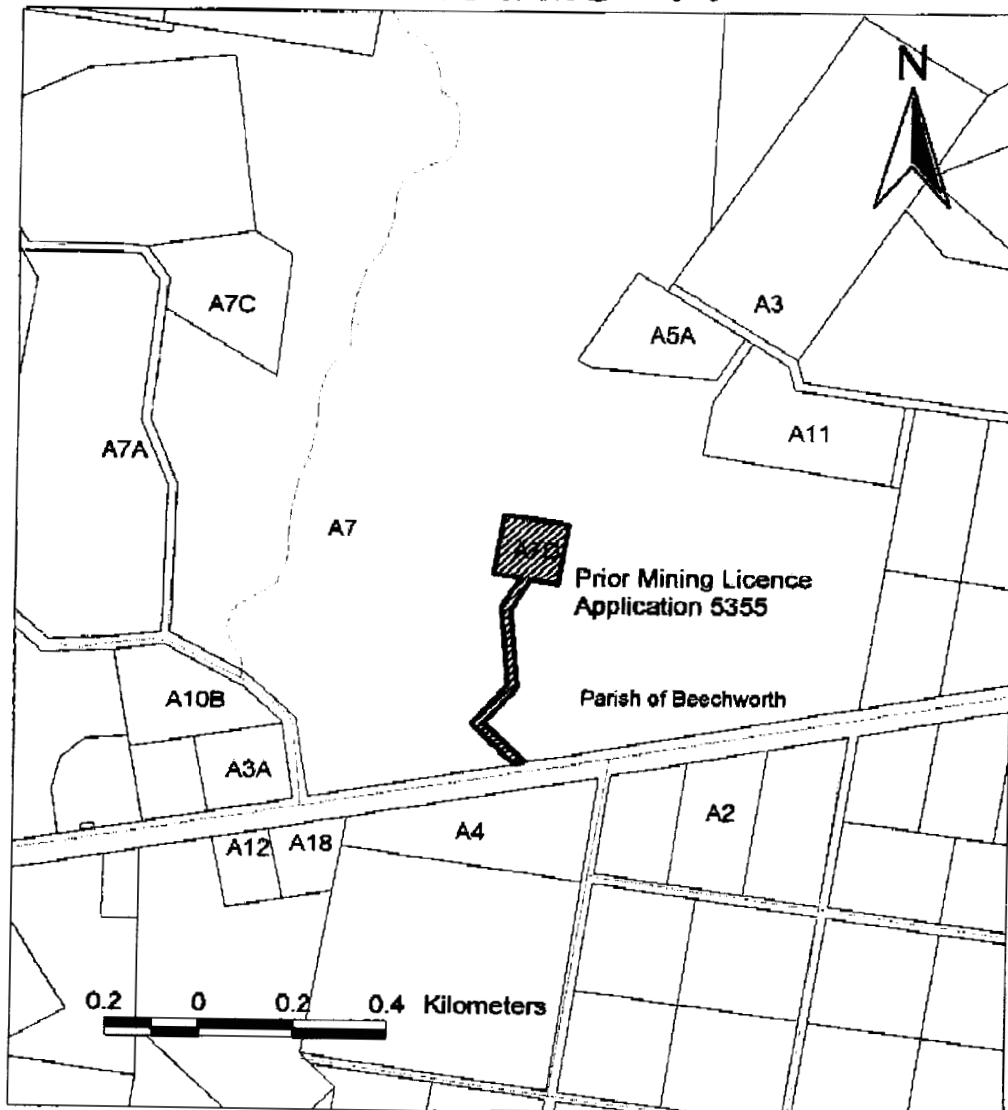
PHIL ROBERTS
Executive Director
Minerals and Petroleum

Mineral Resources Development Act 1990
DEPARTMENT OF PRIMARY INDUSTRIES

Exemption from Exploration Licence or Mining Licence

I, Phil Roberts, Executive Director Minerals and Petroleum pursuant to Section 7 of the **Mineral Resources Development Act 1990** and under delegation by the Minister for Resources – hereby exempt all land situated within the boundaries of the attached map (Schedule A) from being subject to an exploration licence or mining licence.

Schedule A



Dated 4 November 2004

PHIL ROBERTS
Executive Director, Minerals and Petroleum

Crown Land (Reserves) Act 1978**ORDER GIVING APPROVAL TO GRANT OF A LICENCE TO
MICHELLE AND JOHN OWEN UNDER SECTIONS 17B**

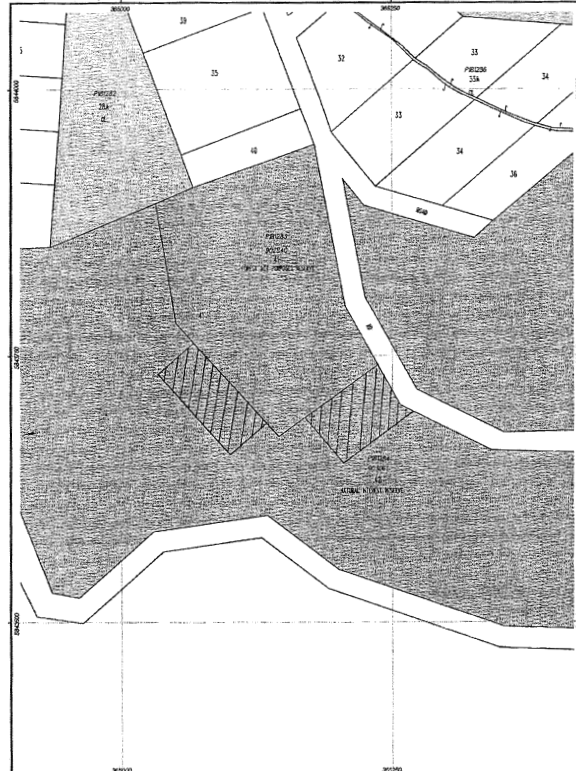
Under Section 17B of the **Crown Land (Reserves) Act 1978** I, Mary Delahunty, Minister for Planning, being satisfied that there are special reasons which make the granting of a licence reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a licence by the Secretary to the Department of Sustainability and Environment over the areas of the Toolangi Natural Interest Reserve described in the Schedule below for the purpose of operating a café and retail shop, provision of recreational/tourist information, education and entertainment programs, in accordance with section 17B(3)(a) of the **Crown Land (Reserves) Act 1978**, state that—

- (a) there are special reasons which make granting the licence 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 hatching on the attached plan, being part of the land permanently reserved for the Conservation of an Area of Natural Interest by Order in Council of 23 August 1988 (vide Government Gazette of 31 August 1988, page 2627). – Rs11036.

Parish at map centre is TARRAWARRA NORT (3559) Township is TOOLANGI (5790)



Dated 26 October 2004

MARY DELAHUNTY MP
Minister for Planning

Crown Land (Reserves) Act 1978**ORDER GIVING APPROVAL TO GRANT OF A LICENCE TO
NATURAL RESOURCES CONSERVATION LEAGUE UNDER SECTIONS 17B**

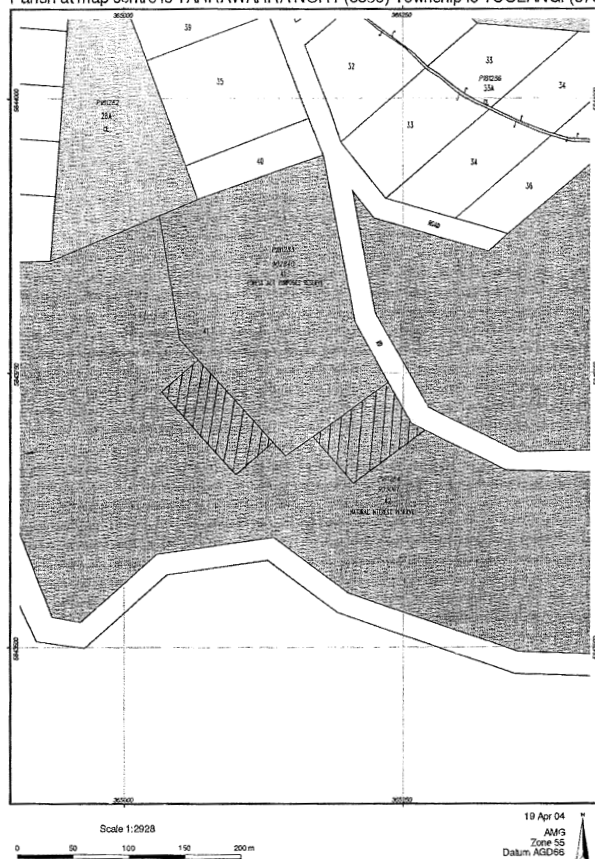
Under Section 17B of the **Crown Land (Reserves) Act 1978** I, Mary Delahunty, Minister for Planning, being satisfied that there are special reasons which make the granting of a licence reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a licence by the Secretary to the Department of Sustainability and Environment over the areas of the Toolangi Natural Interest Reserve described in the Schedule below for the purpose of delivery of environmental education programs, in accordance with section 17B(3)(a) of the **Crown Land (Reserves) Act 1978**, state that—

- (a) there are special reasons which make granting the licence 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 hatching on the attached plan, being part of the land permanently reserved for the Conservation of an Area of Natural Interest by Order in Council of 23 August 1988 (vide Government Gazette of 31 August 1988, page 2627). – Rs11036.

Parish at map centre is TARRAWARRA NORT (3559) Township is TOOLANGI (5790)



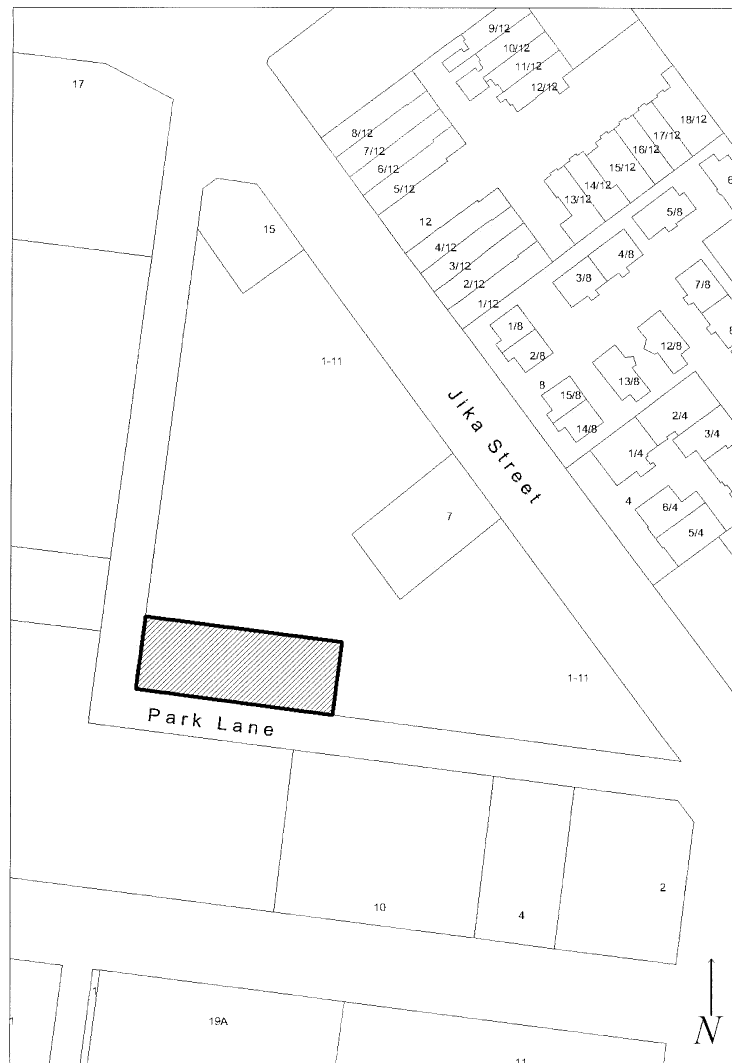
Dated 26 October 2004

MARY DELAHUNTY MP
Minister for Planning

Road Safety Act 1986
ORDER UNDER SECTION 98 ROAD SAFETY ACT 1986
EXTENDING PROVISIONS TO HEIDELBERG MAGISTRATES COURT CARPARK
AT JIKA STREET, 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 the Heidelberg Magistrates Court Carpark in Jika Street, Heidelberg within the City of Banyule, particulars of which are shown on the attached plan.



Dated 16 September 2004

BRUCE GIDLEY
Regional Manager

Melbourne Cricket Ground Act 1984

MELBOURNE CRICKET GROUND (OPERATION OF FLOODLIGHTS) ORDER NO. 4/2004

I, Justin Madden, Minister for Sport and Recreation, make the following Order:

1. ***Title***
This Order may be cited as the Melbourne Cricket Ground (Operation of Floodlights) Order No.4/2004.
2. ***Objectives***
The objectives of this Order are to –
 - (a) specify the days and times during which the floodlights affixed to the floodlight towers at the Melbourne Cricket Ground may be used; and
 - (b) specify the purposes for which the floodlights may be used on those days; and
 - (c) make provision in relation to vehicle entry into the Yarra Park Reserve.
3. ***Authorising provision***
This Order is made under section 3 of the **Melbourne Cricket Ground Act 1984**.
4. ***Floodlights may be used on certain days at certain times and for certain purposes***
The floodlights affixed to the floodlight towers at the Melbourne Cricket Ground may be used:
 - (a) between 8.00am and 8.00pm for the purpose of aligning, testing, repairing or training for any Domestic or International Cricket match from the date of this Order until 25 March 2005; and
 - (b) between 2.00pm and 11.00pm for the purpose of playing any Day/Night International Cricket matches on the following days:
5 January 2005;
14 January 2005; and
4 February 2005.
5. ***Yarra Park Reserve – Entry of Vehicles***
Vehicular traffic is not permitted to enter into Yarra Park Reserve by way of Vale Street after 5 p.m. on any day on which the floodlights affixed to the floodlight towers at the Melbourne Cricket Ground are permitted to be used for the purposes specified in clause 4(b).

Dated 1 November 2004

JUSTIN MADDEN MLC
Minister for Sport and Recreation

Planning and Environment Act 1987

MOONEE VALLEY PLANNING SCHEME

Notice of Approval of Amendment

Amendment C55

The Minister for Planning has approved Amendment C55 to the Moonee Valley Planning Scheme.

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

The Amendment rezones land at 132 Princes Street, Flemington from an Industrial 3 Zone to a Residential 1 Zone and applies an Environmental Audit Overlay to the site.

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 Moonee Valley City Council, 9 Kellaway Avenue, Moonee Ponds.

KEVIN LOVE
Acting Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

GREATER BENDIGO PLANNING SCHEME

Notice of Approval of Amendment

Amendment C38

The Minister for Planning has approved Amendment C38 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 20 Vine Street Bendigo from Business 4 Zone to Special Use 1 Zone (Private Educational or Religious Institutions), to enable a minor extension of the adjoining Girton Grammar School.

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 North West Regional Office, 1 Taylor Street,

Epsom, and at the offices of the Greater Bendigo City Council, Hopetoun Mill, 15 Hopetoun Street, Bendigo.

KEVIN LOVE
Acting Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C2

The Minister for Planning has approved Amendment C2 to the Kingston Planning Scheme.

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

The Amendment makes changes to the Local Planning Policy Framework by updating the Municipal Strategic Statement and introducing a new local planning policy to set the long term objectives for development in the Carrum Activity Centre, in accordance with strategic investigations. The Amendment also rezones peripheral areas of the Centre to a Mixed Use Zone and includes a number of reference documents and an incorporated document in the Planning Scheme.

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 Kingston City Council, Brindisi Street, Mentone.

KEVIN LOVE
Acting Deputy Secretary
Built Environment
Department of Sustainability
and Environment

ORDERS IN 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:

ILLAWARRA – The temporary reservation by Order in Council of 12 November 1872 of an area of 4.047 hectares, more or less, of land in the Parish of Illawarra as a site for Public Gardens. – (Rs 9920).

WARRA WARRA – The temporary reservation by Order in Council of 5 July 1875 of an area of 72.84 hectares, more or less, of land in the Parish of Warra Warra (formerly portion of Crown Allotment 54) as a site for Camping and Watering purposes, revoked as to part by Orders in Council of 14 June 1904 and 22 November 1966 so far as the balance remaining containing 21.46 hectares, more or less. – (Rs 7219).

WARRA WARRA – The temporary reservation by Order in Council of 23 December 1884 of an area of 82.99 hectares, more or less, of land in the Parish of Warra Warra (formerly being Crown Allotment 41) as a site for Conservation of Water, revoked as to part by Orders in Council of 10 September 1889 and 23 November 1914 so far as the balance remaining containing 15.75 hectares, more or less. – (Rs 580).

WARRA WARRA – The temporary reservation by Order in Council of 11 April 1967 of an area of 3.96 hectares, more or less, of land in the Parish of Warra Warra as a site for Water Supply purposes. – (Rs 580).

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

Dated 9 November 2004

Responsible Minister
MARY DELAHUNTY
Minister for Planning

DIANE CASEY
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

REVOCACTION OF TEMPORARY RESERVATIONS

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

BEALIBA – The temporary reservation by Order in Council of 13 December 1911 of an area of 8.066 hectares, more or less, of land in the Township of Bealiba, Parish of Bealiba as a site for Supply of material for Road-making. – (Rs 5966).

BOORT – The temporary reservation by Order in Council of 28 November 1882 of an area of 21.57 hectares, more or less, of land in the Parish of Boort as a site for Conservation of Water. – (2002961).

CAULFIELD – The temporary reservation by Order in Council of 30 May 1939 of an area of 8050 square metres of land at Caulfield, (formerly City of Caulfield), Parish of Prahran as a site for a Technical School. – (Rs 4759).

CAULFIELD – The temporary reservation by Order in Council of 26 April 1972 of an area of 1.148 hectares, more or less, of land at Caulfield, Parish of Prahran as a site for Educational purposes. – (Rs 4759).

MOOLORT – The temporary reservation by Order in Council of 13 May 1867 of an area of 32.38 hectares, more or less, of land in the Parish of Moolort (formerly being part of Crown Allotment 10A, Section 1) as a site for Watering purposes, revoked as to part by Order in Council of 17 August 1914 so far as the balance remaining containing 30.10 hectares, more or less. – (0609554).

POWLETT – The temporary reservation by Order in Council of 26 March 1872 of an area of 12.49 hectares, more or less, of land in the Parish of Powlett (formerly Parish of Powlet) as a site for Watering purposes. – (2004817).

WODONGA – The temporary reservation by Order in Council of 16 May 1939 of an area of 2.2 hectares, more or less, of land in Section W, Township of Wodonga (formerly Town of Wodonga), Parish of Wodonga as a site for Public Recreation and Plantation purposes,

revoked as to part by Orders in Council of 29 August 1961 and 17 September 1996 so far as the balance remaining containing 8750 square metres, more or less. – (Rs 4924).

WODONGA – The temporary reservation by Order in Council of 15 November 1966 of an area of 1771 square metres of land in Section W, Township of Wodonga, Parish of Wodonga as a site for Public Recreation and Plantation purposes. – (Rs 4924).

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

Dated 9 November 2004

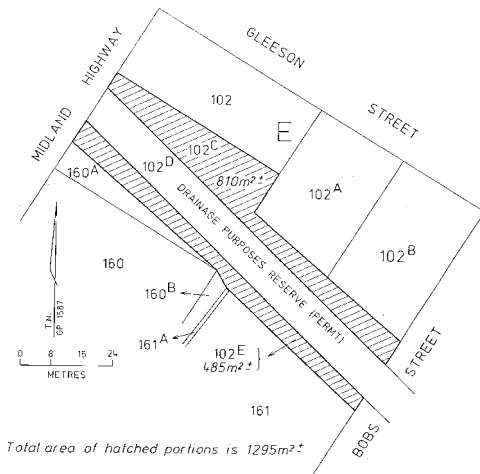
Responsible Minister
 MARY DELAHUNTY
 Minister for Planning

DIANE CASEY
 Clerk of the Executive Council

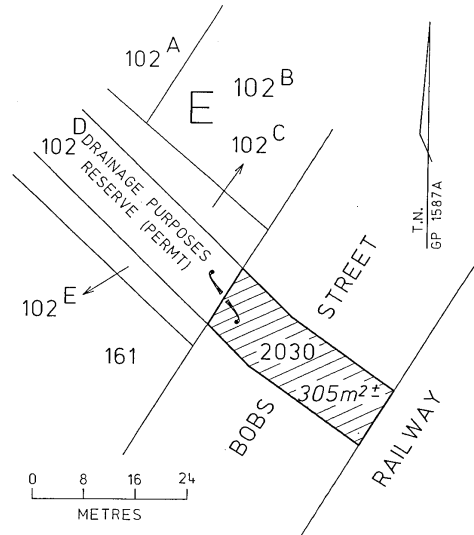
Crown Land (Reserves) Act 1978
 TEMPORARY RESERVATION
 OF CROWN LANDS

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:–

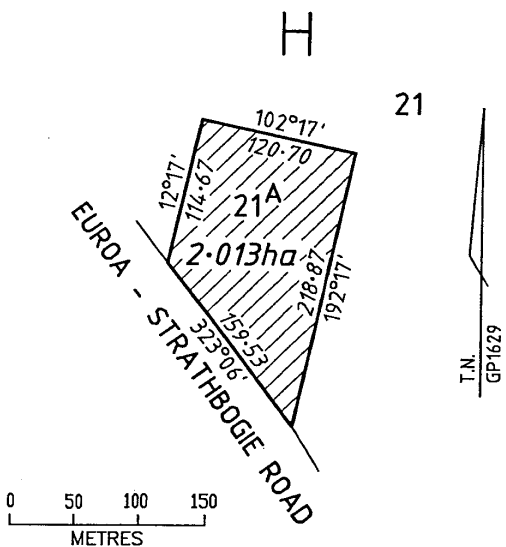
MUNICIPAL DISTRICT OF THE
 GREATER BENDIGO CITY COUNCIL
 BENDIGO – Public purposes, combined area 1295 square metres, more or less, being Crown Allotments 102C and 102E, Section E, at Bendigo, Parish of Sandhurst as indicated by hatching on plan hereunder. (GP1587) – (06P127413).



MUNICIPAL DISTRICT OF THE
 GREATER BENDIGO CITY COUNCIL
 BENDIGO – Public purposes (Road), 305 square metres, more or less, being Crown Allotment 2030, at Bendigo, Parish of Sandhurst as indicated by hatching on plan hereunder. (GP1587A) – (06P127413).

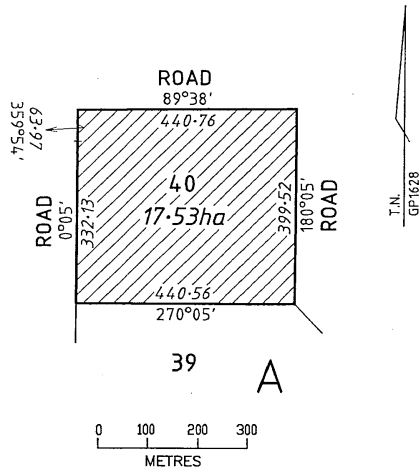


MUNICIPAL DISTRICT OF THE
 STRATHBOGIE SHIRE COUNCIL
 EUROA – Conservation of an area of natural interest, 2.013 hectares, being Crown Allotment 21A, Section H, Parish of Euroa as indicated by hatching on plan hereunder. (GP1629) – (L7-5727).



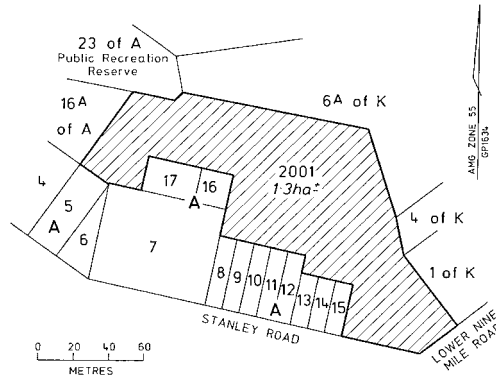
MUNICIPAL DISTRICT OF THE STRATHBOGIE SHIRE COUNCIL

MARRAWEENY – Conservation of an area of natural interest, 17.53 hectares, being Crown Allotment 40, Section A, Parish of Marraweeny as indicated by hatching on plan hereunder. (GP1628) – (L7-5722).



MUNICIPAL DISTRICT OF THE INDIGO SHIRE COUNCIL

STANLEY – Public Recreation, 1.3 hectares, more or less, being Crown Allotment 2001, Township of Stanley, Parish of Stanley as indicated by hatching on plan hereunder. (GP1634) – (Rs 635).

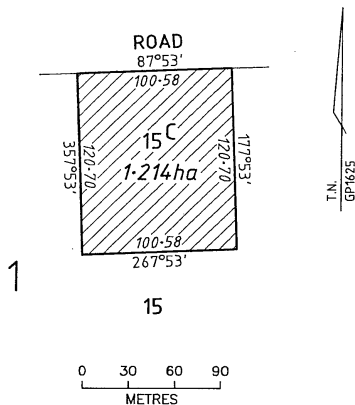


MUNICIPAL DISTRICT OF VICURBAN

MELBOURNE – Public purposes (Community and Education purposes), combined area 5789 square metres being Crown Allotments 2041 and 2042, City of Melbourne, Parish of Melbourne North as shown on Original Plan No. 122085 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (Rs 37311).

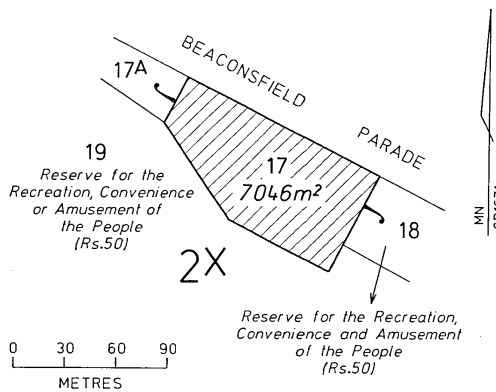
MUNICIPAL DISTRICT OF THE STRATHBOGIE SHIRE COUNCIL

MONEA SOUTH – Conservation of an area of natural interest, 1.214 hectares, being Crown Allotment 15C, Section 1, Parish of Monea South as indicated by hatching on plan hereunder. (GP1625) – (L7-5718).



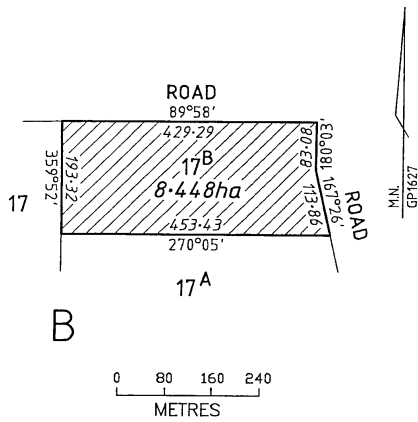
MUNICIPAL DISTRICT OF THE CITY OF PORT PHILLIP

ST KILDA – Public purposes, 7046 square metres, being Crown Allotment 17, Section 2X, at St Kilda, Parish of Melbourne South as indicated by hatching on plan hereunder. – (GP1671) – (1204148).



MUNICIPAL DISTRICT OF THE STRATHBOGIE SHIRE COUNCIL

WONDOOMAROOK – Conservation of an area of natural interest, 8.448 hectares, being Crown Allotment 17B, Section B, Parish of Wondoomarook as indicated by hatching on plan hereunder. (GP1627) – (L7-5720).



1978 dissolves the “Caledonian Park Committee Incorporated” constituted by Order in Council of 29 March 1994 (vide Government Gazette of 31 March 1994 – pages 815 and 816) – [Rs 4832].

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

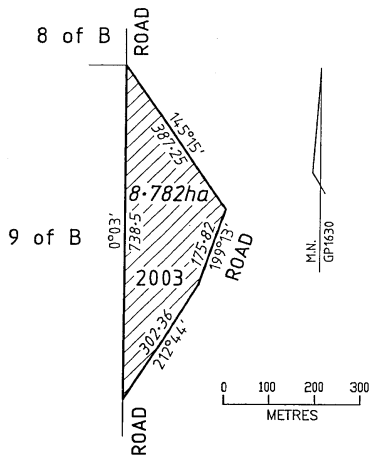
Dated 9 November 2004

Responsible Minister
MARY DELAHUNTY
 Minister for Planning

DIANE CASEY
 Clerk of the Executive Council

MUNICIPAL DISTRICT OF THE STRATHBOGIE SHIRE COUNCIL

WONDOOMAROOK – Conservation of an area of natural interest, 8.782 hectares, being Crown Allotment 2003, Parish of Wondoomarook as indicated by hatching on plan hereunder. (GP1630) – (L7-5717).



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 and the owners of land adjoining the road closes the following unused road:

MUNICIPAL DISTRICT OF THE CITY OF BALLARAT

MINERS REST – The road in the Township of Miners Rest, Parish of Dowling Forest being Crown Allotment 2001 as indicated by hatching on plan hereunder. (GP1669) – (2002774).

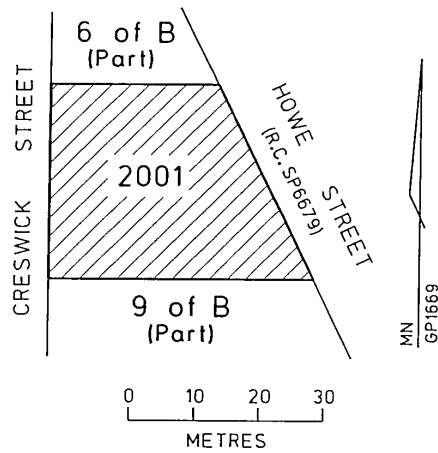
This Order is effective from the date on which it is published in the Government Gazette.

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

Dated 9 November 2004

Responsible Minister
MARY DELAHUNTY
 Minister for Planning

DIANE CASEY
 Clerk of the Executive Council



Dated 9 November 2004

Responsible Minister
MARY DELAHUNTY
 Minister for Planning

DIANE CASEY
 Clerk of the Executive Council

Crown Land (Reserves) Act 1978
DISSOLUTION OF INCORPORATED COMMITTEE OF MANAGEMENT

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

Local Government Act 1989

ALTERATION OF WARD BOUNDARIES
FOR THE FRANKSTON CITY COUNCIL

Order in Council

The Governor in Council under Section 220Q(k), (l), (m) and (n) the boundaries of the wards, the number of wards, the names of the wards and the number of councillors assigned to each ward of the Frankston City Council as described on plan LEGL./04-183 lodged in the Central Plan Office.

Under Section 220S(1)(a) this Order comes into operation on 1 August 2005.

Dated 9 November 2004

Responsible Minister
CANDY BROAD MLC
Minister for Local Government

DIANE CASEY
Clerk of the Executive Council

Local Government Act 1989

ALTERATION OF WARD BOUNDARIES
FOR THE SOUTH GIPPSLAND SHIRE
COUNCIL

Order in Council

The Governor in Council under Section 220Q(k), (l), (m) and (n) the boundaries of the wards, the number of wards, the names of the wards and the number of councillors assigned to each ward of the South Gippsland Shire Council as described on plan LEGL./04-184 lodged in the Central Plan Office.

Under Section 220S(1)(a) this Order comes into operation on 1 August 2005.

Dated 9 November 2004

Responsible Minister
CANDY BROAD MLC
Minister for Local Government

DIANE CASEY
Clerk of the Executive Council

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**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:

136. *Statutory Rule:* Fisheries
(Consequential Amendments)
Regulations 2004
Authorising Act: Fisheries Act 1995
Date of making: 9 November 2004
137. *Statutory Rule:* Magistrates' Court
General (Further Infringements)
Regulations 2004
Authorising Act: Magistrates' Court
Act 1989
Date of making: 9 November 2004
138. *Statutory Rule:* Fair Trading (Safety
Standard) (Baby Bath
Supports) (Interim)
Regulations 2004
Authorising Act: Fair Trading Act 1999
Date of making: 9 November 2004
139. *Statutory Rule:* Wildlife (Amendment)
Regulations 2004
Authorising Act: Wildlife Act 1975
Date of making: 9 November 2004
140. *Statutory Rule:* Land Conservation
(Vehicle Control)
(Amendment)
Regulations 2004
Authorising Act: Land Conservation
(Vehicle Control) Act
1972
Date of making: 9 November 2004

**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:

133. *Statutory Rule:* Supreme Court
(Chapter II
Amendment No. 6)
Rules 2004
Authorising Act: Supreme Court Act
1986
Date first obtainable: 8 November 2004
Code A
134. *Statutory Rule:* Tobacco (Victorian
Health Promotion
Foundation)
(Further
Membership
Amendment)
Regulations 2004
Authorising Act: Tobacco Act 1987
Date first obtainable: 11 November 2004
Code A
135. *Statutory Rule:* Sex Offenders
Registration
(Amendment)
Regulations 2004
Authorising Act: Sex Offenders
Registration Act
2004
Date first obtainable: 11 November 2004
Code A

**PRICING FOR SPECIAL GAZETTE,
PERIODICAL GAZETTE AND
VICTORIAN LEGISLATION**

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