



# **Victoria Government Gazette**

By Authority of Victorian Government Printer

**No. G 41 Thursday 13 October 2005**

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**GENERAL**

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As from 13 October 2005

The last Special Gazette was No. 190 dated 12 October 2005.

The last Periodical Gazette was No. 1 dated 16 June 2005.

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  - Craftsman Press Pty Ltd, 125 Highbury Road, Burwood 3125  
(front of building).
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**VICTORIA GOVERNMENT GAZETTE**

**Subscribers and Advertisers**

Please note that the principal office of the Victoria Government Gazette, published and distributed by The Craftsman Press Pty Ltd, has changed from 28 July 2005.

**The new office and contact details are as follows:**

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Level 1, 520 Bourke Street  
Melbourne, Victoria 3000

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JENNY NOAKES  
Government Gazette Officer

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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)  
MELBOURNE CUP HOLIDAY (Tuesday 1 November 2005)**

**Please Note:**

The Victoria Government Gazette for Melbourne Cup week will be published on **Thursday 3 November 2005**.

**Copy deadlines:**

Private Advertisements **9.30 am on Friday 28 October 2005**

Government and Outer  
Budget Sector Agencies Notices **9.30 am on Monday 31 October 2005**

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

JENNY NOAKES  
Government Gazette Officer

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### PRIVATE ADVERTISEMENTS

#### DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership heretofore subsisting between Anthian Pty Ltd, ACN 072 703 747, Donald James Downey and Mary Alexandra Downey, known as Harrierville Ski Centre, Business Registration No. 1012691M, has been dissolved by mutual consent as from 30 September 2005.

Re: JAWDOKIA KUHLMANN, late of 2 River Street, Richmond, Victoria, retired seamstress, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 June 2005, are required by the trustee, Larissa Usenko of Unit 13, 5 Findon Street, Hawthorn, Victoria, teacher, daughter, to send particulars to the trustee by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: Estate of HANS LASLO TERPKOVITZ, deceased.

In the estate of HANS LASLO TERPKOVITZ of 1428 Lake Charm Road, Benjeroop, in the State of Victoria, farmer, deceased. Creditors, next-of-kin and all other persons having claims against the estate of the said deceased, are required by Norbert Terpkovitz of Lake Charm Road, Benjeroop, Victoria, the executor of the Will of the said deceased, to send particulars of such claims to him care of the undermentioned solicitors within two months from the date of publication of this notice, after which date he will distribute the assets, having regard only to the claims of which he then has notice.

BASILE & CO. Pty Ltd, legal practitioners,  
46 Wellington Street, Kerang, Vic. 3579.

Re: Estate of JOAN LORRAINE NICHOLLS, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of JOAN LORRAINE NICHOLLS, of 23 The Strand,

Moonee Ponds, Victoria, school teacher, who died on 15 January 2005, are to send particulars of their claims to the personal representative/s care of the undermentioned solicitors by 14 December 2005, after which date the personal representative/s will distribute the assets having regard only to the claims of which they then had notice.

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

Re: JOAN ISAACS, deceased, in the Will called Joanne Isaacs.

Creditors, next-of-kin or others having claims in respect of the estate of JOAN ISAACS, late of 16 Walstab Street, Brighton East, Victoria, deceased, who died on 7 November 2004, are to send particulars of their claims to the executor, Helen Edwina Isaacs, care of the undermentioned solicitors by 14 December 2005, 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: LORAND SEBESTYEN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of LORAND SEBESTYEN, late of 269 Springvale Road, Nunawading, in the said State, retired architect, deceased, who died on 29 March 2005, are required by the executor, Margaret Roberts of 4 Grovedale Road, Surrey Hills, in the said State, retired teacher, to send particulars of their claim to her c/- of the undermentioned solicitors by 13 March 2006, after which date the said executor will distribute the assets of the deceased, having regard only to the claims of which she then shall have notice.

DONALD & RYAN LAWYERS, solicitors,  
304 High Street, Kew 3101.

EDITH JEAN AIRD, late of Donwood Nursing Home, 1-5 Mt Dandenong Road, Croydon, home duties, deceased. Creditors,

next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 July 2005, are required by the personal representatives, John Douglas Aird of 15 Launderers Avenue, Wonga Park, Peter James Aird of 4 Kendall Street, Mt Waverley and Ann Patricia Scott of 9 Launderers Avenue, Wonga Park, to send particulars to them care of the undermentioned solicitors by 21 December 2005, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: CAROL ANN PEARCE, late of 10 Vicki Street, Croydon, married woman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 February 2005, are required by the trustees, Andrew Charles Pearce, Matthew Richard Pearce and Stuart Brian Pearce, to send particulars to them care of the undersigned by 19 December 2005, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

G. A. BLACK & CO., solicitors,  
222 Maroondah Highway, Healesville 3777.

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Re: KATHLEEN LYNCH, late of 9/88 Blackwood Avenue, Warburton, Victoria 3799, home maker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 November 2004, are required by the trustees, Ngaire Kaye Holman and Alan Russell Holman to send particulars to them care of the undersigned by 19 December 2005, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

G. A. BLACK & CO., solicitors,  
222 Maroondah Highway, Healesville 3777.

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Re: MOIRA VERONICA MIER, late of 24 Alma Street, Maidstone 3012, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 March 2005, are required by the trustee, Vivian Tirabassi, to send particulars to the trustee care of the undersigned by 19 December 2005, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

G. A. BLACK & CO., solicitors,  
222 Maroondah Highway, Healesville 3777.

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Re: MARGARET WINIFRED FARRELL, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 July 2005, are required by the trustees, John Francis Farrell and Terence Francis Daffey, to send particulars to them care of the undersigned by 21 December 2005, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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Creditors, next-of-kin and others having claims against the estate of SUSAN ESTELLE KING, late of Unit 1, 56 Beaumaris Parade, Highett, Victoria, who died on 29 May 2005, are required by the executor, Thomas Randall Orchard of 256 Morack Road, Vermont South, Victoria, to send detailed particulars of their claims to the said executor c/- Hassall & Byrne, solicitors of 216 Charman Road, Cheltenham 3192 by 13 December 2005, after which date he will proceed to distribute the said estate, having regard only to the claims of which he then has notice.

HASSALL & BYRNE, solicitors,  
216 Charman Road, Cheltenham 3192.

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Re: STANLEY BIRDWOOD KING.

Creditors, next-of-kin and others having claims in respect of the estate of STANLEY BIRDWOOD KING, late of Nazareth House, 218 Mill Street, Ballarat, Victoria, company director, deceased, who died on 2 July 2005, are required to send particulars of their claims to the executors, care of the undermentioned solicitors

by 14 December 2005, after which date the executors may convey or distribute the assets, having regard only to the claims of which the executors then have notice.

HEINZ & PARTNERS, solicitors,  
6 Dawson Street North, Ballarat 3350.

KENNETH JOHN RICHMOND, late of 63 High Street, Lancefield, Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 July 2005, are required by the trustees and executors, Kenneth Raymond Richmond of Lot 1, Showlers Lane, Lancefield, Victoria, truck driver and Kaylene Anne Cruise, referred to in the Will as Kayleen Anne Cruise of 49 Mt William Road, Lancefield, Victoria, service station proprietor, to send particulars to them at the address appearing below by 31 December 2005, after which date the trustees and executors may convey or distribute the assets, having regard only to the claims of which they have notice.

JAMES KELLEHER, legal practitioner,  
75 Main Street, Romsey 3434.

Creditors, next-of-kin and others having claims in respect of the estate of EWEN McKAY KENNEDY, late of Hunter Road, Traralgon, Victoria, retired gentleman, deceased, who died on 18 September 2005, are to send their claims to the trustees, Alison Mary Murtagh of 46 Kay Street, Traralgon and Alan Patrick Murtagh of 46 Kay Street, Traralgon, Victoria, care of the belowmentioned solicitors by 12 December 2005, after which date they will distribute the assets of the deceased, having regard only to the claims of which they then have notice.

LITTLETON HACKFORD, solicitors,  
Law Chambers,  
115–119 Hotham Street, Traralgon, Vic. 3844.

Creditors, next-of-kin and others having claims in respect of the estate of URSULA CHARLOTTE PAHL, late of 18 Newman Crescent, Traralgon, Victoria, home duties, deceased, who died on 9 August 2005, are to send particulars of their claims to the trustee, Karl Heinz Pahl of 695 Glengarry North Road, Toongabbie, Victoria, care of the belowmentioned solicitors by 12 December 2005, after which

date he will distribute the assets of the deceased, having regard only to the claims of which he then has notice.

LITTLETON HACKFORD, solicitors,  
Law Chambers,  
115–119 Hotham Street, Traralgon, Vic. 3844.

Creditors, next-of-kin and others having claims in respect of the estate of FLORA MAY WHEELER, late of Erica Ward, Latrobe Regional Hospital, Traralgon, Victoria, home duties, deceased, who died on 13 September 2005, are to send their claims to the trustees, Dorothy May Jeffries of Cairnbrook Road, Glengarry and Trevor John Wheeler of 12 Canfield Crescent, Traralgon, Victoria, care of the belowmentioned solicitors by 12 December 2005, after which date they will distribute the assets of the deceased, having regard only to the claims of which they then have notice.

LITTLETON HACKFORD, solicitors,  
Law Chambers,  
115–119 Hotham Street, Traralgon, Vic. 3844.

Creditors, next-of-kin and others having claims in respect of the estate of MAXWELL BRUCE RHODES, late of 98 Southwell Avenue, Newborough, Victoria, master butcher, deceased, who died on 2 September 2005, are to send their claims to the trustee, Peter Andrew Rhodes of 10 Smyth Street, Mount Waverley, Victoria, care of the belowmentioned solicitors by 12 December 2005, after which date he will distribute the assets of the deceased, having regard only to the claims of which he then has notice.

LITTLETON HACKFORD, solicitors,  
Law Chambers,  
115–119 Hotham Street, Traralgon, Vic. 3844.

Creditors, next-of-kin and others having claims in respect of the estate of BERYL MARY BELL, deceased, who died on 24 April 2005, are required by the executors to send particulars of their claim to the undermentioned firm by 24 December 2005, after which date the trustee will convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

LUCAS LAWYERS, solicitors,  
8 Station Road, Cheltenham.

WILLIAM LAWRENCE HOPLEY, late of 5 Tricia Avenue, Springvale, Victoria, retired boiler attendant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 June 2005, are required by the executors, Shirley Ruth Smith and Diane Lynette Riseley, to send particulars to them care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

LYTTLETONS, solicitors,  
53 Marcus Road, Dingley.

DAVID THOMAS BENT JAMES MILLER, also known as David James Miller, late of Allbright Manor, 31-35 Exeter Road, Croydon North, Victoria, retired gentleman, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 April 2005, are required by the trustee, Simon George Miller, to send particulars of their claims to him care of the undermentioned solicitors by 21 December 2005, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

M. DAVINE & CO., solicitors,  
5 Smith Street, Warragul 3820.

Re: EVA RADONICH, late of 5/231 McKinnon Road, McKinnon, in the State of Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died at Prahran on 7 July 2005, are required by John George Radonich and Anne-Marie Susan Radonich, the executors and trustees of the estate, to send particulars of their claims to them care of McNab McNab & Starke, Level 10, 552 Lonsdale Street, Melbourne 3000 by 23 December 2005, after which date they may convey or distribute the assets of the estate, having regard only to the claims of which they then have notice.

Dated: 10 October 2005

McNAB McNAB & STARKE, solicitors,  
Level 10, 552 Lonsdale Street, Melbourne 3000.  
Phone: 9670 9691 Fax: 9670 2219.

Re: DOUGLAS ROSS PRIDHAM, late of 2/69 Arundel Avenue, Reservoir, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 February 2005, are required by the trustee, John Joseph Hanlon of 178 Whitehorse Road, Blackburn, solicitor, to send particulars to the trustee c/- Mahons with Yuncken & Yuncken by 14 December 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MAHONS with YUNCKEN & YUNCKEN,  
solicitors,  
178 Whitehorse Road, Blackburn 3130.

Re: RUBY JOAN ADELE SHINEBERG, late of 22 Yorkminster Avenue, Wantirna, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 June 2005, are required by the trustee, Anthony John Mahon, to send particulars to the trustee c/- Mahons with Yuncken & Yuncken by 14 December 2005, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MAHONS with YUNCKEN & YUNCKEN,  
solicitors,  
178 Whitehorse Road, Blackburn 3130.

PETER GRAEME WALKER, late of 30 Somerset Crescent, Mansfield, retired.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 June 2005, are required by the applicants for grant of representation in the estate, Jean Forrester Colen and Jennifer Lynne Westerman, care of the undermentioned firm of solicitors, to send particulars to them by 20 December 2005, after which date the applicants may convey or distribute the assets, having regard only to the claims of which they then have notice.

MAL. RYAN & GLEN,  
solicitors for the applicants,  
9 High Street, Mansfield 3722.

Creditors, next-of-kin and others having claims in respect of the estate of ZOFIA PURTAK, late of 116 Boundary Road, Pascoe Vale, in the State of Victoria, pensioner, deceased, who died on 18 July 2005, are required to send particulars of such claims to the executor care of the undermentioned solicitors by 12 December 2005, after which date the executor will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

PIETRZAK, solicitors,  
222 Latrobe Street, Melbourne.

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Creditors, next-of-kin and others having claims in respect of the estate of KAZIMIERZ KOZLOWSKI, late of 86 Kirkham Road, Dandenong, in the State of Victoria, pensioner, deceased, who died on 8 October 2004, are required to send particulars of such claims to the administrator care of the undermentioned solicitors by 12 December 2005, after which date the administrator will convey or distribute the assets, having regard only to the claims of which the administrator then has notice.

PIETRZAK, solicitors,  
222 Latrobe Street, Melbourne.

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Re: ZVONIMIR KUNEK, late of 22 Glenmore Street, Box Hill, Victoria, retired, deceased. Creditors, next-of-kin, and others having claims in respect of the estate of the deceased, who died on 6 July 2005, are required by the executor, John Kunek of 24 Glenmore Street, Box Hill, Victoria, retired, to send particulars to him care of the undersigned by 13 December 2005, after which date he may convey or distribute the assets, having regard only to the claims of which he then has notice.

RENNICK & GAYNOR, solicitors,  
431 Riversdale Road, Hawthorn East 3123.

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HILDA VERA MAVIS PORTER, late of George Vowell Centre, Cobb Road, Mount Eliza, Victoria, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 September 2003, are required by the executors, Craig William Porter of 26 Lorne Road, Prahran, Victoria, and Euan McKillop Porter of 175 Shands Road, Shoreham, Victoria, to send particulars to them

by 17 December 2005, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: JAMES EDWIN BARKER, late of 66 Carronvale Road, Mooroolbark, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 July 2005, are required to send particulars of their claims to the executor care of GPO Box 1946, Melbourne 3001 by 23 December 2005, after which date the executor may convey or distribute the assets, having regard only to the claims of which he may then have notice.

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

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Re: ETHEL MAY TINKLER, late of 349 North Road, Caulfield South, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 June 2005, are required to send particulars of their claims to Equity Trustees Limited of 575 Bourke Street, Melbourne 3000 by 23 December 2005, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

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

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Re: MARCELLA JOAN CURRIE, late of 52 Lavarack Road, Bray Park, Queensland.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 August 2005, are required to send particulars of their claims to Equity Trustees Limited, 575 Bourke Street, Melbourne 3000 by 10 January 2006, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

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

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**PROCLAMATIONS**

**ACTS OF PARLIAMENT**

Proclamation

I, John Landy, Governor of Victoria, with the advice of the Executive Council, declare that I have today assented in Her Majesty's name to the following Bills:

- No. 66/2005 **Crimes (Contamination of Goods) Act 2005**
- No. 67/2005 **Melbourne Lands (Yarra River North Bank) (Amendment) Act 2005**
- No. 69/2005 **Sentencing and Mental Health Acts (Amendment) Act 2005**
- No. 70/2005 **Sports Anti-doping Act 2005**

Given under my hand and the seal of Victoria at Melbourne on 11th October 2005.

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

STEVE BRACKS MP  
Premier

- No. 66/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- No. 67/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- No. 69/2005 (1) This section and sections 1 and 8 come into operation on the day after the day on which this Act receives the Royal Assent.  
(2) Subject to sub-section (3), the remaining provisions of this Act come into operation on a day or days to be proclaimed.  
(3) If a provision of this Act does not come into operation before 1 October 2006, it comes into operation on that day.
- No. 70/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.

**Melbourne College of Divinity (Amendment) Act 2005**

PROCLAMATION OF COMMENCEMENT

I, John Landy, Governor of Victoria, with the advice of the Executive Council and under section 2(1) of the **Melbourne College of Divinity (Amendment) Act 2005**, fix 20 October 2005 as the day on which that Act comes into operation.

Given under my hand and the seal of Victoria on 11th October 2005.

(L.S.) JOHN LANDY  
Governor

By His Excellency's Command

LYNNE KOSKY  
Minister for Education and Training

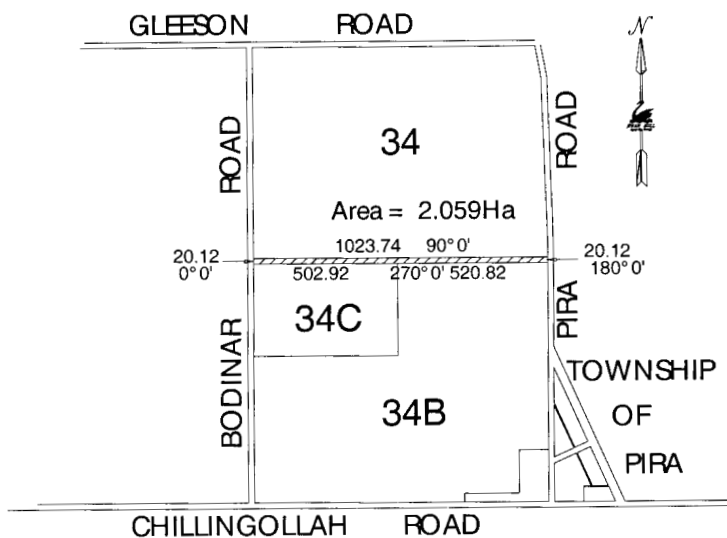
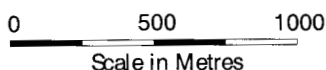
**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



Road Discontinuance

Under Section 206 and Schedule 10 Clause 3 of the **Local Government Act 1989** the Swan Hill Rural City Council at its ordinary meeting held on 15 March 2005 formed the opinion that the road shown hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road. The discontinuance will not affect any right, power or interest held by Powercor in the road with wires or cables under the control of the authority in, near or above the road.

**Road Discontinuance  
Pursuant to Schedule 10 Clause 3  
Local Government Act 1989  
Road adjacent to Crown  
Allotments 34, 34B & 34C  
Parish of Tyntynder West**



Road to be discontinued

DAMIEN MOLONEY  
Chief Executive Officer



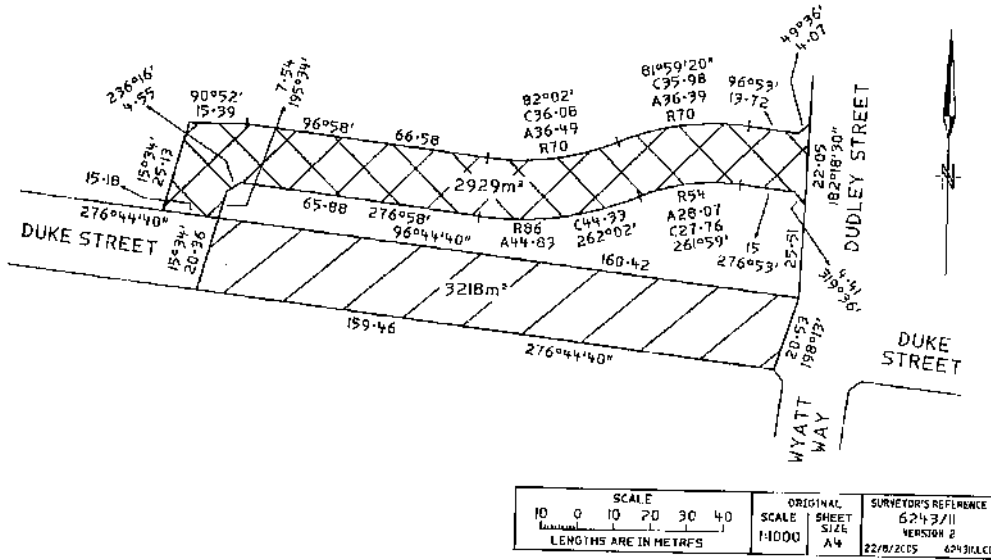
Road Exchange/Road Closure  
Parish of Wallan Wallan

The road closure advertised on Page 3478 of the Victoria Government Gazette G52, 23 December 2004, has been rescinded and replaced by the following.

Pursuant to the provisions of Clause 2, Schedule 10 and Section 204 of the **Local Government Act 1989**, the Council having advertised its intentions in local papers and received no submissions pursuant to Section 223 of the **Local Government Act 1989**, resolved at its meeting on 10 October 2005 to authorise and approve the road exchange and closure set out on the plan below and to declare the road to be opened a Public Highway.

The land shown hatched is that part of Duke Street to be closed.

The land shown cross hatched is to be opened as a Public Highway.



GARRY CECIL  
Chief Executive Officer

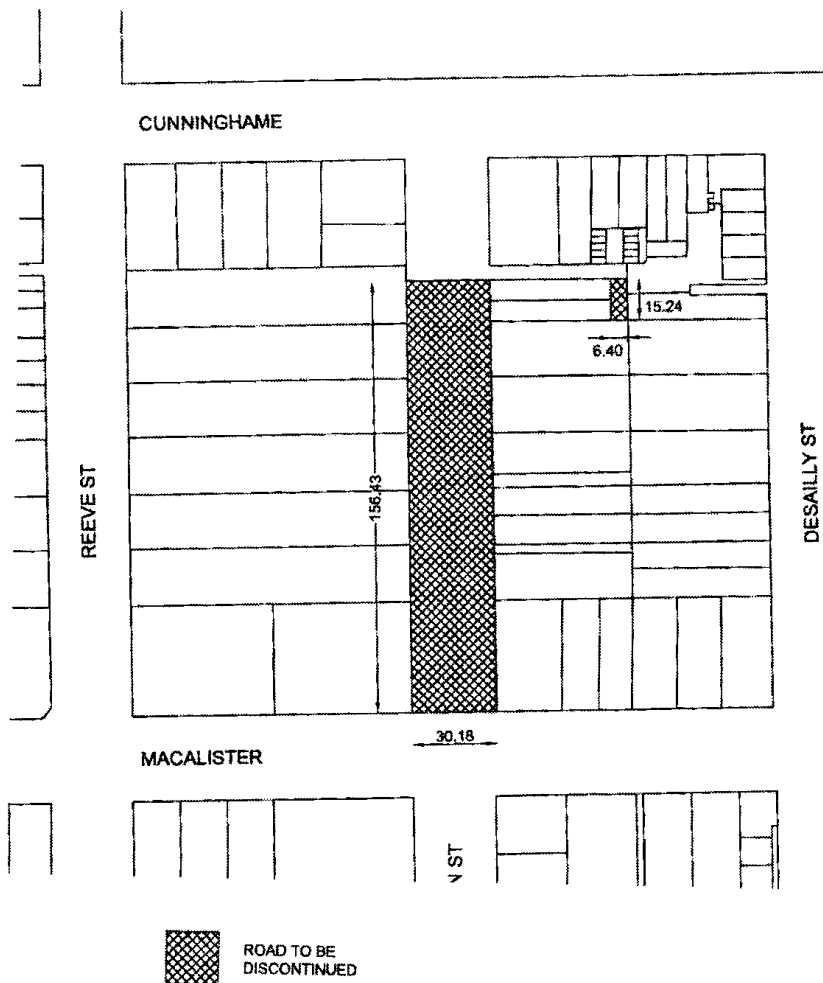
WELLINGTON SHIRE COUNCIL

Notice of Rescission

Discontinuance of Streets

Township of Sale

The Wellington Shire Council at its meeting on 20 September 2005 resolved to rescind the notice of Road Discontinuance of Pearson (Part) from MacAlister Street north for a distance of 156.43 metres together with a section of road previously created over Crown Allotment 7, Section 8, Township of Sale as detailed on page 2944, G48 of 29 November 2001, Victoria Government Gazette, as shown on the plan below:



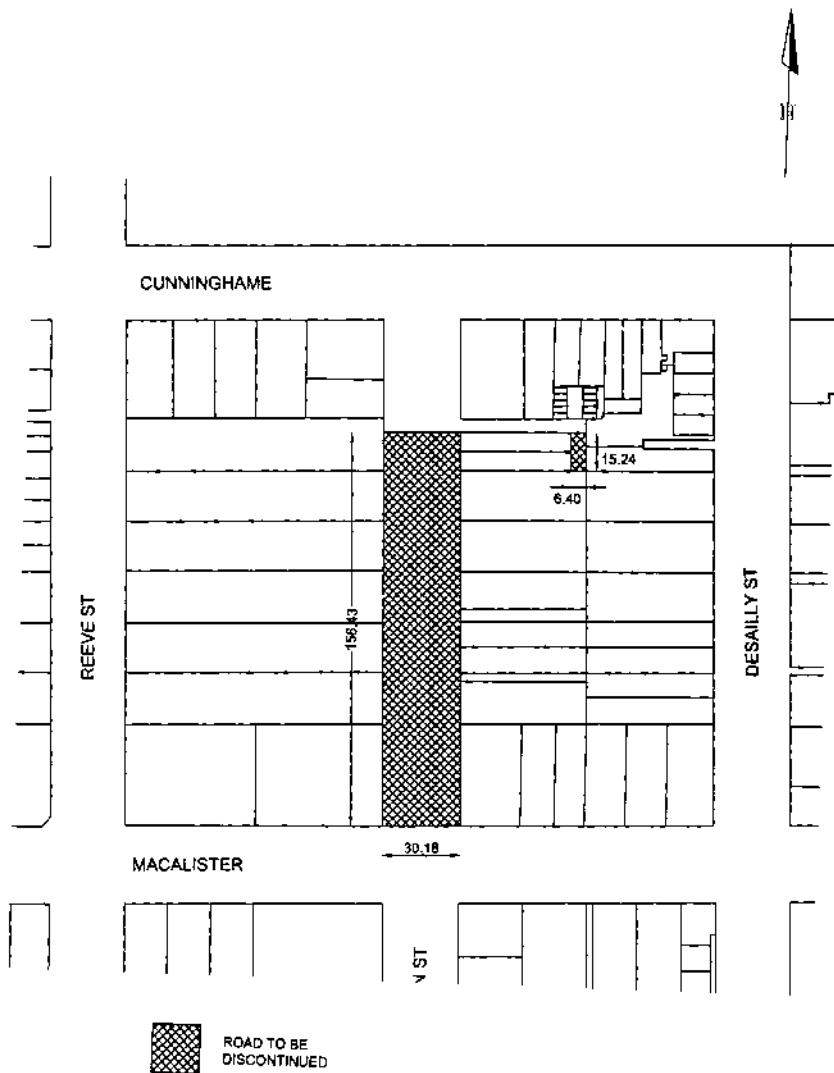
Dated 4 October 2005

LYNDON WEBB  
Chief Executive Officer

WELLINGTON SHIRE COUNCIL  
Discontinuance of Pearson (Part)  
Township of Sale

Pursuant to Section 206 Schedule 10 Clause 3 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 Pearson Street in Sale, resolved at its meeting on 20 September 2005 as follows:-

- (a) that the section of Pearson Street, Sale from MacAlister Street north for a distance of 156.43 metres as shown hatched on the plan hereunder, shall be discontinued upon publication of this resolution in the Government Gazette; and
- (b) the land contained in the said Street Road be sold by private treaty to abutting landowners.



Dated 4 October 2005

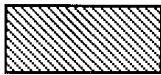
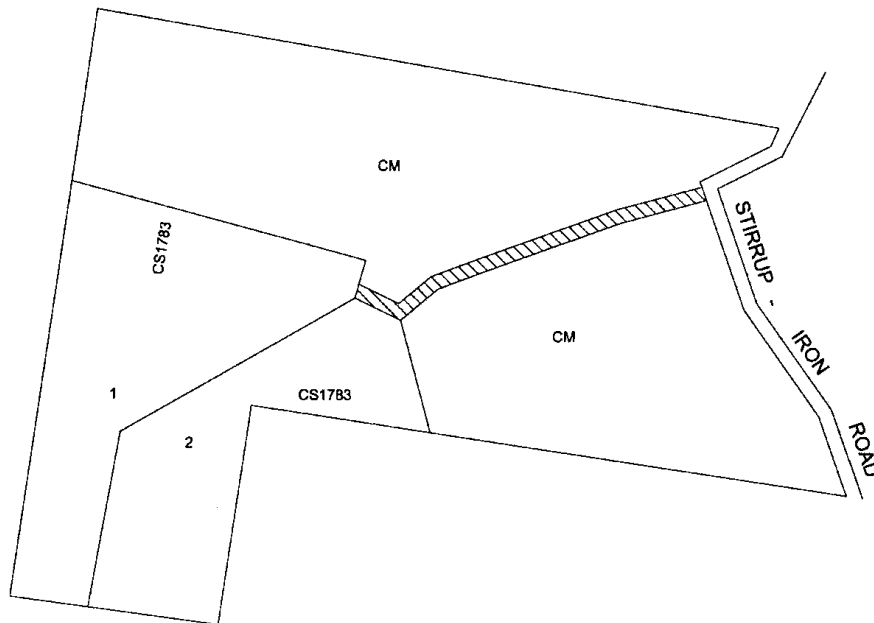
LYNDON WEBB  
Chief Executive Officer

WELLINGTON SHIRE COUNCIL

Discontinuance of Road servicing Lots 1 and 2 on Plan of Subdivision CS 1783  
Parish of Woolenook

Pursuant to Section 206 Schedule 10 Clause 3 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 the Road which provides access to lots 1 and 2 on Plan of Subdivision CS 1783 off Stirrup Iron Road, Parish of Woolenook resolved at its meeting on 4 October 2005 as follows:-

- (a) that the Road which provides access to Lots 1 and 2 on Plan of Subdivision CS 1783 off Stirrup Iron Road as shown hatched on the plan hereunder, shall be discontinued upon publication of this resolution in the Government Gazette; and
- (b) the land contained in the said Road be sold by private treaty to abutting landowners.



ROAD TO BE DISCONTINUED AND CLOSED

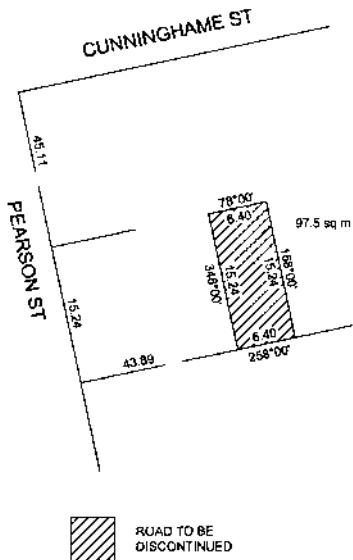
Dated 4 October 2005

LYNDON WEBB  
Chief Executive Officer

**WELLINGTON SHIRE COUNCIL**  
 Discontinuance of Former Armadale Lane  
 Township of Sale

Pursuant to Section 206 Schedule 10 Clause 3 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 Part of the former Armadale Lane in Sale, resolved at its meeting on 20 September 2005 as follows:-

- (a) that the section of the former Armadale Lane as shown hatched on the plan hereunder, shall be discontinued upon publication of this resolution in the Government Gazette; and
- (b) the land contained in the said Lane be sold by private treaty to abutting landowners.



Dated 4 October 2005

LYNDON WEBB  
 Chief Executive Officer



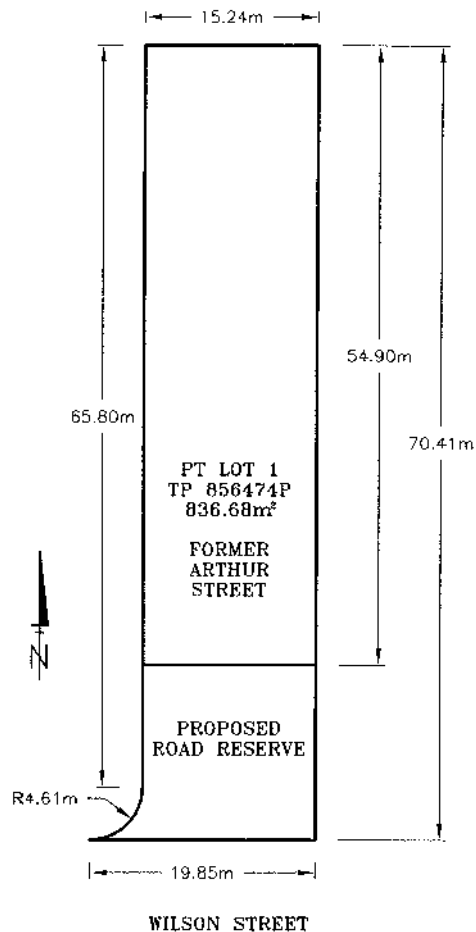
**Disposal of Surplus Council Land**

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Horsham Rural City Council at its Ordinary Meeting held on 5 September 2005 resolved that

the former closed road reserve known as "Arthur Street", being that land north of Wilson Street as shown, is not reasonably required by Council for public use and has resolved to sell the land by a selected tender process to the abutting property owners.

It is acknowledged that the land will be subject to the creation of easements for the continuation of sewerage, drainage and other services as part of the process.

Further details or submissions on this proposed disposal of Council land should be referred to the Chief Executive Officer, Horsham Rural City Council, PO Box 511, Horsham, Victoria 3402.



K. V. SHADE  
 Chief Executive Officer  
 Horsham Rural City Council



**MORNINGTON  
PENINSULA**  
Shire Council

### ERRATUM

Discontinuance of Lane at rear of 10A,  
12 & 14 Beatty Parade, Mornington

Notice is hereby given that there was an omission in the wording of the notice which was published in the Victoria Government Gazette G40 dated 6 October 2005, on page 2227. At the end of the first paragraph after the words "is not reasonably required as a road for public use" the following is now added: "and has resolved to discontinue the road".

The remainder of the previous notice, including the plan, is correct.

MICHAEL KENNEDY  
Chief Executive Officer



### Enforcement of Liquor Consumption or Possession

Bass Coast Shire Council in accordance with Section 224A of the **Local Government Act 1989** does by publishing this notice state that any Victoria Police officer may from 22 September 2005 to until this law becomes invalid, enforce the provision of Bass Coast Shire General Local Law No. 1, clause 160.1(a)(b) – Liquor.

ALLAN BAWDEN  
Chief Executive Officer

### SHIRE OF CAMPASPE

#### General Local Law No. 7

Notice is hereby given that at the Ordinary Council Meeting of the Shire of Campaspe held on 14 June 2005 the Council resolved to commence the process for the making of General Local Law No. 7 and the following Codes of Practice:

- Waste
- Trading
- Building & Works
- Livestock.

The objective of the proposed General Local Law No. 7 is to provide for:

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

The objective of the Waste Code of Practice is to:

- provide an environment where activity related to waste and recycling complements the safety and amenity of the community; and
- provide for the administration of Council's powers and functions.

The objective of the Trading Code of Practice is to:

- provide a clear, safe and unobstructed access at all times for pedestrians of all abilities on footpaths within the Shire of Campaspe.

The objective of the Building & Works Code of Practice is to:

- provide an environment where activities on and related to building sites and building works complement the safety and amenity of the public and the community.

The objective of the Livestock Code of Practice is to:

- ensure safety of the public, farmers and stock on Council controlled roads;
- prevent damage to the road structure and its environs; and
- promote the conservation of flora and fauna on roadside land.

A copy of the proposed Local Law and the Codes of Practice may be obtained free of charge from Shire of Campaspe Customer services centres during office hours or by calling Richard Whiting, Planning & Development



Manager on 54812200 or from the Council's website [www.campaspe.vic.gov.au](http://www.campaspe.vic.gov.au).

Any person affected by the proposed Local Law and Codes of Practice may make a submission under Section 223 of the **Local Government Act 1989**. Submissions should be addressed to the Chief Executive Officer, Shire of Campaspe, PO Box 35, Echuca, Vic. 3564 or to [shire@campaspe.vic.gov.au](mailto:shire@campaspe.vic.gov.au).

Any person who has made a written submission to the Council within 21 days of the publication of this notice and informs the Council that they wish to be heard in support of a written submission shall be entitled to appear in person or by a person acting on their behalf before a meeting of Council at a date and time to be fixed.

WAYNE HARVEY  
Chief Executive Officer

#### SOUTHERN GRAMPPIANS SHIRE COUNCIL

##### Notice of intention to make new Local Laws

The Southern Grampians Shire Council proposes to make two new Local Laws – the Community Local Law No. 4 and the Meeting Procedures Local Law No. 5.

The purpose of the proposed Community Local Law is to provide for the peace, order, and good government of the Southern Grampians Shire by:

- regulating and controlling uses and activities on Council land and roads so that the Council is aware of uses or activities which may be detrimental to the amenity of the area or the enjoyment of facilities on land or roads, cause damage to Council and community assets, create a danger or expose others to risk, interfere with the safety and convenience of people travelling on or using Council land or roads and impede free and safe access for people, in particular those with sight and movement impairment or disabilities;
- managing, regulating and controlling activities and uses on any land which may be dangerous, cause a nuisance or be detrimental to the amenity of the area or the environment, are directed at maintaining a healthy and safe environment for residents

and visitors and promotes community expectations and demands about their desired lifestyle and the availability of goods and services provided to them; and

- identifying activities and uses that are not permitted, so as to achieve the purposes above.

The general purport of the proposed Local Law includes:

- identifying uses and activities that will require a permit including the use of footpaths for commercial activities, using Council land or a road for trading, collecting gifts of money or subscriptions, having a street party, festival or outdoor entertainment event, camping or constructing or occupying a temporary dwelling, driving livestock, using Lake Hamilton Reserve for specified purposes and driving a heavy vehicle contrary to a signed restriction;
- identifying uses and activities which must comply with conditions or requirements in the Local Law including temporary vehicle crossings, displaying property numbers, providing adequate fencing for animals and using an incinerator;
- identifying uses and activities that are prohibited in certain circumstances including behaviour on Council land, the consumption of alcohol, allowing land to be unsightly or dangerous and using skateboards and other recreational devices; and
- repealing Local Law No.S1 Streets and Roads and Local Law No.3 Environmental.

The purpose of the proposed Meeting Procedures Local Law is to regulate the conduct of meetings of the Council and its Committees, provide a process for the election of Mayor and to regulate the use of the Council's Common Seal.

The general purport of the Local Law includes:

- specifying the notice requirements applying to meetings of the Council and committees;
- prescribing how voting is undertaken at meetings;
- prescribing the procedures that can be used in a Council or committee meeting, including how motions can be rescinded or amended;

- providing ways in which members of the community can participate in Council meetings; and
- repealing Local Law No. 2 Processes of Municipal Government (Meetings and Common Seal).

Copies of the proposed Community Local Law and the Meeting Procedures Local Law can be obtained from the Council's Office at 111 Brown Street, Hamilton during normal business hours.

Written submissions about the proposed Local Laws will be considered in accordance with section 223 of the **Local Government Act 1989**. Submissions addressed to the Chief Executive Officer, Southern Grampians Shire Council, Locked Bag 685, Hamilton 3300 must be received no later than 31 October 2005.

Any person who makes a written submission can ask to be heard by the Council in support of their submission and the date, time and place of any meeting will be directly notified to those who have asked to be heard.

GRAHAM N. MOSTYN  
Chief Executive Officer

#### WYNDHAM CITY COUNCIL

##### Notice of Making of Local Law No. 11 – General

Notice is hereby given that at the ordinary meeting of Wyndham City Council on 10 October 2005, Council adopted Local Law No. 11 General.

The objectives of this Local Law are to provide for the peace, order, and good government of the Wyndham City Council by:

1. managing, regulating and controlling activities and uses on any land which:
  - (a) may be detrimental to the amenity of the area of the environment or may be dangerous or cause a nuisance to others in the vicinity; and
  - (b) are directed at maintaining a healthy and safe environment for residents and visitors.
2. regulating and controlling uses and activities on Council land and roads so that the Council is aware of activities which may:

- (a) be detrimental to the amenity of the area or the enjoyment of facilities on Council land or roads;
  - (b) cause damage to Council and community assets;
  - (c) create a danger or expose others to risk;
  - (d) interfere with the safety and convenience of people travelling on or using Council land or roads; and
  - (e) impede free and safe access for people.
3. identifying activities and uses that are not permitted so as to achieve the objectives in sub-clauses (1) and (2).
  4. providing for the administration of the Council's powers and functions.

A copy of the Local Law No. 11 General can be obtained from the Civic Centre, 45 Princes Highway, Werribee during business hours.

IAN ROBINS  
Chief Executive Officer

#### Planning and Environment Act 1987

##### MILDURA PLANNING SCHEME

##### Notice of Preparation of Amendment

##### Amendment C41

The Minister for Planning has prepared Amendment C41 to the Mildura Planning Scheme.

The Victorian Government is proposing to establish a Long Term Containment Facility (LTCF) for Category B prescribed industrial waste on approximately 9.5 hectares of Crown Land near Nowingi, in the North West of the State.

An Environment Effects Statement (EES) was required for the LTCF proposal under the **Environment Effects Act 1978** (EE Act). The following documents are now on exhibition for public comment:

- EES for the LTCF for Industrial Waste – prepared by Major Projects Victoria to meet environmental assessment requirements of the Victorian and Commonwealth legislation;
- EPA Works Approval Application No. WA58772 jointly advertised pursuant to Section 20AA of the **Environment Protection Act 1970**; and

- Amendment C41 to the Mildura Planning Scheme, including the explanatory report, map changes and ordinance changes.

Written submissions on the exhibited documents are now invited.

Submissions are due by 5.00 pm on 18 November 2005.

The proposed LTCF for industrial waste involves:

- construction of highly engineered, multi-barrier structures designed to contain wastes for hundreds of years and eliminate emissions to the maximum extent achievable;
- site works for the LTCF and access by road and rail; including buildings, roads, inspection and monitoring systems and clearance of up to 6.5 hectares of native vegetation; and
- strict controls and operating procedures for waste testing and verification, packaging, transport, unloading and handling to minimise risks to public health and the environment.

The LTCF requires separate planning, environmental and other approvals under Victorian and Commonwealth legislation. The environmental assessment of the proposal under the **Environment Effects Act 1978** (EE Act) will inform the relevant approval decisions, including the proposed Amendment to the Mildura Planning Scheme under the **Planning and Environment Act 1987** (PE Act), the Works Approval under the **Environment Protection Act 1970**, and approval under the **Commonwealth Environment Protection and Biodiversity Conservation Act 1999** (EPBC Act).

The Minister for Planning has prepared Amendment C41 to the Mildura Planning Scheme, which is exhibited together with the EES. The Amendment:

- rezones land for the proposed LTCF from 'Public Conservation and Resource Zone' (PCRZ) to 'Special Use Zone 7 – Long Term Containment Facility' (SUZ7);
- introduces a new Environmental Significance Overlay 5 (Long Term Containment Facility) (ESO5) to freehold land within 5 kilometres of the land being rezoned SUZ7;
- introduces a new Schedule to the Public Use Zone to allow for a rail siding adjacent to the land being rezoned SUZ7;

- amends the Schedule to clause 52.17 in relation to the removal of native vegetation consistent with a development plan to be approved by the Minister for Planning under the SUZ7;

- makes the Minister for Planning the responsible authority for the Mildura Planning Scheme as it applies to the LTCF site, the adjacent land in the RDZ1 and SUZ7, and the area subject to the ESO5;

- makes other minor consequential changes to the Planning Scheme to facilitate the development and operation of the LTCF; and
- contains maps showing the land affected by the proposed Amendment.

The land affected by the Amendment is part of Crown Allotments 13 and 15 and part of the government road that abuts the south boundary of Crown Allotment 13 and part of the government road that abuts the east boundaries of Crown Allotments 13 and 15 and that part of the adjacent Public Use Zone; Parish of Nowingi, and private land within 5 km of the proposed SUZ7. That part of the Calder Highway adjacent to the proposed SUZ7 is also affected.

This notice is given by the Minister for Planning as planning authority in relation to Amendment C41, and by the EPA in relation to Works Approval Application WA58772.

#### Display Locations

The exhibited documents are available for public inspection free of charge from Monday 10 October 2005 until Friday 18 November 2005, during normal business hours at the following locations:

#### Mildura

- Department of Sustainability and Environment/Department of Primary Industries, corner of Eleventh Street and Koorlong Avenue, Irymple, Mildura;
- Mildura Business Centre, 150 Pine Avenue, Mildura.

#### Bendigo

- Department of Sustainability and Environment North West Regional Office, corner of Midland Highway and Taylor Street, Epsom;
- EPA Victoria, 43 Williamson Street, Bendigo.

## Melbourne

- Planning Information Centre, Department of Sustainability and Environment, Ground Floor, 8 Nicholson Street, Melbourne;
- EPA Victoria Information Centre, Ground Floor, Herald & Weekly Times Tower, Southbank, Melbourne;
- State Library, 328 Swanston Street, Melbourne;
- Information Victoria, Level One, 356 Collins Street, Melbourne.
- Department of Sustainability and Environment North West Regional Office, corner of Midland Highway and Taylor Street, Epsom;
- EPA Victoria, 43 Williamson Street, Bendigo;
- EPA Victoria Information Centre, Ground Floor, Herald & Weekly Times Tower, Southbank, Melbourne; and
- Information Victoria, Level One, 356 Collins Street, Melbourne.

## Mildura Rural City Council

Amendment C41 and EPA Works Approval application WA58772 are available for inspection at the Council's offices at 106–116 Madden Avenue, Mildura.

## Canberra

Department of Environment and Heritage, Library, John Gorton Building, King Edward Terrace, Parkes.

## Obtaining Copies of the Exhibited Documents:

The proposed Amendment C41, EES and EPA Works Approval application can be viewed and downloaded from MPV's website at [www.majorprojects.vic.gov.au/industrialwaste](http://www.majorprojects.vic.gov.au/industrialwaste).

The Planning Scheme Amendment can also be viewed/downloaded by accessing [www.dse.vic.gov.au/planning/amendments](http://www.dse.vic.gov.au/planning/amendments).

The works approval application and accompanying plans and specifications can be viewed/downloaded by accessing [www.epa.vic.gov.au/Comments/works\\_approvals.asp](http://www.epa.vic.gov.au/Comments/works_approvals.asp).

Hard copies and/or CD-ROM versions of the EES Summary Brochure, EES Main Report and Specialist Report Volumes 1–4, and the EPA Works Approval application and accompanying plans and specifications can be obtained free of charge by calling Information Victoria on (local call) 1300 366 356.

Alternatively, copies of the documents may be obtained free of charge at the following locations:

- Department of Sustainability and Environment/ Department of Primary Industries, corner of Eleventh Street and Koorlong Avenue, Irymple, Mildura;
- Mildura Business Centre, 150 Pine Avenue, Mildura;

Interested persons and organisations wishing to comment on the exhibited documents, including the proposed Amendment C41, the EES and Works Approval Application WA 58772 are invited to make written submissions by 5.00 pm 18 November 2005. Written submissions should, where possible, specify the aspects of the proposal or the exhibited documents being commented on.

Written submissions should be sent to: Nowingi LTCF EES Submissions, Planning Panels Victoria, Level 11, 80 Collins Street, Melbourne, Vic. 3000 OR Fax: (03) 9655 8740.

For enquiries on the Panel and submission process please telephone (03) 9655 8744.

Any person may make a submission about Amendment C41 in accordance with Section 21 of the PE Act by stating their submission is about Amendment C41.

Following the exhibition period and receipt of submissions a Panel Inquiry will be convened – submitters may be heard at the public hearings regarding their written submission. The Panel will be appointed under the EE Act and the PE Act. Persons or organisations lodging written submissions should state whether or not they wish to present their submission at the Panel hearing.

Written submissions will be treated as public documents. Copies of all submissions received will be forwarded to Major Projects Victoria, the Department of Sustainability and Environment and EPA Victoria.

In early December 2005 the Panel will hold a Directions Hearing, which submitters can attend. The Directions Hearing will provide an opportunity for submitters to ask any questions about the Panel hearings process.

Following the Directions Hearing, the Panel will circulate a timetable to all of the people

wishing to be heard at the full Panel Hearing. Hearings will be held primarily in Mildura but may include opportunities for submitters to present in Melbourne.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

**KINGSTON PLANNING SCHEME**

Notice of Preparation of Amendment

Amendment C58

Planning Permit Application KP05/500

Authorisation A0098

The Kingston City Council has prepared Amendment C58 to the Kingston Planning Scheme. Planning Permit Application KP05/500 is to be considered concurrently with the Amendment.

The land affected by the Amendment and concurrent planning permit application is 29–63 Breeze Street, Bonbeach.

The Amendment proposes to rezone land at 29–63 Breeze Street, Bonbeach from a Public Use Zone 2 (Education) to a Residential 1 Zone with a Development Plan Overlay (Schedule 5). The Amendment further proposes to modify the Residential Land Use Framework Plan of Clause 21.05 to identify the land as a Residential Opportunity Site.

The application for a planning permit is for a 79-lot subdivision, removal and creation of easements and the removal of native vegetation.

In addition to the combined Amendment and planning permit application, the Bonbeach Development Plan has been prepared in accordance with Schedule 5 of the Development Plan Overlay of the Amendment and is to be exhibited with the Amendment and planning permit application.

You may inspect the Amendment, any documents that support the Amendment, the planning permit application, the development plan report and the explanatory report about the Amendment at the following locations: at the office of the planning authority, Kingston City Council, Level 1, 1230 Nepean Highway,

Cheltenham; Chelsea Customer Service, 1 Chelsea Road, Chelsea; or by visiting Kingston's website at [www.kingston.vic.gov.au](http://www.kingston.vic.gov.au); and at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East 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 Thursday 24 November 2005. A submission must be sent to: Kingston City Council, Strategic Planning Department, PO Box 1000, Mentone, Vic. 3194. Attention: Rosa Zouzoulas, Team Leader Strategic Planning.

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**STATE TRUSTEES LIMITED**

ACN 064 593 148

Section 79

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

JOYCE MERLE BAKES, late of 19/77 Alma Road, St Kilda, Victoria, pensioner, deceased intestate, who died on 29 July 2005.

KATHLEEN FANNING, late of Cluny Hostel, 34 Wrixon Street, Kew, Victoria, pensioner, deceased, who died on 7 July 2005 leaving a Will dated 29 April 1997.

JULIAN ALBERT HARDY, late of La Calahorra, Granada, Spain, pensioner, deceased intestate, who died on 3 June 2003.

DAISY SYLVIA HESSELS, late of Brentwood Nursing Home, 299 Latrobe Terrace, Geelong, Victoria, retired, deceased, who died on 31 January 2005 leaving a Will dated 9 March 1994.

LOIS LYLA MEWES, late of Flat 2/5 Murray Street, Brunswick West, Victoria, retired, deceased, who died on 25 August 2005 leaving a Will dated 3 May 2005.

JOHN HENRY POTTER, late of Darley House Repatriation Centre, Banksia Street, Heidelberg West, Victoria, pensioner, deceased, who died on 26 August 2005 leaving a Will dated 18 August 1982.

Creditors, next-of-kin and others having claims against the abovementioned estates are required pursuant to Section 33 of the **Trustee Act 1958** to send particulars of their claims against the abovementioned estates to State Trustees Limited, 168 Exhibition Street, Melbourne, Victoria, on or before 14 December 2005 after which date State Trustees Limited, A.C.N. 064 593 148, may convey or distribute the assets of the abovementioned estates having regard only to the claims of which it then has notice.

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 7 December 2005 after which date State Trustees Limited may convey or distribute the assets having regard only to the claims of which State Trustees Limited then has notice.

HEWAT, Laurel Edith, formerly of 8-10 Bellarine Circuit, Morwell, Vic. 3840, but late of PO Box 424, Latrobe Regional Hospital, Vic., pensioner, and who died on 15 June 2005.

PARKER, Millie, late of Unit 2, 1 Barkly Street, Hughesdale, Vic. 3166, pensioner, and who died on 31 July 2005.

ROBERTS, Grahame Alan, late of Unit 91, Abervale Retirement Village, 86 Church Street, Grovedale, Vic. 3216, retired, and who died on 7 July 2005.

Dated 28 September 2005

Executor and Trustee Services

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 12 December 2005 after which date State Trustees Limited may convey or distribute the assets having regard only to the claims of which State Trustees Limited then has notice.

STEVENS, Norma Doris, late of Abbeyfield Society Mortlake Inc., 30 Shaw Street, Mortlake, Victoria 3272, who died on 16 August 2005.

Dated 3 October 2005

Executor and Trustee Services

#### EXEMPTION

Application No. A298/2005

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by Department of Infrastructure for exemption from Sections 13, 14, 37, 42, 100 and 195 of that Act. The application for exemption is to enable the applicant to engage in the specified conduct.

In this Exemption "specified conduct" means –

- (a) advertise and provide one tertiary scholarship a year to an Indigenous student;
- (b) advertise and provide up to 5 traineeships a year to Indigenous people through the Victorian Government's Youth Employment Scheme;
- (c) advertise and provide one cadetship a year to an Indigenous person; and
- (d) advertise for and employ Indigenous people only in up to 10 positions in the Applicant department.

Upon reading the material submitted in support of the application and upon hearing submissions from Ms B. Woodland and Ms K. Lawrence and for the Reasons for Decision given by the Tribunal on 7 October 2005, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 14, 37, 42, 100 and 195 of the Act to enable the Applicant to engage in the specified conduct.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 14, 37, 42, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 12 October 2008.

Dated 7 October 2005

C. McKENZIE  
Deputy President

## EXEMPTION

Application No. A328/2005

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by Southern Health – Mental Health Program for exemption from Sections 13, 14, 100 and 195 of that Act. The application for exemption is to enable the applicant to advertise for and employ as Director, Consumer and Carer Relations, a person with personal lived experience of mental illness (that is, who has had a mental illness).

Upon reading the material submitted in support of the application and upon hearing submissions from Associate Professor Cockram and for the Reasons for Decision given by the Tribunal on 7 October 2005, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 14, 100 and 195 of the Act to enable the applicant to advertise for and employ as Director, Consumer and Carer Relations, a person with personal lived experience of mental illness (that is, who has had a mental illness).

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 14, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to advertise for and employ as Director, Consumer and Carer Relations, a person with personal lived experience of mental illness (that is, who has had a mental illness).

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 12 October 2008.

Dated 7 October 2005

C. McKENZIE  
Deputy President

Upon reading the material filed in support of this application by Mariastella Pulvirenti, Executive Director of Working Women's Health, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- Working Women's Health is a women's health service that works primarily with immigrant and refugee women from non-English speaking backgrounds (NESB).
- In its work with women from many different cultural backgrounds, the applicant aims to match the client's cultural and linguistic background with the background of the worker. This enables communications about specific women's health issues, which may vary depending on cultural context, to be effective, accurate and relevant.
- The applicant also conducts advocacy on behalf of NESB immigrant and refugee women in relation to their health needs. In this work it is important for staff to have a good understanding, based on experience, of some of the central issues such as migration, racism and discrimination in employment or the health care system.
- An exemption in similar terms was granted in March 2002.

The Tribunal hereby grants an exemption from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 13 October 2008.

Dated 6 October 2005.

HER HONOUR JUDGE DAVIS  
Vice President

## EXEMPTION

Application No. A331 of 2005

The Victorian Civil & Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by Working Women's Health (the applicant). The application for exemption is to enable the applicant to advertise for and employ women from non-English speaking backgrounds ("the specified conduct").

## EXEMPTION

Application No. A234/2005

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by Boncann Pty Ltd t/as One Bar Club & Lounge for exemption from Sections 42, 100

and 195 of that Act. The application for exemption is to enable the applicant to engage in the specified conduct.

In this exemption "specified conduct" means to conduct nights at the One Bar Club & Lounge to be attended by approximately equal numbers of men and women and for that purpose to defer entry of a person to that Nightclub where entry would mean that the number of men and women patrons inside the Nightclub would not be approximately equal, such entry to be deferred until, if that person is admitted to that Nightclub, the number of men and women patrons are inside the Nightclub would be approximately equal; and to advertise these club nights.

Upon reading the material submitted in support of the application and upon hearing submissions from Mr G. Gazelle, Mr B. Malin and Ms J. Minton-Connell and for the Reasons for Decision given by the Tribunal on 11 October 2005, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 42, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 42, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is subject to the following conditions –

1. The applicant must not refuse entry outright to a person whose entry would create a gender imbalance in the numbers of men and women patrons inside one of the nightclub. The applicant can only defer entry as described in the exemption.
2. This exemption does not authorise the applicant to refuse entry to the nightclub to people who identify as a couple, whether they are a man and a woman or of the same sex, or to a person who identifies as a homosexual or a lesbian.
3. This exemption does not authorise the applicant to discriminate in a way prohibited by the **Equal Opportunity Act 1995**, on the basis of lawful sexual activity, sexual orientation or gender identity (as defined in that Act).
4. The applicant must, before engaging in the specified conduct, ensure that existing

management and staff of the One Bar Club & Lounge undertake education and training in relation to the provisions of the **Equal Opportunity Act 1995** and the scope and content of this exemption. The applicant must also ensure that this education and training are provided to each new member of the management or staff of that nightclub, before they commence to work at that club.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 20 April 2006.

Dated 11 October 2005.

C. McKENZIE  
Deputy President

#### **Agricultural and Veterinary Chemicals (Control of Use) Act 1992**

##### APPOINTMENT OF AUTHORISED OFFICERS

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

<b>Name of person</b>	<b>Position number</b>
Karin Maree Morgan	502028

Dated 29 September 2005

JOHN THOMAS HARKIN  
A/Manager  
Animal Health Operations

#### **Livestock Disease Control Act 1994**

##### APPOINTMENT OF INSPECTORS

I, John Thomas Harkin, A/Manager Animal Health Operations in the Department of Primary Industries, pursuant to the powers, duties and functions given to me by a delegation under



section 103 of the **Livestock Disease Control Act 1994** and of my respective powers to appoint inspectors under section 108 of the **Livestock Disease Control Act 1994**, hereby appoint the following person, who holds a position under the provisions of the **Public Sector Management and Employment Act 1998**, as an inspector for the purposes of all of the provisions of the **Livestock Disease Control Act 1994** and in respect of all livestock.

Name of person	Position number
Karin Maree Morgan	502028

Dated 29 September 2005

JOHN THOMAS HARKIN  
A/Manager  
Animal Health Operations

### Prevention of Cruelty to Animals Act 1986

#### APPROVAL OF INSPECTORS

I, Peter John Bailey, Executive Director Biosecurity Victoria in the Department of Primary Industries, pursuant to the powers, duties and functions given to me by a delegation under section 38 of the **Prevention of Cruelty to Animals Act 1986** and of my respective powers to approve inspectors under section 18 of the **Prevention of Cruelty to Animals Act 1986**, hereby approve the following person, who is an inspector of livestock under the provisions of the **Livestock Disease Control Act 1994**, as an inspector for the purposes of Part 2 of the **Prevention of Cruelty to Animals Act 1986**. These approvals remain in force until 30 June 2006.

Name of person	Position number
Karin Maree Morgan	502028

Dated 5 October 2005

PETER JOHN BAILEY  
Executive Director  
Biosecurity Victoria

### Cemeteries and Crematoria Act 2003

#### SECTION 41(1)

Notice of approval of  
cemetery trust fees and charges

I, Jan Norton as delegate of the Secretary to the Department of Human Services for the purposes of section 40(2) of the **Cemeteries and Crematoria Act 2003**, give notice that I have approved the scale of fees and charges

fixed by the public cemetery trusts listed in this notice. The approved scale of fees and charges will take effect from the date of publication of this notice, and will be published on the Internet.

Anderson's Creek Cemetery Trust  
The Cheltenham Regional Cemeteries Trust  
Lilydale Memorial Park & Cemeteries

JAN NORTON  
Director Social and  
Environmental Health

### Electricity Industry Act 2000

#### NOTIFICATION OF VARIATION TO LICENCE

The Essential Services Commission gives notice under the provisions of section 29(1) (b) of the **Electricity Industry Act 2000** that the electricity generation licence held by Edison Mission Energy Australia Limited, ABN 87 055 563 785, has been varied by agreement by amending the name of the licence holder to IPM Australia Limited, ABN 87 055 563 785.

The licence has also been varied to reflect the Final Decision of the Review of Licences published and released by the Commission on 18 August 2004. The details of the Commission's Final Decision are on its website and can be located at <http://www.esc.vic.gov.au/electricity783.html>

A copy of the licence is available on the Commission's website located at <http://www.esc.vic.gov.au> or a copy can be obtained by calling the Commission's reception on (03) 9651 0222.

Dated 7 September 2005

A. C. LARKIN  
Acting Chairperson

### Fisheries Act 1995

#### GUIDELINES FOR THE PREPARATION OF A FISHERIES RESERVE MANAGEMENT PLAN

Lake Tyers Fisheries Reserve  
Management Plan

I, Bob Cameron, Minister for Agriculture, pursuant to section 28(2) of the **Fisheries Act 1995** (the Act), issue the following guidelines with respect to the preparation of a Fisheries Reserve Management Plan for the Lake Tyers Fisheries Reserve.

1. Fisheries Victoria of the Department of Primary Industries will be responsible for the preparation of the Fisheries Reserve Management Plan. The plan must be consistent with the objectives of the Act.
2. The Fisheries Co-management Council will oversee the process for the preparation of the Fisheries Reserve Management Plan. The plan must comply with Part 3 of the Act.
3. The Fisheries Reserve Management Plan will be prepared with input from all major affected stakeholder groups, including recreational fishing interests, conservation interests, Indigenous interests and commercial bait and eel fishing interests.
4. The Fisheries Reserve Management Plan will identify key actions to protect habitats and enhance recreational fishing opportunities, including actions designed to improve the management and monitoring of recreational fishing and the impact of other issues (e.g. habitat change) on recreational fishing opportunities.
5. The Fisheries Reserve Management Plan shall specify appropriate management controls with regard to recreational fishing and may recommend options to assist in managing related activities.
6. The Fisheries Reserve Management Plan will include processes for reporting to the Victorian community on achievements of the plan.

Dated 14 September 2005.

Responsible Minister:  
BOB CAMERON  
Minister for Agriculture



#### Heritage Act 1995

##### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including the Heritage Register Number 2081 in the category described as a Heritage object:

Ballarat Reform League Charter, Public Record Office Victoria, 99 Shiel Street, North Melbourne.

##### EXTENT:

1. All the object known as the Ballarat Reform League Charter held in the collection of the Public Records Office Victoria.

Dated 13 October 2005

RAY OSBORNE  
Acting Executive Director



#### Heritage Act 1995

##### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including the Heritage Register Number 2068 in the category described as a Heritage place and Archaeological place:

Bell Point Lime Kiln, Waratah Bay, South Gippsland Shire Council.

##### EXTENT:

1. All the land marked L1 on the Diagram 2068 held by the Executive Director.
2. All the structures and features marked as follows on the Diagram 2068 held by the Executive Director:

B1 Kiln

The Bell Point Lime Kiln is situated on Crown Land that is under the jurisdiction of the Department of Sustainability & Environment.

Dated 13 October 2005

RAY OSBORNE  
Acting Executive Director



#### Heritage Act 1995

##### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including the Heritage Register Number 2043 in the category described as a Heritage place, Archaeological Place:

Walkerville Lime Kilns, Walkerville, South Gippsland Shire Council.

EXTENT:

1. All the land marked L1 on the Diagram 2043 held by the Executive Director.
2. All the features marked as follows on Diagram 2043 held by the Executive Director:
  - F1 Kilns
  - F2 Quarry
  - F3 Cemetery
  - F4 Township site
  - F5 School site.

Dated 13 October 2005

RAY OSBORNE  
Acting Executive Director



**Heritage**  
VICTORIA

#### Heritage Act 1995

##### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including the Heritage Register Number 72 in the category described as a Heritage place:

Preshil Junior School, 395 Barkers Road, Kew, Boroondara City Council.

EXTENT:

General: The landscape setting and original plantings including Italian Cyprus (*Cupressus sempirens*).

1. All of the buildings marked as follows on Diagram 0072 held by the Executive Director:
  - B1 House, prep room and library
  - B2 The 'home-rooms'
  - B3 Kevin Borland Hall
  - B4 The 'tree house'
  - B5 Multi-purpose tutorial rooms
2. All of the Land marked L1 on Diagram 0072 held by the Executive Director.

Dated 13 October 2005

RAY OSBORNE  
Acting Executive Director

#### 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 the whole of Crown Allotments 14 and 15, Parish of Ninnie comprising 6072 square metres and being land described in Crown Grant Volume 2502, Folio 351 and Crown Grant Volume 4367, Folio 210, shown as Parcels 8 and 9 on Survey Plan 21049.

**Interest acquired:** That of M. A. Flukes and all other interests.

Published with the authority of VicRoads.

Dated 13 October 2005

For and on behalf of VicRoads  
BERNARD TOULET  
Manager VicRoads Property

#### 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 the whole of Lot 2 and the Easement of Way and Drainage on Plan of Subdivision 119907, Parish of Ninnie comprising 2708 square metres and being land described in Certificate of Title Volume 9389, Folio 433 and Certificate of Title Volume 9389, Folio 434, shown as Parcels 12 & 13 on Survey Plan 21049.

**Interest acquired:** That of G. R. & K. L. Caldwell and all other interests.

Published with the authority of VicRoads.

Dated 13 October 2005

For and on behalf of VicRoads  
BERNARD TOULET  
Manager VicRoads Property

**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 the whole of Lot 1 on Plan of Subdivision 119907, Parish of Ninnie comprising 3351 square metres and being land described in Certificate of Title Volume 9197, Folio 762, shown as Parcel 10 on Survey Plan 21049.

**Interest acquired:** That of M. J. & L. M. Doherty and all other interests.

Published with the authority of VicRoads.

Dated 13 October 2005

For and on behalf of VicRoads  
BERNARD TOULET  
Manager VicRoads Property

**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 145650, Parish of Langwarrin comprising 121.0m<sup>2</sup> and being land described in Certificate of Title Volume 9567, Folio 631, shown as Parcel 1 on Survey Plan 20411.

**Interest acquired:** That of Ebenezer Village Incorporated and all other interests.

Published with the authority of VicRoads.

Dated 13 October 2005

For and on behalf of VicRoads  
BERNARD TOULET  
Manager,  
VicRoads Property

**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 land appropriated or set apart for easements of Way Drainage and Sewerage on Plan of Subdivision 120827, Parish of Langwarrin comprising 74.0m<sup>2</sup> and being land described in Certificate of Title Volume 9489, Folio 739, shown as Parcel 11 on Survey Plan 20947.

**Interest acquired:** That of Costain Australia Limited and all other interests.

Published with the authority of VicRoads.

Dated 13 October 2005

For and on behalf of VicRoads  
BERNARD TOULET  
Manager,  
VicRoads Property

**Medical Practice Act 1994**MEDICAL PRACTITIONERS BOARD OF  
VICTORIA

## Notice

## Re: Dr Christopher Michael Watts

A Panel of the Medical Practitioners Board of Victoria on 21 September 2005 concluded a formal hearing into the professional conduct of Dr Christopher Michael Watts, a registered medical practitioner.

The Panel found pursuant to section 45A(1)(a) of the MPA ("the Act") that Dr Watts had engaged in unprofessional conduct of a serious nature.

The Panel determined:

- pursuant to section 45A(2)(e) of the Act, that the following condition be imposed on the medical registration of Dr Watts:

Dr Watts is to undergo professional supervision with a person approved by the Deputy CEO of the Board for a period of twelve (12) months in relation to management of patients for whom he is prescribing any drug of dependence or any benzodiazepines for a period of

greater than one month. Dr Watts is required to meet with the supervisor on a monthly basis with reports to the Board at three (3) months and twelve (12) months.

Dated 4 October 2005

JOHN H. SMITH  
Deputy CEO

**Mineral Resources Development Act 1990**

EXEMPTION FROM  
EXPLORATION LICENCE OR  
MINING LICENCE

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

1. hereby exempt all that Crown land situated within the boundaries of exploration licence applications 4909, 4910, 4911 & 4912 that have been excised from the applications, 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 6 October 2005

RICHARD ALDOUS  
Executive Director  
Minerals and Petroleum

**Subordinate Legislation Act 1994**

NOTICE OF DECISION

Public Transport Competition (Fees)  
Regulations 2005

I, Peter Batchelor, Minister for Transport give notice under section 12 of the **Subordinate Legislation Act 1994** as follows:

The Public Transport Competition (Fees) Regulations 2005 will amend the Public Transport Competition Regulations 1995. The objectives of these Regulations are to:

- (a) prescribe a revised schedule of fees for the accreditation of road transport passenger services;
- (b) provide for certain exemptions from payment of accreditation fees.

A Regulatory Impact Statement (RIS) was prepared in relation to the proposed regulations. The RIS was advertised seeking public comment and a number of submissions were received.

After considering the submissions I have decided that the proposed regulations should be made with amendments.

Dated 29 September 2005

PETER BATCHELOR MP  
Minister for Transport

**Retirement Villages Act 1986**

SECTION 48

Cancellation of Retirement Village Notice

I hereby declare that the Retirement Village Notice No. V941187F pursuant to section 9 of the **Retirement Villages Act 1986**, registered on 15 March 1999 on Certificate of Title Volume 10305, Folio 758 under the **Transfer of Land Act 1958**, is cancelled.

Dated 3 October 2005

DR DAVID COUSINS  
Director, Consumer Affairs Victoria

**Retirement Villages Act 1986**

SECTION 47

Extinguishment of Charge

I hereby declare that the charge pursuant to section 29 of the **Retirement Villages Act 1986**, in so far as it affects Certificate of Title Volume 10305, Folio 758 under the **Transfer of Land Act 1958**, is extinguished.

Dated 3 October 2005

DR DAVID COUSINS  
Director, Consumer Affairs Victoria

**Retirement Villages Act 1986**

## SECTION 47

## Extinguishment of Charge

I hereby declare that the charge No. X524266X pursuant to section 29 of the **Retirement Villages Act 1986**, registered on 7 June 2001 on Certificate of Title Volume 10460, Folio 200 under the **Transfer of Land Act 1958**, is extinguished.

Dated 3 October 2005

DR DAVID COUSINS  
Director, Consumer Affairs Victoria

**Retirement Villages Act 1986**

## SECTION 48

## Cancellation of Retirement Village Notice

I hereby declare that the Retirement Village Notice No X477419A pursuant to section 9 of the **Retirement Villages Act 1986**, registered on 16 May 2001 on Certificate of Title Volume 10460, Folio 200 under the **Transfer of Land Act 1958**, is cancelled.

Dated 3 October 2005

DR DAVID COUSINS  
Director, Consumer Affairs Victoria

**Retirement Villages Act 1986**

## SECTION 48

## Cancellation of Retirement Village Notice

I hereby declare that the Retirement Village Notice number AC102134W dated 30 May 2003, pursuant to section 9 of the **Retirement Villages Act 1986**, is cancelled in so far as it affects Certificate of Title Volume 10729, Folio 699 under the **Transfer of Land Act 1958**.

Dated 7 October of 2005.

Dr DAVID COUSINS  
Director  
Consumer Affairs Victoria

**Retirement Villages Act 1986**

## SECTION 47

## Extinguishment of Retirement Village Charge

I hereby declare that the Retirement Village Charge number AC190350S dated 11 July 2003, pursuant to section 29 of the **Retirement Villages Act 1986**, is extinguished in so far as it

affects Certificate of Title Volume 10729, Folio 699 under the **Transfer of Land Act 1958**.

Dated 7 October of 2005

Dr DAVID COUSINS  
Director  
Consumer Affairs Victoria

**Retirement Villages Act 1986**

## ERRATUM

## Section 32

## Extinguishment of Charge

In the Declaration made under section 32 of the **Retirement Villages Act 1986** on 29 August 2005, and published in Government Gazette G38 on 22 September 2005 (page 2121), charge No. AB206766L is now substituted for charge No. AB206767J.

Dated 7 October 2005

Dr DAVID COUSINS  
Director  
Consumer Affairs Victoria

**Retirement Villages Act 1986**

## SECTION 47

## Extinguishment of Charge

I hereby declare that the charge No. AC594047R pursuant to section 29 of the **Retirement Villages Act 1986**, registered on 12 January 2004 on Certificate of Title Volume 07819, Folio 079 under the **Transfer of Land Act 1958**, is extinguished.

Dated 7 October 2005

Dr DAVID COUSINS  
Director,  
Consumer Affairs Victoria

**Retirement Villages Act 1986**

## SECTION 48

## Cancellation of Retirement Village Notice

I hereby declare that the Retirement Village Notice No. AC594046T pursuant to section 9 of the **Retirement Villages Act 1986**, registered on 12 January 2004 on Certificate of Title Volume 07819, Folio 079 under the **Transfer of Land Act 1958**, is cancelled.

Dated 7 October 2005

Dr DAVID COUSINS  
Director,  
Consumer Affairs Victoria

**Crown Land (Reserves) Act 1978****CROWN LAND RESERVE (CONTEMPORARY ARTS CENTRE RESERVE)  
REGULATIONS 2005**

## Table of Provisions

I, David Heale, Acting Director, Crown Land Management, in the Department of Sustainability and Environment, as delegate of the Minister for Planning, make the following Regulations.

**PART 1 – PRELIMINARY**

1. **Title**

These Regulations may be cited as the Crown Land Reserve (Contemporary Arts Centre Reserve) Regulations 2005.
2. **Objective**

The objectives of these Regulations are to provide for the:

  - (a) issuing of permits in relation to the reserve;
  - (b) imposition, collection and receipt of tolls, fees, rents or other charges for or in respect of entry to the reserve or any specified part thereof or any improvement, services or facilities thereon (including carparks) by any persons and/or vehicles.
3. **Authorising provision**

These Regulations are made under section 13 of the **Crown Land (Reserves) Act 1978**.
4. **Commencement**

These Regulations come into operation on the date they are published in the Victorian Government Gazette.
5. **Revocations**

All previous Regulations made under section 13 of the **Crown Land (Reserves) Act 1978** or any corresponding provision of the **Land Act 1958** insofar as they apply to the reserve referred to in these Regulations, are revoked.
6. **Definitions**

In these Regulations—

“Act” means the **Crown Land (Reserves) Act 1978**;

“appointed person” means an officer or employee of the Committee appointed in writing by the Committee as an appointed person for the purposes of these Regulations;

“Committee” means the committee of management appointed to manage the reserve under section 14 of the Act;

“parking area” means any area set aside and designated as such by the Committee from time to time;

“permit” means any authority, approval, consent, permission, receipt or ticket given, granted or issued by the Committee in accordance with these Regulations;

“reserve” means the Crown land being Crown Allotments 18 and 18F, Section D and Crown Allotment 2008, City of South Melbourne, Parish of Melbourne South, temporarily reserved for cultural, recreational and educational purposes by Orders in Council dated 22 July 1997 and 29 October 2002 and notices in the Government Gazettes of 24 July 1997 page 1898 and 31 October 2002 page 2934.
7. **Application of Regulations**
  - (1) These Regulations do not apply to any of the following persons when acting in the course of that person’s duties:
    - (a) a member of the Committee;
    - (b) an appointed person;
    - (c) any other officer or employee of the Committee.

- (2) A person acting in accordance with a lease, licence, tenancy or permit granted or issued under the Act over land in the reserve is not subject to these Regulations, to the extent that the activities authorised by that lease, licence, tenancy or permit are inconsistent with these Regulations.

**PART 2 – POWERS OF COMMITTEE**

**8. Issuing, compliance, production and cancellation of permits**

- (1) The Committee may issue a permit or permits for the use of the reserve or any part thereof or any structures or facilities thereon.
- (2) A permit issued under sub-regulation (1) authorises the holder to enter and use the reserve –
- (a) for the purpose specified in the permit; and
  - (b) for the period specified in the permit; and
  - (c) subject to any terms, fees and conditions in respect of that entry or use determined by the Committee from time to time either generally or in a particular case and specified in the permit.
- (3) The holder of any permit must comply with any terms and conditions of that permit.
- (4) The Committee or an appointed person may cancel a permit at any time:–
- (a) if the holder of the permit has breached the conditions of the permit or breached these Regulations; or
  - (b) if the continuation of the permit is likely to be detrimental to, or interfere with the management and protection of the reserve or visitors therein.
- (5) Upon cancellation of a permit under sub-regulation (4), the Committee or an appointed person must cause the holder of the permit to be notified in writing of the cancellation of the permit within a reasonable time after the cancellation.
- (6) A person who holds a permit issued under this Part must produce the permit for inspection when requested to do so by the Committee or appointed person.

**9. Fees and charges**

- (1) The reserve is open to the public free of charge except as otherwise determined by the Committee in accordance with sub-regulation (2).
- (2) The Committee may determine such reasonable fees or charges that it considers necessary for entry to the reserve or for the use of improvements, services or facilities in the reserve.
- (3) If the Committee has determined that a fee or charge is payable for entry to the reserve or for the use of improvements, services or facilities in the reserve under sub-regulation (2), the Committee must cause notices to be displayed in such a place and manner that the particulars are reasonably likely to be seen by persons about to enter the reserve or use the improvements, services or facilities in the reserve, indicating the fee payable for entry to the reserve or use of the improvements, services or facilities in the reserve.
- (4) A person must not enter the reserve or use the improvements, services or facilities within the reserve without paying the appropriate fees or charges, if any, determined by the Committee under sub-regulation (2).

Dated 5 October 2005

DAVID HEALE,  
Acting Director,  
Crown Land Management in the  
Department of Sustainability and Environment  
as the authorised delegate of the  
Minister for Planning, the Hon. Rob Hulls, MP



**Geographic Place Names Act 1998****NOTICE OF INTENTION TO REGISTER A GEOGRAPHIC NAME**

The Registrar of Geographic Names hereby gives notice of intention to register the undermentioned place name(s). Any objections to the proposal should be made in writing (stating the reasons therefore) and lodged with the Registrar within 30 days of publication of this notice. If no objections are lodged within this period, the proposed name becomes the official name and will be registered in the Register of Geographic Names.

<b>File No.</b>	<b>Naming Authority</b>	<b>Place Name</b>	<b>Location</b>
LA/12/0053	Melton Shire Council	Burnside, Burnside Heights, Caroline Springs, Exford, Parwan.	As on version 4.3 of the plan showing the suburb 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

**Water Act 1989**EAST GIPPSLAND CATCHMENT MANAGEMENT AUTHORITY  
WEST GIPPSLAND CATCHMENT MANAGEMENT AUTHORITY

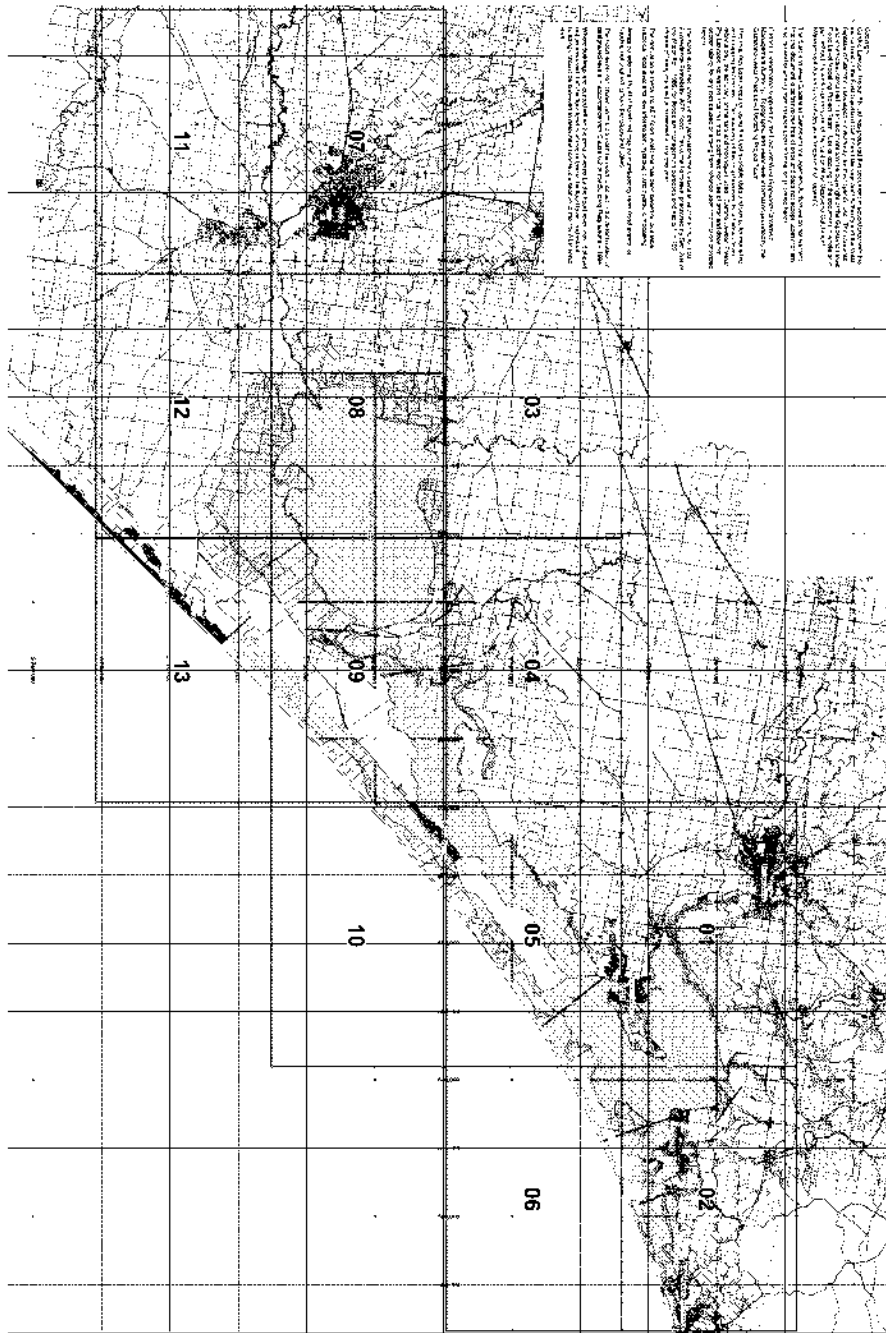
## Declaration of Flood Levels

Pursuant to section 203 of the **Water Act 1989**, notice is hereby given that the East and West Gippsland Catchment Management Authorities intend to revise existing flood levels for the Gippsland Lakes as shown on Plan No. LJ5481. These revised flood levels will be used for planning and building purposes and are based on the Authorities' best estimate of a flood event which has a probability of occurrence of 1% in any one year.

The information has been derived from the Gippsland Lakes Flood Level Modelling Project undertaken for the East and West Gippsland Catchment Management Authorities by the Centre for Environmental Applied Hydrology, University of Melbourne.

The flood level plan (LJ5481) and associated report are available for inspection at the offices of the East Gippsland Catchment Management Authority, 574 Main Street, Bairnsdale and the West Gippsland Catchment Management Authority, 16 Hotham Street, Traralgon.

Prior to declaring revised flood levels for the Gippsland Lakes, any person may, within 6 weeks of the date of publication of this notice, make a submission regarding the proposed declaration. Written submissions should be marked 'Declaration Submission' and be addressed to the Chief Executive Officer, West Gippsland Catchment Management Authority, PO Box 1374, Traralgon 3844. Interested persons may visit the Authority's website ([www.wgcma.vic.gov.au](http://www.wgcma.vic.gov.au)) for further information or contact Mr Brad Henderson on (03) 5175 7800 prior to the closing date for submissions.



GRAEME DEAR  
Chief Executive Officer  
East Gippsland CMA  
GEOFF HOCKING  
Chief Executive Officer  
West Gippsland CMA

**Physiotherapists Registration Act 1998**

## PHYSIOTHERAPISTS REGISTRATION BOARD OF VICTORIA

## Fees Payable to the Board

In accordance with Section 85(1)(c) of the **Physiotherapists Registration Act 1998** the Board has fixed the following fees which will be payable to the Board from 1 December 2005:

<b>Fee</b>	<b>2006</b>
	<b>\$</b>
General registration	150.00
General registration for a period less than 3 months	50.00
Specific registration	150.00
Specific registration for a period less than 3 months	50.00
Limited registration	200.00
Endorsement of registration	
Division 1	160.00
Division 2	210.00
Division 3	210.00
Renewal of registration by mail	110.00
Renewal of registration via internet	99.00
Additional renewal fee	40.00
Restoration of registration	160.00
Copy of register	50.00
Copy of register on computer disk	40.00
Extract from register	25.00
Issue of Replacement Certificate	50.00
Issue of Duplicate Annual Practising Certificate	25.00

Dated 6 October 2005

M. E. STRICKLAND  
Registrar

**Veterinary Practice Act 1997**

## ENDORSEMENT OF REGISTRATION AS A SPECIALIST PRACTITIONER

Under Section 8 of the **Veterinary Practice Act 1997**, the following veterinary practitioners have been granted endorsement of registration as a specialist practitioner since 1 September 2005 by the Veterinary Practitioners Registration Board of Victoria.

<i>SPEC NO</i>	<i>NAME</i>	<i>SPECIALISATION</i>
85	WATTS, John Robert	Veterinary Reproduction – Small Animal
86	SNELLING, Samuel Robert	Veterinary Surgery – Small Animal

Dated 6 October 2005

M. B. WILSON  
Registrar  
Veterinary Practitioners Registration Board of Victoria

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

## Notice of Approval of Amendment

## Amendment C 75

The Minister for Planning has approved Amendment C75 to the Ballarat Planning Scheme.

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

The Amendment:

- (a) modifies the Municipal Strategic Statement Clause 21.06 and Local Planning Policy Clause 22.03 to make these consistent with the recommendations of the Ballarat Retail Development Strategy 2003 and introduces this strategy in Clause 21.08 as a reference document in the Ballarat Planning Scheme;
- (b) rezones part of land at 922 and all of land at 924 and 926 Howitt Street from the Residential 1 Zone to the Mixed Use Zone; and
- (c) rezones land in the area bounded by Albert Street, Rubicon Street, Yarrowee Street and Bala Street, Sebastopol from the Residential 1 Zone to the 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, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Ballarat City Council, Armstrong Street South, Ballarat.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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

## Notice of Approval of Amendment

## Amendment C78

The Minister for Planning has approved Amendment C78 to the Brimbank Planning Scheme.

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

The Amendment rezones part of land bounded by Robinsons Road, Middle Road, Mt Derrimut Road and Boundary Road, Derrimut from Rural Zone to Industrial 1 Zone, replaces an existing Development Plan Overlay Schedule which covers part of the land, introduces a new Development Plan Overlay to apply to the remainder of the land, and deletes the existing South West Non-Urban Land Policy at Clause 22.02.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Brimbank City Council, Keilor Office, Old Calder Highway, Keilor; and Sunshine Customer Service Centre, 301 Hampshire Road, Sunshine.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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

## Notice of Approval of Amendment

## Amendment C33

The Minister for Planning has approved Amendment C33 to the Campaspe Planning Scheme.

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

The Amendment:

- rezones 44 hectares of land north of Mathesons Road between the Northern Highway and the Campaspe River in Echuca known as Crown Allotments 49 (part) and 50 (part), Parish of Wharparilla, Lots 1 and 2 in PS 426710S, Lots 1 and 2 in LP 140074, Lot 1 in LP 132163, Lot 1 in LP 132164 and Lot 1 in LP 119444 from part Rural Zone (RUZ) and part Environmental Rural Zone (ERZ) to Low Density Residential Zone (LDRZ); and
- applies a new Development Plan Overlay, Schedule 6 to the land described above.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; Department of Sustainability and Environment, North West Region, 1 Taylor Street, Epsom; and at the offices of the Campaspe Shire Council, corner of Hare and Heygarth Street, Echuca.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

MILDURA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C31

The Minister for Planning has approved Amendment C31 to the Mildura Planning Scheme.

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

The Amendment:

- rezones land at 126 Commercial Street, Merbein to Residential 1;
- rezones land at 128–130 Commercial Street, Merbein to Special Use, Schedule 1;
- replaces the existing Green Wedge A Zone and Schedule with the correct versions of the Rural Conservation Zone and Schedule; and
- replaces the Schedule to clause 61.01–61.04 with the correct version.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; Department of Sustainability and Environment, North West Region, 1 Taylor Street, Epsom; and at the offices of the Mildura Rural City Council, 108–116 Madden Avenue, Mildura.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**ORDERS IN COUNCIL**

**Financial Management Act 1994**

DECLARATION OF PUBLIC AUTHORITIES  
AS LEVIABLE AUTHORITIES

Order in Council

The Governor in Council under section 40M(2) of the **Financial Management Act 1994** (the Act) declares each of the following public authorities within the meaning of the **Treasury Corporation of Victoria Act 1992** to be leviable authorities for the purposes of Part 6C of the Act:

- Fed Square Pty Ltd; and
- Wannon Region Water Authority.

Order takes effect on date of Gazettal.

Dated 11 October 2005

JOHN BRUMBY MP  
Treasurer

RUTH LEACH  
Clerk of the Executive Council

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

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

126. *Statutory Rule:* Road Safety (General) (Heavy Vehicle Safety) Regulations 2005  
*Authorising Act:* Road Safety Act 1986  
*Date of making:* 11 October 2005
127. *Statutory Rule:* Mental Health (Amendment) Regulations 2005  
*Authorising Act:* Mental Health Act 1986  
*Date of making:* 11 October 2005
128. *Statutory Rule:* Public Transport Competition (Fees) Regulations 2005  
*Authorising Act:* Public Transport Competition Act 1995  
*Date of making:* 11 October 2005
129. *Statutory Rule:* Road Safety (Road Rules) (Amendment) Regulations 2005  
*Authorising Act:* Road Safety Act 1986  
*Date of making:* 11 October 2005

**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:

122. *Statutory Rule:* Agricultural and Veterinary Chemicals (Control of Use) (Fertilisers) Regulations 2005  
*Authorising Act:* Agricultural and Veterinary Chemicals (Control of Use) Act 1992  
*Date first obtainable:* 11 October 2005  
*Code A*
123. *Statutory Rule:* Fisheries (Miscellaneous Amendments) Regulations 2005  
*Authorising Act:* Fisheries Act 1995  
*Date first obtainable:* 11 October 2005  
*Code A*
124. *Statutory Rule:* Firearms (Amendment) Regulations 2005  
*Authorising Act:* Firearms Act 1996  
*Date first obtainable:* 11 October 2005  
*Code A*

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