

Victoria Government Gazette

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No. G 45 Thursday 4 November 2004

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GENERAL

TABLE OF PROVISIONS

D	4 1		
Private	A day	artica	manta
LIIVALE	AUV	CHISE	HIGHIS.

Central City Studios Holdings Pty. Ltd.3045 Korumburra Club Incorporated 3045

Estates of Deceased Persons

Dwyer Mahon & Robertson 3045 Engel & Partners 3045 G. R. Herbert & Co. 3045 Gray, Friend & Long 3045 Harris & Chambers 3046 Holding Redlich 3046 Kelly & Chapman 3046 McKean & Park 3046 Reale Lawyers 3046 Rigby Cooke 3046 Ryan, Mackey & McClelland 3047 Verna A. Cook 3047 **Proclamations** 3048 Government and Outer Budget Sector

Agencies Notices 3049 Orders in Council 3068

Acts: Corrections;

Land:

Local Government;

Parliamentary Committees; Project Development and Construction Management.

Advertisers Please Note

As from 4 November 2004

The last Special Gazette was No. 226 dated 3 November 2004. The last Periodical Gazette was No. 2 dated 23 September 2004.

How To Submit Copy

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

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).

PRIVATE ADVERTISEMENTS

Land Act 1958

CROWN LAND LEASE NOTICE

Notice is hereby given pursuant to section 137 of the **Land Act 1958** of a proposal to enter into a lease under section 134 of the Act, particulars of which are as follows:

Land to be leased: Part of Lot 2003 on Plan of Crown Allotments OP122166 prepared by the Office of the Surveyor General Victoria dated 15 August 2004 being part of Lot 2003 Docklands Drive, Docklands.

Purpose of lease: Warehousing and other uses associated with the operation of the adjoining film and television studios.

Term of lease: 5 years and 6 months.

Proposed lessee: Central City Studios Holdings Pty Ltd, ACN 101 578 303.

SINO GUZZARDI Chief Executive Officer

Land Act 1958

Notice is hereby given that Korumburra Gun Club Incorporated has applied for a lease pursuant to section 134 of the **Land Act 1958** for a term of 21 years in respect of Allotment 1H, Section 9, Parish of Korumburra for the purpose of "Amusement and Recreation and Social Activities connected therewith. File Ref 1508737".

Re: Estate of FRANK ROWLAND FREE.

Creditors, next-of-kin and others having claims in respect of the estate of FRANK ROWLAND FREE, late of Boort Nursing Home, Kiniry Street, Boort, in the State of Victoria, retired farmer, deceased, who died on 30 August 2004, are to send particulars of their claim to the executors care of the undermentioned legal practitioners by 14 January 2005 after which date the executors will distribute the assets having regard only to the claims of which they then have notice.

DWYER MAHON & ROBERTSON, legal practitioners, Beveridge Dome, 194–208 Beveridge Street, Swan Hill. Creditors, next-of-kin and others who have claims in respect of the estate of ROY STANLEY JUDD, late of Jacaranda House, McKean Street, Bairnsdale, in the State of Victoria, deceased, who died on 30 July 2004, are to send particulars of their claims to the administrators care of Engel & Partners Pty of 109 Main Street, Bairnsdale by 4 February 2005 after which date it will distribute the assets having regard only to the claims of which it then has notice.

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

Re: PATRICIA LILIAN MILES, late of The George, George Street, Sandringham, Victoria, but formerly of 331 Beach Road, Black Rock, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 August 2004, are required by the trustees, Toni Lee Schreuders of 5 Jetske Court, Dingley, Victoria and Andrea Rae Hansen of 5 Sylvia Crescent, Black Rock, Victoria, to send particulars to the trustees by 4 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.

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

RUBY RAY ANDERSON, late of 22 Sinclair Street, Warragul, Victoria, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 July 2004, are required by the trustees, Lorraine Betty Jones and Pauline Ruby Proposh, to send particulars of their claims to them care of the undermentioned solicitors by 3 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.

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

RICHARD FRANCIS LAUBE, late of 25 Gordon Street, Beaumaris, wheelwright, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 August 2004, are required by the trustee, care of Harris & Chambers, lawyers, of 338 Charman Road, Cheltenham 3192, to send particulars to her by 5 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.

HARRIS & CHAMBERS, lawyers, 338 Charman Road, Cheltenham 3192.

Creditors, next-of-kin and others having claims in respect of the estate of JURIJ KLISENKO (also known as Jury Klisenko), deceased, who died on 8 April 2003, are required by the trustees, Agnes Ross and Valentina Geels, to send particulars to the trustees care of the undermentioned solicitors by 4 January 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which they then have notice.

HOLDING REDLICH, solicitors, 350 William Street, Melbourne.

Creditors, next-of-kin and others having claims in respect of the estate of JAMES BARTON, formerly of 5 Scotts Street, Bentleigh, Victoria, driver, but late of 231 McKinnon Road, McKinnon, Victoria, retired driver, deceased, who died on 8 October 2004, are required by the executors namely Caroline Anne Marshall of 9 Strathmore Street, Bentleigh, Victoria, widow and Neville Denis Kelly of 300 Centre Road, Victoria, solicitor, nominated in the deceased's last Will and Testament dated 18 November 1976 and the first and only Codicil thereto dated 24 May 1994, who are applying to the Supreme Court for a Grant of Probate of the said last Will and Testament and Codicil to send particulars of such claims to the solicitors acting for the said executors namely Kelly & Chapman of 300 Centre Road, Bentleigh, Victoria by 18 January 2005 after which date the said executors may convey or distribute the assets of the deceased, having regard only to claims of which the executors or their solicitors then have notice.

KELLY & CHAPMAN, lawyers, 300 Centre Road, Bentleigh.

Re: DAVID PENRY JONES, late of 5 Huntingfield Place, Heidelberg, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 September 2004, are required by the trustee, Geoffrey Arthur Park, to send particulars to the trustee care of the undermentioned solicitors by 17 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.

McKEAN & PARK, lawyers & consultants, 405 Little Bourke Street, Melbourne 3000.

ANTHONY WAYNE SPEEDY, late of 92 Loch Road, Dandenong North, in the State of Victoria, brick paver, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 June 2004, are required by the personal representative, Bronwen June Speedy of 1/1 Village Way, Rowville, in the State of Victoria, widow, to send particulars to her care of Reale Lawyers, the estate's solicitors, by 15 January 2005 after which date she may convey or distribute the assets having regard only to the claims of which she then has notice.

REALE LAWYERS,

4/54 Robinson Street, Dandenong, Vic. 3175. Phone: 9791 9845.

PO Box 7173, Dandenong 3175.

Estate of BERYL ESTHER CARTER, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of BERYL ESTHER CARTER, late of Gregory Lodge, 2/58 Newmarket Street, Flemington, Victoria, but formerly of Chatham Lea Hostel, 13 Chatham Road, Canterbury, Victoria, widow, deceased, who died on 23 August 2004 are to send particulars of their claims to the executors care of the undermentioned solicitors by the 6 January 2005 after which date the executors will distribute the assets having regard only to the claims of which the executors then have notice.

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

Re: VERNA IVY NEWMAN, late of Unit 3, 96 First Avenue, Sawtell, New South Wales, home duties, deceased.

Creditors, next-of-kin and all other persons having claims against the estate of the said deceased are required by Lynette Margaret Rowlands, Mark Vernon Newman and Ian John Newman, the executors of the estate of the said deceased, to send particulars of such claims to them care of the undermentioned solicitors by a date being two calendar months from the date of this advertisement, after which they will distribute the estate having regard only to the claims of which they then have notice.

RYAN, MACKEY & McCLELLAND, solicitors,

65 Main Street, Greensborough.

CATHERINE NERIDA ROBINS (formerly Goodwin, formerly McKay), late of 1/10 Saxtons Drive, Moe, Victoria, carer, deceased.

Creditors, next-of-kin and others having claims against the estate of the abovenamed deceased, who died on 2 June 2004, are required to send particulars of their claims to the executors care of the undermentioned solicitor by 3 January 2005 after which date the executors will proceed to distribute the assets having regard only to the claims of which they shall then have had notice.

VERNA A. COOK, solicitor, 5/8 St Andrews Street, Brighton 3186.

PROCLAMATIONS

Aboriginal Lands (Amendment) Act 2004

PROCLAMATION OF COMMENCEMENT

I, John Landy, Governor of Victoria, with the advice of the Executive Council and under section 2(1) of the **Aboriginal Lands** (Amendment) Act 2004 fix 4 November 2004 as the day on which that Act comes into operation.

Given under my hand and the seal of Victoria on the 3rd November 2004.

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

GAVIN JENNINGS Minister for Aboriginal Affairs

Mitcham-Frankston Project Act 2004

PROCLAMATION OF COMMENCEMENT

I, John Landy, Governor of Victoria, with the advice of the Executive Council and under section 2(3) of the **Mitcham–Frankston Project Act 2004**, fix 18 November 2004 as the day on which sections 60 and 229(3) and Division 2 of Part 8 of that Act come into operation.

Given under my hand and the seal of Victoria on the 3rd November 2004.

(L.S.) JOHN LANDY Governor

By His Excellency's Command

PETER BATCHELOR Minister for Transport

GOVERNMENT AND OUTER BUDGET SECTOR AGENCIES NOTICES



Road & Pathway Asset Management Plans

The Road Asset Management Plan and Pathway Asset Management Plan are the strategic documents that provide Council with the documented policies, procedures and standards for the management of the road network for which they are the responsible authority. The plans provide the necessary information to manage the local road network for the next 20 years. The Road Management Plan is a legal document that is contained within the Asset Management Plans.

A copy of Council's Asset Management Plan for Roads may be inspected at Council's Customer Service Centres at Wonthaggi, Grantville, Inverloch and Cowes.

Any person who may be aggreived by the proposed Road Management Plan may make a submission on the plan in writing and addressed to the Chief Executive Officer, Bass Coast Shire Council, PO Box 118, Wonthaggi 3995. All submissions must be received within 28 days from the date of publication of this notice.

CENTRAL GOLDFIELDS SHIRE COUNCIL

Local Government Act 1989

Notice under Section 224A

General Local Law 2000 Enforcement of Clause 2.2 by Police Officers

The Central Goldfields Shire Council, pursuant to the provisions of Section 224A of the **Local Government Act 1989**, by the publication of this notice, hereby identifies Clause 2.2 ("Alcohol") of its General Local Law 2000 as the provision of the Local Law for the purposes of sub-sections (1) and (2) of the said section.

Accordingly, the Council hereby states, pursuant to sub-section (2) of the said section, that any Police Officer may enforce that provision.

MARK JOHNSTON Chief Executive Officer



ROAD MANAGEMENT PLAN

Notice is hereby given that the City of Greater Bendigo intends to make a Road Management Plan in accordance with section 54 of the **Road Management Act 2004**.

The purpose of the Road Management Plan is:

- to establish a management system for the Councils road management function which is based on policy and operational objectives and available resources, and
- 2. to set the relevant standard in relation to the discharge of duties in the performance of those road management functions.

A copy of the proposed Road Management Plan may be inspected at the City of Greater Bendigo Municipal Offices in Lyttleton Terrace, Bendigo and High Street, Heathcote or via the City of Greater Bendigo website.

Any person wishing to make a written submission in regards to the draft Road Management Plan should forward it to the Chief Executive Officer, City of Greater Bendigo Council, PO Box 733, Bendigo, Vic. 3552 by Monday 6 December 2004.

JOHN MCLEAN Chief Executive Officer



PUBLIC NOTICE

Local Law No. 2 (Irresponsible Driving) Local Law

Hobsons Bay City Council is considering amendments to its Local Law No. 2. Public submissions about the proposed amendments are now invited.

Proposed Local Law

Council proposes to make an amending local law, to be known as "Local Law No. 2 (Irresponsible Driving) Local Law". The following information about the proposed local law is provided in accordance with Section 119 of the **Local Government Act 1989**.

Purpose of the Local Law

The purposes of this Local Law are to:

- provide for the peace, good order and government of the municipal district;
- better provide for the safety of road users within the municipal district;
- provide an environment in which residents of and visitors to the municipal district may go about their business without intimidation and in an environment free of air and noise pollution;
- better protect the assets of the municipality from damage caused by the irresponsible operation of vehicles.

General Purport of the Local Law

The proposed local law, if made, will make it an offence to drive a vehicle so as to deliberately cause or attempt to cause a skid or other similar mark on a road or in a public place or to drive or permit to be driven a motor vehicle in such a manner that it creates indentations on the surface of a road or public place.

A copy of the proposed local law may be inspected at or obtained from the Council office at 115 Civic Parade, Altona. Office hours are 8.00 am to 5.00 pm Monday to Friday. It may also be viewed on the Council's website, www.hobsonsbay.com.au

Any person affected by the proposed local law may make a written submission relating to it to the Council. Submissions received by Wednesday 17 November 2004 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 in person, or may be represented by a person acting on their behalf, before a meeting of the Council on 14 December 2004 to be held at the Hobsons Bay Civic Centre, 115 Civic Parade, Altona, commencing at 7.00 pm.

Submissions should be lodged at the above office of the Council or posted to PO Box 21, Altona 3018. Enquiries should be directed to the Engineering Services Department on 9932 1145.

BILL JABOOR Chief Executive Officer



Esplanade, Williamstown

Restrictions Relating to Alcoholic Beverages

In accordance with clause 75 (1) of its Local Law No. 2 ("the Local Law"), the Hobsons Bay City Council ("Council") has designated an area in which no person may, at any time from midnight on 18 November 2004 for 12 months of each year, consume any alcoholic beverage or have in his or her possession any alcoholic beverage.

Council now gives notice that the area so designated is as follows:

- Sadler Reserve, Williamstown.
- Forster Street footpath and roadway area extending from Mill Lane to the Esplanade.
- Mill Lane footpath and roadway extending from Forster Street to Garden Street.
- Garden Street footpath and roadway area extending from Mill Lane to the Esplanade.
- The Esplanade roadway and footpath extending from Forster Street to Garden Street

In accordance with Section 224A of the **Local Government Act 1989**, any member of the Victoria Police is authorised to enforce clause 75 of the Local Law in the designated area.

Any queries should be directed to the Engineering Services Department on 9932 1145.

BILL JABOOR Chief Executive Officer

LATROBE CITY COUNCIL

Processes of Municipal Government Local Law (No. 1 2004)

(Revision and Amendment of Local Law No. 1)

Notice of Proposed Local Law

Pursuant to Sections 5(3), 91 and 111 of the **Local Government Act 1989**, Latrobe City Council proposes to make a Local Law entitled Processes of Municipal Government (Meeting and Common Seal) Local Law, Local Law No. 1 2004, to provide for the regulation of activities associated with the conduct of Council meetings and the use of the Common Seal.

The purposes (objectives) of the Local Law are specifically to:

- (a) provide a mechanism to facilitate the good government of the Council through its formal meeting procedure to ensure effective and efficient Council decisions are made in a manner which acknowledges the role of local government within the Australian system of government;
- (b) to 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) to regulate and control the election of Mayor, any Deputy Mayor and the Chairperson of any Special Committees;
- (d) to regulate and control the procedures governing the conduct of meetings including:
 - (i) the notice required for meetings;
 - (ii) the keeping of minutes;
 - (iii) voting at meetings;
 - (iv) notices of motion, amendment and rescission:
 - (v) quorums, points of order and speaking time;
- (e) to regulate and control the use of the Council's seal;
- (f) to provide for the administration of the Council's powers and functions;
- (g) to provide generally for the peace, order and good government of the municipal district.

A copy of the proposed Local Law can be viewed on Council's website at www.latrobe.vic.gov.au or inspected at or obtained from the Council Service Centres at Morwell, Moe or Traralgon Offices, during office hours 8.30 am until 5.15 pm, Monday to Friday.

The public is invited to lodge written submissions concerning the proposed Local Law. All submissions addressed to the undersigned, Latrobe City Council, PO Box 345, Traralgon 3844 should be received within 14 days of the publication of this notice and state if the person or a person acting on their behalf wishes to speak in support of the submission.

Written submissions will be considered by Council in accordance with Section 223 of the Local Government Act 1989.

PAUL BUCKLEY Chief Executive Officer



AMENDMENT (BEHAVIOUR) LOCAL LAW 2004

Notice is hereby given that at its Ordinary Meeting of 25 October 2004, Melton Shire Council made Amendment (Behaviour) Local Law 2004.

The purpose of Amendment (Behaviour) Local Law 2004 is to amend Local Law No. 1 by inserting Clause 510(p) to regulate behaviour in roads, public places and reserves, and Clause 527 to prescribe prohibited behaviour in roads, public places and reserves.

The purport of the Amendment (Behaviour) Local Law 2004 is to address behaviour in public and insure the quiet enjoyment of any peaceful activity by any person.

The Amendment (Behaviour) Local Law 2004 came into operation on 25 October 2004.

A copy of Amendment (Behaviour) Local Law 2004 can be inspected at the Civic Centre, 232 High Street, Melton, during business hours.

MEETING PROCEDURE LOCAL LAW 2004

Notice is hereby given that at its Ordinary Meeting of 25 October 2004, Melton Shire Council proposed to make Meeting Procedure Local Law 2004.

The purpose of the Meeting Procedure Local Law 2004 is to generally provide for the administration of Council's power and functions and to provide generally for the peace, order and good government of the municipal district.

The purport of the Meeting Procedure Local Law 2004 is to regulate and control procedures governing conduct and proceedings at Council Meetings and other Council Committee Meetings, to regulate and control the election of the Mayor and deputy mayor, to regulate and control the use of the Council Seal and to provide a mechanism to facilitate good government of the Council through its formal meeting procedure.

A copy of proposed Meeting Procedure Local Law 2004 can be inspected at the Civic Centre, 232 High Street, Melton, during business hours.

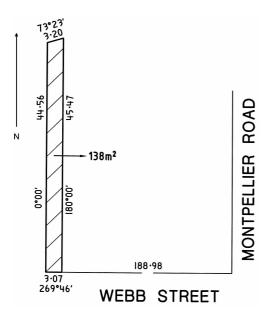
Written submissions relating to the proposed Local Law can be made in accordance with Section 223 of the Local Government Act 1989. Any such submissions should be addressed to Melton Shire Council, PO Box 21, Melton, and must be made within 14 days of the date of publication of this notice.

Any person who has made a written submission to Council and requested that he or she be heard in support of the written submission is entitled to appear in person or by a person acting on his or her behalf before a meeting of Council at a date and time to be fixed.

NEVILLE SMITH Chief Executive

MONASH CITY COUNCIL

Notice is hereby given that the Gazette Notice published on pages 572 and 573 of the Victoria Government Gazette G12 dated 18 March 2004 is to be amended by substituting the gazettal plan on page 573 with the plan below.



DAVID CONRAN Chief Executive Officer



Notice of Intention to Make a Road Management Plan

Notice is hereby given that pursuant to section 54 of the **Road Management Act 2004**, Mornington Peninsula Shire intends to make a Road Management Plan and invites written submissions from any person wishing to comment on the proposed Plan. The purpose of the proposed Road Management Plan, which covers public roads managed by Mornington Peninsula Shire, is to:

- establish a management system for the road management functions of the Council which is based on policy and operational objectives and available resources;
- specify the relevant standards or policy decisions in relation to the discharge of duties in the performance of those road management functions; and
- detail the management systems that the Council proposes to implement in the discharge of its duty to inspect, maintain and repair public roads for which the Council is responsible.

The proposed Road Management Plan can be viewed on our web site — www.mornpen.vic.gov.au, or during business hours at: Rosebud Shire Offices — Besgrove Street, Rosebud; Mornington Shire Offices — corner of Main Street and Queens Street, Mornington; and Hastings Shire Offices — corner of High Street and Marine Parade, Hastings.

Submissions will be received up until 5.00 pm, 3 December 2004 and should be addressed to the Infrastructure Asset Engineer, Mornington Peninsula Shire, Private Bag 1000, Rosebud 3939.

MICHAEL KENNEDY Chief Executive Officer

SURF COAST SHIRE

Notice of Intention to Prepare the Road Management Plan

Pursuant to Section 54(3) of the **Road Management Act 2004**, Surf Coast Shire Council hereby gives notice of its intention to prepare the Surf Coast Shire Road Management Plan.

A copy of the Road Management Plan is available for viewing at Council's offices in Grossmans Road, Torquay, and also at Lorne Visitor Information Centre, 144 Mountjoy Parade, Lorne. It can also be accessed at Council's website on www.surfcoast.vic.gov.au.

Any person may make a submission in accordance with Section 54(2) of the Act in respect of this matter. The Council or, where it determines, a committee of the Council, must consider any written submission which is received by the Council within 28 days after the publication of this notice.

Any person who has made a written submission to Council, and requested that it be heard in support of that submission, is entitled to appear in person, or by a person acting on its behalf, before a meeting of the Council or committee.

Submissions will be received up until 2 December 2004, and should be addressed to Infrastructure Manager, Surf Coast Shire, PO Box 350, Torquay 3228.

Queries should be directed to Sunil Bhalla, Infrastructure Manager on 5261 0667.

PETER BOLLEN Chief Executive Officer

WARRNAMBOOL CITY COUNCIL Half-Day Public Holiday

Warrnambool City Council, pursuant to Section 7(1)(b) of the **Public Holidays Act** 1993, has determined that Thursday 5 May 2005 be declared a Half-Day Public Holiday in the Municipal District of the Warrnambool City Council for Warrnambool Cup Day.

LINDSAY A. MERRITT Chief Executive

WYNDHAM CITY COUNCIL

Notice of Amending Local Law No. 3

Protection of Council Assets and Control of Building Sites

Notice is hereby given that Wyndham City Council, at its Ordinary Meeting held on 27 September 2004, resolved to amend Local Law No. 3 – Protection of Council Assets and Control of Building Sites, pursuant to the provisions of Section 119 of the Local Government Act 1989.

The purpose of the amendments is to improve the effectiveness of the local law by providing additional measures to be applied during development on building sites and land subdivisions to minimise damage to Council assets, and the impact of builders' refuse on the environment, and development works on the stormwater system.

Essentially, the revision calls for the removal of all polystyrene foam material from buildings site by 5.00 pm on the day of the slab pour, the placement of temporary fencing around all building and subdivision sites, and the placement of sand bags or silt capturing devices around storm water drains or low lying land.

Another important addition to the local law is the increase in penalty units to the Schedule of Payments for offences under the local law.

A full description of the amendments and a copy of the local law is available from the Civic Centre Reception Desk, 45 Princes Highway, Werribee or by contacting 9742 0818.

Any persons affected by the proposed changes to the local law may make a submission under Section 223 of the **Local Government Act 1989** and can nominate to be heard in person at a Council Meeting nominated for the hearing of such submissions. Submissions are to be addressed to the Chief Executive, PO Box 197, Werribee 3030.

Submissions will be received up until 18 November 2004.

IAN ROBINS Chief Executive



Notice of Adoption of a Road Management Plan

The Yarra Ranges Shire Council has adopted a road management plan in accordance with Division 5 and Schedule 1 of the **Road Management Act 2004** at its meeting of 26 October 2004.

The Plan, the Code of Practice, any incorporated document or any amendment to an incorporated document can be viewed during office hours at Shire Offices, Anderson Street, Lilydale, or at the Shire Service Centres in Healesville, Yarra Junction, Monbulk and Upwey. The Plan can also be viewed on the Shire's website at www.yarraranges.vic.gov.au.

Planning and Environment Act 1987

MONASH PLANNING SCHEME Notice of Amendment C43 Planning Application TPA/32055

The City of Monash has prepared Amendment C43 to the Monash Planning Scheme.

The Amendment affects land at 2 St Clair Crescent and 203–207 Blackburn Road, Syndal.

The Amendment proposes to:

- rezone the subject land from Residential 1 to Business 2 with a Design and Development Overlay (1); and
- remove the Restrictive Covenant contained in Instrument of Transfer A419042 which currently restricts development to a single dwelling on 2 St Clair Crescent.

The Amendment, associated documentation, and proposed Planning Permit No. 32055 for the development of a two-storey office building with 3 levels of basement car parking together with associated landscaping, 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 Monash City Council, 293 Springvale Road, Glen Waverley.

Submissions about the Amendment must be sent to the City of Monash, PO Box 1, Glen Waverley 3150 by 13 December 2004.

DAVID CONRAN Chief Executive Officer

Planning and Environment Act 1987

GREATER BENDIGO PLANNING SCHEME

Schedule 1, Form 1, Section 19(1) Notice of Amendment

Amendment C40

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

This Amendment affects all land where a planning permit is required to sell and consume liquor pursuant to Clause 52.27 (Licensed Premises) of the Greater Bendigo Planning Scheme.

The Amendment proposes to introduce a new local planning policy, known as the 'Licensed Premises Policy', Clause 22.29 of the Greater Bendigo Planning Scheme.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: Greater Bendigo City Council, "The Mill", 15 Hopetoun Street, Bendigo; Department of Sustainability and Environment, Northern West Regional Office, corner of Midland Highway and Taylor Street, Epsom, and Department of Sustainability and Environment head office, 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 6 December 2004. Submissions about the Amendment must be sent to Mr J. McLean, Chief Executive Officer, Greater Bendigo City Council, PO Box 733, Bendigo 3552 by 6 December 2004.

J. McLEAN Chief Executive Officer Greater Bendigo City Council



Planning and Environment Act 1987

GREATER GEELONG PLANNING SCHEME

Notice of the Preparation of an Amendment Notice of an Application for Planning Permit Amendment C9

Planning Application No. 152/2004

The land affected by the Amendment is 55 Lower Paper Mills Road, Fyansford and adjoining Council open space.

The Amendment proposes to:

- rezone the western portion of the land at 55 Lower Paper Mills Road, Fyansford from part Urban Floodway zone to part Rural Living zone and to apply a Land Subject to Inundation Overlay;
- rezone an eastern portion of the land at 55 Lower Paper Mills Road, Fyansford from Urban Floodway zone to Public Conservation and Resource zone and to apply the Floodway Overlay; and

 rezone adjoining Council open space land from Urban Floodway zone to Public Conservation and Resource zone and to apply the Floodway Overlay.

A Section 173 Agreement facilitating the transfer to Council of the eastern portion of 55 Lower Paper Mills Road, Fyansford for public open space is also being exhibited with the Amendment.

The application is for a permit to subdivide the land at 55 Lower Paper Mills Road, Fyansford into 2 rural residential size allotments and for a dwelling to be constructed on the proposed new lot number 2.

The person who requested the Amendment and the applicant for the permit is Susan Howell.

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: City of Greater Geelong, Myers Street Customer Service Centre, Ground Floor, 131 Myers Street, Geelong; Public Comment section of the City's website www.geelongaustralia.com.au; 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 or by the granting of the permit may make a submission to the planning authority.

Submissions must be sent to the Strategic Planning Unit, City of Greater Geelong, PO Box 104, Geelong 3220, by Monday 6 December 2004.

AARON GARRETT Coordinator Strategic Planning

Planning and Environment Act 1987

WHITEHORSE PLANNING SCHEME

Notice of the Preparation of an Amendment to a Planning Scheme Amendment C55

The City of Whitehorse has prepared Amendment C55 to the Whitehorse Planning Scheme.

The Amendment proposes to introduce planning controls to lots between 300m² and 500m². The Amendment changes the schedule to the Residential 1 and Mixed Use Zone to

require a permit to construct or extend a single dwelling on a lot with an area of between $300m^2$ and $500m^2$.

You may inspect the Amendment, and any documents that support the Amendment, and the explanatory report about the Amendment at the office of the planning authority, Whitehorse City Council, and at the Department of Sustainability and Environment, at the following addresses: The City of Whitehorse, Planning Office Service Centre, 379 Whitehorse Road, Nunawading; and the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne, all libraries and the Service Centres at Box Hill and Forest Hill, and on the Internet at www.whitehorse.vic.gov.au/what-docs.asp.

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.

Any submission about the Amendment must be made in writing, giving the submitter's name, address and, if practicable, a phone number for contact during office hours; set out the views on the Amendment that the submitter wishes to put before Council and indicate what changes (if any) the submitter wishes to be made to the Amendment; and state whether the person/s making the submission wishes to be heard in support of their submission.

The closing date for submissions is 6 December 2004. A submission must be sent to: Ms Fiona Moss, Senior Urban Planner, City of Whitehorse, Locked Bag 2, Nunawading Delivery Centre, Vic. 3110.

Privacy Statement

Any personal information you may include in any submission to Council on the Amendment is collected for planning purposes in accordance with the **Planning and Environment Act 1987** (the Act). The public may view the submission whilst the Amendment is being considered. In accordance with the "Improving Access to Planning Documents" Practice Note dated December 1999, a copy of your submission may be made upon request. If you fail to provide this information your comments may not be considered. You may access this information by contacting Council on 9262 6315.

Dated 4 November 2004

Mr PAUL KEARSLEY General Manager, City Development 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 7 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.

- COX, Harry James, kate of 5 Natina Court, Langwarrin, retired, and who died on 18 July 2004.
- FABI, Laszlo, late of 12 Harding Street, Coburg, Victoria, pensioner, and who died on 3 August 2004.
- HAIG, Alice Winifred, late of Broughtonlea Residential Aged Care Facility, 9 Broughton Road, Surrey Hills 3127, and who died on 20 July 2004.
- LAWES, Margaret Younger, late of The Cottage, 218 Eramosa Road, Somerville, Victoria 3912, home duties, and who died on 12 August 2004.
- LIDSTONE, Elsie Jean, also known as Jean Lidstone, late of 50 Albert Road, Drouin, Victoria 3818, retired, and who died on 28 July 2004.
- McKEY, Norman, late of Engelbert Lodge Hostel, 70 Haverfield Street, Echuca, pensioner, and who died on 26 August 2004.
- McRAE, Keith, late of 28 Aroona Road, Caulfield North, Victoria 3161, gentleman, and who died on 24 June 2004.
- MLOTKOWSKI, Hildegarde, late of Tabulam Nursing Home, 31 Elizabeth Street, Bayswater, retired, and who died on 17 August 2004.

Dated 29 October 2004

DAVID BAKER Manager Executor and Trustee Services

EXEMPTION

Application No. A409/2004

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 City of Yarra (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Aboriginal person to the position of Aboriginal Officer.

Upon reading the material submitted in support of the application, including the affidavit of Lydia Wilson, 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 for and employ an Aboriginal person to the position of Aboriginal Officer.

In granting this exemption the Tribunal noted:

- the applicant has adopted the Yarra Aboriginal Partnerships Plan. The purpose of the Plan is to develop a strategic framework for the applicant's commitment to Reconciliation and Aboriginal social justice;
- the applicant has worked with Aboriginal people and organisations within the city to develop the Yarra Aboriginal Partnership Plan. The plan aims to make a real and tangible difference to Aboriginal people in the areas of vocation, health, housing and social justice. The plan also aims to increase awareness and understanding of Aboriginal heritage and to advance Reconciliation;
- a key action of the plan is to employ an Aboriginal Officer;
- the Aboriginal Officer will be responsible for a number of initiatives outlined in the Yarra Aboriginal Partnership Plan and including the critical tasks of addressing disadvantage and empowering Aboriginal people in Yarra, increasing access by Aboriginal people to services, developing an Aboriginal Communications Plan, supporting Yarra's involvement in Sorry Day and Reconciliation Week, building understanding and celebration of Aboriginal culture in Yarra:
- for cultural reasons, the Aboriginal Officer should be an Aboriginal person.

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 for and employ an Aboriginal person to the position of Aboriginal Officer.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 31 October 2007.

Dated 26 October 2004

Mrs A. COGHLAN Deputy President

EXEMPTION

Application No. A411/2004

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 Zena Collective Incorporated (the applicant) to renew an exemption. The application for renewal of exemption is to enable the applicant to advertise for and employ women only.

Upon reading the material submitted in support of the application, the Tribunal is satisfied that it is appropriate to grant a renewal of exemption from Sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ women only.

In granting this exemption the Tribunal noted:

- Zena Collective is an organisation run by women and provides services for women and children who have experienced, or are experiencing domestic violence;
- the applicant manages two domestic violence services in the Barwon Region.
 One is a high security women's refuge and the other an outreach service. The service is funded by the Department of Human Services Supported Assistance Program;
- empirical evidence from users of domestic violence services suggests that in order to recover from the trauma associated with domestic violence, women only spaces provide an environment which is safer and less intimidating for them;
- the applicant was previously granted an exemption due to expire on 12 December 2004.

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 only.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 31 October 2007.

Dated 26 October 2004

Mrs A. COGHLAN Deputy President

EXEMPTION

Application No. A413/2004

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 Northeast Health Wangaratta (the applicant). The application for exemption is to enable the applicant to advertise for and employ a male psychiatric nurse in the Kerferd Inpatient Unit.

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, 42, 100 and 195 of the Act to enable the applicant to advertise for and employ a male psychiatric nurse in the Kerferd Inpatient Unit.

In granting this exemption the Tribunal noted:

- the Kerferd Unit is a 20 bed acute psychiatric inpatient unit;
- admissions are a mix of involuntary and informal patients, and male and female bed days are equal on statistical analysis;
- mental health nursing has traditionally maintained a relatively even number of male and female nurses, and a cornerstone is the therapeutic use of self by the nurse which includes positive role modelling and gender support. During periods of acute distress it is important to consider the patient preference for the gender of nurse involved in their care:
- an effective full time position has recently been made vacant through the resignation of a male staff nurse and the exemption is sought to maintain a gender mix of nursing staff.

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 for and employ a male psychiatric nurse in the Kerferd Inpatient Unit.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 31 October 2007.

Dated 26 October 2004

Mrs A. COGHLAN Deputy President

EXEMPTION

Application No. A412/2004

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by YMCA (Carlton Parkville Youth Service) for exemption from Sections 13, 100 and 195 of that Act. The application for exemption is to enable the applicant to advertise for and employ a male worker or a female worker, as required.

Upon reading the material submitted in support of the application and upon hearing submissions from Mr C. Camwell and Ms S. Franet, and for the Reasons for Decision given by the Tribunal on 29 October 2004, 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 a male worker or a female worker, as required.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to enable the applicant to advertise for and employ a male worker or a female worker, as required.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 3 November 2007.

Dated 29 October 2004

Mrs C. McKENZIE Deputy President

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

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

Reference: 2004/01511.

Address of Property: Grenville Street, Daylesford.

Crown Description: Crown Allotment 7B, Section 18A, Parish of Wombat.

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

Area: 979 m².

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

Selling Agent: Daylesford Real Estate Pty Ltd, 25 Vincent Street, Daylesford, Vic. 3460.

JOHN LENDERS MP Minister for Finance

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services, under Section 10(2) of the **Community Services Act 1970** in relation to Section 5(2) of the **Adoption Act 1984** I, Carolyn Gale, give approval of the following person(s) under Section 5(1) and Section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of Section 35 and Section 87 of the **Adoption Act 1984**.

Name: Kylie Weinhert. Dated 20 October 2004

> CAROLYN GALE Manager Community Care Southern Metropolitan Region

Agricultural and Veterinary Chemicals (Control of Use) Act 1992

APPOINTMENT OF AUTHORISED OFFICERS

I, John William Galvin, Manager Animal Health Operations in the Department of Primary Industries, pursuant to the powers, duties and functions given to me by a delegation under section 74 of the Agricultural and Veterinary Chemicals (Control of Use) Act 1992 and of my respective powers to appoint authorised officers under section 53 of the Agricultural and Veterinary Chemicals (Control of Use) Act 1992, HEREBY APPOINT the following person employed in the Public Service, as an authorised officer for the purposes of all of the provisions of the Agricultural and Veterinary Chemicals (Control of Use) Act 1992 and any Regulation or Order made under this Act.

Name of person

Position number

Melinda Justine Shaw

7459

Dated 19 October 2004

JOHN WILLIAM GALVIN Manager Animal Health Operations

Livestock Disease Control Act 1994 APPOINTMENT OF INSPECTORS

I, John William Galvin, Manager Animal Health Operations in the Department of Primary Industries, pursuant to the powers, duties and functions given to me by a delegation under section 103 of the Livestock Disease Control Act 1994 and of my respective powers to appoint inspectors under section 108 of the Livestock Disease Control Act 1994, HEREBY APPOINT the following person, who holds a position under the provisions of the Public Sector Management and Employment Act 1998, as an inspector for the purposes of all of the provisions of the Livestock Disease Control Act 1994 and in respect of all livestock.

Name of person

Position number

Melinda Justine Shaw

7459

Dated 19 October 2004

JOHN WILLIAM GALVIN Manager Animal Health Operations

Prevention of Cruelty to Animals Act 1986POWER TO FILE CHARGES

I, Hugh Warwick Chorley Millar, Acting Director Quality Assurance in the Department of Primary Industries, pursuant to the powers, duties and functions given to me by a delegation under section 38 of Prevention of Cruelty to Animals Act 1986 and of my respective powers to authorise persons under section 24 of the Prevention of Cruelty to Animals Act 1986, HEREBY AUTHORISE the following person, who is an employee in the Public Service in the Department of Primary Industries, to file a charge for an offence under Part 2 of the Act or an offence under the regulations relating to Part 2 of the Act. This authorisation remains in force until 30 June 2006.

Name of person

Position number

Melinda Justine Shaw

7459

Dated 21 October 2004

HUGH WARWICK CHORLEY MILLAR Acting Director Quality Assurance

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

Kilsyth Child Care Centre, Licence number 2132 ("the service") is exempt from the qualified staff members requirement as set out in regulation 24 of the Children's Services Regulations 1998.

This exemption is granted subject to the conditions that the proprietor must ensure that:

- 1. whenever children are being cared for or educated by the service, the number of staff members as set out in regulation 24 are caring for or educating the children;
- 2. no more than one nominated staff member is employed in place of qualified staff; and
- 3. the nominated staff member is undertaking a course to attain a post-secondary early childhood qualification recognised under regulation 25;
- 4. the nominated staff member conducts the funded 4-year-old group on Monday and Tuesday each week between 8.30 am and 1.00 pm.

This exemption remains in force until 30 December 2004.

Dated 17 October 2004

HON. SHERRYL GARBUTT MP Minister for Community Services

Country Fire Authority Act 1958

DECLARATION OF FIRE DANGER PERIOD

In pursuance of the powers conferred by Section 4 of the **Country Fire Authority Act 1958**, I, Neil Graeme Bibby, Chief Executive Officer of the Country Fire Authority, after consultation with the Secretary to the Department of Sustainability and Environment, hereby declare the following periods to be the Fire Danger Period in the municipal districts of the municipalities or parts of municipalities specified, commencing on the dates shown and, unless varied by subsequent declaration, ending at 0100 hours on 1 May 2005.

To commence from 0100 hours on 8 November 2004:

Rural City of Mildura;

Rural City of Swan Hill;

Shire of Yarriambiack (Northern and Central parts): that part north of the line described by the following roads: Dimboola/Minyip Road, Stawell/Warracknabeal Road, Loats Road, Donald/Murtoa Road;

Hindmarsh Shire Council (Northern part): that part north of the wire netting fence.

To commence from 0100 hours on 15 November 2004:

Buloke Shire Council.

N. BIBBY Chief Executive Officer

Minerals 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 **Minerals 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 4848 that has been excised from the application, from being subject to an exploration licence or mining licence.
- 2. Subject to paragraph 3, this exemption applies until the expiration of 2 years after the grant of the licence (if the licence is granted), or until the expiration of 28 days after the application lapses or is withdrawn or refused.
- 3. This exemption is revoked in respect of any land that ceases to lie within the boundaries of the application or licence, at the expiration of 28 days after the said land ceases to lie within the boundaries of the application or licence.

Dated 27 October 2004

PHIL ROBERTS Executive Director Minerals and Petroleum

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Jacinta Maree Sewell, Indentification Number 128655 Registered in Division 2

The Nurses Board of Victoria, at its meeting on 21 October 2004, determined the registration of Jacinta Maree Sewell be suspended effective 4.00 pm Monday 25 October 2004 until any hearing into the nurse's ability to practise and professional conduct is completed.

LOUISE MILNE-ROCH Chief Executive Officer

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Timothy Gerrard Spokes, Identification Number 138896 Registered in Division 1

The Nurses Board of Victoria, at its meeting on 21 October 2004, determined the registration of Timothy Gerrard Spokes be suspended effective 4.00 pm Monday 25 October 2004 pending the outcome of a formal hearing in Western Australia into the nurse's professional conduct.

LOUISE MILNE-ROCH Chief Executive Officer

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Matthew Chi Leung Yu, Indentification Number 1829100 Registered in Division 1

The Nurses Board of Victoria, at its meeting on 21 October 2004, determined the registration of Matthew Chi Leung Yu be suspended effective 4.00 pm Monday 25 October 2004 until any hearing into the nurse's ability to practise and professional conduct is completed.

LOUISE MILNE-ROCH Chief Executive Officer

Port Services Act 1995

VICTORIAN CHANNELS AUTHORITY

Notification of Variation to Licence

The Essential Services Commission gives notice under section 63I of the **Port Services Act 1995** that it has, pursuant to section 63H of the **Port Services Act 1995**, varied the Provider of Prescribed Services (Ports) Licence of the Victorian Channels Authority to reflect its change of name to the Victorian Regional Channels Authority.

A copy of the Victorian Regional Channels Authority's licence is available on the Commission's website located at http://www.esc.vic.gov.au or a copy may be obtained by calling Mr Ben Willoughby on (03) 9651 3616.

Dated October 2004

JOHN C. TAMBLYN Chairperson

COMMONWEALTH OF AUSTRALIA

Petroleum (Submerged Lands) Act 1967

NOTICE OF SURRENDER OF EXPLORATION PERMIT FOR PETROLEUM VIC/P48

I, the Delegate of the Designated Authority in respect of the area specified as being adjacent to the State of Victoria, pursuant to the provisions of Section 104 of the **Petroleum (Submerged Lands) Act 1967** hereby surrender Exploration Permit for Petroleum VIC/P48 of which EnCana Corporation are the registered holders.

DESCRIPTION OF BLOCKS

In the adjacent area of the State of Victoria:-

Melbourne Map Sheet SJ55 prepared and published for the purposes of the **Petroleum (Submerged Lands) Act 1967**.

MELBOURNE MAP SHEET

BLOCK NO.	BLOCK NO.	BLOCK NO.	BLOCK NO.
2434	2435	2436	2437
2438	2439	2440	2441
2506	2507	2508	2509
2510	2511	2512	2513
2578	2579	2580	2581
2582	2583	2584	2585
2650	2651	2652	2653
2654	2655	2656	2657
2722	2723	2724	2725
2726	2727	2728	2729
2794 (part)	2795 (part)	2796 (part)	2797 (part)
2798 (part)	2799 (part)	2800 (part)	2801 (part)

Assessed to contain 48 blocks.

Dated 28 October 2004

MADE under the Petroleum (Submerged Lands) Act 1967

of the Commonwealth of Australia on behalf of the

Commonwealth-Victoria Offshore Petroleum Joint Authority

GEORGE BUCKLAND Director, Minerals and Petroleum Regulation

Delegate of the Designated Authority

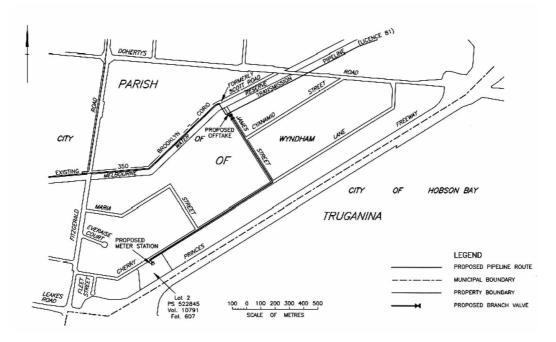
Pipelines Act 1967

NOTICE UNDER SECTION 11 OF THE PIPELINES ACT 1967 (VIC)

Application for a Permit to Own and Use Pipeline 253

1. In accordance with the provisions of Section 11 of the **Pipelines Act 1967** (Vic), notice is given that an application has been received from GasNet Australia (Operations) Pty Ltd (GasNet) for a Permit to own and use a pipeline for the purpose of conveying natural gas from GasNet's Brooklyn to Corio gas transmission pipeline (PL81) to a new gas fired power station in Laverton North.

2. The proposed route of the pipeline is described and shown on the map below:



A 350mm nominal bore steel pipeline approximately 1.6 km in length, commencing at GasNet's Brooklyn to Corio gas transmission pipeline (PL81), travelling in a south-easterly direction along James Street for approximately 600 metres, then turning to a south-westerly direction along Cherry Lane for approximately 1000 metres before crossing Cherry Lane and terminating inside the power station boundary.

- 3. The above plan is only indicative and detailed plans of the proposed route of the pipeline may be inspected between the hours of 9:00 am and 4:00 pm Mondays to Fridays (excluding public holidays) by contacting Clare Delaney, Department of Primary Industries, 16th Floor, 1 Spring Street, Melbourne, Vic. 3000, phone number (03) 9658 4438; and other locations as listed below:
 - Department of Sustainability and Environment, Nauru House, Upper Plaza, 80 Collins Street, Melbourne, Vic. 3000;
 - Wyndham City Council, Civic Centre, 45 Princes Highway, Werribee, Vic. 3030;
 - GasNet Australia website: www.gasnet.com.au (Environment and Community/ Assessments link).

Additional copies of the plans can be obtained from GasNet Australia Reception, telephone (03) 9797 5222.

Submissions regarding the proposed route can be lodged by the close of business on 6 December 2004 by sending submissions to the Director, Minerals and Petroleum Regulation, Department of Primary Industries, GPO Box 4440, Melbourne, Vic. 3001.

Dated 28 October 2004

BOB CAMERON Minister for Resources

Supreme Court Act 1986

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE

Common Law Division

No. 9420 of 2003

IN THE MATTER of an application pursuant to section 21 of the **Supreme Court Act 1986 BETWEEN:**

THE ATTORNEY-GENERAL FOR THE STATE OF VICTORIA

Plaintiff

- and -

JULIAN KNIGHT

Defendant

GENERAL FORM OF JUDGMENT GIVEN

JUDGE: The Honourable Justice Smith

DATE GIVEN: 19 October 2004
ORIGINATING PROCESS: Originating Motion

HOW OBTAINED: Trial without a jury commenced on 9 September 2004

ATTENDANCE: Mr P. Golombek of Counsel for the Plaintiff

Mr D. Bailey of Counsel for the Defendant.

OTHER MATTERS: This matter coming on to be heard before the Court on

9 September 2004 and the Court having, on 9 September 2004, directed that this matter should stand for judgment and this matter standing for judgment this day accordingly.

THE JUDGMENT OF THE COURT IS THAT:

1. The Defendant Julian Knight be declared a vexatious litigant.

- 2. The Defendant Julian Knight must not without the leave of the Court commence, within the period of 10 years from this date any legal proceedings (whether civil or criminal) in the Court, an inferior Court or any tribunal.
- 3. There be no order as to costs.

DATE AUTHENTICATED: 19 October 2004

PROTHONOTARY

Transport Act 1983

TOW TRUCK DIRECTORATE OF VICTORIA

Tow Truck Application

Notice is hereby given that the following application will be considered by the Licensing Authority after 8 December 2004.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Tow Truck Directorate of Victoria, Level 6, 14–20 Blackwood Street, North Melbourne (PO Box 666, North Melbourne 3051) not later than 2 December 2004.

It will not be necessary for interested parties to appear on the date specified, unless advised in writing.

Ann Fassoulis. Application for variation of conditions of tow truck licence number TOW676, which authorises the licensed vehicle to be managed, controlled and operated from a depot situated at 340 Nicholson Street, Fitzroy to change the depot address to 265 Boundary Road, Mordialloc.

Dated 4 November 2004

STEVE STANKO

Director

Water Act 1989

EAST GIPPSLAND REGION WATER AUTHORITY

Proposed Extension of the Mitchell Water Supply District and the Metung Sewerage District

Notice is hereby given that the East Gippsland Region Water Authority, pursuant to Section 96 of the Water Act 1989, proposes to seek to extend the Mitchell River Water Supply District and the Metung Sewerage District. The area included in the proposed extensions of the districts generally covers the estate of Tambo Bluff.

Full details of the district extension proposals and copies of plans showing the extent of the districts are available for inspection free of charge at the Authority's office, 133 Macleod Street, Bairnsdale, during office hours.

Members of the public are invited to make submission on the proposal. Any person making a submission or objection to the proposal should set out grounds for any objection raised in the submission.

Submissions must be received by the Authority by 3 December 2004, which is one month after the publication of this notice in the Government Gazette. If any submissions are received, the Board of East Gippsland Water will consider them at the scheduled Board meeting on 21 December 2004.

LES MATHIESON Chief Executive Officer East Gippsland Water

Water Act 1989

EAST GIPPSLAND REGION WATER AUTHORITY

Proposed Extension of the Orbost Sewerage District

Notice is hereby given that the East Gippsland Region Water Authority, pursuant to Section 96 of the Water Act 1989, proposes to seek to extend the Orbost Sewerage District. The area included in the proposed extension of the district generally covers the residential estate in Cherod Drive and Suter Court and a small allotment on the Bonang Highway.

Full details of the district extension proposals and copies of plans showing the extent of the districts are available for inspection free of charge at the Authority's office, 133 Macleod Street, Bairnsdale, during office hours.

Members of the public are invited to make submission on the proposal. Any person making a submission or objection to the proposal should set out grounds for any objection raised in the submission.

Submissions must be received by the Authority by 3 December 2004, which is one month after the publication of this notice in the Government Gazette.

If any submissions are received, the Board of East Gippsland Water will consider them at the scheduled Board meeting on 21 December 2004.

LES MATHIESON Chief Executive Officer East Gippsland Water

Witness Protection Act 1991

I, André Haermeyer, Minister for Police and Emergency Services and Minister administering the Witness Protection Act 1991, acting under section 3 of the Witness Protection Act 1991, declare the Northern Territory Witness Protection (Northern Territory) Act 2002 (being an Act of a State that makes provision for the protection of witnesses) to be a complementary witness protection law for the purposes of the Witness Protection Act 1991.

ANDRÉ HAERMEYER Minister for Police and Emergency Services

Dated 28 October 2004

Planning and Environment Act 1987

BANYULE PLANNING SCHEME Notice of Approval of Amendment Amendment C44 Part 1

The Minister for Planning has approved Amendment C44 Part 1 to the Banyule Planning Scheme.

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

The Amendment:

- changes Clause 21.04 of the Municipal Strategic Statement to update references to the Greensborough Principal Activity Centre, and add the Greensborough Principal Activity Centre Local Structure Plan and several business plans to the list of reference documents; and
- changes Clause 21.04 of the Municipal Strategic Statement and Clause 22.04 Environment Policy to take account of new strategic planning work in relation to environmental issues, and adds relevant strategic planning work to the list of reference documents.

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 Banyule City Council at the following locations: Rosanna Service Centre, 44 Turnham Avenue, Rosanna; Ivanhoe Service Centre, 275 Upper Heidelberg Road, Ivanhoe; and Greensborough Service Centre, 9–13 Flintoff Street, Greensborough.

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

Planning and Environment Act 1987

CARDINIA PLANNING SCHEME Notice of Approval of Amendment Amendment C44

The Minister for Planning has approved Amendment C44 to the Cardinia Planning Scheme.

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

The Amendment rezones 220 ha of land bounded by Kooweerup Road, Greenhills Road, McGregor Road and the proposed Pakenham Bypass from a Rural Zone to an Industrial 1 Zone.

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 Cardinia Shire Council, Henty Way, Pakenham.

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

Planning and Environment Act 1987

CASEY PLANNING SCHEME Notice of Approval of Amendment Amendment C60

The Minister for Planning has approved Amendment C60 to the Casey Planning Scheme.

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

The Amendment affects land at 106 Buchanan Road, various parcels of land at Manuka Road, and land at 27 Inglis Road, Berwick and land at 5 Adamson Road, Beaconsfield and:

- rezones some land acquired for the proposed Cardinia Creek Parklands from a Green Wedge Zone to a Public Park and Recreation Zone;
- deletes the Public Acquisition Overlay Parks Victoria (PAO5) applying to land acquired and land not required for the parklands;
- applies a Vegetation Protection Overlay (VPO2) to part of the land at 62–70 and 72–80 Manuka Road, Berwick (Lots 1 and 2 on PS 305400K).

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 Casey City Council, Magid Drive, Narre Warren.

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

Planning and Environment Act 1987

DAREBIN PLANNING SCHEME Notice of Approval of Amendment Amendment C58 Part 1

The Minister for Planning has approved Amendment C58 Part 1 to the Darebin Planning Scheme.

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

The Amendment rezones land described as Crown Allotment 16J3 Plenty Road, Bundoora from a Public Use Zone – Health and Community (PUZ3) to a Mixed Use Zone, and applies a Development Plan Overlay – Schedule 1 and a Road Closure Overlay to the land.

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 Darebin City Council, 274 Gower Street, Preston.

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

Planning and Environment Act 1987

EAST GIPPSLAND PLANNING SCHEME

Notice of Approval of Amendment Amendment C35

The Minister for Planning has approved Amendment C35 to the East Gippsland Planning Scheme.

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

The Amendment rezones part of Crown Allotment 35, Parish of Tonghi (Certificate of Title Volume 9287, Folio 875), located on Old Coast Road, Cann River, from a Rural Zone (Schedule 1) to a Public Use Zone 1.

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 East Gippsland Shire Council, 273 Main Street, Bairnsdale.

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 C43

The Minister for Planning has approved Amendment C43 to the Kingston Planning Scheme.

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

The Amendment:

- rezones land at 37–39 Station Road, Cheltenham from a Business 3 Zone to a Business 1 Zone;
- applies the Environmental Audit Overlay over the site;
- makes a minor alteration to the 'Cheltenham Business Framework Plan' within Clause 22.01 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

Planning and Environment Act 1987

MARIBYRNONG PLANNING SCHEME

Notice of Approval of Amendment Amendment C51

The Minister for Planning has approved Amendment C51 to the Maribyrnong Planning Scheme.

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

The Amendment introduces a Priority Development Zone over land covered by the Footscray Station Precinct Development Plan (2004), which will be incorporated in the 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 Maribyrnong City Council, Municipal Offices, corner of Napier and Hyde Streets, Footscray.

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

Planning and Environment Act 1987

VICTORIA PLANNING PROVISIONS

Notice of Approval of Amendment Amendment VC29

The Minister for Planning has approved Amendment VC29 to the Victoria Planning Provisions and all planning schemes in Victoria, except the Port of Melbourne Planning Scheme.

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

The Amendment makes a change to Clause 52.17 to clarify that the exemption from the need for a planning permit for the removal, destruction or lopping of native vegetation for farm structures does not include removal caused by the establishment or operation of a central pivot irrigation system.

A copy of the Amendment can be inspected, free of charge, during office hours, at: Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000; Department of Sustainability and Environment, Port Phillip Region, 30 Prospect Street, Box Hill 3128; Department of Sustainability and Environment, North East Region, 35 Sydney Road, Benalla 3672; Department of Sustainability and Environment, Gippsland Region, 71 Hotham Street, Traralgon 3844; Department of Sustainability and Environment, North West Region, 1 Taylor Street, Epsom 3551; Department of Sustainability and Environment, South West Region - Geelong, 4th Floor, State Government Offices, corner of Fenwick and Little Malop Streets, Geelong 3220; and Department of Sustainability and Environment, South West Region - Ballarat, 88 Learmonth Road, Wendouree 3355.

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

ORDERS IN COUNCIL

Corrections Act 1986

AMENDMENT TO AN ORDER FOR THE DECLARATION OF AN INTERSTATE LAW FOR THE PURPOSE OF PART 8A OF THE CORRECTIONS ACT 1986

Order in Council

The Governor in Council amends the Order in Council dated 18 August 2004, as published in the Government Gazette on 19 August 2004 (page 2344 G34), declaring that:

- the Queensland Corrective Services Act 2000,
- the Tasmanian Corrections Act 1997, and
- the New South Wales Crimes (Administration of Sentences) (Interstate Leave) Order 2004; are interstate laws for the purposes of Part 8A of the Victorian **Corrections Act 1986**, by deleting the reference to the New South Wales Crimes (Administration of Sentences) (Interstate Leave) Order 2004 and inserting the following:

"New South Wales Crimes (Administration of Sentences) (Interstate Leave) Order 2004"

Dated 3 November 2004 Responsible Minister ANDRÉ HAERMEYER Minister for Corrections

> DIANE CASEY Clerk of the Executive Council

Local Government Act 1989

MACEDON RANGES SHIRE COUNCIL

Specification of Dates

Order in Council

The Governor in Council ORDERS THAT:

under Section 38(4) of the **Local Government Act 1989** to postpone the date for the by-election for Macedon Ranges Shire Council's Baringo Ward from 18 December 2004 to 8 January 2005;

under Sections 3, 21, 21A and 22 of the **Local Government Act 1989** the dates for Macedon Ranges Shire Council's Baringo Ward by-election to be held on 8 January 2005 shall be:

Friday 5 November 2004 Entitlement date for the purposes of Division 1 of Part 3 of the

Local Government Act 1989;

Friday 12 November 2004 The date by which the Electoral Commissioner must supply to

the Chief Executive Officer a voters' list for the purposes of

section 21(2) of the Local Government Act 1989;

Friday 19 November 2004 The date by which the Chief Executive Officer must make out a

voters' list for the purposes of sections 22(2) and 22(2A) of the

Local Government Act 1989.

Dated 3 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 MACEDON RANGES 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 Macedon Ranges Shire Council as described on plan LEGL./04–181 lodged in the Central Plan Office.

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

Dated 3 October 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 MITCHELL 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 Mitchell Shire Council as described on plan LEGL./04–182 lodged in the Central Plan Office.

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

Dated 3 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 STRATHBOGIE 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 Strathbogie Shire Council as described on plan LEGL./04–180 lodged in the Central Plan Office.

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

Dated 3 November 2004

Responsible Minister

CANDY BROAD MLC

Minister for Local Government

DIANE CASEY

Clerk of the Executive Council

Land Act 1958

APPROVAL BY THE GOVERNOR IN COUNCIL TO THE SALE OF CROWN LAND BY PRIVATE TREATY

Order in Council

The Governor in Council, pursuant to sections 99A(1)(a) & 99A(2) of the **Land Act 1958**, approves the sale by private treaty of Crown Allotment 2033, Parish of Melbourne South and located at 69–79 Lorimer Street, Southbank.

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

Dated 3 November 2004

Responsible Minister

JOHN LENDERS MP

Minister for Finance

DIANE CASEY

Clerk of the Executive Council

Parliamentary Committees Act 2003

LAW REFORM COMMITTEE OF PARLIAMENT

Inquiry into

Administration and Probate Act 1958

Extension of Reporting Date

Order in Council

The Governor in Council under section 33 of the **Parliamentary Committees Act 2003** amends the reporting date referred to in the Order in Council dated 3 June 2003 requiring the Law Reform Committee of Parliament to inquire into the **Administration and Probate Act 1958** by substituting the date by which the Committee must report to the Parliament on the inquiry from 30 September 2004 to the last sitting day of Spring 2006.

The Order is to be effective from the date of gazettal.

Dated 3 November 2004 Responsible Minister STEVE BRACKS Premier

DIANE CASEY Clerk of the Executive Council

Parliamentary Committees Act 2003

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE OF PARLIAMENT

Inquiry into Electronic Democracy
Extension of Reporting Date
Order in Council

The Governor in Council under section 33 of the **Parliamentary Committees Act 2003** amends the reporting date referred to in the Order in Council dated 3 June 2003 (amended 25 November 2003) requiring the Scrutiny of Acts and Regulations Committee of Parliament to inquire into the Electronic Democracy by substituting the date by which the Committee must report to the Parliament on the inquiry from Spring 2004 Session of Parliament to 31 March 2005.

The Order is to be effective from the date of gazettal.

Dated 3 November 2004 Responsible Minister STEVE BRACKS Premier

> DIANE CASEY Clerk of the Executive Council

Parliamentary Committees Act 2003

ENVIRONMENT AND NATURAL RESOURCES COMMITTEE OF PARLIAMENT

Inquiry into Sustainable Communities
Extension of Reporting Date
Order in Council

The Governor in Council under section 33 of the **Parliamentary Committees Act 2003** amends the reporting date referred to in the Order in Council dated 27 April 2004 requiring the Environment and Natural Resources Committee of Parliament to inquire into Sustainable Communities by substituting the date by which the Committee must report to the Parliament on the inquiry from 31 March 2005 to 31 May 2005.

The Order is to be effective from the date of gazettal.

Dated 3 November 2004 Responsible Minister STEVE BRACKS Premier

> DIANE CASEY Clerk of the Executive Council

Project Development and Construction Management Act 1994

NOMINATION ORDER

The Governor in Council under section 6 of the **Project Development and Construction Management Act 1994** ("the Act"), and on the recommendation of the Premier, declares the following development to be a project to which the Act applies:

 the Wholesale Markets Site Acquisition Project; AND in accordance with section 7 of the Act, specifies that:

- (a) the Minister for Major Projects is to be responsible for the nominated project;
- (b) the Secretary to the Department of Infrastructure, being a body corporate established under section 35 of the Act, is to be the facilitating agency for the nominated project.

Dated 3 November 2004 STEVE BRACKS Premier

> DIANE CASEY Clerk of the Executive Council

Project Development and Construction Management Act 1994

APPLICATION ORDER

The Governor in Council under section 8 of the **Project Development and Construction Management Act 1994** ("the Act"), and on the recommendation of the Premier, declares in respect of the Wholesale Markets Site Acquisition Project ("the Project"), a nominated project under section 6 of the Act, that:

- a) The following provisions of Part 3 of the Act apply in relation to the Wholesale Markets Site Acquisition Project: sections 14, 15, 16, 17, 18, 19, 20, 20A, 20B, 20C, 20D, 20E, 20F, 20G, 20H, 20I, 20J, 21, 22, 23, 24 and 25.
- b) The following provisions of Part 3 of the Act apply to the Secretary to the Department of Infrastructure which is the facilitating agency for the Wholesale Markets Site Acquisition Project: sections 14, 15, 16, 17, 18,19, 20, 20A, 20B, 20C, 20D, 20E, 20F, 20G, 20H, 20I, 20J, 20, 21, 22, 23, 24 and 25
- c) The following provisions of Part 3 of the Act apply to the responsible Minister: sections 19, 20, 22, 23 and 24.

Dated 3 November 2004 STEVE BRACKS Premier

> DIANE CASEY Clerk of the Executive Council

SUBORDINATE LEGISLATION ACT 1994 NOTICE OF MAKING OF STATUTORY RULES

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

134. Statutory Rule: Tobacco (Victorian

Health Promotion Foundation) (Further

Membership Amendment) Regulations 2004

Authorising Act: Tobacco Act 1987

Date of making: 3 November 2004

135. Statutory Rule: Sex Offenders

Registration (Amendment) Regulations 2004

Authorising Act: Sex Offenders

Registration Act 2004

Date of making: 3 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:

128. *Statutory Rule*: Prostitution

Control (Amendment) Regulations 2004

Authorising Act: Prostitution

Control Act 1994

Date first obtainable: 3 November 2004

Code A

129. *Statutory Rule*: Prostitution

Control (Fees) Regulations 2004

Authorising Act: Prostitution

Control Act 1994

Date first obtainable: 3 November 2004

Code A

130. Statutory Rule: Local Government

(General)

Regulations 2004

Authorising Act: Local Government

Act 1989

Date first obtainable: 3 November 2004

Code C

131. Statutory Rule: Subordinate

Legislation (Metropolitan Fire Brigades (General) Regulations 1994 –

Extension of Operation)
Regulations 2004

Authorising Act: Subordinate

Legislation Act

1994

Date first obtainable: 3 November 2004

Code A

SUBORDINATE LEGISLATION ACT 1994 NOTICE THAT STATUTORY RULES ARE OBTAINABLE (continued)

132. Statutory Rule: Road Safety

(General) (Amendment) Regulations 2004

Authorising Act: Road Safety Act

1986

Date first obtainable: 3 November 2004

Code A

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