



Victoria Government Gazette

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No. G 25 Thursday 23 June 2005

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GENERAL

TABLE OF PROVISIONS

Private Advertisements		Sales by the Sheriff	
Dissolution of Partnership		Shane Norman Goodrem	1295
Rockingham Auto One	1291	Michael Tomic & Antoinette Marie Tomic	1295
The Polish Deli	1291	Bobby John Aldwell	1295
Estates of Deceased Persons		Renata Todorovic	1296
Dwyer Mahon & Robertson	1291	Proclamations	1297
F. R. E. Dawson & Son	1291	Government and Outer Budget Sector	
Garden & Green	1291	Agencies Notices	1299
Gibson & Gibson	1291	Orders in Council	1361
Goldsmiths	1292	Acts:	
Gullaci & Gullaci	1292	Crown Land (Reserves);	
Ian McCubbin & Associates	1292	Interpretation of Legislation;	
Kostas Evagorou	1292	Parliamentary Committees;	
Littleton Hackford	1292	Planning and Environment;	
Lyttletons	1292	Water Industry	
Mary Stewart	1293		
McDonough & Co.	1293		
McNab McNab & Starke	1293		
Mills Oakley	1293		
Nunan & Bloom	1294		
O'Donnell Salzano	1294		
Quinn & Quinn	1294		
Radford Legal	1294		
William Murray	1294		
Wisewoulds	1295		

Advertisers Please Note

As from 23 June 2005

The last Special Gazette was No. 118 dated 22 June 2005.

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

How To Submit Copy

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

Take notice that the partnership of John Richard Waddell, Kim Stephanie Waddell, Steven James Schuller and Irene Michelle Harris trading as Rockingham Auto One was dissolved on 31 March 2005 and that from 1 April 2005 Steven James Schuller and Irene Michelle Harris will continue to trade in partnership as Rockingham Auto One.

DISSOLUTION OF PARTNERSHIP

In accordance with section 41 of the **Partnership Act 1958** (Vic.), Peter Julian Langtry hereby provides public notification of the dissolution of the partnership between Peter Julian Langtry and Nicholas Anthony Vetrone trading as The Polish Deli at Shops 5 and 6, Dairy Pavilion, Victoria Market, Melbourne.

SECOMBS, solicitors,
100 Paisley Street, Footscray 3011.

Re: Estate of MARGARET McLOUGHLAN.

Creditors, next-of-kin or others having claims in respect of the estate of MARGARET McLOUGHLAN, late of 95 Sutcliffe Street, Sea Lake, in the State of Victoria, widow, deceased, who died on 25 May 2005, are to send particulars of their claim to the executor care of the undermentioned legal practitioners by 10 September 2005 after which date 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.

Re: Estate of ANNE WEBB, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of ANNE WEBB, late of Boort Hostel, Boort, in the State of Victoria, widow, deceased, who died on 6 April 2005, are to send particulars of their claim to the substituted executors (the instituted executor, Robert Henry Webb, having predeceased the deceased) care of the undermentioned legal

practitioners by 10 September 2005 after which date the instituted 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.

LUBA BYSTROW, late of 10 Bondi Street, Ringwood East, Victoria, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 December 2003, are required by Ronald Michael John Horfiniak of 46 Maysia Street, Canterbury, Victoria, consultant, the personal representative of the deceased, to send particulars to him care of his solicitors at the address set out below by 25 August 2005 after which date the personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.

F. R. E. DAWSON & SON,
solicitors for the personal representative,
5/470 Collins Street, Melbourne 3000.

Re: ANNIE EMILY SLATER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 April 2005, are required by the trustees, Maxwell Harold Slater and Leonard John Batty, to send particulars to them care of the undersigned by 1 September 2005, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

EDITH MURIEL JEAN FELLOWS, late of Ravenswood Nursing Home, 15 Tovey Street, Reservoir, in the State of Victoria. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 November 2004, are required by the trustee, Robyn Elsie Sanchez of 352 Elizabeth Drive, Sunbury, to send particulars to her in the

care of the undermentioned legal practitioners by 23 August 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

GIBSON & GIBSON, legal practitioners,
95A O'Shanassy Street, Sunbury, Victoria 3429.

ABRAHAM (also known as ABRAM) BENEDYKT, late of 12 Murray Street, East Brighton, in the State of Victoria. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 February 2005, are required by the executor, Leon Jedwab of 2/2 Martin Court, Toorak, in the said State, to send particulars to him care of the undermentioned solicitors by 14 September 2005 after which date the executor may convey or distribute the assets having regard only to the claims of which he then has notice.

GOLDSMITHS, barristers & solicitors,
13 Errol Street, North Melbourne 3051.

KENNETH WILLIAM ELLIOTT, late of 20 St James Street, Moonee Ponds 3039, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 16 August 2004, are required by Keith Edward Evans, the executor of the said estate, to send particulars by 31 August 2005 to his solicitors, Gullaci & Gullaci of 158 Bell Street, Coburg, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 17 June 2005

GULLACI & GULLACI, solicitors,
158 Bell Street, Coburg, Victoria 3058.

Re: GORDON CHALMERS HORNE, deceased, late of 9 Lingwell Road, Hawthorn East, Victoria, electrical mechanic. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 March 2005, and probate of whose Will was granted on 6 June 2005 to David Alexander Pearson of 137 Mountainview Road, Briar Hill, Victoria, are required by the executor to send particulars of their claims to him care of the

undermentioned solicitors by 31 August 2005 after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

IAN McCUBBIN & ASSOCIATES, solicitors,
40 Chute Street, Diamond Creek, Vic. 3089.

KATELLOU KYRIACOU, also known as Katellou Evagorou, late of 3 Caroline Street, Clifton Hill, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 October 2004, are required by the executor, Kostas Evagorou of 224 Thompsons Road, Lower Templestowe 3107, control centre operator, to send particulars to him by 31 August 2005 after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 23 June 2005

KOSTAS EVAGOROU, executor,
224 Thompsons Road, Lower Templestowe 3107.

Creditors, next-of-kin and others having claims in respect of the estate of JOHANNES CORNELES HENDRIK DE BOER, late of 99 Grey Street, Traralgon, Victoria, retired paper mill employee, deceased, who died on 27 May 2005, are to send their claims to the trustees, Joanna Huberta De Boer of Hazelwood House, 5 Phillip Parade, Churchill, Victoria, Hubertus Joannes De Boer of 50 Finlay Road, Thurgoona Park, Albury, New South Wales and Carolyn Joy De Boer of 50 Finlay Road, Thurgoona Park, Albury, New South Wales, care of the below mentioned solicitors by 23 August 2005 after which date they will distribute the assets of the deceased having regard only to the claims of which they then have notice.

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

MARGARET JUNE AGAR, late of Unit 2, 302 Spring Road, Dingley, Victoria, personal carer, deceased.

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

who died on 21 March 2005, are required by the executors, Peta Young and Joseph Young, to send particulars to them care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

LYTTLETONS, solicitors,
53 Marcus Road, Dingley.

JANE SEATH BROTHWELL, also known as Jean Seath Brothwell, late of 81 Argyle Avenue, Chelsea, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 January 2005, are required by the executors, Merylyn Ann Brothwell and Daryl William Brothwell, to send particulars to them care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

LYTTLETONS, solicitors,
53 Marcus Road, Dingley.

Re: JUDITH IRENE CLAPTON, late of Grutzner House, Pascoe Street, Shepparton, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 May 2005, are required by the trustee, Lewis Simon Edmonds of Lot 10, Bannister Road, Tamaree, Queensland, employment consultant, son of the deceased, to send particulars to the trustee by 25 August 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MARY STEWART, lawyer,
563 Wyndham Street, Shepparton 3632.

Re: MILTON MERVYN CLIFFORD RICHARDS, late of 18 Dawson Street, Rosedale, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 April 2005, are required by the trustee, Frances Maree Joyce of 18 Dawson Street, Rosedale, Victoria, home duties, the step-daughter, to send particulars to the trustee care of the belowmentioned solicitors by 5 September 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

McDONOUGH & CO., solicitors,
68 Seymour Street, Traralgon 3844.

Re: JOHN GRIMA, late of 36 Carruthers Drive, Hoppers Crossing, in the State of Victoria.

Creditors next-of-kin and others having claim in respect of the estate of the above deceased, who died at Footscray on 19 July 2004, are required by the administratrix and trustee of the said deceased, Angel Mamo, care of McNab McNab & Starke of 21 Keilor Road, Essendon, to send particulars to her by 25 August 2005 after which date the trustee may convey or distribute the assets having regard only to the claims of which she then has notice.

McNAB McNAB & STARKE, solicitors,
21 Keilor Road, Essendon 3040.

MAXWELL DAVID LACEY, late of 3 Warrain Street, Frankston, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 June 2005, are required by the executor, ANZ Executors & Trustee Company Limited, ACN 006 132 332, of 530 Collins Street, Melbourne, Victoria, to send particulars to it by 23 August 2005 after which date it may convey or distribute the assets having regard only to the claims of which it then has notice.

MILLS OAKLEY, lawyers,
121 William Street, Melbourne.

FAY BURNICE McEVOY, late of Macleod Nursing Home, 118 Somers Avenue, Macleod, Victoria, but formerly of 80 Sainsbury Avenue, Greensborough, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 January 2005, are required by the executor, Australian Executor Trustees (SA) Limited, ABN 23 007 870 644, of 44 Pirie Street, Adelaide, South Australia, to send particulars to it by 23 August 2005 after which date it may convey or distribute the assets having regard only to the claims of which it then has notice.

MILLS OAKLEY, lawyers,
121 William Street, Melbourne.

Re: ALFRED LOUIS MALLIA, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of ALFRED LOUIS MALLIA, late of 11 Gresford Street, North Sunshine, who died on 20 July 1989, are to send particulars of their claims to the administratrix care of the undermentioned solicitors by 23 August 2005 after which date the administratrix will distribute the assets having regard only to the claims of which the administratrix then has notice.

NUNAN & BLOOM, solicitors,
343 Little Collins Street, Melbourne.

Re: WARWICK HAROLD CANTERBURY, late of 1 Ferntree Court, Ferntree Gully, Victoria, chartered accountant, deceased.

Creditors, next-of-kin and others having claims against the estate of the deceased, who died on 21 April 2005, are requested to send particulars of their claims to the executrix, Agnes Winifred Canterbury, care of the undermentioned solicitors by 1 September 2005 after which date she will distribute the assets having regard only to the claims at which date she then had notice.

O'DONNELL SALZANO, lawyers,
Level 4, 170 Queen Street, Melbourne 3000.

Re: EILEEN MARY FINEGAN, late of 16 Cornell Street, Camberwell, Victoria 3124, but formerly of 3/47 Wattle Valley Road, Canterbury, Victoria 3126, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 September 2004, are requested

to send particulars of their claims to the trustees, Annette Therese Broomhead, David Antony McGlinchey and John Joseph McGlinchey, care of the undermentioned solicitors by 10 September 2005 after which date the trustees will distribute the assets, having regard only to the claims of which the trustees have notice.

O'DONNELL SALZANO, lawyers,
Level 4, 170 Queen Street, Melbourne 3000.

Re: HAROLD DENIS PRICE, late of Mayflower Nursing Home, 7 Centre Road, Brighton East, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 March 2005, are required by the executor, Equity Trustees Limited of Level 2, 575 Bourke Street, Melbourne, to send particulars of their claims to the executor no later than two months after the date of publication of this notice, after which date it will convey or distribute the assets having regard only to the claims of which it then has notice.

QUINN & QUINN, solicitors,
1/19 Carpenter Street, Brighton 3186.

Re: WILLIAM EDWIN JONES, late of 10 Greig Street, Korong Vale, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, WILLIAM EDWIN JONES, who died on 26 December 2004, are required by the personal representatives, Arthur Charles Bright and Ann Frances Bright, C/- Radford Legal of 14 Napier Street, St Arnaud, to send particulars by 30 September 2005 after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

RADFORD LEGAL, barristers & solicitors,
14 Napier Street, St Arnaud.
Telephone: 5495 1033.

Re: STEFAN BINDER, deceased.

Creditors, next-of-kin and others having claims in the estate of STEFAN BINDER, late of 37 Ruby Street, Essendon, Victoria, who died on 10 March 2004, are required to send

particulars of their claims to Dianne Patricia Sharpe, C/- William Murray, solicitors, 411 Collins Street, Melbourne 3000, the personal representatives, on or before 8 September 2005 after which date Dianne Patricia Sharpe may convey or distribute the assets having regard to only the claims of which she has notice.

WILLIAM MURRAY, solicitors,
411 Collins Street, Melbourne 3000.

Re: JANICE MAREE DUFF, late of 87 Normanby Drive, Greenvale, Victoria, market researcher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 8 November 2004, are required by the executor, Cornelis John Anthony Schellekens of 87 Normanby Drive, Greenvale, Victoria, to send particulars to the executor by 25 August 2005 after which date the executor intends to convey or distribute the assets of the estate having regard only to the claims of which the executor may have notice.

WISEWOULDS, solicitors,
459 Collins Street, Melbourne.

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

On Wednesday 20 July 2005 at 2.30 p.m. at the Sheriff's Office, 8–20 King Street, Oakleigh (unless process be stayed or satisfied).

All the estate and interest (if any) of Shane Norman Goodrem of 5 Emma Court, Thomastown, joint proprietor with Kerry Anne Goodrem of an estate in fee simple in the land described on Certificate of Title Volume 9995, Folio 166 upon which is erected a house known as 32 Grange Road, Airport West.

Registered Mortgage Nos. P876096W and T824734D and Covenant No. 1660846 affect the said estate and interest.

Terms – Cash/Eftpos
(Debit Cards only – No Credit Cards).
GST plus 10% on fall of hammer price.
SW–04–001859–4

Dated 16 June 2005

V. PARKIN
Sheriff's Office

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

On Wednesday 20 July 2005 at 2.30 p.m. at the Sheriff's Office, 8–20 King Street, Oakleigh (unless process be stayed or satisfied).

All the estate and interest (if any) of Michael Tomic and Antoinette Marie Tomic of 23 Shortridge Circuit, Roxburgh Park, as shown on Certificate of Title as Antoinette Maria Tomic, joint proprietors of an estate in fee simple in the land described on Certificate of Title Volume 10438, Folio 038 upon which is erected a dwelling known as 23 Shortridge Circuit, Roxburgh Park.

Registered Mortgage No. AB399449R and Agreement Section 173 **Planning and Environment Act 1987** No. W504019V affect the said estate and interest.

Terms – Cash/Eftpos
(Debit Cards only – No Credit Cards).
GST plus 10% on fall of hammer price.
SW–04–009315–2

Dated 16 June 2005

V. PARKIN
Sheriff's Office

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

On Friday 22 July 2005 at 11.00 a.m. at the Sheriff's Office, Korumburra Court House, Bridge Street, Korumburra (unless process be stayed or satisfied).

All the estate and interest (if any) of Bobby John Aldwell of 61 Hade Avenue, Bass, as shown on Certificate of Title as Robert Aldwell, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 8269, Folio 186 upon which is erected a dwelling known as 61 Hade Avenue, Bass.

Registered Mortgage No. AB664207R affects the said estate and interest.

Terms – Cash only
GST plus 10% on fall of hammer price.
SW–04–009710–1

Dated 16 June 2005

V. PARKIN
Sheriff's Office

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

On Thursday 21 July 2005 at 11.00 a.m. at the Sheriff's Office, corner of Little Malop and Fenwick Streets, Geelong (unless process be stayed or satisfied).

All the estate and interest (if any) of Renata Todorovic, also known as Renata Rados of 6 Jarrah Place, Waurm Ponds, as shown on Certificate of Title as Renata Rados, joint proprietor with John Christopher Rados of an estate in fee simple in the land described on Certificate of Title Volume 10461, Folio 651 upon which is erected a house known as 6 Jarrah Place, Waurm Ponds.

Registered Mortgage No. AC754471N affects the said estate and interest.

Terms – Cash only
GST plus 10% on fall of hammer price.
SW-04-009325-1

Dated 16 June 2005

V. PARKIN
Sheriff's Office

PROCLAMATIONS

ACTS OF PARLIAMENT

Proclamation

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

No. 26/2005 **Appropriation (2005/2006) Act 2005**

No. 27/2005 **Appropriation (Parliament 2005/2006) Act 2005**

No. 28/2005 **Accident Compensation (Amendment) Act 2005**

No. 29/2005 **City of Melbourne (Amendment) Act 2005**

No. 30/2005 **Courts Legislation (Miscellaneous Amendments) Act 2005**

No. 31/2005 **Dangerous Goods and Equipment (Public Safety) Acts (Amendment) Act 2005**

No. 32/2005 **Emergency Services Superannuation (Amendment) Act 2005**

No. 33/2005 **Energy Legislation (Miscellaneous Amendment) Act 2005**

No. 34/2005 **Sex Offenders Registration (Amendment) Act 2005**

Given under my hand and the seal of
Victoria at Melbourne on 21 June
2005.

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

JOHN THWAITES MP
Acting Premier

No. 26/2005 This Act comes into operation on the day on which it receives the Royal Assent.

No. 27/2005 This Act comes into operation on the day on which it receives the Royal Assent.

No. 28/2005 (1) This Part, Divisions 2, 4, 6, 7 and 8 of Part 2, Division 2 of Part 3 and Division 1 of Part

5 come into operation on the day after the day on which this Act receives the Royal Assent.

(2) Division 2 of Part 5 is deemed to have come into operation on 2 December 2003.

(3) Division 5 of Part 2 is deemed to have come into operation on 18 November 2005.

(4) Division 1 of Part 2 is deemed to have come into operation on 19 May 2005.

(5) Division 3 of Part 2, Division 1 of Part 3 and Part 4 come into operation on 1 July 2005.

No. 29/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.

No. 30/2005 (1) This Act, except section 11, comes into operation on the day after the day on which it receives the Royal Assent.

(2) Section 11(1) is deemed to have come into operation on 5 April 2005.

(3) Section 11(2) comes into operation on the day on which section 6.3.1 of the **Legal Profession Act 2004** comes into operation.

No. 31/2005 This Act comes into operation on 1 July 2005.

No. 32/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.

No. 33/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.

No. 34/2005 (1) Sections 1, 3, 24(3), 24(4), 26 and this section come into operation on the day after the day on which this Act receives the Royal Assent.

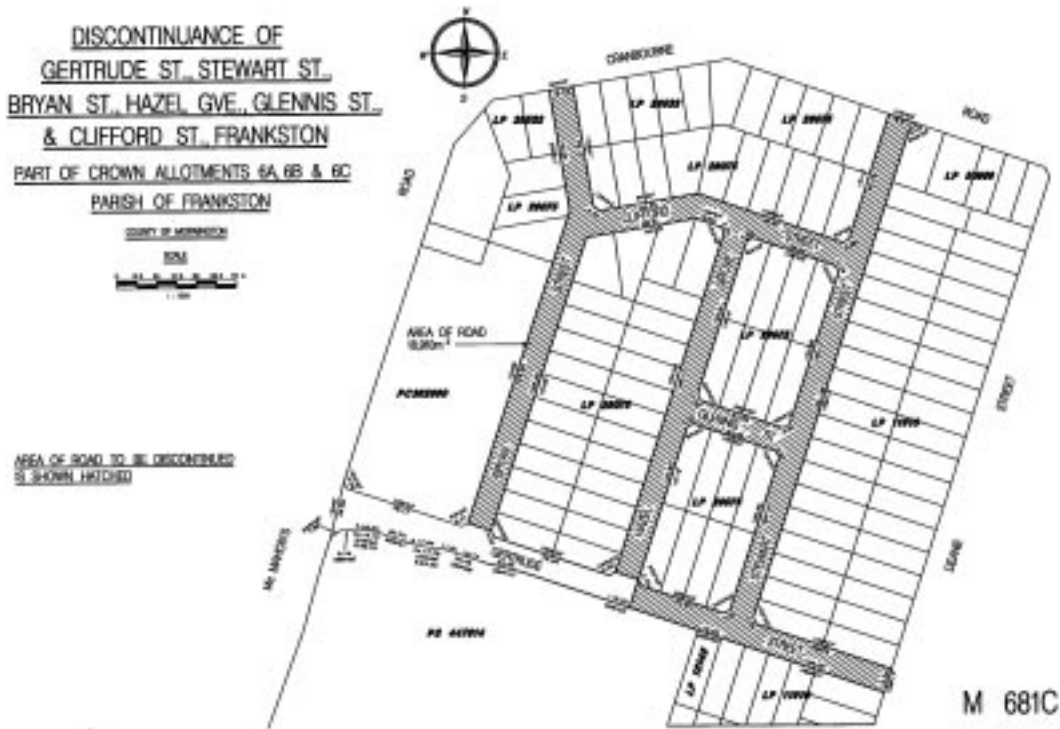
**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**



Discontinuance of Roads –
Bryan Street, Clifford Street, Hazel Grove, Glennis Street, Stewart Street and
part of Gertrude Street, Frankston

Notice is hereby given, pursuant to Clause 3 of Schedule 10 of the **Local Government Act 1989**, that Frankston City Council, at its Ordinary Meetings of 21 March 2005 and 6 June 2005, resolved to discontinue the roads shown hatched on Council Plan No. M681C below.

The roads are to be sold subject to any right, power or interest held by Frankston City Council, South East Water Ltd, Telstra Corporation Ltd, United Energy and Gascor in the roads in connection with any drains, sewers, pipes, wires or cables under the control of those authorities in or near the roads.



STEVE GAWLER
Chief Executive Officer



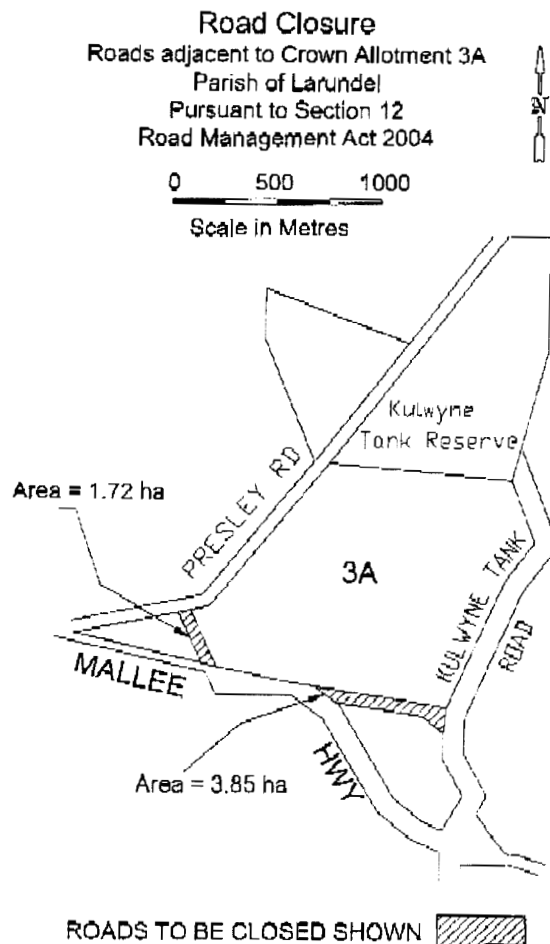
ERRATUM
Road Discontinuance

In Government Gazette No. G19, 12 May 2005 on page 884 with reference to the Road Discontinuance Swan Hill Rural City Council was printed in error and is accordingly revoked and replaced with the following notice:-

SWAN HILL RURAL CITY COUNCIL

Road Discontinuance

Pursuant to Section 12 of the **Road Management Act 2004** the Swan Hill Rural City Council at its ordinary meeting held on 19 April 2005 formed the opinion that the road shown hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road.



DAMIEN MOLONEY
Chief Executive Officer



ERRATUM

Road Discontinuance

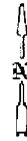
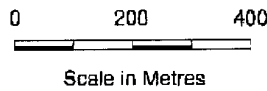
In Government Gazette No. G19, 12 May 2005 on page 885 with reference to the Road Discontinuance Swan Hill Rural City Council was printed in error and is accordingly revoked and replaced with the following notice:-



SWAN HILL RURAL CITY COUNCIL

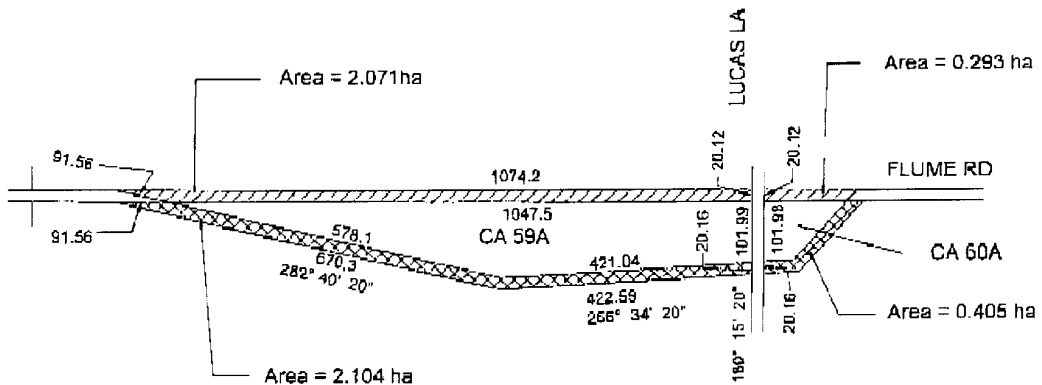
Road Discontinuance

Under Section 206 and Schedule 10 Clause 2 of the **Local Government Act 1989** the Swan Hill Rural City Council at its ordinary meeting held on 19 April 2005 formed the opinion that the road shown hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road and transfer the land from the road to the abutting owner.

Plan of Road Closure and Deviation
Crown Allotments 59A & 60A
Parish of Piangil Pursuant to Schedule 10
Clause 2 of the
Local Government Act 1989



Road to be opened 
Road to be closed 



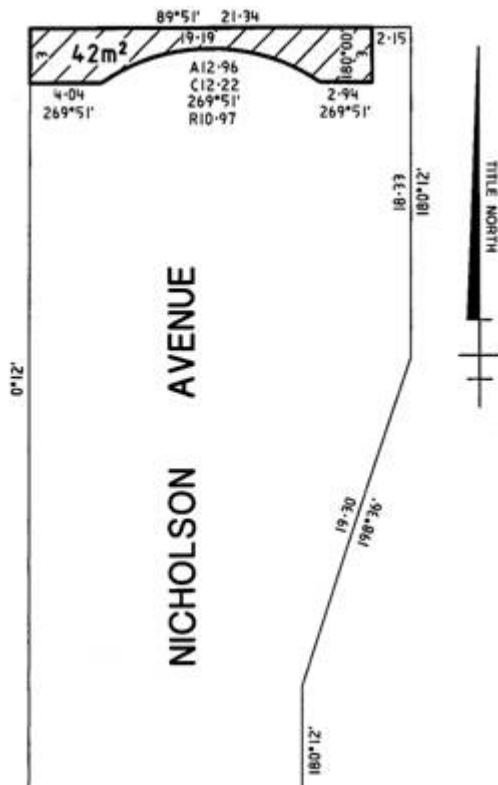
DAMIEN MOLONEY
Chief Executive Officer

MONASH CITY COUNCIL
Road Discontinuance

At its meeting on 3 November 2004 and acting under Clause 3 of Schedule 10 to the **Local Government Act 1989**, Monash City Council ("Council"):

- formed the opinion that the road that abuts the land known as No. 1A Nicholson Avenue in Mount Waverley, and being part of Certificates of Title Volume 8064, Folio 139 and Volume 7807, Folio 082 [and Lodged Plan 24977] and shown hatched on the plan below ("the road"), is not reasonably required as a road for public use; and
- resolved to discontinue the road.

The part of the road shown hatched on the plan below is to be sold subject to the right, power or interest held by Monash City Council in the road in connection with any drains or pipes under the control of that authority in or near the road.



DAVID CONRAN
Chief Executive Officer



Notice of New Local Law

Following a review of its Meeting Procedure Local Law, Greater Dandenong City Council resolved to revoke its existing Meeting Procedure Local Law No. 1 of 4, 2001 and to adopt a new Local Law titled Meeting Procedure Local Law No. 1 of 2005.

Purpose of the Local Law

The purpose of the Meeting Procedure Local Law No. 1 of 2005 is to:

- regulate the use and prohibit unauthorized use of the common seal;
- regulate proceedings for the election of the Mayor and Chairpersons of various committees;
- regulate proceedings at Council Meetings, Special Committee Meetings, Advisory Committee Meetings, and other meetings conducted by or on behalf of Council where Council has resolved that the provisions of this Local Law are to apply; and
- revoke Council's Meeting Procedure Local Law No. 1 of 4 of 2001.

General Purport of the Local Law

The Meeting Procedure Local Law:

- governs the conduct at meetings of the Council or Special Committees;
- creates an offence to use the Council seal without authority; and
- regulates the proceedings for the election of the Mayor.

A copy of the new Meeting Procedure Local Law No. 1 of 2005 is available for inspection at:

- City of Greater Dandenong (CGD) Customer Service Centres at 397-405 Springvale Road, Springvale; 39 Clow Street, Dandenong; and Parkmore Shopping Centre, Keysborough;
- CGD Libraries in Springvale and Dandenong; and
- CGD's website www.greaterdandenong.com.

CARL WULFF
Chief Executive Officer
City of Greater Dandenong

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 26 August 2005 after which date State Trustees Limited may convey or distribute the assets having regard only to the claims of which State Trustees Limited then has notice.

BRIDGE, Lee Christopher, late of 10 Trumpy Street, Warragul, and who died on 10 February 2005.

BURROWS, Rita Beryl, late of 68 Churchill Avenue, Ararat, and who died on 21 March 2005.

DANIEL, Hazel Judith, late of Flat 2, 54 Bloomfield Avenue, Maribyrnong, retired, and who died on 14 April 2005.

NAPOLI, Rosario, late of Plenty Residential Services, Plenty Road, Bundoora, Victoria 3083, and who died on 6 May 2005.

PETERSEN, Marjory Jean, late of Bethany Nursing Home, 440 Camberwell Road, Camberwell, retired, and who died on 29 April 2005.

ROWE, Frederick William, late of 3 Osborne Street, Northcote, Victoria 3070, retired, and who died on 10 June 2005.

WATERMAN, Anne Lorraine, formerly of 8 Heywood Crescent, Broadmeadows, but late of 37 Racecourse Road, Riddells Creek, Victoria, retired, and who died on 25 April 2005.

Dated 17 June 2005

DAVID BAKER
Manager
Executor and Trustee Services

EXEMPTION

Application No. A174/2005

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act), by Link Up Victoria (the applicant). The application for exemption is to enable the applicant to advertise for and employ a female caseworker.

Upon reading the material submitted in support of the application, including the affidavit of Chris Walker, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ a female caseworker.

In granting this exemption the Tribunal noted:

- the applicant works with members of the stolen generations;
- the applicant already has a male caseworker but no female caseworker; and
- many of the applicant's clients are female, a number of whom have experienced mental, emotional, physical and sexual abuse, and it is appropriate that they have access to a female caseworker.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ a female caseworker.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 9 June 2008.

Dated 6 June 2005

Mrs A. COGHLAN
Deputy President

Department of Treasury and Finance

SALE OF CROWN LAND
BY PUBLIC AUCTION

Date of Auction: 15 July 2005 at 1.00 p.m. on site.

Reference: 99/00076.

Address of Property: Palmer, Hedditch & Hurd Streets, Portland.

Crown Description: Crown Allotment 5, Section 21A, Township & Parish of Portland.

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

Area: 5480m².

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

Selling Agent: Huppertz Real Estate, 125B Percy Street, Portland, Vic. 3305.

JOHN LENDERS MP
Minister for Finance

Children's Services Act 1996

NOTICE OF EXEMPTION

Under section 6 of the **Children's Services Act 1996** ("the Act"), the Minister for Children, Minister for Community Services hereby declares that the Quantin Binnah Child Care Centre Licence Number 3821 ("the service") is exempt from regulation 42(2) and 42(3) of the Children's Services Regulations 1998.

This exemption is granted subject to the conditions that:

1. The Licensee shall provide at the service a children's room with a floor area allowing the average space of 3 square metres for each child using that room.
2. The licensee of the service will comply with regulation 42(2) and 42(3) at the expiry of this exemption period.

This exemption remains in force until 1 January 2006 unless revoked earlier.

Dated 7 February 2005

HON SHERRYL GARBUTT MP
Minister for Children
Minister for Community Services

Children's Services Act 1996

NOTICE OF EXEMPTION

Under section 6 of the **Children's Services Act 1996** ("the Act"), the Minister for Children, Minister for Community Services hereby declares that the Back to Basics Early Learning Centre Licence Number 3849 ("the service") is exempt from regulations 42(2) and 42(3) of the Children's Services Regulations 1998.

This exemption is granted subject to the conditions that:

1. The Licensee shall provide at the service a children's room with a floor area allowing the average space of 3 square metres for each child using that room.
2. The licensee of the service will comply with regulation 42(2) and 42(3) at the expiry of this exemption period.

This exemption remains in force until 1 June 2006 unless revoked earlier.

Dated 7 February 2005

HON SHERRYL GARBUTT MP
Minister for Children
Minister for Community Services

Children's Services Act 1996

NOTICE OF EXEMPTION

Under section 6 of the **Children's Services Act 1996** ("the Act"), the Minister for Children, Minister for Community Services hereby declares that the Melton Day Care Centre Licence Number 2376 ("the service") is exempt from regulations 42(2), 42(3), 43(1)(c) (d) and 46 of the Children's Services Regulations 1998.

This exemption is granted subject to the conditions that:

1. The licensee shall provide at that service a children's room with a floor area allowing the average space of 2.75 square metres for each child using that room.
2. Outdoor space must be fenced on all sides with fences at least 1500 mm high and extending from ground level, with a self closing gate of the same height fitted with bolts or catches to ensure safety.
3. A staff member accompanies, supervises and assists children using toilets.
4. The licensee will ensure that children using junior toilets at the service can be observed by a staff member from the room or rooms which those toilets serve at the expiry of this notice.
5. The licensee of the service will comply with regulation 42(2), 42(3), 43(1)(c) and (d) at the expiry of this notice.

This exemption remains in force until 1 March 2005 unless revoked earlier.

Dated 7 February 2005

HON SHERRYL GARBUTT MP
Minister for Children
Minister for Community Services

Co-operatives Act 1996NOTICE OF ISSUE OF CERTIFICATE
OF REGISTRATION PURSUANT TO
SECTION 26(1)(B) OF THE
CO-OPERATIVES ACT 1996

Notice is hereby given pursuant to section 26(1)(b) of the **Co-operatives Act 1996** that a certificate of registration was issued by the Registrar of Co-operatives on 14 June 2005 to Murnong Community Garden Co-operative Limited and the Co-operative is now incorporated under the said Act.

Dated at Melbourne 14 June 2005

ANDREW LEVENS
Assistant Registrar of Co-operatives

Electricity Industry Act 2000

DECLARATION UNDER SECTION 69

Pursuant to section 69 of the **Electricity Industry Act 2000**, the Essential Services Commission (“Commission”) declares that Industry Funds Management (Nominees) Pty Ltd, ACN 003 969 891, does not, by reason only of having a controlling interest (as defined in the Act) in the shares in Pacific Hydro Limited, ABN 31 057 279 508, and Ecogen Energy Pty Ltd, ABN 86 086 589 611, have a prohibited interest under section 68(2) of the Act.

In accordance with the provisions of section 69(2), the declaration is made subject to the following condition –

- by the close of business at 4.45 pm on Friday 14 October 2005, IFM shall make any application to the Commission that IFM reasonably believes appropriate in respect of this matter.

This declaration is subject to Industry Funds Management (Nominees) Pty Ltd complying at all relevant times with the conditions of this declaration.

This temporary exemption is hereby declared for a period of 6 months from the date hereof, subject to compliance with the condition above. In the event of failure by IFM to comply with the condition this temporary exemption shall cease at 4.45 pm on 14 October 2005.

Declaration made by the Commission on 14 June 2005.

JOHN C. TAMBLYN
Chairperson

Essential Services Commission Act 2001

NOTICE OF DETERMINATION

The Essential Services Commission gives notice under section 35(2) of the **Essential Services Commission Act 2001** that it has, pursuant to section 68(8)(b)(ii) of the **Electricity Industry Act 2000**, made a Determination in respect of a proposed acquisition by Industry Funds Management (Nominees) Pty Ltd (IFM) of the electricity business of Pacific Hydro Limited and its subsidiaries.

The Commission has determined that it is satisfied that the Australian Competition and Consumer Commission (ACCC) has considered

the acquisition and has notified IFM that the ACCC does not intend to take action in relation to the acquisition under section 50 of the **Trade Practices Act 1974** (Cth).

The effect of this Determination is that the acquisition of the electricity business of Pacific Hydro Limited by IFM would not represent a prohibited interest under section 68 of the **Electricity Industry Act 2000**.

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

Dated 14 June 2005

JOHN C. TAMBLYN
Chairperson

Essential Services Commission Act 2001

NOTICE OF PRICE DETERMINATIONS

The Essential Services Commission (Commission) gives notice under section 35(2) of the **Essential Services Commission Act 2001** (Vic.) that it has, pursuant to sections 32 and 33 of the **Essential Services Commission Act 2001** (Vic.) and in accordance with clause 8 of the Water Industry Regulatory Order 2003 made under section 4D of the **Water Industry Act 1994** (Vic.), made 17 determinations in respect of the prices which each relevant regulated entity may charge for prescribed services during the regulatory period, or the manner in which such prices are to be calculated or otherwise determined.

The nature and effect of the determinations is to:

- give effect to the decision made by the Commission in accordance with clause 8 of the Water Industry Regulatory Order 2003 on 15 June 2005;
- specify the prices which each regulated entity may charge for prescribed services during the regulatory period or the manner in which such prices are to be calculated or otherwise determined;
- facilitate the achievement of the Commission's objectives in the **Essential Services Commission Act 2001** (Vic.) and the **Water Industry Act 1994** (Vic.); and

(d) reflect the requirements in the Water Industry Regulatory Order 2003.

The determinations take effect from 1 July 2005.

Copies of the determinations are available on the Commission's website located at <http://www.esc.vic.gov.au> or a copy may be obtained by calling the Commission's reception on 1300 664 969.

Dated 20 June 2005

JOHN C. TAMBLYN
Chairperson

Schedule 1 – Definitions

Prescribed services means the services described in clause 6 of the Water Industry Regulatory Order 2003

Regional Urban Water Authority has the meaning given in section 4A of the **Water Industry Act 1994** (Vic.).

Regulated entity has the meaning given in section 4A of the **Water Industry Act 1994** (Vic.).

Regulatory period means the period commencing on 1 July 2005 and ending on 30 June 2008.

Magistrates' Court Act 1989

NOTICE OF KOORI COURT VENUES

Pursuant to section 4D(3) of the **Magistrates' Court Act 1989**, I direct that the Koori Court Division of the Magistrates' Court of Victoria sit and act at the following venue: Mildura.

Dated 27 April 2005

IAN L. GRAY
Chief Magistrate

Prevention of Cruelty to Animals Act 1986

APPOINTMENT OF SPECIALIST INSPECTORS

I, Peter John Bailey, Executive Director Biosecurity Victoria in the Department of Primary Industries, pursuant to the powers, duties and functions given to me by a delegation under section 38 of the **Prevention of Cruelty to Animals Act 1986** and of my respective powers to appoint specialist inspectors under

section 18A of the **Prevention of Cruelty to Animals Act 1986**, hereby appoint the following persons as specialist inspectors for the purposes of Part 2 of the **Prevention of Cruelty to Animals Act 1986**. These appointments remain in force until 30 June 2006.

Name of Person	Position Number
Piotr Andrzej Fabijanski	217808
Andrew John Winterbottom	12659

Dated 3 June 2005

PETER JOHN BAILEY
Executive Director Biosecurity Victoria

Subordinate Legislation Act 1994

NOTICE OF PREPARATION OF REGULATORY IMPACT STATEMENT (RIS)

Prevention of Cruelty to Animals
(Prohibition of Glue Trapping) Regulations 2005
Regulatory Impact Statement

Notice is given that, in accordance with Section 11 of the **Subordinate Legislation Act 1994**, a Regulatory Impact Statement (RIS) has been prepared for the Prevention of Cruelty to Animals (Prohibition of Glue Trapping) Regulations 2005.

The objective of these Regulations is to amend the Prevention of Cruelty to Animals Regulations 1997 to make further provision in relation to methods of capture of animals.

The Regulations are to be made under the **Prevention of Cruelty to Animals Act 1986**. The proposed Regulations were considered the best means to remove the threat to animal welfare associated with glue trapping. The RIS discusses possible alternatives to the proposed Regulations. The RIS assesses the costs and benefits of the proposed Regulations and concludes that the benefits of the Regulations are greater than the costs imposed.

Copies of the RIS and the proposed Regulations may be obtained from the Department of Primary Industries' Customer Service Centre by phoning 136 186 (between 8am to 8pm), the Department's Information Centre (Ground Floor, 1 Spring Street, Melbourne between 8.30 am and 5.30 pm) and the internet at <http://www.dpi.vic.gov.au/ris>.

Public comments are invited on the RIS and the accompanying Regulations. All comments

must be in writing and should be sent to Jane Malcolm, Bureau of Animal Welfare, 1 Stratford Road, Maffra, Victoria 3860, or emailed to animal.welfare@dpi.vic.gov.au by no later than 5pm on Friday 26 August 2005.

Dated 16 June 2005

BOB CAMERON MP
Minister for Agriculture

**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 Department of Human Services Disability Services Certified Agreement 2004, certified on 4 January 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 13 June 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 Department of Human Services Disability Services Certified Agreement 2004, certified on 4 January 2005, and its successor industrial instruments and agreements who are members of the:

- i. Original Scheme; or
- ii. Revised Scheme; or
- iii. New Scheme,

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

Dated 13 June 2005

JOHN LENDERS MP
Minister for Finance

Subordinate Legislation Act 1994

NOTICE OF DECISION

Proposed Cemeteries and
Crematoria Regulations 2005

I, Bronwyn Pike MP, Minister for Health, give notice under section 12 of the **Subordinate Legislation Act 1994** that the proposed Cemeteries and Crematoria Regulations 2005 have been the subject of a regulatory impact statement.

Public comments and submissions were invited as required by section 11(1) of the Act. Fifty-seven submissions were received.

I have decided that the proposed Cemeteries and Crematoria Regulations 2005 should be made with the following amendments:

- the regulation in relation to Identification of places of interment will be deleted;
- the regulation in relation to Information to purchasers of memorials will only apply to monuments that are memorials; and
- in relation to the Certificate of Registered Medical Practitioner Authorising Cremation form prescribed by regulation, the medical practitioner will be required to certify on the form that he/she has examined the body of the deceased person.

HON BRONWYN PIKE MP
Minister for Health

Transport Act 1983

TOW TRUCK DIRECTORATE
OF VICTORIA

Tow Truck Application

Notice is hereby given that the following application will be considered by the Licensing Authority after 27 July 2005.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Tow Truck Directorate of Victoria, Level 6, 14–20 Blackwood Street, North Melbourne (PO Box 666, North Melbourne 3051) not later than 21 July 2005.

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

Alan F. Knowles. Application for variation of conditions of tow truck licence number

021HTT which authorises the licensed vehicle to be managed, controlled and operated from a depot situated at 26 Duff Street, Cranbourne to change the depot address to 10 Gordon Street, Cranbourne.

Note: This licence is under consideration for transfer to A. T. Nominees Pty Ltd.

Dated 23 June 2005

STUART SHEARER
Director

Victorian Institute of Teaching Act 2001

NOTIFICATION CANCELLING REGISTRATION OF A TEACHER

Pursuant to section 25 of the **Victorian Institute of Teaching Act 2001** the Victorian Institute of Teaching must disqualify a registered teacher from teaching and cancel their registration where that person has been convicted or found guilty at anytime in Victoria, or elsewhere, of a sexual offence.

On 24 May 2005 Neville Thomas Hunter (date of birth: 5 October 1946) was convicted of 4 counts of indecent assault on a male, 1 count of buggery, and 1 count of knowingly possessing child pornography in breach of the **Crimes Act 1958** (Vic).

Neville Thomas Hunter was disqualified from teaching and his registration as a teacher in Victoria was cancelled from 24 May 2005.

PETER RYAN
Chairperson
Disciplinary Proceedings Committee
Victorian Institute of Teaching

Plant Health and Plant Products Act 1995

APPROVAL OF PLANT CERTIFICATION SCHEME

I, Bob Cameron, Minister for Agriculture acting under section 40 of the **Plant Health and Plant Products Act 1995**, approve for the period beginning 1 July 2005 and ending 30 June 2008 the Victorian Seed Potato Certification Scheme operated by the Victorian Certified Seed Potato Authority Incorporated for the purpose of testing and certifying the disease status of seed potatoes.

Dated 14 June 2005

BOB CAMERON
Minister for Agriculture

Education Act 1958

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

An Order of the Minister for Education Services was made on 10 June 2005 under section 13(1) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 constituting a school council for a State school at the corner of Lockwood Drive and Bluebird Way, Roxburgh Park, proposed to be called Roxburgh Rise Primary School.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

An Order of the Minister for Education Services was made on 10 June 2005 under sections 13(4) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Order of Eskdale Primary School Council in respect of the membership of the school council.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

An Order of the Minister for Education Services was made on 25 May 2005 under sections 13(1), 13(4), 13(5) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 dissolving the school council of the State school called Princess Elizabeth Junior School and Carronbank School Council, and constituting a school council for a State school at Holland Road, Blackburn South, proposed to be called the Aurora School.

JACINTA ALLAN
Minister for Education Services

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

An Order of the Minister for Education Services was made on 10 June 2005 pursuant to sections 13(4) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Order of a school council to change its name. The change is as follows:

Old name	New name
Thornbury–Darebin Secondary College Council	Thornbury High School Council

JACINTA ALLAN
Minister for Education Services

Water Act 1989

SECTION 96

Coliban Region Water Authority

Extension of Cohuna Water District

In accordance with the requirements of Section 96(7)(c) of the **Water Act 1989** notice is given of a proposed extension of the Cohuna Water District located in the Parishes of Cohuna, Gunbower West and Gunbower. The proposed extension is bounded in the north-west by Dicksons Road; in the north by the Gunbower Creek, and the Gunbower State Forest; in the east by Batemans and Cleaves Roads; in the south by Murray Valley Highway, Lunghusens Road and Chuggs Road; in the south-west by Cohuna–McMillans Road and Barr Creek; and in the west by Kervins and Farrells Roads.

Plans of the proposed district may be viewed at Coliban Water, 37–45 Bridge Street, Bendigo or Gannawarra Shire, 23–25 King Edward Street, Cohuna, during office hours.

Submissions are invited from members of the public. Any person making a submission should set out the grounds for any objection raised in the submission.

Submissions should be sent to Cheryl Fitzgerald, Corporate Secretary, Coliban Region Water Authority, Box 2770, Bendigo Delivery Centre 3554 and must be received by the Authority within one month after publication of this notice in the Government Gazette.

Submissions must be received by 23 July 2005.

Water Act 1989

SECTION 96

Coliban Region Water Authority

Extension of Cohuna Sewerage District

In accordance with the requirements of Section 96(7)(c) of the **Water Act 1989** notice is given of a proposed extension of the Cohuna Sewerage District located in the Parishes of Cohuna, Gunbower West and Gunbower. The proposed extension is bounded in the north-west by Dicksons Road; in the north by the Gunbower Creek, and the Gunbower State Forest; in the east by Batemans and Cleaves Roads; in the south by Murray Valley Highway, Lunghusens Road and Chuggs Road; in the south-west by Cohuna–McMillans Road and Barr Creek; and in the west by Kervins and Farrells Roads.

Plans of the proposed district may be viewed at Coliban Water, 37–45 Bridge Street, Bendigo or Gannawarra Shire, 23–25 King Edward Street, Cohuna, during office hours.

Submissions are invited from members of the public. Any person making a submission should set out the grounds for any objection raised in the submission.

Submissions should be sent to Cheryl Fitzgerald, Corporate Secretary, Coliban Region Water Authority, Box 2770, Bendigo Delivery Centre 3554 and must be received by the Authority within one month after publication of this notice in the Government Gazette.

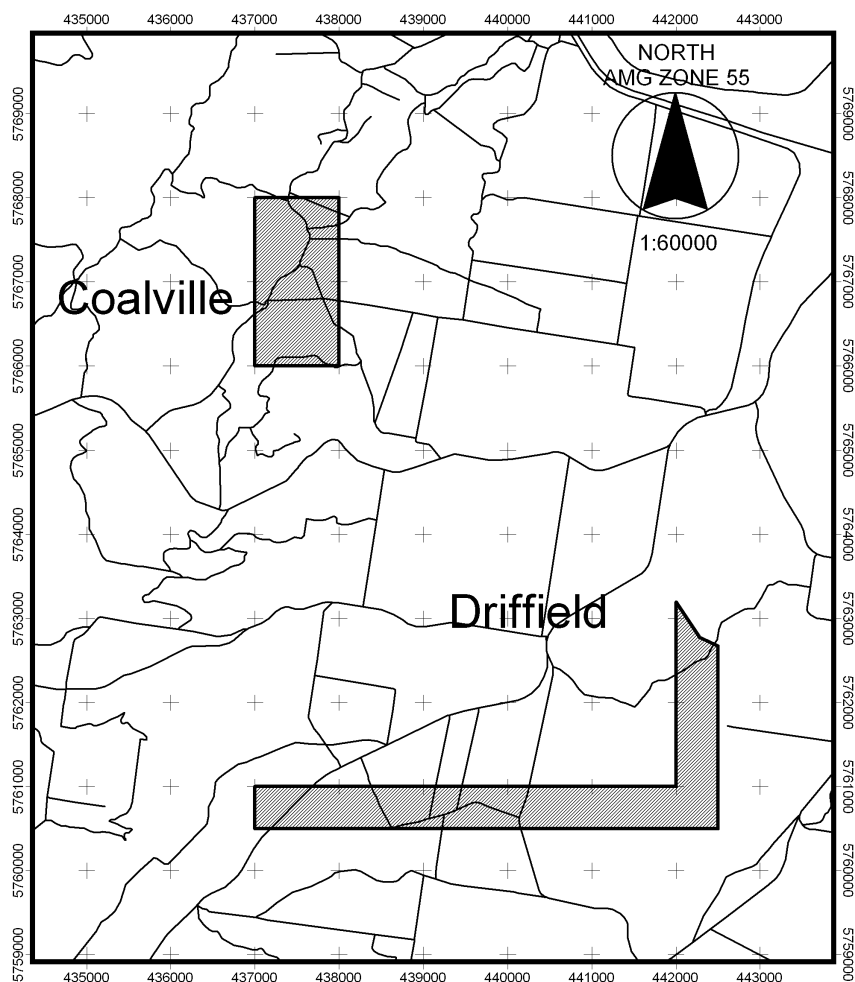
Submissions must be received by 23 July 2005.

Mineral Resources Development Act 1990

EXEMPTION FROM EXPLORATION LICENCE OR MINING LICENCE

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

Schedule A



Dated 15 June 2005

RICHARD ALDOUS
Executive Director, Minerals and Petroleum

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

Car is a Motor Vehicle, other than:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

the Agreement has the same meaning as in the Act;

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

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

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

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

vehicle has the same meaning as in the Act.

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

Table One			
Toll Zone	Toll		
	Car	LCV	HCV
1. That part of the Link road between Moreland Road and Brunswick Road.	\$1.42	\$2.27	\$2.69
2. That part of the Link road between Racecourse Road and Dynon Road.	\$1.42	\$2.27	\$2.69
3. That part of the Link road between Footscray Road and the West Gate Freeway.	\$1.77	\$2.84	\$3.37
4. That part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road, other than that part of the Link road – (a) being the eastbound carriageways of the Link road; (b) between Punt Road and the exit to Boulton Parade; and (c) comprising Boulton Parade.	\$1.77	\$2.84	\$3.37
5. That part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$3.19	\$5.10	\$6.06
6. That part of the Link road being the eastbound carriageways between Punt Road and Burnley Street other than that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$1.42	\$2.27	\$2.69

<p>7. That part of the Link road between Burnley Street and Punt Road and including that part of the Link road –</p> <p>(a) between Punt Road and the exit to Boulton Parade, other than the eastbound carriageways; and</p> <p>(b) comprising Boulton Parade, other than:</p> <p>(i) the eastbound carriageways between Burnley Street and Punt Road; and</p> <p>(ii) that part of the Link road being the Burnley Tunnel leading out and that part of the Link road of that Tunnel between the eastern portal of that Tunnel and Burnley Street.</p>	\$1.42	\$2.27	\$2.69
<p>8. That part of the Link road being the eastbound carriageways between Burnley Street and Glenferrie Road.</p>	\$1.42	\$2.27	\$2.69
<p>9. That part of the Link road between Glenferrie Road and Burnley Street, other than the eastbound carriageways.</p>	\$1.42	\$2.27	\$2.69
<p>10. That part of the Link road being the eastbound carriageways between Swan Street Intersection and Punt Road, other than –</p> <p>(a) that part of the Link road being the Burnley Tunnel; and</p> <p>(b) that part of the Link road comprising Boulton Parade.</p>	\$0.89	\$1.42	\$1.68
<p>11. That part of the Link road between Punt Road and Swan Street Intersection, other than –</p> <p>(a) the eastbound carriageways;</p> <p>(b) that part of the Link road being the Burnley Tunnel;</p> <p>(c) that part of the Link road:</p> <p>(1) between Punt Road and the exit to Boulton Parade; and</p> <p>(2) comprising Boulton Parade; and</p> <p>(d) that part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road.</p>	\$0.89	\$1.42	\$1.68

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

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

Trip Cap	Toll		
	Car	LCV	HCV
1. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 6 am and 8 pm on the same day.	\$5.32	\$7.09	\$7.09
2. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 8 pm on the one day and 6 am on the next.	\$5.32	\$5.32	\$5.32

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

Taxis	Toll
Each Half Link Taxi Trip	\$2.20
Each Full Link Taxi Trip	\$3.85

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 10 March 2005 and published in the Victoria Government Gazette No. G 12 (pages 562 to 566), dated 24 March 2005 (“the Last Notice”).

This notice takes effect on 1 July 2005 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 7 June 2005

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

M. A. LICCIARDO
Company Secretary
CityLink Melbourne Limited
(ABN 65 070 810 678)

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

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

Car is a Motor Vehicle, other than:

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

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

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

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

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

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act.

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

Table One			
Toll Zone	Toll		
	Car	LCV	HCV
12. The Extension road	\$0.89	\$1.42	\$1.68

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 10 March 2005 and published in the Victoria Government Gazette No. G 12 (pages 566 to 568), dated 24 March 2005 (“the Last Notice”).

This Notice takes effect on 1 July 2005, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated: 7 June 2005

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

M. A. LICCIARDO
Company Secretary
City Link Extension Pty Limited
(ABN 40 082 058 615)

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

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

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

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

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

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

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

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

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

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

the Agreement has the same meaning as in the Act;

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act; and

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

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

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$10.20	\$16.30	\$19.35

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

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$10.20	\$16.30

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

Table Three		
Tulla Pass	Toll	
	Car	LCV
	\$3.60	\$5.80

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 10 March 2005 and published in the Victoria Government Gazette No. G 12 (pages 568 to 570), dated 24 March 2005 (“the Last Notice”).

This Notice takes effect on 1 July 2005, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 7 June 2005

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

M. A. LICCIARDO
Company Secretary
CityLink Melbourne Limited
(ABN 65 070 810 678)

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

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act; and

Weekend Pass is an agreement with CityLink to register a Car or Light Commercial Vehicle under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed period commencing at 12.00pm on the Friday immediately before a specified Saturday and ending at

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

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

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$10.20	\$16.30	\$19.35

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

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$10.20	\$16.30

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 10 March 2005 and published in the Victoria Government Gazette No. G 12 (pages 571 to 573), dated 24 March 2005 (“the Last Notice”).

This Notice takes effect on 1 July 2005, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 7 June 2005

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

M. A. LICCIARDO
Company Secretary
City Link Extension Pty Limited
(ABN 40 082 058 615)

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

Victorian Environmental Assessment Council Act 2001VICTORIAN GOVERNMENT RESPONSE TO
VICTORIAN ENVIRONMENTAL ASSESSMENT COUNCIL'S
ANGAHOOK–OTWAY INVESTIGATION FINAL REPORT NOVEMBER 2004**FOREWORD**

I am very pleased to present the Victorian Government's response to the *Angahook–Otway Investigation Final Report* from the Victorian Environmental Assessment Council (VEAC).

To help deliver a key Bracks Government election commitment, VEAC was asked to investigate the creation of a single national park in the Otway Ranges and to identify additional public land that should be added to the parks and reserve system.

The Otways include a unique blend of features that have helped to make the region one of the most popular destinations in Victoria. The area contains majestic tall forests and waterfalls, beaches and coastal towns linked by the renowned Great Ocean Road. In the hinterland are thriving towns and highly productive agricultural land. The Great Ocean Road region attracted an estimated nine million visitors in 2000, demonstrating its strong appeal, and making a significant contribution to the regional economy.

During two years of extensive investigation, more than 1,800 submissions were received from the public, helping to shape VEAC's recommendations for the future of this precious part of our State. VEAC was required to take into account the environmental, economic and social consequences of any recommendations and I am satisfied that they have done this, with several changes being made to recommendations between the draft and final stages of VEAC's final report.

The Government wishes to thank VEAC for its thorough investigation. The Government has accepted the overarching vision for public land in the Otways outlined in their final report. The new expanded National Park, to be known as the Great Otway National Park will be established this year. This national park will cover more than 100,000 hectares, more than doubling the area currently in parks.

This Great Otway National Park will be complemented by adjoining areas of the new Otway Forest Park. As recommended by VEAC, the forest park will cover nearly 40,000 hectares and will allow for a range of recreational and other uses that need to be catered for, whilst improving forest conservation.

This change in public land use in the Otways results from the decision of the Bracks Government to phase-out timber harvesting in the native forests of the Otway Ranges. Instead, it is recognised that the sustainable future of these forests lies with their tourism value. Sawlog and pulpwood harvesting has already ended in the areas of State forest that will be included in the new national park and will end in the area to become the forest park by 2008. A new era for the Otway forests will begin.

The Department of Sustainability and Environment will work closely with Parks Victoria, stakeholders and the community to ensure effective and coordinated implementation of the new parks.

This increased protection of public land in the Otways complements a range of other important Government initiatives in the region including:

- *A New Future for the Otways* tourism initiative that will stimulate and coordinate the development and marketing of tourism on public land in the Otways hinterland and support the region to make the most of its tourism potential and develop new job opportunities;
- The *Great Ocean Road Regional Strategy*; and
- Establishment of significant Marine National Parks and Marine Sanctuaries to provide high levels of protection for representative marine ecosystems in the area.

In combination these initiatives will protect and enhance the natural environment and guarantee sustainable management of our natural assets. It is these assets that underpin the social and economic wellbeing of our community and provide for vibrant regional communities.

In better protecting the Otways, we are creating the healthy environment Victorians expect and depend on and recognising the intimate connection between our environment, economic and social wellbeing.

JOHN THWAITES
Minister for Environment

Introduction

In the following document, each recommendation made by the Victorian Environmental Assessment Council (VEAC) in the *Angahook–Otway Investigation Final Report* is addressed as required in the **Victorian Environmental Assessment Council Act 2001**. Where comments refer to specific sections, the recommendation number and subsection are provided in brackets.

R1: PUBLIC LAND–USE

That

- (a) the public lands of the Otways be generally allocated to two main land-use categories, to be known as:
 - (i) the Otway Ranges National Park (see Chapter 3, Recommendation A1); and
 - (ii) the Otway Forest Park (see Chapter 4, Recommendation B1);
- (b) the Great Ocean Road not be included within the Otway Ranges National Park; and
- (c) existing management coordination mechanisms be retained and where necessary improved or supplemented, and opportunities for community involvement enhanced (see also Recommendations R10–11 below and Recommendation A2).

Notes:

1. Smaller more isolated areas with particular values or functions have been recommended to be retained or created as separate reserves – see Chapter 5.
2. Existing management coordination mechanisms include the Great Ocean Road Region Strategy, regional catchment management strategies, regional fire plans, regional tourism plans, and the Great Ocean Road Roadside Management Plan.

The Government broadly supports this recommendation, with more specific comment provided in the response to the detailed recommendations below.

LAND–USE OVERLAY RECOMMENDATIONS**R2: DECLARED WATER SUPPLY CATCHMENTS**

That:

- (a) if the proposed relocation of the Apollo Bay water supply off-take to downstream of the confluence of the west and east branches of the Barham River proceeds, the whole catchment of the Barham River be considered for listing on Schedule 5 of the **Catchment and Land Protection Act 1994** as a declared water supply catchment;
- (b) declarations of the following water supply catchments which are no longer used for water production be revoked and removed from Schedule 5 of the **Catchment and Land Protection Act 1994**:
 - (i) Erskine River (a sub-catchment of the Lorne declared water supply catchment);
 - (ii) Gosling Creek (a sub-catchment of the Pennyroyal, Matthews and Gosling Creeks declared water supply catchment); and
 - (iii) Skenes Creek;
- (c) special area plans be prepared under the **Catchment and Land Protection Act 1994** for all declared water supply catchments in the Otways used for water production and, once approved, incorporated into management plans and planning schemes.

Note: Special area plans have not been prepared for the following declared water supply catchments: Barwon Downs Wellfield Intake Area, Lorne (St Georges River) and Pennyroyal and Matthews Creeks.

The Government broadly supports this recommendation regarding declared water supply catchments and the revocation of some declared water catchments that are no longer required for water production purposes.

In particular the Government notes the recommendation for the establishment of a declared water supply catchment area for the Barham River and the preparation of a Special Area Plan for that catchment (Rec R2 (a)). The matter will be considered further, particularly as water supply options for Apollo Bay are further developed, including consideration of alternative methods of achieving secure protection of the catchment for water supply purposes.

Noting the requirements of the **Catchment and Land Protection Act 1994** (ss.27–32) concerning Special Area Plans, further consideration will be given to mechanisms for protecting water catchments across both public and private land in the region, in consultation with water authorities, the Corangamite Catchment Management Authority and other relevant stakeholders.

R3: REFERENCE AREAS

That:

- (a) existing proclaimed reference areas be retained and continue to be managed under the auspices of the **Reference Areas Act 1978**;
- (b) the following area totalling 977.6 ha, indicated on Map A, be used as reference areas and proclaimed under the **Reference Areas Act 1978** and managed by the Department of Sustainability and Environment:
 - (i) Porcupine Creek (particularly representing wet heath and sedgy riparian woodland ecological vegetation classes);
 - (ii) Aquila Creek (particularly representing herb-rich foothill forest/shrubby foothill forest and shrubby wet forest ecological vegetation classes); and
 - (iii) Painkalac Creek (particularly representing shrubby foothill forest, and shrubby dry forest ecological vegetation classes).

The Government supports this recommendation.

R4: HERITAGE RIVERS

That:

- (a) the Aire River Heritage River be retained and, together with a 100 metre wide addition on either side of the existing heritage river between the Aire River Gorge and public land plantations vested in the Victorian Plantation Corporation as indicated on Map A, continue to be managed under the **Heritage Rivers Act 1992**¹.

The Government supports this recommendation and will implement the addition to the Aire River Heritage River in the current sittings of Parliament.

ROAD RECOMMENDATIONS

R5: GREAT OCEAN ROAD AND OTHER KEY ROADS

That:

- (a) the Great Ocean Road be managed principally as a tourist road, whilst also servicing an arterial road function;

¹ See VEAC Final Report for notes relevant to this recommendation

- (b) where the Great Ocean Road or other declared arterial road, or a declared municipal road, passes through or adjoins the recommended Otway Ranges National Park or other public lands, it remain or be included within a defined road reserve (thereby excluding the road from the adjoining park or reserve);
- (c) where a road reserve is created in accordance with (b) above that, other than where the road is within a township, the road reserve be generally no greater than 20 metres in width;
- (d) where works are necessary on adjoining public land outside the road reserve to maintain the stability of the road pavement, such works be permitted subject to the consent of the land manager and in accordance with any conditions that the land manager may determine; and
- (e) roadside management plans be prepared by the responsible road authority in consultation with the adjoining land manager, to define roadside management goals, outline management prescriptions and apply relevant codes of practice².

The Government supports the recommendations in regard to the Great Ocean Road and other arterial roads within the park. The Government recognises that the Great Ocean Road has a vital role in Victoria's domestic and international tourism industry as well as providing access to the new National Park and proposed forest park. The Government supports the management of the road as both a tourism route and a commuter route. Implementation of this recommendation will be undertaken in conjunction with the Government's Great Ocean Road Region Strategy.

The Great Ocean Road will be managed by VicRoads and a joint management agreement will be developed between VicRoads and DSE to ensure implementation of a road reserve generally no greater than 20 metres in width (Rec R5 (c)). In selected areas the road reservation may need to be wider where necessary to encompass the roadway, including any turning lanes, the road shoulder and any associated pathway or ancillary areas.

Implementation of this recommendation will be undertaken in consultation with other key stakeholders including Parks Victoria, Heritage Victoria, Tourism Victoria, Local Government, the Corangamite Catchment Management Authority and local Committees of Management to ensure a coordinated approach (Rec R5 (e)).

IMPLEMENTATION RECOMMENDATIONS

R6: IMPLEMENTATION RESOURCES

That the Government allocate adequate resources for implementation of the recommendations of the Final Report to ensure that the objectives of the report and recommendations are achieved.

The Government supports this recommendation. Additional funding required to implement recommendations of the Final Report is sought through the normal budget process and considered against other government priorities. A specific allocation of \$13.1 million over the next four years and \$3.4 million per annum thereafter has been provided for the establishment and ongoing management of the Otways parks.

R7: LAND MANAGEMENT RESOURCES

That the Government allocates additional resources to address the current and future public land management needs across the region, with priority given to fire protection, pest plant and animal control, track maintenance, on-ground presence, and provision and serving of recreation and tourist facilities.

² See VEAC Final Report for notes relevant to this recommendation

The Government supports this recommendation. Any additional funding for public land management is sought through the normal budget process, and considered against other government priorities. The Victorian Government has already committed a significant increase in funding of \$153 million over four years, for enhanced fire protection on public land in the 2004–05 Budget.

R8: ASSISTANCE

That where individuals or local communities are directly or adversely affected as a result of the implementation of approved final recommendations in this report, Government establishes a process to evaluate mechanisms and levels of assistance that may be required.

The Government notes this recommendation. A number of existing government programs are available to provide assistance.

R9: INTERIM MANAGEMENT AND MINOR BOUNDARY ADJUSTMENTS

That, upon Government approval of VEAC recommendations:

- (a) relevant land be managed in accordance with those recommendations; and
- (b) subsequent implementation of recommendations and land management allow flexibility for minor boundary adjustments.

The Government supports this recommendation. Minor adjustments to national park boundaries will be required to exclude small areas such as a pine plantation and other boundary anomalies. Certain areas excluded as a result of survey investigation, may be redesignated as natural features reserves or as uncategorised public land. Discussions with water authorities are likely to result in minor boundary changes to better protect water supply infrastructure.

RECOMMENDATIONS**R10: COORDINATED MANAGEMENT PLANNING**

That:

- (a) management plans be prepared for the Otway Ranges National Park and Otway Forest Park within three years of the acceptance of these recommendations; and
- (b) management plans for the Otway Ranges National Park and the Otways Forest Park be prepared as part of a single coordinated process.

Note: Other VEAC recommendations promoting coordinated management planning include Recommendations R2 and R11 and Recommendation A2.

This recommendation for integrated management planning in the Otways is supported. The Government will pursue coordinated management planning for the Otways landscape that recognises current legislation, policy and endorsed plans and regional strategies.

Development of the framework and management plans will involve and apply to all relevant public land management agencies and will be undertaken in consultation with the community and relevant stakeholders.

R11: ADVISORY COMMITTEES

That an advisory committee or committees, representing community needs and expectations, be established to provide input into decision-making within the Otways public land management framework.

The Government supports this recommendation as a component of an enhanced approach to community involvement in decision-making for public land in the Otways. Implementation of this recommendation will occur within the broader context of community engagement and strategic and operational planning of the land management agencies and will need to consider issues related to the interface with private land.

The most appropriate structures and processes to ensure effective community input into decision making within the Otways land management framework will be determined.

R12: ENHANCING ABORIGINAL INVOLVEMENT

That:

- (a) planning and management relating to traditional interests and uses acknowledge the unique relationship of Aboriginal people with country and be based on recognition and respect for the traditional and contemporary relationship of Aboriginal peoples with the land.
- (b) prior to implementation of VEAC recommendations for the parks and reserves, and changes in public land management, Government consult with traditional owners and Aboriginal groups regarding their native title rights and interests.
- (c) Government, in consultation with traditional owners and Aboriginal groups, investigate and report on a preferred model for joint management structures and arrangements between Government, and traditional owners and Aboriginal groups with regard to public land, water and resources in the Angahook–Otway study area, within 12 months of responding to these recommendations.
- (d) Government, in consultation with traditional owners and Aboriginal groups, establish mechanisms to improve Indigenous participation in land and water management including:
 - (i) development of principles and protocols to improve the policy and planning processes of public land and water management agencies and the representation and participation of Aboriginal peoples in these processes;
 - (ii) preparation of a strategy to improve the participation of Aboriginal peoples in land, water and resource use decision-making and day-to-day management;
 - (iii) provision of information to assist the facilitation of land and water use agreements between agencies and local Aboriginal communities;
 - (iv) facilitation of surveys and site visits necessary for planning and development purposes;
 - (v) development of cross-cultural awareness programs for land, water and natural resources agency staff to improve knowledge and understanding of, and communication with, Aboriginal communities; and
 - (vi) assistance to provide Aboriginal communities with the capacity (including resources and skills) to fully participate in future consultation and management planning arrangements.
- (e) Government, in consultation with traditional owners and Aboriginal groups, assist in the establishment of one or more Indigenous cultural and interpretation centres in the Otways.
- (f) Government, in consultation with traditional owners and Aboriginal groups, develop and implement principles to provide appropriate access for Aboriginal cultural customs, and traditional practices.

- (g) Government more actively publicise existing notification and consultation processes, required under the **Native Title Act 1993** and other relevant legislation such as the **Aboriginal and Torres Strait Islander Heritage Protection Act 1984**, the **Archaeological and Aboriginal Relics Preservation Act 1972**.
- (h) Government stringently enforce and take action against breaches of legislation that protect Aboriginal cultural sites, places and objects.
- (i) Opportunities for increased employment and training for local Aboriginal people be encouraged in the implementation of Otway Forest Park and Otway Ranges National Park.

The Government supports this recommendation, which will be implemented through a range of mechanisms including the Indigenous land management framework project, currently being developed within DSE. The Victorian Government has recognised Victoria's Aboriginal people as the original custodians of the land in Victoria and stated that Victoria's Indigenous communities should have a fundamental role in the management of our natural resources. The Government will continue to take steps to remove the barriers that in the past have largely locked Indigenous communities out of this traditional role. The Government will actively pursue co-operative management arrangements for public land in the region, in partnership with traditional owners and Aboriginal groups.

The Government will consult with traditional owners and Aboriginal groups on options for improving Indigenous cultural and interpretation in the Otways (Rec R12 (e)).

The Government and its land and resource managers will continue to encourage increased employment and training opportunities for local Aboriginal people in the implementation of the recommended National Park and Forest Park (Rec R12 (i)).

RECOMMENDATIONS

A1: OTWAY RANGES NATIONAL PARK

That the area of 102,470 ha indicated on Map A as the Otway Ranges National Park

- (a) be used to:
 - (i) conserve and protect biodiversity, natural landscapes and natural processes;
 - (ii) protect significant cultural and historic sites and places, including Aboriginal cultural sites and places;
 - (iii) provide opportunities for recreation and education associated with the enjoyment and understanding of natural environments and cultural heritage; and
 - (iv) supply water and protect domestic water supply catchments;
- (b) be managed to provide for, in particular, the following activities:
 - (i) bushwalking, including the development and maintenance of walker-only tracks suitable for short and longer walks and walk-in campsites;
 - (ii) car and motor bike touring, including the maintenance of formed vehicular tracks, roads and travel routes at four wheel drive standard as well as all-weather access for all vehicles;
 - (iii) picnicking and camping, including designated areas with facilities and, at the manager's discretion, dispersed camping in appropriate locations where this will not adversely affect biodiversity values or water quality;
 - (iv) the continuation of horseriding on formed vehicular tracks and roads and associated firebreaks, and designated beaches, subject to any necessary restrictions to avoid damage to tracks (including seasonal closures), the introduction of weeds and conflict with other users and natural values;

- (v) existing accommodation and associated facilities at the Cape Otway lighthouse precinct, with specific provision being made for their ongoing operation by way of long-term commercial leases under the provisions of the **National Parks Act 1975**;
 - (vi) existing pipelines, aqueducts, cables, communication towers, navigation aids, weirs, dams and other minor service and utility infrastructure that are necessarily within the park, subject to the creation of formal agreements with the land manager, as well as additional service and utility infrastructure if alternative sites are unavailable and subject to environmental assessment and minimal impact; and
 - (vii) the artificial opening of the mouths of the Aire and Gellibrand Rivers in consultation with Indigenous traditional owners and other relevant groups to take into account primarily the needs of wildlife, as well as fisheries and landowners affected by inundation;
- (c) be regulated to exclude the following activities:
- (i) exploration and extraction of earth resources and minerals, other than the continuation of entitlements under existing licences or authorities, as approved;
 - (ii) grazing by domestic stock, with existing grazing licences terminated as soon as possible, but no later than 2008;
 - (iii) walking dogs, other than the walking of dogs on leads along a limited number of designated tracks and beaches, to be designated in management plans;
 - (iv) apiculture;
 - (v) hunting and the use or carrying of firearms;
 - (vi) prospecting under miners right, other than for gemstone seeking along designated beaches at Moonlight Head using non-mechanical hand tools only; and
 - (vii) commercial fishing, other than commercial eel fishing under existing entitlements which shall be subject to phase out within ten years and subject to continuing reductions in bycatch in accordance with the findings of current research;
- (d) be managed in a manner that, amongst other things, gives particular emphasis to:
- (i) programs to conserve and enhance populations of spot-tailed quoll, ground parrot and other threatened species requiring active management;
 - (ii) revegetation of previously harvested areas where the restoration of a natural mix of overstorey and understorey species has been unsuccessful;
 - (iii) ensuring the quality and yield of the domestic water supply catchments especially in the Arkins Creek, West Gellibrand, Olangolah, St Georges River, and Painkalac Creek and water supply catchments where 'closed catchment' policies should continue or be applied other than for pedestrian access on designated tracks in the latter two catchments;
 - (iv) fire protection especially for nearby towns and settlements;
 - (v) joint programs with adjoining landowners for the control of declared pest species along the park boundary interface; and
 - (vi) strategies to reduce the risk of introduction and spread of the dieback fungus *Phytophthora cinnamomi*, including the restriction of vehicular or pedestrian access and/or the introduction of disinfectant procedures, especially in heathland areas;

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| <ul style="list-style-type: none"> (e) be created by inclusion on a schedule to the National Parks Act 1975; with <ul style="list-style-type: none"> (i) unused road reserves within or adjoining the park that are not required for legal or practical access to existing freehold allotments added to the park; (ii) licensed or leased Crown land abutting or surrounded by the park be rehabilitated and added to the park when no longer required for their existing purposes; and (iii) the seaward boundary of the park being low-water mark, other than to the extent that there is overlap with a proclaimed marine national park; and (f) be managed in consultation with the relevant water authorities within declared water supply catchments with respect to ensuring quality and yield of water supply. |
|---|

The Government broadly supports this recommendation and will move to establish the recommended national park in legislation that will be introduced in the current sittings of Parliament.

The Government reconfirms its policy, enshrined in legislation, that new exploration and mining is not permitted in national parks, State parks and reference areas. Exploration and mining proposals arising from applications covering the proposed national park that predate the Government's tabling of its response to VEAC recommendations, will be subject to the consent of the Minister pursuant to section 40 of the **National Parks Act 1975**. As is generally the case for terrestrial national parks, petroleum exploration and extraction operations under an authority granted under the **Petroleum Act 1998** may be permitted in the national park subject to consent of the Minister responsible for the **National Parks Act 1975**.

With regard to Rec A1(c)(vii), existing entitlements will be allowed to continue, and the **Fisheries Act 1995** will be amended to prevent new commercial fishing entitlements in national, state or wilderness parks. Small areas subject to grazing licences will be confirmed until licences expire, with all grazing to cease by 2009.

A2: JOINT MANAGEMENT AGREEMENTS

That within two years of the acceptance of this recommendation, agreements be entered into by the park manager and the relevant water authority or road authority:

- (a) to ensure coordinated management in line with the principles outlined in the accompanying text above (for the water supply catchments listed above within the park);
- (b) the buffer areas of the Arkins Creek weirs, West Gellibrand Reservoir, Olangolah Reservoir, West Barwon Reservoir, Painkalac Reservoir and, when defined, of the Allen Reservoir, adjoining the park, together with the land exposed at any time below full supply level, to ensure coordinated consistent management that provides for both the protection of water quality and appropriate use of the adjoining areas of national park; and
- (c) for the management of the road reserves of declared arterial roads (formerly known as main roads), including the Great Ocean Road and Turtons Track, and municipal roads where they pass through the park, to ensure that they are managed in a coordinated manner that provides for the safety, trafficability and scenic amenity of the road and roadside and the appropriate use and protection of the adjoining areas of national park.

Notes:

1. The park encompasses nine existing and proposed reference areas. Reference areas must be managed in accordance with the **Reference Areas Act 1978**.
2. The Bambra Road quarry has pre-existing rights of operation that precede the creation of the Angahook-Lorne State Park. Its occupation has not, to date, been formalised under the **National Parks Act 1975**. It is subject to a current work authority application under the **Extractive Industries Development Act 1995**.

3. Practical access should continue to be provided to existing private land holdings surrounded by the park.
4. Inclusion of the Arkins Creek, West Gellibrand, Olangolah and West Barwon water supply catchments in the park will involve transfer of land from South West Water and Barwon Water to the Crown.
5. The buffer areas of the Arkins Creek weirs, West Gellibrand Reservoir, Olangolah Reservoir, West Barwon Reservoir and Painkalac Reservoir are defined and subject to special area plans (previously known as land use determinations or LUDs) made under the **Catchment and Land Protection Act 1994**. Where the boundaries of a buffer area are amended arising from the gazettal of a revised or new plan, the boundaries of the national park, and abutting water production area, should be amended accordingly.
6. The Council supports the continuance of land-acquisition programs by opportunistic purchase to consolidate park boundaries. Boundary rationalisation, perhaps by way of land exchange, could also be explored. Implementation of the park is intended to allow flexibility for minor boundary adjustments.
7. Where appropriate, the land manager may enter into formal agreements with private operators to build and/or operate facilities in accordance with approved management plans. Similar arrangements may apply for relevant park activity programs.
8. Council supports negotiations between DSE and the Surf Coast Shire Council with a view to ensuring the complementary management of the municipal land known as the Ironbark Basin and possible transfer of the land for inclusion into the park.
9. Council has included areas to the east of the Alcoa leasehold within the park on the presumption that the significant vegetation of the Anglesea heath lying within the Alcoa leasehold continues to be subject to a cooperative management agreement between the State government and Alcoa of Australia Limited. When the current lease comes up for renewal in 2011, consideration should be given to amending the boundaries of the lease to enable areas of high conservation value to be added to the park.
10. Licensed or leased Crown land suitable for inclusion in the park when no longer required for the existing purposes, include the Tallawalla Guide Camp at Moggs Creek and the Belmont High School camp at Tanybryn (an unused part of the current licensed area is included in the park) .
11. The Cape Otway cemetery is closed for further burials.
12. A number of small parcels of cleared Crown land adjacent to the park between Castle Cove and Aire River have not been included in the park, but allocated to uncategorised public land. It is intended that they be available for exchange with neighbouring freehold land with higher conservation values, at which time the latter areas should be added to the park.
13. Restrictions on the carrying in of pets or firearms in the national park do not apply to those passing through the park on declared arterial, municipal or other roads excluded from the park.
14. Council is aware that the cessation of commercial fishing in the national park may require amendment to the **Fisheries Act 1995** and/or Fisheries Regulations 1998 and/or relevant fishery plan.
15. The artificial opening of river mount entrances is to be also consistent with estuary management guidelines defined in relevant coastal action plans as adopted under the **Coastal Management Act 1995**.
16. The 102,470 ha recommended national park does not include two immediately adjacent areas (37 ha south of Aireys Inlet Sewerage Treatment Plant and 15 ha of the existing Forest Road Flora Reserve near Anglesea) that are outside the study area and are suggested as logical Government additions to the national park.

The Government supports the recommendation to establish joint management agreements with the relevant water authority or road authority for areas within the park boundaries where required. Discussions are being undertaken with water authorities and road authorities regarding implementation of this recommendation.

The Great Ocean Road, Cape Otway Lighthouse Road and Turton's Track were all previously designated declared tourist roads. Under the **Road Management Act 2004** these roads are now designated as arterial roads. The management and planning for these roads will continue to recognise the important role they play in regional tourism through acknowledging the need to provide a consistent, high quality experience for visitors to the region.

Government endorses Note 9 and confirms that Alcoa is entitled to seek a renewal of the lease encompassing the current leasehold boundary in 2011.

OTWAY FOREST PARK**RECOMMENDATIONS****B1: OTWAY FOREST PARK**

That the area of 39,265 ha indicated on Map A as the Otway Forest Park

- (a) be used to:
 - (i) provide opportunities for informal recreation associated with the enjoyment of natural surroundings;
 - (ii) protect and conserve biodiversity, natural and cultural features and water supply catchments; and
 - (iii) supply a limited range of natural resource products;
- (b) be managed sustainably to provide for, in particular, the following activities:
 - (i) horseriding, trail bike riding and four wheel driving on formed vehicular tracks and roads;
 - (ii) camping at designated sites and dispersed camping, including overnight camps for horse riders;
 - (iii) hunting of deer, with an emphasis on controlling animal numbers;
 - (iv) low-intensity grazing of domestic stock where pre-existing and consistent with recreation and conservation management objectives;
 - (v) apiculture;
 - (vi) low-intensity harvesting of selected trees for firewood up to current levels, posts and poles, woodchop blocks, stakes, hobby wood or specialty applications and the low intensity harvesting of other vegetative material (such as seeds for revegetation and foliage for decorative products), where such harvesting is demonstrably sustainable; and
 - (vii) exploration and extraction of earth resources and minerals where consistent with recreation and conservation management objectives, and subject to the approval of the Minister for the Environment;
- (c) be regulated to exclude the following activities:
 - (i) timber harvesting for sawlog and pulpwood production, other than for harvesting in accordance with approved Wood Utilisation Plans to meet existing timber licence obligations up to 2008;
- (d) be managed in a manner that gives particular emphasis to:
 - (i) strategies to reduce the risk of soil erosion from vehicular use, especially on steep forest vehicular tracks;
 - (ii) providing for the safety of riders and drivers, especially on narrow, undulating vehicular tracks-including the development of a track classification system;
 - (iii) providing for the quality and yield of the domestic water supply catchments;
 - (iv) fire protection in water supply catchments and in the vicinity of rural settlements;
 - (v) pest plant and animal control, especially on public land margins;
 - (vi) revegetation of previously harvested areas where the restoration of a natural mix of overstorey and understorey species has been unsuccessful;
 - (vii) maintaining opportunities for environmental education and research in mountain ash forest and foothill forest at, respectively, Barramunga and Bambra; and
 - (viii) protecting the special features listed in the schedule below;

- (e) be permanently protected as a forest park under the **Forests Act 1958** with explicit legislative recognition given to the three management objectives for forest parks listed in Recommendation B1(a) above.³

Schedule of Special Features to be Protected

These have been grouped by geographic regions to assist managers and others to locate the sites.

Ferguson Hill

Recreation Sites and Landscape

- Horseriding trails.

Nature Conservation

- Stands of senescent forest.

Western Otways

Nature Conservation

- Stands of old growth and senescent forest.
- Threatened fauna including the spot-tailed quoll and the Otway black snail.

Historical Sites

- Features and relics of two early 20th century sawmills: Northern Timber Co sawmill (and associated snig tracks, winch sites and tramline) and the Robins and Kincaid sawmills and tramways.

Ford River

Recreation Sites and Landscape

- Network of four wheel drive tracks.

Nature Conservation

- Threatened fauna, including the powerful owl, masked owl, grey goshawk, and Otway black snail.
- Threatened plants, including slender tree fern, skirted tree fern, and slender fork-fern.

Head of Aire

Recreation Sites and Landscape

- Beauchamp Falls and associated picnic area, camping ground, walking tracks and forest environs.
- Natural values of Eberwaldt Falls.

Tomahawk Creek–Wonga Forest

Nature Conservation

- Stands of old growth and senescent forest.
- Threatened fauna including the swamp skink.
- Habitat of ground-dwelling mammals such as the long-nosed bandicoot.

Kawarren–Barongarook Block

Recreation Sites and Landscape

- Birnum Station Ground picnic area and associated rail trail walking and cycling path.
- Loves Creek picnic ground and associated forest environs.

Nature Conservation

- Stands of old growth and senescent forest.
- Threatened fauna including the long-nosed potoroo and southern toadlet.
- Habitat for ground-dwelling mammals such as the swamp antechinus.

³ See VEAC Final Report for notes relevant to this recommendation

Historical Sites

- Site of the Birnum Station and associated track formation of the former narrow gauge Colac to Beach Forest railway line.

Upper Gellibrand Forests

Recreation Sites and Landscape

- Stevensons Falls picnic area, camping ground and walking tracks, together with associated historic tree plantings and waterfall.
- Dandos picnic and camping ground and associated forest environs.
- Network of four wheel drive tracks.

Nature Conservation

- Stands of old growth and senescent forest.
- Threatened fauna including the white-footed dunnart, long-nosed potoroo, grey goshawk, powerful owl, Otway black snail.
- The habitat of the spot-tailed quoll, especially in the vicinity of recent records near the Charlies Creek forest.
- Geomorphological features of Stevensons Falls.

Historical Sites

- Historic sawmill sites and associated log lines, tramways and water races including Hitt No 4, Seebeck/Henry, Henry, Kincaid and Devitt sawmills and the historic (1920s) tramway known as McDonald's tramway.

Yaugher Forest

Nature Conservation

- Stands of old growth and senescent forest.
- Habitat for ground dwelling mammals such as the long-nosed potoroo and southern brown bandicoot.

Barwon Downs

Recreation Sites and Landscape

- Network of four wheel drive tracks.

Nature Conservation

- Stands of old growth and senescent forest, especially in Dewings Creek catchment.
- Threatened fauna including the grey goshawk.
- Habitat for ground dwelling mammals such as the long-nosed potoroo, broad-toothed rat and southern brown bandicoot as well as the yellow-bellied glider.

Historical Sites

- Historic sawmill sites and associated landings, log lines, snig tracks, cuttings, dams and tramways including Haydens No. 2 and No. 3, Mackie No. 4, No. 5 and No. 6, Hayden No. 4 and No. 5 and Royle sawmills.

Boonah–Wormbete Forest

Nature Conservation

- Stands of old growth and senescent forest.
- Threatened fauna including the grey goshawk.
- Threatened flora including the Anglesea grevillea.
- Habitat for ground-dwelling mammals such as the swamp antechinus and southern brown bandicoot.
- The large untracked area of the Anglesea River headwaters block.

Forest Park-wide Features

- Archaeological sites and other sites and places of Aboriginal cultural significance.⁴

⁴ See VEAC Final Report for notes relevant to this recommendation

The Government supports the objectives and uses recommended for the area proposed as a forest park. The Government will ensure appropriate legislative protection and management to provide for the recommended range of community recreation and other low intensity uses.

The Government will ensure there is no further native forest sawlog and pulpwood harvesting in the Otways after 2008. The Government will direct DSE to prepare a timber harvesting plan indicating all areas of the park that will be subject to timber harvesting to meet remaining licence commitments until their expiry in 2008. This plan will ensure important conservation values in the proposed park are protected and will ensure harvesting operations are not excessively concentrated within the park. Consistent with current practice, there will be opportunities for public comment on drafts of the plan and other land and water management agencies will be consulted. The plan will also identify areas in which low-intensity harvesting will occur to meet firewood and other wood product needs.

An annual roading program, for roads managed by DSE, will consider access requirements for management purposes and users of the park.

An annual fire management program will be developed by DSE to protect assets in and around the proposed park and to protect values within the park.

Associated with this recommendation is a list of special features to be protected. DSE will consider the various features identified in the recommendations in the development of management plans and provide appropriate protection, as necessary. Special Protection Zones (SPZs), identified as part of the West Victoria Regional Forest Agreement, will continue to be managed for the primary purpose of nature conservation. Timber or firewood removal, and other activities which may impact on the conservation values of these SPZs will not be permitted. Any necessary amendments to establish SPZs will follow the procedures outlined in the West Victoria Regional Forest Agreement.

OTHER PUBLIC LAND**NATURE CONSERVATION RESERVE MANAGEMENT OBJECTIVES**

These areas are used to:

- (a) conserve and protect species, communities or habitats of indigenous animals and plants;
- (b) provide for educational and scientific study if consistent with (a) above, and in ways that minimally affect the area; and
- (c) provide for passive recreation such as nature study and picnicking by small numbers of people, where consistent with (a) above or as otherwise provided; and
- (d) grazing, harvesting of forest products, hunting and the use of firearms is not permitted;
- (e) apiculture is not be permitted except on traditionally licensed sites subject to conditions; and
- (f) low impact exploration and mining for minerals may be permitted subject to consent of the Minister of Environment.

Note: The above management objectives and summary land-use recommendations are those that generally apply for the land-use category. Exceptions to these may apply to specific reserves in special circumstances.

The Government supports the recommended management objectives for nature conservation reserves.

RECOMMENDATIONS**C1–C5 NATURE CONSERVATION RESERVES**

That the following existing, enlarged or new nature conservation reserves as indicated on Map A and described above and listed below be used as nature conservation reserves:

- C1 Jancourt Nature Conservation Reserve (3385 ha)—new reserve
- C2 Coradjil Nature Conservation Reserve (1612 ha)—new reserve
- C3 Bungador Stony Rises Nature Conservation Reserve (16.2 ha)—existing reserve with additions
- C4 Marengo Nature Conservation Reserve (26.7 ha)—existing reserve with additions
- C5 Edna Bowman Nature Conservation Reserve (0.8 ha)—existing reserve.⁵

The Government supports these recommendations.

C6 SPECIAL ARRANGEMENTS FOR JANCOURT NATURE CONSERVATION RESERVE

That, in the western portion of the recommended Jancourt Nature Conservation Reserve, a range of recreational use, including horseriding, be provided for, and firewood collection be permitted subject to phase out of collection within 5 years of the acceptance of this recommendation.

The Government supports this recommendation as it recognises the role that the western portion of this block plays in the provision of recreational experiences for the local community. Where robust site conditions exist, appropriate recreation activities can be accommodated and managed to make the most of this community asset. DSE will determine the areas available for firewood collection during the five-year phase-out of this activity in the western portion of the reserve. Emphasis will be in the protection of large old tree sites, threatened species and significant vegetation.

NATURAL FEATURES RESERVE MANAGEMENT OBJECTIVES

These areas, according to the specific characteristics of the individual reserve, are used to:

- (a) protect natural features and values;
 - (b) provide opportunities for:
 - (i) education and passive recreation such as picnicking, walking and, where relevant, fishing;
 - (ii) hunting on wetlands, where specified and subject to other relevant limitations; and
 - (iii) more intensive recreation such as camping where specified;
 - (c) protect areas with remnant vegetation or habitat value and conserve indigenous flora and fauna;
 - (d) maintain scenic features and the character and quality of the local landscapes; and
 - (e) preserve features of geological or geomorphological interest;
- and:
- (f) commercial timber harvesting is not permitted;
 - (g) exploration of minerals and mining may be permitted, subject to consent of the Minister of Environment;
 - (h) prospecting and apiculture generally is permitted; and
 - (i) grazing generally is not permitted (unless required for management purposes) other than on water frontage reserves where currently licensed.

Note: The above management objectives and summary land-use recommendations are those that generally apply for the land-use category. Exceptions to these may apply to specific reserves in special circumstances

The Government supports the recommended management objectives for natural features reserves.

⁵ See VEAC Final Report for notes relevant to this recommendation

RECOMMENDATIONS**D1–D26 NATURAL FEATURES RESERVES**

That the following existing, enlarged or new natural features reserves as indicated on Map A and listed below be used as natural features reserves:

D1 Latrobe Bushland Reserve (299 ha)—existing reserve

D2 Coradjil Bushland Reserve (166.2 ha)—existing reserve with addition

D3 Carpendeit Bushland Reserve (11.2 ha)—new reserve

D4 Irrewillipe Bushland Reserve (26.1 ha)—new reserve

Note: Part of this reserve has been cleared and requires revegetation.

D5 Barongarook West Bushland Reserve (0.7 ha)—new reserve

Note: This reserve was previously classified as a flora and fauna reserve.

D6 Six Mile Dam Lake Reserve (5.4 ha)—existing reserve

D7 Gellibrand Bushland Reserve (114.9 ha)—existing reserve with addition

D8 Yaughar Bushland Reserve (5.6 ha)—existing reserve with additions

D9 Johanna Falls Scenic Reserve (14.6 ha)—existing reserve

D10 Aire River Wildlife Reserve (279.2 ha)—existing reserve with additions

Note: Fencing will be required to exclude grazing from the wetland areas and connecting watercourses.

D11 Barham Paradise Scenic Reserve (118 ha)—part existing reserve and addition

D12 Wild Dog Bushland Reserve (26 ha)—new reserve

D13 Wild Dog Creek Streamside Reserve (22.5 ha)—existing reserve

Note: There has been encroachment over this reserve; its boundaries need defining and restoration works undertaken.

D14 Wongarra Bushland Reserve (1.3 ha)—existing reserve

D15 Barwon Downs Bushland Reserve (23.8 ha)—existing reserve with additions

Note: Part of the addition includes the site of the former Barwon Downs tip; this requires revegetation.

D16 Yeo Streamside Reserve (5.8 ha)—existing reserve

Note: As a readily accessible and only block of public land on the Barwon River between Birregurra and the Otway Ranges, this reserve may be a suitable site to commemorate the final ill-fated journey of the explorer Gellibrand.

D17 Murroon Bushland Reserve (2.1 ha)—existing reserve

D18 Pennyroyal Creek Bushland Reserve (11.1 ha)—existing reserve

D19 Lily Pond Bushland Reserve (2.6 ha)—new reserve

D20 Parkers Road (Bambra) Bushland Reserve (2 ha)—existing reserve

D21 Retreat Creek Streamside Reserve (8 ha)—new reserve

D22 Bambra Bushland Reserve (37.1 ha)—existing reserve with additions

D23 Wensleydale Bushland Reserve (11.2 ha)—existing reserve

D24 Gherang Gherang Bushland Reserve (108.7 ha)—existing reserve

D25 Aireys Inlet Bushland Reserve (2.4 ha)—existing reserve

Note: As this is an existing reserve with high quality remnant vegetation on a hillside, and of small size, VEAC does not believe that this is an appropriate location for a sports ground.

D26 Anglesea Bushland Reserve (10.5 ha)—new reserve

Note: This reserve consists of two currently unreserved blocks of land; the western block is known locally as the Elizabeth Street Flora Reserve, the eastern block has no current name.

The Government supports recommendations D1–D24 and D26, and will further consider D25.

D27 NATURAL FEATURES RESERVES - WATER FRONTAGES AND STREAM BEDS AND BANKS

That:

- (a) the following water frontages as indicated on Map A and listed below, and stream beds and banks other than where included in another reserve or park, be used as natural features reserves:

Lake Corangamite Catchment

- Pirron Yallock Creek Water Frontage Reserve

Gellibrand River Catchment

- Gellibrand River Water Frontage Reserve
- Kennedy Creek Water Frontage Reserve
- Chapple Creek Water Frontage Reserve
- Carlisle River Water Frontage Reserve
- Love Creek Water Frontage Reserve
- Lardner Creek Water Frontage Reserve

Johanna Catchment

- Johanna River Water Frontage Reserve

Aire River Catchment

- Ford River Water Frontage Reserve

Apollo Bay Catchments

- Barham River Water Frontage Reserve
- Milford Creek Water Frontage Reserve
- Wild Dog Creek Water Frontage Reserve
- Skenes Creek Water Frontage Reserve
- Sugarloaf Creek Water Frontage Reserve

Barwon River Catchment

- Barwon River (West Branch) Water Frontage Reserve

Note: Includes lower reaches of Roadknight Creek

- Barwon River (East Branch) Water Frontage Reserve
- Matthews Creek Water Frontage Reserve
- Pennyroyal Creek Water Frontage Reserve
- Wormbete Creek (West Branch) Water Frontage Reserve

Lorne to Anglesea Catchments

- Painkalac Creek Water Frontage Reserve

Note: Includes a tributary. Complementary management with the adjoining municipal council freehold land is desirable.

- (b) the Corangamite Catchment Management Authority, in cooperation with adjoining landowners, implement programs, including fencing, in accordance with priorities set down in the regional catchment strategy to restore frontages, protect remnant vegetation and encourage regeneration-in particular where there is uncontrolled stock access to streams and where stream-bank or frontage vegetation is degraded, frontage vegetation not regenerating, stream banks eroding or salt-affected, or to protect natural, cultural, recreational and scenic values or water quality; and
- (c) where a water frontage or grazing licence has been issued, recreation use and access by the public for activities such as walking, nature observation or fishing be facilitated.⁶

⁶ See VEAC Final Report for notes relevant to this recommendation

The Government supports these recommendations. Management of watercourses and stream frontages will be guided by the Victorian River Health Strategy and the supporting Corangamite River Health Strategy, prepared by the Corangamite Catchment Management Authority.

WATER PRODUCTION AREA MANAGEMENT OBJECTIVES

Water storage areas, diversion works and associated facilities and protective buffer zones around diversion works and storages where defined in a special area plan or land-use determination; and any other public land considered necessary for water production are used for :

- (a) water supply purposes; and
- (b) other activities may be permitted by the water supply authority after consultation with the Department of Sustainability and Environment and the Environment Protection Authority, as appropriate; and
- (c) biodiversity and historic values as specified are protected.

Note: The above management objectives and summary land-use recommendations are those that generally apply for the land-use category. Exceptions to these may apply to specific reserves in special circumstances.

The Government supports the recommended management objectives for water area management.

RECOMMENDATIONS

E1–E15 WATER PRODUCTION AREAS

That the following water production areas as indicated on Map A and listed below be, or continue to be, used for water supply purposes:

- E1 South Otway Offtake (and pumping stations)
- E2 Gellibrand River Offtake (and pumping stations)
- E3 Arkins Creek diversion weirs and buffer
- E4 Lardner Creek Offtake (and pumping station)
- E5 West Barham Weir⁷
- E6 West Gellibrand Reservoir and buffer
- E7 Olangolah Reservoir and buffer
- E8 West Barwon Reservoir and buffer
- E9 East Barwon River Diversion Weir
- E10 Callahan Creek Diversion Weir and buffer
- E11 Barwon Downs Groundwater Bore
- E12 Matthews Creek Diversion Weir
- E13 Pennyroyal Creek Diversion Weir
- E14 Allen Reservoir and buffer
- E15 Painkalac Reservoir and buffer

The Government supports these recommendations. Discussions are being held with the relevant water authorities to determine the boundaries of these areas.

⁷ See VEAC Final Report for notes relevant to this recommendation

COASTAL RESERVE MANAGEMENT OBJECTIVES

These areas are used to:

- (a) provide opportunities for informal recreation for large numbers of people, and also for recreation related to enjoying and understanding nature;
- (b) protect and conserve natural coastal landscapes, ecosystems and significant geomorphological, archaeological and historical features for public enjoyment and inspiration and for education and scientific study;
- (c) ensure the protection and conservation of important aquatic and terrestrial fauna and flora; and
- (d) provide opportunities for fishing and facilities for boating, together with the necessary navigation aids.

Note: The above management objectives and summary land-use recommendations are those that generally apply for the land-use category. Exceptions to these may apply to specific reserves in special circumstances.

The Government supports the recommended management objectives for coastal reserves.

RECOMMENDATIONS**F1–F2 COASTAL RESERVES**

That the following coastal reserves as indicated on Map A and listed below be, or continue to be, used as coastal reserves.

F1 Apollo Bay Coastal Reserve

Note: This reserve includes existing coastal reserves, foreshore reserves and unreserved lands between Marengo and Carisbrook Creek and at Kennett River and Wye River.

F2 Lorne-Anglesea Coastal Reserve

Note: This reserve includes the existing coastal reserves, foreshore reserves and unreserved land at Cumberland River, Lorne, between Eastern View and Aireys Inlet and at Anglesea.

The Government supports the reservations of coastal, foreshore and unreserved lands for use as coastal reserves. The 'coastal protection' and 'coastal recreation' zones identified for coastal reserves recommended in the Environment Conservation Council's Marine, Coastal and Estuarine Final Recommendations and agreed to by Government in 2001, remain in place for the reserves.

COMMUNITY USE AREA MANAGEMENT OBJECTIVES

These areas are used for:

- (a) education, recreation or other community purposes;
- and:
- (b) appropriate facilities are provided;
 - (c) where relevant, and where compatible with (a) above, features of cultural significance, natural surroundings, and the local character and quality of the landscape are maintained or restored; and
 - (d) harvesting of forest products, hunting, and extraction of 'stone' is not permitted.

Note: The above management objectives and summary land-use recommendations are those that generally apply for the land-use category. Exceptions to these may apply to specific reserves in special circumstances.

The Government supports the recommended management objectives for community use areas.

RECOMMENDATIONS**G1–G7 COMMUNITY USE AREAS**

That the following community use areas as listed below, and mostly indicated on Map A, be used as community use areas:

- G1 Bambra Education Area (22 ha)—additional area
- G2 Eumeralla Education Area (139.3 ha)—part of existing area
- G3 Recreation reserves—existing areas in use
- G4 Parklands and gardens—existing areas and additions ⁸
- G5 Buildings in public use—existing areas in use
- G6 Rail trails—existing areas and additions

Note: Where remnant native vegetation occurs, this should be protected, as should remnant structures of the railway line operation.

- G7 Shooting ranges, golf courses, speedways, moto-cross complexes, and youth camps—existing areas. ⁹

Recreation reserves have an important role in the social and physical well-being of communities, as well as being a valuable community asset. Therefore the Government supports the retention of existing recreation reserves that are in use.

The Government further supports the designation of sections of former railways to be Community Use Area – Rail trails, as it recognises the potential future use of these sites.

STONE AREA MANAGEMENT OBJECTIVES

These areas are used for :

- (a) the extraction of stone resources; and
- (b) extraction sites are preferably located on already cleared land; and
- (c) where no longer required for extraction, each site is considered uncategorised land and assessed for public land values and uses, and where appropriate assigned to another public land use category or made surplus.

The Government supports the recommended management objectives for stone areas.

SERVICES AND UTILITIES AREA MANAGEMENT OBJECTIVES

These reserves and easements are used for:

- (a) public services and utilities such as transport, electricity and gas, communications, cemeteries, water and sewerage;
- and
- (b) new services or utility sites and easements or lines not be sited in or across reference or wilderness areas, and wherever possible not be sited in or across national, state, regional or marine parks, marine reserves or nature conservation reserves;
 - (c) railway lines and other service and utility sites be managed to protect remnant vegetation and habitat, as far as practicable; and

⁸ See VEAC Final Report for notes relevant to this recommendation

⁹ See VEAC Final Report for notes relevant to this recommendation

- (d) should a public land area or building and site used for service or utility purposes no longer be required for its primary designated use, it be assessed for its natural, recreational and cultural heritage values, and capability for other public uses, and where appropriate assigned to another public land use category or made surplus.

Note: The above management objectives and summary land-use recommendations are those that generally apply for these land-use categories. Exceptions to these may apply to specific reserves in special circumstances.

The Government supports the recommended management objectives for services and utilities areas.

RECOMMENDATION

H1 STONE AREAS

That the following area as indicated on Map A and listed below be used as a stone reserve:

- H1 Gherang Gherang Stone Area (110.2 ha)—existing reserve ¹⁰

The Government supports this recommendation.

H2 SERVICE AND UTILITY AREAS

- H2 That existing service and utility sites as indicated on Map A be used as service and utility areas. ¹¹

The Government supports this recommendation.

RECOMMENDATION

I1–5 UNCATEGORISED PUBLIC LAND

That public land as generally indicated on Map A and listed below:

- (a) be uncategorised public land and continue to be used in accordance with existing legal use and tenure; or
- (b) subject to assessment and consultation:
- (i) be assigned to a specific public land-use category; or
- (ii) subject to the protection of any identified cultural or natural heritage values, be exchanged or disposed of.
- I1 Aire River Valley lands—designated for possible land exchange to consolidate the boundaries of the adjoining national park and nearby natural feature reserve.
- I2 Little Aire block—designated for possible development to facilitate the tourist and/or educational use of the adjoining national park.
- I3 Dewings Creek—Barwon Water land designated as a possible water production area.
- I4 West Lorne—designated to allow for a detailed planning process to consider possible land exchange to consolidate the boundaries of the national park and/or creation of bushland areas and/or for township development.
- I5 Various other minor reserves, unreserved public lands or township land not otherwise recommended for specific uses elsewhere in this report.

The Government broadly supports these recommendations.

¹⁰ See VEAC Final Report for notes relevant to this recommendation

¹¹ See VEAC Final Report for notes relevant to this recommendation

A study has been undertaken to investigate the site capacity of the Little Aire block (Rec I2). Further detailed study will be required prior to any development of the site for tourist and/or educational use of the adjoining national park.

Trustee Companies Act 1984

SANDHURST TRUSTEES LTD. ACN 004 030 737

18 View Street, Bendigo, Victoria 3550

Schedule of Fees and Commissions inclusive of GST –
effective 20 June 2005

Estate Administration

- Capital commission:

Where the gross value of the estate does not exceed \$500,000	5.5% gross value
On the next \$250,000	4.4%
On the next \$250,000	3.3%
On any amount in excess of \$1 million	1.1%
- Income commission: 6.6% income per annum
- Administration fee on perpetual trusts
(in lieu of income commission) 1.056% gross value
trust per annum
- Testamentary trusts (in lieu of income commission) – available on application.

Community Enterprise Foundation Administration

- Capital commission:

All amounts	5.5% gross value
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Accident Compensation Act 1985

NOTICE OF INDEXED BENEFIT LEVELS AND OTHER AMOUNTS
IN ACCORDANCE WITH SECTION 100 OF THE **ACCIDENT COMPENSATION ACT 1985**
AND REGULATION 20 OF THE ACCIDENT COMPENSATION REGULATIONS 2001

Section 100 (1) of the **Accident Compensation Act 1985** stipulates that certain amounts in Part IV and in Section 5A of the Act are varied on 1 July each year in line with the movement in the average weekly earnings for all employees in Victoria between the two previous December quarters, using the latest figures published by the Australian Statistician as at 30 May following the previous December quarter. Weekly payments are indexed on the anniversary of the entitlement to weekly payments as detailed in Section 100(2) of the Act.

The average weekly earnings for all employees in Victoria between the December quarter of 2003 and the December quarter 2004 increased from \$767.10 to \$779.70 which is an increase of 1.64%.

Following legislative changes in December 1997 some amounts are indexed by the rise in Consumer Price Index. The Consumer Price Index between the December quarter of 2003 and the December quarter of 2004 increased from 142.1 to 145.3 which is an increase of 2.25%.

Following legislative changes in December 2003, the formulas for calculating non-economic loss in respect of permanent impairment have been amended. Some amounts of compensation for non-economic loss have been increased in certain circumstances.

Following legislative changes in December 2004, a formula for calculating non-economic loss in circumstances where there has been a further loss of hearing was inserted into section 98C(3A). This formula applies to further loss of hearing which occurred after 12 November 1997. This notice includes the indexed benefit levels applicable from 12 November 1997 to date.

Section	Provision	Rate before 1 July 05	Rate from 1 July 05
COMPENSATION FOR DEATH OF A WORKER (CPI)			
Revised compensation for death of worker			
92A(4)	For a dependent partner or partners in equal shares	\$207,390	\$212,060
92A(5)	For an orphan child or orphan children in equal shares	\$207,390	\$212,060
92A(6)(a)	For a dependent partner(s) where there is one dependent child	\$186,660	\$190,860
92A(6)(b)	For the dependent child	\$20,740	\$21,210
92A(7)	For a dependent partner(s) where there are more than one dependent child but not more than 5 dependent children payable in the following shares: total amount of	\$207,390	\$212,060
92A(7)(a)	To each dependent child	\$10,370	\$10,600
92A(7)(b)	To partner/partners	Balance	Balance
92A(8)	For a dependent partner(s) where there are more than 5 dependent children payable in the following shares: total amount of	\$207,390	\$212,060
92A(8)(a)	To partner or partners in equal shares	\$155,550	\$159,050
92A(8)(b)	To the dependent children in equal shares	\$51,840	\$53,010
92A(8A)	Maximum lump sum for dependent children if no dependent partner	\$207,390	\$212,060
92A(9)	Maximum lump sum for any other dependants if no dependent partner or dependent child	\$207,390	\$212,060

Section	Provision	Rate before 1 July 05	Rate from 1 July 05
WEEKLY PENSIONS FOR DEPENDANTS OF WORKER WHO DIES (AWE)			
During the first 13 weeks			
92B(3)(a)(ii)	Maximum weekly pension for a dependent partner	\$1,130	\$1,150
92B(4)(a)(ii)	Maximum weekly pension for 2 or more dependent partners in equal shares	\$1,130	\$1,150
92B(5)(a)(ii)	Maximum weekly pension for one orphan child	\$1,130	\$1,150
92B(6)(a)(ii)	Maximum weekly pension for 2 or more orphan children in equal shares	\$1,130	\$1,150
After first 13 weeks until the end of 3 years			
92B(3)(b)(i)	Maximum weekly pension for a dependent partner	\$1,130	\$1,150
92B(3)(b)(ii)	Weekly pension calculation for a dependent partner where there are not more than 5 dependent children and overall cap applies	\$1,130	\$1,150
92B(3)(b)(iii)	Weekly pension for a dependent partner where there are more than 5 dependent children and overall cap applies	\$754	\$766
92B(4)(b)(i)	Maximum weekly pension for 2 or more dependent partners in equal shares	\$1,130	\$1,150
92B(4)(b)(ii)	Weekly pension calculation for 2 or more dependent partners, where there are not more than 5 dependent children and overall cap applies	\$1,130	\$1,150
92B(4)(b)(iii)	Weekly pension for 2 or more dependent partners, where there are more than 5 dependent children and overall cap applies in equal shares	\$754	\$766
After first 13 weeks until child ceases to be eligible			
92B(5)(b)(ii)	Maximum weekly pension for one orphan child	\$1,130	\$1,150
92B(6)(b)(ii)	Maximum weekly pension for 2 or more orphan children in equal shares	\$1,130	\$1,150
92B(7)(b)	Weekly pension calculation for each dependent child where there are not more than 5 dependent children and overall cap applies	\$1,130	\$1,150
92B(8)(b)	Weekly pension for dependent children where there are more than 5 dependent children and overall cap applies in equal shares	\$374	\$380
92B(11)	Total amount of weekly pensions	\$1,130	\$1,150
WEEKLY PAYMENTS (AWE)			
First 26 weeks incapacity			
Where worker has no current work capacity			
93A(2)(a)(ii)	Maximum weekly payment	\$903	\$918
Where worker has a current work capacity			
93A(2)(b)(ii)	Maximum weekly payments – less notional earnings	\$903	\$918
After 26 weeks incapacity			
Worker has a serious injury			
93B(1)(a)(ii)	Maximum weekly payment is – less 90% of notional earnings	\$903	\$918

Section	Provision	Rate before 1 July 05	Rate from 1 July 05
	Worker does not have a serious injury but has no current work capacity		
93B(1)(b)(ii)	Maximum weekly payments	\$903	\$918
	Worker does not have a serious injury but has a current work capacity		
93B(1)(c)(ii)	Maximum weekly payment is – less 60% of notional earnings	\$542	\$551
GRANDFATHER PROVISIONS (AWE)			
93C(5)(c)(iii)	Minimum earnings for a worker who has a current work capacity after 104 weeks of payments as specified in Section 93CD(3)(a)	\$132	\$134
93C(11)(b)(iii)	Minimum earnings for a worker who has a current work capacity after 104 weeks of payments as specified in Section 93CD(3)(a)	\$132	\$134
WEEKLY PAYMENTS (AWE)			
	Weekly payments for First Entitlement Period (first 13 weeks)		
93CA(2)(a)(ii)	Maximum weekly payment where worker has no current work capacity	\$1,130	\$1,150
93CA(2)(b)(ii)	Maximum weekly payment where worker has a current work capacity – less notional earnings	\$1,130	\$1,150
	Weekly payments for Second Entitlement Period (14–104 weeks)		
93CB(2)(a)(ii)	Maximum weekly payment where worker has no current work capacity	\$1,130	\$1,150
93CB(2)(b)(ii)	Maximum weekly payment where worker has a current work capacity – less 60% of notional earnings	\$677	\$688
	Weekly payment after the expiry of the second entitlement period		
93CC(2)(b)	Maximum weekly payment where worker has been assessed as having no current work capacity and likely to continue indefinitely to have no current work capacity	\$1,130	\$1,150
93CD(3)(a)	Minimum earnings for a worker who has returned to work	\$132	\$134
93CD(5)(b)	Maximum weekly payment where Authority or self-insurer has made a determination – less 60% of worker's current weekly earnings	\$677	\$688
COMPENSATION FOR NON-ECONOMIC LOSS (CPI)			
	Permanent Impairment – Calculations of Amounts of Non-economic Loss		
98C(2)(b)	Where worker's impairment benefit rating is 10% or more and less than 11%	\$9,190 \$7,820	\$9,400 \$8,000
98C(2)(c)	Where worker's impairment benefit rating is not less than 10% and not more than 30%	\$14,810 \$2,220	\$15,140 \$2,270

Section	Provision	Rate before 1 July 05	Rate from 1 July 05
98C(2)(d)	Where worker's impairment benefit rating is more than 30% and not more than 70%	\$59,250 \$3,700	\$60,580 \$3,780
98C(2)(e)	Where worker's impairment benefit rating is more than 70% and not more than 80%	\$207,460 \$14,820	\$212,130 \$15,150
98C(2)(f)	Where worker's impairment benefit rating is more than 80%	\$355,650	\$363,660
Psychiatric Impairment – Calculations of Amounts of Non-economic Loss			
98C(3)(b)	Where worker's degree of impairment is not less than 30% and not more than 50%	\$11,850 \$3,850	\$12,120 \$3,940
98C(3)(c)	Where worker's degree of impairment is more than 50% and not more than 70%	\$88,940 \$5,930	\$90,940 \$6,060
98C(3)(d)	Where worker's degree of impairment is more than 70% and not more than 80%	\$207,460 \$14,820	\$212,130 \$15,150
98C(3)(e)	Where worker's degree of impairment is more than 80%	\$355,650	\$363,660
Permanent Impairment – Calculation of Amounts of Non-economic Loss for Further Injury Industrial Deafness			
98C(3A)(a)	Where "T" is not less than 10% and not more than 30% and "P" is less than 10%	\$2,220 \$1,481	\$2,270 \$1,510
98C(3A)(b)	Where "T" is not less than 10% and not more than 30% and "P" is not less than 10%	\$2,220	\$2,270
98C(3A)(c)	Where "T" is more than 30% and "P" is less than 10%	\$3,700 \$2,220 \$1,481	\$3,780 \$2,270 \$1,510
98C(3A)(d)	Where "T" is more than 30% and "P" is not less than 10% and is less than 30%	\$3,700 \$2,220	\$3,780 \$2,270
98C(3A)(e)	Where "T" is more than 30% and "P" is not less than 30%	\$3,700	\$3,780
Other non-economic loss			
98C(4)	Loss of a foetus or loss of more than one foetus	\$53,270	\$54,470
98C(7)	Maximum amount of compensation for more than one injury suffered on the same occasion	\$355,650	\$363,660
98C(8)	Maximum amount of compensation for more than one kind of non-economic loss for the same injury	\$355,650	\$363,660
NO DISADVANTAGE - COMPENSATION TABLE (AWE)			
98E	Total loss of the sight of both eyes	\$214,390	\$217,910
	Total loss of the sight of an only eye	\$214,390	\$217,910

Section	Provision	Rate before 1 July 05	Rate from 1 July 05
	Loss of both hands	\$214,390	\$217,910
	Loss of both feet	\$214,390	\$217,910
	Loss of a hand and a foot	\$214,390	\$217,910
	Total loss of the right arm or of the greater part of the right arm	\$171,500	\$174,320
	Total loss of the left arm or of the greater part of the left arm	\$160,780	\$163,420
	Total loss of the right hand or of five fingers of the right hand, or of the lower part of the right arm	\$150,050	\$152,510
	Total loss of the left hand or of five fingers of the left hand, or of the lower part of the left arm	\$139,360	\$141,650
	Total loss of a leg	\$160,780	\$163,420
	Total loss of a foot	\$139,360	\$141,650
	Total loss of the lower part of the leg	\$150,050	\$152,510
	Total loss of the sight of one eye, together with the serious diminution of the sight of the other eye	\$160,780	\$163,420
	Total loss of hearing	\$139,360	\$141,650
	Total loss of the sight of one eye	\$85,750	\$87,160
	Loss of binocular vision	\$85,750	\$87,160
	Loss of eyeball (in addition to compensation for loss of sight of an eye)	\$47,170	\$47,940
	Total loss of power of speech	\$128,630	\$130,740
	Total loss of sense of taste or smell	\$36,450	\$37,050
	Total loss of senses of both taste and smell	\$72,890	\$74,090
	Total loss of male sexual organs	\$100,770	\$102,430
	Total loss of penis	\$100,770	\$102,430
	Total loss of one testicle	\$21,420	\$21,770
	Total loss of two testicles or an only testicle	\$100,770	\$102,430
	Total loss of female sexual organs	\$100,770	\$102,430
	Total loss of both breasts	\$100,770	\$102,430
	Total loss of one breast	\$64,300	\$65,360
	Total loss of the thumb of the right hand	\$64,300	\$65,360
	Total loss of the thumb of the left hand	\$55,740	\$56,660
	Total loss of the forefinger of the right hand	\$45,030	\$45,770
	Total loss of the forefinger of the left hand	\$38,580	\$39,210
	Total loss of two joints of the forefinger of the right hand	\$34,290	\$34,850
	Total loss of two joints of the forefinger of the left hand	\$25,710	\$26,130
	Total loss of a joint of the thumb	\$34,290	\$34,850
	Total loss of the first joint of the forefinger of the right hand	\$21,420	\$21,770

Section	Provision	Rate before 1 July 05	Rate from 1 July 05
	Total loss of the first joint of the forefinger of the left hand	\$19,300	\$19,620
	Total loss of the first joint of the middle or little or ring finger of either hand	\$12,860	\$13,070
	Total loss of the middle finger of either hand	\$25,710	\$26,130
	Total loss of the little or ring finger of either hand	\$23,590	\$23,980
	Total loss of two joints of the middle finger of either hand	\$21,420	\$21,770
	Total loss of two joints of the little or ring finger of either hand	\$19,300	\$19,620
	Total loss of the great toe of either foot	\$47,170	\$47,940
	Total loss of a joint of the great toe of either foot	\$21,420	\$21,770
	Total loss of any other toe	\$12,860	\$13,070
	Total loss of a joint of any other toe	\$4,290	\$4,360
	Quadriplegia	\$214,390	\$217,910
	Paraplegia	\$214,390	\$217,910
	Total impairment of the spine	\$214,390	\$217,910
98E(5)	Maximum total amount of compensation allowable under 98E Table	\$214,390	\$217,910
MEDICAL AND LIKE SERVICES (CPI)			
99(1)(aa)	Maximum Family Counselling expenses	\$1,870	\$1,910
99(5)	Employer's Liability	\$506	\$517
125(1)(a)(iii)	Employer's initial liability for medical and like services	\$506	\$517
125A(3)(c)	Employer's initial liability for medical and like services	\$506	\$517
LIABILITY OF PRIOR INSURER (AWE)			
129B (7)	Minimum payments for contribution injury	\$11,240	\$11,420
ACTIONS FOR DAMAGES			
Pecuniary Loss (AWE)			
134AB(22)(a)(i)	Threshold	\$44,730	\$45,460
134AB(22)(a)(ii)	Maximum	\$1,006,760	\$1,023,300
Pain and Suffering (AWE)			
134AB(22)(b)(i)	Threshold	\$43,190	\$43,900
134AB(22)(b)(ii)	Maximum	\$438,320	\$445,520
Pecuniary Loss (AWE)			
135A(7)(a)(i)	Threshold	\$44,730	\$45,460
135A(7)(a)(ii)	Maximum	\$1,006,760	\$1,023,300
Pain and Suffering (CPI)			
135A(7)(b)(i)	Threshold	\$39,900	\$40,800
135A(7)(b)(ii)	Maximum	\$404,900	\$414,020
Damages under Part III of the Wrongs Act 1958 (AWE)			
135C(2)	Death of a person	\$664,160	\$675,070

Section	Provision	Rate before 1 July 05	Rate from 1 July 05
PRE-INJURY AVERAGE WEEKLY EARNINGS (AWE)			
5A (8)	Where no rate applicable	\$1,130	\$1,150
5A(9)(b)	Deemed Pre-injury Average Weekly Earnings for a full-time student at time of completion of course	\$1,130	\$1,150
5A(11)(b)	Deemed Pre-injury Average Weekly earnings for a full-time student at a primary or secondary school at time of completion of secondary school	\$903	\$918
MAXIMUM ASSESSMENT FEE FOR APPLICATION FOR APPROVAL AS A SELF-INSURER (AWE)			
Regulation 20	Maximum assessment fee	\$41,450	\$42,130

Accident Compensation Act 1985

Following legislative changes in December 2004, a formula for calculating non-economic loss in circumstances where there has been a further loss of hearing was inserted into section 98C(3A). This formula applies to further loss of hearing which occurred after 12 November 1997. This notice includes the indexed benefit levels applicable from 12 November 1997 to date.

Section	Provision	Rate	Rate	Rate	Rate	Rate	Rate	Rate	Rate	Rate	Rate
		from 12 Nov 1997	from 1 July 1998	from 1 July 1999	from 1 July 2000	from 1 July 2001	from 1 July 2002	from 1 July 2003	from 1 July 2003 to 2 Dec 2003	from 30 June 2003 to 30 June 2004	from 1 July 2004
Permanent Impairment – Calculation of Amounts of Non-economic Loss for Further Injury Industrial Deafness											
98C(3A)(a)	Where “T” is not less than 10% and not more than 30% and “P” is less than 10%	2,000 500	2,000 500	2,020 504	2,060 1,030	2,180 1,090	2,250 1,120	2,320 1,150	2,170 1,449	2,220 1,481	2,270 1,510
98C(3A)(b)	Where “T” is not less than 10% and not more than 30% and “P” is not less than 10%	2,000	2,000	2,020	2,060	2,180	2,250	2,320	2,170	2,220	2,270
98C(3A)(c)	Where “T” is more than 30% and “P” is less than 10%	3,250 2,000 500	3,250 2,000 500	3,280 2,020 504	3,220 2,060 1,030	3,410 2,180 1,090	3,510 2,250 1,120	3,620 2,320 1,150	3,620 2,170 1,449	3,700 2,220 1,481	3,780 2,270 1,510
98C(3A)(d)	Where “T” is more than 30% and “P” is not less than 10% and is less than 30%	3,250 2,000	3,250 2,000	3,280 2,020	3,220 2,060	3,410 2,180	3,510 2,250	3,620 2,320	3,620 2,170	3,700 2,220	3,780 2,270
98C(3A)(e)	Where “T” is more than 30% and “P” is not less than 30%	3,250	3,250	3,280	3,220	3,410	3,510	3,620	3,620	3,700	3,780

Workers Compensation Act 1958NOTICE OF NEW BENEFIT RATES PAYABLE IN ACCORDANCE
WITH SECTION 9 AND SECTION 11

- (a) Section 9(3) of the **Workers Compensation Act 1958** provides for rates of compensation to be adjusted on 1 July in any year in line with movements in the Australian male average weekly earnings between the December quarter of the two preceeding years as published by the Australian Statistician at 15 June in each respective year.

The Australian male average weekly earnings for the December quarter of 2003 and 2004 were \$894.60 and \$911.60 respectively, an increase of 1.9%.

Notice is hereby given that calculations in accordance with the said section produce the following rates of compensation which are payable, on and from 1 July 2005 instead of the amounts specified in Section 9 of the said Act, in the clauses under the heading "The Clauses Referred To".

The amount specified in "The Clauses Referred To" (wherever occurring)		Rates before 1 July 05	Rates from 1 July 05
COMPENSATION FOR THE DEATH OF A WORKER			
	Amount as per the 1958 Act		
1(a) (i)	\$33,160	\$138,809	\$141,447
	\$8,088	\$33,863	\$34,506
	\$7,566	\$31,668	\$32,270
	\$7,044	\$29,486	\$30,046
	\$6,523	\$27,305	\$27,824
	\$6,001	\$25,118	\$25,595
	\$5,479	\$22,933	\$23,369
	\$4,957	\$20,749	\$21,143
	\$4,435	\$18,564	\$18,917
	\$3,914	\$16,385	\$16,696
	\$3,392	\$14,195	\$14,465
	\$2,870	\$12,012	\$12,240
	\$2,348	\$9,825	\$10,012
	\$1,826	\$7,643	\$7,788
	\$1,826	\$7,643	\$7,788
1(a)(ii)	\$33,160	\$138,809	\$141,447
WEEKLY PAYMENTS			
1(b) (i)	\$105	\$442	\$450
	\$30	\$124	\$126
	\$10	\$42	\$43
	\$155	\$651	\$663
	\$78	\$325	\$331
	\$135	\$562	\$573
TOTAL LIABILITY FOR WEEKLY PAYMENTS			
1(b) (iii)	\$36,960	\$154,717	\$157,657

- (b) Section 11(1) of the **Workers Compensation Act 1958** provides for rates of compensation for certain specified injuries to be set percentages of the maximum payable, at the time of the injury, under Clause 1(a)(ii).

Planning and Environment Act 1987
COLAC OTWAY PLANNING SCHEME
 Notice of Approval of Amendment
 Amendment C44

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

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

The Amendment introduces Environmental Significance Overlay 5 into the Scheme and applies that Overlay to an area covering private land in the east branch of the Barham River.

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 Colac Otway Shire Council, 2–6 Rae Street, Colac.

GENEVIEVE OVERELL
 Deputy Secretary
 Built Environment
 Department of Sustainability
 and Environment

Planning and Environment Act 1987
EAST GIPPSLAND PLANNING SCHEME
 Notice of Approval of Amendment
 Amendment C43

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

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

The Amendment:

- includes land in the township of Nowa Nowa, located between Wandin Way and south of the Princes Highway, and between Red Knob Road and Hall Road (Bruthen–Nowa Nowa Road), in a Public Acquisition Overlay; and
- changes the schedule to Clause 52.17 to introduce an exemption from the need for a planning permit for removal of native

vegetation associated with proposed road works to deviate the Bruthen–Nowa Nowa Road, Nowa Nowa.

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 East Gippsland Shire Council, 273 Main Street, Bairnsdale.

GENEVIEVE OVERELL
 Deputy Secretary
 Built Environment
 Department of Sustainability
 and Environment

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

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

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

The Amendment rezones land at 47 Rosanna Street, Carnegie and part 69 Wornack Road, Carnegie (the former Carnegie RSL Memorial Bowling Club) from a Public Park and Recreation Zone to a Residential 1 Zone, and applies an Environmental Audit Overlay to the land.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Glen Eira City Council, Customer Service Centre, Ground Floor, Municipal Offices, corner Glen Eira and Hawthorn Roads, Caulfield.

GENEVIEVE OVERELL
 Deputy Secretary
 Built Environment
 Department of Sustainability
 and Environment

Planning and Environment Act 1987**GLEN EIRA PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C43

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

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

The Amendment inserts a provision in the Schedule to Clause 52.02 to remove the restrictive covenant applying to part of land at 47 Rosanna Street, Carnegie, described as Lot 1 on Title Plan 338764U on Certificate of Title Volume 8414, Folio 138.

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 Glen Eira City Council, Customer Service Centre, Ground Floor, Municipal Offices, corner Glen Eira and Hawthorn Roads, Caulfield.

GENEVIEVE OVERELL

Deputy Secretary

Built Environment

Department of Sustainability
and Environment

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

Notice of Approval of Amendment

Amendment C26

The Minister for Planning has approved Amendment C26 to the Indigo Planning Scheme.

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

The Amendment makes the following changes:

- Old Beechworth Gaol site – Rezones land from PUZ7 to Mixed Use Zone to allow redevelopment of the site;
- CA 8A, Section C2, Township and Parish of Beechworth, Albert Road, Beechworth – Rezones land from PUZ3 – R1Z;

- Lots 1, 2, and 3 PS409518, Cemetery Road, Beechworth – Rezones land from PUZ3 – R1Z;
- Spring Creek, Lake Sambell and Beechworth Crown reserve lands – Rezones from PCRZ to PPRZ;
- CA18, Section H2, McConville Road, Beechworth – Rezones from RUZ to PPRZ;
- CA 19, Section H2, McConville Road, Beechworth – Rezones from LDRZ to PPRZ;
- CA10D, Sec F, Wallace Street; Pt CA 19A Jardine Street; and Pt CA19A Lower Stanley Road, Beechworth – Rezones from R1Z to PPRZ;
- Lot 1 & Part Lot 2 PS339235G, Railway Avenue, Beechworth – Rezones from PCRZ to R1Z;
- CAs 1A, 2A, 2B, 3, 4, 5, 6, 7, 7C, 7D, 9B, 9C, 9D, 10A and 2003, Section 13 Parish of El Dorado, Woolshed Road. – Delete from planning scheme. Mapping error as land located within City of Wangaratta;
- Part Lot 1 PS126082, off Cemetery Road, Yackandandah – Rezones land from RUZ to PUZ1;
- Parcel on GP20215, Beechworth-Wangaratta Road, Beechworth – Rezones land from RDZ1 to R1Z;
- Part CA 1, Sec L2 and Lot 1, PS318528 (No. 26) Mellish Street, Beechworth – Rezones land from INZ1 to R1Z;
- Part CA 15A, Sec 4, High Street, Barnawartha – Rezones land from PUZ4 to TZ;
- Pt CAs 6 & 7, Sec T (No.7) Booth Street, Rutherglen – Rezones land from R1Z to INZ1;
- CAs 11, part 10 and part 5A, Section 11, Parish of Chiltern and Lots 1 and 2 LP149435, Lots 1, 2, 3, and 4 PS337367, part PC361440, Lot 1 and part 2 LP143156, North and Magenta Roads, Chiltern – Delete ESO3 (Black Dog Creek);
- Lot 1 PS422783 and Lots 2, 3, 4, 5 and 6 PS439983, Bill Tanners Road and Elliots Road, Barnawartha – Deletes ESO3 (Black Dog Creek);
- CA 11, Section 11, Parish of Chiltern, North Road, Chiltern – Rezones land from RUZ – R1Z;

- Crown Allotments 1B and 1A, Section B3, Parish of Beechworth, Buckland Gap Road, Beechworth – Rezones land from PCRZ to LDRZ and introduces DPO5;
- CA 1, Section J, Parish of Bruarong, Bruarong Lane – Rezones from PCRZ to RUZ;
- CA 11A, Parish of Eldorado, Woolshed Road, Beechworth – Rezones from PCRZ to RUZ;
- CA 1D, Sec 22, Parish of Yackandandah, Wodonga–Yackandandah Road – Rezones from PCRZ to RUZ;
- CA 11D, (PC335125) High Street, Beechworth – Rezones from PCRZ to B1Z;
- CA 11 and Pt CA 5A, Section 11, Parish of Chiltern, Lots 1 & 2 LP149435 and Lots 1–4 PS 337367, North Road and Magenta Road, Chiltern – Deletes ESO3 (Black Dog Creek);
- Stanley Road south of intersection with Little Scotland Road, Stanley – Deletes RDZ1;
- No. 140 (Lot 3 LP218828) Main Street, Rutherglen – Deletes HO167;
- No. 142 Main Street, Pt CA 6, Sec G, Rutherglen – Shown as HO167 in accordance with Schedule to Overlay;
- No. 38 Loch Street (CA 4, Sec 22), Beechworth – Deletes HO67;
- No. 34 (Lot 1 LP84245) Loch Street, Beechworth – Shown as HO67 in accordance with Schedule to Overlay;
- No. 42 Campbell Street, Rutherglen – Deletes HO109;
- CA 12C, Section 45, Township of Rutherglen – Shown as HO109 in accordance with the intent of Schedule to Overlay;
- Crown Allotments 1–3 and Part 4, Section V, Lord Street and King Street, Rutherglen – Deletes HO134. Mapping error as HO134 only applies to CA 5 & Pt CA 4, Section V, Rutherglen;
- Heritage Overlay Schedule (Clause 43.01) item numbers HO42, HO67, HO109, HO162, HO177, HO187 – Corrects drafting errors to accurately describe the respective Heritage Places.

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 North East Regional office, 35 Sydney Road, Benalla; and at the offices of the Indigo Shire Council, 34 High Street, Beechworth.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

MOORABOOL PLANNING SCHEME

Notice of Approval of Amendment

Amendment C32

The Minister for Planning has approved Amendment C32 to the Moorabool Planning Scheme.

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

The Amendment alters the Planning Scheme maps and the schedule to the Heritage Overlay so that three heritage places included in the Victorian Heritage Register are shown in the Moorabool Planning Scheme. The places are:

- Portland Flat Road Bridge, Portland Flat Road, Gordon;
- Rothbury, Lal Lal Road, Yendon; and
- Hopetoun Cemetery, Western Freeway, Bacchus Marsh.

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 Moorabool Shire Council, Municipal Offices, 15 Stead Street, Ballan.

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 C16

The Minister for Planning has approved Amendment C16 to the Surf Coast Planning Scheme.

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

The Amendment:

- modifies the Anglesea Strategy at Clause 21.12;
- introduces a new local policy for residential development in Anglesea at Clause 22.09;
- amends the Coastal Development Policy at Clause 22.01 to delete its reference to Anglesea;
- replaces Schedule 2 to the Significant Landscape Overlay in Anglesea with a new Schedule 3;
- introduces an Environmental Significance Overlay (Schedule 3) to parts of Anglesea;
- introduces a Design and Development Overlay (Schedule 9) to the Business 1 Zone in Anglesea;
- introduces a Restructure Overlay (Schedule 1) to parts of Anglesea;
- rezones land at 60 Golflinks Road, Anglesea from Residential 1 with a Significant Landscape Overlay (Schedule 2) to Environmental Rural with a Vegetation Protection Overlay (Schedule 1);
- rezones land at 1535 Great Ocean Road, Anglesea from Environmental Rural to part Public Conservation and Resource Zone and part Public Park and Recreation Zone;
- includes 'Environmental Weeds – Invaders of our Surf Coast' (Second Edition 2002) and 'Point Roadknight Restructure Plan (2004)' as incorporated documents; and
- makes other administrative changes to General Provisions of the Planning Scheme.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor,

8 Nicholson Street, East Melbourne; and at the offices of the Surf Coast Shire Planning Offices, 25 Grossmans Road, Torquay.

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 C24

The Minister for Planning has approved Amendment C24 to the Surf Coast Planning Scheme.

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

The Amendment alters the Planning Scheme maps and the schedule to the Heritage Overlay so that the heritage place included in Victorian Heritage Register is shown in the Surf Coast Planning Scheme. The place is:

- Memorial Grandstand and Gates, Eastern Reserve, Hopkins Street, Winchelsea.

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 Surf Coast Shire Council, 25 Grossmans Road, Torquay.

GENEVIEVE OVERELL

Deputy Secretary

Built Environment

Department of Sustainability
and Environment

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

Notice of Approval of Amendment

Amendment C41

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

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

The Amendment alters the Schedule to the Heritage Overlay to reflect the registration of two sites on the Victorian Heritage Register. The places are:

- Residence, 94 Merri Street, Warrnambool; and
- Former Ellerslie College, 241 Koroit Street, Warrnambool.

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 Warrnambool City Council, 25 Liebig Street, Warrnambool 3280.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

WHITTLESEA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C66

The Minister for Planning has approved Amendment C66 to the Whittlesea Planning Scheme.

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

The Amendment rezones land at 46 and 60 Williamsons Road, South Morang from Business 3 Zone to Residential 1 Zone and places a new schedule to the Development Plan Overlay over 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 the Whittlesea City Council, Ferres Boulevard, South Morang.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

ORDERS IN COUNCIL

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

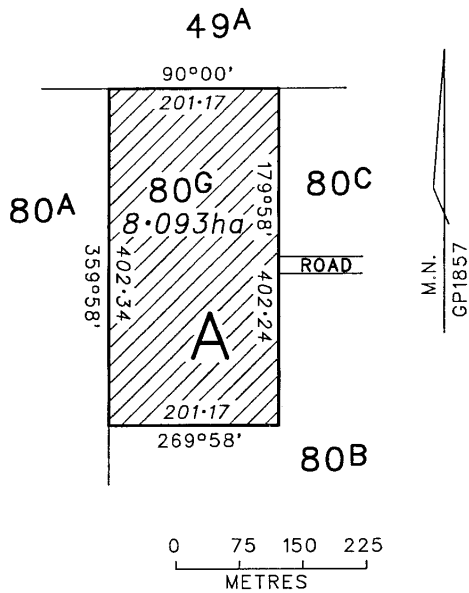
The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown lands which in his opinion are required for the purposes mentioned:-

MUNICIPAL DISTRICT OF THE
NORTHERN GRAMPIANS SHIRE COUNCIL

At BENDIGO – The preservation of an area of geological significance, 16 hectares, more or less, being Crown Allotment 2028, At Bendigo, Parish of Sandhurst, County of Bendigo as shown on plan No. LEGL./04-510 lodged in the Central Plan Office. – (06L6-10823).

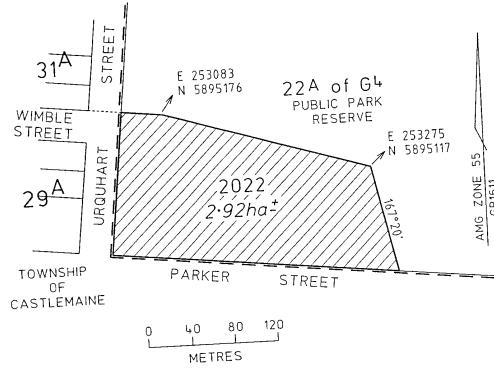
MUNICIPAL DISTRICT OF THE
NORTHERN GRAMPIANS SHIRE COUNCIL

CARAPOOEE – Conservation of an area of natural interest, 8.093 hectares, being Crown Allotment 80G, Section A, Parish of Carapooee, County of Kara Kara as indicated by hatching on plan hereunder. (GP 1857) – (P120929).



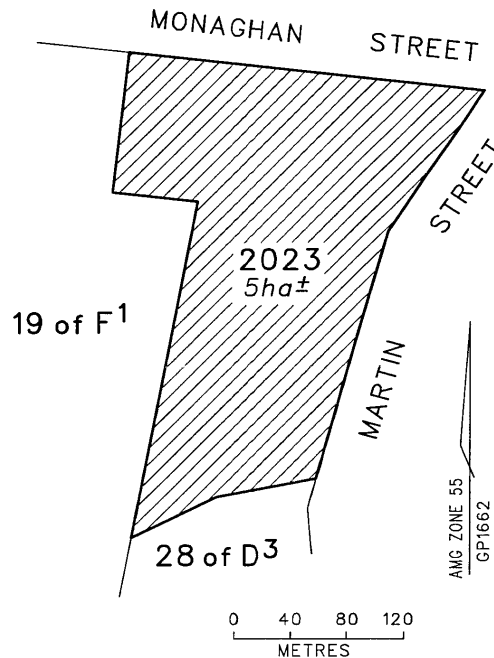
MUNICIPAL DISTRICT OF THE
MOUNT ALEXANDER SHIRE COUNCIL

CASTLEMAINE – Conservation of an area of natural interest, 2.92 hectares, more or less, being Crown Allotment 2022, Parish of Castlemaine, County of Talbot as indicated by hatching on plan hereunder.(GP 1611) – (06L6-10970).



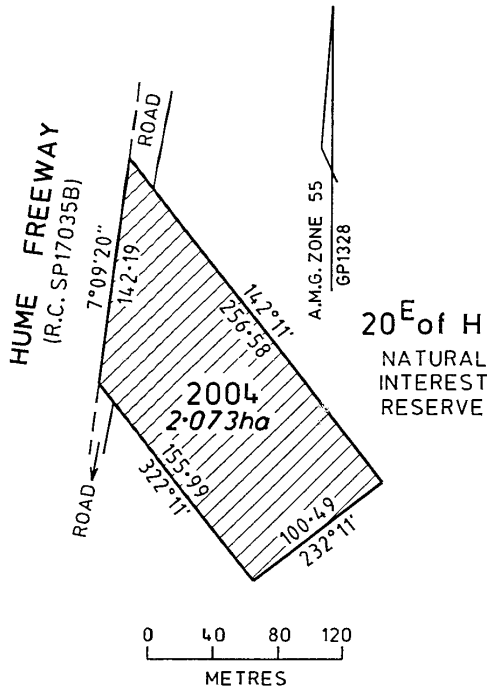
MUNICIPAL DISTRICT OF THE
MOUNT ALEXANDER SHIRE COUNCIL

CASTLEMAINE – Conservation of an area of natural interest, 5 hectares, more or less, being Crown Allotment 2023, Parish of Castlemaine, County of Talbot as indicated by hatching on plan hereunder. (GP 1662) – (0617542).

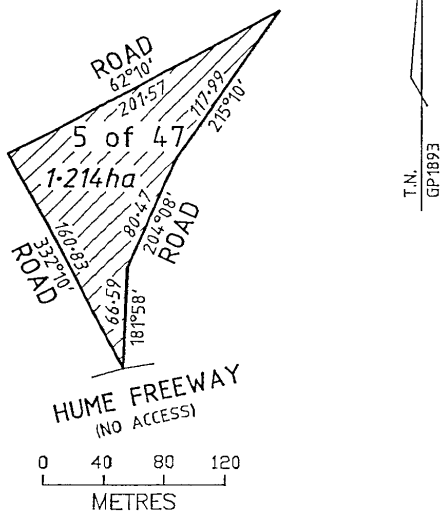


MUNICIPAL DISTRICT OF THE
STRATHBOGIE SHIRE COUNCIL

EUROA – Conservation of an area of natural interest, 2.073 hectares, being Crown Allotment 2004, Parish of Euroa, County of Delatite as indicated by hatching on plan hereunder. (GP 1328) – (0802952).

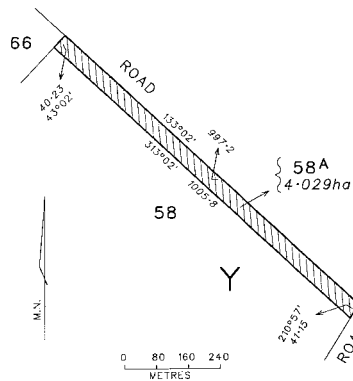


MUNICIPAL DISTRICT OF THE RURAL CITY OF WANGARATTA
GLENROWAN – Conservation of an area of natural interest, 1.214 hectares, being Crown Allotment 5, Section 47, Township of Glenrowan, Parish of Glenrowan, County of Delatite as indicated by hatching on plan hereunder. (GP 1893) – (P201660).

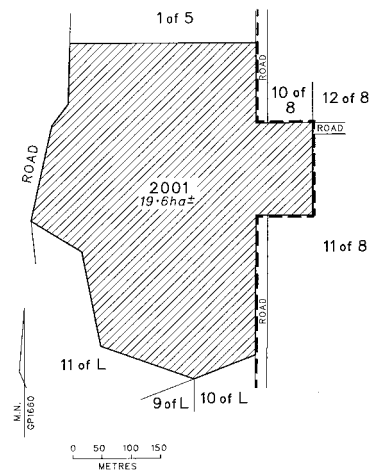


MUNICIPAL DISTRICT OF THE MOUNT ALEXANDER SHIRE COUNCIL
HAWKESTONE – Conservation of an area of natural interest, total area, 1,970 hectares, more or less, being Crown Allotment 2002 and Crown Allotment 17G, Section 6, Parish of Hawkestone, County of Talbot as shown on plan No. LEGL./05-124 lodged in the Central Plan Office. – (06L6-10756).

MUNICIPAL DISTRICT OF THE NORTHERN GRAMPIANS SHIRE COUNCIL
MOKEPILLY – Conservation of an area of natural interest, 4.029 hectares, being Crown Allotment 58A, Section Y, Parish of Mokepilly, County of Borung as indicated by hatching on plan hereunder. (GP 1442) – (P023147).



MUNICIPAL DISTRICT OF THE LODDON SHIRE COUNCIL
MOLIAGUL – Conservation of an area of natural interest, 19.6 hectares, more or less, being Crown Allotment 2001, Township of Moliagul, Parish of Moliagul, County of Gladstone as indicated by hatching on plan hereunder. (GP 1660) – (0606817)



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

Dated 21 June 2005

Responsible Minister

ROB HULLS

Minister for Planning

RUTH LEACH
Acting Clerk of the Executive Council

**Crown Land (Reserves) Act 1978
Interpretation of Legislation Act 1984**

AMENDMENT OF
TEMPORARY RESERVATIONS

The Governor in Council, under Section 4(1) of the **Crown Land (Reserves) Act 1978** and Section 27 of the **Interpretation of Legislation Act 1984** amends:—

CORACK EAST – the Order in Council made on 9 January 1884 and published in the Government Gazette on 14 January 1884 – page 98 of the temporary reservation of an area of land (129.5 hectares), in the Parish of Corack East, County of Kara Kara as a site for racecourse and public recreation by the deletion of the words “Site for Racecourse and other purposes of Public Recreation” and the substitution therefor of the words “Conservation of an area of natural interest”. – 0606618 (GP 1723)

GOWANGARDIE – the Order in Council made on 17 May 1887 and published in the Government Gazette on 20 May 1887 – page 1331 of the temporary reservation of an area of land (1.012 hectares), in the Parish of Gowangardie, County of Moira as a site for Water Supply purposes by the deletion of the words “Site for Water Supply purposes” and the substitution therefor of the words “Conservation of an area of natural interest”. – 0802947 (GP 1729).

LANDSBOROUGH – the Order in Council made on 19 October 1897 and published in the Government Gazette on 22 October 1897 – page 4007 of the temporary reservation of an area of land (4.047 hectares), in the Parish of Landsborough, County of Kara Kara as a Site for camping and watering purposes by the deletion of the words “Site for Camping and Watering purposes” and the substitution therefor of the words “Conservation of an area of natural interest”. 0615798 (GP 1763).

MORRL MORRL – the Order in Council made on 21 November 1881 and published in the Government Gazette on 25 November 1881 – page 3179, of the temporary reservation of an area of land 9.823 hectares in the Parish of Morrl Morrl, County of Kara Kara as a Site for affording access to Water by the deletion of the words “Site for affording access to Water” and the substitution therefor of the words “Conservation of an area of natural interest”. – 0204776 (GP 1165).

MUCKLEFORD – the Order in Council made on 9 April 1883 and published in the Government Gazette on 13 April 1883 – page 812 of the temporary reservation of an area of land (19.64 hectares), in the Parish of Muckleford, County of Talbot as a site for the supply of gravel by the deletion of the words “Site for Supply of Gravel” and the substitution therefor of the words “Conservation of an area of natural interest”. 2004606 (GP 1776).

UPOTIPOTPON – the Order in Council made on 20 October 1908 and published in the Government Gazette on 28 October 1908 – page 5158 of the temporary reservation of an area of land (1.794 hectares) in the Parish of Upotipotpon, County of Moira as a site for Watering purposes by the deletion of the words “Site for Watering purposes” and the substitution therefor of the words “Conservation of an area of natural interest”. – 0802694 (GP 1574)

WANGARATTA SOUTH – the Order in Council made on 31 July 1917 and published in the Government Gazette on 8 August 1917 – page 2507 of the temporary reservation of an area of land (8093 square metres), in the Parish of Wangaratta South, County of Moira as a site for Water Supply purposes by the deletion of the words “Site for Water Supply purposes” and the substitution therefor of the words “Conservation of an area of natural interest”. – 1106069 (GP 1753).

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

Dated 21 June 2005

Responsible Minister

ROB HULLS

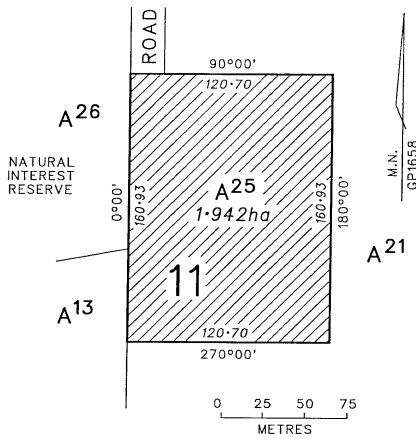
Minister for Planning

RUTH LEACH
Acting Clerk of the Executive Council

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

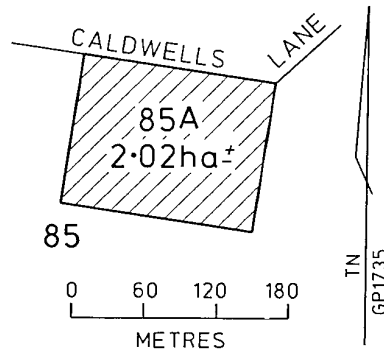
The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown lands which in his opinion are required for the purposes mentioned:-

MUNICIPAL DISTRICT OF THE CENTRAL GOLDFIELDS SHIRE COUNCIL
AMHERST – Conservation of an area of natural interest, 1.942 hectares, being Crown Allotment A25, Section 11, Parish of Amherst, County of Talbot as indicated by hatching on plan hereunder. (GP1658) – (0615634).



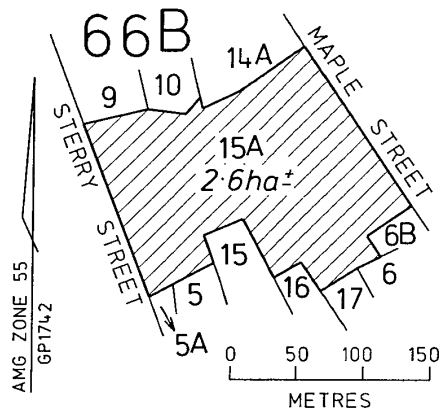
MUNICIPAL DISTRICT OF THE
LODDON SHIRE COUNCIL

BARRAKEE – Conservation of an area of natural interest, 2.02 hectares, more or less, being Crown Allotment 85A, Parish of Barrakee, County of Gladstone as indicated by hatching on plan hereunder. (GP1735) – (06L6-10935).



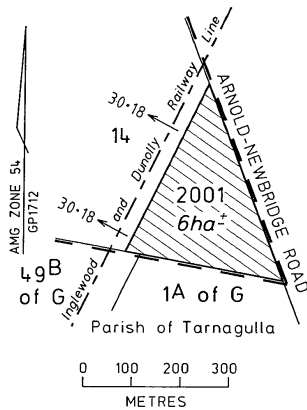
MUNICIPAL DISTRICT OF THE
GREATER BENDIGO CITY COUNCIL

BENDIGO – Conservation of an area of natural interest, 2.6 hectares, more or less, being Crown Allotment 15A, Section 66B, At Bendigo, Parish of Sandhurst, County of Bendigo as indicated by hatching on plan hereunder. (GP1742) – (06L6-10878).



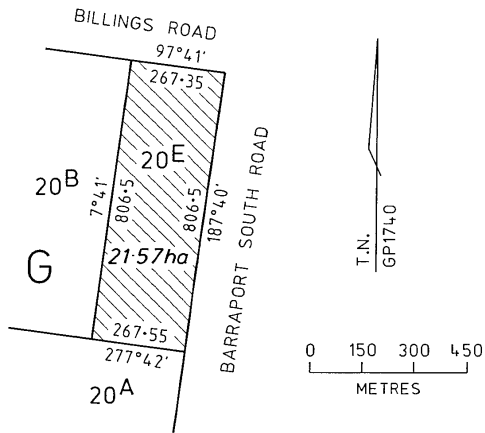
MUNICIPAL DISTRICT OF THE
LODDON SHIRE COUNCIL

ARNOLD – Conservation of an area of natural interest, 6 hectares, more or less, being Crown Allotment 2001, Township of Arnold, Parish of Tarnagulla, County of Gladstone as indicated by hatching on plan hereunder. (GP1712) – (06L6-10939).



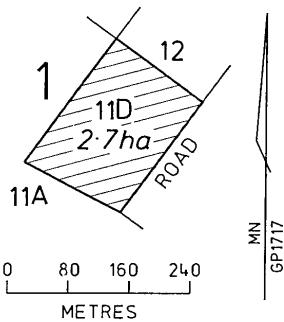
MUNICIPAL DISTRICT OF THE
LODDON SHIRE COUNCIL

BOORT – Preservation of species of native plants, 21.57 hectares, being Crown Allotment 20E, Section G, Parish of Boort, County of Gladstone as indicated by hatching on plan hereunder. (GP1740) – (2002961).



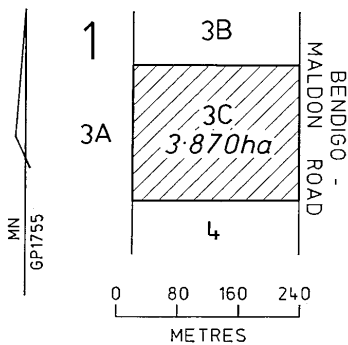
**MUNICIPAL DISTRICT OF THE
LODDON SHIRE COUNCIL**

BORUNG – Conservation of an area of natural interest, 2.7 hectares, being Crown Allotment 11D, Section 1, Parish of Borung, County of Gladstone as indicated by hatching on plan hereunder. (GP1717) – (06L6–10936).

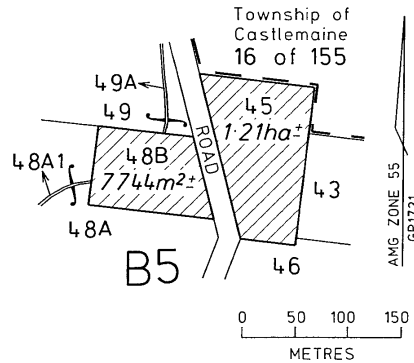


**MUNICIPAL DISTRICT OF THE
MOUNT ALEXANDER SHIRE COUNCIL**

BRADFORD – Conservation of an area of natural interest, 3.870 hectares, being Crown Allotments 3C, Section 1, Parish of Bradford, County of Talbot as indicated by hatching on plan hereunder. (GP1755) – (06L6–10975).

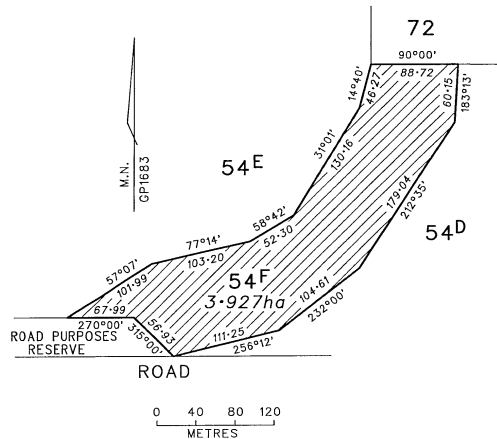


**MUNICIPAL DISTRICT OF THE
MOUNT ALEXANDER SHIRE COUNCIL**
CASTLEMAINE – Conservation of an area of natural interest, total area 1.98 hectares, more or less, being Crown Allotments 45 and 48B, Section B5, Parish of Castlemaine, County of Talbot as indicated by hatching on plan hereunder. (GP1731) – (06L6–10978).



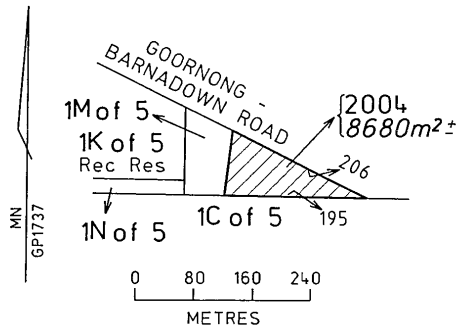
**MUNICIPAL DISTRICT OF THE
BULOKE SHIRE COUNCIL**

DONALD – Conservation of an area of natural interest, 3.927 hectares, being Crown Allotment 54F, Parish of Donald, County of Kara Kara as indicated by hatching on plan hereunder. (GP1683) – (06L6-8013).

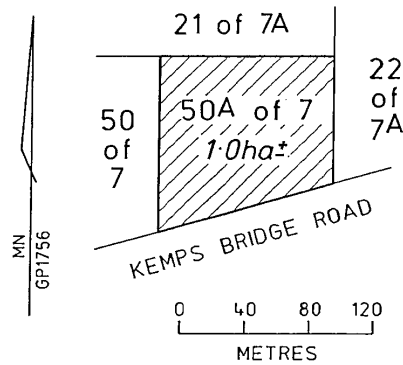


**MUNICIPAL DISTRICT OF THE
GREATER BENDIGO CITY COUNCIL**

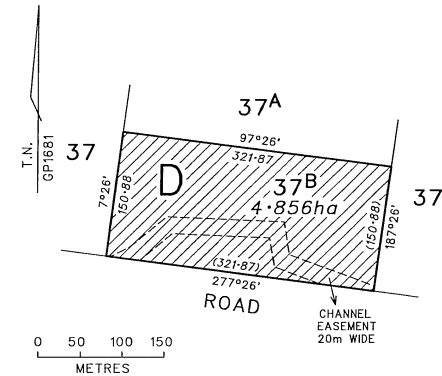
GOORNONG – Conservation of an area of natural interest, 8680 square metres, more or less, being Crown Allotment 2004, Parish of Goornong, County of Bendigo as indicated by hatching on plan hereunder. (GP1737) – (06L6–10866).



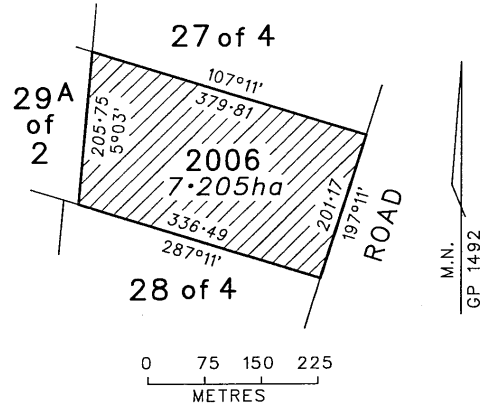
MUNICIPAL DISTRICT OF THE MOUNT ALEXANDER SHIRE COUNCIL
GUILDFORD – Conservation of an area of natural interest, 1.0 hectares, more or less, being Crown Allotment 50A, Section 7, Parish of Guildford, County of Talbot as indicated by hatching on plan hereunder. (GP1756) – (06L6-10980).



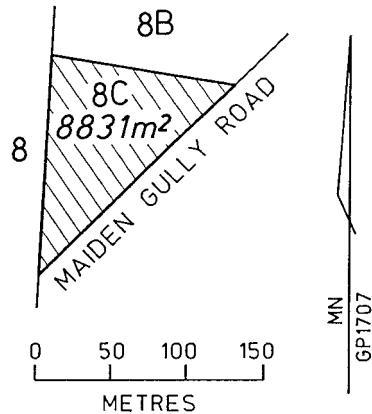
MUNICIPAL DISTRICT OF THE BULOKE SHIRE COUNCIL
LAEN – Conservation of an area of natural interest, 4.856 hectares, being Crown Allotment 37B, Section D, Parish of Laen, County of Borung indicated by hatching on plan hereunder. (GP1681) – (06L6-4978).



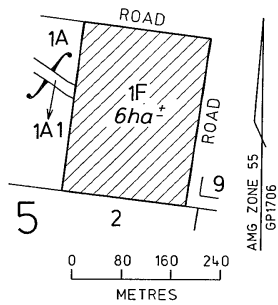
MUNICIPAL DISTRICT OF THE PYRENEES SHIRE COUNCIL
LANDSBOROUGH – Conservation of an area of natural interest, 7.205 hectares, being Crown Allotment 2006, Parish of Landsborough, County of Kara Kara as indicated by hatching on plan hereunder. (GP1492) – (2003928).



MUNICIPAL DISTRICT OF THE GREATER BENDIGO CITY COUNCIL
MARONG – Conservation of an area of natural interest, 8831 square metres, being Crown Allotment 8C, Parish of Marong, County of Bendigo as indicated by hatching on plan hereunder. (GP1707) – (06L6-10882).

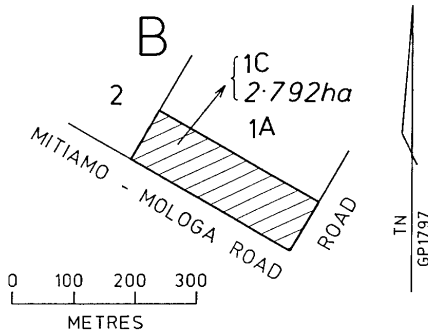


MUNICIPAL DISTRICT OF THE GREATER BENDIGO CITY COUNCIL
MARONG – Conservation of an area of natural interest, 6 hectares, more or less, being Crown Allotment 1F, Section 5, Parish of Marong, County of Bendigo as indicated by hatching on plan hereunder. (GP1706) – (06L6-10871).



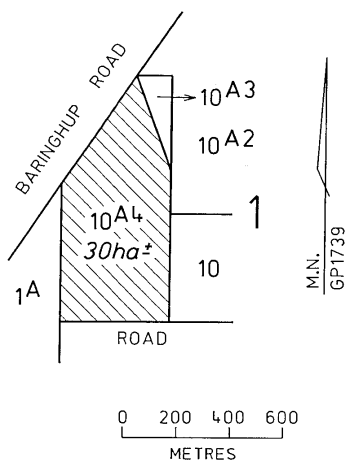
MUNICIPAL DISTRICT OF THE
LODDON SHIRE COUNCIL

MOLOGA – Conservation of an area of natural interest, 2.792 hectares, being Crown Allotment 1C, Section B, Parish of Mologa, County of Gunbower as indicated by hatching on plan hereunder. (GP1797) – (06L6–11047).



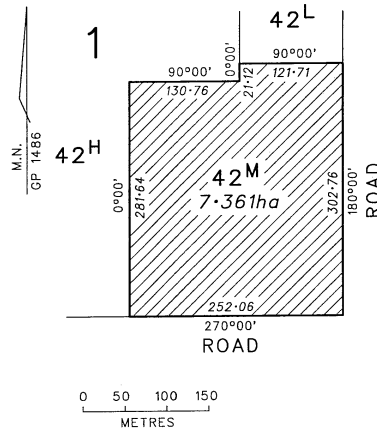
MUNICIPAL DISTRICT OF THE
CENTRAL GOLDFIELDS SHIRE COUNCIL

MOOLORT – Management of wildlife and preservation of wildlife habitat, 30 hectares, more or less, being Crown Allotment 10A4, Section 1, Parish of Moolort, County of Talbot as indicated by hatching on plan hereunder. (GP1739) – (0609554).



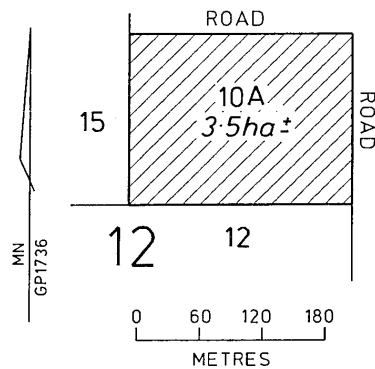
MUNICIPAL DISTRICT OF THE
PYRENEES SHIRE COUNCIL

MOYREISK – Conservation of an area of natural interest, 7.361 hectares, being Crown Allotment 42M, Section 1, Parish of Moyreisk, County of Kara Kara as indicated by hatching on plan hereunder. (GP1486) – (0615775).



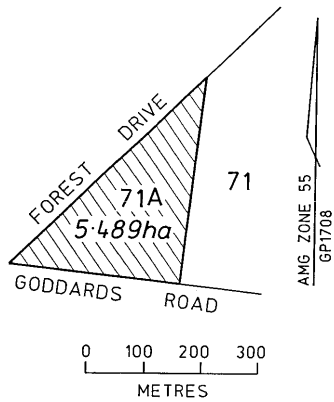
MUNICIPAL DISTRICT OF THE
MOUNT ALEXANDER SHIRE COUNCIL

NEEREMAN – Conservation of an area of natural interest, 3.5 hectares, more or less, being Crown Allotment 10A, Section 12, Parish of Neereman, County of Talbot as indicated by hatching on plan hereunder. (GP1736) – (06L6–10981).



MUNICIPAL DISTRICT OF THE
GREATER BENDIGO CITY COUNCIL

NERRING – Conservation of an area of natural interest, 5.489 hectares, being Crown Allotment 71A, Parish of Nerring, County of Bendigo as indicated by hatching on plan hereunder. (GP1708) – (06L6–10872).

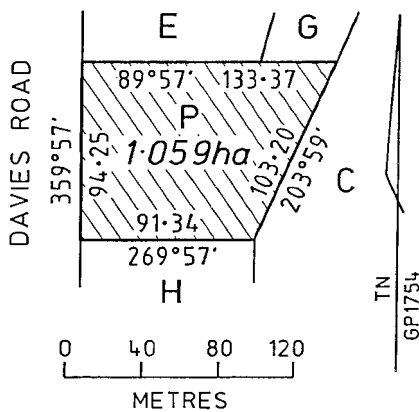


MUNICIPAL DISTRICT OF THE
BULOKE SHIRE COUNCIL

PIER-MILLAN – Conservation of an area of natural interest, 128.2 hectares, being Crown Allotment 14B, Parish of Pier-Millan, County of Karkaroc as shown on Original Plan No. 121379 lodged in the Central Plan Office. – (0104523).

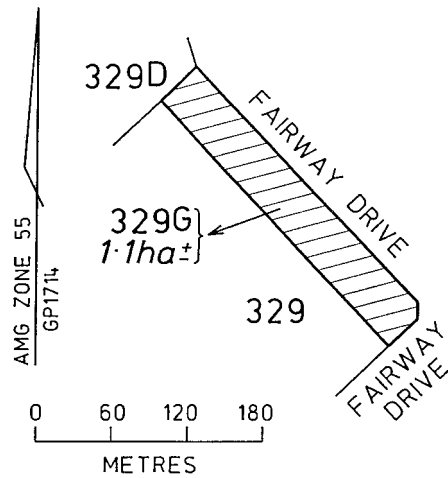
MUNICIPAL DISTRICT OF THE
MOUNT ALEXANDER SHIRE COUNCIL

RAVENSWOOD – Conservation of an area of natural interest, 1.059 hectares, being Crown Allotment P, Parish of Ravenswood, County of Talbot as indicated by hatching on plan hereunder. (GP1754) – (06L6–10983).



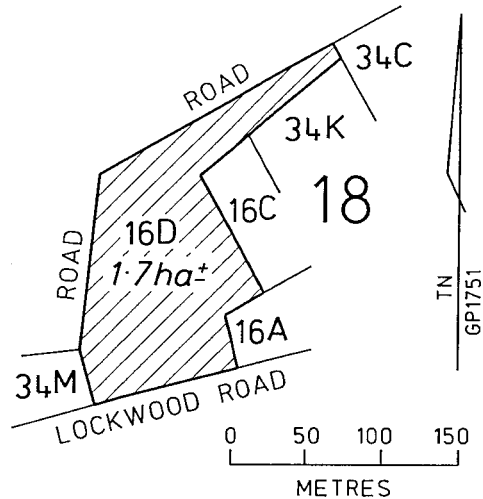
MUNICIPAL DISTRICT OF THE
GREATER BENDIGO CITY COUNCIL

SANDHURST – Conservation of an area of natural interest, 1.1 hectares, more or less, being Crown Allotment 329G, Parish of Sandhurst, County of Bendigo as indicated by hatching on plan hereunder. (GP1714) – (06L6–10876).



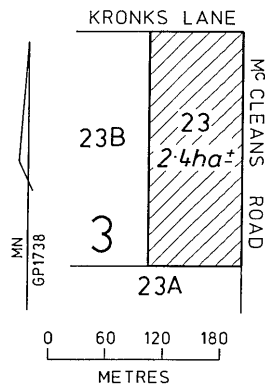
MUNICIPAL DISTRICT OF THE
GREATER BENDIGO CITY COUNCIL

SANDHURST – Conservation of an area of natural interest, 1.7 hectares, more or less, being Crown Allotment 16D, Section 18, Parish of Sandhurst, County of Bendigo as indicated by hatching on plan hereunder. (GP1751) – (06L6–10875).



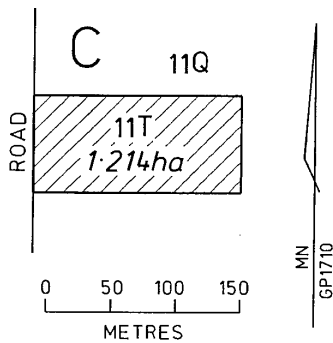
MUNICIPAL DISTRICT OF THE
GREATER BENDIGO CITY COUNCIL

STRATHFIELDSAYE – Conservation of an area of natural interest, 2.4 hectares, more or less, being Crown Allotment 23, Section 3, Parish of Strathfieldsaye, County of Bendigo as indicated by hatching on plan hereunder. (GP1738) – (06L6–10879).



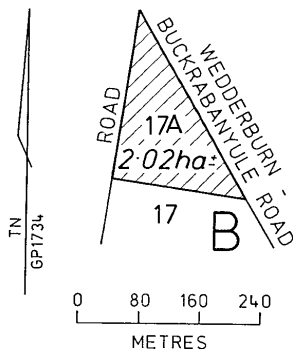
MUNICIPAL DISTRICT OF THE
LODDON SHIRE COUNCIL

TCHUTERR – Conservation of an area of natural interest, 1.214 hectares, being Crown Allotment 11T, Section C, Parish of Tchuterr, County of Gladstone as indicated by hatching on plan hereunder. (GP1710) – (06L6–10940).



MUNICIPAL DISTRICT OF THE
LODDON SHIRE COUNCIL

WOOSANG – Conservation of an area of natural interest, 2.02 hectares, more or less, being Crown Allotment 17A, Section B, Parish of Woosang, County of Gladstone as indicated by hatching on plan hereunder. (GP1734) – (06L6–10941).



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

Dated 21 June 2005
Responsible Minister
ROB HULLS
Minister for Planning

RUTH LEACH
Acting Clerk of the Executive Council

Parliamentary Committees Act 2003

EXTENSION OF REPORTING DATE FOR
THE SCRUTINY OF ACTS AND
REGULATIONS COMMITTEE
OF PARLIAMENT

Inquiry into the **Equal Opportunity Act 1995**
– Section 207

Order in Council

The Governor in Council, under section 33 of the **Parliamentary Committees Act 2003**, amends the Order in Council dated 3 June 2003 (amended on 20 January 2004), requiring the Scrutiny of Acts and Regulations Committee of Parliament to inquire into and report on provisions which discriminate, or may lead to discrimination, against any person as provided in section 207 of the **Equal Opportunity Act 1995**, by substituting the date by which the Committee must report to the Parliament with the new date of 6 September 2005.

This Order is effective from the date of gazettal.

Dated 21 June 2005
Responsible Minister
HON. STEVE BRACKS MP
Premier

RUTH LEACH
Acting Clerk of the Executive Council

Parliamentary Committees Act 2003

EXTENSION OF REPORTING DATE FOR
THE DRUGS AND CRIME PREVENTION
COMMITTEE OF PARLIAMENT

Inquiry into Strategies to Reduce the
Harmful Effects of Alcohol Consumption

Order in Council

The Governor in Council, under section 33 of the **Parliamentary Committees Act 2003**, amends the Order in Council dated 6 May 2003 (amended on 7 December 2004), requiring the Drugs and Crime Prevention Committee of

Parliament to inquire into and report on the strategies to reduce the harmful effects of alcohol consumption, by substituting the date by which the Committee must report to the Parliament with the new date of 30 November 2005.

This Order is effective from the date of gazettal.

Dated 21 June 2005

Responsible Minister
HON. STEVE BRACKS MP
Premier

RUTH LEACH
Acting Clerk of the Executive Council

Planning and Environment Act 1987

DECLARATION PURSUANT
TO SECTION 172(2)

Order in Council

The Governor in Council, pursuant to section 172(2) of the **Planning and Environment Act 1987**, being satisfied that to enable the better use, development or planning of the area described in the schedule hereunder, that it is desirable that the Minister compulsorily acquire land in the area, declare it to be an area to which section 172(1)(c) of the Act applies:—

SCHEDULE

The land in the Township of Queenscliff being Crown Allotment 2, Section 6A, comprising 2,778 square metres, known as 2 Larkin Parade, Queenscliff.

File Reference PP-LA/20/0305.

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

Dated 21 June 2005

Responsible Minister
ROB HULLS
Minister for Planning

RUTH LEACH
Acting Clerk of the Executive Council

Water Industry Act 1994

WATER INDUSTRY REGULATORY (AMENDMENT) ORDER 2005

The Governor in Council makes the following Order:

1. **Citation**
This Order is called the Water Industry Regulatory (Amendment) Order 2005.
2. **Authorising provision**
This Order is made under section 4D(1)(b) of the **Water Industry Act 1994**.
3. **Term of Order**
This Order takes effect on 1 July 2005.
4. **Amendments to the Water Industry Regulatory Order 2003**
 - (1) For clause 6 of the Water Industry Regulatory Order 2003 **substitute:**
 - “6. Prescribed Services and Declared Services**
 - (a) The following services supplied by or within the **regulated water industry** are declared services in respect of which the

Commission has the power to regulate standards and conditions of service and supply:

- (i) **retail water services;**
 - (ii) **retail recycled water services;**
 - (iii) **retail sewerage services;**
 - (iv) **storage operator and bulk water services;**
 - (v) **bulk sewerage services;**
 - (vi) **bulk recycled water services;**
 - (vii) **metropolitan drainage services;**
 - (viii) **irrigation drainage services;**
 - (ix) **connection services;**
 - (x) services to which **developer charges** apply; and
 - (xi) **diversion services.**
- (b) The following services supplied by or within the **regulated water industry**, with the exception of those provided by the First Mildura Irrigation Trust, Gippsland and Southern Rural Water Authority, Goulburn–Murray Rural Water Authority, Grampians Wimmera Mallee Water Authority and Lower Murray Urban and Rural Water Authority, are specified as prescribed services in respect of which the **Commission** has the power to regulate prices:
- (i) **retail water services;**
 - (ii) **retail recycled water services;**
 - (iii) **retail sewerage services;**
 - (iv) **storage operator and bulk water services;**
 - (v) **bulk sewerage services;**
 - (vi) **bulk recycled water services;**
 - (vii) **metropolitan drainage services;**
 - (viii) **irrigation drainage services;**
 - (ix) **connection services;**
 - (x) services to which **developer charges** apply; and
 - (xi) **diversion services.**
- (c) The following services supplied by the First Mildura Irrigation Trust, Gippsland and Southern Rural Water Authority, Goulburn–Murray Rural Water Authority, Grampians Wimmera Mallee Water Authority and Lower Murray Urban and Rural Water Authority are specified as prescribed services after 1 July 2006 in respect of which the **Commission** has the power to regulate prices:
- (i) **retail water services;**
 - (ii) **retail recycled water services;**
 - (iii) **retail sewerage services;**
 - (iv) **storage operator and bulk water services;**
 - (v) **bulk sewerage services;**
 - (vi) **bulk recycled water services;**

- (vii) **metropolitan drainage services;**
 - (viii) **irrigation drainage services;**
 - (ix) **connection services;**
 - (x) services to which **developer charges** apply; and
 - (xi) **diversion services.**
- (d) Nothing in this **Order** is to be taken as precluding services that come within one of the categories of service identified in paragraphs (a), (b) and (c) being regulated, whether as to price, standards and conditions of service and supply, in a different manner from either other services that come within that same category or other services that come within a different category.”.
- (2) For clause 7 of the Water Industry Regulatory Order 2003 **substitute:**
- “7. Regulatory Period**
- (a) The first **regulatory period** shall be:
 - (i) for the First Mildura Irrigation Trust, Gippsland and Southern Rural Water Authority, Goulburn–Murray Rural Water Authority, Grampians Wimmera Mallee Water Authority and Lower Murray Urban and Rural Water Authority, the 2 year period commencing on 1 July 2006; and
 - (ii) for all other regulated authorities, the 3 year period commencing on 1 July 2005.
 - (b) Except in the case of the first **regulatory period**, the **Commission** must set the term of each **regulatory period**.”.
- (3) In Schedule 1, in the definition of **“developer charges”** –
- (i) in paragraph (a) after the word “sections” **insert** “27,”; and
 - (ii) in paragraph (c) after the word “section” for “280” **substitute** “269A”.

Dated 15 June 2005
Responsible Minister
JOHN THWAITES
Minister for Water

RUTH LEACH
Acting 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:

59. *Statutory Rule:* Magistrates' Court (Occupational Health and Safety) Rules 2005
Authorising Act: Magistrates' Court Act 1989
Date of making: 16 June 2005
60. *Statutory Rule:* Gambling Regulation (Signage) Regulations 2005
Authorising Act: Gambling Regulation Act 2003
Date of making: 21 June 2005
61. *Statutory Rule:* Gambling Regulation Regulations 2005
Authorising Act: Gambling Regulation Act 2003
Date of making: 21 June 2005
62. *Statutory Rule:* Road Management (Works and Infrastructure) Regulations 2005
Authorising Act: Road Management Act 2004
Date of making: 21 June 2005
63. *Statutory Rule:* Road Management (General) Regulations 2005
Authorising Act: Road Management Act 2004
Date of making: 21 June 2005
64. *Statutory Rule:* Occupational Health and Safety (Entry Permits) Regulations 2005
Authorising Act: Occupational Health and Safety Act 2004
Date of making: 21 June 2005

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

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

53. *Statutory Rule:* Architects (Amendment) Regulations 2005
Authorising Act: Architects Act 1991
Date first obtainable: 20 June 2005
Code A
54. *Statutory Rule:* Crimes (Family Violence) Regulations 2005
Authorising Act: Crimes (Family Violence) Act 1987
Date first obtainable: 23 June 2005
Code A
55. *Statutory Rule:* Liquor Control Reform (Amendment) Regulations 2005
Authorising Act: Liquor Control Reform Act 1998
Date first obtainable: 23 June 2005
Code A
56. *Statutory Rule:* Surveying (Cadastral Surveys) Regulations 2005
Authorising Act: Surveying Act 2004
Date first obtainable: 23 June 2005
Code B
57. *Statutory Rule:* Plumbing (Fees Amendment) Regulations 2005
Authorising Act: Building Act 1993
Date first obtainable: 23 June 2005
Code A

58. *Statutory Rule:* Subordinate Legislation (Equipment (Public Safety) (General) Regulations 1995 – Extension of Operation) Regulations 2005

Authorising Act: Subordinate Legislation Act 1994

Date first obtainable: 23 June 2005

Code A

59. *Statutory Rule:* Magistrates' Court (Occupational Health and Safety) Rules 2005

Authorising Act: Magistrates' Court Act 1989

Date first obtainable: 23 June 2005

Code A

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