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GENERAL

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As from 24 June 2004

The last Special Gazette was No. 144 dated 23 June 2004.

The last Periodical Gazette was No. 1 dated 17 June 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).
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PRIVATE ADVERTISEMENTS**DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the partnership previously subsisting between Joseph Raudino and Equity Logic Tax Services Pty Ltd, carrying on business as tax agents at 150 Albert Road, South Melbourne, under the name or style of E.L. Tax Services, has been dissolved as from 16 June 2004.

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership previously subsisting between Sharon Lee Johnston and John Maxwell Robertson carrying on business of motor vehicle parts suppliers and distributors at Factory 2, 4 Rutherford Road, Seaford in the State of Victoria under the name of "J & S Japanese Auto Importers" has been dissolved as from 8 January 2004.

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership subsisting between Annette Mavis Povh and Andrew Smithson, carrying on business of sale of fresh gourmet poultry at 1/515 Main Street, Mordialloc under the business name Mordialloc Fresh Gourmet Poultry, has been dissolved as from 28 February 2004 so far as concerns the said Andrew Smithson who retires from the said business.

WEBB KORFIATIS, solicitors,
Suite 1, Ground Floor, Lansdowne House,
182 Victoria Parade, East Melbourne 3002.

VIRA BURTON, late of Ascot Manor,
264 High Street, Ashburton, Victoria, retired
teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 December 2003, are required by Equity Trustees Limited, ACN 004 031 298, the proving executor of the Will of the deceased to send particulars of their claims to the executor in the care of the undermentioned solicitor, by 26 August 2004 after which date the executor may convey or distribute the assets having regard only to the claims of which it then has notice.

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

Re: MARGARET ELIZABETH DAVIES,
late of 10 Walkerville Road, Tarwin Lower,
farmer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 May 2004, are required by the executors nominated in the deceased Will dated 1 May 1997 namely Julie-Anne Margaret Bolding of 65 Hickey Road, Glen Alvie, Victoria, farmer; Dianne Francis Bell of 100 Davies Road, Tarwin Lower, Victoria, farmer; and Fiona Olwyn Davies of 3/31 Camperdown Street, Coffs Harbour, New South Wales, child care worker, who are applying to the Supreme Court of Victoria for a grant of probate to send particulars of such claims to the solicitors acting for the estate namely Birch Ross & Barlow of 50 Bair Street, Leongatha, by 31 August 2004 after which date the executors may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

BIRCH ROSS & BARLOW, solicitors,
50 Bair Street, Leongatha, 3953.

Re: MLADEN NIKOLIC, late of 220 James
Cook Drive, Endeavour Hills, Victoria, retired
cleaner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 December 2003, are required by the trustee, Maja Aleksic of 220 James Cook Drive, Endeavour Hills, Victoria, shop assistant, to send particulars to the trustee by 2 September 2004, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: MARY ROSE CHAMBERLAIN, late of
53 Quinn Street, Heidelberg, Victoria, widow,
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 March 2004, are requested by the trustee to send particulars of their claim to her at the office of her solicitors, Bullards of Level 8, 221 Queen Street, Melbourne by 20 September 2004 after which date the trustees

may convey or distribute the assets having regard only to the claims of which the trustees have notice.

BULLARDS, solicitors,
Level 8, 221 Queen Street, Melbourne.

Re: DORIS EILEEN BROWNE, late of 7 George Street, Ferntree Gully, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 July 2003, are requested by the trustees to send particulars of their claim to them at the office of their solicitors, Bullards of Level 8, 221 Queen Street, Melbourne by 20 September 2004 after which date the trustees may convey or distribute the assets having regard only to the claims of which the trustees have notice.

BULLARDS, solicitors,
Level 8, 221 Queen Street, Melbourne.

Re: JENNIFER ELIZABETH JONES, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of JENNIFER ELIZABETH JONES, late of Townhouse 1, 1-3 Well Street, Brighton, Victoria, deceased, who died on 14 February 2003, are to send particulars of their claims to the executors Roisin Huia Elizabeth Beck, Samantha Jennifer Jones and Gabrielle Lilie Paxton-White care of the undermentioned solicitors by 30 August 2004 after which date the executors will distribute the assets having regard only to the claims of which they then have notice.

DAVIS & MARKS, solicitors,
Level 1, 28 Carpenter Street, Brighton 3186.

Re: BRIAN JAMES BUTTERS, late of 14 Pine Crescent, Ringwood, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 March 2004, are required by the trustee, Joy Roselind Butters of 14 Pine Crescent, Ringwood, Victoria, wife, to send particulars to the trustee by 19 August 2004 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

THE FIELD GROUP-LEGAL, solicitors,
142 Main Street, Lilydale 3140.

Re: ANTOINETTE JACQUELINE DALY, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of ANTOINETTE JACQUELINE DALY, late of 5/35 Leonards Road, Healesville, Victoria 3777, home duties, deceased, who died on 11 September 2003, are to send particulars of their claims to the administrator care of the undermentioned solicitors by 30 August 2004 after which date the administrator will distribute the assets having regard only to the claims of which the administrator then has notice.

G. A. BLACK & CO., solicitors,
222 Maroondah Highway, Healesville.

Re: ELIZABETH JUNE SCOBLE, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of ELIZABETH JUNE SCOBLE, late of 2 Rawlings Street, Surrey Hills, Victoria 3127, retired, deceased, who died on 15 February 2004, are to send particulars of their claims to the executor care of the undermentioned solicitors by 30 August 2004 after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

G.A. BLACK & CO., solicitors,
222 Maroondah Highway, Healesville.

Re: AUGUSTA ELIZABETH ELLWOOD late of 1/20 Argyle Avenue, Chelsea, Victoria, but formerly of 17 Armstrong Street, Beaumaris, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 April 2004, are required by the trustee Thomas Mark Ellwood of 29 Catherine Avenue, Chelsea, Victoria, factory hand, to send particulars to the trustee by 27 August 2004 after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee has notice.

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

Re: MARYROSE WOOD, late of 50 Scott Street, Dromana, Victoria, spinster, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased,

who died on 27 March 2004, are required by the trustee, John Gerard Wood, in the Will called John Gerrard Wood, of 72 Roden Street, West Melbourne, Victoria, accounts administrator, to send particulars to the trustee by 25 August 2004 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: RONALD ERIC ROBERTS, late of 23 Peterson Street, Highett, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 April 2004, are required by the trustee, Olive Helen Lorraine Roberts of 23 Peterson Street, Highett, Victoria, widow, to send particulars to the trustee by 27 August 2004 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of BRIGITA DERUMS, (also known as Brigita Tatjana Derums) late of 4 Edward Street, Belgrave in the State of Victoria, widow, who died on 27 February 2004, are required by the personal representatives of the deceased, Roger Michael Stansfield and Juan Jose Martinez both of Level 1, 535 Bourke Street, Melbourne, Victoria, to send particulars to them care of the undermentioned solicitors by 23 August 2004, after which date they will distribute the assets having regard only to the claims of which they then have notice.

HOME WILKINSON LOWRY, solicitors,
Level 1, 535 Bourke Street, Melbourne 3000.
(Reference RK:42890)

Creditors, next-of-kin and others having claims in respect of the Will of MAVIS DAPHNE PRESS, late of Unit 169/16-24 Box Forest Road, Glenroy, Victoria, widow, deceased, who died on 8 May 2004 are requested to send particulars of their claims to the

executors Noelene Gladys Goodwin and Ronald William Press care of the undermentioned legal practitioner by 25 August 2004 after which date they will distribute the assets having regard only as to the claims of which they then have notice.

JOHN STEWART, legal practitioner,
290 Racecourse Road, Newmarket.

ALICE CANDACE SCOTT, late of Berwick Private Nursing Home, 21 Parkhill Drive, Berwick, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 June 2003, are required by the executor to whom probate was granted, Gordon William Scott, to send particulars to him care of the undermentioned solicitors by a date not later than two months from the date of publication hereof after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

LYTTLETONS, solicitors,
53 Marcus Road, Dingley.

Re: ETHEL JEAN CAPPADONA, late of 1 Clow Street, Dandenong, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 September 2003, are required by the trustees, Annette Main of 22 Hemmings Street, Dandenong, Victoria, home duties, the niece and Norman Delorenzo of 17 May Court, Dandenong, Victoria, retired, the friend, to send particulars to the trustees by 23 August 2004 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MACPHERSON + KELLEY, solicitors,
40-42 Scott Street, Dandenong.

SYBIL HANNAH ADELA JAMES, late of Unit 4, 37 Hopkins Street, McKinnon, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 May 2004, are required by the executor, ANZ Executors and Trustee Company Limited (ABN 33 006 132 332) of 530 Collins

Street, Melbourne, Victoria to send particulars to it by 24 August 2004 after which date it may convey or distribute the assets having regard only to the claims of which it then has notice.

MILLS OAKLEY, lawyers,
121 William Street, Melbourne.

Re: JAMES WALKER LAWRENCE, late of 10 Tandara Court, Mount Martha, but formerly of Chiltern, bank manager, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 June 2003, are required by the trustees, Ross Walker Lawrence of 36 McKenzie Road, Neerim, Victoria, son and Lesley Anne Lawrence of 10 Tandara Court, Mount Martha, Victoria, sales assistant, daughter, to send particulars to the trustees by 24 August 2004 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

MYREL BENITA LOCK, late of Chelsfield Special Accommodation Home, 401 Elgar Road, Mont Albert, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 June 2004, are required by ANZ Executors & Trustee Company Limited, ACN 006 132 332, the executor of the Will of the deceased to send particulars of their claims to the executor care of their solicitors Russell Kennedy at Level 11, 469 La Trobe Street, Melbourne, Victoria, by 24 August 2004 after which date the executor may convey or distribute the assets having regard only to the claims of which they then have notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of PHYLLIS MAY MORRISON, deceased, late of 4 Finlay Street, Yarraville, widow, who died on 9 May 2004, are requested to send particulars of their

claims to the executors, John Patrick Spillane and Roger Laurence Batrouney, both of 100 Paisley Street, Footscray, care of the undersigned solicitors by 10 September 2004 after which date they will convey or distribute the assets having regard only to the claims of which they then have notice.

SECOMBS, solicitors,
100 Paisley Street, Footscray.

Re: LORIS ENID JAMES, late of Sandfield Aged Care Centre, Dandenong Road, Cheltenham, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 January 2004, are required by the trustee, John George Mullins of 31B Tennyson Street, Sandringham, Victoria, retired, to send particulars to him care of the undermentioned solicitors by 25 August 2004 after which date the trustee may convey and distribute the assets having regard only to the claims of which he has notice.

TRAGEAR & ASSOCIATES PTY, solicitors,
1/23 Melrose Street, Sandringham 3191.

Re: LILIAN MULLINS, late of Chelsea Park Nursing Home, 53 Broadway, Chelsea, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 March 2003, are required by the trustee, John George Mullins of 31B Tennyson Street, Sandringham, Victoria, retired, to send particulars to him care of the undermentioned solicitors by 25 August 2004 after which date the trustee may convey and distribute the assets having regard only to the claims of which he has notice.

TRAGEAR & ASSOCIATES PTY, solicitors,
1/23 Melrose Street, Sandringham 3191.

Re: JAMES WILLIAM ANDREWS, late of 8 Zachary Hicks Crescent, Endeavour Hills, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 February 2004, are required to send particulars of their claims to the executor

C/- Wills & Probate Victoria, Lawyers, GPO Box 1946, Melbourne 3001 by 13 September 2004 after which date the executor may convey or distribute the assets having regard only to the claims of which she may then have notice.

WILLS & PROBATE VICTORIA, lawyers,
Level 5, 360 Little Bourke Street, Melbourne.

GWENDOLINE MAGUIRE, late of 12 Warley Avenue, Cowes, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 25 January 2004, are required by the executors Robert Hilton Maguire of 24A Waterdown Drive, Elanora, Queensland, Russell Clayton Maguire of 133 Anne Road, Knoxfield, Victoria, and Wendy Elizabeth Bronk of 7 Adelaide Avenue, Mount Waverley, Victoria, to send particulars to the executors by 26 August 2004 after which date the executors intend to convey or distribute the assets of the estate having regard only to the claims of which the executors may have notice.

WISEWOULDS, Solicitors,
459 Collins Street, Melbourne.

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

On Thursday 22 July 2004 at 11.00 a.m. at the Sheriff's Office, 10 Dana Street, Ballarat. (Unless process be stayed or satisfied).

All the estate and interest (if any) of Colin Jeffrey Adkins and Beverly Ann Adkins of 1 Hodge Street, Daylesford, joint proprietors of an estate in fee simple in the land described on Certificate of Title Volume 10381 Folio 448 upon which is erected a dwelling known as 1 Hodge Street, Daylesford.

Registered Caveat No. X209400R affects the said estate and interest.

Terms – Cash only
SW-03-002681-7

Dated 17 June 2004

V. PARKIN
Sheriff's Office

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
DEFENCE HEALTH LIMITED			
	\$		
Mr Matt Tomkin, 25/100 Cleveland Street, Chippendale, NSW	124.29	Cheque	07/06/01
Estate of Late Mrs Jessie Mena Colvin, 17 Colin Road, Scarborough, WA	126.85	"	12/08/01
04212 CONTACT: CLAIRE JOHNSTON, PHONE: (03) 9291 1070.			

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
HAYDEN REAL ESTATE (SOUTH YARRA)			
	\$		
Ahmad Fairudz Bin Jamaluddin, 1/38 Everitt Street, Brunswick	151.33	Cheque	27/03/03
Nor Khafiza Binti Manan, 1/38 Everitt Street, Brunswick	151.34	"	"
04213 CONTACT: S. FORSYTH, PHONE: (03) 9820 0244.			

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
NICHOLAS O'DONOHUE & CO			
	\$		
Mr & Mrs T. & M. Christoforakis, 182 Tyler Street, Preston	310.00	Cheque	02/04/03
04214 CONTACT: ROSEMARY RALPH OR KYLIE BLAMPIED, PHONE: (03) 9607 8100.			

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
NORWICH UNION LIFE AUSTRALIA LIMITED			
\$			
A Lioni, 398 Rockingham Rd, Spearwood, WA	161.31	Cheque	18/10/01
K M. Goss, 32 Princes Hwy, Kogarah, NSW	13,650.00	"	27/10/92
G S. Smith, Unit 4/317 Maroubra Road, Maroubra, NSW	420.00	"	27/09/96
A N P Penstone, c/- Ken Oates & Associates, PO Box 1420, West Perth, WA	200.00	"	22/08/97
K M Kite, 6 Narbonne St, Port Augusta, SA	176.00	"	09/02/01
N J Geiger, c/- Post Office, Canungra, Qld	150.00	"	13/02/01
Y Ivailovski, 1/200 Carrington Rd, Randwick, NSW	131.77	"	01/08/95
P A Rayner, 37/ 151-153 Fitzroy St, St Kilda	1,414.07	"	28/06/01
R W Masters, 16 Hatchmen St, Victoria Bent, Qld	261.61	"	01/12/99
H C Young, 360 Downard Cresc, Dandenong	203.64	"	06/06/01
G A Moulton, 39 Monterey Crescent, Warnbro, WA	165.25	"	18/05/01
B Silvana / D Wittahatchy, 114 Rawdon Hill Drive, Dandenong North	124.93	"	23/07/01
J S Stewart, 28 Tamarix Ave, Bray Park	284.40	"	01/03/81
S P Butterworth, 7/4 Morwick St, Strathfield, NSW	550.00	"	23/06/00
R G Grint, 28 Autumn Cres, Mt Eliza	292.00	"	04/04/00
T E Ewins, 13 Normadale Rd, Bentliegh East	150.00	"	30/03/00
L A Sanderson, 150 Macquarie Gve, Lanes Beach, NSW	136.80	"	20/06/00
C M Benbow, 15/75 New Line Road, Cherrybrook, NSW	134.29	"	03/04/00
R J Cooper, 23 Butland St, Bracken Ridge	104.64	"	28/06/00
M G Haar, 71 Mondana Pde, Croydon	102.60	"	08/05/02
W G Robinson, 21/82 Russell Terrace, Indooroopilly, Qld	321.16	"	14/06/00
P F Du Rietz, 12 Kulki Place, Chapel Hill, Qld	8,166.10	"	21/06/00
C D Wheeldon, PO Box 240, Drayton, Qld	1,501.68	"	26/04/00
P J Woolford, PO Box 574, Casino, NSW	120.39	"	27/05/00
J Dreier, 18/59 Queens Rd, Melbourne	285.81	"	19/06/00
I Rice, Mrs A Rice c/- Bongiorno Consulting, 2nd Floor, 431 St Kilda Rd, Melbourne	1,091.05	"	14/06/00
J Rando, 122A Epping Road, North Ryde, NSW	873.07	"	03/05/00
C L Barnes, Mr Hermansson & Mr Patterson, 24 Prince St, Annerley, Qld	215.81	"	06/06/00
G P Sesto, 4 Gillman St, Hawthorn East	196.82	"	22/03/00
C C Nolan, 153 Aitken St, Williamstown	155.63	"	08/05/02
H G Montoya, 56 Rodgers Rd, Nicholls Rivulet, Tas.	123.33	"	21/12/00
P W Haining, Mrs C Mcphan, 60 Jetty Rd, Rosebud	113.94	"	12/05/00
Optimum Medical Services, PO Box 77, Tahmoor, NSW	370.00	"	13/11/01
North Western Health,	250.00	"	13/11/01
Mercantile Mutual, GPO Box 5306, Sydney, NSW	118.35	"	13/11/01
P K Baldry, 15 Priory Cl, Cherrybrook, NSW	1,315.00	"	28/06/00
E H Watson, 2-96A Baker St, Carlingford, NSW	1,147.76	"	09/06/93

R M Bell, 17/4-10 Golf Ave, Mona Vale, NSW	968.04	''	04/12/00
N J Shoemaker, 8 Bedale St, Dianella, WA	826.34	''	28/06/00
G Kendall, PO Box 555, Annerley, Qld	558.20	''	28/06/00
J A Koch, 4/592 New South Head Rd, Point Piper, NSW	488.24	''	14/06/00
A M Ivanovici, 61 Erldunda Circuit, Hawker, ACT	401.85	''	28/06/00
F L Montgomery, 32 Saltbush Rd, Kambalda, WA	381.12	''	06/02/96
G Halls, 21 Lynwood St, Blakehurst, NSW	365.95	''	24/07/00
J Chezzi, 15 Moona Ave, Matraville, NSW	312.30	''	20/11/00
S Ballantine, 29 Parkside St, Elsternwick	299.15	''	19/11/93
S Scholz, Mr C H Titus, 52 Nevorie Cres, Maroubra, NSW	116.17	''	14/06/00
C M Jones, 8 Davidson Place, Airs, NSW	114.82	''	04/01/01
A Byers, 73 Empire Ave, City Beach, WA	107.13	''	28/06/00
A R Sadler, Shop 14/55, Salvado Rd, Wembley, WA	427.29	''	01/09/00
C R Jones, c/o Blockbuster Video, 802 Beaufort St, Mt Lawley, WA	312.96	''	25/10/00
M Venn, PO Box 394, Beaconsfield	118.26	''	01/09/00
D C Fisher, 23 Barker Ave, Silverwarter, Lidcombe, NSW	212.50	''	29/05/00
K Ramsay, 10 Londonderry Rd, Richmond, NSW	200.00	''	27/04/00
G M Burrige, 18 Hobley Way, Spearwood, WA	205.80	''	28/06/00
H Kutzer, 17 Hakea St, Geraldton, WA	134.77	''	18/05/00
T R Andrews, 41 The Boulevard, Patterson Lakes	143.24	''	14/02/00
B J Iddles, 1 Goodwood St, Richmond	200.00	''	19/11/93
R G Castor, 3 Mornington Place, Hinchinbrook, NSW	118.05	''	10/08/01
N B Karger, 16 Emily St, Esperance, WA	413.06	''	28/10/93
V Volkov, 8 Forster Crt, East Bentleigh	244.63	''	26/10/93
B M McKeown, 24 Sybil Ave, Frankston	221.65	''	19/11/93
G Lloyd, 26 Central Ave, Maylands, WA	213.89	''	04/11/93
R Langford, 20 Anzac Ave, West Ryde, NSW	2,273.86	''	06/05/99
N K Stewart, 7 Parry St, Cottesloe, WA	328.36	''	05/11/93
B Carroll, 179 Tabelaands Rd, Wentworth Falls, NSW	213.52	''	11/01/99
G M Toohey, 16 Caroline Plk, Queenbeyan, ACT	296.40	''	11/07/91
P J Gilbert, 85 Albert St, Rosewood, Qld	273.98	''	03/11/93
M T Smith, 15 Lawn Hill Ave, Deception Bay, Qld	229.33	''	27/10/93
C D McAliese	285.86	''	09/09/96
K O Chu, Unit 1, 37 Mawarra St, Cherron Island, Qld	182.49	''	04/06/02
G P Sesto, 4 Gillman St, Hawthorn East	127.75	''	22/03/00
A Vanderknijff, 133 Moola St, Ballarat	118.80	''	04/06/02
M Raymont, 5 Wilston Mews, 34 Hewitt St, Wilson, Qld	377.35	''	14/06/00
M B Tymms, 1/32 Turner Ave, Glenhuntly	304.86	''	26/09/01
H Nguyen, 162 Morley Drive, Yokine, WA	237.81	''	13/06/00
S C Duncan, PO Box 1369, Pialba, Qld	126.11	''	26/09/99
R Rao, 11 Highgate St, Strathfield, NSW	110.19	''	01/04/00
Jennifer R Najaro, C/ PO Box 254, Surrey Hills	1,583.02	''	10/05/00
E Stewart, 658 Olive St, Albury, NSW	1,174.10	''	20/09/01
E Koutroubis, 22 Kenross Dve, Glen Waverley	1,000.00	''	25/03/02
Lisa J Thomason, c/- Catholic Schools Super Fund, WA	852.48	''	08/11/01
E Stewart, 658 Olive St, Albury, NSW	280.50	''	20/09/01
S Abela, 30 Adina Ave, Phillip Bay, NSW	126.82	''	06/03/00
V Dang, 6/37 Clarence St, Port Macquarie, NSW	454.57	''	01/07/97
C T Weekes, 21 Mitchell St, Nyora	156.60	''	02/10/97
M L Tamone	117.34	''	03/06/98
T R Jaggard	615.90	''	04/08/99
L Cachia, GPO Box 129, Taylors Lakes	258.95	''	28/10/99
P V McKenzie	211.43	''	25/03/97
G W Cook, 214 Rattray Rd, Montmorency	177.23	''	09/09/97

M R Daulby, 2 Ozone St, Henley Beach South, SA	173.50	''	21/07/98
M French	170.51	''	11/04/97
S E Goldner, 25 East View Rd, Church Point, NSW	162.88	''	29/01/97
L J Walsh	142.94	''	28/01/98
M B Chesterfield	124.00	''	05/09/97
J S London, 265 Latrobe St, Melbourne	104.04	''	10/04/97
P M Welten, 27 Bailey Road, Lesmurdie, WA	114.34	''	18/09/01
K Kostoglou, Mr R Symons & Mrs Waller, 192 Hark St, Echuca	2,079.46	''	22/02/01
P J Stein, PO Box 479, Orange, NSW	603.03	''	19/10/01
A C Raphael, 20 Bellbird Drive, West Pennant Hills, NSW	588.11	''	07/02/00
P J Stein, PO Box 479, Orange, NSW	387.44	''	19/10/01
B Mesthos, 32 The Drive, Harbord, NSW	297.43	''	17/10/01
B K Hughes, 109 Clontarf St, Sorrento, WA	164.14	''	11/07/00
S A Zodolmolki, 18 Wood St, Eastwood, NSW	112.30	''	17/01/02
P Marlow, 3 Shamrock St, Tennant Creek, NT	105.17	''	02/11/01
A W Keynes, T Affair Pty Ltd, PO Box 30, Goodwood, SA	285.70	''	18/09/02
I Bogut, 24 Florence Ave, Berwick	183.66	''	11/07/02
A R Mosehani, 13 Termansen St, Moil, NT	195.36	''	31/05/99
P B Davidson, GPO Box 2, Brisbane, Qld	172.40	''	17/07/02
C W Lindores, 24 Pullenvale Rd, Lenmore, Qld	101.77	''	09/03/01
M Lewis, 48 Farnell St, Hunters Hill, NSW	1,505.25	''	04/07/02
K M Hill, 15 Silver Beach Road, Kornell	683.13	''	01/11/02
J Doolan, 36 Kennedy St, Kilcoy	572.68	''	27/09/02
E J Mullaley, 104 Coogee Rd, Wanneroo	413.83	''	26/05/00
L Langdon, 220 Glenfern Rd, Upwey	290.90	''	21/10/00
D M McKinnon (Campbell), 48 Cambden Park Pde, Ferntree Gully	100.47	''	10/10/01
P C Ramsay, 3 Eaton St, Morley, WA	172.40	''	23/11/00
D G Jensen, 5 Abel St, Wagaman, NT	113.23	''	12/11/02
H M Bevan, 6 David Cres, Christie Downs, SA	3,387.08	''	21/12/99
G S Goodwin, Level 5, 75 Miller St, North Sydney, NSW	368.04	''	30/12/02
Seigfried Begrens, 72 Vista Street, San Souci, NSW	284.26	''	08/10/02
Gordon Fell, 30 Wolaroi Crescent, Tamarama, NSW	175.72	''	19/07/02
Stephen Groves, 23 Greenock Way, Kanimbla, Qld	160.22	''	17/11/02
Robert Stirling, 20 Barton Street, Surrey Hills	113.42	''	07/01/03
Mark Braddon, 4/53 Kewdale Road, Kewdale, WA	141.52	''	05/08/02
Conrad Paul Taylor	245.57	''	07/09/98
Matthew Williams	3,834.22	''	07/09/98
Gordon Scott Hannay	4,855.52	''	07/09/98
Elaine Mary Flynn	2,998.00	''	01/08/98
G C A Thomas	16,646.10	''	01/10/98
J B Richardson	273.09	''	07/09/98
P J Bax	2,970.55	''	29/09/98
K A Griffins, PO Box 41120, Casuarina (PO Boxes), NT	3,949.74	''	22/05/03
C L Holder	10,587.30	''	01/01/99
J E Birch	286.07	''	01/07/98
D O'Sullivan, RMB 632, Gundaroo Rd, Bungendore, NSW	242.35	''	01/01/98
M J Barber, 58A Kiewa East Road, Tangambalanga	3,499.83	''	01/04/97

04174

CONTACT: AVIVA CLIENT SERVICES, PHONE: 1300 659 659.

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
PHILIP MORRIS LTD			
	\$		
Spar Express, 244 Richmond Road, Clarendon, NSW	352.00	Cheque	12/02/02
Patches Variety, Shop 1, Kingsmeadows Court, Kings Meadows, Tas.	932.80	"	15/01/03
Oasis Service Station, corner of High Street and Stud Road, Wantirna	370.70	"	13/11/02
L. & M. MC Pty Ltd, trading as Hyland Street, 3 Manuka Street, Churchill	321.20	"	25/09/02
The Krawczyk Family Trust, 259 Melrose Road, Aberdeen, Tas.	193.20	"	14/08/02
Martin Craig & Associates Pty, Shop 1, 458 Sandgate Road, Clayfield, Qld	270.69	"	22/01/03
Martin Craig & Associates Pty, Shop 1, 458 Sandgate Road, Clayfield, Qld	473.84	"	02/01/03
No. 1 Riverside Quay Pty Ltd (Q), Suite 4, 27-35 Cornmeal Parade, Maroochydore, Qld	315.00	"	22/01/03

04183

CONTACT PERSON: ALEX OLIYNYKIV, PHONE: (03) 8531 1266.

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
STATEWIDE TOBACCO SERVICES			
	\$		
Bakery Hill Tavern, 10 Victoria Street, Ballarat	120.89	Cheque	08/05/02
Barchilla Pty Ltd, trading as Bridge, 21 Walker Street, Castlemaine	154.00	"	10/04/02
Barchilla Pty Ltd, trading as Bridge, 22 Walker Street, Castlemaine	138.60	"	08/05/02
Barchilla Pty Ltd, trading as Bridge, 23 Walker Street, Castlemaine	220.99	"	10/07/02

Barchilla Pty Ltd, trading as Bridge, 24 Walker Street, Castlemaine	159.39	''	14/08/02
Barchilla Pty Ltd, trading as Bridge, 25 Walker Street, Castlemaine	139.37	''	09/10/02
Barchilla Pty Ltd, trading as Bridge, 26 Walker Street, Castlemaine	205.59	''	13/11/02
Coolstores Hotel Pty Ltd, 990 Moorooduc Road, Moorooduc	112.64	''	10/04/02
Global Product Solutions Australia, 296 Russell Street, Melbourne	107.25	''	12/06/02
Lamb Spit, 22 Jetty Road, Glenelg, SA	273.46	''	14/08/02
Miander Nominees Pty Ltd, trading as P., 331 Mair Street, Ballarat	188.76	''	11/09/02
Miander Nominees Pty Ltd, trading as P., 331 Mair Street, Ballarat	151.80	''	09/10/02
Naron Investments, trading as Albion H., 171 Allan Street, Kyabram	101.64	''	08/05/02
Port Parham Sports & Social Club, PO Box 644, Two Wells, SA	154.77	''	10/04/02
Port Parham Sports & Social Club, PO Box 644, Two Wells, SA	109.34	''	08/05/02

04184

CONTACT PERSON: ALEX OLIYNYKIV, PHONE: (03) 8531 1266.

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
WISEWOULDS LAWYERS			
	\$		
Ely H Chua , C/- William Nolan & Assoc Accountants, PO Box 1331, Collingwood	101.30	Cheque	03/04/95
Moron Blanch & Associates, Colon, 20.46004, Valencia	640.71	''	17/12/98
Dr Gideon & Barbara Shaw, 54 North Road, Brighton	1,320.00	''	07/05/02
State Electricity Commission, PO Box 195, Morwell	398.00	''	05/10/95
Lilburne, C/- Mrs E. Thorneycroft J F, 30 Currawong Street, Mornington	9,200.00	''	17/04/97
T. W. Maher	2,057.63	''	25/11/97

04193

CONTACT: NATALIE FREELAND, PHONE: (03) 9612 7274.

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 Bill:

No. 50/2004 **Appropriation (2004/2005) Act 2004**

Given under my hand and the seal of Victoria at Melbourne on 22 June 2004.

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

JOHN THWAITES MP
Acting Premier

No. 50/2004 This Act comes into operation on the day on which it receives the Royal Assent.

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:

51/2004 **Ambulance Services (Amendment) Act 2004**

52/2004 **Health Services (Governance and Accountability) Act 2004**

Given under my hand and the seal of Victoria at Melbourne on 22 June 2004.

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

JOHN THWAITES MP
Acting Premier

No. 51/2004 (1) Subject to sub-section (2), 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 January 2005, it comes into operation on that day.

No. 52/2004 (1) This Act, except sections 52 and 53(2), comes into operation on the day after the day on which it receives the Royal Assent.

(2) Sections 52 and 53(2) come into operation on 1 July 2004.

Animals Legislation (Animal Welfare) Act 2003

PROCLAMATION OF COMMENCEMENT

I, John Landy, Governor of Victoria, with the advice of the Executive Council and under section 2(2) of the **Animals Legislation (Animal Welfare) Act 2003**, fix 24 June 2004 as the day on which the remaining provisions of Part 4 of that Act come into operation.

Given under my hand and the seal of Victoria on 22nd of June 2004.

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

BOB CAMERON
Minister for Agriculture

Primary Industries Legislation (Miscellaneous Amendments) Act 2004

PROCLAMATION OF COMMENCEMENT

I, John Landy, Governor of Victoria, with the advice of the Executive Council and under section 2(2) of the **Primary Industries Legislation (Miscellaneous Amendments) Act 2004** fix 1 July 2004 as the day on which the remaining provisions of that Act come into operation.

Given under my hand and the seal of Victoria on 22nd June 2004.

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

BOB CAMERON
Minister for Agriculture

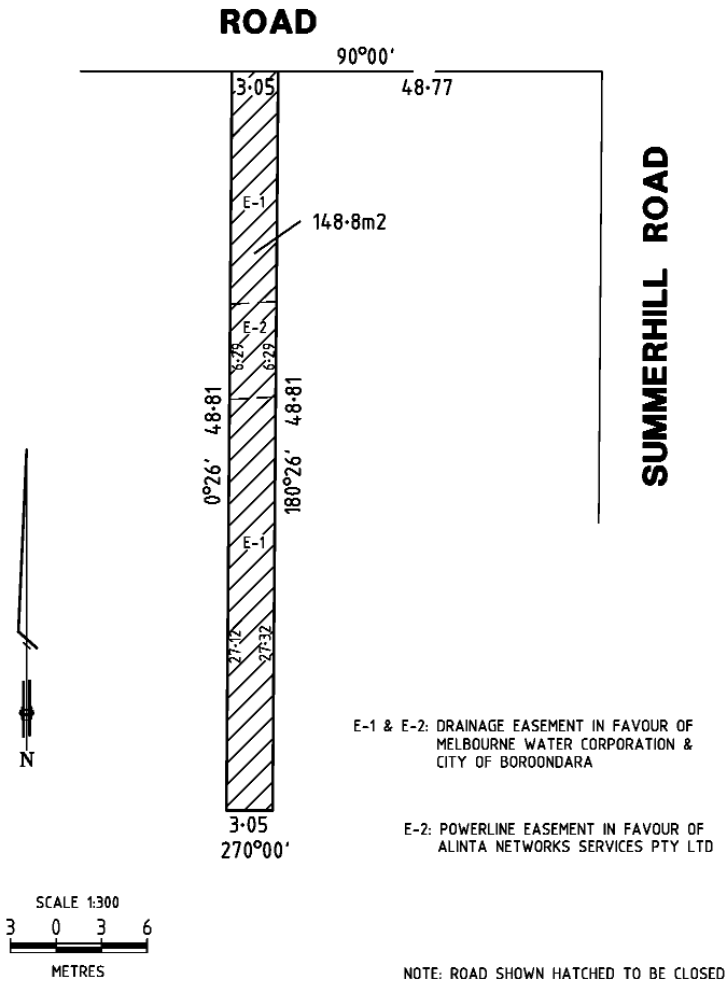
**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

BOROONDARA CITY COUNCIL

Road Discontinuance

At its meeting on 15 June 2004 and acting under clause 3 of schedule 10 to the **Local Government Act 1989** Boroondara City Council resolved to discontinue the road shown hatched on the plan below.

If the road is sold it will be sold subject to any right, power or interest held by Melbourne Water, Boroondara City Council and United Energy (Alinta) in the road in connection with any sewers, drains, pipes, wires or cables under the control of those authorities in or near the road.

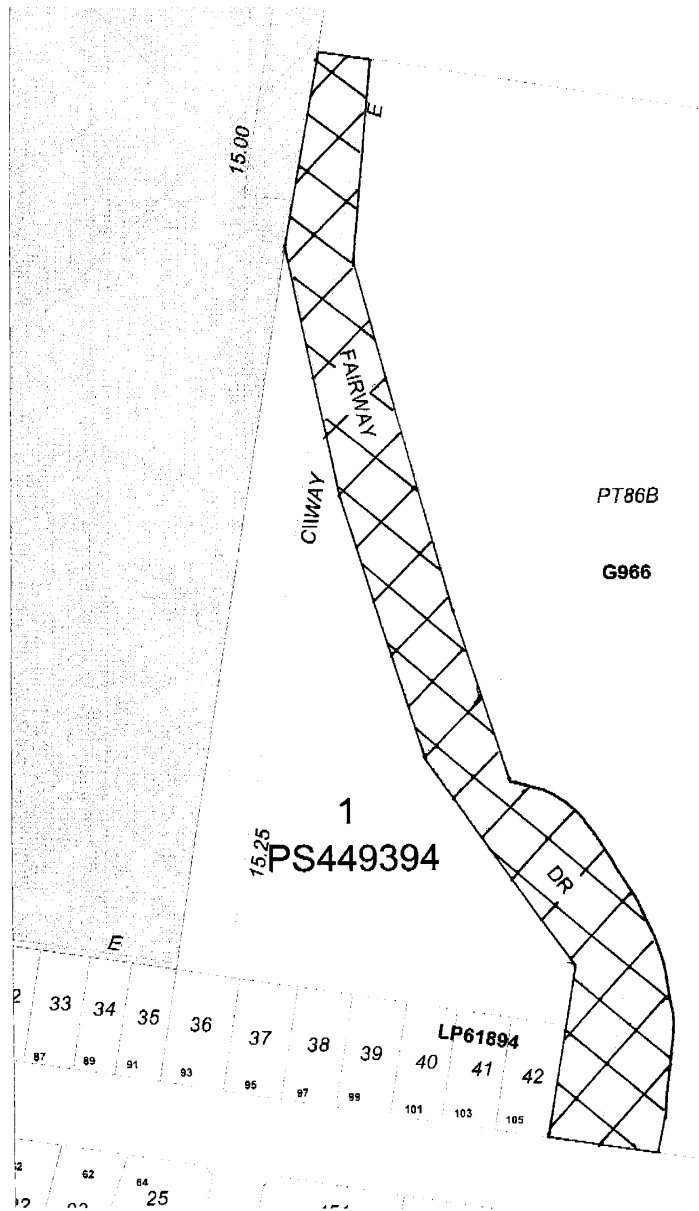


PART OF CROWN PORTION 133
PARISH OF BOROONDARA
COUNTY OF BOURKE

KAREN OLESNICKY
Director Corporate Resources

LATROBE CITY COUNCIL
Declaration of Public Highway

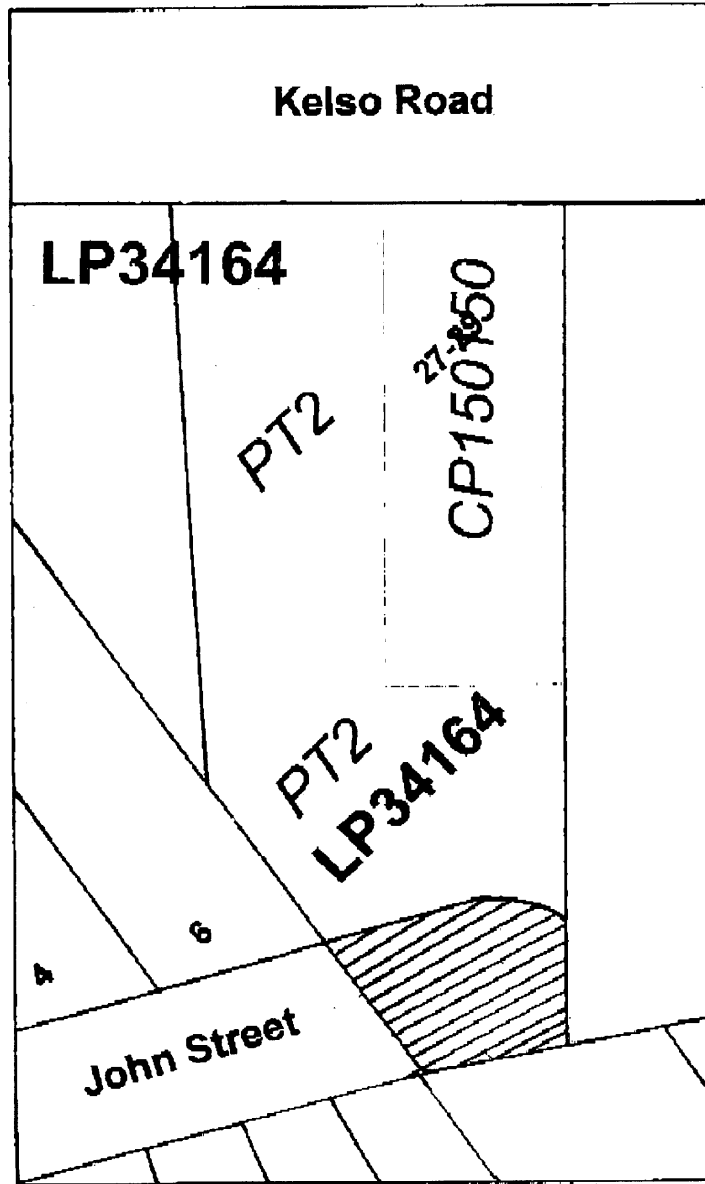
Pursuant to Section 204 of the **Local Government Act 1989** ("the Act") Latrobe City Council at its meeting on 17 May 2004, having considered submissions received in accordance with Section 223 of the Act, resolved to declare the section of Fairway Drive commencing at the intersection of Crinigan Road and finishing at the entrance to the Morwell Golf Course to the Crinigan Road Bushland Reserve Car Park a public highway for the purpose of the Act as shown cross-hatched on the plan hereunder.



PAUL BUCKLEY
Acting Chief Executive Officer

LATROBE CITY COUNCIL
Road Discontinuance
Part John Street, Yallourn North

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Latrobe City Council at its Ordinary meeting held 7 June 2004, formed the opinion that part of John Street, Yallourn North on Plan of Subdivision 34164, shown hatched on the plan below, is not reasonably required for public use; and resolved to discontinue the road subject to any right, power or interest held by Latrobe City Council in respect to any drains and pipes under its control.



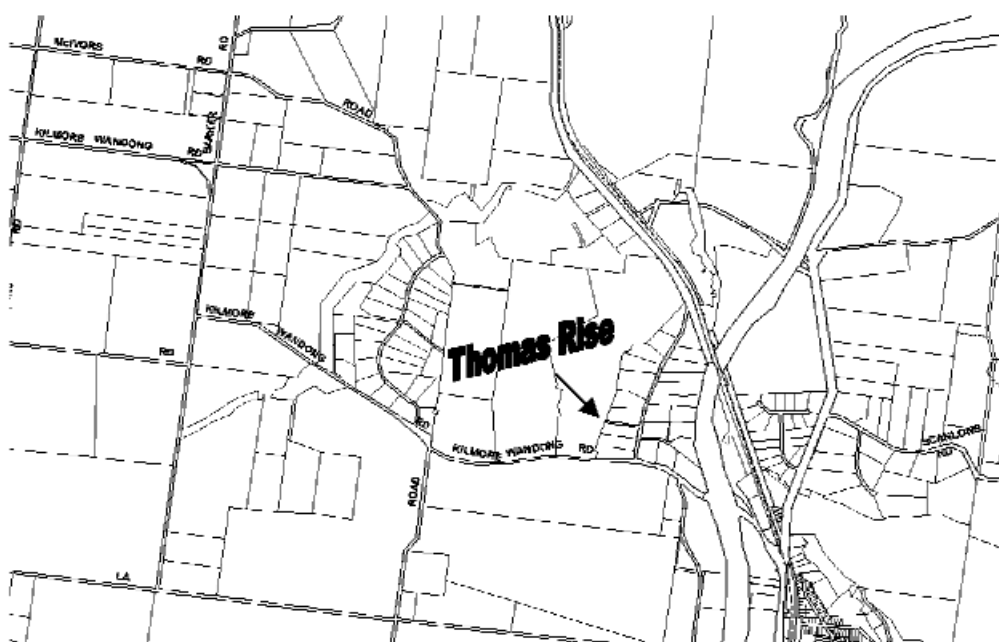
PAUL BUCKLEY
Acting Chief Executive Officer



NOTICE OF INTENTION TO CLOSE
A ROAD AND SELL THE LAND – “THOMAS RISE”, WANDONG

The Council hereby gives notice that it intends to close “Thomas Rise”, Wandong pursuant to the provisions of Section 206, Clause 3, Schedule 10 of the **Local Government Act 1989** and sell the land by private treaty.

It is noted that “Thomas Rise” is a small unused and unconstructed road that runs between O’Grady’s Road and a larger parcel of land to the west known as Lot 3, LP131753. This road will not be required to provide access to Lot 3, LP131753 when it is subdivided. The plan below shows the location of “Thomas Rise”.



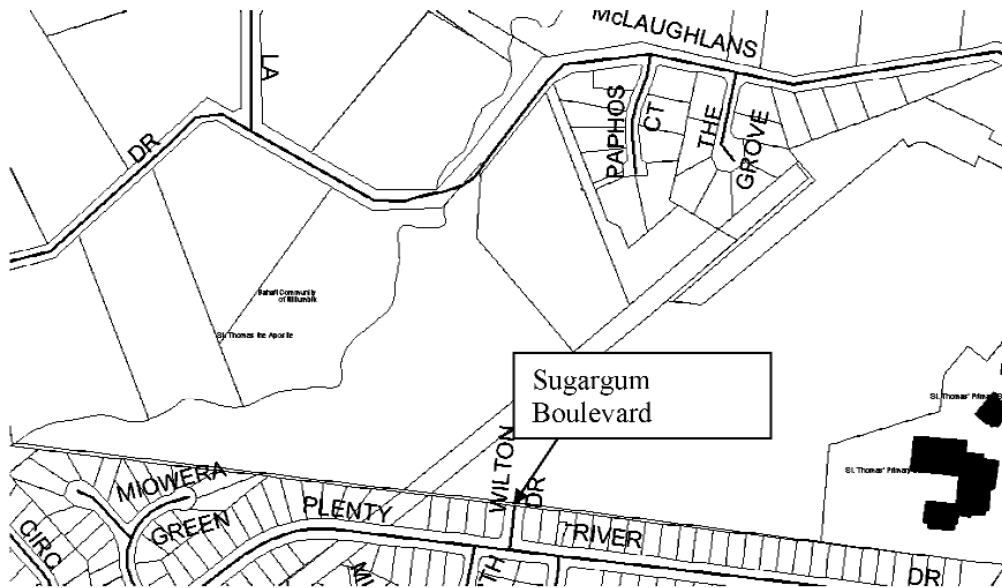
Any person may make a written submission about the proposed road closure and subsequent sale pursuant to the provisions of Section 223 of the **Local Government Act 1989**.

Written submissions must be received at the Mitchell Shire Council offices, 113 High Street, Broadford, 3658, no later than 4.00 p.m. Thursday 8 July 2004, and should contain an indication whether the person wishes to be heard in respect of their submission.

GARRY CECIL
Chief Executive Officer



Notice is hereby given that Nillumbik Shire Council at its Ordinary Council Meeting on 16 June 2004 resolved to rename the existing Wilton Drive, Greensborough, ‘Sugargum Boulevard’ as shown in the plan below.



CATHERINE DALE
Chief Executive Officer

BASS COAST SHIRE COUNCIL
Making of Miscellaneous Amendments
Local Law No. 11

Notice is hereby given in accordance with Section 119 of the **Local Government Act 1989** that the Bass Coast Shire Council, at its meeting on 18 February 2004, resolved to make Local Law No. 11 entitled Miscellaneous Amendments Local Law.

The purpose of this Local Law is to make miscellaneous amendments to Local Law No. 1 – Consumption of Liquor in Public Places and Local Law No. 9 – Environment and Amenity to increase the penalty amounts and the penalties fixed for infringement notices for offences against these Local Laws.

Summary of New Provisions

This Local Law includes provisions that:

1. The scheduled fine for consumption of liquor in public places is to increase from \$100 to \$150 and a person found guilty of an offence is liable to a penalty not exceeding 20 penalty units, and on conviction of a second or subsequent offence, \$250, under Local Law No. 1 Consumption of Liquor in Public Places.
2. The scheduled fine for camping in public places is to increase and a person found guilty of an offence against this Local Law is liable to a penalty of \$2,000 under Local Law No. 9 – Environment and Amenity.

Copies of the following documents: Local Law No. 11; and the current Local Laws which are amended by this Amendment Local Law, may be inspected at, or obtained free of charge from, any of the following Council Customer Service Centres: 76 McBride Avenue, Wonthaggi; 91–97 Thompson Avenue, Cowes; 3 Reilly Street, Inverloch; Shop 3, Bass Highway, Grantville.

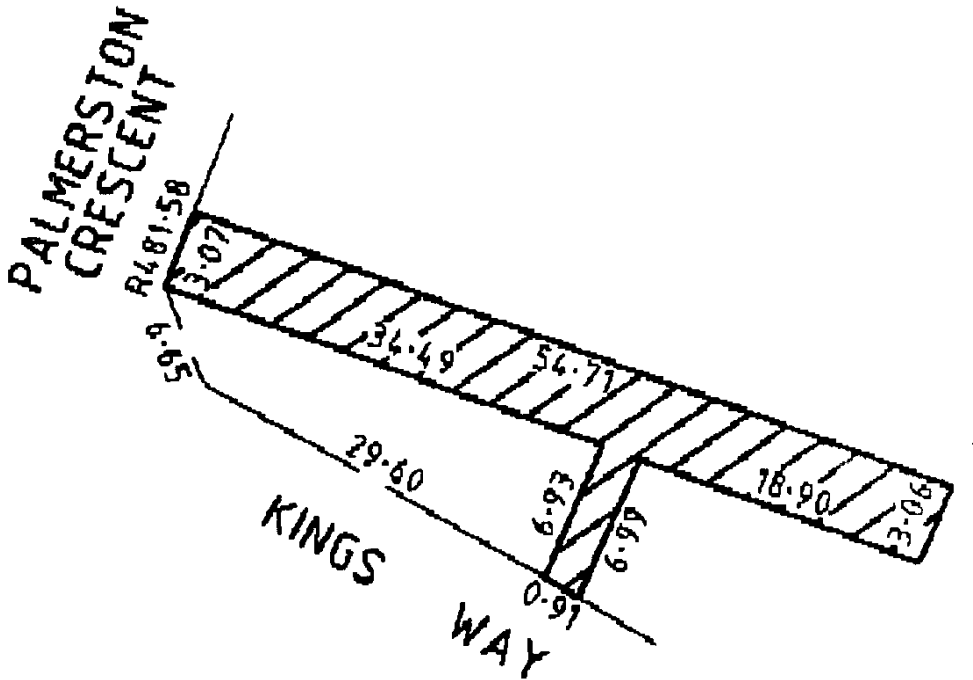
Any person affected by the proposed Local Law may make a submission, pursuant to Section 223 of the **Local Government Act 1989**, related to the proposed Local Law within 14 days of this notice.

ALLAN BAWDEN
Chief Executive Officer



DISCONTINUANCE OF ROAD

Notice is hereby given that the Port Phillip City Council at its Ordinary Meeting of 24 November 2003, formed the opinion that the section of road shown hatched on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road, and having advertised and served notices regarding the proposed discontinuance and hearing submissions under Section 223 of the **Local Government Act 1989**, orders that the road at the rear of 331 Kingsway, South Melbourne, be discontinued pursuant to Section 206 and Schedule 10, Clause 3 of the said Act, and the land of the discontinued road be sold by private treaty to the owners of the land abutting the road.



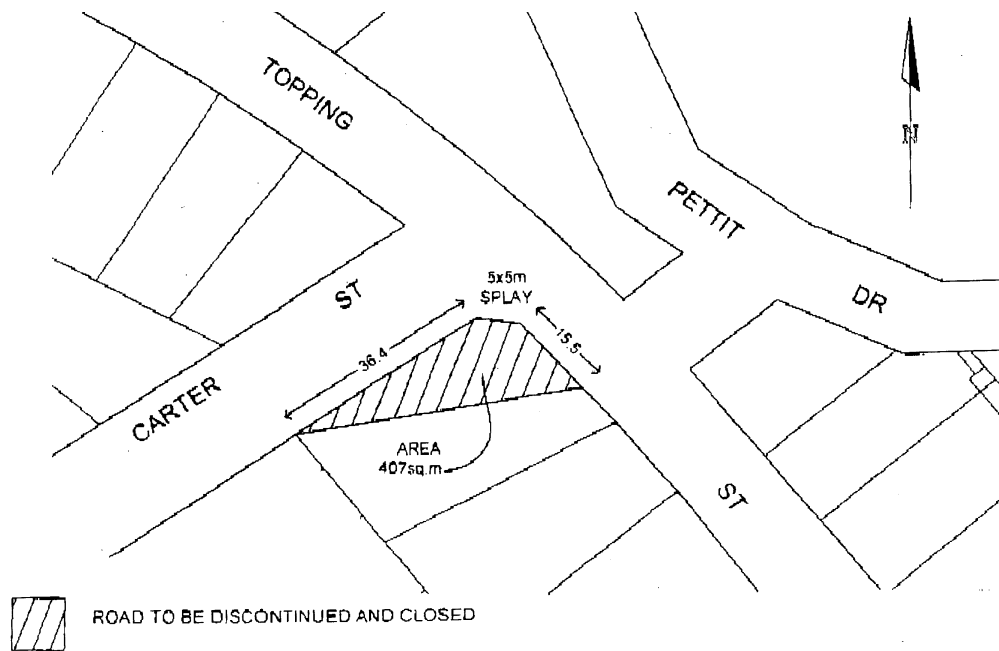
DAVID SPOKES
Chief Executive Officer

WELLINGTON SHIRE COUNCIL

Discontinuance – Part Topping and Carter Streets, Sale

Pursuant to Section 207(2)(a) of the **Local Government Act 1989**, the Wellington Shire Council, after consultation with relevant Statutory Authorities, advertising its intention as well as serving notice on the registered proprietors of the land and owners and occupiers of land abutting Topping and Carter Streets, resolved at its meeting on 15 June 2004 as follows:

- (a) that the part of Topping and Carter Streets as shown hatched on the plan hereunder, shall be discontinued upon publication of this resolution in the Government Gazette;
- (b) the land contained in the said Streets be sold by private treaty to the abutting landowner.



Dated 17 June 2004

LYNDON WEBB
Chief Executive Officer



Amendments to Local Law No. 8
Process of Municipal Government Local Law

At its meeting held on 15 June 2004, Council resolved to amend Local Law No. 8 pursuant to provisions of the **Local Government Act 1989**, with regard to Public Question Time and Petitions and Joint Letters respectively.

The purpose and purport of the amendments to Local Law No. 8 are to provide for Public Question Time, and to provide for the consideration of Petitions and Joint Letters, within the Ordinary Council Meetings.

Clause 21(a) of the Local Law states that the order of business will be determined by the Chief Executive Officer to facilitate and maintain open, efficient and effective processes of government. The Chief Executive Officer will have regard to the standards set out in Appendix 1. Appendix 1 is to be amended to provide for procedural matters, as follows:

- (I) Receipt of Apologies
- (II) Requests for Leave of Absence
- (III) Declarations of Interests
- (IV) Confirmation of Minutes
- (V) Business Arising from the Minutes
- (VI) Petitions and Joint Letters

Appendix 1 also provides for Ordinary Business, which is to be amended as follows:

1. Public Question Time
2. Leadership and Governance Reports
3. Environmental Management Reports
4. Infrastructure Development and Employment Reports
5. Community Development and Support Reports

A copy of the Local Law can be obtained from the Council Offices at Lyttleton Terrace, Bendigo and High Street, Heathcote.

JOHN McLEAN
Chief Executive Officer



Mildura Rural City Council

NOTICE OF ADOPTION OF LOCAL LAW

Protection of Council Assets and Control of Building Sites – Local Law No. 5

Notice is hereby given that Mildura Rural City Council at its Ordinary Meeting of 27 May 2004 resolved to adopt Local Law No. 5 – Protection of Council Assets and Control of Building Sites.

Council had previously undertaken a consultation process pursuant to Section 223 of the **Local Government Act (1989)** and received no submissions.

The purpose of Local Law No. 5 is to:

- Protect public assets from damage;
- Minimise hazards to health and safety;
- Control the disposal of refuse, rubbish and soil on and from building sites;
- Educate persons involved in building works.

This Local Law will come into effect from the date of gazettal.

Copies of Local Law No. 5 are available from the Mildura Rural City Council Administrative Officers in Madden Avenue, Mildura and Oke Street, Ouyen.

PHIL PEARCE
Chief Executive Officer



TREE PROTECTION LOCAL LAW NO. 6

Notice is hereby given that at a meeting of the Council of Frankston City Council held on 15 June 2004, the Council resolved to make a Local Law to be referred to as the Tree Protection Local Law No. 6, pursuant to Section 119(2) of the **Local Government Act 1989**.

The purpose of the Local Law is to:

- protect trees growing in the municipal district;
- provide for the peace, order and good government of the municipal district.

The Local Law will come into operation three months after the date of gazettal in the Victoria Government Gazette.

A copy of the Local Law can be viewed on Council's website at www.frankston.vic.gov.au or inspected at, or obtained from, the Council Civic Centre or Service Centres during office hours, Monday to Friday.

STEVE GAWLER
Chief Executive Officer

MORELAND CITY COUNCIL

Road Management Act 2004

Draft Road Asset Management Plan open for public consultation until Monday, 26 July 2004.

Council has prepared a draft Road Asset Management Plan (RAMP) in accordance with the **Road Management Act 2004** and invites community comments.

The draft RAMP aims to fulfil the principal objectives and management principles as set out in Section 20 of the Act. The Act requires that all road authorities demonstrate they have set reasonable maintenance standards for the management of their road infrastructure assets.

This draft RAMP applies to all roads for which Council is the coordinating road authority within the meaning of Section 36 and 37 of the Act.

The draft RAMP sets out Council's strategy for managing its road asset infrastructure in a financially responsible manner long-term, while also maintaining road assets in the short term to keep them safe and serviceable.

Copies of the draft RAMP are available at all Citizens Services Centres, Moreland libraries and on the Council's website.

Moreland City Council welcomes community comments and suggestions on the draft RAMP by Monday, 26 July 2004. Comments should be made in writing and addressed to: Director City Infrastructure, Moreland City Council, Locked Bag 10, Moreland Vic. 3058.

After considering submissions, Council will resolve to endorse the RAMP and give notice of the making of the RAMP.

For further information, please phone Tony Blefari on 9240 1196, email tblefari@moreland.vic.gov.au or visit www.moreland.vic.gov.au.

SWAN HILL RURAL CITY COUNCIL

Public Holiday

Pursuant to the provisions of Section 7(1)(b) of the **Public Holiday Act 1993**, Swan Hill Rural City Council has declared Tuesday 2 November 2004 as a public holiday for the whole of the municipal district.

In accordance with Section 9(a) of the **Public Holiday Act 1993**, a bank holiday will also apply on that date for the whole of the municipal district.

JOHN R. WEBB
Chief Executive Officer

Planning and Environment Act 1987

BOROONDARA PLANNING SCHEME

Notice of the Preparation of an Amendment to a Planning Scheme and Notice of an Application for Planning Permit
Amendment C17

Application No. PP02/00298 and PP02/00300

The land affected by the Amendment is located to the rear of the residential properties of 2, 3 and 4 Jickell Avenue adjacent to the existing laneway and to the rear of the commercial properties along Toorak Road.

The land affected by the applications is the above mentioned land, and land located at 1150 Toorak Road, Camberwell. The second parcel of land is located on the south-eastern corner of Summerhill Road, and forms part of the Hartwell Activity Centre.

The Amendment proposes to rezone the land at the rear of 2, 3 and 4 Jickell Avenue, described as that part of Lot 1 on PS446705W on the south side of the lane. Being Certificate of Titles: Volume 10444 Folio 007, Volume 10444 Folio 006, and part of Volume 6571 Folio 116, located at the rear of 2, 3 and 4 Jickell Avenue, Glen Iris, from Residential 1 Zone to Business 2 Zone.

The applications for a permit are

- 02/298 is for:
 - The development and use of land at the rear of 2, 3 and 4 Jickell Ave, Glen Iris for a car park in association with 1150 Toorak Road, Camberwell.
 - The development and use of the land at 1150 Toorak Road, Camberwell for offices and showroom and a reduction in the standard car parking requirement under Clause 52.06 of the Boroondara Planning Scheme.
- 02/300 is for subdivision/boundary realignment of land at the rear of 2, 3 and 4 Jickell Ave, Glen Iris.

The person who requested the Amendment and the applicant for the permits is Stan Kull, C/- SJB Planning.

You may inspect the Amendment and the applications; any documents that support the Amendment and applications; and the explanatory report about the Amendment and applications at the following places: the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne; or the Planning Department, City of Boroondara, First Floor, 8 Inglesby Road, Camberwell.

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 about the Amendment must be sent to Strategic Planning, City of Boroondara, Private Bag 1, Camberwell 3124, by Monday 26 July 2004.

FIONA BANKS
Manager Strategic Planning

Planning and Environment Act 1987
EAST GIPPSLAND PLANNING SCHEME

Notice of Preparation of Amendment
Amendment C35

The East Gippsland Shire Council has prepared Amendment C35 to the East Gippsland Planning Scheme.

The land affected by the Amendment is on the Old Coast Road, Cann River, known as Crown Allotment 35, Parish of Tonghi (Certificate of Title Volume 9287, Folio 875).

The Amendment proposes to rezone part of the land from a Rural Zone (Schedule 1) to a Public Use Zone 1 – Service and Utility.

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, East Gippsland Shire Council, Corporate Centre, 273 Main Street, Bairnsdale, and at the Orbost Library and Business Centre, 1 Ruskin Street, Orbost;
- at the Department of Sustainability and Environment, Eastern Region Office, 71 Hotham Street, Traralgon;
- 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 26 July 2004. A submission must be sent to the East Gippsland Shire Council, PO Box 1618, Bairnsdale, Victoria 3875.

STEVE KOZLOWSKI
Chief Executive Officer

Planning and Environment Act 1987
MAROONDAH PLANNING SCHEME

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

Amendment C30 and Planning Permit Application M/2002/802

Land affected by the Amendment and by the Planning Permit Application

The land affected by the Amendment and Planning Permit Application is the land at 213–217 and 219–223 Warrandyte Road, Ringwood North.

The Amendment request and Application for Permit was made by Kirkpatrick & Webber Pty Ltd.

What the Amendment does

The Amendment proposes to amend the Maroondah Planning Scheme as follows:

- Rezone the land at 213–217 & 219–223 Warrandyte Road, Ringwood North from the Low Density Residential Zone to the Residential 1 Zone.
- Apply a Design and Development Overlay Schedule 6 (DDO6) to the land at 213–217 & 219–223 Warrandyte Road, Ringwood North.
- Modify Clause 43.02 of the Maroondah Planning Scheme to create a new schedule (DDO6) to the Design and Development Overlay that restricts minimum lot sizes to 1500 m² for all subdivisions, and introduces planning permit requirements for certain types of development.

What the Application for a Permit is for

The application is for a permit to subdivide the land into 10 lots.

Where you may inspect this Amendment

The Amendment is available for public inspection, free of charge, during office hours at the following places: City Offices Service Centre, Braeside Avenue, Ringwood; Eastland Service Centre, Level 2, Eastland Shopping Centre, Ringwood; Civic Square Service Centre, Civic Square, Croydon; Croydon Customer Service Centre, Main Street, Croydon; Department of Infrastructure, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

Any person who may be affected by the Amendment or by the granting of the permit may make a submission to the planning authority. The closing date for submission is 26 July 2004. Any submissions about the Amendment must:

- be made in writing, giving the submitter's name and address and daytime phone number;
- set out the views on the Amendment that the submitter wishes to be put before Council;
- set out what changes (if any) the submitter wishes made to the Amendment.

Submissions must be sent to Trevor Welsh, Group Manager City Development, Maroondah City Council, PO Box 156, Ringwood 3134 by 26 July 2004.

Planning and Environment Act 1987

MAROONDAH PLANNING SCHEME

Notice of Preparation of Amendment C39

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

Land affected by the Amendment

The Amendment applies to the Melbourne Water Pipe Track at 2 Maroondah Highway, Ringwood.

What the Amendment does

The Amendment proposes to rezone the eastern corner of the Melbourne Water Pipe Track at 2 Maroondah Highway, Ringwood from the Public Use Zone – Schedule 1 (Service and Utility) to the Industrial 1 Zone.

Where you may inspect this Amendment

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: City Offices Service Centre, Braeside Avenue, Ringwood; Eastland Service Centre, Level 2, Eastland Shopping Centre, Ringwood; Civic Square Service Centre, Civic Square, Croydon; Main Street Service Centre, Main Street, Croydon; Department of Sustainability and Environment, 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. Any submissions about the Amendment must:

- be made in writing, giving the submitter's name and address and daytime phone number;

- set out the views on the Amendment that the submitter wishes to be put before Council;
- set out what changes (if any) the submitter wishes made to the Amendment.

Submissions must be sent to Trevor Welsh, Group Manager City Development, Maroondah City Council, PO Box 156, Ringwood 3134 by 26 July 2004.



Planning and Environment Act 1987

MITCHELL PLANNING SCHEME

Notice of Amendment

Amendment C34

Mitchell Shire Council is the planning authority for this Amendment. The Amendment affects land on the northern and north-western side of the Broadford Golf Course as follows:

- Private land on the northern side of the Golf Course in Davidson Street, described as Part Lot 3, PS448279 (proposed Lot A and Lots 1–5, PS523748Y)
 - Broadford Golf Course land on the north-western side of the Golf Course, described as Lot 1, PS442014.
- The Amendment proposes to:
- Rezone small sections of private land on the northern side of the golf course in Davidson Street, described as Part Lot 3, PS448279 (proposed Lot A and Lots 1–5, PS523748Y) from Public Use 7 (other public use) to Residential 1
 - Rezone a small section of the Broadford Golf Course land on the north-western side of the golf course, described as Part Lot 1, PS442014 from Residential 1 to Public Use 7 (other public use).

The Amendment is required to correct zoning to reflect the ownership and use of the golf course land and adjoining private land. The Amendment corrects mistakes made at the approval of the Mitchell Planning Scheme where the Public Use Zone 7 was unintentionally applied to private land and the Residential 1 Zone was applied to the Golf Course land. The use of the Residential 1 Zone for private land to the north of the golf course

reflects the zoning and use of other adjoining and opposite private land.

The Amendment is available for inspection, free of charge, during office hours, at the following locations: Mitchell Shire Council, 113 High Street, Broadford; Department of Sustainability and Environment North Eastern Region, 35 Sydney Road, Benalla; Department of Sustainability and Environment, Planning Information Centre, Nauru House, 80 Collins Street, Melbourne.

Any person may make a submission on the Amendment. Submissions should clearly state all of the grounds on which the Amendment is supported or opposed. Any submission lodged is a public document. Submissions regarding the amendment must be sent to: Mr Garry Cecil, Chief Executive Officer, Mitchell Shire Council, 113 High Street, Broadford, 3658.

Submissions must be received by 23 July 2004.

GARRY CECIL
Chief Executive Officer

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 26 August 2004 after which date State Trustees Limited may convey or distribute the assets having regard only to the claims of which State Trustees Limited then has notice.

BANKS, Veronica Elizabeth, late of Berwick Private Nursing Home, 25 Parkhill Drive, Berwick, pensioner, and who died on 5 April 2004.

BECKER, Heinz Bernhard, late of Graceton Nursing Home, 26 Livingstone Street, Ivanhoe, Victoria, retired, and who died on 10 April 2004.

CLARK, Noel William, late of St Johns Village, Williams Road, Wangaratta, retired, and who died on 20 April 2004.

DARCY, William Vincent, late of Old Melbourne Road, Wallace, retired, and who died on 10 November 2001.

DEC, Vladislav, late of Beechworth Hospital, 5 Warner Road, Beechworth, retired, and who died on 6 June 2003.

INKSTER, Alexander James, late of Colanda Training Centre, Martin Unit, Colac, Victoria, pensioner, and who died on 28 April 2004.

JACOBS, Phyllis Clarice, late of Anna House Private Nursing Home, 12 Athol Street, Moonee Ponds, pensioner, and who died on 7 April 2004.

KARDAS, Kathleen May, late of 2/27 Koroit Street, Nunawading, Victoria, pensioner, and who died on 28 March 2003.

KEFEI, Joseph, late of 304 Gap Road, Sunbury, aircraft mechanic, and who died on 3 September 2003.

KELLY, Stephen Paul, late of 89 Albert Street, Preston, Victoria, printer, and who died on 15 February 2004.

LONG, Desmond Patrick, late of 49 Elizabeth Street, Wahgunyah, Victoria, and who died on 1 February 2004.

McGHEE, Kenneth William, late of Alexandra Nursing Home, 304 Hawthorn Road, Caulfield South, and who died on 3 June 2004.

NIEDDU, Giovanni, late of Via Sassari 20 07020 Ala Dei Sardi, Sassari, Italy, retired, and who died on 23 May 2004.

OSBORNE, Leo Patrick, late of Mordialloc Community Nursing Home, 10 Brindisi Street, Mentone, retired, and who died on 21 February 2004.

RUSSELL, Roy Joseph, late of Royal Freemasons Homes, 45 Moubay Street, Melbourne, Victoria, pensioner, and who died on 30 March 2004.

TOMASI, Aldo, late of Grantham Green Hostel, 28 Magnolia Street, St Albans, retired, and who died on 11 May 2004.

Dated 17 June 2004

LAURIE TAYLOR
Estate Manager
State Trustees Limited

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 30 August 2004 after which date State Trustees Limited may convey or distribute the assets having regard only to the claims of which State Trustees Limited then has notice.

HOLDEN, Irene, late of 114 Beach Street, Frankston, home duties, and who died on 2 January 2004.

LOGUE, Sarah Josephine, also known as Sadie Josephine Logue, late of Unit 7/14 Clifton Road, Hawthorn East, Vic. 3123, retired, and who died on 9 June 2004.

MONAGHAN, Michael John, late of 2 Kirra Court, Springvale South, Vic. 3171, handyman, and who died on 22 May 2004.

TARANTO, Betty, late of Unit 1/1 Monaco Street, Doncaster, Vic., retired, and who died on 14 April 2004.

TENNANT, Margaret, late of 2 Pretoria Street, Caulfield, Vic. 3162, pensioner, and who died on 7 June 2004.

Dated 21 June 2004

LAURIE TAYLOR
Estate Manager
State Trustees Limited

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 Kaniva Children's Centre, Licence number 10242 ("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 courses to attain a post-secondary early childhood qualification recognised under Regulation 25.

This exemption remains in force until 31 December 2004.

Dated 3 June 2004

HON SHERRYL GARBUTT MP
Minister for Community Services

Adoption Act 1984

SECTIONS 21, 22 AND 26

Approval as an Adoption Agency

Under the provisions of Section 10(2) of the **Community Services Act 1970** I have been assigned the functions and powers of the Secretary of Department of Human Services under Sections 21, 22 and 26 of the **Adoption Act 1984**.

After considering an application from the following welfare organisation who wishes to continue to be approved as an "approved agency" for the purpose of conducting negotiations and making arrangements for the adoption of children, I renew their approval as an adoption agency in accordance with Section 26 of the **Adoption Act 1984**. This approval will expire on 30 October 2006.

St Lukes Anglicare, 175-187 Hargreaves Street, Bendigo 3552. Principal Officer: Simon Reeve.

Dated 21 June 2004

MARY McKINNON
Acting Director
Child Protection and Juvenile Justice

Conservation, Forests and Lands Act 1987

NOTICE OF MAKING OF A LAND MANAGEMENT CO-OPERATIVE AGREEMENT

Notice is given under Section 80 of the **Conservation, Forests and Lands Act 1987** that a Land Management Co-operative Agreement has been entered into by the Secretary to the Department of Sustainability and Environment with Lester John Moloney and Ann Moloney in relation to Crown Allotment 60C Parish of Patchewollock.

A copy of the agreement is available for public inspection between the hours of 9.00 am and 5.00 pm at the following offices: Mildura Office, Department of Sustainability and Environment, Cnr Koorlong and Eleventh Street, Irymple; and Governance, Legislation and Executive Services Branch, Department of Sustainability and Environment, Level 9, 8 Nicholson Street, East Melbourne 3002.

Dated 9 June 2004.

LYNDSAY NEILSON
Secretary

Medical Practice Act 1994

FIXING OF FEES

Pursuant to section 96 of the **Medical Practice Act 1994** the Medical Practitioners Board of Victoria has fixed the following fees for a period of not less than 12 months commencing 1 July 2004.

1. Registration Fees:

Application for:	\$
General registration (section 7)	320.00
Specific registration (section 8)	
(i) in excess of six (6) months	320.00
(ii) six (6) months or less	160.00
Provisional registration (section 9)	185.00
Renewal of registration (section 13)	375.00
Amendment/variation of specific registration	
(i) in excess of six (6) months	375.00
(ii) six (6) months or less	190.00
Registration pursuant to Mutual Recognition Act 1992 (Commonwealth)	190.00
Restoration of Name to the Register of Medical Practitioners pursuant to (section 14)	500.00
Additional renewal fee for application for renewal of registration received within three (3) months after 30 September 2004 (section 13(2))	125.00

2. Other Fees:

Application for Certificate of Good Standing	55.00
Provision of a letter of confirmation of registration status, not being a Certificate of Good Standing	55.00
Fee for extracts/copies from the Register of Medical Practitioners (section 17(5))	
(i) Single extract	55.00
(ii) Multiple extracts (up to 20)	220.00
(iii) Copy of full Register	1,600.00
(iv) Copy of part Register	800.00
Redirection fee (GST inclusive)	27.00
Replacement student card (GST inclusive)	27.00

Dated 10 June 2004

DR J. M. FLYNN
President
Medical Practitioners Board of Victoria

Wildlife Act 1975**WILDLIFE (PORT PHILLIP BAY WHALE (DOLPHIN) SWIM TOUR AREA)
ORDER 2004/06**

I, Lyndsay Neilson, Secretary to the Department of Sustainability and Environment, make the following Order:

Objective

1. The objective of this Order is—
 - (a) to revoke the Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2003 dated 3 September 2003 and published in the Government Gazette on 5 September 2003.
 - (b) to proclaim the Port Phillip Bay Whale (Dolphin) Swim Tour Area as a whale swim tour area;
 - (c) to invite applications for whale swim tour permits in respect of dolphins in the area;
 - (d) to specify the permit fees and the maximum number of permits in respect of dolphins in the area;
 - (e) to specify the procedures and criteria for the making and assessment of applications for permits.

Authorising provision

2. This Order is made under section 83F of the **Wildlife Act 1975**.

Commencement

3. This Order operates from 1 July 2004 until 30 June 2006.

Revocation

4. The Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2003 dated 3 September 2003 and published in the Government Gazette on 5 September 2003 is revoked.

Definition

5. In this Order—

“**dolphin**” means any member of the family *Delphinidae* of the sub-order *Odontoceti* of the order *Cetacea*;

“**Port Phillip Bay Whale (Dolphin) Swim Tour Area**” means the whale swim tour area proclaimed under clause 6.

Proclamation of Port Phillip Bay Whale (Dolphin) Swim Tour Area

6. The area described in Schedule 1 is proclaimed to be a whale swim tour area.

Applications for whale swim tour permits

7. Applications for whale swim tour permits for the Port Phillip Bay Whale (Dolphin) Swim Tour Area are invited to conduct whale swim tours involving dolphins.
8. The holder of an existing whale swim tour permit may apply for a permit.
9. Applications in writing must be received by 2:00 pm on Wednesday 28 July 2004 and addressed to: Confidential, 2004 Whale (Dolphin) Swim Tour Permit Application E1122, Tender Box – Reception, Parks Victoria, Level 10, 535 Bourke Street, Melbourne Vic. 3000.
10. Applications must include the information specified in the 'Information Kit for Applicants for Whale (Dolphin) Swim Tour Permits on Port Phillip Bay' in Schedule 2.

Criteria to be used for assessment of applications

11. Applications for whale swim tour permits will be assessed according to the criteria set out in the 'Information Kit for Whale (Dolphin) Swim Tour Permits on Port Phillip Bay' in Schedule 2.

Maximum number of whale swim tour permits

12. The maximum number of whale swim tour permits to be granted for the Port Phillip Bay Whale (Dolphin) Swim Tour Area is four (4).

Fee for whale swim tour permits

13. The fee for a whale swim tour permit is the fee prescribed in Regulation 8(2) of the Wildlife (Whales) Regulations 1998.

Dated 15 June 2004

LYNDSAY NEILSON
Secretary to the Department of Sustainability and Environment

SCHEDULE 1

All the waters of Port Phillip Bay that are more than 100 metres seaward of the low water mark of Port Phillip Bay, except the waters of the following areas that are declared as fisheries reserves for aquaculture purposes under section 88 of the **Fisheries Act 1975**:

Grassy Point Aquaculture Fisheries Reserve
Clifton Springs Aquaculture Fisheries Reserve
Kirk Point – Werribee Aquaculture Fisheries Reserve
Bates Point Aquaculture Fisheries Reserve
Beaumaris Aquaculture Fisheries Reserve
Mount Martha Aquaculture Fisheries Reserve
Dromana Aquaculture Fisheries Reserve
Pinnacle Channel Aquaculture Fisheries Reserve.

SCHEDULE 2

**INFORMATION KIT FOR APPLICANTS
FOR
WHALE (DOLPHIN) SWIM TOUR PERMITS
ON PORT PHILLIP BAY**

2004/06 SEASON

INFORMATION KIT FOR APPLICANTS FOR WHALE (DOLPHIN) SWIM TOUR
PERMITS ON PORT PHILLIP BAY FOR THE 2004/06 SEASON

Parks Victoria, on behalf of the Department of Sustainability and Environment, is inviting applications for Whale (Dolphin) Swim Tour permits for the period 1 July 2004 to 30 June 2006.

These permits will apply only to dolphins in Port Phillip Bay.

Throughout this Information Kit and the Application Form, the permits are referred to as 'dolphin swim tour permits'.

1. BACKGROUND

Victoria's Port Phillip Bay supports a small but highly significant resident population of inshore bottlenose dolphins.

Dolphins are wildlife protected under Victoria's **Wildlife Act 1975** and the Wildlife (Whales) Regulations 1998.

In 2002, the Wildlife Act was amended to allow a particular area to be declared by the Department of Sustainability and Environment to be "a whale swim tour area" and for the number of tour permits and the level of tour activity in that area to be managed within an ecologically sustainable threshold. Under the Act, that threshold must be determined according to the best available information as to the effect that the conduct of activities is likely to have on individual whales or groups of whales in the area.

To assist in the determination of this threshold, the (then) Department of Natural Resources and Environment funded the Dolphin Research Institute based at Hastings, to analyse data on dolphin interactions with tour and recreational vessels in Port Phillip Bay. This data has been gathered over several years with the assistance of tour operators.

The Cooperative Research Centre for Sustainable Tourism was subsequently engaged to undertake the review of this and other local and international research, the principal reviewer being Dr Peter Hale of the University of Queensland. The objective of the review was to determine within a triple bottom line framework (ecological, social and economic) whether the current level of activity is sustainable and, if not, what action should be taken.

The review has identified that:

- *The Port Phillip Bay dolphin population is small and distinct from adjacent bottlenose dolphin populations in Bass Strait.*
- *This population is vulnerable to extinction due to its size, female natal philopatry (see below), restricted home range and the large amount of human activity within the home range that is likely to be having an adverse impact.*
- *Breeding females are a critical population parameter. Females stay at or near their birth site and if they perish they are unlikely to be replaced by females from other distant populations.*
- *Dolphin tour boats account for far more interaction with dolphins than do private recreational boats.*
- *The proximity of tour boats is the key disturbance factor posed by boating interaction with dolphins in Port Phillip Bay. Avoidance behaviour (diving, changing direction) in response to tour boats and other motorised vessels is the major indicator of disturbance that needs to be monitored and minimised. While not categorical, evidence of stress "avoidance behaviour" is a recognised indicator of change in natural cetacean behaviour.*
- *The cumulative time that tour boats spend in close proximity to dolphins (within 100m) is high and has increased over the last two seasons.*

To implement both the amendments to the Wildlife Act and the recommendations of the CRC report, the Secretary of the Department of Sustainability and Environment has proclaimed the Port Phillip Bay Whale (Dolphin) Swim Tour Area and set a limit on the number of swim tour permits which will be made available to dolphin swim tour operators on Port Phillip Bay.

An order published in the Victorian Government Gazette in June 2004 noted four Dolphin Swim Tour Permits will be made available, effective 1 July 2004.

The Department of Sustainability and Environment is managing a process of proposed amendments to the Wildlife (Whales) Regulations 1998. It is expected these proposed amendments will be endorsed by August 2004 (before the commencement of Dolphin Swim Tour Season). A copy of the proposed amendments is available from the Department of Sustainability and Environment website www.vic.gov.au (follow the links to 'About us', 'Legislation' and then 'Regulatory Impact Statements').

2. ADMINISTRATION OF PERMITS

Parks Victoria manages the administration of the tour operator licensing system for public land and waters under delegation from the Department of Sustainability and Environment. This licensing system includes land-based tour operators in parks and forests, tour operators in marine parks and marine sanctuaries and permits for swim and sightseeing dolphin tour operators in Port Phillip Bay.

Parks Victoria will manage the application and assessment process for the dolphin swim permits with support and advice from the Department of Sustainability and Environment. Parks Victoria will also provide on-going advice for operators on permit issues.

2.1 Issuing of Dolphin Swim Tour Permits for 2004

Applications for dolphin swim tour permits via a competitive allocation process have been invited by a series of newspaper advertisements placed during June 2004.

Four dolphin swim tour permits will be made available for the two-year permit period 1 July 2004 to 30 June 2006.

In accordance with the Section 83C of the **Wildlife Act 1975**, permits will be issued in the name of a natural person, not a corporate or business name.

Only one permit will be issued per person. Applicants may nominate other natural persons as 'tour supervisors'. Tour supervisors will be permitted to conduct tours in the absence of the permit holder, but the permit holder retains overall responsibility for all activities conducted under the permit. Applicants must ensure that such nominees are aware of and understand the relevant regulations and permit conditions.

The permit will only be applicable to vessels nominated in the application.

The application and assessment process for the 2004/06 season, and future seasons, will be via a competitive process.

Permits will be awarded to the most suitable applicants on the basis of applicants meeting mandatory and weighted criteria.

2.2 Application Process

Applicants will be required to provide:

A completed 2004/06 Whale (Dolphin) Swim Tour Permit Application; including

- documentation providing evidence of compliance with the 'mandatory' criteria listed in Section 3.1; and
- a written submission (and supporting documentation) that addresses the 'weighted' selection criteria outlined in Section 3.2 of this document.

Applicants are to lodge their completed 2004 Whale (Dolphin) Swim Tour Permit Application as per the instructions outlined in Section 5 (Submission of Applications).

2.3 Assessment Process

An assessment panel comprising representatives from Parks Victoria, the Department of Sustainability and Environment, Tourism Victoria and Marine Safety Victoria will consider each application on its merits, according to specified criteria. Successful applicants must meet the mandatory criteria and demonstrate a satisfactory performance in each of the weighted criteria.

Parks Victoria and the Department of Sustainability and Environment are under no obligation to issue all available permits.

The panel may choose to interview shortlisted applicants as part of the assessment process.

Where there are more than four satisfactory applications, the applicants best able to demonstrate their conduct in relation to environmental protection of the dolphin, safety of participants and a quality interpretive experience will be granted permits.

Recommendations will then be provided to the senior manager at Parks Victoria who has the statutory delegation to issue the permits.

3. SELECTION CRITERIA

Applicants will be assessed on the basis of their demonstrated ability to meet the following mandatory and weighted selection criteria.

Applicants must demonstrate their previous experience and performance in relation to each of the criteria, as well as proposed operations for the forthcoming season.

Where an applicant has been found guilty of an offence under the **Wildlife Act 1975** or the **Wildlife (Whales) Regulations 1998**, or a similar offence in another jurisdiction, or has failed to comply with the Act, regulations or conditions of past permits, the application may be refused.

The criteria are designed to ensure the highest levels of professional conduct for environmental protection of the dolphins, safety of participants and interpretation of wildlife and ecosystem values.

3.1 Mandatory Criteria

Applicants must be able to demonstrate:

1. Current public liability insurance cover to the value of \$10 million with an insurer approved by the Australian Prudential Regulation Authority (APRA).
2. Compliance of the applicant's nominated vessel and staff with the requirements of the **Marine Act 1988** and Marine Regulations 1999 including:
 - valid and up-to-date Certificate of Survey for the nominated vessel;
 - current Certificates of Competency for the nominated master(s) and crew of the vessel, appropriate to the vessel class, length and operational area.

To demonstrate the mandatory criteria, copies of appropriate schedules, certificates and qualifications must be attached to the Application Form.

3.2 Weighted Criteria

A written submission must be provided, with attached supporting documentation where necessary, addressing past performance and proposed action in relation to each of the following criteria:

1. Environmental Awareness
2. Visitor Experience and Understanding
3. Safety
4. Business Capacity and Resources

The following table provides some indication of the scope of each of these criteria as well as suggestions of ways in which applicants could demonstrate their ability to meet these criteria. The table is a guide only – applicants may include other relevant information that they feel would support their submission.

Criteria	Examples of ways to demonstrate this criteria
<p>1. Environmental Awareness</p> <ul style="list-style-type: none"> ● Understanding of dolphin behaviour and biology; ● Understanding of dolphin/human interaction including dolphin stress factors; ● Commitment to co-operating with on-going research and monitoring; ● Understanding of Wildlife (Whale) Regulations 1998 including compliance history where relevant. 	<ul style="list-style-type: none"> ● Previous experience in the dolphin swim industry; ● Previous experience in other related activities; ● Proposed methods to minimise disturbance to dolphins; ● Interpretive messages (to be) delivered; ● Previous NRE / Department of Sustainability and Environment report card or other indicator of past performance; ● Ecocertification Program (formerly NEAP) certification or equivalent; ● Brochure or web content.
<p>2. Visitor Experience & Understanding</p> <ul style="list-style-type: none"> ● Education and interpretation program and skills; ● Broad-based product, ie an itinerary and commentary focussed on more than the dolphins. 	<ul style="list-style-type: none"> ● Experience, qualifications and role of support staff; ● Interpretive messages delivered/outline of commentary; ● An Interpretation Plan; ● Ecocertification Program (formerly NEAP) or equivalent accreditation; ● Client testimonials or satisfaction surveys; ● Brochure or web content; ● Staff to client ratios.
<p>3. Safety</p> <ul style="list-style-type: none"> ● Risk mitigation; ● Emergency response capability. 	<p>Provide operating procedures which address each of the following in line with the Victorian Snorkelling (scuba diving, and wildlife swims) Adventure Activity Standard (AAS),</p> <ul style="list-style-type: none"> ● A Risk Assessment Checklist (AAS 1.3) ● An Emergency Strategy (AAS 1.4) ● Experience, qualifications and role of staff (AAS 2.1 & 2.2, 2.4, 2.5) ● Supervision of activities (AAS 2.6, 2.7) ● Equipment (AAS 3) <p>And also address</p> <ul style="list-style-type: none"> ● Occupational health & safety policies and/or training
<p>4. Business Capacity & Resources</p> <ul style="list-style-type: none"> ● Capacity to deliver service including vessel and staff; ● Commitment and skills relevant to business capacity such as quality customer service and accreditation. 	<ul style="list-style-type: none"> ● Business plan; ● Better Business (or equivalent) accreditation; ● A Staff Development Plan ● Brochure/web site – advertised or proposed schedule; ● Vessel specifications and facilities; ● Membership of local and regional tourism industry associations.

4. PERMIT CONDITIONS

4.1 Whale (Dolphin) Swim Tour Area

The Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2004 gazetted all the waters more than 100 metres seaward of the low water mark of Port Phillip Bay as a Whale (Dolphin) Swim Tour Area. The Whale (Dolphin) Swim Tour Area includes marine national parks and sanctuaries under the **National Parks Act 1975**, but excludes Aquaculture Fisheries Reserves under Section 88 of the **Fisheries Act 1975**. (See Appendix A).

4.2 Acts and Regulations

Swims are to be conducted in accordance with the **Wildlife Act 1975** and the Wildlife (Whales) Regulations 1998, and permit conditions.

Section 83I of the **Wildlife Act 1975** provides that the holder of a whale (dolphin) swim tour permit must comply with the conditions of the permit. The penalty for breach of this provision is 100 penalty units (\$10,000) or 6 months imprisonment or both fine and imprisonment.

Section 83J of the **Wildlife Act 1975** states that an authorising officer may direct the holder of a whale (dolphin) swim tour permit to immediately cease any activity being carried out under the permit, if the authorised officer reasonably believes that the activity is detrimental to the welfare of any whale. The penalty for breach of this provision is 50 penalty units (\$5,000) or 3 months imprisonment or both fine and imprisonment.

Vessel Operating and Zoning Rules for Victorian Waters (Notice 1 under Section 15(2) of the **Marine Act 1988**) and Harbour Masters Directions under the **Port Services Act 1995**, also apply. See Marine Safety Victoria for copies of these requirements.

4.3 Permit Term

The permits being allocated for 2004 are non-renewable and will be allocated for the period until 30 June 2006.

Upon expiry of the permit, previous holders will need to apply through a new application process, along with all other interested parties.

4.4 General Conditions

Permits are not transferable and cannot be traded on the open market. Parks Victoria and the Department of Sustainability and Environment may decide to assign the remainder of the two-year permit to a prospective purchaser of a dolphin swim business, providing they meet all of the selection criteria, or may choose to readvertise for a new application.

A full list of general conditions is included in the 2004 Whale (Dolphin) Swim Tour Permit Application. General conditions include compliance with the industry developed Adventure Activity Standard for Snorkelling (scuba diving, and wildlife swims). A copy of this Adventure Activity Standard is available at the Outdoor Recreation Centre website www.orc.org.au.

4.5 Permit Fee

For 2004/06, the required fee for a dolphin swim tour permit is \$700, as specified in regulation 8(2) of the Wildlife (Whale) Regulations 1998.

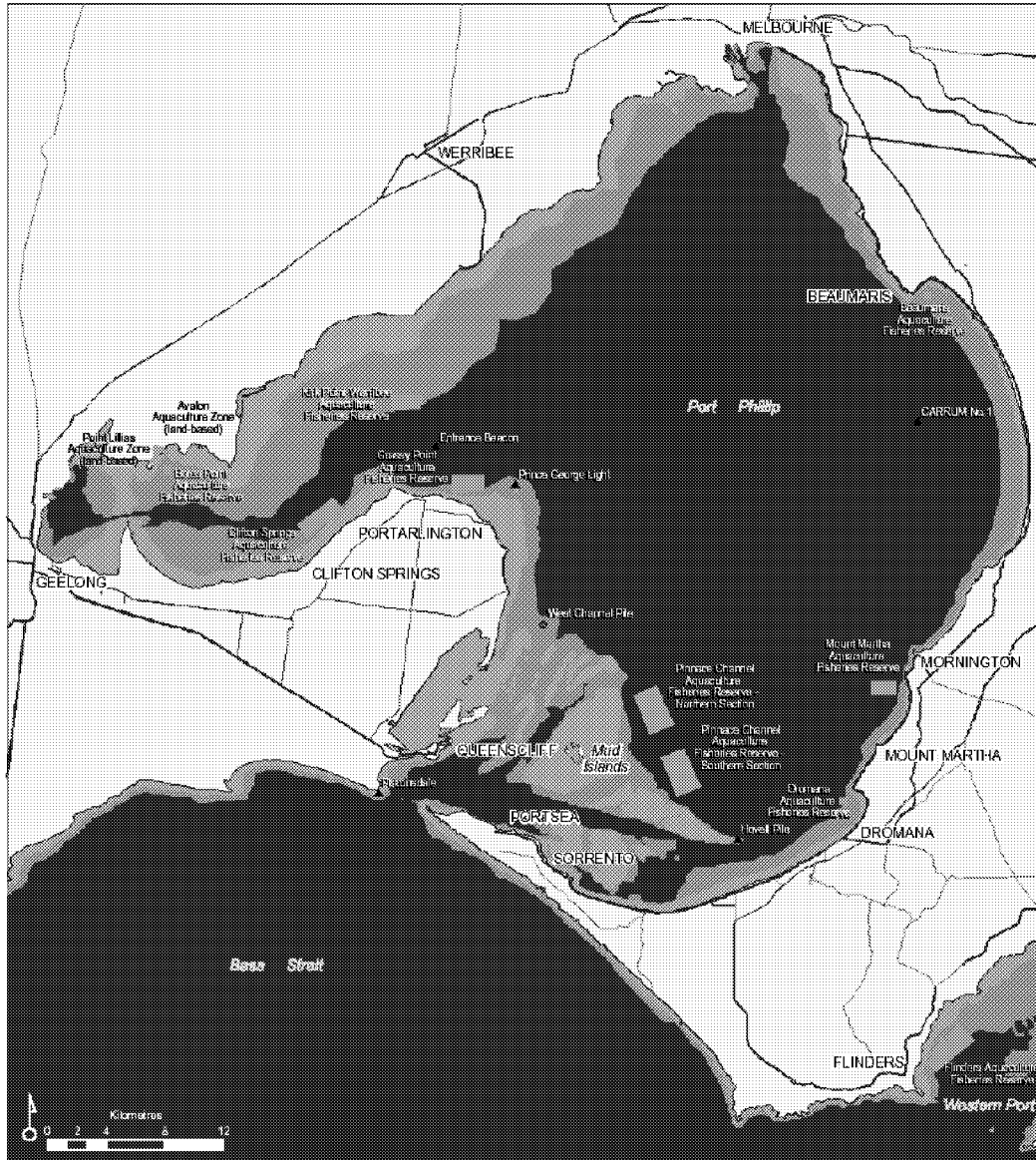
Section 83G of the **Wildlife Act 1975** requires a person who is granted a whale (dolphin) swim tour permit to pay the required fee on the grant of the permit. However the applicant may choose to enclose a cheque or provide credit card details with the Application Form.

5. SUBMISSION OF APPLICATIONS

Written applications must be received by Parks Victoria no later than 2.00pm on Wednesday 28 July 2004.

Applications must be marked Confidential: 2004 Whale (Dolphin) Swim Tour Permit Application E1122 and be delivered to: Tender Box – Reception, Parks Victoria, Level 10, 535 Bourke Street, Melbourne, Vic. 3000. Late applications will not be considered.

APPENDIX A – MAP OF PORT PHILLIP BAY SHOWING FISHERIES RESERVES



Map Notes
 Port Information sourced from
 Victorian Channels Authority
 Bathymetry sourced from DSE MAFR1
 Base Information DSE CGDL
 Map Projection
 Horizontal Datum AGD1986 (AMG Zone65)
 Spatial Vision
 Cartography by Spatial Vision
 May 2003 Ref SV000805

Legend

	Aquaculture Sites		Freeway		NAV_AIDS
	0-5 metres		Highway		WCH_NAVAIDS
	5- 10 metres		Main road		
	10 - 15 metres		Other Road		
> 15 metres symbol"/>	> 15 metres				



2004 WHALE (DOLPHIN) SWIM TOUR PERMIT APPLICATION

This application is for a Permit to conduct (Whale) Dolphin Swim Tours in Port Phillip Bay
 Complete the steps below and forward your application to Parks Victoria for assessment.

CHECKLIST (for completeness)	(please tick)
1 Read and understood the attached "Information Kit for Applicants"	
2 Applicant details and proposed tour schedules complete	
3 Read and understood all Permit Conditions (see page 6)	
4 Addressed the mandatory selection criteria (see page 7)	
5 Addressed the weighted selection criteria (see page 7)	
6 Attached appropriate Public Liability Insurance certificate of currency (see pages 7, 10 & 11)	
7 Read, understood and signed Insurance and Indemnity provisions (see page 10-11)	
8 Attached current Certificate of Survey for your vessel	
9 Attached relevant Certificate of Competency for nominated tour supervisors	
10 Submitted all Trip Return details for previous permit	
11 Signed the permit application authorisation below	
12 Attached relevant permit fees (all cheques made payable to Parks Victoria)	

Whale (Dolphin) Swim Tour Permit applications will be assessed only when complete.

Applications should be forwarded to:
 Tender Box – Reception,
 Parks Victoria,
 Level 10, 535 Bourke Street,
 Melbourne VIC 3000

Authorisation

By completing this application form for a Whale (Dolphin) Swim Tour Permit, the applicant undertakes to comply with the conditions set out in Parts 4 and 6 of this form.

Family name:

Given name:

Position:

Company / Association / Business:

Signed: Date:



Whale (Dolphin) Swim Tour Permits are whale swim tour permits (under the provisions of the Wildlife Act 1975 and Wildlife (Whale) Regulations 1998) and only apply to:

- the "Port Phillip Bay Whale (Dolphin) Swim Tour Area" as proclaimed by the Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2004.
- dolphins (ie any member of the family *Delphinidae* of the sub-order *Odontoceti* of the order *Cetacea*).

Whale (Dolphin) Swim Tour Permit holders do not require a separate licence to conduct dolphin swim tours in marine parks and marine sanctuaries within the Port Phillip Bay Whale (Dolphin) Swim Tour Area.

Whale (Dolphin) Swim Tour Permits are:

- not transferable* (for example, to another individual or entity)
- not renewable. Upon expiry of the Permit on 30 June 2006, previous permit holders will need to apply through a new application process along with all other interested parties
- for the use of the applicant specified in this form only
- issued on the basis that the Permit Holder accepts and undertakes to comply with the permit conditions.
- issued pursuant to the provisions of one or more of the following Acts:
 - *Wildlife Act 1975*
 - *National Parks Act 1975*

Industry Contact Information:

Listed below are contact details of industry organisations you may find useful.

- | | | |
|--|--------------|--|
| • Marine Safety Victoria | 03 9655 3399 | www.marinesafety.vic.gov.au |
| • VTOA (Victorian Tourism Operators Association) | 03 9650 8399 | www.vtoa.asn.au |
| • CVTC (Country Victorian Tourism Council) | 03 9650 8399 | www.cvtc.com.au |
| • Tourism Victoria | 03 9653 9777 | www.tourism.vic.gov.au |
| • Food Safety Victoria | 1300 364 352 | www.foodsafety.vic.gov.au |
| • Liquor Licensing Victoria | 03 9655 6696 | www.liquor.vic.gov.au |
| • Business Access | 132 215 | www.businessaccess.vic.gov.au |
| • Victorian Taxi Directorate | 03 9320 4376 | www.dol.vic.gov.au |
| • Worksafe Victoria | 03 9641 1555 | www.workcover.vic.gov.au |

Please Note:

- If you are planning to talk to your tour participants about known Aboriginal sites, places or folklore (beyond information contained in the current Parks Victoria Park Notes), it is advisable to contact the relevant Aboriginal people for their input and endorsement.
- *"Transfer"* means to sell or give a permit to another person, company or association, whether for a cost, a reward or for free.

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PART 1 – APPLICANT DETAILS

1A Permit to be issued to an INDIVIDUAL

Family name:

Given name:

Business and/or Trading name/s:

Registered for GST: (please tick) Yes No

Australian Business Number (ABN) if applicable:

Address for correspondence or registered office address:

Street address:

Telephone (Bus hours):

Telephone (After hours):

Mobile:

Fax number:

Email:

Website:

Parks Victoria is collecting the information on this form so that your application for a Whale (Dolphin) Swim Tour Permit can be considered. Parks Victoria will also use this information to assess your compliance with permit conditions. This information will be stored on a database held by Parks Victoria and may be disclosed to other government bodies such as the Department of Sustainability and Environment (DSE).

Whale (Dolphin) Swim Tour Permit Holders are automatically listed on Parks Victoria's website (www.parkweb.vic.gov.au)

Please tick if you DO NOT want your contact details available on the Parks Victoria website

Vessel used to conduct Whale (Dolphin) Swim Tours:

VESSEL
Name:
Class:
Length:

Note: A current Certificate of Currency for the nominated vessel must be included with this application.

Nominated Tour Supervisors:

1.
2.
3.
4.

Note: Certificates of competency for nominated master(s) and crew of the vessel must be appropriate to the vessel class, length and operational area.

PART 3 – SELECTION CRITERIA

Whale (Dolphin) Swim Tour Permit applicants will be assessed on the basis of their demonstrated ability to meet the mandatory and weighted selection criteria outlined below.

The criteria are designed to ensure the highest levels of professional conduct for protection of the dolphins, safety of participants and interpretation of wildlife and ecosystem values.

Mandatory Criteria

Applicants must be able to demonstrate:

1. Current public liability insurance to the value of \$10 million with an insurer approved by the Australian Prudential Regulation Authority (APRA). A list of approved insurers can be found on the APRA website (www.apra.gov.au).
2. Compliance of the applicant's nominated vessel and staff with the requirements of the Marine Act 1988 and Marine Regulations 1999 including:
 - a) Valid and up to date Certificate of Currency for nominated vessel; and
 - b) Current Certificates of Competency for nominated master(s) and crew of the vessel appropriate to the vessel class, length and operational area.

To demonstrate the mandatory criteria, copies of appropriate schedules, certificates and qualifications must be attached to the application form.

Weighted Criteria

A written submission should be provided, with attached supporting documentation where necessary, addressing past performance and proposed action in relation to each of the following criteria:

1. Environmental awareness;
2. Visitor experience and understanding;
3. Safety;
4. Business capacity and resources.

The table in Section 3 of the Information Kit provides some indication of the scope of each of these criteria as well as suggestions of ways in which applicants could demonstrate their ability to meet these criteria. Applicants may include any information they feel would support their submission.

PART 4 – PERMIT CONDITIONS

CONDITIONS

Note: Any reference to Parks Victoria includes DSE.

- 1 This permit applies only to dolphins (ie any member of the family Delphinidae of the sub-order Odontoceti of the order Cetacea).
- 2 This permit only applies to the "Port Phillip Bay Whale (Dolphin) Swim Tour Area" as proclaimed by the Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2004.
- 3 The Permit Holder must comply with the Wildlife (Whales) Regulations 1998 and any conditions, determined by the Secretary, that are specified or referred to in the permit.
- 4 The Permit Holder must not undertake dolphin swim tours in fisheries reserves declared under Section 88 of the Fisheries Act 1995 that have been declared for the purpose of aquaculture.
- 5 The Permit Holder acknowledges that:
 - 5.1 the law which governs the use of the location or area requires the Permit Holder not to damage the location or engage in any use of the location which conflicts with the purpose for which the land or water has been reserved;
 - 5.2 offences may be created, and penalties may be imposed, by the legislation which governs the use of the location.
 - 5.3 this permit does not exempt the Permit Holder from complying with the legislation which governs the use of the location.
- 6 The Permit Holder and the Permit Holder's employees, agents and clients will obey all reasonable directions given by an authorised officer at the site.
- 7 The Permit Holder must notify the appropriate DSE or Parks Victoria Officer of any natural or other disaster, injury, illness or delay that may impact on the tour group.
- 8 Only Dolphin Swim Tours are allowed to be conducted on any tour.
- 9 Except as expressly authorised by this permit, the Permit Holder must not damage, destroy, disrupt or remove any native flora (live or dead) or any native fauna from the site or the park. (This includes Marine National Parks and Marine Sanctuaries)
- 10 Except as expressly authorised by this permit, the Permit Holder must not damage, deface, remove or otherwise interfere with any built asset, natural feature or cultural heritage place.
- 11 Feeding or handling of wildlife is not permitted.
- 12 All boats carrying passengers must maintain a current Certificate of Survey from the Marine Board of Victoria.
- 13 All nominated master(s) and crew of the vessel must hold a valid Certificate of Competency appropriate to the vessel class, length and operational area.
- 14 Permit Holders must operate their vessels in accordance to the Vessel Operating and Zoning Rules for Victorian Waters under the *Marine Act 1988* and Harbour Masters Directions under the *Port Services Act 1995*.
- 15 Permit Holders must:
 - 15.1 make all clients aware before the tour commences of:
 - (a) all potential hazards and conditions which may be encountered during the tour. These may include, but are not limited to, heights, exposure to weather, rapid flowing water, fauna and flora; and
 - (b) the experiences clients may encounter during the tour.
 - 15.2 ensure procedures are in place to minimise the risk of potential hazards to clients. These procedures may include, but are not limited to, pre-tour briefings, safety equipment and head counts.
 - 15.3 ensure that all guides and employees have the relevant competencies and skills for leading and guiding an activity.
 - 15.4 ensure that supervision is appropriate to the differing clients' experiences and abilities.
- 16 The Permit Holder is required to submit trip return documentation to Parks Victoria at the conclusion of the Dolphin Swim Tour season (April 2005 and April 2006).
- 17 Parks Victoria may cancel the permit for breach of the terms and conditions of the permit.
- 18 If a conflict arises from, or connected with, the Permit, the Permit Holder agrees to utilise, and participate in, a conflict resolution procedure established with the Victorian Tourism Operators Association.
- 19 Whale (Dolphin) Swim Tour Permit Holders must comply with the industry developed Adventure Activity Standard for Snorkelling (scuba diving, and wildlife swims). A copy of this is available at the Outdoor Recreation Centre website at www.orc.org.au
- 20 The Licence Holder must effect and maintain throughout the term of the licence an appropriate public liability insurance policy with an insurer approved by Parks Victoria.

PART 5 – FEES: 2004

TAX INVOICE
Parks Victoria ABN 95 337 637 697
Level 10, 535 Bourke Street, Melbourne VIC 3000

The fee for a Whale (Dolphin) Swim tour permit is \$700 as specified under Section 8(2) of the Wildlife (Whales) Regulations 1998. The fee is inclusive of GST.

Payment Amount

Permit fee:

Payment Method (please tick)

Cheque (please make cheque payable to Parks Victoria) OR Credit Card

Credit card type: Visa Mastercard Bankcard

Card Number:

Expiry date: /

Name on card:

Signature:

Date:

PART 6 – INSURANCE AND INDEMNITY

In this Part:

"Insured" means the Permit Holder (Permit Number eg. PV 5005), including the Permit Holder's officers, employees, agents, contractors, subcontractors, invitees and their successors and assigns.

"Other Relevant Parties" means the Minister for Environment, Minister for Planning, the Secretary to the Department of Sustainability and Environment, Parks Victoria, the Director of National Parks and any other body delegating its powers to Parks Victoria.

"Permit Holder" means the applicant for the permit specified in the permit application form.

"Term" means the period of operation of the permit.

"Site/s" means the Port Phillip Bay Whale (Dolphin) Swim Tour Area as proclaimed by the Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2004.

1 INSURANCE

- 1.1 The Permit Holder must effect and maintain throughout the Term with an insurer approved by Parks Victoria which approval shall not be unreasonably withheld:
- (a) a public, and if relevant, products liability insurance policy for not less than \$10 million (or any greater amount required by Parks Victoria) in respect of any single claim arising out of the activities of the Insured, covering all third party claims arising out of:
 - (i) loss, including financial loss, destruction or damage to real or personal property and ensuing loss of use of that property;
 - (ii) death, injury to, or disease of persons; and
 - (b) an employers liability and workers' compensation policy which covers any damage, loss or liability suffered or incurred by any person engaged by the Permit Holder arising:
 - (i) by virtue of any statute relating to workers' or accident compensation or employers' liability; or
 - (ii) at common law,
 such policies referred to collectively as "the Policy".
- 1.2 The Permit Holder must effect and maintain the Policy in the name of the Insured, and noting the interests of the Other Relevant Parties.
- 1.3 The Permit Holder must ensure that the Policy contains provisions under which Parks Victoria is to be notified of any changes to the Policy.
- 1.4 The Permit Holder must provide Parks Victoria with:
- (a) a certificate of currency for the Policy which clearly confirms the requirements of the preceding clause 1.2—
 - (i) prior to the Licence commencement date;
 - (ii) within 14 days of each anniversary of the commencement date throughout the term and any renewed terms (if applicable); and
 - (iii) at any other time upon request by Parks Victoria;
 - (b) a copy of the Policy upon request by Parks Victoria. Parks Victoria shall have the right to insist on any amendments to the policy wording or limits as it reasonably requires.
- 1.5 The Permit Holder must promptly notify Parks Victoria if:
- (a) an event occurs which may give rise to a claim under or prejudice the policy; or
 - (b) the Policy is cancelled.
- 1.6 The Permit Holder must not do anything or allow anything to be done which may:
- (a) prejudice any insurance held in connection with the Site/s; or
 - (b) increase the premium payable for any insurance held in connection with the Site/s.
- 1.7 The Permit Holder must effect and maintain all other insurances in a manner and to such extent which is reasonable and customary for an organisation engaging in activities of the kind referred to and permitted by the Licence.
- 1.8 The Permit Holder shall deliver upon request to Parks Victoria copies of any policies required to be entered into by it pursuant to clause 1.7 and Parks Victoria shall have the right to insist on any amendments to the policy wording or limits as it reasonably requires.
- 1.9 If there is any damage or destruction to any building or improvement in the Park or on the Licence Area (caused by the Permit Holder or their clients), the Permit Holder must pay on demand to the Licensor the costs reasonably incurred by the Licensor in rectifying any such damage or destruction.



2 RELEASE

2.1 The Permit Holder agrees that it:

- (a) occupies and uses the Site/s at its own risk;
- (b) has inspected the Site/s and is of the opinion that the Site/s is safe and suitable for the activities of the Permit Holder.

2.2 The Permit Holder releases Parks Victoria and Other Relevant Parties from:

- (a) all claims and demands resulting from any accident, damage, death or injury occurring at the Site/s or any other area used by the Permit Holder in connection with this Licence; and
- (b) all loss, cost, damage, liability or other detriment (whether direct or consequential) suffered or incurred by the Permit Holder, as a direct or indirect result of the Permit Holder's occupation and use of the Site/s or other areas used in connection with this licence or the cancellation, amendment or suspension of the Licence, except to the extent caused or contributed to by the negligence of Parks Victoria.

2.3 References in this clause to the Permit Holder, Parks Victoria and the Other Relevant Parties include their respective officers, employees, agents, contractors, subcontractors, invitees and their successors and assigns.

3 INDEMNITY

3.1 The Permit Holder indemnifies and agrees to keep indemnified Parks Victoria and Other Relevant Parties

against all actions, claims, demands, losses, damages, costs and expenses (whether direct or consequential) for which any of Parks Victoria or Other Relevant Parties is or may be or become liable concerning:

- (a) the default of the Permit Holder under this Licence;
- (b) the Permit Holder's use of the Site/s or any other area used by the Permit Holder in connection with this Licence;
- (c) loss, damage, or injury to property or persons caused or contributed by the Permit Holder's act, omission, default or negligence, except to the extent caused or contributed to by the negligence of Parks Victoria.

3.2 References in this clause to the Permit Holder, Parks Victoria and the Other Relevant Parties include their respective officers, employees, agents, contractors, subcontractors and invitees.

3.3 This clause is intended to operate for the benefit of Parks Victoria and the Other Relevant Parties. However, if required by Parks Victoria or the Other Relevant Parties at any time after the execution of this Licence, the Permit Holder will enter into a separate deed of indemnity or release – which is applicable with the Other Relevant Parties in substantially the same terms as this clause.

3.4 The Permit Holder must ensure that Parks Victoria and the names of the 'Other Relevant Parties' are included in their insurance policies in accordance with clause 1.2 and also documented in any certificate of currency for such insurance.

I have read and understood the permit conditions relating to insurance, release and indemnity.

Printed Name:

Position:

Company / Association:

Signed:

Date:

Please ensure you have completed the checklist on page 1 and attached all mandatory and supporting documentation.

Co-operatives Act 1996

KYABRAM HIGH SCHOOL
CO-OPERATIVE LIMITED

LATIN AMERICAN SOCIAL AND
SPORTING CO-OPERATIVE LIMITED

VICTORIAN BANDS' LEAGUE
COMMUNITY ADVANCEMENT
CO-OPERATIVE LIMITED

Notice is hereby given in pursuance of Section 316(1) of the **Co-operatives Act 1996** and Section 601AB(3)(e) of the **Corporations Act 2001** that, at the expiration of two months from the date hereof, the names of the aforementioned Co-operatives will, unless cause is shown to the contrary, be struck off the register and the Co-operatives will be dissolved. Dated at Melbourne on 21 June 2004.

ANDREW LEVENS
Assistant Registrar of Co-operatives

Evidence Act 1958**MEDIATORS**

I, Penny Armytage, Secretary to the Department of Justice, under the power found in section 21K of the **Evidence Act 1958**, declare each of the persons listed below to be a mediator with the Dispute Settlement Centre of Victoria.

Mrs Merushe ASIM
Mr Daniel Roberto CARBONE
Ms Xue Hua CHEN
Mr Vladimir CHUDOSCHNIK
Ms Leiona COCKER
Ms Virginia CONTRERAS
Ms Eloisa COSTOSO
Ms Maria FAJERMAN
Ms Maria HAYES
Mr John KAROUNOS
Ms Farideh LASHKARY
Mr Chandalala MAMBWE
Ms Doris Kwai-Fun NILSEN
Mrs Muna RICHES
Ms Pamela RODRIGUEZ
Ms Maria Socorro SHELDON
Ms Caroline STORTI
Mr Grant Bryan THOMAS

Mr Kevin John MOON
Mr Victor John ROBB
Mr Peter Sinclair NISBET
Mr Craige Patrick DINEEN
Ms Traci McCORMICK
Ms Sharon HUGHES
Ms Winnie LAU

Dated 16 June 2004

PENNY ARMYTAGE
Secretary to the Department of Justice

Forests Act 1958**PROCLAMATION OF PROTECTED FOREST**

Under Section 58(1) of the **Forests Act 1958** I hereby proclaim the following unoccupied Crown land to be Protected Forest:

Crown Allotment 2009 Parish of Granya (2.73 ha) as shown on Plan LEGL./03-012 lodged in the Central Plan Office.

Crown Allotment 2010 Parish of Granya (1.67 ha) as shown on Plan LEGL./03-012 lodged in the Central Plan Office.

Crown Allotment 2006 Parish of Berringama (0.4045 ha) as shown on Plan LEGL./03-012 lodged in the Central Plan Office.

Crown Allotment 2001 Parish of Bungil East (2.6 ha) as shown on Plan LEGL./02-065 lodged in the Central Plan Office.

Crown Allotment 2012 Parish of Koetong (1.5 ha) as shown on Plan LEGL./02-065 lodged in the Central Plan Office.

Crown Allotment 2002 Parish of Bungil East (4 ha) as shown on Plan LEGL./02-065 lodged in the Central Plan Office.

Crown Allotment 2011 Parish of Koetong (1.4 ha) as shown on Plan LEGL./02-065 lodged in the Central Plan Office.

Crown Allotment 2023 Parish of Berringama (8.41 ha) as shown on Plan LEGL./03-018 lodged in the Central Plan Office.

Crown Allotment 2019 Parish of Koetong (1.24 ha) as shown on Plan LEGL./03-018 lodged in the Central Plan Office.

Crown Allotment 2001 Parish of Canabore (3.28 ha) as shown on Plan LEGL./03-018 lodged in the Central Plan Office.

Crown Allotment 2002 Parish of Canabore (2.28 ha) as shown on Plan LEGL./03-018 lodged in the Central Plan Office.

Crown Allotment 2020 Parish of Koetong (0.5 ha) as shown on Plan LEGL./03-018 lodged in the Central Plan Office.

Crown Allotment 2001 Parish of Jinjelic (0.615 ha) as shown on Plan LEGL./03-018 lodged in the Central Plan Office.

Crown Allotment 2003 Parish of Canabore (1.29 ha) as shown on Plan LEGL./03-018 lodged in the Central Plan Office.

Crown Allotment 2001 Parish of Wooragee (2.95 ha) as shown on Plan LEGL./03-005 lodged in the Central Plan Office.

Crown Allotment 2003 Parish of Granton (9.1 ha) as shown on Plan LEGL./03-027 lodged in the Central Plan Office.

Crown Allotment 2003 Parish of Flowerdale (27.63 ha) as shown on Plan LEGL./03-024 lodged in the Central Plan Office.

Crown Allotment 6A Section 9A Parish of Myrtleford (5.349 ha) as shown on Plan OP 118003 lodged in the Central Plan Office.

Crown Allotment 7D Section 7 Parish of Myrtleford (2.609 ha) as shown on Plan OP 118003 lodged in the Central Plan Office.

Crown Allotment 12C Section 4 Parish of Myrtleford (1.014 ha) as shown on Plan OP 118001 lodged in the Central Plan Office.

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

Dated 2 June 2004

JOHN THWAITES MP
Minister for Environment

Land Acquisition and Compensation Act 1986

FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Title Plan 20254S, part of Lot 1 on Plan of Subdivision 310011S and part of Crown Allotments 5, 6 and 7, Section 1, Parish of Faraday comprising 6.221 hectares and being land described in Certificate of Title Volume

10566, Folio 330; Certificate of Title Volume 10151, Folio 306, Conveyance Book 181 No. 988, Conveyance Book 180 No. 605, shown as Parcels 64 and 65 on SP 20448B, Parcels 45, 45A and 46 on SP 20447B and Parcel 3 on SP20445.

Interest Acquired: That of Coliban Region Water Authority and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lots 1 and 2 on Title Plan 376123V, Parishes of Walmer and Harcourt, part of Crown Allotments 3 and 3A Section 6, part of Lot 1 on Title Plan 118306F, part of Lot 1 on Title Plan 243263W, Lot 1 on Title Plan 392652A, Parish of Walmer; and Lot 1 on Title Plan 97028T and part of Dr Barkers Pre-emptive Section 1, Parish of Harcourt, and Lot 1 on Title Plan 412072P, Parish of Ravenswood, comprising 14.23 hectares and being land described in Certificate of Title Volume 8111 Folio 480; Certificate of Title Volume 8332 Folio 321; Certificate of Title Volume 6180 Folio 948; Certificate of Title Volume 3295 Folio 880; Certificate of Title Volume 9596 Folio 606; Certificate of Title Volume 8628 Folio 858; Certificate of Title Volume 8628 Folio 859; Certificate of Title Volume 8332 Folio 320, shown as Parcels 16, 18 and 19 on Survey Plan 20815 and Parcels 28, 29, 30, 31, 32 and 33 on Survey Plan 20814.

Interest Acquired: That of Ronald Eric and Jean Annette Everett and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads), declares that by this notice it acquires the following interest in the land described as the whole of Lot 1 on Title Plan 369332B, the whole of Lot 1 on Title Plan 246995L and the whole of Lot 1 on Title Plan 162434V, Parish of Harcourt, comprising 1.231 hectares and being land described in Certificate of Title Volume 7912 Folio 022; Certificate of Title Volume 7853 Folio 052 and Certificate of Title Volume 9208 Folio 310, shown as Parcels 42, 43 and 44 on Survey Plan MA20662.

Interest Acquired: That of Philip Charles and Nola Janine Arnold and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 1, Parish of Harcourt, comprising 3.193 hectares and being land described in Certificate of Title Volume 8147 Folio 785 and Certificate of Title Volume 8147 Folio 786, shown as Parcels 62 and 63 on Survey Plan 20812.

Interest Acquired: That of Leon Donald Blakeley and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads), declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Plan of Subdivision 319913A, Parish of Harcourt, comprising 5.996 hectares and being land described in Certificate of Title Volume 10107 Folio 036, shown as Parcel 40 on Survey Plan 20813.

Interest Acquired: That of Gavin William and Leanne Shirley Wardrop and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

Victorian Rail Track declares that by this notice it acquires the following interest in the land described as part of Crown Allotment 6 Section 32, Parish of Ararat comprising 1724.0 square metres and being land described in Certificate of Title Volume 6622 Folio 387, shown as Parcels 10 and 11 on Survey Plan 20231.

Interest Acquired: That of Jamie Alan Stewart and all other interests.

Published with the authority of Victorian Rail Track.

Dated 24 June 2004

For and on behalf of Victorian Rail Track:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Plan of Subdivision 93074, Parish of Pakenham, comprising 3901 square metres and being part of the land described in Certificate of Title Volume 8908 Folio 442, shown as Parcel 325 on Survey Plan 20678.

Interest Acquired: That of William Lionel McBain and Yvonne Margaret McBain and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 2 on Plan of Subdivision 93074, Parish of Pakenham, comprising 1.277 hectares and being part of the land described in Certificate of Title Volume 8908 Folio 443, shown as Parcel 326 on Survey Plan 20678.

Interest Acquired: That of Jack Dickson and Elaine Mary Dickson and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Plan of Subdivision 215407L, Parish of Pakenham, comprising 200 square metres and being part of the land described in Certificate of Title Volume 9914 Folio 442, shown as Parcel 341 on Survey Plan 20679.

Interest Acquired: That of Linsiedel Estates Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 4 on Plan of Subdivision 510552Q, Parish of Nar-Nar-Goon, comprising 8120 square metres and being part of the land described in Certificate of Title Volume 10761 Folio 893, shown as Parcel 350 on Survey Plan 20680A.

Interest Acquired: That of Prince Removal & Storage Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot C on Plan of Subdivision 508339D, Parish of Nar-Nar-Goon, comprising 1.207 hectares and being part of the land described in Certificate of Title Volume 10784 Folio 020, shown as Parcel 361 on Survey Plan 20681A.

Interest Acquired: That of Decleah Investments Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:

BERNARD TOULET

Manager

Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as Lot 1 on Title Plan 344732Y (formerly known as part of Crown Allotment 51F), Parish of Nar-Nar-Goon, comprising 221 square metres and being land described in Certificate of Title Volume 8111 Folio 891, shown as Parcel 362 on Survey Plan 20681.

Interest Acquired: That of Gasnet Australia (Operations) Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:

BERNARD TOULET

Manager

Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land comprising 1.6941 hectares and being land described as

- Part of Lot 1 on Title Plan 200454G (formerly known as Lot 25 on Plan of Subdivision 2003), Parish of Nar-Nar-Goon, being part of the land described in Certificate of Title Volume 10064 Folio 616, shown as Parcel 422 on Survey Plan 20684;
- Part of Lot 1 on Title Plan 200975B (formerly known as Lot 26 on Plan of Subdivision 2003), Parish of Nar-Nar-Goon, being part of the land described in Certificate of Title Volume 10064 Folio 618, shown as Parcel 423 on Survey Plan 20684;
- Part of Lot 1 on Title Plan 200453J (formerly known as Lot 27 on Plan of Subdivision 2003), Parish of Nar-Nar-Goon, being part of the land described in Certificate of Title Volume 10064 Folio 614, shown as Parcel 424 on Survey Plan 20684; and
- Part of Lot 1 on Title Plan 200974D (formerly known as Lot 28 on Plan of Subdivision 2003), Parish of Nar-Nar-Goon, being part of the land described in Certificate of Title Volume 10064 Folio 615, shown as Parcel 425 on Survey Plan 20684.

Interest Acquired: That of Stino Nominees Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:

BERNARD TOULET

Manager

Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following

interest in the land described as part of Lot 1 on Title Plan 91807A (formerly known as Lot 29 on Plan of Subdivision 002003) Parish of Nar-Nar-Goon, comprising 1.578 hectares and being part of the land described in Certificate of Title Volume 10050 Folio 443, shown as Parcel 426 on Survey Plan 20684.

Interest Acquired: That of Learnean Holdings Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land comprising 6.255 hectares described as

- Part of Subdivision A of Crown Allotment 33, Parish of Nar-Nar-Goon, being part of the land described in Certificate of Title Volume 10249 Folio 434, shown as Parcel 501 on Survey Plan 20697B;
- Part of Subdivision B of Crown Allotment 33 on Title Plan 70283C, Parish of Nar-Nar-Goon, being part of the land described in Certificate of Title Volume 10249 Folio 435, shown as Parcel 504 on Survey Plan 20697B; and
- Part of Subdivision A of Crown Allotment 34, Parish of Nar-Nar-Goon, being part of the land described Certificate of Title Volume 10249 Folio 436, shown as Parcel 532 on Survey Plan 20698B.

Interest Acquired: That of South East Water Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Crown Allotment 24B on Title Plan 346867N, Parish of Nar-Nar-Goon, comprising 5.548 hectares and being part of the land described in Certificate of Title Volume 7967 Folio 038, shown as Parcel 575 on Survey Plan 20704.

Interest Acquired: That of James Marmaduke Carney and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 2 on Plan of Subdivision 326786P, Parish of Nar-Nar-Goon, comprising 1.13 hectares and being part of the land described in Certificate of Title Volume 10155 Folio 392, shown as Parcel 580 on Survey Plan 20705.

Interest Acquired: That of Martin James Grogan and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Plan of Subdivision 90476, Parish of Nar-Nar-Goon, comprising 1849 square metres and being part of the land described in Certificate of Title Volume 9050 Folio 654, shown as Parcel 582 on Survey Plan 20705.

Interest Acquired: That of Mirko Blazevic and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 4 on Plan of Subdivision 332614L, Parish of Nar-Nar-Goon, comprising 3.884 hectares and being part of the land described in Certificate of Title Volume 10198 Folio 207, shown as Parcel 636 on Survey Plan 20710.

Interest Acquired: That of Red Gem Packers (Aust) Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 2 on Plan of Subdivision 207270H, Parish of Nar-Nar-Goon, comprising 33.2246 hectares and being part of the land described in Certificate of Title Volume 9746 Folio 900, shown as Parcels 632, 633 and 635 on Survey Plan 20709.

Interest Acquired: That of Glenrob Nominees Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Plan of Subdivision 339118L, Parish of Nar-Nar-Goon, comprising 3118 square metres and being part of the land described in Certificate of Title Volume 10234 Folio 909, shown as Parcel 640 on Survey Plan 20710.

Interest Acquired: That of Mobil Oil Australia Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7

S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 2 on Plan of Subdivision 339118L, Parish of Nar-Nar-Goon, comprising 2375 square metres and being part of the land described in Certificate of Title Volume 10234 Folio 910, shown as Parcel 639 on Survey Plan 20710.

Interest Acquired: That of Brinklink Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

Land Acquisition and Compensation Act 1986

FORM 7

S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as Lot 2 on Plan of Subdivision 137522, Parish of Nar-Nar-Goon, comprising 10.1853 hectares and being land described in Certificate of Title Volume 9578 Folio 659, shown as Parcels 421 and 430 on Survey Plan 20684.

Leasehold Interest Acquired: That of Berwick Go-Kart Club Incorporated and all other interests.

Published with the authority of VicRoads.

Dated 24 June 2004

For and on behalf of VicRoads:
BERNARD TOULET
Manager
Property Services Department

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

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

1. HEREBY EXEMPT all that Crown Land situated within the boundaries of exploration licence application 4833 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 17 June 2004

RICHARD ALDOUS
Executive Director
Minerals and Petroleum

Penalty Interest Rates Act 1983

PENALTY INTEREST RATE

The penalty interest rate fixed by the Attorney-General under section 2 of the **Penalty Interest Rate Act 1983** is 12% per annum with effect on and from 1 July 2004. The rate was previously fixed at 11.25% from 26 June 2003 until 30 June 2004.

ROB HULLS MP
Attorney-General

INTERIM CREDITING RATE —
STATE SUPERANNUATION FUND

For the purposes of the sub-sections 46(1) and 58(1) of the **State Superannuation Act 1988**, sub-section 35(1) of the **Transport Superannuation Act 1988** and sub-section 37(1)

of the **State Employees Retirement Benefits Act 1979**, the Government Superannuation Office has determined an annual rate of 2.5% to be applied as an interim crediting rate on exits on or after 22 June 2004.

PETER J. WYATT
Chief Financial Officer

Subordinate Legislation Act 1994

NOTICE OF DECISION

Forests (Fire Protection) Regulations 2004

I, John Thwaites, Minister for Environment and Minister responsible for administering the **Forests Act 1958**, give notice under section 12 of the Subordinate Legislation Act 1994 as follows:

A Regulatory Impact Statement (RIS) was prepared in relation to the proposed Forests (Fire Protection) Regulations 2004 to provide for the protection of State forests, national parks and protected public land from damage by fire.

The RIS was advertised seeking public comment and six submissions were received.

After considering the submissions received, I have decided that the proposed Regulations should be made with amendments.

Dated 21 June 2004

JOHN THWAITES
Minister for Environment

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 28 July 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 22 July 2004.

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

Agee Panels & Towing Pty Ltd. Application for variation of conditions of tow truck licence

numbers TOW734, TOW641 and TOW740 which authorise the licensed vehicles to be managed, controlled and operated from a depot situated at 10 Kirkham Road, Dandenong to change the depot address to 30 Abbott Road, Hallam.

Dated 24 June 2004

STEVE STANKO
Director

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 28 July 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 22 July 2004.

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

Leasetec Pty Ltd. Application for variation of conditions of tow truck licence numbers TOW464, TOW602 and TOW603 which authorise the licensed vehicles to be managed, controlled and operated from a depot situated at 10 Kirkham Road, Dandenong to change the depot address to 30 Abbott Road, Hallam.

Dated 24 June 2004

STEVE STANKO
Director

Veterinary Practice Act 1997

The Veterinary Practitioners Registration Board of Victoria (“the Board”) conducted a Formal Hearing on 7 April 2004 and 26 May 2004 into the professional conduct of Dr Enn Tonuma, a registered veterinary practitioner in the State of Victoria.

The charges brought against Dr Tonuma are as follows:

Charge – Unprofessional conduct. The charges brought against Dr Tonuma were related

to his rude and abusive manner to the client, the failure to inform the client of the information required by Regulation 26 of the Drugs, Poisons and Controlled Substances Regulations, and the failure to firmly affix a label to the container as required by Regulation 26 of the Regulations.

Dr Tonuma elected to not attend the hearing and he was not represented.

The Board found as follows:

Pursuant to Section 45 (1) of the **Veterinary Practice Act 1997** ("The Act") Dr Tonuma was found guilty of unprofessional conduct of a serious nature within the meaning of paragraphs (a) and (b) of the definitions, Section 3 of the Act. Dr Tonuma was formally reprimanded; required to undergo further educational training with regard to Regulation 26 of the Drugs, Poisons and Controlled Substances Regulations; required to undergo counselling and ordered to pay \$8098.00 (stay of 1 month granted) towards the costs of, and incidental to, the hearing; the hearing and determination to be reported in the Government Gazette; the hearing and determination to be notified to all other veterinary registration authorities in Australia and New Zealand.

MARGARET B WILSON
Registrar

Water Act 1989

I, Professor Lyndsay Neilson, Secretary, Department of Sustainability and Environment, as delegate of the Minister for Water, make the following Order:

CREATION OF THE LAKE BOGA SEWERAGE DISTRICT ORDER 2004

1. This Order is called the Creation of the Lake Boga Sewerage District Order 2004.
2. This Order is made under section 96(11) of the **Water Act 1989** and all other available powers.
3. The proposal for the creation of the Lake Boga Sewerage District of the Lower Murray Region Water Authority submitted on 3 May 2004 to the Department of Sustainability and Environment by the Lower Murray Region Water Authority is approved.
4. The Lake Boga Sewerage District is created by the extent of the areas shaded in

red on the accompanying plan, numbered 11-LB-01, copies of which may be inspected at the office of the Lower Murray Region Water Authority, Swan Hill Office, situated at 73 Beveridge Street, Swan Hill, 3585.

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

Dated 17 June 2004

PROFESSOR LYND SAY NEILSON
Secretary

Department of Sustainability and Environment
(as delegate of the Minister for Water)

Water Act 1989

I, Professor Lyndsay Neilson, Secretary, Department of Sustainability and Environment, as delegate of the Minister for Water, make the following Order:

EXTENSION OF THE LAKE BOGA URBAN WATER DISTRICT ORDER 2004

1. This Order is called the Extension of the Lake Boga Sewerage District Order 2004.
2. This Order is made under section 96(11) of the **Water Act 1989** and all other available powers.
3. The proposal for the extension of the Lake Boga Urban Water District of the Lower Murray Region Water Authority submitted on 3 May 2004 to the Department of Sustainability and Environment by the Lower Murray Region Water Authority is approved.
4. The Lake Boga Urban Water District is extended by the extent of the areas shaded in red on the accompanying plan, numbered 10-LB-01, copies of which may be inspected at the office of the Lower Murray Region Water Authority, Swan Hill Office, situated at 73 Beveridge Street, Swan Hill, 3585.
5. This Order takes effect from the date it is published in the Government Gazette.

Dated 17 June 2004

PROFESSOR LYND SAY NEILSON
Secretary

Department of Sustainability and Environment
(as delegate of the Minister for Water)

Water Act 1989

I, Professor Lyndsay Neilson, Secretary, Department of Sustainability and Environment, as delegate of the Minister for Water, make the following Order:

EXTENSION OF THE KERANG SEWERAGE DISTRICT ORDER 2004

1. This Order is called the Extension of the Kerang Sewerage District Order 2004.
2. This Order is made under section 96(11) of the **Water Act 1989** and all other available powers.
3. The proposal for the extension of the Kerang Sewerage District of the Lower Murray Region Water Authority submitted on 3 May 2004 to the Department of Sustainability and Environment by the Lower Murray Region Water Authority is approved.
4. The Kerang Sewerage District is extended by the extent of the areas shaded in red on the accompanying plan, numbered 11-KG-01, copies of which may be inspected at the office of the Lower Murray Region Water Authority, Kerang Office, situated at 56 Wellington Street, Kerang, 3579.
5. This Order takes effect from the date it is published in the Government Gazette.

Dated 17 June 2004

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

Education Act 1958**NOTICE OF MAKING OF ORDERS UNDER SECTION 13 AND ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 180) 2002**

Twelve Orders of the Minister for Education Services were made on 21 June 2004 under sections 13(4) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Orders of Ballarat Primary School Council, Fairfield Primary School Council, Harston Primary School Council, Heatherwood School Council, Hepburn Primary School Council, Meredith Primary School Council, Meadow

Heights Primary School Council, Moe (South Street) Primary School Council, Reservoir Primary School Council, Wallington Primary School Council, Woodford Primary School Council and Welton Primary School Council in respect of the memberships of the school councils.

JACINTA ALLAN
Minister for Education Services

Education Act 1958**NOTICE OF MAKING OF ORDERS UNDER SECTION 13 AND ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 180) 2002**

Two Orders of the Minister for Education Services were made on 21 June 2004 under section 13(4) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Orders of the school councils of the State schools called Laharum Primary School and Rawson Primary School in respect of the memberships of the school councils.

JACINTA ALLAN
Minister for Education Services

Education Act 1958**NOTICE OF MAKING OF ORDER UNDER SECTION 13 AND ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 180) 2002**

An Order of the Minister for Education Services was made on 21 June 2004 under section 13(4) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending clauses 3.4, 11, 12, 13 and 17 of the constituting Order (the Order) of the school council of the State school proposed to be called Mahogany Rise Primary School and substituting Schedules 6 and 6A of the Order with new Schedules 6 and 6A.

Further details are as follows—

For clause 3.4 of the Order, substitute—

- 3.4 A person on any form of leave (including secondment), whether with or without pay, from employment with the DE&T shall, for the purposes of this Order:

- (a) be considered to have the DE&T employee status the person had immediately prior to going on leave; and
- (b) be considered, if the leave is for a period of six months or less, to remain a member of the DE&T employee electorate of which the person was a member immediately prior to going on leave.

For clauses 11, 12 and 13 of the Order, substitute:

11 Number of vacancies equals nominations

- 11.1 If at the time fixed for the closing of nominations for elected positions, the number of vacancies in the Parent member category is greater than zero and equals the number of candidates seeking election to those vacancies, and the number of Parents who are DE&T employees and who are nominated to the Parent member category (if any) does not exceed the Maximum DE&T Parents, the principal shall -
- (a) declare each of those candidates to be elected; and
 - (b) inform the school community.
- 11.2 If at the time fixed for the closing of nominations for elected positions, the number of vacancies in the Parent member category is greater than zero and equals the number of candidates seeking election to those vacancies, but the number of Parents who are DE&T employees and who are nominated to the Parent member category exceeds the Maximum DE&T Parents the principal shall—
- (a) declare each of the candidates nominated for election to the Parent member category and who are not DE&T employees (if any) to be elected; and
 - (b) immediately post in a prominent position in the school a notice stating that insufficient nominations have been received and calling for further nominations to be lodged in respect of candidates for the Parent member category who are not DE&T employees, within three school days from the date of the closing of the first Call for Nominations; and
 - (c) if, at the expiration of the further three school days, the number of nominations received under clause 11.2(b)—
 - (i) does not exceed the number of vacancies in the Parent member category at the time of the first Call for Nominations less the number of candidates declared to be elected under clause 11.2(a) less the Maximum DE&T Parents - declare the candidates nominated under clause 11.2(b) to be elected and, if the Maximum DE&T Parents is a number greater than zero, hold an election under clause 13.3 for the Parents who are DE&T employees; or
 - (ii) exceeds the number of vacancies in the Parent member category at the time of the first Call for Nominations less the number of candidates declared to be elected under clause 11.2(a) less the Maximum DE&T Parents - hold an election under clause 13.8 for the Parents who are not DE&T employees and, if the Maximum DE&T Parents is a number greater than zero, an election under clause 13.9 for the Parents who are DE&T employees.
- 11.3 If at the time fixed for the closing of nominations for elected positions -
- (a) the number of vacancies in the Parent member category is greater than zero and equals the number of candidates seeking election to those vacancies; and
 - (b) the number of Parents who are DE&T employees and who are nominated to the Parent member category exceeds the Maximum DE&T Parents; and
 - (c) elected positions in the Parent member category remain unfilled after the completion of any election that may be required by clause 11.2(c) and the procedures set out in clause 14,

the school council shall fill the remaining vacancies by co-opting eligible persons to the Parent member category. A person is eligible for co-option to the Parent member category provided he/she is eligible to be elected to that membership category and, in the case of Parents who are DE&T employees, provided that the person's co-option to the school council would not result in a contravention of clause 4.3A by reason that half or more than half of the school council's total membership would be DE&T employees.

- 11.4 If at the time fixed for the closing of nominations for elected positions, the number of vacancies in the DE&T employee member category is greater than zero and equals the number of candidates seeking election to those vacancies, the principal shall—
- (a) declare those candidates to be elected; and
 - (b) inform the school community.
- 11.5 Where both clauses 11.1 and 11.4 apply, namely where—
- (a) the number of vacancies in the Parent member category equals the number of candidates seeking election to those vacancies, and the number of Parents who are DE&T employees and who are nominated to the Parent member category (if any) does not exceed the Maximum DE&T Parents; and
 - (b) the number of vacancies in the DE&T employee member category equals the number of candidates seeking election to those vacancies,
- the principal shall take no steps under clauses 12 or 13 and shall also cancel any arrangements made under clause 14 for the counting of votes and the declaration of the poll, and shall inform the school community.

12 Number of vacancies greater than nominations

- 12.1 If at the time fixed for the closing of nominations for elected positions, the number of vacancies in the Parent member category is greater than the number of candidates nominated to those vacancies, and—
- (a) the number of Parents who are DE&T employees and who are nominated to the Parent member category is less than the Maximum DE&T Parents, then clause 12.2 shall apply; or
 - (b) the number of Parents who are DE&T employees and who are nominated to the Parent member category equals the Maximum DE&T Parents, then clause 12.3 shall apply; or
 - (c) the number of Parents who are DE&T employees and who are nominated to the Parent member category exceeds the Maximum DE&T Parents, then clause 12.4 shall apply.
- 12.2 If clause 12.1(a) applies, the principal shall—
- (a) declare all of the candidates who are seeking election to the Parent member category to be elected; and
 - (b) immediately post in a prominent position in the school a notice stating that insufficient nominations have been received and calling for further nominations to be lodged in respect of candidates standing for election to the Parent member category within three school days from the date of the closing of the first Call for Nominations; and
 - (i) if, at the expiration of the further three school days, the number of nominations received under clause 12.2(b) does not exceed the number of remaining vacancies and the number of candidates seeking election to the Parent member category and who are DE&T employees, when added to any candidates who are DE&T employees and who were declared to be elected under clause 12.2(a), does not exceed the Maximum DE&T Parents – declare any further candidates to be elected; or
 - (ii) if, at the expiration of the further three school days, the number of candidates does not exceed the number of remaining vacancies and the number of candidates seeking election to the Parent member category and who are DE&T employees,

when added to any candidates who are DE&T employees and who were declared to be elected under clause 12.2(a), exceeds the Maximum DE&T Parents - declare the candidates seeking election to the Parent member category who are not DE&T employees to be elected, and hold an election under clause 13.3 (if any vacancy for a Parent who is a DE&T employee exists); or

- (iii) if, at the expiration of the further three school days, the number of candidates exceeds the number of remaining vacancies but solely by reason that the number of candidates seeking election to the Parent member category who are DE&T employees, when added to any candidates who are DE&T employees and who were declared to be elected under clause 12.2(a), exceeds the Maximum DE&T Parents - declare the candidates seeking election to the Parent member category who are not DE&T employees to be elected, and hold an election under clause 13.3 (if any vacancy for a Parent who is a DE&T employee exists); or
- (iv) if, at the expiration of the further three school days, the number of candidates exceeds the number of remaining vacancies but not solely by reason that the number of candidates seeking election to the Parent member category who are DE&T employees, when added to any candidates who are DE&T employees and who were DE&T Parents - hold an election under clause 13.3.

12.3 If clause 12.1(b) applies, the principal shall-

- (a) declare all of the candidates who are seeking election to the Parent member category to be elected; and
- (b) immediately post in a prominent position in the school a notice stating that insufficient nominations have been received and calling for further nominations to be lodged in respect of candidates for the Parent member category who are not DE&T employees, within three school days from the date of the closing of the first Call for Nominations; and
 - (i) if, at the expiration of the further three school days, the number of candidates does not exceed the number of remaining vacancies - declare any further candidates to be elected; or
 - (ii) if, at the expiration of the further three school days, the number of candidates exceeds the number of remaining vacancies - hold an election under clause 13.3.

12.4 If clause 12.1(c) applies, the principal shall-

- (a) declare the candidates seeking election to the Parent member category who are not DE&T employees to be elected; and
- (b) immediately post in a prominent position in the school a notice stating that insufficient nominations have been received and calling for further nominations to be lodged in respect of candidates for the Parent member category who are not DE&T employees, within three school days from the date of the closing of the first Call for Nominations; and
- (c) if, at the expiration of the further three school days, the number of nominations received under clause 12.4(b)-
 - (i) does not exceed the number of vacancies in the Parent member category at the time of the first Call for Nominations less the number of candidates declared to be elected under clause 12.4(a) less the Maximum DE&T Parents - declare the candidates nominated under clause 12.4(b) to be elected and, if the Maximum DE&T Parents is a number greater than zero, hold an election under clause 13.3 for the Parents who are DE&T employees; or
 - (ii) exceeds the number of vacancies in the Parent member category at the time of the first Call for Nominations less the number of candidates declared to be elected under clause 12.4(a) less the Maximum DE&T Parents - hold an election under

clause 13.8 for the Parents who are not DE&T employees and, if the Maximum DE&T Parents is a number greater than zero, an election under clause 13.9 for the Parents who are DE&T employees.

- 12.5 If at the time fixed for the closing of nominations for elected positions, the number of vacancies in the DE&T employee member category is greater than the number of candidates seeking election to those vacancies, the principal shall—
- (a) declare those candidates to be elected; and
 - (b) immediately post in a prominent position in the school a notice stating that insufficient nominations have been received and calling for further nominations to be lodged in respect of candidates standing for election to the DE&T employee member category, within three school days from the date of the closing of the first Call for Nominations; and
 - (i) if, at the expiration of the further three school days, the number of candidates does not exceed the number of remaining vacancies – declare any further candidates to be elected; or
 - (ii) if, at the expiration of the further three school days, the number of candidates exceeds the number of remaining vacancies – hold an election under clause 13.4.
- 12.6 If any elected positions remain unfilled after completion of the elections that may be required by this clause 12 and the procedures in clause 14, the school council shall fill the remaining vacancies referable to this clause 12 by co-opting eligible persons to the relevant membership category. A person is eligible for co-option to a relevant membership category provided he/she is eligible to be elected to that membership category and, in the case of Parents who are DE&T employees, provided that the person's co-option to the school council would not result in a contravention of clause 4.3A by reason that half or more than half of the school council's total membership would be DE&T employees.

13 Number of vacancies less than nominations

- 13.1 If at the time fixed for the closing of nominations for elected positions, the number of vacancies in the Parent member category is greater than zero and is less than the number of candidates seeking election to those vacancies, but solely by reason that the number of Parents who are DE&T employees and who are seeking election to the Parent member category exceeds the Maximum DE&T Parents, then the principal shall—
- (a) declare each of the candidates who are seeking election to the Parent member category and who are not DE&T employees (if any) to be elected; and
 - (b) if there are any remaining vacancies in the Parent member category that must be filled by Parent members who are not DE&T employees, immediately post in a prominent position in the school a notice stating that insufficient nominations have been received and calling for further nominations to be lodged in respect of candidates standing for election to the Parent member category who are not DE&T employees, within three school days from the date of the closing of the first Call for Nominations and, if at the expiration of the further three school days, the number of nominations received under clause 13.1(b)—
 - (i) does not exceed the number of vacancies in the Parent member category at the time of the first Call for Nominations less the number of candidates declared to be elected under clause 13.1(a) less the Maximum DE&T Parents – declare the candidates nominated under clause 13.1(b) to be elected and, if the Maximum DE&T Parents is a number greater than zero, hold an election under clause 13.3 for the Parents who are DE&T employees; or
 - (ii) exceeds the number of vacancies in the Parent member category at the time of the first Call for Nominations less the number of candidates declared to be elected under clause 13.1(a) less the Maximum DE&T Parents – hold an election under

- clause 13.8 for the Parents who are not DE&T employees and, if the Maximum DE&T Parents is a number greater than zero, an election under clause 13.9 for the Parents who are DE&T employees; or
- (c) if there are no remaining vacancies in the Parent member category that must be filled by Parent members who are not DE&T employees, and if the Maximum DE&T Parents is a number greater than zero, hold an election under clause 13.3.
- 13.2 If at the time fixed for the closing of nominations for elected positions, the number of vacancies in the Parent member category is greater than zero and is less than the number of candidates seeking election to those vacancies, but not solely by reason that the number of Parents who are DE&T employees and who are seeking election to the Parent member category exceeds the Maximum DE&T Parents, then the principal shall hold an election under clause 13.3.
- 13.3 If a clause of this Order requires the principal to hold an election under clause 13.3, then—
- (a) the vacancies to be filled at that election are the vacancies that were required to be filled at the time of the first Call for Nominations other than those vacancies to which Parent members were declared to be elected; and
- (b) the candidates standing for election to those vacancies are those persons that were nominated by the time fixed for the closing of nominations, save that if the Maximum DE&T Parents equals zero, persons that were nominated who are DE&T employees shall not be candidates; and
- (c) the maximum number of vacancies that may be filled by Parents who are DE&T employees equals the Maximum DE&T Parents; and
- (d) the principal shall hold the election in accordance with clause 13.4 of this Order; and
- (e) the election shall be held at the same time as any other election required to be held in accordance with clause 13.4.
- 13.4 If the principal is required to hold an election in accordance with clause 13.4, the principal shall—
- (a) cause ballot papers in the form of Schedule 6 to be prepared with the names, in alphabetical order, of the candidates listed in the relevant membership category; and
- (b) cause each ballot paper to be marked so as to identify it as an official ballot paper; and
- (c) at least seven days before the day fixed for the closure of the ballot, post or arrange delivery of the ballot papers, together with two envelopes, to the relevant electorate of the school; and
- (d) provide a securely sealed ballot box for the casting of votes at the school between the hours of 8 am and 4 pm on every school day up to and including the day of the closure of the ballot; and
- (e) arrange for recording in a register the name and address appearing at the rear of each outer envelope received containing—
- (i) a postal vote cast pursuant to clause 15.3(a); and
- (ii) a vote cast pursuant to clause 15.3(b) between the hours of 8 am and 4 pm on the day of the closure of the ballot,
- and place the unopened plain envelope containing the completed ballot paper in the ballot box; and
- (f) ensure that the ballot box is kept in a secure place at all times.
- 13.5 If—
- (a) at the time fixed for the closing of nominations for elected positions the number of vacancies in the DE&T employee member category is greater than zero and is less than the number of candidates seeking election to those vacancies; and

- (b) either—
- (i) there were no vacancies in the Parent member category at the time of the Call for Nominations; or
 - (ii) a clause of this Order requires the principal to hold an election under clause 13.3, the principal shall hold an election in accordance with clause 13.4 in respect of the vacancies in the DE&T employee member category, and that election shall be held at the same time as any other election required to be held in accordance with clause 13.4.
- 13.6 If—
- (a) at the time fixed for the closing of nominations for elected positions the number of vacancies in the DE&T employee member category is greater than zero and is less than the number of candidates seeking election to those vacancies; and
 - (b) a clause of this Order requires the principal to hold an election under clause 13.8 or clause 13.9 (or both),
- the principal shall hold an election in accordance with clause 13.10 in respect of those vacancies, and that election shall be held at the same time as any other election required to be held under clauses 13.8 or 13.9.
- 13.7 If any elected positions remain unfilled after completion of the elections that may be required by this clause 13 and the procedures in clause 14, the school council shall fill the remaining vacancies referable to this clause 13 by co-opting eligible persons to the relevant membership category. A person is eligible for co-option to a relevant membership category provided he/she is eligible to be elected to that membership category and, in the case of Parents who are DE&T employees, provided that the person's co-option to the school council would not result in a contravention of clause 4.3A by reason that half or more than half of the school council's total membership would be DE&T employees.
- 13.8 If a clause of this Order requires the principal to hold an election under clause 13.8, then—
- (a) the vacancies to be filled at that election are the vacancies that were required to be filled at the time of the first Call for Nominations other than:
 - (i) those vacancies to which Parent members were declared to be elected; and
 - (ii) the number of vacancies equal to the Maximum DE&T Parents; and
 - (b) the candidates standing for election to those vacancies are those persons who are not DE&T employees and who were nominated by the time fixed for the closing of nominations; and
 - (c) the principal shall hold the election in accordance with clause 13.10 of this Order; and
 - (d) the election shall be held at the same time as any other election required to be held under clause 13.5, 13.6, or 13.9.
- 13.9 If a clause of this Order requires the principal to hold an election under clause 13.9, then—
- (a) the vacancies to be filled at that election are that number of the vacancies that were required to be filled at the time of the first Call for Nominations that is equal to the Maximum DE&T Parents; and
 - (b) the candidates standing for election to those vacancies are the candidates who are both Parents and DE&T employees; and
 - (c) the principal shall hold the election in accordance with clause 13.10 of this Order; and
 - (e) the election shall be held at the same time as any other election required to be held under clause 13.5, 13.6 or 13.8.
- 13.10 If the principal is required to hold an election in accordance with clause 13.10, the principal shall—
- (a) cause ballot papers in the form of Schedule 6A to be prepared with the names, in alphabetical order, of the candidates listed in the relevant membership category; and
 - (b) cause each ballot paper to be marked so as to identify it as an official ballot paper; and
 - (c) at least seven days before the day fixed for the closure of the ballot, post or arrange

delivery of the ballot papers, together with two envelopes, to the Parent electorate of the school, or the DE&T employee electorate of the school, or both those electorates, as appropriate; and

- (d) provide a securely sealed ballot box for the casting of votes at the school between the hours of 8 am and 4 pm on every school day up to and including the day of the closure of the ballot; and
- (e) arrange for recording in a register the name and address appearing at the rear of each outer envelope received containing -
 - (i) a postal vote cast pursuant to clause 15.3(a); and
 - (ii) a vote cast pursuant to clause 15.3(b) between the hours of 8 am and 4 pm on the day of the closure of the ballot,and place the unopened plain envelope containing the completed ballot paper in the ballot box; and
- (f) ensure that the ballot box is kept in a secure place at all times.

For clause 17.1 of the Order, substitute—

17.1 When a person who is a member of the school council (other than a member ex officio)—

- (a) dies; or
- (b) is or becomes bankrupt; or
- (c) is or becomes of unsound mind; or
- (d) delivers a letter of his or her resignation to the office of the school or to the president of the school council; or
- (e) is or becomes convicted of an indictable offence; or
- (f) who being elected or co-opted to the Parent member category ceases to be eligible for election to this membership category under clause 4.3(a), or who being elected or co-opted to the DE&T employee member category ceases to be eligible for election to this membership category under clause 4.3(b), or who being co-opted to the Community member category ceases to be eligible for election to this membership category under clause 4.3(c); or
- (g) is absent from three consecutive meetings of the school council without special leave previously granted by the school council and subject to a decision of the school council; or
- (h) in the DE&T employee member category goes on any form of leave (including secondment), whether with or without pay, from employment with the DE&T for a period of more than six months; or
- (i) in the Parent member category becomes a DE&T employee during their term of office in circumstances where that causes the school council to be in breach of clause 4.3A(a)—a casual vacancy is created.

JACINTA ALLAN
Minister for Education Services

Local Government Act 1989

Section 171

WAIVER OF MUNICIPAL RATES AND CHARGES

I, Candy Broad, Minister for Local Government, being the Minister administering the **Local Government Act 1989**, under section 171(4) of that Act, order that:

1. In this Order—

“**Act**” means the **Local Government Act 1989**;

“**eligible recipient**” means an eligible recipient within the meaning of the **State Concessions Act 1986**;

“**general rate**” means a general rate under section 158 of the Act and may include a refuse rate or charge and any municipal charge;

“**interest**” means interest charged by a council under section 172 of the Act;

“**municipal charge**” means a municipal charge levied under section 159 of the Act;

“**refuse rate or charge**” means any service rate or charge levied under section 162(1)(b) of the Act for the collection and disposal of refuse.

2. The waiver under section 171(4) of the Act applies to all eligible recipients liable to pay the rate, charge or interest.
3. The extent of the waiver which is available only once in any council financial year is—
 - (a) The eligible recipient, either alone or together with his or her spouse, is liable to pay the rate or charge and interest (in the case of a general rate) one half of the rate or \$160 whichever is the lesser amount.
 - (b) If the eligible recipient, either alone or together with his or her spouse, is liable to pay the rate or charge and interest together with one or more persons (in the case of a general rate) one half of the rate or \$160 (whichever is the lesser amount) divided by,
 - if the eligible recipient does not have a spouse liable to pay the rate or charge and interest, the number of persons liable to pay the rate or charge, or
 - if the eligible recipient does have a spouse liable to pay the rate or charge, that number of persons less one.

Dated 18 June 2004

CANDY BROAD MLC
Minister for Local Government

Crown Land (Reserves) Act 1978

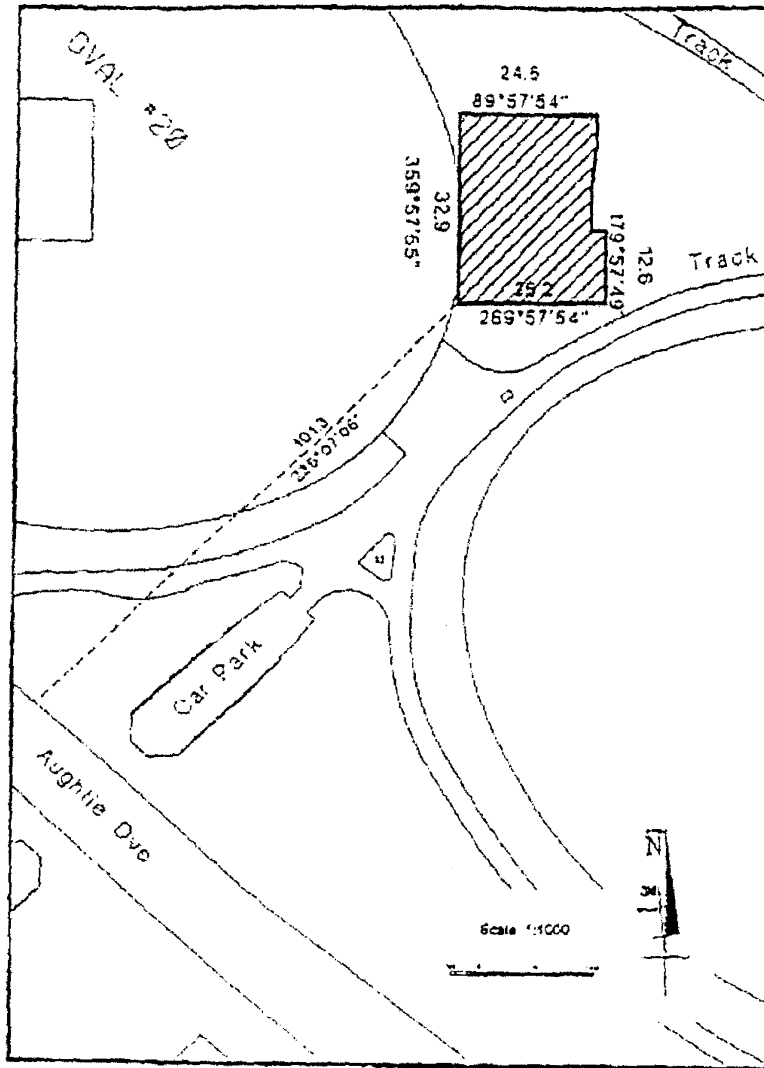
ORDER GIVING APPROVAL TO GRANT OF A LEASE UNDER SECTIONS 17D AND 17DA

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978**, I, Mary Delahunty, Minister for Planning, being satisfied that there are special reasons which make the granting of this lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of this lease by Parks Victoria as Committee of Management over the area of Albert Park Reserve described in the Schedule below for the purpose of sporting and ancillary activities of the Albert Park and Middle Park Sports Club Inc and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that—

- (a) there are special reasons which make granting this lease is 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 purpose of Public Park by Order in Council of 21 March 1876 (vide Government Gazette of 24 March 1876, page 568).



Beaurepaire Pavillion

(RS3321)

Dated 18 June 2004

MARY DELAHUNTY MP
Minister for Planning

Crown Land (Reserves) Act 1978
ORDER GIVING APPROVAL TO
GRANT A LICENCE UNDER
SECTIONS 17B AND 17DA

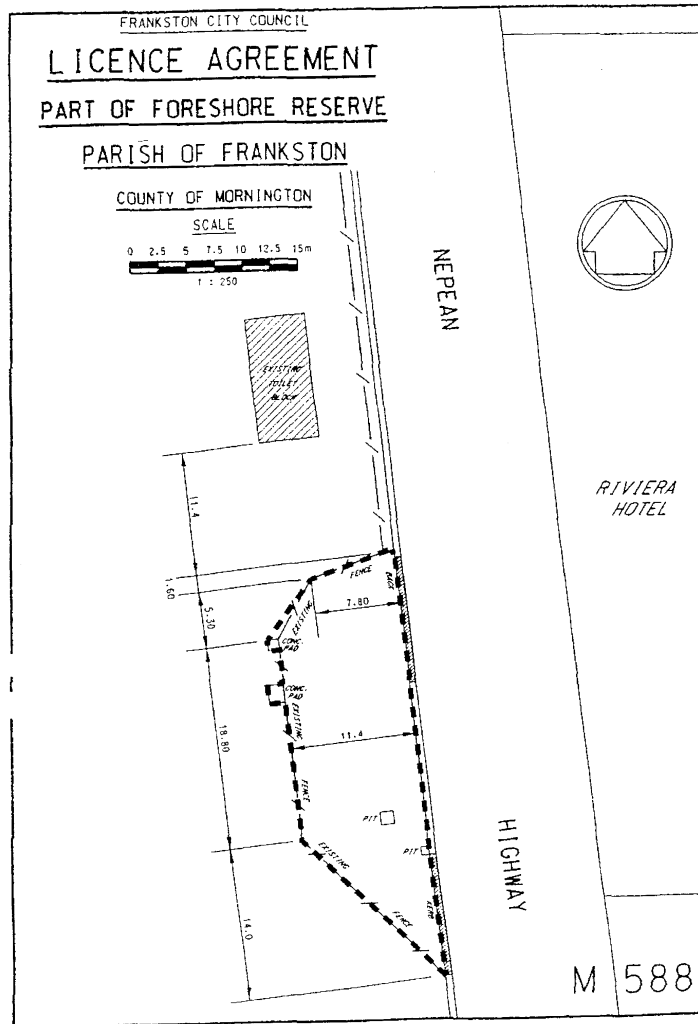
Under sections 17B and 17DA of the **Crown Land (Reserves) Act 1978**, I, Mary Delahunty, Minister for Planning, being satisfied that there are special reasons which make the granting of a licence reasonable and appropriate in the particular circumstances and to do this will not be

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 Frankston City Council for the sale of packaged fish purposes over the area of the Seaford Foreshore Reserve described in the Schedule below and, 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 enclosed by thick dashed lines on the following plan, being part of the land permanently reserved for Conservation of an Area of Natural Interest and Public Recreation Purposes by Order in Council of 23 December 1986 (vide Government Gazette of 7 January 1987, page 41).(1204323) – (Rs4674)



Dated 8 June 2004

MARY DELAHUNTY MP
Minister for Planning

Geographic Place Names Act 1998

REGISTRATION OF AMENDMENT OF GEOGRAPHIC NAMES

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

File No.	Place Name	Proposer & Location
LA/12/0075	Beverford, Bulga, Chinkapook, Goschen, Kunat, Murraydale, Nowie, Nyah, Nyah West, Swan Hill, Turoar, Tyntynder, Tyntynder South, Vinifera, Woorinen.	Swan Hill Rural City Council. As on version 4.3 of the plan showing the town and rural district names and boundaries within the municipality. Copies of this plan may be inspected at the municipal offices or at the office of the Registrar of Geographic Names.

Office of the Registrar of Geographic Names
c/- **LAND VICTORIA**
15th Floor
570 Bourke Street
Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

Geographic Place Names Act 1998

NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

The Registrar of Geographic Names hereby gives notice of the registration of undermentioned place names.

File No.	Place Name	Proposer & Location
LA/12/0075	Speewa	Swan Hill Rural City Council. As on version 4.3 of the plan showing the town and rural district names and boundaries within the municipality. Copies of this plan may be inspected at the municipal offices or at the office of the Registrar of Geographic Names.
GPN 603	Rotary Centennial Park	Nillumbik Shire Council. Located on the corner of Diamond Street and Chute Street, Diamond Creek.

Office of the Registrar of Geographic Names
c/- **LAND VICTORIA**
15th Floor
570 Bourke Street
Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ("the Act"), CityLink Melbourne Limited ABN 65 070 810 678 (the relevant corporation in relation to the Link road) hereby fixes tolls which are payable in respect of the use of vehicles (as set out herein) on toll zones on the Link road.

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

Boulton Parade includes the off-ramp connecting the rest of the Link road to Boulton Parade;

Burnley Tunnel means the eastbound tunnel between Sturt Street and Burnley Street;

Bus is a Motor Vehicle having more than 12 seating positions (including that of the driver);

Car is a Motor Vehicle, other than:

- (a) a Motor Cycle;
- (b) a Light Commercial Vehicle;
- (c) a Heavy Commercial Vehicle; or
- (d) a Taxi;

even if such a Motor Vehicle is towing a trailer or caravan;

Domain Tunnel means the westbound tunnel between Punt Road and Sturt Street;

Full Link road is the road included within both the Link road and the Extension road;

Full Link Taxi Trip is a Trip by a Taxi on:

- (a) one or more of the toll zones described in this Notice as toll zones 1, 2 and 3; and
- (b) one or more of the toll zones described in this Notice as toll zones 4, 5, 6, 7, 8, 9, 10 and 11;

Half Link Taxi Trip is a Trip by a Taxi on:

- (a) one or more of the toll zones described in this Notice as toll zones 1, 2 and 3; or
- (b) one or more of the toll zones described in this Notice as toll zones 4, 5, 6, 7, 8, 9, 10 and 11, and no other toll zone;

Heavy Commercial Vehicle or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

Light Commercial Vehicle or **LCV** is a Motor Vehicle, other than a Taxi, which is a two axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

Motor Cycle is a two wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

Motor Vehicle is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheel chair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

Swan Street Intersection means the intersection between Swan Street and Batman Avenue;

Taxi is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

the Agreement has the same meaning as in the Act;

the Integration and Facilitation Agreement has the same meaning as in the Act;

Trip is the passage of a vehicle on one or more toll zones:

- (a) uninterrupted by exit and subsequent re-entry; or
- (b) if so interrupted, the interruption consists only of travel directly between:
 - (i) that part of the Link road between Bulla Road and the West Gate Freeway; and
 - (ii) that part of the Link road between Sturt Street and Glenferrie Road;

Truck is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes; and

vehicle has the same meaning as in the Act.

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table One are payable in respect of the use of vehicles on toll zones on the Link road, where those vehicles are a Car, a LCV or a HCV:

Table One			
Toll Zone	Toll		
	Car	LCV	HCV
1. That part of the Link road between Moreland Road and Brunswick Road.	1.36	2.17	2.58
2. That part of the Link road between Racecourse Road and Dynon Road.	1.36	2.17	2.58
3. That part of the Link road between Footscray Road and the West Gate Freeway.	1.70	2.71	3.22
4. That part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road, other than that part of the Link road – (a) being the eastbound carriageways of the Link road; (b) between Punt Road and the exit to Boulton Parade; and (c) comprising Boulton Parade.	1.70	2.71	3.22
5. That part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	3.05	4.88	5.80
6. That part of the Link road being the eastbound carriageways between Punt Road and Burnley Street other than that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	1.36	2.17	2.58
7. That part of the Link road between Burnley Street and Punt Road and including that part of the Link road – (a) between Punt Road and the exit to Boulton Parade, other than the eastbound carriageways; and (b) comprising Boulton Parade, other than: (i) the eastbound carriageways between Burnley Street and Punt Road; and			

(ii) that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	1.36	2.17	2.58
8. That part of the Link road being the eastbound carriageways between Burnley Street and Glenferrie Road.	1.36	2.17	2.58
9. That part of the Link road between Glenferrie Road and Burnley Street, other than the eastbound carriageways.	1.36	2.17	2.58
10. That part of the Link road being the eastbound carriageways between Swan Street Intersection and Punt Road, other than – (a) that part of the Link road being the Burnley Tunnel; and (b) that part of the Link road comprising Boulton Parade.	0.85	1.36	1.61
11. That part of the Link road between Punt Road and Swan Street Intersection, other than – (a) the eastbound carriageways; (b) that part of the Link road being the Burnley Tunnel; (c) that part of the Link road: (1) between Punt Road and the exit to Boulton Parade; and (2) comprising Boulton Parade; and (d) that part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road.	0.85	1.36	1.61

For the avoidance of doubt, a reference in this Notice to the specification of a toll zone by reference to Burnley Street refers to that point on the Link road where Burnley Street would cross the Link road if Burnley Street continued in a straight southerly direction from its southernmost extremity. For the avoidance of doubt, a reference in this Notice to “eastbound” means in a general easterly direction from the eastern end of the West Gate Freeway towards Glenferrie Road.

Notwithstanding anything to the contrary in Table One, under section 71(1)(b) of the Act and in accordance with the Agreement, the maximum tolls payable in respect of the use of a vehicle on a toll zone on the Link road where that vehicle is a Car, a LCV or a HCV for a Trip are as listed in Table Two:

Trip Cap	Toll		
	Car	LCV	HCV
1. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 6 am and 8 pm on the same day.	5.09	6.78	6.78
2. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 8 pm on the one day and 6 am on the next.	5.09	5.09	5.09

Under Section 71(1)(b) of the Act, and in accordance with the Agreement, the tolls listed in Table Three are payable in respect of the use of vehicles on toll zones on the Link road where those vehicles are Taxis:

Table Three	
Taxis	Toll
Each Half Link Taxi Trip	2.20
Each Full Link Taxi Trip	3.85

For the avoidance of doubt, this Notice does not set Charge Tolls, Maximum Charge Tolls or Taxi Tolls for the purposes of Schedule 3 (the Toll Calculation Schedule) of the Agreement, or Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1) dated 19 March 2004 and published in the Victoria Government Gazette No. G 13 (pages 660 to 664), dated 25 March 2004 (“the Last Notice”).

This notice takes effect on 1 July 2004 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Last Notice does not in any way affect the direct amendments made in or by the Last Notice to, or the operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Last Notice.

Dated: 18 June 2004

The common seal of
CITYLINK MELBOURNE LIMITED
is fixed to this document by:

P. G. B. O'SHEA
Company Secretary
CityLink Melbourne Limited
(ABN 65 070 810 678)

G. R. PHILLIPS
Director
CityLink Melbourne Limited
(ABN 65 070 810 678)

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ("the Act"), City Link Extension Pty Limited ABN 40 082 058 615 (the relevant corporation in relation to the Extension road) hereby fixes tolls which are payable in respect of the use of vehicles on toll zones on the Extension road where those vehicles are the subject of a CityLink Pass for that use.

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

Bus is a Motor Vehicle having more than 12 seating positions (including that of the driver);

Car is a Motor Vehicle, other than a Motor Cycle, a Light Commercial Vehicle, a Heavy Commercial Vehicle or a Taxi even if such a Motor Vehicle is towing a trailer or caravan;

CityLink is CityLink Melbourne Limited ABN 65 070 810 678, the relevant corporation for the purposes of section 73C of the Act;

CityLink Pass is a 24 Hour Pass or a Weekend Pass;

Full Link road is the road included within both the Link road and the Extension road;

Heavy Commercial Vehicle or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

Light Commercial Vehicle or **LCV** is a Motor Vehicle, other than a Taxi, which is a two axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

Motor Cycle is a two wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

Motor Vehicle is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheel chair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

Taxi is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

the Extension Agreement has the same meaning as in the Act;

the Integration and Facilitation Agreement has the same meaning as in the Act;

Trip is the passage of a vehicle on one or more toll zones:

- (a) uninterrupted by exit and subsequent re-entry; or
- (b) if so interrupted, consists only of travel directly between:
 - (i) that part of the Link road between Bulla Road and the West Gate Freeway; and
 - (ii) that part of the Link road between Sturt Street and Glenferrie Road;

Truck is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes;

24 Hour Pass is an agreement with CityLink to register a vehicle (other than a Taxi) under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed 24 hour period commencing at the time of the first Trip by the vehicle on a specified day;

vehicle has the same meaning as in the Act; and

Weekend Pass is an agreement with CityLink to register a Car or Light Commercial Vehicle under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed period

commencing at 12.00pm on the Friday immediately before a specified Saturday and ending at midnight on the Sunday immediately following that specified Saturday. The fact that CityLink also registers that Car or Light Commercial Vehicle for an additional period at no extra charge does not prevent the agreement from being a Weekend Pass.

Under section 71(1)(b) of the Act and in accordance with the Extension Agreement, the tolls listed in Table One are payable in respect of the use of vehicles on toll zones on the Extension road where the vehicle is the subject of a 24 Hour Pass for that use.

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$9.75	\$15.60	\$18.50

Under section 71(1)(b) of the Act and in accordance with the Extension Agreement, the tolls listed in Table Two are payable in respect of the use of vehicles on toll zones on the Extension road where the vehicle is the subject of a Weekend Pass for that use.

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$9.75	\$15.60

For the avoidance of doubt, this Notice does not set Charge Tolls or Day Tolls for the purpose of Schedule 1 (the Toll Calculation Schedule) of the Extension Agreement or Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1) dated 19 March 2004 and published in the Victoria Government Gazette No. G 13 (pages 665 to 667), dated 25 March 2004 (“the Last Notice”).

This Notice takes effect on 1 July 2004, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Last Notice does not in any way affect the direct amendments made in or by the Last Notice to, or the

operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Last Notice.

Dated: 18 June 2004

The common seal of
CITY LINK EXTENSION PTY LIMITED
is fixed to this document by:

P. G. B. O'SHEA
Company Secretary
City Link Extension Pty Limited
(ABN 40 082 058 615)

G. R. PHILLIPS
Director
City Link Extension Pty Limited
(ABN 40 082 058 615)

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ("the Act"), CityLink Melbourne Limited ABN 65 070 810 678 (the relevant corporation in relation to the Link road) ("CityLink Melbourne") hereby fixes tolls which are payable in respect of the use of vehicles on toll zones on the Link road where those vehicles are the subject of a CityLink Pass for that use.

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

Bus is a Motor Vehicle having more than 12 seating positions (including that of the driver);

Car is a Motor Vehicle, other than a Motor Cycle, a Light Commercial Vehicle, a Heavy Commercial Vehicle or a Taxi even if such a Motor Vehicle is towing a trailer or caravan;

CityLink Pass is a 24 Hour Pass, a Tulla Pass or a Weekend Pass;

Full Link road is the road included within both the Link road and the Extension road;

Heavy Commercial Vehicle or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

Light Commercial Vehicle or **LCV** is a Motor Vehicle, other than a Taxi, which is a two axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

Motor Cycle is a two wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

Motor Vehicle is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheel chair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

Taxi is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

the Agreement has the same meaning as in the Act;

the Integration and Facilitation Agreement has the same meaning as in the Act;

Trip is the passage of a vehicle on one or more toll zones:

- (a) uninterrupted by exit and subsequent re-entry; or
- (b) if so interrupted, consists only of travel directly between:
 - (i) that part of the Link road between Bulla Road and the West Gate Freeway; and
 - (ii) that part of the Link road between Sturt Street and Glenferrie Road;

Truck is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes;

Tulla Pass is an agreement with CityLink Melbourne for CityLink Melbourne to register a Car or Light Commercial Vehicle under Part 4 of the Act for use only on that part of the Link road being the Tullamarine Freeway Upgrade, between Bulla Road and Flemington Road including the toll zone between Moreland Road and Brunswick Road, for a fixed 24 hour period commencing at the time of the first Tulla Trip by that Car or Light Commercial Vehicle on a specified day;

Tulla Trip is the passage of a Car or Light Commercial Vehicle on that part of the Link road being the toll zone between Moreland Road and Brunswick Road;

24 Hour Pass is an agreement with CityLink Melbourne to register a vehicle (other than a Taxi) under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed 24 hour period commencing at the time of the first Trip by the vehicle on a specified day;

vehicle has the same meaning as in the Act; and

Weekend Pass is an agreement with CityLink Melbourne to register a Car or Light Commercial Vehicle under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed period commencing at 12.00pm on the Friday immediately before a specified Saturday and ending at midnight on the Sunday immediately following that specified Saturday. The fact that CityLink Melbourne also registers a Car or Light Commercial Vehicle for an additional period at no extra charge does not prevent the agreement from being a Weekend Pass.

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table One are payable in respect of the use of vehicles on toll zones on the Link road where the vehicle is the subject of a 24 Hour Pass for that use.

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$9.75	\$15.60	\$18.50

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table Two are payable in respect of the use of vehicles on toll zones on the Link road where the vehicle is the subject of a Weekend Pass for that use.

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$9.75	\$15.60

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table Three are payable in respect of the use of Cars or Light Commercial Vehicles on the toll zone, consisting of that part of the Link road between Moreland Road and Brunswick Road, where the Car or Light Commercial Vehicle is the subject of a Tulla Pass for that use.

Table Three		
Tulla Pass	Toll	
	Car	LCV
	\$3.45	\$5.55

For the avoidance of doubt, this Notice does not set Charge Tolls or Day Tolls for the purpose of Schedule 3 (the Toll Calculation Schedule) of the Agreement or Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1) dated 19 March 2004 and published in the Victoria Government Gazette No. G 13 (pages 668 to 670), dated 25 March 2004 (“the Last Notice”).

This Notice takes effect on 1 July 2004, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Last Notice does not in any way affect the direct amendments made in or by the Last Notice to, or the operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Last Notice.

Dated: 18 June 2004

The common seal of
CITYLINK MELBOURNE LIMITED
is fixed to this document by:

P. G. B. O'SHEA
Company Secretary
CityLink Melbourne Limited
(ABN 65 070 810 678)

G. R. PHILLIPS
Director
CityLink Melbourne Limited
(ABN 65 070 810 678)

Melbourne City Link Act 1995
NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ("the Act"), City Link Extension Pty Limited ABN 40 082 058 615 (the relevant corporation in relation to the Extension road) hereby fixes tolls which are payable in respect of the use of vehicles (as set out herein) on the toll zone on the Extension road.

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

Bus is a Motor Vehicle having more than 12 seating positions (including that of the driver);

Car is a Motor Vehicle, other than:

- (a) a Motor Cycle;
- (b) a Light Commercial Vehicle;
- (c) a Heavy Commercial Vehicle; or
- (d) a Taxi;

even if such a Motor Vehicle is towing a trailer or caravan;

Heavy Commercial Vehicle or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

Light Commercial Vehicle or **LCV** is a Motor Vehicle, other than a Taxi, which is a two axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

Motor Cycle is a two wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

Motor Vehicle is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheel chair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

Taxi is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

the Extension Agreement has the same meaning as in the Act;

the Integration and Facilitation Agreement has the same meaning as in the Act;

Truck is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes; and

vehicle has the same meaning as in the Act.

Under section 71(1)(b) of the Act and in accordance with the Extension Agreement, the tolls listed in Table One are payable in respect of the use of vehicles on the toll zone on the Extension road, where those vehicles are a Car, a LCV or a HCV:

Table One			
Toll Zone	Toll		
	Car	LCV	HCV
12. The Extension road	0.85	1.36	1.61

For the avoidance of doubt, this Notice does not set Charge Tolls for the purposes of Schedule 1 (the Toll Calculation Schedule) of the Extension Agreement, or Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1) dated 19 March 2004 and published in the Victoria Government Gazette No. G 13 (pages 671 to 672), dated 25 March 2004 (“the Last Notice”).

This Notice takes effect on 1 July 2004, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Last Notice does not in any way affect the direct amendments made in or by the Last Notice to, or the operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Last Notice.

Dated: 18 June 2004

The common seal of
CITY LINK EXTENSION PTY LIMITED
is fixed to this document by:

P. G. B. O’SHEA
Company Secretary
City Link Extension Pty Limited
(ABN 40 082 058 615)

G. R. PHILLIPS
Director
City Link Extension Pty Limited
(ABN 40 082 058 615)

**Road Transport Reform (Dangerous Goods) Act 1995 (Cth) as Applied by
Road Transport (Dangerous Goods) Act 1995 (Vic.)**

VICTORIAN WORKCOVER AUTHORITY

Revocation of Appointment of Authorised Officers

Whereas various sections of the **Road Transport Reform (Dangerous Goods) Act 1995 (Cth)** (“Commonwealth Act”) apply as laws of Victoria by virtue of section 5 of the **Road Transport (Dangerous Goods) Act 1995 (Vic.)** (“Victorian Act”), and pursuant to section 14 of the Commonwealth Act as so applied, section 41 of the **Interpretation of Legislation Act 1984 (Vic)** and any and all other enabling powers, the Victorian WorkCover Authority (“the Authority”), being a Competent Authority within the meaning of section 13 of the Commonwealth Act as so applied, REVOKES by notice in the Victoria Government Gazette on 24 June 2004 the appointments of the persons identified below which were made on the dates identified below, as authorised officers under section 14 of the Commonwealth Act as so applied.

Person:
DONALD FRANK JOSEPH ORR, appointed on 29 August 2002
ANDREW ROBERT THORNTON, appointed on 3 July 2003
GLEN SPAULDING, appointed on 4 July 2002

Dated 16 June 2004

The COMMON SEAL of the VICTORIAN
WORKCOVER AUTHORITY was affixed)
in accordance with section 18 of the)
Accident Compensation Act 1985 (Vic.))
in the presence of:)

PETER HARCOURT
Director

GREG TWEEDLY
Director

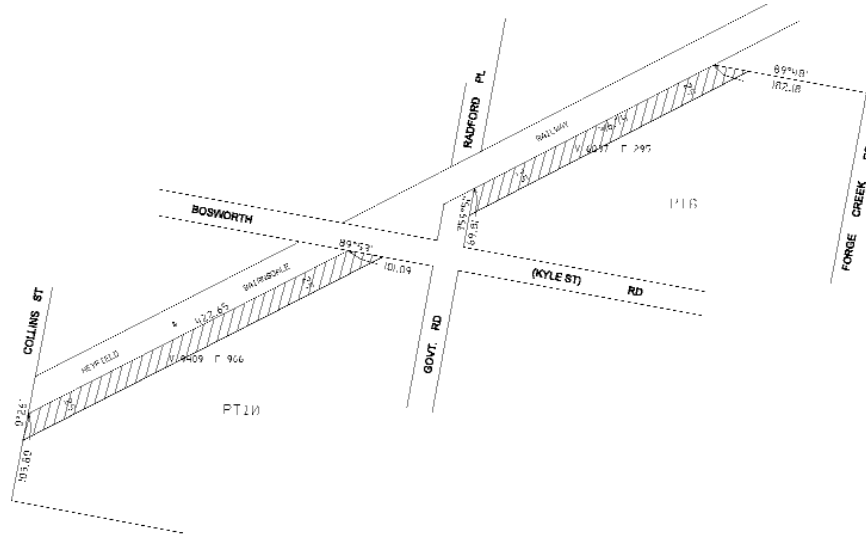
Planning and Environment Act 1987

Section 201I(3)

CORRIGENDUM

Declaration of Special Project Land

In Government Gazette No. G10, dated 4 March 2004 on page 487 under the Notice headed **Planning and Environment Act 1987, SECTION 201I(3), Declaration of Special Project Land**, the following map was omitted and should have inserted after the last paragraph.



PAUL JEROME
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

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

Notice of Approval of Amendment

Amendment C36

The Minister for Planning has approved Amendment C36 to the Bayside Planning Scheme.

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

The Amendment rezones the Passchendaele/ Favril Reserve, corner Favril Street and Passchendaele Street, Hampton from a Residential 1 Zone to a Public Park and Recreation 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 Bayside City Council, Corporate Centre, 76 Royal Avenue, Sandringham.

PAUL JEROME
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
BOROONDARA PLANNING SCHEME
 Notice of Approval of Amendment
 Amendment C41

The Minister for Planning has approved Amendment C41 to the Boroondara Planning Scheme.

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

The Amendment introduces interim heritage protection for 6 Mont Albert Road, Canterbury, 168A Mont Albert Road, Canterbury and 1245 Burke Road, Kew by including the properties in the schedule to the Heritage Overlay and on Planning Scheme Map Nos. 8HO and 13HO.

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 Boroondara City Council, 8 Inglesby Road, Camberwell.

PAUL JEROME
 Deputy Secretary
 Built Environment
 Department of Sustainability
 and Environment

Planning and Environment Act 1987
CORANGAMITE PLANNING SCHEME
 Notice of Approval of Amendment
 Amendment C7

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

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

The Amendment rezones land at Lot 12 PS6140, Peterborough Road, Terang, from Rural Zone to Industrial 1 Zone, and applies the Development Plan Overlay Schedule 2 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 Corangamite Shire Council, 181 Manifold Street, Camperdown.

PAUL JEROME
 Deputy Secretary
 Built Environment
 Department of Sustainability
 and Environment

Planning and Environment Act 1987
GREATER DANDENONG
PLANNING SCHEME

Notice of Approval of Amendment
 Amendment C52

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

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

The Amendment:

- Deletes 16 Macpherson Street, Dandenong (HO78) as a heritage place on Planning Scheme Map No. 6HO and in the Schedule to the Heritage Overlay.
- Deletes the Pioneer Memorial Gardens (HO72) situated on the south west corner of King and Stuart Streets, Dandenong as a heritage place on Planning Scheme Map No. 6HO.
- Deletes heritage place entry HO30 from the Schedule to the Heritage Overlay.
- Corrects the heritage place entry HO31 in the Schedule to the Heritage Overlay by changing it to read 'St James Church and Hall'.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Greater Dandenong City Council, 39 Clow Street, Dandenong.

PAUL JEROME
 Deputy Secretary
 Built Environment
 Department of Sustainability
 and Environment

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C39

The Minister for Planning has approved Amendment C39 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 61–111 Rosebank Avenue, Clayton South from an Industrial 1 Zone to a Residential 1 Zone and applies a Development Plan Overlay (DPO4) and an Environmental Audit Overlay to the land.
- Corrects an error and makes administrative changes to the Schedule to Clauses 61.01–61.04 (inclusive).

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, 34 Brindisi Street, Mentone.

PAUL JEROME
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C42

The Minister for Planning has approved Amendment C42 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 518–520 Station Street and part of 523–525 Station Street, Carrum from a Residential 1 Zone to a Business 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 Kingston City Council, 34 Brindisi Street, Mentone.

PAUL JEROME
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

WHITEHORSE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C43 Part 2

The Minister for Planning has approved Amendment C43 Part 2 to the Whitehorse Planning Scheme.

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

The Amendment:

- Includes 22 St Johns Avenue, Mont Albert, 11 Drewett Street, Surrey Hills and 29 Erasmus Street, Surrey Hills in the schedule to the Heritage Overlay and on the Planning Scheme maps.
- Implements section 48 of the **Heritage Act 1995** by modifying the existing heritage status of the Box Hill Cemetery Columbarium, 395 Middleborough Road, Box Hill and the Myer Memorial: Box Hill Cemetery by recognising their Victorian Heritage Register status in the schedule to the Heritage Overlay and on the Planning Scheme maps.

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 Whitehorse City Council, 379–397 Whitehorse Road, Nunawading.

PAUL JEROME
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

ORDERS IN COUNCIL

Children and Young Persons Act 1989

ABOLITION AND ESTABLISHMENT OF A YOUTH SUPERVISION UNIT

Order in Council

The Governor in Council under section 249(d) of the **Children and Young Persons Act 1989** and on the recommendation of the Minister, with effect from date of publication in the Government Gazette:

1. Abolishes the youth supervision unit at 131-147 Walker Street, Dandenong, previously established as a youth supervision unit by Order in Council on 30 March 2004 and published in the Government Gazette on 1 April 2004; and
2. Establishes a youth supervision unit at Level 5, 26 McCrae Street, Dandenong.

Dated 22 June 2004

Responsible Minister:

HON. SHERRYL GARBUTT MP

Minister for Community Services

DIANE CASEY
Clerk of the Executive Council

Rail Corporations Act 1996

ORDER IN COUNCIL

The Governor in Council under sections 69(4) and 70(3) of the **Rail Corporations Act 1996** (the Act) declares that sections 69 and 70 of the Act apply on and from the date of this Order to each of the following companies:

- (a) Tankstream Rail (BY-1) Pty Limited (ACN 090 495 999);
- (b) Tankstream Rail (BY-2) Pty Limited (ACN 090 495 980);
- (c) Tankstream Rail (BY-3) Pty Limited (ACN 090 495 971);
- (d) Tankstream Rail (BY-4) Pty Limited (ACN 090 495 962);
- (e) Tankstream Rail (SW-1) Pty Limited (ACN 090 496 058);
- (f) Tankstream Rail (SW-2) Pty Limited (ACN 090 496 030);
- (g) Tankstream Rail (SW-3) Pty Limited (ACN 090 496 021);
- (h) Tankstream Rail (SW-4) Pty Limited (ACN 090 496 012);
- (i) Allco Rentals Pty Limited (ACN 052 913 578);
- (j) Allco Tram Co Pty Limited (ACN 090 567 641); and
- (k) MainCo Melbourne Pty Limited (ACN 107 925 673).

Dated 22 June 2004

Responsible Minister

PETER BATCHELOR

Minister for Transport

DIANE CASEY
Clerk of the Executive Council

LATE NOTICES**Planning and Environment Act 1987****BRIMBANK PLANNING SCHEME**Notice of the Preparation of an Amendment to
a Planning Scheme
Amendment C73

This Amendment has been prepared by the Brimbank City Council. The Brimbank City Council is the planning authority for the Amendment.

The land affected by the Amendment is Lots 8-17, PS 422759G, 2-110 North View Road (formerly Glengala Drive), Sunshine.

The Amendment is to rezone the northern part of 2-110 North View Road, Sunshine from Urban Floodway Zone to Industrial 3 Zone.

You may inspect the Amendment and the application, and any documents that support the Amendment and the explanatory report about the Amendment and the application at the following locations:

- Brimbank City Council:
 - Keilor Offices, Old Calder Highway, Keilor; or
 - Harvester Customer Service Centre, 301 Hampshire Road, Sunshine 3020; and
- The Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

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

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

The closing date for submission is Friday 23 July 2004. A submission must be sent to: Mr Andrew Gray, Manager Statutory Planning, Brimbank City Council, PO Box 106, Keilor VIC 3036

The Amendment has been made at the request of Melbourne Water Corporation.

The land affected by the Amendment is located to the eastern corner of Pecks Road and Overton Lea Boulevard, Sydenham, described as Lots 2, 3 and 4, (78 - 82) Pecks Road and Lots 5, 6 and 7, (1 - 5) Overton Lea Boulevard on the Plan of Subdivision No. 441769N.

The Amendment is to delete the Special Building Overlay from land at 78 - 82 Pecks Road, Sydenham and 1 - 5 Overton Lea Boulevard, Sydenham

You may inspect the Amendment and the application, and any documents that support the Amendment and the explanatory report about the Amendment and the application at the following locations:

- Brimbank City Council:
 - Keilor Offices, Old Calder Highway, Keilor; or
 - Harvester Customer Service Centre, 301 Hampshire Road, Sunshine 3020; and
- The Department of Sustainability and Environment, Planning Information Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne.

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

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

The closing date for submission is Friday 23 July 2004. A submission must be sent to: Mr Andrew Gray, Manager Statutory Planning, Brimbank City Council, PO Box 106, Keilor VIC 3036

Planning and Environment Act 1987**BRIMBANK PLANNING SCHEME**Notice of the Preparation of an Amendment to
a Planning Scheme
Amendment C77

This Amendment has been prepared by the Brimbank City Council. The Brimbank City Council is the planning authority for the Amendment.

**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:

- | | | | |
|-----|---|-----|---|
| 63. | <p><i>Statutory Rule:</i> Prevention of Cruelty to Animals (Amendment) Regulations 2004</p> <p><i>Authorising Act:</i> Prevention of Cruelty to Animals Act 1986</p> <p><i>Date of making:</i> 22 June 2004</p> | 69. | <p><i>Statutory Rule:</i> Subordinate Legislation (Transport (Taxi-Cabs) Regulations 1994 – Extension of Operation) Regulations 2004</p> <p><i>Authorising Act:</i> Subordinate Legislation Act 1994</p> <p><i>Date of making:</i> 22 June 2004</p> |
| 64. | <p><i>Statutory Rule:</i> Prevention of Cruelty to Animals (Further Amendment) Regulations 2004</p> <p><i>Authorising Act:</i> Prevention of Cruelty to Animals Act 1986</p> <p><i>Date of making:</i> 22 June 2004</p> | 70. | <p><i>Statutory Rule:</i> Subordinate Legislation (Transport (Passenger Vehicles) Regulations 1994 – Extension of Operation) Regulations 2004</p> <p><i>Authorising Act:</i> Subordinate Legislation Act 1994</p> <p><i>Date of making:</i> 22 June 2004</p> |
| 65. | <p><i>Statutory Rule:</i> Evidence (Crown Witnesses Allowances and Expenses) Regulations 2004</p> <p><i>Authorising Act:</i> Evidence Act 1958</p> <p><i>Date of making:</i> 22 June 2004</p> | 71. | <p><i>Statutory Rule:</i> Subordinate Legislation (Transport (Passengers and Rail Freight) Regulations 1994 – Extension of Operation) Regulations 2004</p> <p><i>Authorising Act:</i> Subordinate Legislation Act 1994</p> <p><i>Date of making:</i> 22 June 2004</p> |
| 66. | <p><i>Statutory Rule:</i> Crimes (DNA Database) (Amendment) Regulations 2004</p> <p><i>Authorising Act:</i> Crimes Act 1958</p> <p><i>Date of making:</i> 22 June 2004</p> | | |
| 67. | <p><i>Statutory Rule:</i> Tertiary Education (Fees) Regulations 2004</p> <p><i>Authorising Act:</i> Tertiary Education Act 1993</p> <p><i>Date of making:</i> 22 June 2004</p> | | |
| 68. | <p><i>Statutory Rule:</i> Drugs, Poisons and Controlled Substances (Volatile Substances) Regulations 2004</p> <p><i>Authorising Act:</i> Drugs, Poisons and Controlled Substances Act 1981</p> <p><i>Date of making:</i> 22 June 2004</p> | | |

**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:

61. *Statutory Rule:* Subordinate Legislation (Meat Industry Regulations 1994 – Extension of Operation) Regulations 2004
- Authorising Act:* Subordinate Legislation Act 1994
- Date first obtainable:* 24 June 2004
- Code A*
62. *Statutory Rule:* Control of Weapons (Amendment) Regulations 2004
- Authorising Act:* Control of Weapons Act 1990
- Date first obtainable:* 24 June 2004
- Code A*

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