



Victoria Government Gazette

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GENERAL

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As from 1 December 2005

The last Special Gazette was No. 242 dated 30 November 2005.

The last Periodical Gazette was No. 2 Vols. 1 & 2 dated 28 October 2005.

How To Submit Copy

- See our webpage www.craftpress.com.au
 - or contact our office on 9642 5808
between 8.30 am and 5.30 pm Monday to Friday
-

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

- 1 Treasury Place, Melbourne (behind the Old Treasury Building), and
 - Craftsman Press Pty Ltd, 125 Highbury Road, Burwood 3125
(front of building).
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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
CHRISTMAS WEEK (Sunday 25 December 2005)**

Please Note:

The Victoria Government Gazette for Christmas week (G51/05) will be published on **Thursday 22 December 2005**.

Copy deadlines:

Private Advertisements **9.30 am on Monday 19 December 2005**

Government and Outer
Budget Sector Agencies Notices **9.30 am on Tuesday 20 December 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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
WEEK ENDING Saturday 31 December 2005**

Please Note:

The Victoria Government Gazette for week ending 31 December 2005 (G52/05) will be published on **Thursday 29 December 2005**.

Copy deadlines:

Private Advertisements **9.30 am on Thursday 22 December 2005**

Government and Outer
Budget Sector Agencies Notices **9.30 am on Friday 23 December 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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
NEW YEAR WEEK 2006**

Please Note:

The Victoria Government Gazette for New Year week (G1/06) will be published on **Thursday 5 January 2006**.

Copy deadlines:

Private Advertisements **9.30 am on Friday 30 December 2005**

Government and Outer
Budget Sector Agencies Notices **9.30 am on Tuesday 3 January 2006**

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

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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Email: gazette@craftpress.com.au
Website: www.craftpress.com.au/gazette

JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS**DISSOLUTION OF PARTNERSHIP**

Take note that the partnership that formerly existed between Kyeema Richards and Lisa Ayer/Marmaras in the conduct of business of Nu-Leaf has been amicably dissolved effective 27 November 2005.

Re: LESLIE JAMES McCARTHY, late of 2 Mein Street, Springvale, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 November 2003, are required by the trustee, Jeannine Gent of 315 East Street, Rockhampton, Queensland, to send particulars to her care of the undermentioned solicitors by 3 February 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

AITKEN WALKER & STRACHAN, solicitors,
1st Floor, 114 William Street, Melbourne 3000.

Re: ROBERT KISSELL McHUTCHISON, late of Unit 3, 6 Francis Street, Clayton, Victoria, retired quality controller, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 September 2005, are required by the trustee, Betty Joan Woodruff, C/- Borchard and Moore, 44 Douglas Street, Noble Park, Victoria, home duties, to send particulars to the trustee by 13 February 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: HENDRICUS THEODORUS CHRISTIANUS VAN DE LOOP, also known as HARRY VAN DE LOOP, late of 18 Crawford Road, Clarinda, Victoria, storeman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 July 2005, are required by the trustees, Darryn Shayne Van De Loop and

Kerrie Joanne Hubble, C/- Borchard and Moore, 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustees by 17 February 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: Estate of FLORENCE JEAN MEADOWS.

Creditors, next-of-kin or others having claims in respect of the estate of FLORENCE JEAN MEADOWS, late of 27 Lakeview Street, Boort in the state of Victoria, retired nurse, deceased, who died on 30 September 2005, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners by 17 February 2006, after which the executors will distribute the assets having regard only to the claims of which they then have notice.

DWYER MAHON & ROBERTSON, legal practitioners, Beveridge Dome,
194–208 Beveridge Street, Swan Hill.

Re: Estate of ROBERT JOHN REID.

Creditors, next-of-kin or others having claims in respect of the estate of ROBERT JOHN REID, late of 6 Simpson Street, Birchip in the state of Victoria, retired farmer, deceased, who died on 28 October 2005, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners by 10 February 2006, after which the executor will distribute the assets having regard only to the claims of which he then has notice.

DWYER MAHON & ROBERTSON, legal practitioners,
Beveridge Dome, 194–208 Beveridge Street,
Swan Hill.

GWENDOLINE ANNIE BURROWS, late of Unit 80, Ridge Road, Balmoral Gardens, Wantirna South, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 February 2005, are required by

the personal representatives, Lynette Harding and Sandra Ross, to send particulars to them, care of the undermentioned solicitors by 10 February 2006, 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.

LEONARD HARRY REICHENAU, late of 58 Cresta Street, Leopold, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 May 2005, are required by the personal representative, Rhonda Faye Reichenau, to send particulars of their claims to her care of the undermentioned solicitors by 20 February 2006, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

Creditors, next-of-kin and others who have claims in respect of the estate of MAVIS MAUD BIRCHALL, late of Lakes Entrance Aged Care Facility, Alexandra Avenue, Lakes Entrance in the state of Victoria, deceased, who died on 6 August 2005, are to send particulars of their claim to the administrators, care of Engel and Partners Pty, of 109 Main Street, Bairnsdale by 1 March 2006, after which date it will distribute the assets having regard only to the claims of which it then has notice.

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

Re: DESMOND ERIC WEST, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of DESMOND ERIC WEST, late of Unit 19, 2 Manningtree Road, Hawthorn, Victoria, retired, deceased, who died on 6 September 2005, are to send particulars of their claims to the executors, care of the undermentioned solicitors by 3 February 2006, after which date the executors will distribute the assets, having regard only to the claims of which they then have notice.

E. P. JOHNSON & DAVIES, solicitors,
52 Collins Street, Melbourne 3000.

Re: FREDERICK NOTTING, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 August 2005, are required by the trustees, Nancy Mary Notting, Harvey Rex Notting and Jan Marie Notting, to send particulars to them, care of the undersigned by 9 February 2006, 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.

Re: MARJORIE THOMPSON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 September 2005, are required by the trustees, June Elizabeth Dennis, Lois Joy Kentish, Malcolm Leighton Thompson and Michelle Kathleen Oliver, to send particulars to them, care of the undersigned by 9 February 2006, 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.

Re: ROBYN JENNIFER JENKINS, late of 21 Macquarie Street, Williamstown, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 June 2005, are required by the trustee, Melinda Haouli, in the Will called Melinda Hauli, of 27 Ferguson Street, Williamstown, small business owner, to send particulars to the trustee by 17 February 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

GAVAN J. BLACK, solicitors,
27 Ferguson Street, Williamstown 3016.

Re: STANLEY OSWALD HAWKINS, late of 22B Church Street, Beaumaris, Victoria, retired manager, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 August 2005, are required by the trustee, Pamela Maree Hawkins, in the Will called Pamela Marie Hawkins, care of G. R. Herbert and Co., to send particulars to the trustee by 10 February 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: JEAN HAMMOND, late of 57 Beauchamp Street, Preston, Victoria 3072, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 November 2004, are required by the trustee, Colin Donald McIntosh of 38 Fairway Court, Ballarat North, Victoria, to send particulars to the trustee by 31 January 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

GRAY & GRAY, solicitors,
188 High Street, Northcote 3070.

Re: VICTORIA MARY McDONALD, late of 16 Herlihs Road, Lower Templestowe, Victoria, but formerly of 14 Grice Avenue, Rushall Park, Fitzroy North, gentlewoman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 July 2005, are required by the trustees, Anne Marie Maclean of 239 Hunts Lane, Steele Creek, Victoria, vigneron, niece, and Liz Richardson of 32 Tadema Crescent, Eltham, Victoria, nurse, niece, to send particulars to the trustees by 31 January 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

GRAY & GRAY, solicitors,
188 High Street, Northcote 3070.

Re: RUBY ADELE LAMONT, late of 5/11 Albany Road, Toorak, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 June 2005, are required by the trustees, Sheila Anne Adele Lamont-Stacey, Graham D'Arcy Manning and Philip John Harrington, all care Suite 31, Level 3, 456 St Kilda Road, Melbourne 3004, in the said state, to send particulars to the trustees by 15 February 2006, after which date the trustees may convey or distribute the assets having regard only to the claims of which the trustees then have notice.

HALL & WILCOX, solicitors,
Level 30, 600 Bourke Street, Melbourne.

Re: URSULA JANE SMITH, late of 48 Station Place, Sunshine, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 April 2005, are required by the trustees and administrators, Sydney Hosking Smith of 47 DeLisle Street, Sunbury, Victoria, retired, and Jeanette Mary Kip of 38 Powell Drive, Hoppers Crossing, Victoria, librarian, to send their particulars to them at the address appearing below by 16 February 2006, after which date the trustees and administrators 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 JEAN JESSIE HAIR, late of Narracan Gardens, Amaroo Way, Newborough, Victoria, home duties, deceased, who died on 11 November 2005, are to send their claims to the trustee, Robin McDonald Hair of 140 Caringbah Road, Caringbah, New South Wales, care of the belowmentioned solicitors, by 29 January 2006, 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.

Re: DELIA WEBER, late of Ashby Hostel, 25–31 Ashford Street, Templestowe Lower, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 August 2005, are required by the trustee, Perpetual Trustees Victoria Limited of 360 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 30 January 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MADDOCKS, lawyers,
140 William Street, Melbourne 3000.

Re: HONORA MATILDA BAILES, late of 1B Coral Road, Mornington, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 October 2005, are required by the trustee, Paul John Watkins of 315 Ferntree Gully Road, Mount Waverley, Victoria, legal practitioner, to send particulars to the trustee by 1 February 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: Estate of GWENNYTH ENIS BEATTIE.

Creditors, next-of-kin or others having claims in respect of the estate of GWENNYTH ENIS BEATTIE, late of Eden Terrace Hostel, 65A Glasgow Avenue, Reservoir 3073, clerk, deceased, who died on 4 July 2005, are to send particulars of their claims to the executor, Trust Company of Australia Limited of 151 Rathdowne Street, Carlton, care of the undermentioned solicitors by 1 February 2006, after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

McMAHONS NATIONAL LAWYERS,
Level 39, 600 Bourke Street, Melbourne 3000.

MAXWELL JOHN BARNES, late of 137 Church Street, Coleraine in the state of Victoria, mechanic, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 September 2004, are required by the trustee and personal representative, Peter David Barnes of 420 Tourist Drive, Tanawha, Queensland 4556, to send particulars to him, C/– Melville Orton and Lewis, 66 Thompson Street, Hamilton 3300, by 6 February 2006, after which date the trustee and personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.

MELVILLE ORTON & LEWIS, solicitors,
66 Thompson Street, Hamilton 3300.

EDWARD FREDERICK IVES, late of 2 Trevalyn Court, Airport West, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 15 October 2005, are to send particulars of their claims to the executor, Nicholas James Galante, care of the undermentioned solicitors by 31 January 2006, after which date the said executor will distribute the assets having regard only to the claims of which he then has notice.

O'BRIEN & GALANTE, solicitors,
27 Norwood Crescent, Moonee Ponds.

Re: CATHERINE FRANCES LANGDON, late of Kara Court Nursing Home, North Western Road, St Arnaud, Victoria, but formerly of 71 McMahan Street, St Arnaud, Victoria, spinster, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 May 2004, are required by the personal representative, Gregory Bernard Langdon, C/– Radford Legal, 14 Napier Street, St Arnaud 3478, to send particulars by 21 February 2006, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

RADFORD LEGAL, barristers and solicitors,
14 Napier Street, St Arnaud 3478.

Re: BARRY HORWILL PAYNE, late of Daniels Lane, Mia Mia, Victoria, but formerly of RMB 5198, St Arnaud, Victoria, farm labourer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 May 2005, are required by the personal representative, Wendy Margaret Hulls, C/- Radford Legal of 14 Napier Street, St Arnaud 3478, to send particulars by 21 May 2006, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which they then have notice.

RADFORD LEGAL, barristers and solicitors,
14 Napier Street, St Arnaud 3478.

Re: GEOFFREY LEONARD STUART, late of 16 Peel Street, Charlton, Victoria, forklift driver, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, GEOFFREY LEONARD STUART, who died on 1 June 2005, are required by the personal representative, Jason Allan Stuart, C/- Radford Legal of 14 Napier Street, St Arnaud, to send particulars by 16 May 2006, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which they then have notice.

RADFORD LEGAL, barristers and solicitors,
14 Napier Street, St Arnaud 3478.

Re: LILLIAN JEAN WILLS, late of Kara Court Nursing Home, St Arnaud, Victoria, but formerly of Coates Hostel, St Arnaud, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, LILLIAN JEAN WILLS, who died on 30 June 2005, are required by the personal representative, Laurel Rosalie McLennan, C/- Radford Legal of 14 Napier Street, St Arnaud, to send particulars by 16 May 2006, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which they then have notice.

RADFORD LEGAL, barristers and solicitors,
14 Napier Street, St Arnaud 3478.

Re: HELGI NIRK, deceased.

Creditors, next-of-kin and others having claims against the estate of HELGI NIRK, late of 31 Sherbrooke Road, Sherbrooke, Victoria, agricultural scientist, who died on 29 August 2005, are required by the executors, Hector Mesilane and Gertrude Mesilane, to send particulars of their claims, C/- the undermentioned solicitors, by 10 February 2006, after which date the executors will distribute the assets having regard only to the claims of which they then have notice.

ROY JAFFIT, ROCHMAN & CO., solicitors,
Level 1, 141 Chapel Street, St Kilda 3182.

Re: CARMELA CARBONE, late of 9 Palmerston Grove, Oakleigh, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 July 2005, are required by the trustees, Giuseppe Carbone and Angela Carbone, to send particulars to the trustees, care of the undersigned by 31 January 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

RUSSO PELLICANO CARLEI, solicitors,
43 Atherton Road, Oakleigh, Victoria 3166.

Re: KENNETH GEORGE THOMPSON, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of KENNETH GEORGE THOMPSON, deceased, late of Joan Pinder Nursing Home, who died on 12 February 2005, are to send particulars of their claim to Ludivina Thompson, Dana Irene Thompson and Glen Joseph Thompson, the executors, care of the undermentioned solicitors, by 1 February 2006, after which date the executors will distribute the assets, having regard only to the claims of which the executors then have notice.

TAYLOR WHELAN & WHELAN, solicitors,
13 View Point, Bendigo.
Phone: (03) 5441 8766

FRANK MAXWELL KELLY, deceased.

Creditors, next-of-kin and others having claims against the estate of FRANK MAXWELL KELLY, late of Anzac Hostel, 21 Downes Avenue, Brighton, Victoria, retired, deceased, who died on 30 June 2005, are required to send particulars of their claims to the executor, care of the undermentioned solicitor by 10 February 2006, after which date the executor will proceed to distribute the assets having regard only to the claims of which she shall then have had notice.

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

Re: LILLIAN MURIEL ISOBEL BARKLA, late of Burwood Hill Private Nursing Home, 14–16 Edwards Street, Burwood, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 September 2005, are required by the executor, John Graham Barkla, to send particulars to the executor care of the undermentioned solicitors by 5 February 2006, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor has notice.

W. CAREW HARDHAM & GARTLAN,
solicitors,
974 Main Road, Eltham 3095.

Re: VALDA NORMAN, late of 23 Harding Street, Coburg, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 July 2005, are required to send particulars of their claims to the executor, care of GPO Box 1946, Melbourne 3001, by 10 February 2006, after which date the executor may convey or distribute the assets, having regard only to the claims of which she may then have notice.

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

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
AMERICAN HOME ASSURANCE COMPANY			
\$			
Christopher Murray, 3 Neeworra Road, Northbridge, NSW	567.33	Cheque	26/11/02
W. Greenway, 5/16 Richard Avenue, Claremont, WA	526.00	"	07/02/03
Tony Stuart, PO Box 63, Mascot, NSW	685.71	"	16/01/03
Peter Ross. c/- Stirling North Primary School, Beckman Street, Stirling North, SA	465.00	"	07/08/03
Stella Sze-Tai Wong, 16/17A Cooper Park Road, Bellevue Hill, NSW	566.33	"	15/09/03
Darren Mason, Unit 2, 99 Stafford Road, Kenwick, WA	1,041.55	"	16/04/03
Rebecca Persic, 7/40 Markham Way, Balga, WA	355.30	"	23/12/03
Brooke Lancaster, 463 Bunya Highway, Dalby, Qld	250.00	"	"
Gerard Buist, Unit 14, 195–197 Willarong Road, Caringbah, NSW	1,084.70	"	29/01/04
Annie McKelvie, 15 Celandine Street, Shailer Park, Qld	351.14	"	13/02/03
Sydney Water Corporation, PO Box A53, Sydney South, NSW	750.00	"	13/01/04

05289

CONTACT: ELIZABETH PALMIERI, PHONE: (03) 9522 4736.

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
B.T.E. FLYNN MURONE & CO. BARRISTERS & SOLICITORS			
\$			
Estate of Dorothy Mary Sullivan, the administratrix of Eva Maude Mitchell, Attention: June Mary Charleston and Nola Frances Mitchell, 28 Hardwick Street, Coburg	60,771.14	Cheque	21/08/96

05285

CONTACT: BRIAN FLYNN, PHONE: (03) 9350 1311.

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
SCAPE ENTERTAINMENT PTY LTD			
	\$		
Frank Losinno, 30 Cleary Court, Clayton	406.65	Cheque	10/04/01
Mark Reid, 114 Guildford Street, Surrey Hills	275.62	"	07/09/01
Roger Wain, 138A Greville Street, Chatswood, NSW	252.52	"	"
International Pixel Media Pty Ltd, 86/152 Bulwara Road, Pyrmont, NSW	3,872.00	"	27/08/02

05282

CONTACT: STUART WHITEHEAD, PHONE: (03) 8623 3356.

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
FILM VICTORIA – SQUIZZY TAYLOR MARKETING ACCOUNT			
	\$		
Cleland J. S., Spring Valley, Patrons Road, Macclesfield	360.22	Cheque	15/09/95
Hayes K. A., 74 William Street Mount Walverley	720.43	"	"
Pratten F. A., C/- McNall & Hordern, GPO Box 87 or 883 Sydney, NSW	1,440.87	"	"
Roberts J. K., 10 White Close, Wahroonga, NSW	360.22	"	"
Saddington D. L., 71 Macquarie Street, Merewether, NSW	720.43	"	"
Arnott - Smith B. R., C/- McNall & Hordern, GPO Box 87 or 883 Sydney, NSW	1,440.87	"	"
Blashki T. G., 105 Balaclava Road, North Caulfield	720.43	"	"
Nieman E. H., 52 Mathowra Road, Toorak	1,440.87	"	"
Rosen P. A., 5 Rasmussen Drive, Templestowe	720.43	"	"
Leggett K. C., 5 Gould Street, North Balwyn	720.43	"	"
Percival G. O., 610 Melak Street, Karratha, WA	720.43	"	"
Wilson G. J., 190 Croudace Street New Lambton, NSW	2,161.30	"	"

Yee R., C/- D. & D. Tolhurst, 275 George Street, Sydney, NSW	1,440.87	"	"
Johnstone T. M., 24 Melbourne Avenue, Deakin, ACT	720.43	"	"
Cant P. D., C/- Bloomfield Collieries Pty Ltd, PO Box 4, East Maitland, NSW	720.43	"	"
Mottershead L. G., 2/14 Trafalgar Street, Brighton Le Sands, NSW 2216	720.43	"	"
Rosengreen R. D., 10 Pitt Street, Parramatta, NSW	360.22	"	"
Bailey A. G., 249 Hunter Street Newcastle, NSW	720.43	"	"
Burnet J. L., 9 Lucifer Court, Templestowe	144.09	"	"
Himing G. F., Tocumwal-Benalla Road, Koonoomoo (via Cobram)	720.43	"	"
Hutchinson D., C/- Lloyds International Ltd, PO Box 249, Melbourne	720.43	"	"
Lamble J. A., C/- McNall & Hordern, GPO Box 87 or 883 Sydney, NSW	1,440.87	"	"
Saunders C., 3 Yeovil Road, Burwood	720.43	"	"
Steele A. W., 25 Harcourt Street, Hawthorn East	720.43	"	"
Von Bibra K. D., 63 High Street, Launceston, Tas.	720.43	"	"
Richards E., C/- Diversey Asia Pacific Ltd, 18th floor Caxton House, 1 Duddell Street, Hong Kong	144.09	"	"
Von Bibra K. D., 63 High Street Launceston, Tas.	720.43	"	"
Carlisle T. P., 18 Brinkman Court, Devonport, Tas.	720.43	"	"
Davidson K. W., 32 Wallis Avenue, East Ivanhoe	360.22	"	"
Davidson K. C., 32 Wallis Avenue, East Ivanhoe	360.22	"	"
Edwards T. P., RSD Bundalaguah	720.43	"	"
Phillips S. A., C/- Atkinson Givson, PO Box 367, Burnie, Tas.	1,080.65	"	"
Edwards H. A., RSD Bundalaguah	720.43	"	"

05059

CONTACT: FINANCE OFFICER, PHONE: (03) 9660 3200.

Unclaimed Moneys Act 1962

Register of Unclaimed Moneys held by the —

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description Of Unclaimed Money</i>	<i>Date</i>
			<i>when Amount first became Payable</i>

FILM VICTORIA – SWORD OF HONOUR MARKETING ACCOUNT

\$

Acton C.M., Address unknown	230.00	Cheque	23/02/95
Allen L.M., 167 Finch Street, East Malvern	460.00	"	20/12/94
Asimus D.J., 369 Royal Parade, Parkville	460.00	"	"
B.C. Dean P/L, Darvell Lane, Mount Eliza	1,725.00	"	30/01/95

Bethune F.N., 46 Shelly Street, Elwood	230.00	''	23/02/95
Botting W.S., PO Box 56, Oaklands Park, SA	230.00	''	20/12/94
Bradley F.J., 10/41 The Esplanade, Balmoral Beach, NSW	230.00	''	''
Chan D., 26 Lagonda Drive, Windsor Gardens, SA	460.00	''	''
Dingwall K., 71 Mt Osmond Road, Mt Osmond SA	230.00	''	23/02/95
Drury H.D., 208 Wendooree Parade, Ballarat	230.00	''	''
Elliott E.T., Box 140, Deloraine, Tas	920.00	''	''
Fitzpatrick B.N., 5 Redounau Crescent, Wattle Park, SA	230.00	''	''
Free K., 16 Gap Creek Road, Brookefield, Qld	230.00	''	04/01/95
Garrott D.P., C/- Harvey Bayley, 7th floor, SBT Building Hobart, Tas	690.00	''	''
Harper C.J., 62 Avoca Street, South Yarra	230.00	''	''
Hayes W.H., 260 Cumie Street, Adelaide, SA	260.00	''	31/03/87
Hayward A.S.W., 3/28 Fuller Street, Walkerville SA	230.00	''	04/01/95
Hession R.W., 21 Warwick Street, Newton	1,150.00	''	''
Jamama Nominees, 68 High Street, Kangaroo Flat	460.00	''	''
James D.R., 222 Canterbury Road, Blackburn South	230.00	''	''
Jefferies Investments, 29 Hood Street, Airport West	1,150.00	''	''
Jeffries J.A., 17 Balmerino Avenue, Toorak	230.00	''	''
Lake B.H. , C/- KPM Hungerford, GPO Box 669, Adelaide, SA	230.00	''	''
Lang S.A., 19 Village Lower Road, Vacluse, NSW	345.00	''	''
Lester G., 44 Athelstan Road, Camberwell	230.00	''	''
Lim A.E.S., 34A St Vincent Place North, Albert Park	230.00	''	''
Long F.L., Richardson Street, Garran, ACT	345.00	''	''
McGeorge W.B.S., 1 Stephanie place, North Turrumurra, NSW	230.00	''	''
Morgan T.O., 25 Longstaff Street, East Ivanhoe	230.00	''	''
Nalder G.F., 3 Warragal Road, Turrumurra NSW	230.00	''	''
Niall G.M., 6 Lisbuoy Court, Toorak	230.00	''	''
Plummer J., 10 Virginia Terrace, Thirroul, NSW	230.00	''	''
Pullen B.M., 28 Jacksons Road, Mount Eliza	230.00	''	''
Reid B.G. & T.E., 51 Thornton Crescent, Casuarina, NT	230.00	''	''
Richardson H.L., 26 Terry Avenue, Belgrave	230.00	''	04/01/95
Richardson M., 179 Deepwater Road, Castle Cove, NSW	460.00	''	''
Robb D.A.A., 38 Roseberry Street, Chelmer, Qld	460.00	''	''
Seward J., 18 View Street, Peppermint Grove, WA	230.00	''	''
Springthorpe N.W., 6/716 Orrong Road, Toorak	230.00	''	''
Thomas B.M., 360 Prospect Road, Kilburn, SA	575.00	''	''
Thomson C.J., C/- Thomson Simmons & Co, 101 Pirie Street, Adelaide, SA	230.00	''	''
Walkom M., 11/33 Murphy Street, South Yarra	230.00	''	23/02/95

05058

CONTACT: FINANCE OFFICER, PHONE: (03) 9660 3200.

PROCLAMATIONS

ACTS OF PARLIAMENT

Proclamation

I, Marigold Southey, Lieutenant-Governor of Victoria, as the Governor's deputy, declare that I have today assented in Her Majesty's name to the following Bills:

83/2005	Child Wellbeing and Safety Act 2005
84/2005	Commissioner for Law Enforcement Data Security Act 2005
85/2005	Duties and Land Tax Acts (Amendment) Act 2005
86/2005	Environment Effects (Amendment) Act 2005
87/2005	Investigative, Enforcement and Police Powers Acts (Amendment) Act 2005
88/2005	Land Tax Act 2005
89/2005	Mineral Resources Development (Brown Coal Royalties) Act 2005
90/2005	Mines (Aluminium Agreement) (Brown Coal Royalties) Act 2005
91/2005	Motor Car Traders and Fair Trading Acts (Amendment) Act 2005
92/2005	Racing and Gambling Acts (Amendment) Act 2005
93/2005	Road Safety and Other Acts (Vehicle Impoundment and Other Amendments) Act 2005
94/2005	Superannuation Legislation (Governance Reform) Act 2005
95/2005	Transport Legislation (Further Miscellaneous Amendments) Act 2005

Given under my hand and the seal of Victoria at
Melbourne on 29 November 2005.

MARIGOLD SOUTHEY
Lieutenant-Governor,
as the Governor's Deputy
By His Excellency's Command

STEVE BRACKS MP
Premier

No. 83/2005	(1)	Subject to sub-section (2), this Act comes into operation on a day or days to be proclaimed.
	(2)	If a provision of this Act does not come into operation before 1 October 2007, it comes into operation on that day.
No. 84/2005	(1)	Subject to sub-section (2), this Act comes into operation on a day to be proclaimed.
	(2)	If this Act does not come into operation before 1 July 2006, it comes into operation on that day.
No. 85/2005	(1)	This Act (except section 4 and Part 4) comes into operation on the day after the day on which it receives the Royal Assent.
	(2)	Section 4 is deemed to have come into operation on 15 June 2005.
	(3)	Part 4 comes into operation on 1 January 2006.

-
- No. 86/2005 (1) Subject to sub-section (2), this Act comes into operation on a day to be proclaimed.
- (2) If this Act does not come into operation before 1 January 2007, it comes into operation on that day.
- No. 87/2005 (1) This Act, except Parts 4, 9 and 10, comes into operation on the day after the day on which this Act receives the Royal Assent.
- (2) Parts 4 and 9 come into operation on a day or days to be proclaimed.
- (3) Subject to sub-section (4), Part 10 comes into operation on a day or days to be proclaimed.
- (4) If a provision of Part 10 does not come into operation before 1 July 2006, it comes into operation on that day.
- No. 88/2005 This Act comes into operation on 1 January 2006.
- No. 89/2005 This Act comes into operation on 1 January 2006.
- No. 90/2005 This Act comes into operation on a day to be proclaimed.
- No. 91/2005 (1) Section 1, this section and Part 3 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 referred to in sub-section (2) does not come into operation before 1 December 2006, it comes into operation on that day.
- No. 92/2005 (1) This Act (except sections 3 and 10) comes into operation on the day after the day on which it receives the Royal Assent.
- (2) Section 10 is deemed to have come into operation on 21 December 2004.
- (3) Subject to sub-section (4), section 3 comes into operation on a day to be proclaimed.
- (4) If section 3 does not come into operation before 31 December 2005, it comes into operation on that day.
- No. 93/2005 (1) This Act, except Parts 2 and 3, comes into operation on the day after the day on which it receives the Royal Assent.
- (2) Subject to sub-section (3), Parts 2 and 3 (except section 8) come into operation on a day to be proclaimed.
- (3) If Parts 2 and 3 (except section 8) do not come into operation before 1 July 2006, they come into operation on that day.
- (4) Section 8 comes into operation on the day on which section 3 of the **Children, Youth and Families Act 2005** comes into operation.
- No. 94/2005 This Act comes into operation on 1 December 2005.
- No. 95/2005 (1) This Act, other than Part 4, Division 1 of Part 9 and sections 9, 11, 12, 34, 35 and 40 to 47, comes into operation on the day after the day on which it receives the Royal Assent.
- (2) Part 4, Division 1 of Part 9 and sections 34, 35 and 40 come into operation on a day or days to be proclaimed.
- (3) Sections 9, 11 and 12 come into operation on a day to be proclaimed.
- (4) Sections 41 to 47 come into operation on a day to be proclaimed.
- (5) If a provision referred to in sub-section (2), (3) or (4) does not come into operation before 1 January 2007, it comes into operation on that day.
-

Legal Profession Act 2004

PROCLAMATION OF COMMENCEMENT

I, Marigold Southey, Lieutenant-Governor of Victoria, as the Governor's deputy, with the advice of the Executive Council and under section 1.1.2(1) of the **Legal Profession Act 2004**, fix 12 December 2005 as the day on which the remaining provisions of that Act come into operation.

Given under my hand and the seal of Victoria on 29 November 2005.

MARIGOLD SOUTHEY
Lieutenant-Governor,
as the Governor's Deputy
By His Excellency's Command

ROB HULLS
Attorney-General

**Legal Profession
(Consequential Amendments) Act 2005**

PROCLAMATION OF COMMENCEMENT

I, Marigold Southey, Lieutenant-Governor of Victoria, as the Governor's deputy, with the advice of the Executive Council and under section 2(1) of the **Legal Profession (Consequential Amendments) Act 2005**, fix 12 December 2005 as the day on which that Act comes into operation.

Given under my hand and the seal of Victoria on 29 November 2005.

MARIGOLD SOUTHEY
Lieutenant-Governor,
as the Governor's Deputy
By His Excellency's Command

ROB HULLS
Attorney-General

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

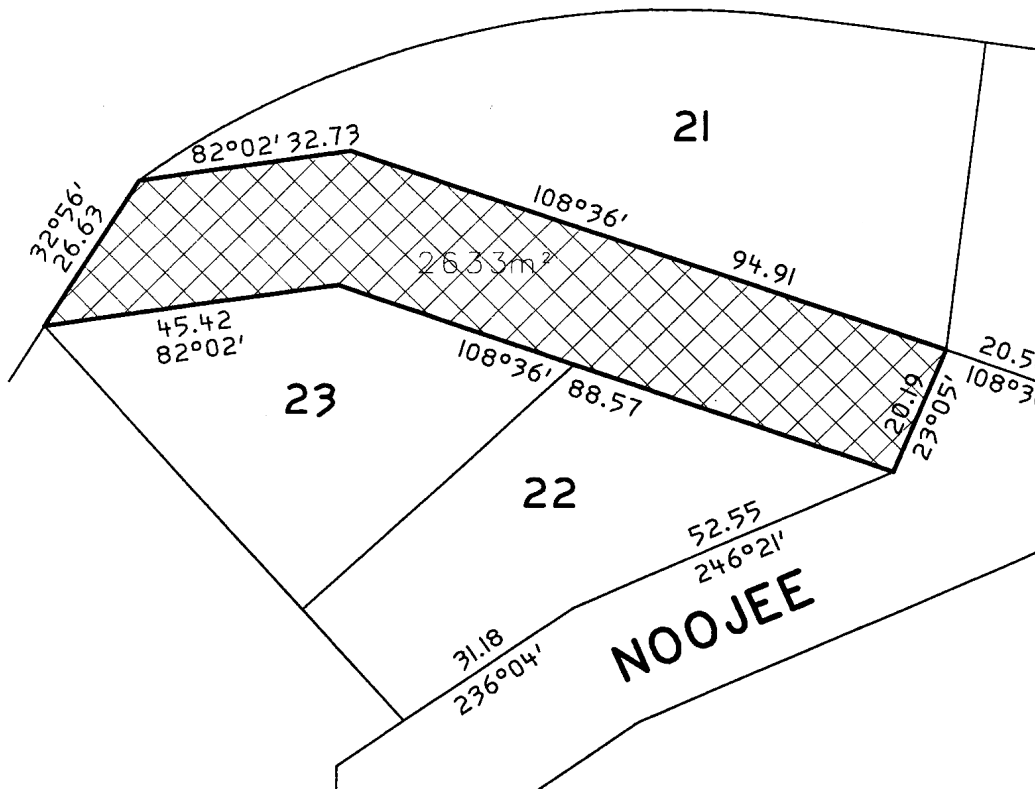


Road Discontinuance

At its meeting on 14 September 2005 and in accordance with the powers set out in clause 3 schedule 10 of the **Local Government Act 1989**, the Baw Baw Shire Council resolved to discontinue the road shown hatched on the plan below.

The road is to be transferred to the abutting landowner.

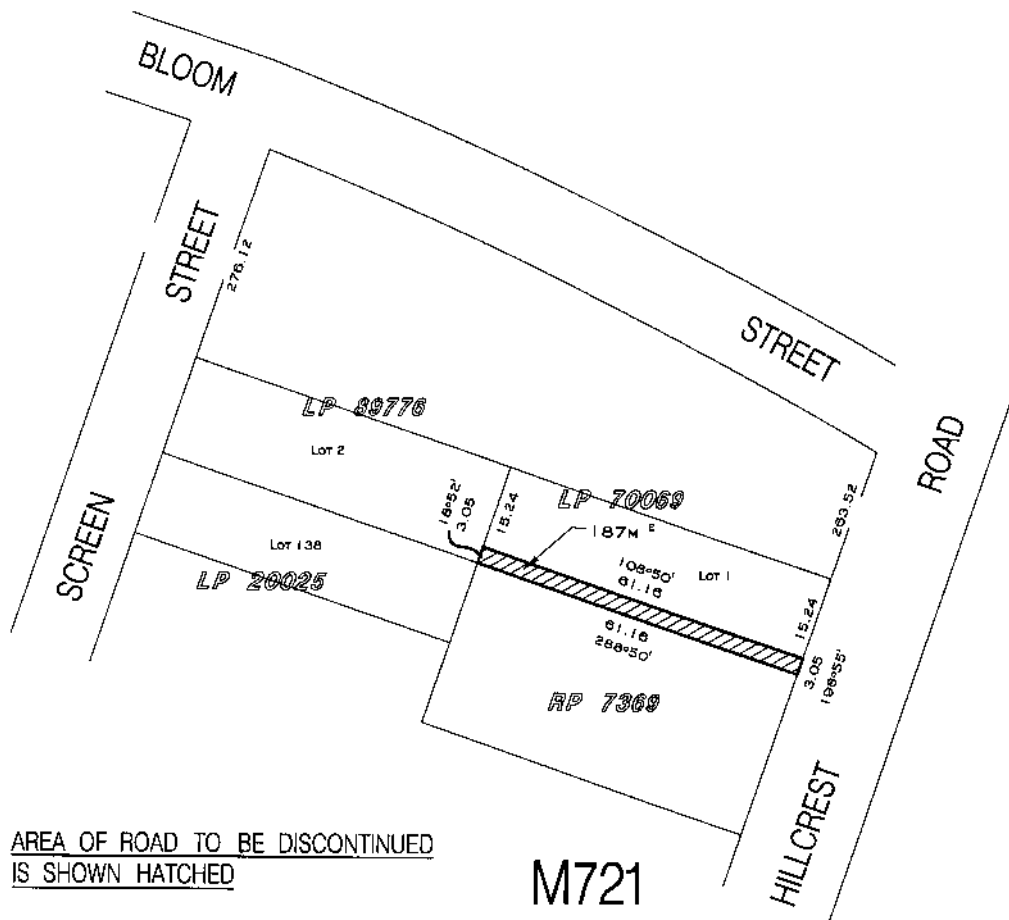
**ROAD TO BE CLOSED
SHOWN CROSS HATCHED**





Road Discontinuance Between 35-37 and 39 Hillcrest Road, Frankston

Notice is hereby given that the Frankston City Council at its ordinary meeting on Monday 21 November 2005, being of the opinion that the road located between 35-37 and 39 Hillcrest Road, Frankston, as shown hatched on Council Plan No. M721, is not required for public use and having complied with the provisions of Clause 3 of Schedule 10 of the **Local Government Act 1989** (The Act) resolved that the said road located between 35-37 and 39 Hillcrest Road be discontinued and be sold by private treaty to the abutting unit owners of 35-37 Hillcrest Road, Frankston.



Frankston City Council and South East Water will continue to have and possess the same power, authority or interest in or in relation to the land shown on the said plan, as it had or possessed prior to the said discontinuance, with respect to or in connection with any pipes laid in, on or over such land for drainage and sewerage purposes and easements will be created in favour of Frankston City Council and South East Water to protect existing services within the land.

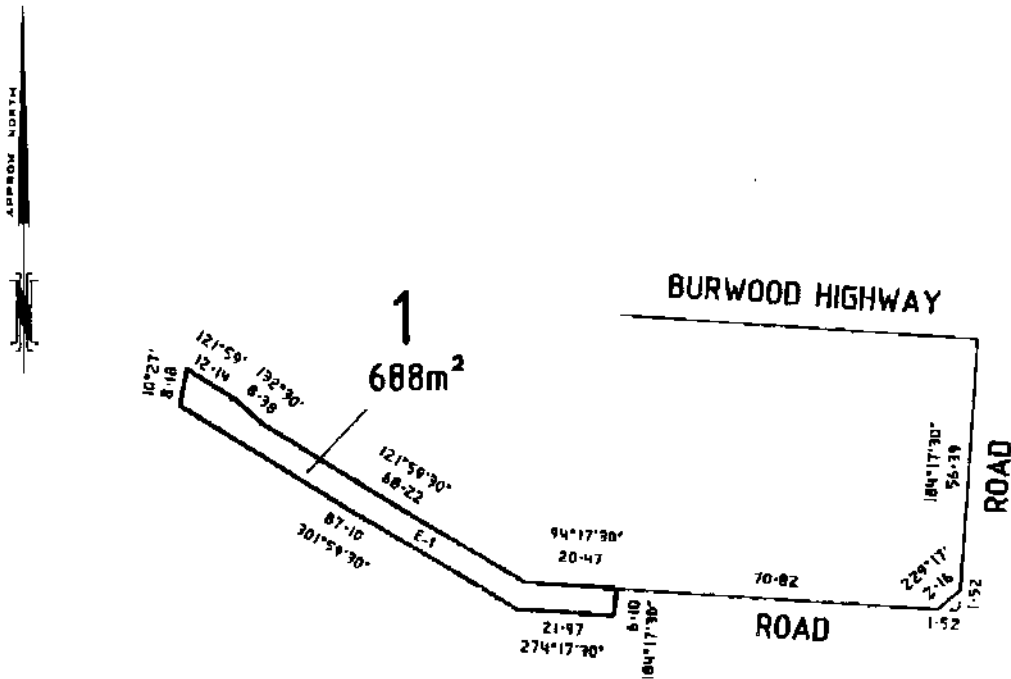
STEVE GAWLER
Chief Executive Officer



Discontinuance of Unconstructed Laneway
Rear of 1164–1172 Burwood Highway, Upper Ferntree Gully

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Knox City Council at its meeting held 25 October 2005, formed the opinion that the unconstructed laneway at the rear of 1164–1172 Burwood Highway, Upper Ferntree Gully, as shown on the plan below, is not reasonably required for public use.

Council has resolved to discontinue the laneway and transfer the land to the adjoining property owners by private treaty subject to any right, power or interest held by Knox City Council and South East Water with respect to, or in conjunction with, any pipes laid or erected under the control of these authorities in or near this land.

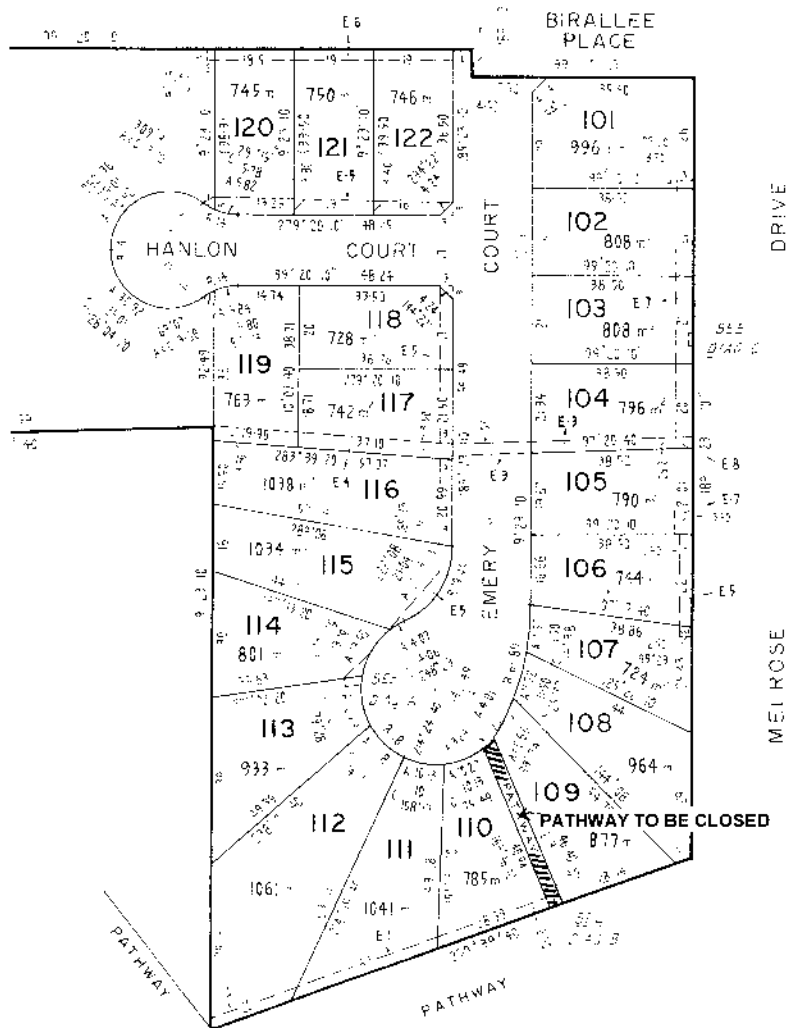


GRAEME EMONSON
 Chief Executive Officer

WODONGA CITY COUNCIL

Road Discontinuance – Laneway off Emery Court

Wodonga City Council, having complied with the provisions of Sections 206, 223 and Clause 3 of Schedule 10 of the **Local Government Act 1989**, at its meeting of 21 November 2005 resolved to discontinue the laneway shown hatched on the plan below.



PETER MARSHALL
Chief Executive Officer

BAYSIDE CITY COUNCIL

Local Laws

In accordance with Section 119(3) of the **Local Government Act 1989**, on 21 November 2005, Bayside City Council made the Local Laws listed below:

- Local Law No. 2 (2005) Environment
- Local Law No. 3 (2005) Streets and Roads
- Local Law No. 4 (2005) Municipal Places

The purpose and general purport of Local Law No. 2 (2005) Environment is:

- to provide a safe and healthy environment in which the residents of the Municipal District are able to enjoy the quality of life that meets the general expectations of the community;
- to prohibit, regulate and control activities which may be dangerous, unsafe or detrimental to the quality of life in the environment of the Municipal District;
- to facilitate the provision of general public services, health and other community services, property services, recreational and cultural services, and other services in a way which enhances the environment and quality of life in the Municipal District;
- in a way which is consistent with, and in furtherance of, the objectives specified above, to prohibit, regulate and control activities and circumstances associated with:
 - (i) smoke emission, particularly emission from burning material;
 - (ii) the use of Motor Bikes and Motor Trikes, particularly Motor Bikes and Motor Trikes which are not used on appropriate land or reserves or which emit excessive noise or air pollution;
 - (iii) fire hazards;
 - (iv) storing or repairs to heavy or long vehicles;
 - (v) dangerous and unsightly land;
 - (vi) advertising signs
 - (vii) building sites;
 - (viii) camping;
 - (ix) audible intruder alarms;
 - (x) water quality, including interference with water courses;
 - (xi) animals, including animal numbers and the keeping and control of animals; and
 - (xii) disposal of waste including behaviour associated with recyclable material and the operation and use of the transfer station.
- to prohibit, regulate and control activities which may endanger any identified significant tree and to protect existing tree canopies on private properties within the Municipal District, ensuring they are maintained in accordance with the urban character and local amenity;
- to regulate the destruction, damage, removal, cutting, trimming and pruning of identified significant trees and other tree canopies on private property within the Council's Municipal District, and maintain the urban character and local amenity of the Council's Municipal District;
- to provide for the peace, order and good government of the Municipal District; and
- to provide for the administration of the Council's powers and functions.

The purpose and general purport of Local Law No. 3 (2005) Streets and Roads is:

- to provide for the control and management of traffic, use of roads by persons, vehicles and animals and to regulate the parking of vehicles for the safety and fair use of people in the Municipal District;
- to provide for the peace, order and well being of people in the Municipal District;
- to provide for the physical features of roads and adjacent properties to be managed in a way which attends to the safety and convenience of people travelling on or using roads (whether on foot or by vehicle);
- to control various types of vehicles and animals for the safety and convenience of road users; and
- to preserve and protect as far as possible the Council's assets from damage caused from extraordinary use of roads within the Municipal District;
- to control and regulate secondary activities on roads including:
 - (i) trading;
 - (ii) placement of goods and equipment on Council Land;

- (iii) repairs to vehicles;
 - (iv) street parties and similar events;
 - (v) busking on Council Land;
 - (vi) shopping trolleys on Council Land;
 - (vii) outdoor eating facilities on roads;
 - (viii) bulk waste containers on roads;
 - (ix) collection of donations and subscriptions; and
 - (x) distribution of materials on Council Land.
- to provide free and safe access for people with sensory and mobility impairment or disabilities;
 - to provide for the regulation of the collection of used clothing and other goods in charitable recycling bins;
 - to ensure that residents and other persons who wish to make clothing and other goods available for the purposes of charities are able to do so;
 - to establish a system of control for the location and use of recycling clothing bins ensuring the appropriate positioning, condition of sites, and that such bins cause minimal nuisance to the occupiers or users of adjacent land;
 - to provide for the safe and efficient use and management of parking on roads and Council Land within the Municipal District; and
 - to provide for the administration of the Council's powers and functions.

The purpose and general purport of Local Law No. 4 (2005) Municipal Places is:

- to allow and protect the quiet enjoyment of people of Municipal Places within the Municipal District;
- to enable people in the Municipal District to carry out their day to day activities and enjoyment of recreational pursuits without having their peace and enjoyment interfered with;
- to recognise and respond to community expectations relating to the quality of life they expect and require and are capable of influencing;
- to control and prevent where practicable behaviour which is a nuisance, or detrimental to health and safety or which affects the enjoyment of recreational or other facilities;
- to protect Council and community assets and facilities on or in Municipal Places;
- to prohibit, regulate and control:
 - (i) behaviour in Municipal Places which is boisterous or harmful or intimidating;
 - (ii) behaviour in Municipal Places which is offensive, dangerous or threatening or which, for other reasons, is inappropriate in a Municipal Place;
 - (iii) filming on Council Land for commercial or public exhibition purposes;
 - (iv) the place and times at which alcohol may be consumed on roads and Municipal Reserves; and
 - (v) smoking in specified circumstances and places.
- to provide generally for the peace, order and good government of the Municipal District; and
- to provide for the administration of the Council's powers and functions.

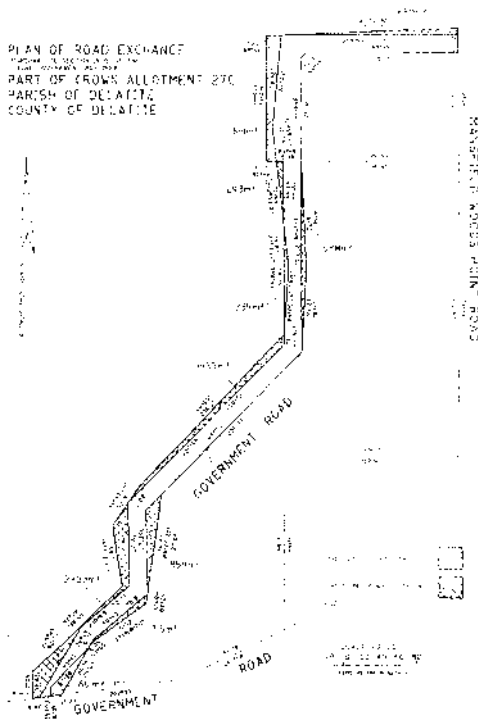
Copies of the Local Laws may be inspected at or obtained from the Corporate Centre, 76 Royal Avenue, Sandringham 3191 between 8.30 am and 5.00 pm. The Local Laws may also be viewed on the Council's website, www.bayside.vic.gov.au. Enquiries should be directed to the Regulatory Services Department on 9599 4444.

CATHERINE DALE
Chief Executive Officer

MANSFIELD SHIRE COUNCIL
Local Government Act 1989
 Government Road Land Exchange
 Parish of Delatite

Pursuant to Clause 2(2) of Schedule 10 of the **Local Government Act 1989**, the Minister has consented to the road deviation/exchange proposed by Council.

From the date of this publication, land shown on the following plan shall be exchanged and that land shown to be a road shall be deemed to be a public road.



GARY GAFFNEY
 Chief Executive Officer

GREATER SHEPPARTON CITY COUNCIL
 Amendment No. 1 to Local Law No. 7
 Asset Protection for Council Land,
 Public Places and Building Sites

Notice is hereby given that at the ordinary meeting of Greater Shepparton City Council on 1 November 2005, Council adopted Amendment No. 1 to Local Law No. 7.

The purpose of Local Law No 7 is:

- (a) Providing for the peace, order and good government of the municipal district of the Greater Shepparton City Council.
- (b) Providing for those matters which require a Local Law under the **Local Government Act 1989**, and any other Act.
- (c) Providing for the administration of Council powers and functions, and for the issue of permits and infringement notices.
- (d) Prohibiting, regulating and controlling physical works, construction activities, practices and behaviour so that no detriment is caused to the amenity and environment of the municipal district.
- (e) Enhancing public safety and community amenity.
- (f) Protecting assets vested in the Council.

Amendment No. 1 of the Local Law provides for additional public safety and community amenity in public places relating to:

- (a) Storage of Private Property on Roads
- (b) Damage to Council Property
- (c) Behaviour in Public Places
- (d) Camping.

A copy of the Local Law is available for inspection at the Council office, 90 Welsford Street, Shepparton, or from the Council website www.greatershepparton.com.au.

R. F. LAING
 Chief Executive Officer

YARRA RANGES SHIRE COUNCIL
Public Holidays Act 1993

The Yarra Ranges Shire Council pursuant to Section 7(1)(b) of the **Public Holidays Act 1993** hereby gives notice that it has appointed Tuesday 7 November 2006 as a public holiday throughout its municipal district.

In accordance with Section 9(a) of the Public Holidays Act, a Bank Holiday will also apply on that day.

ROBERT HAUSER
 Chief Executive Officer

SOUTHERN GRAMPIANS SHIRE COUNCIL

Community Local Law No. 4

At its meeting on 23 November 2005, the Southern Grampians Shire Council resolved to make the Community Local Law No. 4 and to give notice in accordance with the requirements in section 119(3) of the **Local Government Act 1989**.

The purpose of the 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;
- identifying activities and uses that are not permitted so as to achieve the purposes above.

The general purport of the 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.

The Local Law will come into operation on 15 December 2005. A copy of the Local Law may be inspected at or obtained from the Southern Grampians Shire's Business Centre, 111 Brown Street, Hamilton during business hours. Any enquiries concerning this Local Law can be made to Geoff Price, Director Corporate and Community Services on telephone 5573 0447.

GRAHAM N. MOSTYN
Chief Executive Officer

SOUTHERN GRAMPIANS SHIRE COUNCIL

Meeting Procedures Local Law No. 5

At its meeting on 23 November 2005, the Southern Grampians Shire Council resolved to make the Meeting Procedures Local Law No. 5 and to give notice in accordance with the requirements in section 119(3) of the **Local Government Act 1989**.

The purpose of the 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; and
- providing ways in which members of the community can participate in Council meetings.

The Local Law will come into operation on 15 December 2005. A copy of the Local Law may be inspected at or obtained from the Southern Grampians Shire's Business Centre, 111 Brown Street, Hamilton during business hours. Any enquiries concerning this Local Law can be made to Geoff Price, Director Corporate and Community Services on telephone 5573 0447.

GRAHAM N. MOSTYN
Chief Executive Officer



South Gippsland
Shire Council

**Enforcement of Liquor Consumption
or Possession**

Council gives notice pursuant to section 224A of the **Local Government Act 1989** and clause 85(1) of the South Gippsland Shire General Local Law Number 1 (2005) that any Victoria Police officer may from 30 September 2005 and until the said legislation and Local Law becomes invalid enforce the provisions of clause 85(1) of the South Gippsland Shire General Local Law Number 1 (2005).

NEIL D. ARMSTRONG
Chief Executive Officer



Corrigendum

BASS COAST PLANNING SCHEME

Amendment C48

Authorisation No. A0158

In the Victoria Government Gazette No. 44 dated 3 November 2005, on page 2443, under the Notice headed 'Bass Coast Planning Scheme, Amendment C48', the first paragraph should read 'The Amendment applies to Crown Allotment 6, Section 26, McKenzie Street, Township of Wonthaggi, former TAFE property.'

In the Victoria Government Gazette No. 45 dated 10 November 2005, on page 2537, under the Notice headed 'Bass Coast Planning Scheme, Amendment C48', the first paragraph should read 'The Amendment applies to Crown Allotment 6, Section 26, McKenzie Street, Township of Wonthaggi, former TAFE property.'

All Amendment documentation should read accordingly. The closing date for submissions has been extended to 9 January 2005. Submissions must be sent to the Bass Coast Shire Council, PO Box 118, Wonthaggi, Vic. 3995. Please note that submissions may be made available to the public.



Colac Otway
SHIRE

Planning and Environment Act 1987

COLAC OTWAY PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C22

Authorisation A0192

The Colac Otway Shire Council has prepared Amendment C22 to the Colac Otway Planning Scheme.

In accordance with section 9(2) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Colac

Otway Shire Council as planning authority to prepare the Amendment.

The land affected by the Amendment is land within the Township zone in the townships of Skenes Creek, Kennett River, Wye River and Separation Creek.

The Amendment proposes to

- Update MSS Clause 21.02 to refer to the need to protect the distinctive landscape of Skenes Creek, Kennett River, Wye River and Separation Creek.
- Update MSS Clause 21.04–13 by the inclusion of township visions and preferred character statements for the Character Precincts within the townships of Skenes Creek, Kennett River, Wye River and Separation Creek.
- Update Local Policy 22.05 to delete reference to Skenes Creek, Kennett River, Wye River and Separation Creek.
- Introduce Schedule 2 to the Significant Landscape Overlay (SLO2) that applies to Skenes Creek, Kennett River, Wye River and Separation Creek. The schedule requires a permit for removal of trees over a certain circumference.
- Introduce the Victorian Planning Provision for Neighbourhood Character Overlay into the Scheme and applies Schedule 1 to the Neighbourhood Character Overlay (NCO1) to Skenes Creek, Kennett River, Wye River and Separation Creek. The schedule introduces new standards for Clauses 54, 55 and 56 of the planning scheme for:
 - Street setback
 - Building height
 - Site coverage
 - Significant trees/Landscaping (including total hard surface coverage)
 - Side and rear setbacks
 - Walls on boundaries
 - Design detail
 - Front fence height.
- Introduce Schedule 4 to the Design and Development Overlay (DDO4) that applies to Skenes Creek, Kennett River, Wye River and Separation Creek. The Overlay sets minimum lot sizes for subdivision and requires a permit for fences other than post and wire style under 1.2 metres.

- Amend the Schedule to Clause 61 to update the list of maps forming part of the Scheme.

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

- at the office of the planning authority, Colac Otway Shire Council, 2–6 Rae Street, Colac or the Apollo Bay Service Centre, 69–71 Nelson Street, Apollo Bay;
- at the Geelong Regional Office of the Department of Sustainability and Environment, 4th Floor, State Government Offices, corner of Little Malop and Fenwick Streets, Geelong;
- 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 Friday 27 January 2006. A submission must be sent to the Colac Otway Shire Council, PO Box 283, Colac, Vic. 3250.

KELLY GRIGSBY
General Manager
Environment and Planning

Planning and Environment Act 1987

WEST WIMMERA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C8

Authorisation No. A194

The West Wimmera Shire Council has prepared Amendment C8 to the West Wimmera Planning Scheme.

The land affected by the Amendment is land in Edenhope bounded by Scrubby Lake Road, George Street, and the Colerain Edenhope Road, known as Lot 1 LP217889 Part CA45, Parish of Edenhope, Lot 1 LP210812 Part CA45, Parish of Edenhope, Lot 1 PS434694 Part CA45, Parish of Edenhope, Lot 1 LP128174 Part CA45, Parish of Edenhope, Lot 1 LP142885 Part CA45, Parish of

Edenhope, Lot 1 PS304250 Part CA45, Parish of Edenhope, and part of Lot 2 PS434694 Part CA45, Parish of Edenhope (see West Wimmera Planning Scheme Amendment Map C8 for location context).

The Amendment proposes to rezone the subject land from the Rural Zone to the Industrial 1 Zone; and includes Lot 2 PS434694, Part of Crown Allotment 45, Parish of Edenhope, in the schedule to the Rural Zone to provide for the ability for this lot to be subdivided into a lot less than the minimum allowable in the zone.

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

- at the office of the planning authority, the West Wimmera Shire Council, 49 Elizabeth Street, Edenhope 3318;
- at the office of the planning authority, the West Wimmera Shire Council, 25 Baker Street, Kaniva 3419;
- at the Department of Sustainability and Environment, Ballarat Regional Office, 402–406 Mair Street, Ballarat 3350; and
- at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne 3002.

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 20 January 2006. A submission must be sent to the West Wimmera Shire Council, PO Box 201, Edenhope 3318.

COLIN MIBUS
Director Municipal Services

STATE TRUSTEES LIMITED
ABN 68 064 593 148
Section 79

Notice is hereby given that State Trustees Limited, ABN 68 064 593 148, intends administering the estates of:—

PATRICK DOHERTY, late of Benlynne Park Nursing Home, 2–6 Killara Street, Sunshine, Victoria, pensioner, deceased intestate, who died on 21 October 2005.

MAUREEN MARGARET GRIFFIN, late of 47 Monash Street, Lalor, Victoria, home duties, deceased, who died on 31 October 2005, leaving a Will dated 31 October 1978.

WALTER CHARLES WILLIAMS, late of Parkland Close, 10–14 Childers Street, Kew, Victoria, pensioner, deceased, who died on 31 October 2005, leaving a Will dated 1 June 2000.

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 1 February 2006, after which date State Trustees Limited, ACN 064 593 148, may convey or distribute the assets of the abovementioned estates having regard only to the claims of which it then has notice.

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 1 February 2006, 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.

ARNOLDT, Kathleen Amelia Mary, formerly of 484 Belmore Road, Box Hill, Vic. 3128, but late of Surrey Hills Private Nursing Home, 16–18 Florence Road, Surrey Hills, Vic. 3127, pensioner, and who died on 18 July 2005.

DUNDAS, Helen Rosemary, late of 23 Manton Street, Heidelberg, Vic. 3084, and who died on 11 September 2005.

MARRINER, Eric Francis, late of 17 Mornane Street, Preston, Vic. 3072, pensioner, and who died on 17 May 2005.

POCOCK, John Walter, late of 36 David Street, Box Hill South, Vic. 3128, and who died on 17 August 2005.

SCHOLLICK, Alice Margaret, late of Mornington Nursing Home, 680 Nepean Highway, Mornington, Vic. 3931, pensioner, and who died on 6 September 2005.

Dated 23 November 2005

MARY AMERENA
Manager
Executor and Trustee Services

EXEMPTION

Application No. A377 of 2005

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by the Goulburn Valley Centre Against Sexual Assault (the applicant). The application for exemption is to enable the applicant to advertise for and employ a female counsellor ("the specified conduct").

Upon reading the material filed in support of this application including an affidavit sworn by Ms Stacey Minotti of Goulburn Valley 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:

- An exemption in similar terms was granted in September 2002.
- The applicant provides assistance and counselling to the victims of sexual assault.
- The perpetrators of sexual assault are overwhelmingly male.
- The applicant's clients seeking counselling prefer a female counsellor and say that they feel more comfortable talking with women about their sexual assault.

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 1 December 2008.

Dated 23 November 2005

HER HONOUR JUDGE DAVIS
Vice President

EXEMPTION

Application No. A393 of 2005

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by the Dianella Community Health Inc (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Aboriginal or Torres Strait Islander (ATSI) person as an administrative officer in an ATSI specific position ("the specified conduct").

Upon reading the material filed in support of this application including an affidavit sworn by Ms Suzy Pinchen of Dianella Community Health Inc, 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:

- The position of administrative officer will assist with the development of an antenatal and postnatal program developed for ATSI women who will be the target group of the program.
- The participation of the target group will be increased by the employment of an ATSI person in the position of administrative officer.

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 1 December 2008.

Dated 23 November 2005

HER HONOUR JUDGE DAVIS
Vice President

EXEMPTION

Application No A351 of 2005

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by the Women's Liberation Halfway House (the applicant). The application for exemption is to enable the applicant to

advertise for and employ females to run the women's refuge service and for membership of the management of the Women's Liberation Halfway House to be available to women only ("the specified conduct").

Upon reading the material filed in support of this application including an affidavit sworn by Ms Marcela Posteraro, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 42, 49, 59, 60, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- An exemption from sections 13, 59, 60, 100 and 195 of the Act for the same purpose was granted in June 2000.
- The applicant aims to provide supported accommodation for women and their dependent children fleeing from situations of domestic violence, whether it be physical, mental, emotional, sexual or other abuse.
- The applicant aims to assist residents towards obtaining legal, medical and social security benefits and permanent accommodation, and to move towards independent living.
- The applicant conducts community education programs aimed at identifying the causes of violence against women and children and ways of eliminating all forms of violence against women and children.

The Tribunal hereby grants an exemption from the operation of Sections 13, 42, 49, 59, 60, 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 1 December 2008.

Dated 23 November 2005

HER HONOUR JUDGE DAVIS
Vice President

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services under Section 10(2) of the **Community Services Act 1970** in relation to Section 5 of the **Adoption Act 1984**:

I, Carolyn Gale, revoke the following persons under Section 5(1) and Section 5(2) of the Adoption Act as approved counsellors for the purposes of Section 87 of the Adoption Act.

Andrew Minge, Phillipa Castle, and Kylie Weinert.

Dated 22 November 2005

CAROLYN GALE
Manager, Community Care
Southern Metropolitan Region

Australian Grands Prix Act 1994

DECLARED AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 27 of the **Australian Grands Prix Act 1994**, as the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the whole of the area of Albert Park (as defined in the **Australian Grands Prix Act 1994**) together with the following land surrounded by Albert Park (as so defined), namely, the land shown hatched on the plan numbered LEGL./04-478 and lodged in the Central Plan Office, is the declared area in respect of the year commencing Saturday 10 December 2005 and ending on Saturday 9 December 2006.

Dated 16 November 2005

ROB HULLS MP
Minister for Planning
JOHN PANDAZOPOULOS MP
Minister for Tourism

Australian Grands Prix Act 1994

RACE PERIOD

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 27 of the **Australian Grands Prix Act 1994**, as the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the period

commencing at 12.01 am on Tuesday 28 March 2006 and ending at 11.59 pm on Monday 3 April 2006 is the race period in respect of the year commencing Saturday 10 December 2005 and ending on Saturday 10 December 2006.

Dated 16 November 2005

ROB HULLS MP
Minister for Planning
JOHN PANDAZOPOULOS MP
Minister for Tourism

Australian Grands Prix Act 1994

DESIGNATED ACCESS AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 32A of the **Australian Grands Prix Act 1994**, as the Minister administering the **Road Safety Act 1986**, the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the area, being all of the land situated within 1.5 metres east of the Queens Road boundary of Albert Park (as defined in the **Australian Grands Prix Act 1994**) between the points marked A and B on the plan numbered LEGL./95-128 and lodged in the Central Plan Office, is a designated access area for the period commencing at 12.02 am on Tuesday 3 January 2006 and ending at 11.58 pm on Monday 1 May 2006.

Dated 25 November 2005

PETER BATCHELOR MP
Minister for Transport
ROB HULLS MP
Minister for Planning
JOHN PANDAZOPOULOS MP
Minister for Tourism

Australian Grands Prix Act 1994

DESIGNATED ACCESS AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 32A of the **Australian Grands Prix Act 1994**, as the Minister administering the **Road Safety Act**

1986, the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the area, being all of the land coloured yellow on the plan numbered LEGL./95-128 and lodged in the Central Plan Office, is a designated access area for the period commencing at 12.02 am on Tuesday 3 January 2006 and ending at 11.58 pm on Monday 1 May 2006.

Dated 25 November 2005

PETER BATCHELOR MP
Minister for Transport
ROB HULLS MP
Minister for Planning
JOHN PANDAZOPOULOS MP
Minister for Tourism

Australian Grands Prix Act 1994

DESIGNATED ACCESS AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 32A of the **Australian Grands Prix Act 1994**, as the Minister administering the **Road Safety Act 1986**, the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the area, being all of the land coloured green on the plan numbered LEGL./95-128 and lodged in the Central Plan Office, is a designated access area for the period commencing at 12.02 am on Tuesday 14 March 2006 and ending at 11.58 pm on Monday 10 April 2006.

Dated 25 November 2005

PETER BATCHELOR MP
Minister for Transport
ROB HULLS MP
Minister for Planning
JOHN PANDAZOPOULOS MP
Minister for Tourism

Australian Grands Prix Act 1994

DESIGNATED ACCESS AREA

This notice shall take effect on and from the date of its publication in the Government Gazette.

In accordance with section 32A of the **Australian Grands Prix Act 1994**, as the Minister administering the **Road Safety Act 1986**, the Minister administering the **Crown Land (Reserves) Act 1978** and the Minister administering the **Australian Grands Prix Act 1994**, we jointly declare that the area of land at the intersection of Roy Street and Queens Road, being part of the stratum of land hatched and coloured green on the plan numbered LEGL./95-128 and lodged in the Central Plan Office, and marked on that plan as “top boundary of hatched area RL.16.40, bottom boundary of hatched area RL.12.40”, is a designated access area for the period commencing at 12.02 am on Tuesday 14 March 2006 and ending at 11.58 pm on Monday 10 April 2006.

Dated 25 November 2005

PETER BATCHELOR MP
Minister for Transport

ROB HULLS MP
Minister for Planning

JOHN PANDAZOPOULOS MP
Minister for Tourism

Financial Management Act 1994

VICTORIAN GOVERNMENT
PURCHASING BOARD

Supply Policies

In accordance with Section 54L(3) of the **Financial Management Act 1994**, notice is given of the following revised supply policy made by the Victorian Government Purchasing Board (VGPB) which comes into effect on and from 22 November 2005:

Variation Policy

This policy aligns responsibility for variation to process approval with department accreditation levels.

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

BRUCE HARTNETT
Chairperson
Victorian Government Purchasing Board

FISHERIES REGULATIONS 1998

Declaration in Relation to the
Levy for Aquaculture
(Crown Land – Bivalve Shellfish) Licences
Regulation 617A

I, Peter Harris for the purposes of regulation 617A(5) of the Fisheries Regulations 1998, the Secretary to the Department of Primary Industries, declare that in respect of the period 1 December 2005 until 31 October 2006 (inclusive) –

- a. The following areas to be a ‘growing area’–
 - i Flinders Aquaculture Fisheries Reserve;
 - ii Grassy Point Aquaculture Fisheries Reserve;
 - iii Clifton Springs Aquaculture Fisheries Reserve;
 - iv Dromana Aquaculture Fisheries Reserve;
 each being a declared Reserve under section 88 of the **Fisheries Act 1995**, and
- b. The estimated total fixed costs of the Secretary for administering Aquaculture (Crown Land – Bivalve Shellfish) Licences are \$31,756; and
- c. The total area in hectares of Aquaculture (Crown Land – Bivalve Shellfish) Licences at the time of making this declaration are 266.2; and
- d. The estimated total variable costs of the Secretary for administering Aquaculture (Crown Land – Bivalve Shellfish) Licences in each growing area are –
 - i Flinders Aquaculture Fisheries Reserve – \$26,932;
 - ii Grassy Point Aquaculture Fisheries Reserve – \$21,362;
 - iii Clifton Springs Aquaculture Fisheries Reserve – \$21,362;
 - iv Dromana Aquaculture Fisheries Reserve – \$24,838; and
- e. The total area in hectares (‘ha’) of Aquaculture (Crown Land – Bivalve Shellfish) Licences in each growing area at the time of making this declaration are –
 - i Flinders Aquaculture Fisheries Reserve – 140 ha;
 - ii Grassy Point Aquaculture Fisheries Reserve – 42 ha;

- iii Clifton Springs Aquaculture Fisheries Reserve – 81 ha;
- iv Dromana Aquaculture Fisheries Reserve – 3.2 ha.

Dated 29 November 2005

PETER HARRIS
Secretary,
Department of Primary Industries

Land Act 1958

NOTICE OF INTENTION TO EXCHANGE LAND

I, David Heale, Acting Director Crown Land Management, Department of Sustainability and Environment, as a delegated officer of the Minister for Planning, do hereby give notice that after the expiry of at least 14 days from the date of publication of this notice, I intend to enter into an agreement with the Istrian – Australian Social Club of 1 Copper Street, Campellfield 3061, to exchange approximately 5400 square metres of Crown land being part of Crown Allotment 1, Parish of Wollert, for approximately 7.3 hectares of freehold land in the Parish of Wollert described as part of the land shown as a reserve on Plan of Subdivision 76156 as contained in Certificate of Title Volume 9651, Folio 190, part of the land shown as Lot 1 on Title Plan 822852Y as contained in Certificate of Title Volume 9651, Folio 191 and all the land shown as a reserve on Plan of Subdivision 87662 as contained in Certificate of Title Volume 9439, Folio 703. Contact: P. Barber, telephone: (03) 9296 4511, Reference: PP-LA/20/03011.

DAVID HEALE
Acting Director
Crown Land Management

Land Act 1958

NOTICE OF INTENTION TO EXCHANGE LAND

I, David Heale, Acting Director Crown Land Management, Department of Sustainability and Environment, as a delegated officer of the Minister for Planning, do hereby give notice that after the expiry of at least 14 days from the date of publication of this notice, I intend to enter into agreement with the Melbourne Water Corporation of 100 Wellington Parade, East

Melbourne 3002, to exchange approximately 2.8 hectares of freehold land described as Lot 10 on plan TP 811563T, being part of Crown Allotment 35, Parish of Sutton, as contained in Certificate of Title Volume 10666, Folio 876, for approximately 1.5 hectares of Crown land being the southern portion of the watering purposes reserve, described as Crown Allotment 70F, Parish of Eumemmerring. Contact P. Barber, telephone (03) 9296 4511, reference: PP-LA/20/0311.

DAVID HEALE
Acting Director
Crown Land Management

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 being part of Crown Allotment 14, Section 5C and part of Crown Allotment 15 Section 5C, Parish of Harcourt, comprising 2.211 hectares and being land described in Certificate of Title Volume 9986, Folio 360; Certificate of Title Volume 9685, Folio 495, shown as Parcels 128 and 129 on Survey Plan 20973.

Interest Acquired: That of Noel James Brown and Christine Anne Davies and all other interests.

Published with the authority of VicRoads.

Dated 1 December 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 Crown Allotment 89 and part of Lot 1 on Title Plan

078306Y (formerly known as part of Crown Allotment 110), Parish of Corio, comprising 303 square metres and being land described in Certificate of Title Volume 9449, Folio 211 and General Law Title Conveyance Book 777, Memorial 614, shown as Parcels 4 and 5 on Survey Plan 21060.

Interest Acquired: That of Alexandru Popescu and all other interests.

Published with the authority of VicRoads.

Dated 1 December 2005

For and on behalf of VicRoads
BERNARD TOULET
Manager
VicRoads Property

Local Government Act 1989

Section 38

CORANGAMITE SHIRE COUNCIL

By-Election Date

I, Candy Broad MLC, Minister for Local Government, hereby fix Saturday 18 February 2006 under section 38(1A) of the **Local Government Act 1989** as the date of an election to be held in accordance with section 38(3) of that Act to fill two extraordinary vacancies in the Central Ward of the Corangamite Shire Council.

Dated 25 November 2005

CANDY BROAD MLC
Minister for Local Government

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Thelma Virginia Natt
Identification Number 1797120
Registered in Division 1

Following a formal hearing into the professional conduct of Thelma Virginia Natt, a Panel appointed by the Nurses Board of Victoria found, on 24 November 2005, that the nurse had engaged in unprofessional conduct of a serious nature.

The Panel therefore determined that the nurse's registration be cancelled with immediate effect.

KERRY BRADLEY
Acting Chief Executive Officer

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Wendy Margaret Duncan

Identification Number 126852

Registered in Division 1

Following a formal hearing into the professional conduct of Wendy Margaret Duncan, a Panel appointed by the Nurses Board of Victoria found, on 22 November 2005, that the nurse had engaged in unprofessional conduct of a serious nature.

The Panel therefore determined that:

- 1 Under Section 48(2)(g) of the Act the Panel suspended Ms Duncan's registration for a period of six months from 22 November 2005.
- 2 Under Section 48(2)(e) of the Act the Panel imposed the following conditions:
 - 2.1 Within 28 days, following re-registration with the Board, Ms Duncan must show evidence to satisfy the Board that she has enrolled in education courses approved by the Board.
 - 2.2 Within six months, or earlier, following re-registration with the Board, Ms Duncan must show evidence to satisfy the Board that she has completed education courses approved by the Board.
 - 2.3 Upon recommencement of employment as a nurse, Ms Duncan must provide the Board with satisfactory employer reports at six and twelve months.
- 3 Under Section 48(2)(e) of the Act the Panel imposed a restriction on Ms Duncan's registration that she be disqualified from working as a midwife.

LOUISE MILNE-ROCH
Chief Executive Officer

State Superannuation Act 1988

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 3A of the **State Superannuation Act 1988**, ("the Act") by this instrument declare officers governed by the Connex Trains Melbourne Enterprise

Agreement 2003–2006, certified on 12 July 2005, and its successor industrial instruments and agreements who are members of the:

- i. Revised Scheme; or
- ii. New Scheme

(as those terms are defined in the Act) to be eligible salary sacrifice contributors.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

Transport Superannuation Act 1988

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 3A of the **Transport Superannuation Act 1988**, (“the Act”) by this instrument declare officers governed by the Connex Trains Melbourne Enterprise Agreement 2003–2006, certified on 12 July 2005, and its successor industrial instruments and agreements who are members of the Transport Scheme (as defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

**State Employees Retirement
Benefits Act 1979**

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 2A of the **State Employees Retirement Benefits Act 1979**, (“the Act”) by this instrument declare officers governed by the Connex Trains Melbourne Enterprise Agreement 2003–2006, certified on 12 July 2005, and its successor industrial instruments and agreements who are members of the State Employees Retirement Benefits Scheme (as defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

State Superannuation Act 1988

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 3A of the **State Superannuation Act 1988**, (“the Act”) by this instrument declare officers governed by the V/Line Passenger (Locomotive Drivers) Supplementary Agreement 2005, certified on 10 June 2005, and its successor industrial instruments and agreements who are members of the:

- i. Revised Scheme; or
- ii. New Scheme

(as those terms are defined in the Act) to be eligible salary sacrifice contributors.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

Transport Superannuation Act 1988

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 3A of the **Transport Superannuation Act 1988**, (“the Act”) by this instrument declare officers governed by the V/Line Passenger (Locomotive Drivers) Supplementary Agreement 2005, certified on 10 June 2005, and its successor industrial instruments and agreements who are members of the Transport Scheme (as defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

**State Employees Retirement
Benefits Act 1979**

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 2A of the **State Employees Retirement Benefits Act 1979**,

(“the Act”) by this instrument declare officers governed by V/Line Passenger (Locomotive Drivers) Supplementary Agreement 2005, certified on 10 June 2005, and its successor industrial instruments and agreements who are members of the State Employees Retirement Benefits Scheme (as defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

State Superannuation Act 1988

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 3A of the **State Superannuation Act 1988**, (“the Act”) by this instrument declare officers governed by the V/Line Passenger Operations Employees Supplementary Agreement 2005, certified on 24 August 2005, and its successor industrial instruments and agreements who are members of the:

- i. Revised Scheme; or
- ii. New Scheme

(as those terms are defined in the Act) to be eligible salary sacrifice contributors.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

Transport Superannuation Act 1988

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 3A of the **Transport Superannuation Act 1988**, (“the Act”) by this instrument declare officers governed by the V/Line Passenger Operations Employees Supplementary Agreement 2005, certified on 24 August 2005, and its successor industrial instruments and agreements who are members of the Transport Scheme (as defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

**State Employees Retirement
Benefits Act 1979**

DECLARATION OF ELIGIBLE
SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 2A of the **State Employees Retirement Benefits Act 1979**, (“the Act”) by this instrument declare officers governed by V/Line Passenger Operations Employees Supplementary Agreement 2005, certified on 24 August 2005, and its successor industrial instruments and agreements who are members of the State Employees Retirement Benefits Scheme (as defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 25 November 2005

JOHN LENDERS MP
Minister for Finance

Electricity Industry Act 2000
TRANSFER OF LICENCES

Pursuant to section 31 of the **Electricity Industry Act 2001**, the Essential Services Commission (“Commission”) has approved of the following transfer of licences within the Pacific Hydro group:

- (a) The transfer by Pacific Hydro Limited, ABN 31 057 279 508, of its Electricity Generation Licence in respect of Lake William Hovell, Lake Glenmaggie and Eildon Pondage Hydro, and the Codrington Wind Farm, to Pacific Hydro Investments Pty Ltd, ABN 18 053 747 407, and that the Codrington Wind Farm be removed from the definition of ‘licensed power station’ in the said licence;
- (b) The transfer by Pacific Hydro Limited, ABN 31 057 279 508, of its interest in the Electricity Generation Licence issued jointly to Pacific Hydro Limited and Energy Pacific (Vic) Pty Ltd, ABN 18 063 543 984, in respect of the Yambuk Wind Farm, to Energy Pacific (Vic) Pty Ltd as the sole Licensee, and that the Codrington Wind Farm be added to the definition of ‘licensed power station’;
- (c) The transfer by Pacific Hydro Limited, ABN 31 057 279 508, of its interests in the Electricity Generation Licence issued jointly to Pacific Hydro Limited and Pacific Hydro Portland Wind Farm Pty Ltd, ABN 75 103 162 474, in respect of wind farms located at Cape Sir William Grant, Cape Nelson and Cape Bridgewater, to Pacific Hydro Portland Wind Farm Pty Ltd as the sole Licensee; and
- (d) The transfer by Pacific Hydro Limited, ABN 31 057 279 508, of its interests in the Electricity Generation Licence issued jointly to Pacific Hydro Limited and Pacific Hydro Challicum Hills Pty Ltd, ABN 88 101 989 744, in respect of the wind farm located at Challicum Hills, to Pacific Hydro Challicum Hills Pty Ltd as the sole Licensee.

Copies of the licences are available on the Commission’s website located at <http://www.esc.vic.gov.au> or copies can be obtained by contacting the Commission’s reception on (03) 9651 0222.

Dated 23 November 2005

A. C. LARKIN
Acting Chairperson



Electricity Industry Act 2000

AGREEMENT

TRUenergy Pty Ltd
(ABN 99 086 014 968)
of Level 33
385 Bourke Street
Melbourne, Vic. 3000

(“TRUenergy”);

AND

Company
(ABN Australian Business Number)
of [Street Address]
[Suburb Postcode]

(the “Generator”).

For the term of this Agreement, the Generator agrees to sell and supply Export Electricity, RECs and Green Power Rights to TRUenergy and TRUenergy agrees to purchase Export Electricity, RECs and Green Power Rights from the Generator for supply on the terms and conditions of this Agreement.

SIGNED as an agreement.

Dated: _____ / _____ / _____

SIGNED for and on behalf of
TRUenergy Pty Ltd
by an officer duly authorised to enter into this Agreement

Name (printed)

Title

In the presence of:

Witness

Name (Printed)

SIGNED for and on behalf of

Generator

by an officer duly authorised to enter into this Agreement:

Name (Printed)

Title

In the presence of:

Witness

Name (Printed)

SCHEDULE

TRUenergy DETAILS:	
TRUenergy CONTACT	Manager, Electricity Portfolio
TELEPHONE	(03) 8628 1000
FACSIMILE	(03) 8628 1100
TRUenergy ADDRESS FOR SERVICE OF NOTICE	Level 33, 385 Bourke Street Melbourne, Vic. 3000
GENERATOR DETAILS:	
COMPANY NAME	
GENERATOR CONTACT	
TELEPHONE	
FACSIMILE	
GENERATOR'S ADDRESS FOR SERVICE OF NOTICE	
GENERATION UNIT SIZE	[] MW
CONNECTION POINT	
DISTRIBUTOR	
METER DATA AGENT	
METER PROVIDER	
AGREEMENT DETAILS:	
COMMENCEMENT DATE	
BILLING PERIOD	Monthly
PAYMENT TERMS	14 Days
EXPORT ELECTRICITY CHARGE	\$15 per MWh plus the Additional Payment Amount determined under clause 7.5 (as applicable) (excluding GST)
REC CHARGE	\$21 per MWh (excluding GST)

1. Term

- 1.1 Subject to clauses 2.3 and 11, this Agreement commences on the Commencement Date and continues until terminated by either party on at least 90 days written notice. TRUenergy may not provide notice of termination under this clause in the first 12 months from the date of this Agreement.

2. Conditions Precedent

- 2.1 This Agreement and the rights and obligations of each of the parties are subject to and conditional upon:
- (a) the consent of the Distributor to the connection of the Generation Unit to its network, to be evidenced by an executed Connection Agreement between the Distributor and the Generator;
 - (b) written confirmation from the Generator that the supply of Export Electricity in accordance with this Agreement, and the Generation Unit, as constructed and installed, complies with all Regulations and the Connection Agreement;
 - (c) the installation of the Meter in accordance with this Agreement, and arrangements being in place for metering data to be provided to TRUenergy in accordance with this Agreement;
 - (d) if a REC Charge is specified in the Schedule, the Generator is registered under the REE Act, the Generation Unit is an “accredited power station” under the REE Act, and the Generator is approved as a Green Power Generator under the Green Power Program; and
 - (e) the items in the Schedule under “Generator Details” are complete and accurate.
- 2.2 The Conditions are for the benefit of TRUenergy and may be waived by it.
- 2.3 If the Conditions are not satisfied within 3 months from the Commencement Date specified in the Schedule, this Agreement will automatically terminate.

3. Supply and Sale of Export Electricity

- 3.1 The Generator agrees to supply and sell to TRUenergy all Export Electricity on the terms of this Agreement.
- 3.2 The quantity of electricity supplied by the Generator to TRUenergy is, or is deemed to be, Metered Energy as determined by the Meter Data Agent’s reading of the Meter at the Connection Point in accordance with the Regulations.
- 3.3 The Generator agrees that the net quantity of Export Electricity shown by the Meter will be deemed to be the quantity supplied under this Agreement.
- 3.4 If the Generator takes a supply of electricity at the Connection Point, the Generator must demonstrate that it has entered into a legally enforceable arrangement with its supplier of electricity that they have no claim against TRUenergy in respect of the Export Electricity.
- 3.5 The Generator will provide notice to TRUenergy of any expansion of the generating capacity of either the Generating Unit to which this Agreement applies or any other electricity generation project of the Generator or its related bodies corporate.

4. Supply Obligations

- 4.1 The Generator must at all times be a party to a Connection Agreement.
- 4.2 The Generator will supply TRUenergy with Export Electricity in accordance with the requirements of the Regulations and the Connection Agreement. The Generator must ensure that the variations in voltage or frequency do not go outside the range permitted by the Regulations.
- 4.3 Where the Export Electricity supplied is a low voltage, the amount of electricity supplied will be adjusted for LV/MV transformer losses.

- 4.4 The Generator must provide TRUenergy with the following data:
- (a) real time generation data for each five minute interval; and
 - (b) historical (previous day) generation data batched and delivered overnight as an average ten minute summary of the previous day's generation.
- 4.5 The "data" to be provided under clauses 4.4 (a) and (b) is to be in a format and received via a communication mechanism satisfactory to TRUenergy and must include date, time, capacity (taking into account the nameplate capacity less the capacity of any turbines which are out of service), set-point (being the capacity of the Generation Unit that the controller/operator is setting the Generation Unit at, if different from actual capacity), MW output, wind speed, wind direction and ambient temperature.

5. Metering

- 5.1 The Generator must arrange for installation and maintenance of the Meter at the Connection Point in accordance with Good Operating Practice for the purpose of measuring and recording on a half hourly interval basis, the amount of Export Electricity generated from the Generation Unit and exported to the Distribution System.
- 5.2 The Meter must be provided, installed and maintained by a Meter Provider accredited by NEMMCO and the Meter must be read, and data provided by a Meter Data Agent accredited by NEMMCO.
- 5.3 The Generator must arrange for reading of the Meter by the Meter Data Agent and provide TRUenergy with copies of Meter data on a monthly basis in electronic form, at no cost, for both generation and Export Electricity.
- 5.4 Subject to TRUenergy giving the Generator reasonable notice, TRUenergy (or its agent) is permitted to test the accuracy of the Meter. If the Meter is found to be accurate within $\pm 1.5\%$, then TRUenergy will be responsible for the Meter testing costs. In any other case, the Generator will be responsible for the Meter testing costs, and will pay them within 14 days of a receipt of a Tax Invoice from TRUenergy.
- 5.5 The Meter data must comply with the Regulations. Without limiting the requirements of the Regulations, the Generator must ensure that all Meter data provided to TRUenergy under this Agreement is complete and accurate.

6. Renewable Energy

- 6.1 If a REC Charge is specified in the Schedule, the Generator agrees to sell to TRUenergy all RECs and Green Power Rights produced from the Generation Unit during the Term.
- 6.2 In consideration of payment of the REC Charge by TRUenergy to the Generator, TRUenergy will be entitled, without further consideration, to all RECs, Green Power Rights, credits, permits, rights, instruments, accreditations or benefits, arising from the operation of the Generation Unit and generation of Export Electricity during the Term.
- 6.3 The Generator will create RECs in respect of all Export Electricity and the Generator must register the RECs with the ORER after the end of each Quarter.
- 6.4 The Generator will provide notice to TRUenergy in writing by facsimile, as soon as practical whenever RECs are available for transfer. Notice by the Generator under this clause must include the:
- (a) period of generation of Export Electricity;
 - (b) number of RECs created attributable to the generation of Export Electricity for the period; and
 - (c) number of Green Power Rights attributable to the generation of Export Electricity for the period.

- 6.5 The Generator will deliver to TRUenergy duly executed instruments of transfer to demonstrate that the register of RECs has been altered by the ORER in accordance with Division 6 of the REE Act to confirm the transfer of the RECs from the Generator to TRUenergy.
- 6.6 If the quantity of RECs transferred by the Generator to TRUenergy is less than 100% of the RECs created from the output of the Generation Unit for each calendar year or part thereof during the term of the Agreement, the Generator must pay liquidated damages to TRUenergy within 15 Business Days of the end of that calendar year, in respect of the shortfall. Liquidated damages payable shall be calculated as follows:

$$[\{ROC/(1 - TR)\} - REC\ Charge] \times RECs$$
 where
 ROC is the “rate of charge” set out in the REE Act as amended from time to time;
 TR is the tax rate applicable to a company under the **Income Tax Rates Act 1986** (Cth) for the relevant period; and
 RECs is the number of RECs comprising the shortfall in REC volume either where the RECs are not marked as “Pending Transfer” to TRUenergy by the date 14 Business Days after the end of the relevant calendar year or where the Generator has breached a warranty in respect of the RECs resulting in TRUenergy’s inability to own or use a REC.
- 6.7 The Generator warrants and represents throughout the Term that:
- (a) it has not sold, transferred, assigned, licensed or otherwise created any interest in the RECs or Green Power Rights generated by the Generation Unit other than that as contemplated in this Agreement;
 - (b) it has not assigned, sold, promised or otherwise disposed of or granted the right to create RECs or Green Power Rights generated by the Generation Unit to any other person;
 - (c) it has not entered into any agreement or arrangements with a third party having the effect of assigning, selling, promising or disposing of any of the rights or creating any interest in the RECs or Green Power Rights generated by the Generation Unit;
 - (d) it is an accredited generator under the Green Power Program;
 - (e) it is a relevant generator facility under section 23B of the EIA;
 - (f) it is registered under the REE Act in respect of the Generation Unit and the Generation Unit is an accredited power station under the REE Act; and
 - (g) it has complied in all respects with the provisions of the REE Act and Green Power Program as they affect this Agreement.

7. Pricing and Charges

- 7.1 TRUenergy will be charged and invoiced each Billing Period for the charges comprising the following:
- (a) the Export Electricity Charge for Metered Energy; and
 - (b) if a REC Charge is specified in the Schedule, the REC Charge for each REC validly transferred to TRUenergy.
- 7.2 The Generator will be responsible for all other charges in respect of the supply of Export Electricity and the transfer of RECs and Green Power Rights to TRUenergy under this Agreement.
- 7.3 The price that TRUenergy will pay for Export Electricity and RECs sold in accordance with this Agreement are set out in the Schedule.

- 7.4 At each anniversary of the date of this Agreement, TRUenergy will determine the average pool price at the Victorian node for the periods of sent out generation by the Generator in the previous year.
- 7.5 If the average pool price determined by TRUenergy under clause 7.4 is greater than the Export Electricity Charge, TRUenergy will make payment to the Generator of the amount of the excess for the periods of generation by the Generator (“Additional Payment Amount”), subject always to a maximum average pool price of \$25 per MWh. If the average pool price at the Victorian node calculated by TRUenergy exceeds \$25 per MWh, the Generator shall only be entitled to the maximum amount of \$25 per MWh.
- 7.6 All charges stated in the Schedule are GST exclusive. A party must, in addition to any other amount, pay to the other party any goods and services tax, value added tax or other like tax (“GST”) payable as a consequence of any supply made or deemed to be made in connection with this Agreement. GST will be incorporated on the Tax Invoice which relates to the supply of Export Electricity for the billing period to which the GST is applicable.

8. Billing and Payment

- 8.1 The Generator must provide TRUenergy with Tax Invoices within 5 Business Days after the end of each Billing Period.
- 8.2 Subject to clause 15.2, TRUenergy will pay the Generator’s Tax Invoices including GST in full and without deduction within the Payment Terms, unless TRUenergy disputes the Generator’s Tax Invoices, in which case clause 15 will apply.
- 8.3 After settlement or resolution of any dispute, any amount agreed or determined to be paid shall be paid (or credited against the next Tax Invoice) by the relevant party at the time of payment of the next Tax Invoice. If an Adjustment Event occurs, the Generator must provide TRUenergy with an Adjustment Note in accordance with the GST Law.

9. Rights and Responsibilities of the Parties

- 9.1 The Generator acknowledges that there are rights and responsibilities placed on it under the Regulations, additional to those contained in this Agreement, including rights and obligations in relation to connection, disconnection and interruption of supply of electricity, and the Generator agrees to comply with these requirements.
- 9.2 The Generator must not tamper with, or permit tampering with, the Meter or associated equipment.
- 9.3 The Generator must co-operate with TRUenergy, and its agents or representatives and allow them safe, convenient and unhindered access to the Meter at the Connection Point for any purpose related to or in connection with the supply, metering or billing of Export Electricity.
- 9.4 Subject to clause 9.5 the parties must comply with the Regulations, and if a provision of this Agreement is inconsistent with a provision in the Regulations, the relevant provision in the Regulations prevails to the extent of the inconsistency.
- 9.5 If a provision in the Regulations which is inconsistent with a provision of this Agreement permits parties to an Agreement to exclude or vary that Regulation, then this Agreement will prevail to the extent of the inconsistency.

10. Disconnection and Interruption of Supply

- 10.1 Supply to the Connection Point may be interrupted or disconnected by the Distributor under the Regulations or the Connection Agreement:
- (a) to protect to the Distribution System and in the interest of TRUenergy and other retailers;
 - (b) for health and safety reasons;

- (c) during Emergencies;
 - (d) at the direction of the NEMMCO or the Jurisdictional Regulator;
 - (e) in a circumstance of Force Majeure;
 - (f) for maintenance;
 - (g) at the request of TRUenergy; or
 - (h) if the Distributor or the Generator is directed to do so by NEMMCO or the Jurisdictional Regulator.
- 10.2 Should disconnection occur at the request of TRUenergy, it must pay all costs associated with the disconnection and any subsequent reconnection.
- 10.3 The Generator will not be responsible for any disconnection or interruption of TRUenergy's supply by the Distributor.

11. Termination

- 11.1 Subject to clause 1.1, this Agreement will terminate:
- (a) immediately if the Connection Agreement is terminated for any reason; or
 - (b) where the Generation Unit ceases to be connected to the Distribution System for any reason.
- 11.2 This Agreement may be terminated if there is a breach by a party and that breach, if capable of remedy, is not remedied within 30 days after notice of breach has been given to that party.
- 11.3 Either party may immediately terminate this Agreement by notice in writing to the other if a provisional liquidator, liquidator or trustee for creditors generally or in bankruptcy, or a receiver, receiver and manager or administrator is appointed to that other party or if an application is made for the winding up of that other party and the application is not dismissed or withdrawn within 60 days or if that other party passes a resolution for its winding up.
- 11.4 The rights to terminate this Agreement provided by this clause are in addition to and not in substitution for any other rights or remedies of the parties and termination shall not prejudice the parties' accrued rights and liabilities.
- 11.5 On or as soon as possible after the date of termination, the Generator must conduct a final reading of the Meter, and within 12 Business Days of that reading:
- (a) provide notice of those matters specified in clause 6.4; and
 - (b) provide a final Tax Invoice in accordance with clause 8.

12. Liability

- 12.1 Notwithstanding anything else in this Agreement, to the fullest extent permitted by law, the liability of the parties for any breach of a condition, warranty or term whether under statute or by implication of law, custom or usage relating to the subject matter of this Agreement is limited to any one or more of the following:
- (a) in the case of a good:
 - (i) the replacement of the good or the supply of an equivalent good;
 - (ii) the repair of the good;
 - (iii) the payment of the cost of replacing the good or of acquiring an equivalent good; or
 - (iv) the payment of the cost of having the good repaired; or
 - (b) in the case of a service to:
 - (i) the supplying of the service again; or
 - (ii) the payment of the cost of having the service supplied again.

- 12.2 To the maximum extent permitted by law, the Generator will indemnify TRUenergy in respect of any loss or damage or death or injury and all liabilities or claims which TRUenergy may incur to any third party arising out of the supply of Export Electricity and RECs to it from the Generator.
- 12.3 TRUenergy is not liable to the Generator or any person claiming through the Generator for:
- (a) any costs, expenses, loss or damage, death or injury arising from the supply of electricity or failure to supply electricity or any matter not arising in connection with this Agreement; and
 - (b) any indirect, special or consequential loss arising from or in any way related to a breach of this Agreement by TRUenergy.

13. Force Majeure

Neither party shall be liable for any breach of this Agreement, directly or indirectly caused by an event of Force Majeure.

14. Notices

- 14.1 A notice, consent, approval or other communication under this Agreement must be signed by or on behalf of the person giving it, addressed to the person to whom it is to be given and delivered, sent by pre-paid mail or transmitted by facsimile to the address specified in the Schedule or another address of which that person has subsequently given notice to the other party.
- 14.2 A notice, consent, approval or other communication given to a person in accordance with this clause is treated as having been given and received:
- (a) if delivered to a person's address, on the day of delivery if a Business Day, otherwise on the next Business Day;
 - (b) if sent by pre-paid mail, on the third Business Day after posting; or
 - (c) if transmitted by facsimile to a person's address and a correct and complete transmission report is received, on the day of transmission if a Business Day, otherwise on the next Business Day.
- 14.3 Without limiting clause 14.1, TRUenergy may provide notice in at least one newspaper circulating generally in the State or notice in the Government Gazette as may be permitted by the Regulations.

15. Dispute Resolution

- 15.1 If a dispute arises under this Agreement in relation to an obligation to be performed by either party which cannot be settled by negotiation between representatives of the parties within 30 days after commencing negotiation, then either party may give written notice to the contact person nominated in the Schedule, or his or her nominee, of the other party declaring that a dispute exists. The notice must set out the details of the dispute and the steps taken to resolve the dispute. The contact persons, or their nominees, shall meet within 10 Business Days of the dispute being declared and shall use their reasonable endeavours to resolve the dispute. If the dispute is not able to be resolved within this 10 Business day period, the parties will refer the dispute to their executive management for resolution. A party may not commence litigation or proceedings until it has used its best endeavours to comply with the requirements of this clause 15.1.
- 15.2 If all or any part of a Tax Invoice issued to TRUenergy by the Generator under clause 8 is in dispute, TRUenergy is not required to make payment of the disputed amount until the dispute is resolved.
- 15.3 Notwithstanding the existence of a dispute, each party must continue to perform its obligations under this Agreement.

16. General

- 16.1 Waiver: The non-exercise of or delay in exercising any power or right of a party does not operate as a waiver of that power or right nor does any single non-exercise of a power or right preclude any other or further exercise of it or the exercise of any other power or right. A power or right may only be waived in writing, signed by the party to be bound by the waiver.
- 16.2 Amendment: This Agreement may only be amended or supplemented in writing, signed by the parties.
- 16.3 Entire Agreement: This Agreement and the Schedule and these terms and conditions and constitutes the entire Agreement between the parties and supersedes all prior arrangements, whether written, oral, implied or deemed in relation to the supply and sale of electricity described in this Agreement.
- 16.4 Title and Risk: Title and risk in Export Electricity will transfer to TRUenergy at the Connection Point.
- 16.5 Governing Laws: This Agreement is governed by the laws of Victoria.
- 16.6 Assignment: The Generator may not assign its rights under this Agreement without the prior written consent of TRUenergy. TRUenergy may assign and novate its rights and obligations under this Agreement upon giving notice in writing to the Generator.
- 16.7 Changes to Law: The parties acknowledge that there may be changes to the Regulations such that RECs or Green Power Rights can no longer be created, or are partially or wholly replaced (or their value is diminished) or the parties rights or obligations are materially affected. The parties agree that, if in TRUenergy's reasonable view, changes to the Regulations impact upon RECs or Green Power Rights or materially affect the parties' rights or obligations, TRUenergy may amend this Agreement to take into account those changes.
- 16.8 Confidential Information and Privacy: The parties acknowledge that during the course of negotiating this Agreement they have been provided with confidential information of the other party. Neither the Generator or TRUenergy shall release or publicly disclose such information to any person, corporation or body without the prior written consent of the other party unless such release: is required by law, to a related body corporate or its advisers and financiers, where necessary pursuant to clause 15, the information is already in the public domain, or necessary as part of the sale by TRUenergy of all or substantially all of its business.
- 16.9 Survival: The warranties, undertakings and indemnities in this Agreement survive termination of this Agreement.
- 16.10 Each party has entered into this Agreement without relying on any representation by any other party or any person purporting to represent that party.

17. Definitions and Interpretation

- 17.1 In this Agreement, unless the context otherwise requires:
- “**Additional Payment Amount**” means the amount determined in accordance with clause 7.5;
- “**Adjustment Event**” has the meaning given to it by the GST Law;
- “**Adjustment Note**” has the meaning given to it by the GST Law;
- “**Billing Period**” means the billing period specified in the Schedule;
- “**Business Day**” means Monday to Friday, excluding public holidays in the State in which the Connection Point is located;
- “**Commencement Date**” means the later of:
- (a) the date on which the Conditions are satisfied; and
 - (b) the commencement date specified in the Schedule;

- “**Conditions**” means the conditions to this Agreement specified in clause 2.1;
- “**Connection Agreement**” means, in relation to a Connection Point located in Victoria, an agreement between the Distributor and the Generator providing for the connection of the Generation Unit to the Distribution System;
- “**Connection Point**” means the point at which the Generation Unit is physically connected to the Distribution System, at or around the location specified in the Schedule;
- “**Distributor**” means the distributor specified in the Schedule;
- “**Distribution System**” means a system of electric lines and associated equipment which the Distributor is licensed under the EIA to use to distribute or supply electricity;
- “**DLF**” means the distribution loss factors varied from time to time and published by NEMCCO;
- “**EIA**” means the **Electricity Industry Act 2000** (Vic);
- “**Emergency**” means, in the reasonable opinion of the Generator, TRUenergy or the Distributor, the actual or imminent occurrence of an event which has or is likely to cause damage to any person or property or which has damaged or threatens to damage the safe and efficient supply of electricity;
- “**Export Electricity**” means electricity generated by the Generation Unit and exported to the Distribution System from the Connection Point;
- “**Export Electricity Charge**” means the charge payable by TRUenergy for the Export Electricity supplied as specified in the Schedule;
- “**Force Majeure**” means act of God; war, revolution or any other unlawful act against public order or authority; an industrial dispute including strike or other labour disturbances; a governmental restraint including a declaration of emergency; and any other event which is not within a party’s reasonable control;
- “**Generation Unit**” means a “relevant generation facility”, as defined in section 23B of the EIA which is owned by the Generator and installed at the Connection Point, and includes any ancillary electrical equipment;
- “**Good Operating Practice**” means any of the practices, methods and acts engaged in by operators of generators comparable to the Generation Unit that would be expected to accomplish the desired result in a manner consistent with law, regulation, high reliability, safety, and expedition;
- “**Green Power Generator**” has the meaning of that term in the Green Power Program;
- “**Green Power Program**” means the National Green Power Accreditation Program as contained in the National Green Power Accreditation Program Accreditation Document, Version 3, August 2003, as amended from time to time or any successor or similar scheme that evolves or develops as a result of this program;
- “**Green Power Rights**” means a Green Power Right created from new generation as defined in the Green Power Program;
- “**GST Act**” means **A New Tax System (Goods and Services Tax) Act 1999** (Cth);
- “**GST Law**” has the meaning given to it by the GST Act;
- “**Jurisdictional Regulator**” means the regulator relevant to each State;
- “**Meter**” means the meter for the purpose of measuring and recording on a half hourly basis, the amount of Export Electricity delivered to the Distribution System from the Generation Unit at the Connection Point;
- “**Meter Data Agent**” means the person identified as the meter data agent in the Schedule;
- “**Metered Energy**” means the amount of Export Electricity supplied to the Connection Point as measured by the Meter multiplied by the appropriate constant after taking account of any applicable DLF or MLF;

“**Meter Provider**” means the person identified as the meter provider in the Schedule;

“**MLF**” means the marginal loss factor as varied from time to time and published by NEMMCO;

“**National Electricity Law**” means the National Electricity Law set out in the Schedule to the **National Electricity (South Australia) Act 1996**, as amended by the **National Electricity (South Australia) (New National Electricity Law) Amendment Act 2005** and incorporated in Victoria under the **National Electricity (Victoria) Act 2005**;

“**National Electricity Rules**” means the Rules of that name in force from time to time made under the National Electricity Law;

“**NEMMCO**” means the National Electricity Market Management Company Limited ABN 94 072 010 327;

“**Payment Terms**” means the payment terms specified in the Schedule;

“**ORER**” means the Office of the Renewable Energy Regulator or its successor;

“**Quarter**” means a period of 3 months ending 31 March, 30 June, 30 September and 31 December in each year;

“**REC**” means a renewable energy certificate created under the REE Act in respect of the Generating Unit;

“**REC Charge**” means the amount payable for the RECs and Green Power Rights as specified in the Schedule;

“**REE Act**” means the **Renewable Energy (Electricity) Act 2000** (Cth) and the Renewable Energy (Electricity) Regulations 2001;

“**Regulations**” means any act, regulation, code, mandatory guideline, rule, licence or any other regulatory instrument enforced from time to time which binds a party in connection with the activities contemplated by this Agreement;

“**State**” means Victoria; and

“**Tax Invoice**” has the meaning given to it in the GST Law.

17.2 The following rules of interpretation apply unless the context otherwise requires:

- (a) headings are for convenience only and do not affect interpretation;
 - (b) the singular includes the plural and conversely;
 - (c) a gender includes all genders;
 - (d) where a word or phrase is defined, its grammatical forms have a corresponding meaning;
 - (e) a reference to a person includes a body corporate, an unincorporated body or other entity or conversely and their successors and assigns;
 - (f) a reference to a clause or Schedule is to a clause or Schedule to this Agreement. A reference to any party to this Agreement or any other Agreement or document includes the parties successors and permitted parties;
 - (g) where an obligation under this Agreement is to be performed, or a period referred to ends, on a day that is not a Business Day that obligation shall be performed or the period shall end (as the case requires) on the next following Business Day; and
 - (h) unless otherwise defined in this Agreement, capitalised terms have the same meaning as contained in the National Electricity Rules.
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Plant Health and Plant Products Act 1995
ORDER PROHIBITING OR RESTRICTING THE IMPORTATION OR
ENTRY OF ASPARAGUS STEM BLIGHT INTO VICTORIA

I, Bob Cameron, Minister for Agriculture, make the following Order:

Dated 20 November 2005

BOB CAMERON MP
Minister for Agriculture

1. Objective

The objective of this Order is to prevent the importation or entry of the exotic disease asparagus stem blight (*Phomopsis asparagi*) into Victoria.

2. Authorising provision

This Order is made under Section 24 of the **Plant Health and Plant Products Act 1995**.

3. Definitions

In this Order –

“**agricultural equipment**” means any equipment used for the culture, harvesting, packing or processing of any plant, plant part or plant product of the genus *Asparagus*;

“**asparagus stem blight**” means the exotic disease caused by the fungus *Phomopsis asparagi*;

“**asparagus stem blight host material**” means any plant, plant part or plant product of the genus *Asparagus*;

“**Manager Plant Standards**” means the person for the time being occupying or acting in the position of Manager Plant Standards in the Department of Primary Industries.

4. Controls applying to asparagus stem blight

(1) The entry or importation into Victoria of any –

- (a) plant, plant part or plant product of the genus *Asparagus*; or
- (b) agricultural equipment; or
- (c) package which has contained any asparagus stem blight host material; or
- (d) soil in which any asparagus stem blight host material has been grown – is prohibited.

(2) Sub-clause (1) does not apply if:

- (a) the asparagus stem blight host material was sourced from, or the agricultural equipment or package was last used on, or the soil was sourced from a property that is located –
 - (i) in a State or Territory, or part of a State or Territory, for which an area freedom certificate issued by an officer responsible for agriculture in the State or Territory where the asparagus stem blight host material was grown, the agricultural equipment or package was last used, or the soil was sourced from, is currently in force certifying that the State or Territory or that part of the State or Territory is free of asparagus stem blight; or
 - (ii) more than 200 kilometres from a detection of asparagus stem blight; or
- (b) the asparagus stem blight host material, agricultural equipment or used package is accompanied by an assurance certificate issued by a person who is accredited by the department responsible for agriculture in the affected State or Territory or a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that–

- (i) in the case of asparagus spears or seeds, the spears or seeds have been handled and treated in a manner approved by the Manager Plant Standards; or
- (ii) in the case of agricultural equipment or used packages, the equipment or package has been cleaned and treated in a manner approved by the Manager Plant Standards.

Note: Section 25 of the Act provides that a person is guilty of an offence and a penalty not exceeding 50 penalty units for a natural person, or 200 penalty units for a body corporate, for knowingly breaching an importation order.



Marine Act 1988

SECTION 15 NOTICE

I, the Director of Marine Safety, on the recommendation of the Shire of Strathbogie, hereby give notice under subsection 15(1) of the **Marine Act 1988** of the following amendments to Notice No. 1 under section 15(2) of the **Marine Act 1988**:

1. revoke the rules regulating the operation of vessels on the waters of the Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie set out in Schedule 91 of the Notice made under section 15(2) of the **Marine Act 1988**; and
2. give notice of the following rules regulating the operation of vessels on the waters of the Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie:

WATERS – THE GOULBURN RIVER FROM HUGHES CREEK TO GOULBURN WEIR INCLUDING LAKE NAGAMBIE

Waterway Manager – Strathbogie Shire Council

1. Definitions for the purposes of this Schedule:
 - (a) “Backwaters” – are waters adjacent to the Goulburn River but not forming part of the main river course.
 - (b) “Chinaman’s Bridge” – is the current bridge located on the Heathcote–Nagambie Road.
 - (c) “Goulburn River” – is all the water between the exposed banks of the main river course.
 - (d) “Goulburn Weir” is all the waters of the Weir downstream from the Goulburn River entrance to the Weir adjacent to the location known as “Verge’s Jetty”.
 - (e) “Lake Nagambie” – is all the water east of an imaginary line extending from the waters edge at the northern extremity of Vickers Island to the waters edge adjacent to the prolongation of Racecourse Road, Nagambie, and east of the western entrance to the location known as the scour where it joins the Goulburn River.
 - (f) “Un-powered vessel” – a vessel that does not have an engine that is used or is capable of being used for propulsion.
 - (g) “Zone delineation” – the terms “signs”, “buoys”, “markers” and “poles” should be considered as inter-changeable.
2. 5 knot speed restriction zones for the purposes of Clause 7.

All the waters of this Schedule are subject to a speed restriction of 5 knots between one hour after sunset and one hour before sunrise, excluding zones where the operation of vessels is prohibited.

**GOULBURN RIVER (FROM HUGHES CREEK TO GOULBURN WEIR)
AND GOULBURN WEIR**

3. Specification of exemptions to Clauses 3(a) [5 knots within 50 metres of the waters edge] and 3(b) [5 knots within 50 metres of a fixed or floating structure].

The following waters of the Goulburn River are excluded from the provisions of Clauses 3(a) and 3(b) as described below.

- (a) The provisions of Clause 3(a) do not apply to the waters of the Goulburn River from Hughes Creek to entrance to Goulburn Weir, excluding the waters described in Item 4(a) of this Schedule.
 - (b) The provisions of Clause 3(b) do not apply to the waters of the Goulburn River described in Item 8 of this Schedule in relation to fixed or floating structures associated with waterskiing activities.
4. 5 knot speed restriction zones for the purposes of Clause 7.

- (a) The following waters of the Goulburn River and backwaters are subject to a speed restriction of 5 knots.
 - (i) From Hughes Creek to signs on or near each bank approximately 1000 metres downstream.
 - (ii) Between signs on or near each bank situated approximately 1500 metres upstream from the Mitchelton Winery landing and signs on or near each bank situated approximately 1500 metres downstream from the landing.
 - (iii) Between signs on or near each bank situated approximately 150 metres upstream from the Chateau Tahbilk Winery landing to signs on or near each bank situated at the upstream boundary Item 8, approximately 500 metres downstream from the landing.
 - (iv) From approximately 600 metres downstream of Chinaman's Bridge to Kirwan's Bridge, including backwaters, and marked by signs on or near each bank, excluding the "20 knot zones" described in Items 5(b), 5(c), 5(d) and 5(e) of this Schedule.
- (b) All the waters of Goulburn Weir are subject to a speed restriction of 5 knots, excluding a channel delineated by combination 5 knot / port and starboard markers from the Goulburn River entrance to the Weir to adjacent to the Nagambie Lakes Country Retreat.

5. 20 knot speed restriction zone for the purposes of Clause 7.

The following waters of the Goulburn River are subject to a speed restriction of 20 knots.

- (a) Between the downstream boundary of the "5 knot zone" described in Item 4(a)(i) of this Schedule and the upstream boundary of the "5 knot zone" described in Item 4(a)(iii) of this Schedule and as marked by signs on or near each bank, excluding the "5 knot zone" described in Item 4(a)(ii).
- (b) Between the "exclusive use and special purpose zone" described in Item 8 of this Schedule and the vicinity of the entrance to the Nagambie Lakes Caravan Park approximately 600 metres downstream of Chinaman's Bridge and as marked by signs on or near each bank.
- (c) Between the vicinity of the downstream boundary of the Nagambie Lakes Caravan Park and the downstream extremity of Teddy Bear Island and as marked by signs on or near each bank.
- (d) From approximately 800 metres downstream of Teddy Bear Island to adjacent to Lobbs Island at the entrance to the eastern backwater and as marked by signs on or near each bank.
- (e) From the downstream extremity of Turner Island to Kirwan's Bridge and as marked by signs on or near each bank.

6. Areas where waterskiing is prohibited for the purposes of Clause 8.

The following waters are prohibited for the purposes of waterskiing.

- (a) The waters of the Goulburn River between Hughes Creek and Kirwan's Bridge, except as provided in the "exclusive use and special purpose zone" described in Item 8 of this Schedule.
- (b) All backwaters.

7. Areas where vessels are prohibited for the purposes of Clause 9.

The following waters of the Goulburn Weir are prohibited to vessels:

- (a) Between the Weir wall of the Goulburn River and the Stuart Murray Canal and a line approximately 200 metres upstream to an imaginary line between two beacons on opposite shores marked "Stop" and "Prohibited Water Beyond This Point".
- (b) Within approximately 90 metres of the Cattnach Canal Offtake and as marked by red buoys.
- (c) Within 90 metres of the Goulburn Channel Offtake and as marked by red buoys.

8. Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of the Goulburn River between the "5 knot zone" described in Item 4(a)(iii) of this Schedule and approximately 1300 metres downstream from Sandy Creek and as marked at each end by signs on or near each bank are set aside exclusively for waterskiing and activities associated with waterskiing, excluding vessels transiting the zone and keeping as close as practicable to the river bank.

LAKE NAGAMBIE

Vessel operating and zoning rules on Lake Nagambie for water levels 123.900 metres AHD and above as measured at the Goulburn Murray Water gauge located on the Goulburn Weir wall.

9. Specification of exceptions to Clauses 3(a) [5 knots within 50 metres of the waters edge] and 3(b) [5 knots within 50 metres of a fixed or floating structure].

The following waters of Lake Nagambie are excluded from the provisions of Clauses 3(a) and 3(b) as described below.

- (a) The provisions of Clause 3(a) do not apply to waters of Lake Nagambie.
- (b) The provisions of Clause 3(b) do not apply to the waters of Lake Nagambie within 50 metres of the McNamara Point boat ramp, excluding the waters contained in the "5 knot zone" described in Item 11(b) of this Schedule.

10. Specification of Access Lane.

The area of the waters of Lake Nagambie extending approximately 50 metres from the waters edge between two lines extending from two signs on the shore to two green buoys in the water, the signs on the shore being approximately 120 metres apart with the northernmost sign being approximately 90 metres south of the boat ramp on the eastern shore of Vickers Island is an access lane.

11. 5 knot speed restriction zones for the purposes of Clause 7.

The following waters of Lake Nagambie are subject to a speed restriction of 5 knots.

- (a) The waters of Lake Nagambie south and east of an imaginary line commencing at a red buoy on the north-west corner of the "No Boating Zone" as described in Item 13(a) of this Schedule, then in a north-easterly direction for approximately 200 metres to a "5 knot zone" marker buoy, then north approximately 120 metres to a "5 knot zone" marker buoy, then in a westerly direction for approximately 170 metres to a "5 knot zone" marker buoy or beacon located approximately 60 metres from the waters edge adjacent to and south-westerly of Hutton's Point, then north-westerly to a "5 knot zone" sign on the shore approximately 130 metres west of the "No Boating Zone" described in Item 13(b) of this Schedule.

- (b) All the waters of Lake Nagambie west of an imaginary line commencing from a sign adjacent to the north-western extremity of the McNamara Point boat ramp then north-westerly to a "5 knot" buoy or marker approximately 30 metres off Vickers Island and then continuing the line approximately 30 metres from the shore to the buoy marking southern boundary of the "waterski access lane" described in Item 10 of this Schedule.
12. Areas where waterskiing is prohibited for the purposes of Clause 8.
The waters of Lake Nagambie as described in Items 11, 13 and 14 of this Schedule are prohibited to waterskiing.
13. Areas where vessels are prohibited for the purposes of Clause 9.
The following waters of Lake Nagambie are prohibited to vessels:
- (a) The waters in the vicinity of a swimming pool offshore from Buckley Park, extending approximately 50 metres from the waters edge between side boundaries marked by "No Boating" or "Swimming Area" signs situated at the eastern and western ends of the Buckley Park Reserve with the outer Lake extremities being marked by red buoys;
- (b) The waters to the north-west of the prolongation of River Street extending approximately 50 metres from the waters edge between "No Boating" or "Swimming Area" signs situated at the eastern and western boundaries of the zone approximately 100 metres apart with the outer Lake extremity being marked by red buoys;
- (c) Lake Nagambie within approximately 50 metres of a "No Boating" or "Swimming Area" sign located on the western shore of the Lake approximately 50 metres north of the northern boundary of the "access lane" described in Item 10 of this Schedule with the outer Lake extremities being marked by red buoys.
14. Exclusive use and special purpose areas for the purposes of Clause 13.
All the waters of Lake Nagambie south and east of an imaginary line extending from a sign on the foreshore at McNamara's Point in a north-easterly direction to and through an identifiable sunken barge and then to the "5 knot zone" buoy or marker approximately 60 metres south-westerly of Hutton's Point, as described in Item 11(a) of this Schedule, and then following the boundary of that "5 knot zone" to where it finishes on the foreshore at Buckley Park are set aside for –
- (a) un-powered vessels with a draught of less than one metre; and
- (b) vessels travelling at less than 5 knots directly accessing landings licensed by the Shire of Strathbogie or Goulburn Murray Water;
- (c) vessels involved with course or waterway maintenance and management.

LAKE NAGAMBIE

Vessel operating and zoning rules on Lake Nagambie for water levels below 123.900 metres AHD as measured at the Goulburn Murray Water gauge located on the Goulburn Weir wall.

15. 5 knot speed restriction zones for the purposes of Clause 7.
All the waters of Lake Nagambie except for areas prohibited to vessels are subject to a speed restriction of 5 knots.
16. Areas where vessels are prohibited for the purposes of Clause 9.
The following waters of Lake Nagambie are prohibited to vessels:
- (a) The waters in the vicinity of a swimming pool offshore from Buckley Park, extending approximately 50 metres from the waters edge between side boundaries marked by "No Boating" or "Swimming Area" signs situated at the eastern and western ends of the Buckley Park Reserve with the outer Lake extremities being marked by red buoys;
- (b) The waters to the north-west of the prolongation of River Street extending approximately 50 metres from the waters edge between "No Boating" or "Swimming Area" signs situated at the eastern and western boundaries of the zone approximately 100 metres apart with the outer Lake extremity being marked by red buoys;

- (c) Lake Nagambie within approximately 50 metres of a “No Boating” or “Swimming Area” sign located on the western shore of the Lake approximately 50 metres north of the northern boundary of the “access lane” described in Item 10 of this Schedule with the outer Lake extremities being marked by red buoys.

17. Exclusive use and special purpose areas for the purposes of Clause 13.

All the waters of Lake Nagambie south and east of an imaginary line extending from a sign on the foreshore at McNamara’s Point in a north-easterly direction to and through an identifiable sunken barge and then to the “5 knot zone” buoy or marker approximately 60 metres south-westerly of Hutton’s Point, as described in Item 11(a) of this Schedule, and then following the boundary of that “5 knot zone” to where it finishes on the foreshore at Buckley Park are set aside for –

- (a) un-powered vessels with a draught of less than one metre; and
 (b) vessels travelling at less than 5 knots directly accessing landings licensed by the Shire of Strathbogie or Goulburn Murray Water;
 (c) vessels involved with course or waterway maintenance and management.

Reference No. 299/003/2005

Dated 5 October 2005

BRIAN RICHES
 Director of Marine Safety



GIPPSLAND
 WATER

Water Act 1989

Gippsland Water By Law 10

Removal of Water Restrictions

As at 1 am, 7 December 2005, Stage 1 Water Restrictions will be removed in all areas serviced by Gippsland Water.

Water Act 1989

NOTICE UNDER SECTION 170A

Introduction of a Permanent Water Saving Plan

As at 1 am, 7 December 2005, a new Permanent Water Saving Plan will be introduced for all water supply systems across Gippsland Water’s service area. Restrictions and prohibitions included in the Permanent Water Saving Rules contained within the Permanent Water Saving Plan will be imposed by Gippsland Water and apply to the whole of its supply district and including customers on water by agreement.

These restrictions and prohibitions are as follows:

Residential and Commercial Gardens*

* This term includes lawns.

- a) An automatic watering system:
- i) must not be used, except between 8pm and 10am any day of the week; and
 - ii) which is installed on or after 1 June 2006, must not be used, unless it is fitted with a rain or soil moisture sensor (or equivalent device) as part of the control system.

- b) A manual watering system must not be used, except between 8pm and 10am on any day of the week.
- c) No restriction applies to using a hand-held hose fitted with a trigger nozzle, a watering can or a bucket, at any time.

Public Gardens* and Sports Ground / Recreational Areas

* This term includes lawns

- a) An automatic watering system:
 - i) must not be used, except between 8pm and 10am any day of the week; and
 - ii) which is installed on or after 1 June 2006, must not be used, unless it is fitted with a rain or soil moisture sensor (or equivalent device) as part of the control system.
- b) A manual watering system must not be used, except between 8pm and 10am on any day of the week.
- c) No restriction applies to using a hand-held hose fitted with a trigger nozzle, a watering can or a bucket, at any time.

Water Fountains

- a) Only water fountains that recirculate water can be operated.
- b) Topping up is permitted at any time provided that no more water than is necessary for that purpose is used.

Paved Areas – Cleaning

- a) Paved areas can be cleaned with water from a hose in special circumstances where:
 - i) An accident, fire, health or safety hazard or other emergency exists.
 - ii) There is staining to the surface such as that caused by oil, animal/bird faeces or plant material. A hand-held hose fitted with a trigger nozzle or a high pressure cleaning unit must be used. Only one clean per season is allowed.
- b) The paved area is under construction or renovation. A high pressure cleaning unit must be used.

Garden Nurseries – Commercial and Council

Watering systems (automatic and manual), hand-held hoses fitted with a trigger nozzle, watering cans and buckets can be used at any time to water plants and turf grown for sale or council use at any time.

Swimming Pools and Spas

- a) A pool or spa with a capacity greater than 2000 litres must not be filled from empty unless:
 - i) an application for approval from Gippsland Water is made. The application must outline the volume of water required to fill the pool or spa;
 - ii) the application has been approved by Gippsland Water, subject to such conditions as it may impose; and
- b) every such condition is complied with.

Vehicle Cleaning

- a) Cars, boats and other vehicles can be cleaned using a hand-held hose fitted with a trigger nozzle, a bucket, watering can or a high pressure cleaning unit at any time.
- b) Boat motors can be flushed with a hose in accordance with the manufacturer's advice.

Construction Industry

All hoses and watering systems must be in good condition and leak free. All hoses are to be fitted with a trigger nozzle.

Mobile Water Tankers

- a) Mobile water tankers, with a capacity greater than 2000 litres, may only be filled from a standpipe or other point of supply between the hours of 8am and 8pm.
- b) Prior to filling mobile water tankers, the owner or operator of the tanker must contact Gippsland Water and provide details as to:
 - i) when the tanker will be filled;
 - ii) where the tanker will be filled; and
 - iii) how much water will be drawn.

Private Dams and Tanks

- a) A dam or tank with a capacity greater than 2000 litres must not be filled from empty unless:
 - i) an application for approval from Gippsland Water is made. The application must outline the volume of water required to fill the dam or tank;
 - ii) the application has been approved by Gippsland Water, subject to such conditions as it may impose; and
 - iii) every such condition is complied with.

There are various allowable General Exemptions from the Permanent Water Saving Rules provided for within the Permanent Water Saving Plan.

Gippsland Water's Permanent Water Saving Plan will come into effect at 1 am on 7 December 2005. A full copy of the Plan can be found on Gippsland Water's website www.gippswater.com.au. Alternatively customers are able to contact Gippsland Water toll free 1800 066 401 to obtain a copy.

Planning and Environment Act 1987**BASS COAST PLANNING SCHEME**Notice of Approval of Amendment
Amendment C54

The Minister for Planning has approved Amendment C54 to the Bass Coast Planning Scheme.

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

The Amendment applies to land at Part Lot 2 on PS322332 and Part Lot 1 on LP125288 both in the Parish of Corinella, County of Mornington being land adjacent to the Dalyston–Glen Forbes Road at the intersection of the Bass Highway. The Amendment proposes to apply the Public Acquisition Overlay over land to be acquired by VicRoads for the purpose of constructing a wide median intersection treatment at the interchange associated with the Bass Highway duplication.

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 Bass Coast Shire Council, 76 McBride Avenue, Wonthaggi.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987**GREATER SHEPPARTON
PLANNING SCHEME**Notice of Approval of Amendment
Amendment C57

The Minister for Planning has approved Amendment C57 to the Greater Shepparton Planning Scheme.

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

The Amendment:

- rezones approximately 30 ha of land located on the western side of Archer Street in and adjacent to Marlboro Drive from Rural Zone (RUZ) to the Residential 1 Zone (R1Z);

- removes the Development Plan Overlay (DPO1) from the land and includes the land within the Development Plan Overlay (DPO8); and
- inserts a new schedule (DPO8) to the Development Plan Overlay.

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 Level, 8 Nicholson Street, Melbourne, North East Regional Office, 89 Sydney Road, Benalla and at the offices of the Greater Shepparton City Council, Welsford Street, Shepparton.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987**MORELAND PLANNING SCHEME**Notice of Approval of Amendment
Amendment C38

The Minister for Planning has approved Amendment C38 to the Moreland Planning Scheme.

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

The Amendment rezones 97 Park Street, Oak Park from Industrial 3 (IN3Z) to Residential 1 (R1Z) and applies an Environmental Audit Overlay (EAO) to the land.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne and at the offices of Moreland City Council, 90 Bell Street, Coburg 3058.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987**MOUNT ALEXANDER
PLANNING SCHEME****Notice of Approval of Amendment
Amendment C30**

The Minister for Planning has approved Amendment C30 to the Mount Alexander Planning Scheme.

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

The Amendment:

- introduces interim controls based on the Happy Valley/Moonlight Flat Strategic Plan, pending consideration of Amendment C25 by a Planning Panel and rezones 11 small crown allotments to PCRZ to reflect the public ownership of the land.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, Melbourne; Department of Sustainability and Environment, North West Regional Office, 1 Taylor Street, Epsom; and at the offices of the Mount Alexander Shire Council, 25 Lyttleton Street, Castlemaine.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987**SURF COAST PLANNING SCHEME****Notice of Approval of Amendment
Amendment C15 Part 1**

The Minister for Planning has approved Amendment C15 Part 1 to the Surf Coast Planning Scheme.

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

The Amendment replaces Clause 21.06–3 of the Municipal Strategic Statement to establish the importance and value of heritage to the Shire and introduces a new heritage local planning policy and a new Mountjoy Parade Heritage Area policy into the Local Planning Policy Framework. The Amendment also includes 36 significant heritage places assessed in the Selected Lorne / Deans Marsh Heritage Place

Assessments Report 2003 in a Heritage Overlay (35 individual sites and 1 heritage area) and rearranges the Heritage Schedule.

630 Benwerrin–Mount Sabine Road, Benwerrin is also rezoned from Public Conservation and Resource Zone to Environmental Rural 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 Level, 8 Nicholson Street, East Melbourne and at the offices of the Surf Coast Shire Council, 25 Grossmans Road, Torquay.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987**WHITEHORSE PLANNING SCHEME****Notice of Approval of Amendment
Amendment C58**

The Minister for Planning has approved Amendment C58 to the Whitehorse Planning Scheme.

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

The Amendment includes former Commonwealth land (residential properties at Nos. 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 20 John Holland Court, Blackburn and Nos. 1, 2, 3, 4, 5, 6, 7, 9, 11, 13, 15, 16, 18, 20 and 22 Meyer Close, Blackburn) in a Residential 1 Zone and a Council owned open space reserve (Reserve No. 1 on PS 339356T) in a Public Conservation and Resource 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 Whitehorse City Council, 379 Whitehorse Road, Nunawading.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

WODONGA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C27

The Minister for Planning has approved Amendment C27 to the Wodonga Planning Scheme.

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

The Amendment:

1. applies the Public Park and Recreation Zone to the former Bonegilla Migrant Settlement Camp (Block 19), Bonegilla;
2. applies the Heritage Overlay (Heritage Place HO7) to part of the former Bonegilla Migrant Settlement Camp (Block 19), Bonegilla;
3. replaces the Heritage Overlay schedule to include part of the former Bonegilla Migrant Settlement Camp (Block 19), Bonegilla as Heritage Place No. HO7.

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; the Department of Sustainability and Environment North Eastern regional office, 89 Sydney Road, Benalla; and at the offices of the Wodonga City Council, Hovell Street, Wodonga.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

ORDERS IN COUNCIL

Financial Management Act 1994

BRING FORWARD APPROPRIATION
UNDER SECTION 28(1)

Order in Council

The Lieutenant-Governor as the Governor's deputy, with the advice of the Executive Council under section 28(1) of the **Financial Management Act 1994** approves the allocation of \$2,000,000 to the Department of Premier and Cabinet, in addition to amounts appropriated for the purposes of that department, under 'Additions to the net asset base', in the **Appropriation (2005–2006) Act 2005**.

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

Dated 29 November 2005

Responsible Minister
JOHN BRUMBY MP
Treasurer

RUTH LEACH
Clerk of the Executive Council

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

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

- | | |
|--|--|
| <p>147. <i>Statutory Rule:</i> Supreme Court (Legal Profession References Amendment) Rules 2005</p> <p><i>Authorising Act:</i> Supreme Court Act 1986</p> <p><i>Date of making:</i> 24 November 2005</p> | <p>153. <i>Statutory Rule:</i> Subordinate Legislation (Trade Measurement Regulations 1995 – Extension of Operation) Regulations 2005</p> <p><i>Authorising Act:</i> Subordinate Legislation Act 1994</p> <p><i>Date of making:</i> 29 November 2005</p> |
| <p>148. <i>Statutory Rule:</i> Supreme Court (General Civil Procedure) Rules 2005</p> <p><i>Authorising Act:</i> Supreme Court Act 1986</p> <p><i>Date of making:</i> 24 November 2005</p> | <p>154. <i>Statutory Rule:</i> Marine (Personal Flotation Devices and Other Safety Equipment) Regulations 2005</p> <p><i>Authorising Act:</i> Marine Act 1988</p> <p><i>Date of making:</i> 29 November 2005</p> |
| <p>149. <i>Statutory Rule:</i> Legal Practice (Admission) (Amendment) Rules 2005</p> <p><i>Authorising Act:</i> Legal Profession Act 2004</p> <p><i>Date of making:</i> 28 November 2005</p> | <p>155. <i>Statutory Rule:</i> Marine (Infringements) Regulations 2005</p> <p><i>Authorising Act:</i> Marine Act 1988</p> <p><i>Date of making:</i> 29 November 2005</p> |
| <p>150. <i>Statutory Rule:</i> Fisheries (Aquaculture Fees and Levies) Regulations 2005</p> <p><i>Authorising Act:</i> Fisheries Act 1995</p> <p><i>Date of making:</i> 29 November 2005</p> | <p>156. <i>Statutory Rule:</i> Police (Special Constables Revocation) Regulations 2005</p> <p><i>Authorising Act:</i> Police Regulation Act 1958</p> <p><i>Date of making:</i> 29 November 2005</p> |
| <p>151. <i>Statutory Rule:</i> Domestic (Feral and Nuisance) Animals Regulations 2005</p> <p><i>Authorising Act:</i> Domestic (Feral and Nuisance) Animals Act 1994</p> <p><i>Date of making:</i> 29 November 2005</p> | |
| <p>152. <i>Statutory Rule:</i> Legal Profession Regulations 2005</p> <p><i>Authorising Act:</i> Legal Profession Act 2004</p> <p><i>Date of making:</i> 29 November 2005</p> | |

**SUBORDINATE LEGISLATION ACT 1994
NOTICE THAT STATUTORY RULES ARE
OBTAINABLE**

Notice is hereby given under Section 17 (3) of the **Subordinate Legislation Act 1994** that the following Statutory Rules were first obtainable from Information Victoria, 356 Collins Street, Melbourne on the date specified:

141. *Statutory Rule:* Charities
Regulations 2005
Authorising Act: Charities Act 1978
Date first obtainable: 1 December 2005
Code A

142. *Statutory Rule:* National Parks
(Fees and Charges)
(Amendment)
Regulations 2005
Authorising Act: National Parks
Act 1975
Date first obtainable: 1 December 2005
Code A

143. *Statutory Rule:* Food (Forms and
Registration)
Regulations 2005
Authorising Act: Food Act 1984
Date first obtainable: 1 December 2005
Code A

144. *Statutory Rule:* Transport
(Ticketing and
Conduct)
(Amendment)
Regulations 2005
Authorising Act: Transport Act 1983
Date first obtainable: 1 December 2005
Code A

145. *Statutory Rule:* Road Safety
(Vehicles)
(Registration
Renewal)
Regulations 2005
Authorising Act: Road Safety
Act 1986
Date first obtainable: 1 December 2005
Code A

146. *Statutory Rule:* Subordinate
Legislation
(Water Industry
Regulations 1995 –
Extension of
Operation)
Regulations 2005
Authorising Act: Subordinate
Legislation
Act 1994
Date first obtainable: 1 December 2005
Code A

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

Retail price varies according to the number of pages in each Victoria Government Special Gazette, Victoria Government Periodical Gazette and Victorian legislation. The table below sets out the prices that apply.

<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>
A	1–16	\$3.70
B	17–32	\$5.50
C	33–48	\$7.55
D	49–96	\$11.75
E	97–144	\$15.20
F	145–192	\$17.95
G	193–240	\$20.70
H	241–288	\$22.05
I	289–352	\$24.80
J	353–416	\$29.00
K	417–480	\$33.10
L	481–544	\$38.60
M	545–608	\$44.10
N	609–672	\$49.65
O	673–736	\$55.10
P	737–800	\$60.65

**All Prices Include GST*

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