



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 30 Thursday 28 July 2005**

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**GENERAL**

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**Advertisers Please Note**

As from 28 July 2005

The last Special Gazette was No. 134 dated 27 July 2005.

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

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

- 1 Treasury Place, Melbourne (behind the Old Treasury Building), and
  - Craftsman Press Pty Ltd, 125 Highbury Road, Burwood 3125  
(front of building).
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### PRIVATE ADVERTISEMENTS

#### DISSOLUTION OF PARTNERSHIP

In accordance with Section 41 of the **Partnership Act 1958**, Paul Gerard Randles and Travis David Hillard give notice that the partnership heretofore conducted by them under the name In Touch Physiotherapy at 124 Manchester Road, Mooroolbark, 93–99 Maroondah Highway, Ringwood and 233 Mitcham Road, Vermont was dissolved on 30 June 2005 and that from 1 July 2005:–

- (a) the business conducted at 124 Manchester Road, Mooroolbark and 93–99 Maroondah Highway, Ringwood will be conducted by the said Travis David Hillard and Alexis Michael Wicks in partnership; and
- (b) the business conducted at 233 Mitcham Road, Vermont will be conducted by the said Paul Gerard Randles.

RANDES, COOPER & CO., PTY LTD,  
solicitors,  
636 Sydney Road, Brunswick 3056.

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Re: NANCY ANN GRILLS, late of 81–85 Porter Street, Templestowe, Victoria, but formerly of 3 Kiernan Avenue, Ivanhoe, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 February 2005, are required by the trustee, Lorraine Ann Hester of 26 Mt Pleasant Road, Eltham South, Victoria, accounts receivable officer, daughter, to send particulars to the trustee by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: JOSEPH FERDINAND WEBER, late of Unit 2, 102 Buckley Street, Noble Park, Victoria, textile worker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 August 2004, are required by the trustee, Bernard John Moore of 44 Douglas Street, Noble Park, Victoria, solicitor, to send

particulars to the trustee by 11 October 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: Estate of ROY ALLEN.

Creditors, next-of-kin or others having claims in respect of the estate of ROY ALLEN, late of 119 Charlton Road, Boort, in the State of Victoria, poultry farmer, deceased, who died on 28 May 2005, are to send particulars of their claim to the executrix care of the undermentioned legal practitioners by 3 November 2005 after which date the executrix will distribute the assets having regard only to the claims of which she then has notice.

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

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Re: Estate of ELLEN KATE PACKER, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of ELLEN KATE PACKER, late of Glenarm Nursing Home, Kerang, in the State of Victoria, widow, deceased, who died on 7 May 2005, are to send particulars of their claim to the executor care of the undermentioned legal practitioners by 14 October 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.

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Re: JOHN GARY BOX, late of 34 Norfolk Drive, Narre Warren, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 March 2005, are required by the trustees, Edwina Delfino and Nilo Delfino, to send particulars of any claim to them care of

the undersigned solicitors by 22 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.

EINSIEDELS, solicitors,  
54 Webb Street, Narre Warren 3805.

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Re: DOROTHY JEAN MAIR, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of DOROTHY JEAN MAIR, deceased, late of 78 Cromwell Road, South Yarra, Victoria, who died on 31 March 2005, are required by Belinda Webster and Christina Beryl Stafford, the executrices of the estate of the deceased, to send particulars of their claims to the said executrices care of the undermentioned solicitors by 26 September 2005 by which date they will distribute the assets of the estate having regard only to the claims of which they then have notice.

FINDLAY ARTHUR PHILLIPS, solicitors,  
Suite 9, Level 3,  
620 Chapel Street, South Yarra, Victoria.

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Creditors, next-of-kin or others having claims in respect of the estate of ALICE JEAN DALTON, late of Village Life, Coburns Road, Melton, Victoria, deceased, who died on 6 January 2005, are to send particulars of their claims to the executor care of the undermentioned solicitor by 18 October 2005 after which date the executor will distribute the assets having regard only to the claims of which he then has notice.

FRANK PLATA, solicitor,  
14 Verdon Street, Williamstown 3016.

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Re: NEVA LINETTE CONNOR, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 February 2005, are required by the trustee, Lawrence Lancel Macpherson Connor, to send particulars to him care of the undersigned by 29 September 2005, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

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Re: STANLEY JAMES HEWITT, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 May 2005, are required by the trustees, Dorothy Amelia Darling and Betty Lorraine Bodinnar, to send particulars to them care of the undersigned by 29 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.

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Creditors, next-of-kin and others having claims in respect of the estate of LEAH PEARL RYVITCH, in the Will called Leah Pearl Ryvitch, late of Flat 17, 594 Inkerman Road, Caulfield, in the State of Victoria, retired, deceased, who died on 31 March 2005, are required by the personal representatives of the deceased, Mervyn Nathan Rubenstein of 714 Inkerman Road, Caulfield, in the said State, and Simon Feingold of 81 Stanhope Street, Malvern, in the said State, to send particulars to them care of the undermentioned solicitors by 28 September 2005 after which date they will distribute the assets having regard only to the claims of which they have notice.

HOME WILKINSON LOWRY, solicitors,  
Level 21, 570 Bourke Street, Melbourne 3000.

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VIOLET SYLVIA McINDOE, late of Trentham Nursing Home, Trentham, Victoria, home duties, deceased. 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 and executor, Carolyn Ann Sambrooks of 19 Beauchamp Street, Kyneton, Victoria, home carer, to send particulars to them at the address appearing below by 26 September 2005 after which date the trustees and executors may convey or distribute the assets having regard only to the claims of which they then have notice.

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

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Creditors, next-of-kin and others having claims in respect of the estate of WALLACE WEIR LINDSAY, late of 11 Monamie Avenue,

Hihgett, Victoria, retired, deceased, who died on 30 June 2005, are required by the executor namely Geoffrey Barrington Johnson of 87A Roslyn Street, Brighton, Victoria, retired, nominated in the deceased's last Will and Testament, dated 7 February 1991, who is applying to the Supreme Court for a Grant of Probate of the said last Will and Testament to send particulars of such claims to the solicitors acting for the said executor namely Kelly & Chapman of 300 Centre Road, Bentleigh by 3 October 2005 after which date the said executor may convey or distribute the assets of the deceased, having regard only to the claims of which the executor or his solicitors then have notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of DOROTHY ALICE AITKEN, late of Merrimans Creek Road, Gormandale, Victoria, farmer, deceased, who died on 8 July 2005, are to send their claims to the trustees, Cecil James Aitken of O'Mara House, Hunter Road, Traralgon, Victoria, Margaret Noeline Hazelton of 5 Cheryl Street, Melton South, Victoria and Gordon Lewis Aitken of 182 Merrimans Creek Road, Gormandale, Victoria, care of the belowmentioned solicitors by 27 September 2005 after which date they will distribute the assets of the deceased having regard only to the claims of which they then have notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of JAROSLAV HOVIEZAK, late of 139 Grey Street, Traralgon, Victoria, retired Roads Board employee, deceased, who died on 10 March 2005, are to send their claims to the trustee, Romana Szlegier of 31 High Street, Traralgon, Victoria, care of the belowmentioned solicitors by 28 September 2005 after which date she will distribute the assets of the deceased having regard only to the claims of which she then has notice.

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

Re: KENNETH ALLAN HUGO ROSIE, late of 7 Gibb Street, Dandenong, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 April 2005, are required by the trustees, Bruce John Fletcher of 40-42 Scott Street, Dandenong, Victoria, solicitor and Stacy Bruce Hall of 10 Raleigh Drive, Narre Warren South, Victoria, retail manager, the step grandson, to send particulars to the trustees by 26 September 2005 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees notice.

MACPHERSON + KELLEY, solicitors,  
40-42 Scott Street, Dandenong 3175.

HEATHER JOYCE FENTON, late of 72 Ligar Street, Sunbury, 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 Sunbury on 27 November 2004, are required by the executors and trustees of the said deceased, William Douglas Fenton and Maxwell Keith Fenton, both care of McNab McNab & Starke of 21 Keilor Road, Essendon, to send particulars to them by 28 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.

McNAB McNAB & STARKE, solicitors,  
21 Keilor Road, Essendon 3040  
Telephone: 9370 2819.

Re: DOREEN CONSTANCE HODGES, late of 81 Coulstock Street, Warrnambool, widow, 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, Permanent Trustee Company Limited of 151 Rathdowne Street, Carlton South, Victoria, to send particulars to the trustee by 6 October 2005 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MADDENS, lawyers,  
1A Liebig Street, Warrnambool 3280.

Re: ROMA NEA RICHARDS, late of 52 Anderson Street, Heidelberg, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 January 2005, are required by the trustee, Perpetual Trustees Victoria Limited, of 360 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 26 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.

MADDOCKS, lawyers,  
40 William Street, Melbourne 3000.

Re: LOEKY YOUNG, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of LOEKY YOUNG, late of 3 Retland Drive, Whittlesea, Victoria, deceased, who died on 21 January 2005, are to send particulars of their claims to the executors, Brenda Renison and Brian John Taylor, care of the undermentioned solicitors by 7 October 2005, after which date the executors will distribute the assets, having regard only to the claims of which the executors then have notice.

MOORES LEGAL, solicitors,  
9 Prospect Street, Box Hill 3128.

Re: EDNA BERYL SAYER, late of 88 Ashenden Square, Rosebud, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 November 2004, are required by the trustees, Ian Ronald Mason of 140 Roslyn Road, Belmont, Victoria, careers counsellor, and Lorene Anne Mitchell of 2 Pearl Place, Ferntree Gully, Victoria, teacher, to send particulars to them care of the undermentioned solicitor by 1 October 2005 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

ROBERT KING, solicitor,  
97 Kooyong Road, Armadale 3143.

PETER JAMES ALLSOP, late of 4 Tara Crescent, Mornington, Victoria, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 April 2005, are required by the administrator, Dorothy Lillian Hardiman of 6 Hansen Court, Mount Martha, Victoria, to send particulars to her by 1 October 2005, after which date the administrator may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

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

On Wednesday 24 August 2004 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 Anthony Victor De Muri of 165 Crawfords Road, Werribee, proprietor of an estate in fee simple as to 13 of a total of 32 equal undivided shares registered as Tenants in Common with proprietor, John Walter De Muri, as to 13 of a total of 32 equal undivided shares and being the land described on Certificate of Title Volume 8715, Folio 651 upon which is erected a dwelling known as 165 Crawfords Road, Werribee South.

Terms – Cash/Eftpos  
(Debit Cards only. No Credit Cards)  
GST plus 10% on fall of hammer price  
SW-05-000245-5

Dated 21 July 2005

V. PARKIN  
Sheriff's Office

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

On Wednesday 24 August 2004 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 John Walter De Muri of 148 Cunningham Road, Werribee South, proprietor of an estate in fee simple as to 13 of a total of 32 equal undivided shares registered as Tenants in Common with

proprietor Anthony Victor De Muri as to 13 of a total of 32 equal undivided shares and being the land described on Certificate of Title Volume 8715, Folio 651 upon which is erected a dwelling known as 165 Crawfords Road, Werribee South.

Terms – Cash/Eftpos  
(Debit Cards only. No Credit Cards)  
GST plus 10% on fall of hammer price  
SW-05-000246-6  
Dated 21 July 2005

V. PARKIN  
Sheriff's Office

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## 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. 37/2005 **Commonwealth Games Arrangements (Miscellaneous Amendments) Act 2005**
- No. 38/2005 **Electoral Legislation (Further Amendment) Act 2005**
- No. 39/2005 **Energy Safe Victoria Act 2005**
- No. 40/2005 **Higher Education Acts (Amendment) Act 2005**
- No. 41/2005 **Local Government (Amendment) Act 2005**

Given under my hand and the seal of Victoria at Melbourne on 27 July 2005.

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

STEVE BRACKS MP  
Premier

- No. 37/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- No. 38/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- No. 39/2005 (1) Subject to sub-section (3), this Act (except section 59) comes into operation on a day to be proclaimed.
- (2) Section 59 is deemed to have come into operation on 23 November 2004.
- (3) If a provision of this Act does not come into operation before 30 December 2005, it comes into operation on that day.
- No. 40/2005 (1) Subject to sub-sections (2) and (3), this Act comes into operation on a day or days to be proclaimed.

(2) If a provision of this Act, other than sections 58(2) and (3), 65(2), 66, 68(1) and (2), 72(2) and (3), 79(2), 80, 82(1) and (2), 86(2) and (3), 93, 94, 96(1) and (2), 114(2) and (3), 122(2), 123 and 125, does not come into operation before 31 August 2005, it comes into operation on that day.

(3) If section 58(2) and (3), 65(2), 66, 68(1) and (2), 72(2) and (3), 79(2), 80, 82(1) and (2), 86(2) and (3), 93, 94, 96(1) and (2), 114(2) and (3), 122(2), 123 or 125, do not come into operation before 30 June 2006, the provision comes into operation on that day.

No. 41/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.

### **Sex Offenders Registration (Amendment) Act 2005**

#### PROCLAMATION OF COMMENCEMENT

I, John Landy, Governor of Victoria, with the advice of the Executive Council and under section 2(3) of the **Sex Offenders Registration (Amendment) Act 2005**, fix 1 August 2005 as the day on which the remaining provisions of that Act (except section 17) come into operation.

Given under my hand and the seal of Victoria on 27 July 2005.

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

TIM HOLDING  
Minister for Police &  
Emergency Services



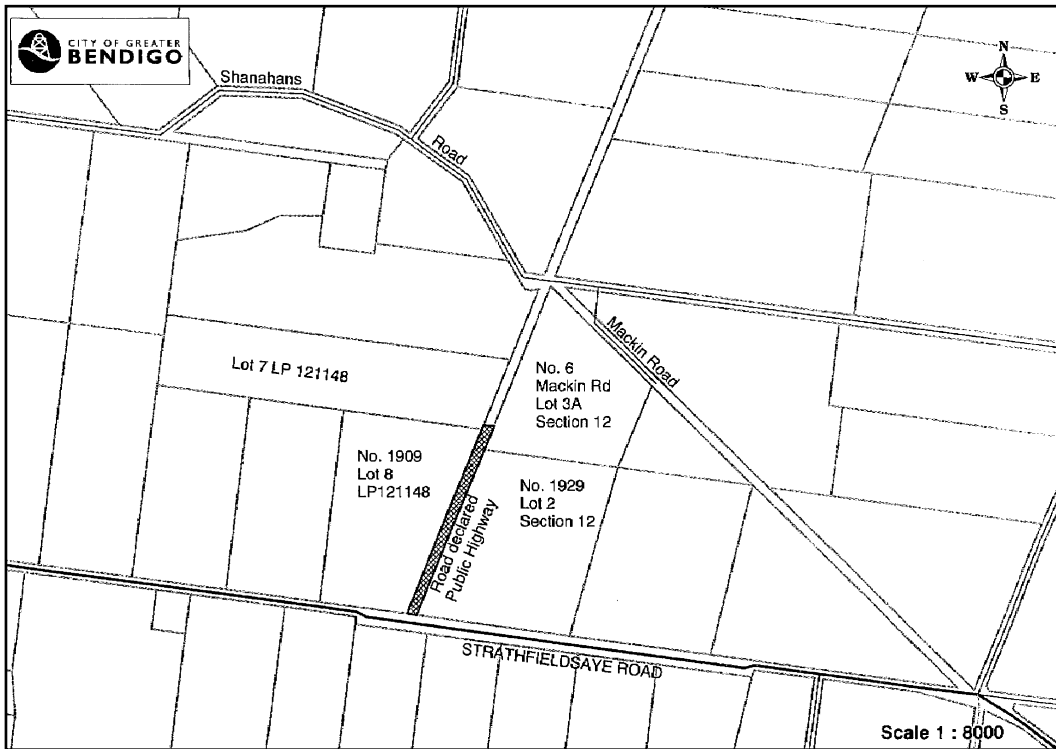
**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



Notice under Section 204(1) of the **Local Government Act 1989**

Declaration of a Road to be a Public Highway

Notice is hereby given that the Council of the City of Greater Bendigo in accordance with provision of Section 204(1) of the **Local Government Act 1989**, resolved at its ordinary meeting of 6 July 2005 to declare an unused road off Strathfieldsaye Road, adjacent No.1909 Strathfieldsaye Road, Eppalock as a public highway in accordance with the attached plan.



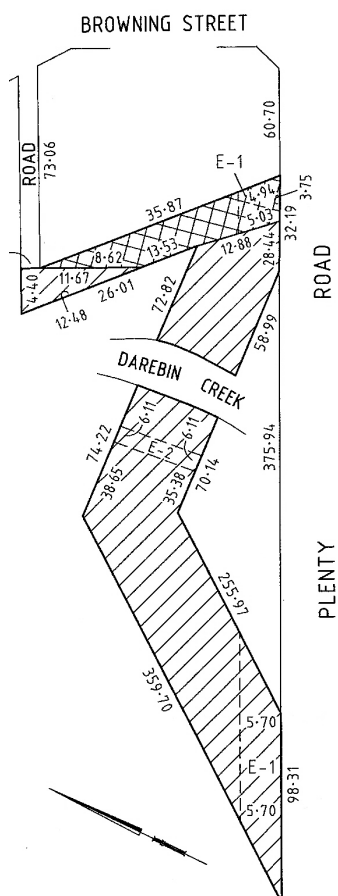
## DAREBIN CITY COUNCIL

## Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Darebin City Council at its ordinary meeting held on 20 June 2005, formed the opinion that the former Plenty Road road reservation within the K. P. Hardiman Reserve and the right of way (road) adjacent to 899 Plenty Road, Kingsbury, shown hatched and cross-hatched on the plan below, are not reasonably required as roads for public use and resolved to discontinue the roads and directed that:

- the land shown hatched on the plan is to be transferred to Council; and
- the land shown cross-hatched on the plan is to be sold in accordance with Council policy.

The land shown as E-1 on the plan is subject to the right, power or interest held by AGL Electricity Limited in the land in connection with any wires or cables under the control of that authority in or near the road.



The land shown as E-2 on the plan is subject to the right, power or interest held by Yarra Valley Water Limited in the land in connection with any sewers, drains or pipes under the control of that authority in or near the road.

MICHAEL ULBFICK  
Chief Executive Officer



Notice of Intention to Make a New  
Road Management Plan

Notice is hereby given that pursuant to Section 54 of the **Road Management Act 2004** ("Act"), and Clause 303 of the Road Management (General) Regulations 2005 ("Regulations"), following a general review of the current Strathbogrie Shire Council Road Management Plan, in accordance with Act and the Regulations, the Strathbogrie Shire Council proposes to make a new Road Management Plan ("proposed RMP"). The proposed RMP incorporates a wide range of amendments identified in the general review.

The purpose of the proposed RMP in accordance with Section 50 of the Act is to:

- establish a management system for the road management functions of a road authority (Strathbogrie Shire Council), which is based on policy and operational objectives and available resources; and
- to set the relevant standard in relation to the discharge of duties in the performance of those road management functions.

The proposed RMP can be inspected at the Strathbogrie Shire Council offices at the corner of Binney and Bury Streets, Euroa; and the Nagambie Lakes Visitor Information Centre, 147 High Street, Nagambie.

A copy of the above document can be viewed and/or downloaded from Council's website – [www.strathbogrie.vic.gov.au](http://www.strathbogrie.vic.gov.au).

Upon reviewing the document, any person who is aggrieved by the proposed RMP may make a submission within 28 days of publication

of this notice addressed to Strathbogie Shire Council, PO Box 177, Euroa, Victoria 3666, or by email to [info@strathbogie.vic.gov.au](mailto:info@strathbogie.vic.gov.au).

KEVIN J. HANNAGAN  
Chief Executive Officer



#### Exhibition of Proposed Local Law No. 1

Notice is hereby given that Mitchell Shire Council has made the following Local Law under Section 119 of the **Local Government Act 1989**.

#### A. Title

Community Safety & The Environment – Local Law No. 1 of 2005.

#### B. Purpose

The objectives of this Local Law are:

- (1) to enhance public safety and community amenity within the municipal district;
- (2) to provide for the peace, order and well being of people in the municipal district;
- (3) in Part 5 –
  - (a) to control the activities on roads within the municipal district that are under the control of Council;
- (4) in Part 6 –
  - (a) to prohibit, regulate and control activities which may be dangerous or unsafe or detrimental to the quality of life in the municipal district;
  - (b) to facilitate the provision of general public services, health and other community services, property services, recreational and cultural services, and other services in a way which enhances the environment and quality of life in the municipal district; and
  - (c) to control nuisances and noise, odour and smoke emissions, and other discharges to the environment which may adversely affect the enjoyment of life within the municipal district or the health, safety and welfare of persons within the municipal district; and

#### (5) in Part 7 –

to allow and protect the quiet enjoyment by people of public places within the municipal district: and

- (a) to enable people in the municipal district to carry out their day to day activities and to enjoy their recreational pursuits without having their peace and enjoyment interfered with or destroyed; and
- (b) to recognise and respond to community expectations relating to the use of public places; and
- (c) to control and prevent behaviour which is a nuisance, or which may be detrimental to health and safety or which affects the enjoyment of recreational or other facilities.

This Local Law commences on 1 August 2005.

A copy of the Local Law may be inspected or purchased during business hours from the Council Offices, 113 High Street, Broadford 3658, or downloaded from Council's Website [www.mitchellshire.vic.gov.au](http://www.mitchellshire.vic.gov.au).

GARRY CECIL  
Chief Executive Officer

#### BRIMBANK CITY COUNCIL

Brimbank City Council adopted at its Council meeting (Number 200) on 28 June 2005, the following new penalties as part of its General Local Law 2004.

1. Failure to provide a shopping trolley strategy \$1,000.
2. Failure to collect an abandoned shopping trolley when notified \$205.
3. Failure to comply with a "Notice to Comply" \$400.

MARILYN DUNCAN  
Chief Executive Officer

#### MOORABOOL SHIRE COUNCIL

##### Local Law 5 2005 Shopping Trolleys

Notice is hereby given pursuant to Section 119(2) of the **Local Government Act 1989** that Moorabool Shire Council is proposing Local Law 5 2005 Shopping Trolleys.

### Purposes of the Local Law

The purpose of the proposed Local Law is to promote responsible use of shopping trolleys throughout the Shire, and to enable authorised officers to issue infringement notices to offenders as required.

### General Purport of the Local Law

The proposed Local Law, if made, will provide for improved control of abandoned shopping trolleys and enhance community amenity within the municipality.

A copy of the proposed Local Law may be inspected at or obtained from Council offices at 15 Stead Street, Ballan and 197 Main Street, Bacchus Marsh during business hours of 8.30 am to 5.00 pm or from the Council website [www.moorabool.vic.gov.au](http://www.moorabool.vic.gov.au).

Any person affected by the proposed Local Law may make a submission relating to it to Council. All submissions received by the Council within 14 days of the publication of this Notice will be considered in accordance with Section 223 of the **Local Government Act 1989**.

Any person requesting to be heard in support of a written submission is entitled to appear before a meeting of the Council either personally or by a person acting on his or her behalf and will be notified of the date and time of the hearing.

Submissions should be lodged at the above Council offices or posted to Moorabool Shire Council at PO Box 18, Ballan 3342. Copies of all submissions received will be made available for public inspection. Enquiries should be directed to Rhonda Taylor, Compliance Co-ordinator on 5366 7100.

ROBERT DOBRZYNSKI  
Chief Executive Officer



### Notice of Intention to Amend the Road Management Plan

Notice is hereby given that pursuant to section 54 of the **Road Management Act 2004**, Nillumbik Shire Council intends to amend its road management plan.

The purpose of the plan is to establish a management system for the discharge of Council's road management functions based on

policy and operational objectives and available resources, and to set the relevant standard in relation to the discharge of duties in the performance of those road management functions.

The purpose of the amendment is to adjust the inspection frequencies, intervention levels and response times to better reflect community needs and have a consistent approach with other metropolitan municipalities.

A copy of the amended road management plan is available on Council's website at [www.nillumbik.vic.gov.au](http://www.nillumbik.vic.gov.au), or from the Shire Office, Civic Drive, Greensborough during office hours.

Any person who is aggrieved by the amended road management plan may make a submission to the Group Manager Infrastructure Services, Nillumbik Shire Council, PO Box 476, Greensborough, Victoria 3088, or by email to [nillumbik@nillumbik.vic.gov.au](mailto:nillumbik@nillumbik.vic.gov.au) no later than 5.00 pm on 29 August 2005.

BILL FORREST  
Chief Executive Officer

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 3 October 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.

ALLEN, Peter Barry, late of 14 Endeavour Street, Mitcham, Victoria 3132, retired, and who died on 24 April 2005.

CAMPBELL, Hannah, also known as Hannah Elsie Campbell, formerly of 5/9 Hollsmoor Road, Burwood, Victoria, but late of Regis Waverley Gardens Hostel, 5-15 Bakers Road, Dandenong, Victoria, pensioner, and who died on 22 June 2005.

GOODFELLOW, Kathleen Margaret, late of Mornington Hostel, 680 Nepean Highway, Mornington, pensioner, and who died on 16 June 2003.

HENDERSON, Daryl, late of 17 Pickering Close, Hoppers Crossing, manager, and who died on 20 August 2004.

MacNEIL, Anne Elizabeth, late of 38 Home Street, Reservoir, retired, and who died on 16 May 2005.

O'NEILL, Valerie Winsome, late of Acland Grange, 166 Barkly Street, St Kilda, retired, and who died on 21 September 2004.

STOLZ, Clement Manfred, also known as Peter Stolz, late of 220 Middleborough Road, Blackburn, retired, and who died on 18 May 2005.

WHARHIRST, Gwendolen Elizabeth, formerly of 29 Glazebrook Street, Ballarat, Victoria 3350, but late of Nazareth House, 218 Mill Street, Ballarat, Victoria, retired school teacher, and who died on 25 March 2005.

WILLIAMSON, Dorothea Mabel, late of Cardinal Knox Community Village, 69 Langhorne Street, Dandenong, retired, and who died on 8 March 2005.

Dated 26 July 2005

DAVID BAKER  
Manager  
Executor and Trustee Services

STATE TRUSTEES LIMITED

ACN 064 593 148

Section 79

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

GEOFFREY GEORGE CLIFTON, late of 12 Evan Street, Parkdale, Victoria, retired, deceased, who died on 31 May 2005, leaving a Will dated 16 August 1995.

JOSEF MUGRAUER, late of Burwood Lodge, 336 Blackburn Road, Burwood East, Victoria, retired, deceased, who died on 2 July 2005, leaving a Will dated 21 May 1981.

GEORGE FORD McGREGOR ROBINSON, late of 103 Vincent Street, Oak Park, Victoria, pensioner, deceased, who died on 2 May 2005, leaving a Will dated 31 May 2002.

Creditors, next-of-kin and others having claims against the abovementioned estates are required pursuant to Section 33 of the **Trustee Act 1958** to send particulars of their claims against the abovementioned estates to State

Trustees Limited, 168 Exhibition Street, Melbourne, Victoria, on or before 3 October 2005 after which date State Trustees Limited, ACN 064 593 148, may convey or distribute the assets of the abovementioned estates having regard only to the claims of which it then has notice.

EXEMPTION

Application No. A201/2005

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by Sunraysia District Ladies Bowling Association. The application is for renewal of exemption A410 of 2002 which is due to expire on 27 December 2005. The exemption sought is to enable the applicant to conduct the Dot Jenkinson Ladies Pairs for participation by women only ("the specified conduct").

Upon reading the material submitted in support of the application, including an affidavit of Merle Hogg, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 65, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted that:

- the Dot Jenkinson Ladies Pairs is a prestigious event for women only in Ladies Bowling Tournaments in Victoria and South Australia and commemorates the achievements of champion bowler Dot Jenkinson, an "icon" amongst women bowlers;
- as a women only event it encourages greater participation of women; and
- an exemption in similar terms was granted in December 2002 and is scheduled to expire on 27 December 2005.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 65, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which the notice of the exemption is published in the Government Gazette until 28 July 2008.

Dated 20 July 2005.

HER HONOUR JUDGE  
SANDRA DAVIS  
Vice President



**Building Act 1993****BUILDING (INTERIM)  
REGULATIONS 2005**

## Notice of Accreditation

Pursuant to Part 14 of the Building (Interim) Regulations 2005 a Certificate of Accreditation (Number V05/01) has been issued to Stramit Building Products, 180–186 Colchester Road, Kilsyth, Vic. 3131 by the Building Commission for the Stramit Uniguard External Wall System.

The Building Regulations Advisory Committee appointed under Division 4 of Part 12 of the **Building Act 1993** after examination of an application for the accreditation of the Stramit Uniguard External Wall System, as suitable for use as an external wall system for single storey Class 7b and 8 buildings of Type C construction under the Building Code of Australia located within 3m of a fire source feature, has determined that the system complies with the requirements of:

Clauses CP1 and CP2(a)(iii) of Volume One of the Building Code of Australia, as adopted by the Building (Interim) Regulations 2005.

Conditions for use are provided on the Certificate and in the three (3) documents attached to the Certificate.

COLIN McBURNEY  
Secretary

Building Regulations Advisory Committee

**Cemeteries and Crematoria Act 2003**

## SECTION 41(1)

Notice of Approval of Cemetery Trust  
Fees and Charges

I, Jennifer McDonald, as A/delegate of the Secretary to the Department of Human Services for the purposes of section 40(2) of the **Cemeteries and Crematoria Act 2003**, give notice that I have approved the scale of fees and charges fixed by the public cemetery trusts listed in this notice. The approved scale of fees and charges will take effect from the date of publication of this notice, and will be published on the Internet.

Geelong Cemeteries Trust

JENNIFER McDONALD  
A/Director Social and Environmental Health

**Children's Services Act 1996**

## NOTICE OF EXEMPTION

Under section 6 of the **Children's Services Act 1996** ("the Act"), the Acting Minister for Children, Acting Minister for Community Services hereby declares that the proprietor of the Boort Preschool, Licence Number 1618 ("the service") is exempt from the qualified staff members requirement as set out in regulation 24 of the Children's Services Regulations 1998.

The exemption is granted subject to the conditions that the proprietor must ensure that whenever Children are being cared for or educated by the service:

1. the number of staff members as set out in regulation 24 are caring and educating the children; and
2. the staff members must include a staff member who holds a primary teaching qualification.

Note: An early childhood qualified teacher will monitor the delivery of the preschool program.

This exemption remains in force until 31 December 2005.

Dated 5 July 2005

HON BRONWYN PIKE MP  
Acting Minister for Children  
Acting 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 ABC Developmental Learning Centre – Woodend, Licence ID 4485 (the service) is exempt from the qualified staff members requirement as set out in regulation 24 of the Children's Services Regulations 1998.

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

1. Whenever children are being cared for or educated by the service, the number of staff members as set out in regulation 24 are caring for or educating the children;
2. no more than one nominated staff member is employed in place of qualified staff; and

3. the nominated staff member is undertaking a course to attain a post secondary early childhood qualification recognised under regulation 25.

This exemption remains in force until 28 February 2006.

Dated 14 July 2005

HON SHERRYL GARBUTT  
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 Dingee Preschool Inc, Licence Number 10320 ("the service") is exempt from the qualified staff members requirement as set out in regulation 24 of the Children's Services Regulations 1998.

The exemption is granted subject to the conditions that the proprietor must ensure that whenever children are being cared for or educated by the service:

1. The number of staff members as set out in regulation 24 are caring for and educating the children;
2. The staff members must include a staff member who holds a primary teaching qualification.

Note: An early childhood qualified teacher will monitor the delivery of the preschool program.

This exemption remains in force until 31 August 2005.

Dated 20 July 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 Goldfields Children's Centre Licence Number 9750 (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 condition 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 date of this exemption period.

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

Dated 20 July 2005

HON SHERRYL GARBUTT MP  
Minister for Children  
Minister for Community Services

### **Gas Industry Act 2001**

#### NOTIFICATION OF VARIATION TO LICENCE

#### Change of Name of Licensee

The Essential Services Commission gives notice under the provisions of clause 3 of the licence and in accordance with the provisions of section 38 (2) of the **Gas Industry Act 2001** that the gas retail licence held by SPI Retail Pty Ltd, ABN 99 086 014 968, has been varied by agreement by amending the name of the licence holder to TRUenergy Pty Ltd, ABN 99 086 014 968.

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

Dated 19 July 2005

A. C. LARKIN  
Acting Chairperson

### **Electricity Industry Act 2001**

#### NOTIFICATION OF VARIATION TO LICENCE

#### Change of Name of Licensee

The Essential Services Commission gives notice under the provisions of section 29(1) of the **Electricity Industry Act 2001** that the



electricity retail licence held by SPI Retail Pty Ltd, ABN 99 086 014 968, has been varied by agreement by amending the name of the licence holder to TRUenergy Pty Ltd, ABN 99 086 014 968.

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

Dated 19 July 2005

A. C. LARKIN  
Acting Chairperson

### Land Acquisition and Compensation Act 1986

FORM 7 S.21

Reg. 16

#### Notice of Acquisition

#### Compulsory Acquisition of Interest in Land

The Bass Coast Shire Council (formerly the Shire of Bass) of 76 McBride Avenue, Wonthaggi, declares that by this notice it acquires the following interest in the land described in Certificate of Title Volume 4817, Folio 375 (being Lots 5 and 6 on Plan of Subdivision No. 9362) and known as Lots 5 and 6 Seaview Road, Seaview Estate, The Gurdies.

**Interest acquired:** That of Walter J. G. R. Tweddle in his capacity as the executor of the Estate of David Keith Rendell Tweddle, (deceased) and that of Stuart Tweddle and Roger Tweddle in their capacity as executors of the Estate of Thelma Lillian Tweddle (deceased).

The plan of subdivision referred to in this notice may be viewed without charge at the office of the Bass Coast Shire Council, 76 McBride Avenue, Wonthaggi, during the hours of 9.00 am to 4.00 pm.

Published with the authority of the Bass Coast Shire Council.

Dated 15 July 2005

For and on behalf of the  
Bass Coast Shire Council  
DAVID WALL  
Property Officer

### Medical Practice Act 1994

#### MEDICAL PRACTITIONERS

#### BOARD OF VICTORIA

#### Notice

Re: Dr Vinod Kumar

A Panel of the Medical Practitioners Board of Victoria on 18 July 2005 concluded a Formal Hearing into the professional conduct of Dr Vinod Kumar, a registered medical practitioner.

The Panel determined pursuant to section 45A(1)(a) of the **Medical Practice Act 1994** ("the Act") that Dr Kumar had engaged in unprofessional conduct of a serious nature.

The Panel further determined:

- Pursuant to section 45A(2)(g) of the Act, the medical registration of Dr Kumar is suspended for a period of twelve (12) months effective from 19 July 2005; and
- Pursuant to section 45A(2)(e) of the Act, upon resumption of practise after the suspension, Dr Kumar is to undertake twelve (12) months of closely supervised hospital work and in respect of that work, there shall be monthly reports on progress by the Director of Medical Services to the Board and subsequent to three months at intervals to be determined by the Board, and that there be the ability for Dr Kumar to seek variation by application after a twelve (12) month period of any of these matters.

Dated 22 July 2005

JOHN H. SMITH  
Deputy CEO

### Pipelines Act 1967

#### VARIATION TO THE ROUTE OF A PIPELINE

In accordance with the provisions of Section 12(4) of the **Pipelines Act 1967**, notice is given that an application has been received to vary the route of Pipeline Permit 28 as follows:

1. Permit Holder is: Multinet Gas (DB No. 1) Pty Ltd and Multinet Gas (DB No. 2) Pty Ltd.
2. The particulars of the proposed variation are: Relocation of 291 metres of 219.1 mm outside diameter pipeline with 318 metres of pipeline of the same diameter to allow for the construction of the EastLink – Canterbury

Road grade separation, as shown on the Permit Variation Plan No. T26-1-2. The relocation of the route will commence from the tie in point located 50 metres east of the intersection of the east building line of Liddle Way and the southern building line of Canterbury Road, proceed on a bearing of 111 degrees for 83 metres, then on a bearing of 88 degrees for 195 metres, then on a bearing of 39 degrees for 40 metres to the tie in point.

3. The reason for the proposed variation: The proposed variation to the route is minor and is required to facilitate the construction of the EastLink.

The approval of the application will authorise the variation of the route of Pipeline 28 to allow for the construction of the Eastlink – Canterbury Road grade separation.

Please contact Clare Delaney, Department of Primary Industries on (03) 9658 4438 if you require any further information regarding this application.

Dated 21 July 2005

THEO THEOPHANOUS  
Minister for Resources

**Location No. 2:** Relocation of 245 metres of 168.3 mm outside diameter pipeline with 311 metres of pipeline of the same diameter to allow for the construction of EastLink as shown on Plan No. T21-1-2. The relocation of the route will commence from the tie in point located 30 metres east of the intersection of Multinet's gas easement No. T21-7-4 and the west boundary of the EastLink reserve, proceeding at a bearing of 352 degrees for 214 metres, then at a bearing of 84 degrees for 97 metres to the tie in point.

3. The reason for the proposed variation: The proposed variation to the route is minor and is required to facilitate the construction of the EastLink.

The approval of the application will authorise the variation of the route of Pipeline 33 to allow for the construction of the Eastlink – Greens Road grade separation.

Please contact Clare Delaney, Department of Primary Industries on (03) 9658 4438 if you require any further information regarding this application.

Dated 21 July 2005

THEO THEOPHANOUS  
Minister for Resources

### Pipelines Act 1967

#### VARIATION TO THE ROUTE OF A PIPELINE

In accordance with the provisions of Section 12(4) of the **Pipelines Act 1967**, notice is given that an application has been received to vary the route of Pipeline Permit 33 as follows:

1. Permit Holder is: Multinet Gas (DB No. 1) Pty Ltd and Multinet Gas (DB No. 2) Pty Ltd.
2. The particulars of the proposed variation are:

**Location No. 1:** Relocation of 233 metres of 168.3 mm outside diameter pipeline with 200 metres of pipeline of the same diameter, to allow for the construction of the EastLink – Greens Road grade separation as shown on Plan No. T21-1-2. The relocation of the route will commence from the tie in point located 256 metres west of the intersection of the west building line of Ordish Road and the south building line of Greens Road, proceeding at a bearing of 267 degrees for 200 metres to the tie in point.

### Victorian Institute of Teaching Act 2001

#### NOTIFICATION CANCELLING REGISTRATION OF A TEACHER

Pursuant to section 42 of the **Victorian Institute of Teaching Act 2001** (the Act) the Victorian Institute of Teaching may find a teacher guilty of serious misconduct and/or unfit to teach and may make a determination pursuant to subsection 42(2) including cancelling the registration of a teacher.

On 15 July 2005 Edward Zinovy Curov, born 12 January 1977, was found guilty of serious misconduct and was considered unfit to teach.

On 15 July 2005 Edward Zinovy Curov was disqualified from teaching and his registration as a teacher in Victoria was cancelled from 15 July 2005.

Dated 25 July 2005

PETER RYAN  
Chairperson  
Disciplinary Proceedings Committee  
Victorian Institute of Teaching

**Victorian Managed Insurance Authority Act 1996**

## DECLARATION OF PARTICIPATING BODY

I, John Lenders MP, being the Minister responsible for administering the **Victorian Managed Insurance Authority Act 1996** (the "Act"), pursuant to section 4 of the Act, hereby declare the entity specified below to be a participating body for the purposes of the Act.

Energy Safe Victoria

JOHN LENDERS MP  
Minister for Finance

**Water Industry Act 1994**

## NOTICE OF RELEVANT DATE FOR THE PURPOSES OF SECTION 154(2)(a)

I, John Thwaites, Minister for Water, pursuant to section 154(2)(a) of the **Water Industry Act 1994**, fix 6 October 2005 as the relevant date for the purposes of an allocation statement in respect of certain property, rights and liabilities of Melbourne Water Corporation to be allocated to Her Majesty Queen Elizabeth II under section 155 of the **Water Industry Act 1994**.

Dated 20 July 2005

JOHN THWAITES  
Minister for Water

**Interpretation of Legislation Act 1984**

## GAMBLING REGULATION REGULATIONS 2005

## Notice of Incorporation of Documents and Address for Inspection of Documents

As required by section 32 of the **Interpretation of Legislation Act 1984**, I give notice that the Gambling Regulation Regulations 2005 apply, adopt or incorporate the following documents:

**Table of Applied, Adopted or Incorporated Matter**

<b>Statutory Rule Provision</b>	<b>Title of applied, adopted or incorporated document</b>	<b>Matter in applied, adopted or incorporated document</b>
Regulations 5(1), 16(1), 17(1), 18(1)	Specifications for printed information for players of gaming machines as published by the Minister on the Victorian Commission for Gambling Regulation's website from time to time.	The whole of the Specifications

A copy of the material applied, adopted or incorporated by the regulations was lodged with the Clerk of the Parliaments on 4 July 2005.

A copy of the aforementioned documents applied, adopted or incorporated by the Gambling Regulation Regulations 2005 shall be kept available for inspection during normal office hours by members of the public without charge at the office of the Victorian Commission for Gambling Regulation, Level 5, 35 Spring Street, Melbourne 3000. A copy of the aforementioned documents is also available on the website for the Victorian Commission for Gambling Regulation at [www.vcgr.gov.au](http://www.vcgr.gov.au).

Dated 15 July 2005

JOHN PANDAZOPOULOS  
Minister for Gaming

**Commonwealth Games Arrangements Act 2001**  
**DESIGNATED ACCESS AREA ORDER – AMENDMENT**

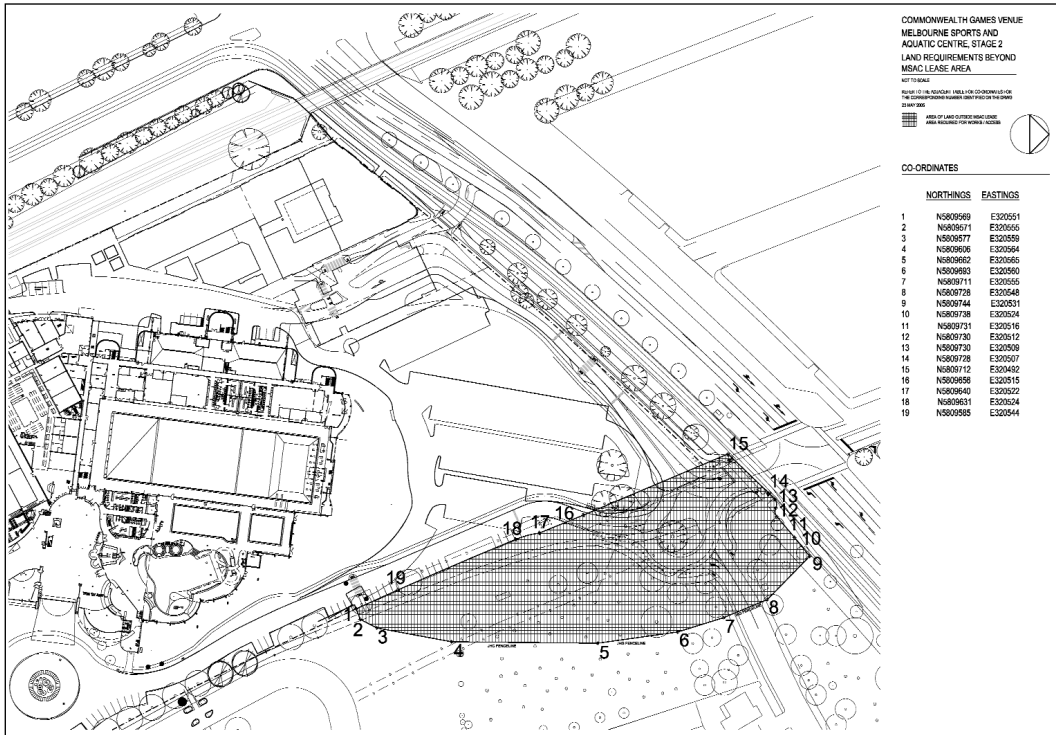
This order is made in accordance with Section 19 of the of the **Commonwealth Games Arrangements Act 2001** (“the Act”) by myself in my capacity as the Minister administering the Act.

This order amends the order dated 5 September 2003 as published in the Government Gazette on 8 September 2003, as amended by an order dated 25 March 2004 as published in the Government Gazette on 25 March 2004, as amended by an order dated 13 April 2004 as published in the Government Gazette on 13 April 2004 and as amended by an order dated 17 September 2004 as published in the Government Gazette on 17 September 2004 (“the Designated Access Area Order”).

This order amends the Designated Access Area Order by:

- substituting drawing dated 13 April 2004 attached to the Designated Access Area Order with the drawing dated 23 May 2005 attached to this order;
- substituting “ending 11.59 pm on 30 September 2005” where it appears in the Designated Access Area Order with “ending 11.59 pm on 31 December 2005”.

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



Dated 20 June 2005

JUSTIN MADDEN MLC  
 Minister for Commonwealth Games

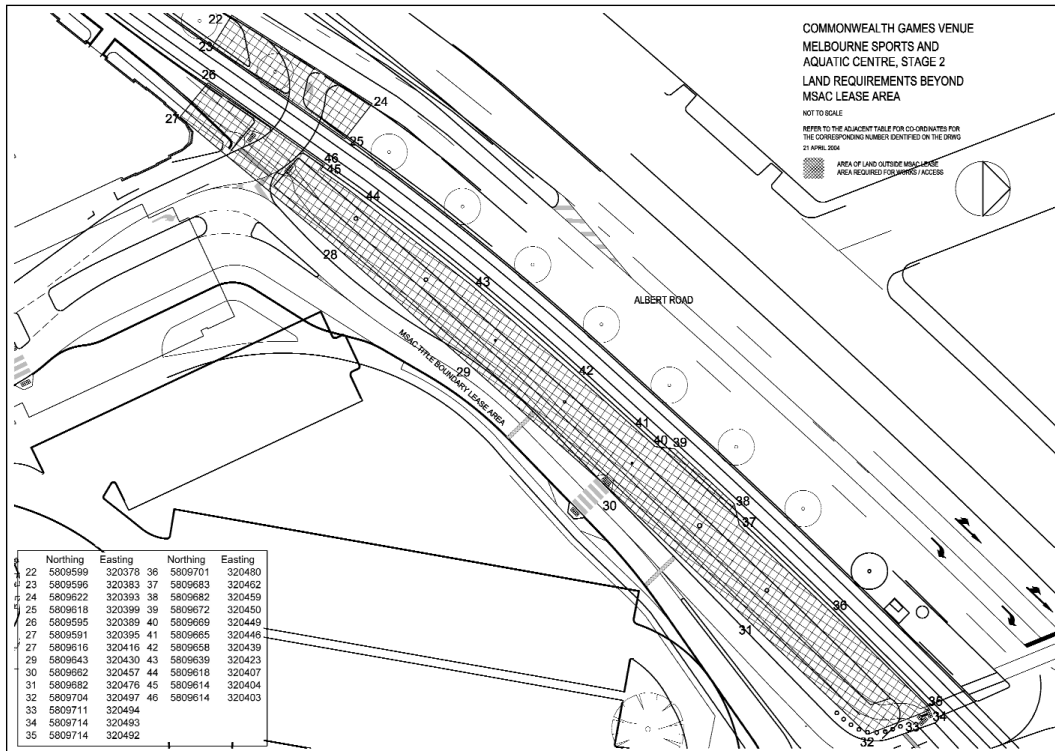
**Commonwealth Games Arrangements Act 2001**  
**DESIGNATED ACCESS AREA ORDER – AMENDMENT**

This order is made in accordance with section 19 of the **Commonwealth Games Arrangements Act 2001** (“the Act”) by myself in my capacity as the Minister administering the Act.

This order amends the order dated 7 May 2005 as published in the Government Gazette on 8 May 2004 (“the Designated Access Area Order”).

This order amends the Designated Access Area Order by inserting after the words “30 June 2005” the following words: “and commencing at 12.01 am on 29 July 2005 and ending at 11.59 pm on 30 May 2006”.

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



Dated 25 July 2005

JUSTIN MADDEN MLC  
 Minister for Commonwealth Games

**Electricity Industry Act 2000****Gas Industry Act 2001**

ORIGIN ENERGY ELECTRICITY LTD (ABN 33 071 052 287)

ORIGIN ENERGY (VIC) PTY LTD (ABN 11 086 013 283)

ORIGIN ENERGY RETAIL LIMITED (ABN 22 078 868 425)

Deemed and Standing Offer Contract Terms for Gas and Electricity Victoria

Effective 1 October 2005

**1. Application of this Contract**

- (a) This Contract is a Contract for the sale and supply of either gas and related services or electricity and related services, but not both electricity and gas.
- (b) This Contract applies on and from 1 October 2005 in respect of the supply of energy created:
  - (i) when you accept an offer for the supply of:
    - A. electricity under section 35 of the **Electricity Industry Act 2000**;  
or
    - B. gas under section 42 of the **Gas Industry Act 2001**,  
(each a "Standing Offer Contract"); or
  - (ii) when a Contract for the supply of:
    - A. electricity is deemed to exist between us under sections 37 or 39 of the **Electricity Industry Act 2000**; or
    - B. gas is deemed to exist between us under sections 44 or 46 of the **Gas Industry Act 2001**,  
(each a "Deemed Contract").
- (c) These Contract Terms set out the terms on which we will supply you gas or electricity. If according to the Contract Schedule we are supplying you with both gas and electricity, we will do so under separate Contracts, one relating to the supply of gas and one relating to the supply of electricity, each operating independently. Accordingly:
  - (i) where your Contract Schedule shows you are taking a supply of electricity from us, it will be supplied under a Contract between you and Origin Electricity consisting of these Contract Terms and the Contract Schedule, as applicable to the supply of electricity; and
  - (ii) where your Contract Schedule shows you are taking a supply of gas from us, it will be supplied under a Contract between you and Origin Gas, except in relation to the supply of gas in the Mildura Area in which case it will be supplied under a Contract between you and Origin Retail, consisting of these Contract Terms and the Contract Schedule, as applicable to the supply of gas.

**2. General**

In this Contract:

- (a) We and Us means Origin Energy Electricity Ltd (ABN 33 071 052 287) ("Origin Electricity") in relation to the supply of electricity, or Origin Energy (Vic) Pty Ltd (ABN 11 086 013 283) ("Origin Gas") in relation to the supply of gas, except in relation to the supply of gas in the Mildura Area in which case We and Us means Origin Energy Retail Ltd (ABN 22 078 868 425) ("Origin Retail"), of Level 21, 360 Elizabeth Street, Melbourne, Victoria, 3000, and Our has a corresponding meaning;



- (b) You means the Customer and Your has a corresponding meaning; and
- (c) Energy means natural gas or electricity, as the context requires.

### 3. Supply and Sale

We will:

- (a) sell you either:
  - (i) gas and related services; or
  - (ii) electricity and related services; and
- (b) arrange for the delivery of energy to your Supply Address. You agree that in arranging for the delivery of energy to your Supply Address, our obligation is to contact your Distributor on your behalf to arrange for this delivery to occur and as those services are provided under a separate contract with your Distributor, we have no liability in relation to them.

### 4. Connections

- (a) If you want to be connected at your Supply Address by us, you must make an application and provide us with:
  - (i) acceptable identification;
  - (ii) your contact details; and
  - (iii) if your request relates to a rental property, contact details for the property owner or the owner's agents.
- (b) You must also pay any applicable connection charge or such other charge associated with your application which we may charge you under Regulatory Requirements.
- (c) If we accept your application, we will connect you at your Supply Address as soon as practicable after you make your application in accordance with the Retail Code. By no later than the next business day after the application is made or this Contract commences to be effective (whichever occurs last) we will request your Distributor to connect you.
- (d) If you are applying to enter into this Contract, and we are not the Responsible retailer for your Supply Address, we will arrange for a retail transfer. Under this Contract, you agree to us taking all necessary steps to effect the transfer.

### 5. Term

#### 5.1 Commencement

This Contract commences when you accept our offer to supply you or when a Contract is deemed to exist between us both.

#### 5.2 Duration

This Contract will continue until you terminate it (under clause 5.4) or we terminate it (under clause 5.5).

#### 5.3 Vacating Supply Address (moving property)

- (a) If you intend to vacate your Supply Address you must give us:
  - (i) notice of the date on which you vacated or intend to vacate the Supply Address; and
  - (ii) a forwarding address where we can send a final bill.
- (b) Your obligation to pay us for energy consumed at your Supply Address under this Contract continues until, and terminates with effect from, three business days after the date of the notice or when you vacate the Supply Address (whichever occurs last) unless you were evicted or otherwise



forced to vacate your Supply Address in which case your obligation to pay us for energy consumed at your Supply Address under this Contract continues until and terminates with effect from the date you give notice to us under clause 5.3(a).

- (c) Your obligation to pay us for energy consumed at your Supply Address under this Contract may, in accordance with the Retail Code, terminate earlier than under clause 5.3(b) if:
- (i) another customer enters into a contract with us for the sale of the energy supplied under this Contract to the Supply Address;
  - (ii) the Supply Address is disconnected in relation to the energy supplied under this Contract; or
  - (iii) another retailer becomes Responsible for the Supply Address in relation to the energy supplied to the Supply Address under this Contract.

#### **5.4 Termination by you**

If you are a Standing Offer Customer under clause 1(b) and wish to terminate this Contract, you must give us 28 days notice. Otherwise you need not give us any notice to terminate this Contract.

#### **5.5 Termination by us**

We may terminate this Contract if:

- (a) we have disconnected your energy supply under this Contract in accordance with the Retail Code and you no longer have a right to be reconnected; or
- (b) you transfer to another retailer for the supply of energy to the Supply Address or have entered into a new contract with us for the supply of energy to the Supply Address;

whichever occurs first.

#### **5.6 Effect of termination**

If your Contract is terminated:

- (a) you will remain liable to make any outstanding payments to us and, if you also vacate the Supply Address, you must provide to us a forwarding address where we can send a final bill;
- (b) we will have no obligation to supply energy to you under this Contract; and
- (c) the operation of the provisions of this Contract which by their nature survive termination will not be affected.

### **6. Price**

#### **6.1 Amount**

- (a) We will charge you and you must pay us for:
- (i) energy which we supply to you;
  - (ii) any other services which we supply to you;
  - (iii) any services we use to deliver the energy to the Supply Address; and
  - (iv) any additional amounts which we may charge you under Regulatory Requirements including for excluded service charges and, without limitation, those contemplated by this Contract and those set out in clause 6.3.

- (b) For energy we supply to you, we will calculate the charge in accordance with the relevant tariff or as varied by us and notified to you under clause 6.2. The relevant tariff at any time is the tariff which has been determined by us and published in the Government Gazette.

## **6.2 Variation of relevant tariff**

We will give you notice of any variation to the relevant tariff as soon as practicable and, in any event, no later than your next bill.

## **6.3 Additional amounts**

- (a) We may charge you an additional amount if:
  - (i) if you cause any payment of a bill through your fault to be dishonoured or reversed and we incur a fee;
  - (ii) you request us to provide you with a copy of the Retail Code (see clause 18.2(b));
  - (iii) you are a Business Customer and we enter into an instalment plan with you;
  - (iv) subject to clause 18.2(c), you request us to provide you with your historical billing data;
  - (v) with your agreement, we bill you on the basis of a different billing cycle available to you (see clause 8.1(a)); or
  - (vi) we estimate your bill because we are unable to read your Meter due to your act or omission, and you later request a bill based on an actual reading (see clause 8.1(c)).
- (b) The amount of any additional amount we charge under clause 6.3(a) will be our reasonable estimate of the costs we incur.

## **7. GST**

- (a) Any amount payable by you, and any consideration provided by you under this Contract which:
  - (i) is consideration for "taxable supplies" for the purpose of the GST Law; and
  - (ii) does not include GST,will be increased by the amount of the GST payable in relation to that taxable supply.
- (b) All GST must be paid at the same time as the payment to which it relates. Where there is no payment, GST must be paid as reasonably requested by us.

## **8. Billing and Payment**

### **8.1 Bills**

- (a) We will bill you at least once every two months for gas and at least once every three months for electricity unless we agree otherwise with you in writing. Each bill will contain the minimum details required by the Retail Code, including:
  - (i) the relevant tariff or tariffs which apply to you;
  - (ii) the Due Date;
  - (iii) a telephone number for billing and payment enquiries and a 24 hour number for faults and emergencies;
  - (iv) unless we agree otherwise with you in writing, a summary of payment methods and payment arrangement options;

- (v) unless we agree otherwise with you in writing, a graph showing your energy usage in accordance with the Retail Code.
- (b) An actual reading of your Meter will be used to determine your bill, unless we are permitted by the Regulatory Requirements to provide you with an estimated bill. We will calculate any estimated bill in accordance with the Retail Code and will, in any event, use our best endeavors to ensure that your Meter is read at least once every 12 months.
- (c) If we provide you with an estimated bill because we are unable to read your Meter due to your act or omission, we may charge you an additional amount if you later request a bill based on an actual reading of your Meter.
- (d) You must pay us the amount specified in each bill on or before the Due Date specified on the bill. To the extent permitted by the **Electricity Industry Act 2000**, the **Gas Industry Act 2001** and other Regulatory Requirements, if you do not pay your bill on time, we may require you to pay our reasonable costs of recovering that amount from you.

## 8.2 Payment methods

You may pay your bill using any of the following arrangements:

- (a) in person at an agency or payment outlet;
- (b) by mail;
- (c) by direct debit (if you have agreed with us in writing as to the matters listed in section 7.2(b) of the Retail Code); and
- (d) by any other method which we make available to you (provided this is allowed under the Retail Code).

## 8.3 Adjustments

If we fail to charge, undercharge or overcharge you, we may recover from you or repay to you the relevant amount in accordance with the Retail Code. If an undercharge results from a failure of our billing system, we will limit the amount we recover from you to the amount undercharged in the nine months prior to notifying you of the undercharge. Otherwise, we will limit the amount we recover from you to the amount undercharged in the 12 months prior to notifying you of the undercharge.

## 8.4 Payment difficulties

You must contact us if you anticipate you may not be able to pay a bill on or before the Due Date.

## 8.5 Shortened collection cycle

We may shorten your collection cycle if we have given to you reminder notices for three consecutive bills or disconnection warnings for two consecutive bills, and otherwise met our obligations under the Retail Code.

## 8.6 Assessment and assistance to Domestic Customers

If:

- (a) you are a Domestic Customer and you notify us under clause 8.4 and you do not agree on an alternative payment arrangement; or
- (b) we otherwise believe you are experiencing repeated difficulties in paying your bills or require payment assistance,

we must:

- (c) assess in a timely way whatever information you provide or we otherwise have concerning your capacity to pay, taking into account advice from an independent financial counsellor if we are unable to adequately make that assessment;

- (d) on request, make available to you documentary evidence of our assessment;
- (e) offer you an instalment plan, unless you have in the previous 12 months failed to comply with two instalment plans and do not provide reasonable assurance to us that you are willing to meet payment obligations under a further instalment plan; and
- (f) provide you with details on concessions including the Utility Relief Grant Scheme, telephone information about energy efficiency and advice on the availability of an independent financial counsellor.

#### 8.7 Business Customers

If you are a Business Customer we will consider any reasonable request from you for an instalment plan. We may impose an additional retail charge if we enter into an instalment plan with you.

### 9. Security Deposits

#### 9.1 Domestic Customers

If you are a Domestic Customer we may require you to pay a Security Deposit if:

- (a) you have left a previous Supply Address or have transferred to us and still owe us or the former retailer an Outstanding Amount;
- (b) within the previous two years you have used energy otherwise than in accordance with Regulatory Requirements;
- (c) you are a new Customer and have refused to provide us with acceptable identification; or
- (d) we consider that you have an unsatisfactory credit rating (having regard to any relevant Regulatory Requirements) and we have offered you an instalment plan and you have not accepted that offer.

#### 9.2 Business Customers

If you are a Business Customer we may require you to pay a Security Deposit if:

- (a) we consider that you have an unsatisfactory credit rating as reasonably determined by us having regard to any relevant Regulatory Requirement; or
- (b) you do not have a satisfactory energy account payment record as reasonably determined by us.

#### 9.3 Use of Security Deposit

We will only use and will repay your Security Deposit in accordance with the Retail Code.

### 10. Credit Assessment

- (a) You consent to us conducting a credit assessment of you and to using any information we have to establish your creditworthiness.
- (b) Where relevant we will comply with the provisions of the **Privacy Act 1988** (Cth) and Regulatory Requirements. This means if you have applied for consumer or commercial credit, then to establish your creditworthiness we may need to disclose personal information to a credit reporting agency to obtain a consumer credit report about you. This may also involve the credit reporting agency creating or maintaining a credit information file containing information about you.
- (c) The type of information we may disclose is limited to:
  - (i) your identity particulars;
  - (ii) the fact that you are entering a Contract with us;

- (iii) any payments overdue for more than 60 days and for which we have taken steps to recover;
  - (iv) information that you have defaulted under this Contract or are no longer in default;
  - (v) information that in our opinion you have committed a serious credit infringement; and
  - (vi) dishonoured payments – if cheques or payments by you for more than \$100 have been dishonoured more than twice.
- (d) This information may be given before, during or after the provision of credit to you.
- (e) If you are taking supply, or have agreed to take a supply of electricity or gas from us, you agree we may obtain from or give to related companies a report about your creditworthiness for the purposes of energy supply.

## **11. Disconnection**

### **11.1 Grounds for disconnection**

We may disconnect your energy supply in the circumstances permitted by the Retail Code and where we have followed the procedures required by the Retail Code as detailed in clauses 11.2 to 11.5, including:

- (a) on your request;
- (b) if you fail to pay your bill by the Due Date;
- (c) if, due to your act or omission we, or one of our authorised agents, have been unable to access your Meter or your Supply Address for three consecutive Meter readings; or
- (d) if you have refused to provide a Security Deposit or acceptable identification when required to do so.

### **11.2 Non-payment of a bill**

- (a) We may only disconnect you on the ground set out in clause 11.1(b) if:
- (i) the failure does not relate to an instalment under your first instalment plan with us; and
  - (ii) we have given you all notices required by the Retail Code; and
  - (iii) if you have called our telephone number for payment assistance enquiries, we have responded to your enquiry and have provided advice on financial assistance,
- and, before disconnection, you:
- (iv) do not provide a reasonable assurance to us that you are willing to pay our bills; or
  - (v) do so, but then do not meet your obligations under the Retail Code.
- (b) Despite clause 11.2(a), we may not disconnect you if you are a Domestic Customer and if the failure to pay our bill occurs through lack of sufficient income, until we have also complied with clause 8.6 using our best endeavours to contact you in person or by telephone, and you have not accepted an instalment plan within five business days of our offer.

### **11.3 Denying access to your Meter**

We may only disconnect you on the grounds set out in clause 11.1(c) if we have used our best endeavors to contact you and have given you all notices required by the Retail Code and you continue to fail to ensure we are provided access to your Meter.

**11.4 Refusal to provide acceptable identification or Security Deposit**

We may only disconnect you on the ground set out in clause 11.1(d), if we have given you all notices required by the Retail Code and you continue to fail to provide the acceptable identification or Security Deposit.

**11.5 No Disconnection**

Despite this clause 11, we must not disconnect you:

- (a) for non-payment of a bill:
  - (i) where the amount payable is less than any amount approved for this purpose in the Regulatory Requirements;
  - (ii) if you have made a complaint directly related to the non-payment of the bill, to the Energy and Water Ombudsman of Victoria or another external dispute resolution body and the complaint remains unresolved;
  - (iii) if you have formally applied for a Utility Relief Grant and a decision on the application has not been made; or
  - (iv) if the only charge you have not paid is a charge not for the supply or sale of energy;
- (b) if your Supply Address is registered by us or a Distributor, in the case of electricity, as a life support machine Supply Address and in the case of gas, as a medical exemption Supply Address;
- (c) unless otherwise requested by you:
  - (i) after 2.00pm (for a Domestic Customer) or 3.00pm (for a Business Customer) on a weekday; or
  - (ii) on a Friday, on a weekend, on a public holiday or on the day before a public holiday.

**12. Reconnection**

If we have disconnected your supply, and you rectify the reason for disconnection within 10 business days of disconnection as required by the Retail Code, then at your request, but subject to the Regulatory Requirements and your payment of any reconnection charge, we will connect your supply within the time specified in the Retail Code.

**13. Access to your Supply Address and Meter**

- (a) You will allow us (and for the purposes of this clause, “us” includes our agents and your Distributor) and our equipment to have safe, convenient and unhindered access to your Supply Address and Meter:
  - (i) to read your Meter;
  - (ii) to connect, disconnect or reconnect your supply; and
  - (iii) to inspect or test any Meter energy equipment on the Supply Address.
- (b) You must allow your Distributor and its agents access to the Supply Address to undertake repairs, testing or maintenance of the distribution system.

**14. Other obligations you must comply with**

You agree to comply with the Retail Code and all other Regulatory Requirements insofar as those Regulatory Requirements are applicable to you.

**15. Variation of Contract**

We may vary this Contract:

- (a) in accordance with the Retail Code; or
- (b) under the **Electricity Industry Act 2000** or the **Gas Industry Act 2001** (as the case may be) and published in the Government Gazette.

**16. Liability****16.1 Quality of supply**

The quality, frequency and continuity of your electricity supply, and the quality, pressure and continuity of your gas supply are subject to a range of factors including accidents, weather and acts of others such as your Distributor. The nature of energy means that we do not guarantee:

- (a) the quality, frequency or continuity of the electricity delivered to your Supply Address, or
- (b) the quality, pressure or continuity of the gas delivered to your Supply Address.

**16.2 Preservation of legislative provisions**

This Contract does not vary or exclude the operation of:

- (a) section 78 of the National Electricity Law;
- (b) section 117 of the **Electricity Industry Act 2000** (Vic);
- (c) section 232 or 233 of the **Gas Industry Act 2001** (Vic); or
- (d) section 33 of the **Gas Safety Act 1997** (Vic).

**16.3 Business Customer's Precautions**

If you are a Business Customer then you must take reasonable precautions to minimise the risk of loss or damage to any equipment, premises or business of yours, which may result from poor quality, or reliability of energy supply.

**16.4 Limit on Liability**

Our liability under this Contract is limited to the maximum extent permitted by section 68A of the **Trade Practices Act 1974** (Cth). That is, our liability for breach of this Contract is limited to:

- (a) in the case of goods being energy:
  - (i) the replacement of the energy or the supply of equivalent energy; or
  - (ii) the payment of the cost of replacing the energy or of acquiring equivalent energy;
- (b) in the case of services:
  - (i) the supplying of the services again; or
  - (ii) the payment of the cost of having the services supplied again.

**16.5 Exclusion of implied warranties**

To the fullest extent permitted by law, all warranties implied by common law or statute are excluded from this Contract unless expressly included. However, if any part of this Contract is unlawful, unenforceable or invalid, that part is to be treated as removed from the Contract, but the rest of the Contract is not affected.

**17. Terms of the Retail Code and Regulatory Requirements**

- (a) If any matter that is required to be included in this Contract by a Regulatory Requirement is not expressly dealt with in this Contract, the relevant provision of Regulatory Requirement is incorporated as if it were a term of this Contract.
- (b) If there is any inconsistency between a Regulatory Requirement and the Contract Schedule or the Contract Terms, the Regulatory Requirement will prevail followed by the Contract Schedule and then the Contract Terms. Where there is express inconsistency between a Regulatory Requirement and this Contract the relevant term of the Contract is void and the Regulatory Requirement is deemed to form part of this Contract in its place.



- (c) Where this Contract discusses you or us exercising a right or performing an obligation, you or we must exercise that right or perform that obligation in accordance with the requirements of the relevant Regulatory Requirement.

**18. Provision of Information**

**18.1 Your Obligations**

- (a) You must notify us as soon as possible if any of your details which are known to us change.
- (b) We are committed to providing you with a complete energy service. This is why we would like to provide you with energy offers for your home or business in the future. If at any time you do not wish us to use, or enable our privacy compliant representatives to use, your information for this purpose, please write to Origin Energy Opt Out, Reply Paid 2283, Melbourne, Vic. 8060.

**18.2 Our Obligations**

- (a) We will provide you with a free copy of our customer charter as soon as practicable after your Contract starts, and following that, on your request.
- (b) If you request us to, we will provide you with a copy of the Retail Code. We may charge you an additional amount for doing so.
- (c) If you request us to, we will use our best endeavours to provide you with any of your historical billing data which we then retain for the period you request by the time specified in the Retail Code or such other time as we may agree. We may charge you an additional amount for doing so if:
- (i) this is not your first request within the preceding year; or
  - (ii) the data relates to a period prior to the preceding two years, unless the historical billing data is required for the purposes of handling genuine complaint made by you.
- (d) If you request us to, we will also provide you with:
- (i) energy efficiency advice;
  - (ii) if you are a Domestic Customer, information on all concessions; and
  - (iii) reasonable information on the tariffs which we may offer you within the time and in accordance with the Retail Code.
- (e) If you provide confirmation:
- (i) from a registered medical practitioner or a hospital that a person residing at the Supply Address requires a life support machine or otherwise has a medical condition that requires continuous supply; or
  - (ii) that your Supply Address is affected by a fault, we will advise the Distributor as required by the Retail Code.

**19. Definitions and Interpretation**

**19.1 Definitions**

In this Contract:

“**Business Customer**” means a Customer who is not a Customer who purchases energy principally for personal, domestic or household use.

“**Contract**” means the Contract Schedule and these Contract Terms.

“**Contract Schedule**” means the letter provided to you with these Contract Terms.

“**Contract Terms**” means this document.

“**Customer**” means:

- (a) the person who accepts an offer for the supply of energy under clause 1(b)(i) (“**Standing Offer Customer**”); or
- (b) the person who is deemed to have a Contract with us for the supply of energy under clause 1(b)(ii) (“**Deemed Customer**”).

“**Distributor**” means the holder of the distribution licence in respect of the distribution system to which your Supply Address is connected.

“**Due Date**” means the date by which you must pay your bill.

“**ESC**” means the Essential Services Commission.

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

“**GST Law**” has the meaning given to it in **A New Tax System (Goods and Services Tax) Act 1999** (Cth) as amended from time to time.

“**Meter**” has the same meaning as in the Retail Code.

“**Mildura Area**” means the City of Mildura, the Townships of Irymple, Red Cliffs, Merbein and Karadoc (postcodes 3500, 3498, 3496 and 3505), and the areas contiguous to and in the vicinity of distribution pipelines constructed to serve these areas.

“**Outstanding Amount**” means, for the purposes of clause 9.1(a), an amount nominated by the ESC in any relevant guideline issued by the ESC.

“**Regulatory Requirements**” means all relevant legislation, regulations, codes, guidelines, orders in council, licences, proclamations, directions or standards applicable to participants in the Victorian region of the national electricity market or participants in the Victorian gas market, and includes, without limitation, the Retail Code, the **Electricity Industry Act 2000** (Vic), the **Electricity Safety Act 1998** (Vic), the National Electricity Law, the **Gas Industry Act 2001** (Vic), the **Gas Safety Act 1997** (Vic) and the **Privacy Act 1988** (Cth).

“**Responsible**” has the same meaning as in the Retail Code.

“**Retail Code**” means the Energy Retail Code determined by the ESC.

“**Security Deposit**” means the amount of money or other arrangement we request from you as a security against you not paying your final bill, defined as refundable advance in the Retail Code.

“**Supply Address**” means the premises where you take supply from us under the terms of this Contract.

## 19.2 Interpretation

In this Contract unless otherwise stated:

- (a) where this Contract discusses you or us exercising a right or performing an obligation, you or we must exercise that right or perform that obligation in accordance with the requirements of the relevant Regulatory Requirement;
- (b) a reference to this document or another instrument includes any variation or replacement of any of them;
- (c) the singular includes the plural and vice versa;
- (d) a reference to a statute, ordinance, code or other law includes regulations and other instruments under it and consolidations, amendments, re-enactments or replacements of any of them;
- (e) if a period of time is specified and dates from a given day or the day of an act or event, it is to be calculated without including that day;

- (f) a day is the period of time commencing at midnight and ending 24 hours later;
- (g) a month is a calendar month;
- (h) a person includes any type of entity or body or persons, whether or not it is incorporated or has a separate legal identity, and any executor, administrator or successor in law of the person; and
- (i) if an example is given of any thing (including a right, obligation or concept), the scope is not limited to the example.

### Geographic Place Names Act 1998

#### NOTICE OF INTENTION TO REGISTER A GEOGRAPHIC NAME

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

File No.	Naming Authority	Place Name	Location
GPN 656	Northern Grampians Shire Council	Shanahan Park	Corner of Park Road and Newall Street, Marnoo.

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

JOHN E. TULLOCH  
 Registrar of Geographic Names

### Geographic Place Names Act 1998

#### REGISTRATION OF AMENDMENT OF GEOGRAPHIC NAMES

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

File No.	Place Name	Proposer & Location
GPN 657	Latrobe Special Developmental School	Department of Education and Training. Formerly known as Traralgon Special Developmental School. Located in Hickox Street, Traralgon.

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

JOHN E. TULLOCH  
 Registrar of Geographic Names

**Pharmacy Practice Act 2004**  
PHARMACY BOARD OF VICTORIA

Determination of Fees

Under Section 122 of the **Pharmacy Practice Act 2004**, I, Stephen H. P. Marty, Registrar of the Pharmacy Board of Victoria, hereby advise that the Pharmacy Board of Victoria has determined that the prescribed fees for the provisions of the **Pharmacy Practice Act 2004** shall be in accordance with the Schedule published 14 July and this Schedule with effect from 20 July 2005.

SCHEDULE

PROVISION	FEE (\$)
Application for approval to conduct a pharmacy business or pharmacy department in accordance with Sections 25(1)(a) and 25(1)(f). Dated 20 July 2005	\$200.00

**Private Agents Act 1966**

NOTICE OF RECEIPT OF APPLICATIONS FOR LICENCES  
UNDER THE PROVISIONS OF THE **PRIVATE AGENTS ACT 1966**

I, the undersigned, being the Registrar of the Magistrates' Court at Melbourne hereby give notice that applications as under, have been lodged for hearing by the said Court on the date specified.

Any person desiring to object to any of such applications must:—

- (a) lodge with me a notice in the prescribed form of his objection and of the grounds thereof;
- (b) cause a copy of such notice to be served personally or by post upon the applicant at least three days before the hearing of the application; and
- (c) send or deliver
  - (i) where the objection is not made by the officer in charge of the police district in which the Court is situated — a copy of the notice to such officer; and
  - (ii) where the objection is not made by the Registrar or Deputy Registrar — a copy to the Registrar.

<i>Full name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Place of Abode of Applicant or Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Daniel Lionel Saldanha	17 Rosa Avenue, Springvale, Victoria 3171	Lyndon Peak Pty Ltd	6 McGlone Street, Mitcham 3132	Commercial Sub-Agents Licence
Alicia Younes	8 Jang Place, Melton, Victoria	RCL Mercantile P/L	Level 7, 505 Little Collins Street, Melbourne 3001	Commercial Sub-Agents Licence

<i>Full name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Place of Abode of Applicant or Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Rebecca Kiran Prasad	19 Roseberry Avenue, Keilor Downs, Victoria 3038	RCL Mercantile P/L	Level 7, 505 Little Collins Street, Melbourne, Vic. 3001	Commercial Sub-Agents Licence
Dimitra Kalos	102 Point Cook Road, Seabrook, Victoria 3028	RCL Mercantile P/L	Level 7, 505 Little Collins Street, Melbourne, Vic. 3001	Commercial Sub-Agents Licence
Troy Adam Reid	17/789 Malvern Road, Toorak Victoria	RCL Mercantile P/L	Level 7, 505 Little Collins Street, Melbourne, Vic. 3001	Commercial Sub-Agents Licence

Dated at Melbourne 25 July 2005

GRAEME J. HORSBURGH  
Principal Registrar  
Magistrates' Court of Victoria

**Supreme Court Act 1986**  
SUPREME COURT CIRCUITS 2006

Note: There will be specific dates fixed within the parameters set out below. These can be ascertained from the Registrar of the relevant circuit court or the Associate to the Listing Master at the Supreme Court of Victoria (9603 9322).

<b>COURT</b>	<b>MONTH</b>
Ballarat	1 January 2006 – 31 December 2006
Bendigo	1 January 2006 – 31 December 2006
Geelong	1 January 2006 – 31 December 2006
Hamilton	1 January 2006 – 31 December 2006
Horsham	1 January 2006 – 31 December 2006
Mildura	1 January 2006 – 31 December 2006
Sale	1 January 2006 – 31 December 2006
Shepparton	1 January 2006 – 31 December 2006
Wangaratta	1 January 2006 – 31 December 2006
Warrnambool	1 January 2006 – 31 December 2006

**Road Management Act 2004**

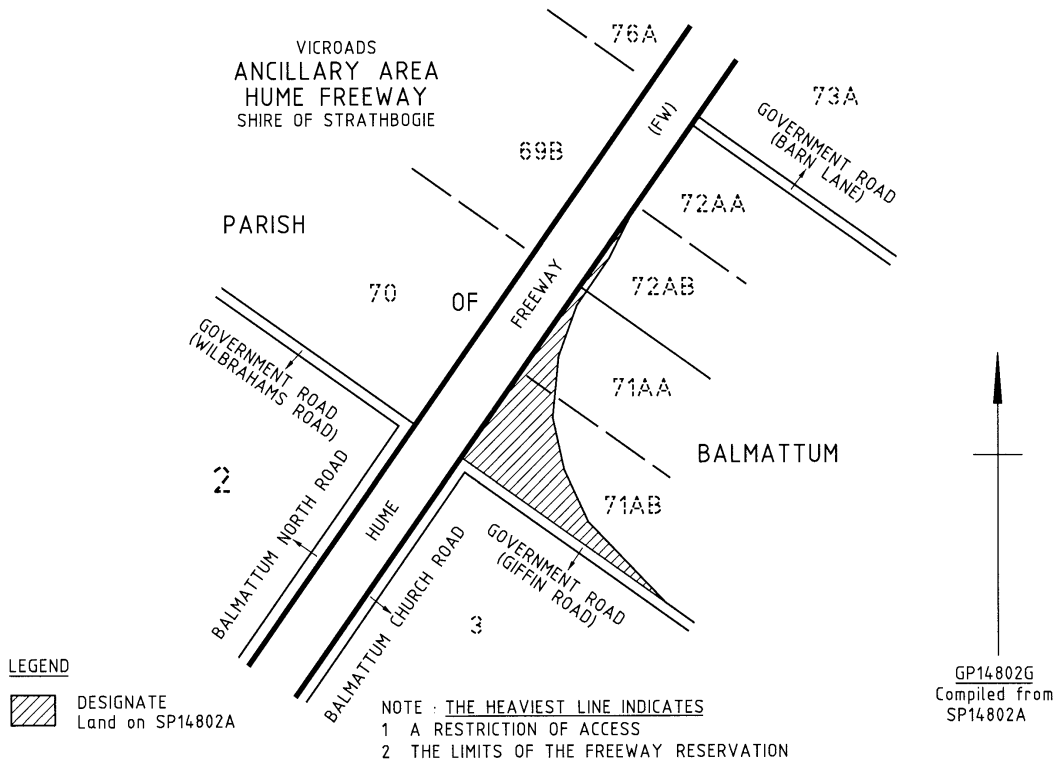
**ROAD DESIGNATION**

VicRoads, pursuant to Section 18 of the **Road Management Act 2004**, designates the ancillary area described in the Schedule and on the plan attached.

**SCHEDULE**

**ANCILLARY AREA**

- a) The area identified by hatching on the plan numbered GP14802G is designated as described in the legend in the said plan.



Dated 14 July 2005

DAVID ANDERSON  
Chief Executive  
VicRoads

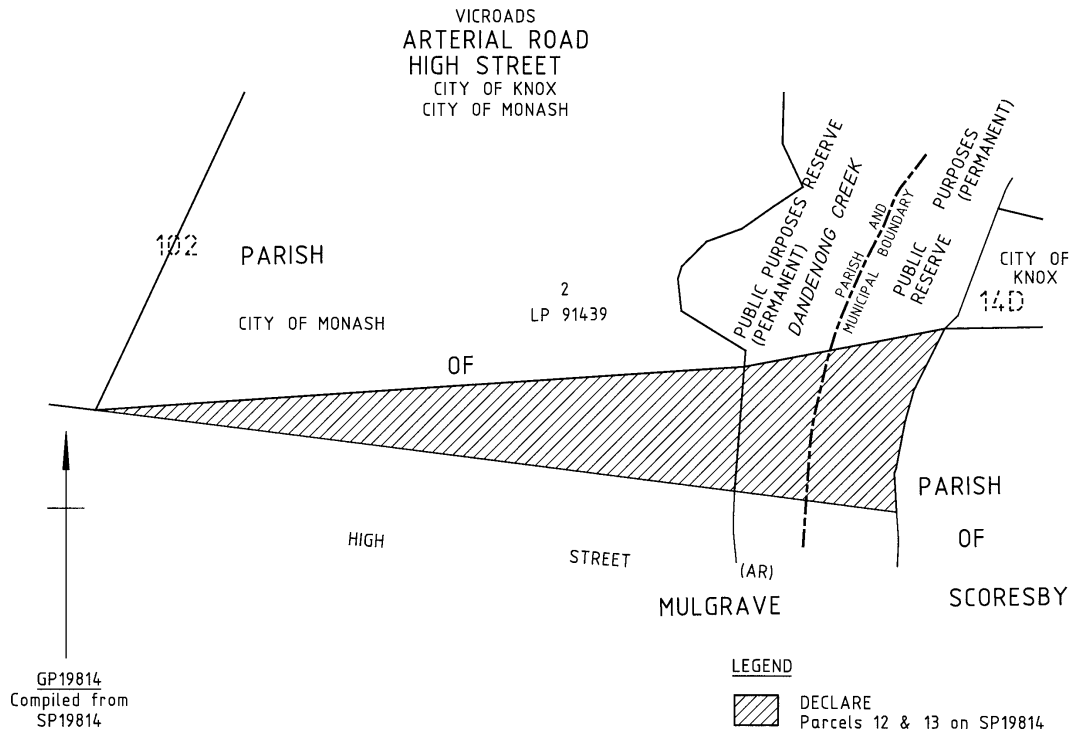
**Road Management Act 2004**  
**ROAD DECLARATION**

VicRoads, pursuant to Sections 11 and 14 of the **Road Management Act 2004**, upon publication of this notice declares the road described in the Schedule and on the plans attached.

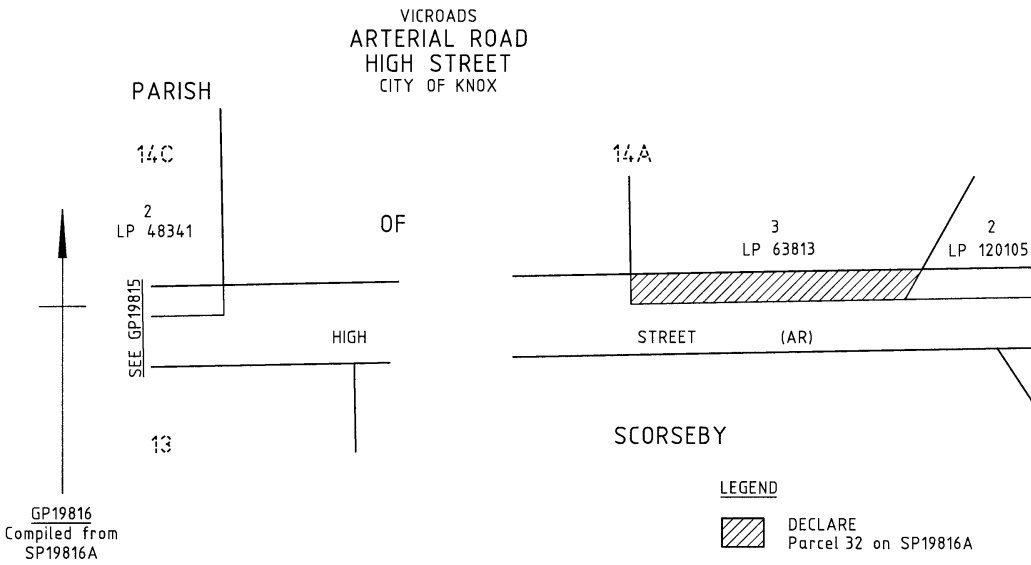
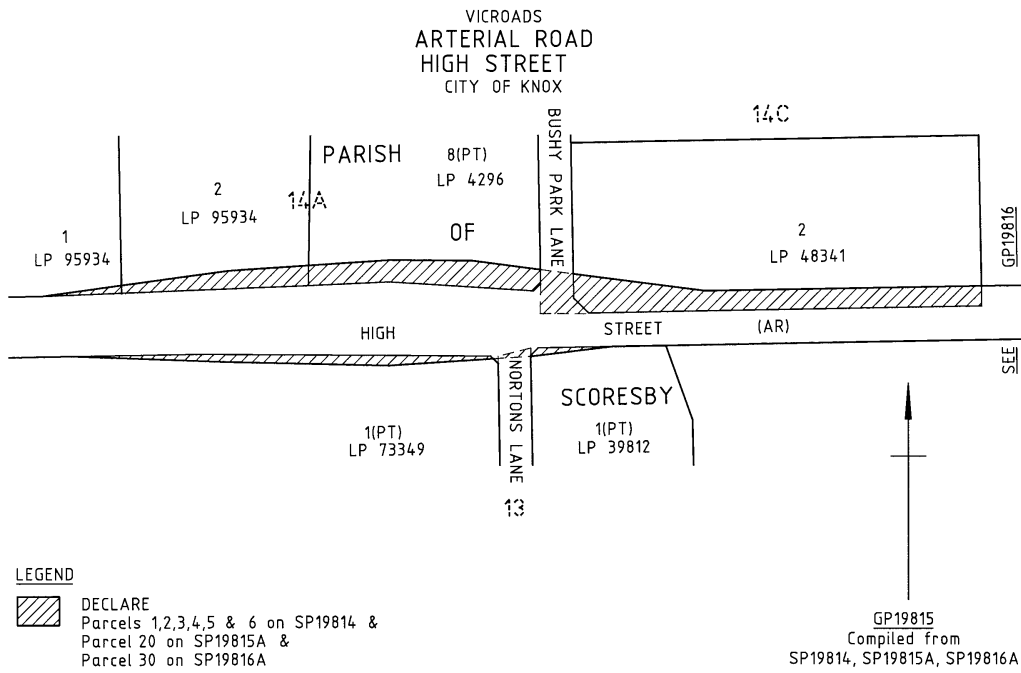
**SCHEDULE**

**ARTERIAL ROAD**

- a) Those parts of High Street identified by hatching on the plans numbered GP19814, GP19815 and GP19816 are declared as described in the legends in the said plans.







Dated 14 July 2005

DAVID ANDERSON  
Chief Executive  
VicRoads

**Petroleum Products (Terminal Gate Pricing) Act 2000**DETERMINATIONS BY  
DIRECTOR OF CONSUMER AFFAIRS VICTORIA

I, David Cousins, Director of Consumer Affairs Victoria make the following determinations pursuant to section 5(6)(a) of the **Petroleum Products (Terminal Gate Pricing) Act 2000** (“the Act”) with respect to the Order in Council made under sections 4, 5(5) and 5(6) of the Act on 27 July 2005 (“the Order in Council”) –

- 1 With respect to criterion 3(a) of the Order in Council:
  - (a) A declared supplier must determine a spot price for a declared class of petroleum products by selecting the relevant Platts Singapore Products Assessment (Spot) Price (“PSPASP”), as set out in the Platts Singapore Products Assessment (Table 6) of “Platts Global Alert” published on subscription by Standard and Poors, a Division of McGraw–Hill Companies, for that class of product, or if there is no relevant PSPASP for that class of product –
    - (i) the PSPASP that most closely approximates to that class of product, adjusted by an appropriate premium or discount (as the case may be), measured per barrel and determined by a declared supplier; or
    - (ii) the weighted average, as determined by a declared supplier, of one or more of the PSPASPs that approximate to that class of product, and in any case convert the price to Australian dollars.
  - (b) A declared supplier may take the mean of a quoted PSPASP price range when calculating a spot price for a declared class of petroleum products.
- 2 With respect to criterion 3(b) of the Order in Council a declared supplier must determine an amount for freight costs in the following manner –
  - (a) By using the *Worldscale 100 Freight Rate to Melbourne*, as set annually by the *Worldscale Association (London) Ltd*, adjusted by an internationally recognised freight rate cost indicator which the declared supplier considers appropriate, (“the *Worldscale/freight rate cost indicator*”), converted to Australian dollars; plus
  - (b) If the actual cost to the declared supplier for a cargo of the imported petroleum product exceeds the *Worldscale/freight rate cost indicator*, an amount calculated by dividing the excess by the total volume of the petroleum product available for supply by the declared supplier in Victoria at the time of the determination of the landed international product price.

Once chosen, a declared supplier may not use another international freight rate cost indicator to adjust the *Worldscale freight rate*, except where it chooses another international freight rate cost indicator which is a more accurate indicator of regional freight rates and is not chosen substantially to obtain a larger freight amount in the determination of the landed international product price.

These determinations revoke the determinations made under the Act by the Director of Consumer and Business Affairs on 7 July 2001.

These determinations come into operation on 1 August 2005.

Dated 27 July 2005

DR DAVID COUSINS  
Director of Consumer Affairs Victoria

**Gambling Regulation Act 2003**NOTICE OF MAKING OF  
PUBLIC LOTTERY RULES  
UNDER SECTION 5.2.4

Tattersall's Sweeps Pty Ltd, ACN 081 925 662, of 615 St Kilda Road, Melbourne hereby gives notice of the making of the Public Lottery Rules for "The Pools" effective on 28 August 2005 for Soccer Pools Rounds commencing on and after 3 September 2005.

DUNCAN FISCHER  
Managing Director

**Planning and Environment Act 1987**

## BOROONDARA PLANNING SCHEME

Notice of Approval of Amendment  
Amendment C46

The Minister for Planning has approved Amendment C46 to the Boroondara Planning Scheme.

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

The Amendment removes the Heritage Overlay from land at 15 Fordholm Road, Hawthorn.

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 Boroondara City Council, Planning Counter, 1st Floor, 8 Inglesby Road, Camberwell.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## GREATER BENDIGO PLANNING SCHEME

Notice of Approval of Amendment  
Amendment C21

The Minister for Planning has approved Amendment C21 to the Greater Bendigo Planning Scheme.

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

The Amendment applies the Land Subject to Inundation Overlay to land along Splitters Creek between Wilkie Road, Junortoun and Bennett's Road, Longlea and amends the Municipal Strategic Statement to include the Splitters Creek Flood Study, December 2000 as a reference document in the planning scheme.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; Department of Sustainability and Environment, North West Regional Office, 1 Taylor Street, Epsom; and at the offices of the Greater Bendigo City Council, Hopetoun Mill, 15 Hopetoun Street, Bendigo.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## GREATER BENDIGO PLANNING SCHEME

Notice of Approval of Amendment  
Amendment C62

The Minister for Planning has approved Amendment C62 to the Greater Bendigo Planning Scheme.

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

The Amendment

- rezones land between Mercy Street and Arnold Street, Bendigo to Public Use Zone 3;
- applies the Public Acquisition Overlay to 20 Mercy Street, Bendigo to enable acquisition of land for car parking by the Minister for Health; and
- amends the schedule to the Public Acquisition Overlay to include reference to the above.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; Department

of Sustainability and Environment, North West Regional Office, 1 Taylor Street, Epsom; and at the offices of the Greater Bendigo City Council, Hopetoun Mill, 15 Hopetoun Street, Bendigo.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

GREATER BENDIGO PLANNING SCHEME

Notice of Approval of Amendment

Amendment C74

The Minister for Planning has approved Amendment C74 to the Greater Bendigo 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 the:

- former St Aidans Orphanage (HO526), 190 St Aidans Road, Bendigo;
- Bendigo Cemetery (HO29), 70 Carpenter Street, Bendigo; and
- Buckeye Creek Railway Bridge Complex (HO629), Belvoir Park Road, Ravenswood,

heritage places included in the Victorian Heritage Register, are shown in the Greater Bendigo Planning Scheme.

The Amendment also corrects a mapping anomaly for the Kennington Primary School by deleting the heritage overlay.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; the Department of Sustainability and Environment, North West Regional Office, 1 Taylor Street, Epsom; and at the offices of the City of Greater Bendigo Council, Hopetoun Mill, 15 Hopetoun Street, Bendigo.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

LATROBE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C41

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

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

The Amendment removes unnecessary referral requirements from Schedules 1 and 5 to the Special Use Zone.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Latrobe City Council, 34–38 Kay Street, Traralgon.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

MACEDON RANGES PLANNING SCHEME

Notice of Approval of Amendment

Amendment C50

The Minister for Planning has approved Amendment C50 to the Macedon Ranges Planning Scheme.

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

The Amendment alters the Heritage Overlay map and the schedule so the Gisborne Mains Homestead Site (HO 259), Calder Freeway, Gisborne heritage place included in Victorian Heritage Register is shown in the Macedon Ranges 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; the Department of Sustainability and Environment

Regional Office, North West Region, 1 Taylor Street, Epsom; and at the offices of the Macedon Ranges Shire Council, 129 Mollison Street, Kyneton.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

MILDURA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C34

The Minister for Planning has approved Amendment C34 to the Mildura 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:

- the former Mildura Base Hospital (H1934), Thirteenth Street, Mildura;
- Big Lizzie (H1919), Calder Highway, Red Cliffs; and
- the Mildara Blass Distillery (H1099), Wentworth Road, Merbein,

heritage places included in Victorian Heritage Register, are shown in the Mildura 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; Department of Sustainability and Environment, North West Regional Office, 1 Taylor Street, Epsom; and at the offices of the Mildura Rural City Council, 108–116 Madden Avenue, Mildura.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

TOWONG PLANNING SCHEME

Notice of Approval of Amendment

Amendment C9 Part 1

The Minister for Planning has approved Amendment C9 Part 1 to the Towong Planning Scheme.

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

The Amendment rezones 18–26 Donaldson Street (Lot 6, LP 211385), Corryong from Residential 1 Zone (R1Z) to Mixed Use Zone (MUZ).

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 Towong Shire Council, Towong Street, Tallangatta.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

WYNDHAM PLANNING SCHEME

Notice of Approval of Amendment

Amendment C52

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

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

The Amendment rezones land at Lot 1, LP 135655 Hacketts Lane, Point Cook from Rural Zone to Residential 1 Zone and includes the land rezoned in a Development Plan Overlay Schedule 6.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, Melbourne; and at the

offices of the Wyndham City Council, Princes Highway, Werribee.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

WYNDHAM PLANNING SCHEME

Notice of Approval of Amendment  
Amendment C72

The Minister for Planning has approved Amendment C72 to the Wyndham 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 Green Wedge Zone applying to the Werribee South intensive agriculture area to allow a lot of a minimum size of 4000 sq m to be able to be excised rather than specifying a maximum size of lot which may be excised of 2000 sq m.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, Melbourne; and at the offices of the Wyndham City Council, Princes Highway, Werribee.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

BAYSIDE PLANNING SCHEME

Notice of Lapsing of Amendment  
Amendment C42

The Bayside City Council has resolved to abandon Amendment C42 to the Bayside Planning Scheme.

The Amendment proposed to amend the Design and Development Overlay Schedule 1 – “Building Height Control – Coastal” (DDO1) to

allow a planning permit to be considered for a three storey building on part of 472 Beach Road, Beaumaris.

The Amendment lapsed on 7 July 2005.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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**Planning and Environment Act 1987**

NILLUMBIK PLANNING SCHEME

Notice of Lapsing of Amendment  
Amendment C10 Part 2

Pursuant to Section 30(1)(a) of the **Planning and Environment Act 1987**, Amendment C10 Part 2 to the Nillumbik Planning Scheme has lapsed.

The Amendment proposed to rezone land located between 259 to 275 Diamond Creek Road, Greensborough and 285 to 307 Diamond Creek Road, Plenty from Business 1 to Business 4.

The Amendment lapsed on 20 December 2003.

GENEVIEVE OVERELL  
Deputy Secretary  
Built Environment  
Department of Sustainability  
and Environment

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## ORDERS IN COUNCIL

### Crown Land (Reserves) Act 1978

#### NOTICE OF INTENTION TO REVOKE TEMPORARY RESERVATIONS

The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations:

**BETHANGA** – The temporary reservation by Order in Council of 1 December 1953 of an area of 4047 square metres of land in Section L, Township of Bethanga, Parish of Berringa as a site for Police purposes, revoked as to part by Order in Council of 9 May 1995 so far as the balance remaining containing 1185 square metres, more or less. – (Rs 7196).

**CASTLE DONNINGTON** – The temporary reservation by Order in Council of 22 September 1998 of an area of 1.175 hectares of land being Crown Allotment 1D, Section A, Parish of Castle Donnington as a site for Public purposes (Intellectually Handicapped Training Centre). – (2005532).

**DONALD** – The temporary reservation by Order in Council of 22 November 1880 of an area of 16.19 hectares, more or less, of land being Crown Allotment 54A, Parish of Donald as a site for Public purposes. – (0607384).

**LINTON** – The temporary reservation by Order in Council of 20 April 1914 of an area of 1.214 hectares, more or less, of land in Section A, Parish of Linton (formerly being part of Crown Allotment 32A) as a site for a Quarry. – (Rs 1358).

**MOOROOLBARK** – Crown Allotment 27C, Parish of Mooroolbark deemed to be temporarily reserved for recreational purposes under the **Land Act 1958** pursuant to section 23(f) of the **Youth, Sport and Recreation Act 1972** so far only as the portion containing 5119 square metres shown as Crown Allotment 2092, Parish of Mooroolbark on Original Plan No. 122243 lodged in the Central Plan Office. – (Rs 10841).

**MUCKLEFORD** – The temporary reservation by Order in Council of 9 April 1883 of an area of 19.64 hectares, more or less, of land in Section 8, Parish of Muckleford (formerly being part of Crown Allotment 45) as a site for Supply of Gravel. – (2004606).

**MURCHISON NORTH** – The temporary reservation by Order in Council of 18 March 1977 of an area of 2.022 hectares of land being Crown Allotment 81D, Parish of Murchison North as a site for Public Recreation. – (Rs 5458).

**MURMUNGIE** – The temporary reservation by Order in Council of 3 June 1879 of an area of 2.415 hectares, more or less, of land in Section 14, Parish of Murrungie (formerly in Section 11), as a site for Watering purposes. – (Rs 6736).

**ORBOST** – The temporary reservation by Order in Council of 23 March 2004 of an area of 2523 square metres of land being Crown Allotment 7B2, Section B, Parish of Orbost as a site for Public purposes (Public buildings). – (P341334).

**SANDHURST** – The temporary reservation by Order in Council of 12 February 1929 of an area of 2.25 hectares, more or less, of land in Section N, Parish of Sandhurst (formerly being Crown Allotment 52E) as a site for Supply of Gravel. – (Rs 3822).

**TARNAGULLA** – The temporary reservation by Order in Council of 11 September 1930 of an area of 8.10 hectares, more or less, of land in Section C, Parish of Tarnagulla as a site for Supply of Gravel. – (Rs 4039).

**TARNAGULLA** – The temporary reservation by Order in Council of 19 June 1940 of an area of 9.39 hectares, more or less, of land in Section C, Parish of Tarnagulla as a site for Supply of Gravel, in addition to and adjoining the site temporarily reserved therefor by Order in Council of 11 September 1930. – (Rs 4039).

**WALMER** – The temporary reservation by Order in Council of 26 October 1903 of an area of 8.094 hectares, more or less, of land in Section 6A, Parish of Walmer (formerly being part of Crown Allotment 8) as a site for a Quarry. – (Rs 11672).

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

Dated 27 July 2005

Responsible Minister  
ROB HULLS  
Minister for Planning

RUTH LEACH  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**REVOCATION OF  
TEMPORARY RESERVATIONS

The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** revokes the following temporary reservations:

**EDENHOPE** – The temporary reservation by Order in Council of 25 October 1875 of an area of 22.53 hectares of land in the Parish of Edenhope as a site for Road and Watering purposes, revoked as to part by Order in Council of 5 September 1974 so far as the balance remaining containing 21.054 hectares, more or less. – (Rs 5973).

**EDENHOPE** – The temporary reservation by Order in Council of 10 December 1889 of an area of 22.53 hectares of land in the Parish of Edenhope as a site for Water Supply purposes, being the site temporarily reserved for Road and Watering purposes by Order in Council of 25 October 1875, revoked as to part by Order in Council of 5 September 1974 so far as the balance remaining containing 21.054 hectares, more or less. – (Rs 5973).

**EDENHOPE** – The temporary reservation by Order in Council of 28 January 1976 of an area of 6791 square metres of land being Crown Allotment 24B, Parish of Edenhope as a site for Water Supply purposes. – (Rs 5973).

**GOYURA** – The temporary reservation by Order in Council of 28 May 1877 of an area of 66.37 hectares of land in the Township of Goyura, (formerly Parish of Goyura) as a site for Camping purposes, revoked as to part by Orders in Council of 20 June 1967 and 1 September 1987 so far only as the portion containing 2.028 hectares being Crown Allotment 2001, Township of Goyura, Parish of Goyura as indicated by hatching on plan published in the Government Gazette on 19 May 2005, page 1048. – (Rs 8817).

**GYMBOWEN** – The temporary reservation by Order in Council of 13 February 1884 of an area of 80.50 hectares, more or less, of land in the Parish of Gymbowen as a site for affording access to Water. – (02L4–1687)

**HORSHAM** – The temporary reservation by Order in Council of 11 February 1975 of an area of 6880 square metres of land being Crown Allotment 24C, Parish of Horsham as a site for Public Park and Public Recreation. – (Rs 3231).

**HORSHAM** – The temporary reservation by Order in Council of 7 November 1984 of an area of 6800 square metres of land being Crown Allotment 24E, Parish of Horsham as a site for Public Park and Recreation. – (Rs 3231).

**KATYIL** – The temporary reservation by Order in Council of 11 November 1884 of an area of 6.54 hectares, more or less, of land in the Parish of Katyil (formerly being part of Crown Allotment 66) as a site for Conservation of Water. – (Rs 1680).

**LOWAN** – The temporary reservation by Order in Council of 9 October 1882 of an area of 116.68 hectares, more or less, of land in the Parish of Lowan (formerly being Crown Allotment 15) as a site for Conservation of Water and for Supply of Gravel, revoked as to part by various Orders, so far as the balance remaining. – (Rs 01609).

**NANGANA** – The temporary reservation by Order in Council of 29 July 1969 of an area of 1391 square metres of land in the Parish of Nangana as a site for Public purposes (Public Hall), revoked as to part by Order in Council of 5 August 1986 so far as the balance remaining containing 1045 square metres, more or less. – (Rs 2022).

**WARRACKNABEAL** – The temporary reservation by Order in Council of 2 February 1988 of an area of 1338 square metres of land being Crown Allotment 5, Section 32, Township of Warracknabeal, Parish of Werrigar as a site for Water Supply purposes. – (Rs 13693).

**WILLENABRINA** – The temporary reservation by Order in Council of 31 May 1938 of an area of 2032 square metres of land in the Township of Willenabrina, Parish of Willenabrina (formerly being Crown Allotment 2, Section 2, Village of Willenabrina) as a site for a Public Hall. – (Rs 4515).

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

Dated 27 July 2005

Responsible Minister  
ROB HULLS  
Minister for Planning

RUTH LEACH  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**TEMPORARY RESERVATION  
OF CROWN LANDS

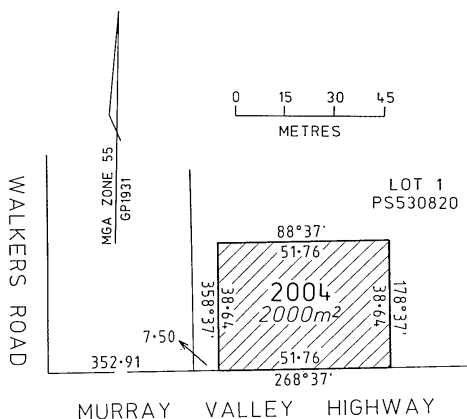
The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown lands which in his opinion are required for the purposes mentioned:-

MUNICIPAL DISTRICT OF THE  
TOWONG SHIRE COUNCIL

BERRINGAMA – Public purposes (roadside stop), 1.659 hectares being Crown Allotment 19C, Section A, Parish of Berringama as shown on Original Plan No. 118038 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (2014498).

MUNICIPAL DISTRICT OF THE  
CAMPASPE SHIRE COUNCIL

GUNBOWER – Public purposes (Police purposes), 2000 square metres, being Crown Allotment 2004, Parish of Gunbower as indicated by hatching on plan hereunder. (GP1931) – (2014506).

MUNICIPAL DISTRICT OF THE  
TOWONG SHIRE COUNCIL

JINJELLIC – Public purposes (scenic lookout), 22.64 hectares being Crown Allotment 20C, Section 2, Parish of Jinjelic as shown on Certified Plan No. 117980A lodged in the Central Plan Office of the Department of Sustainability and Environment. – (2014499).

MUNICIPAL DISTRICT OF THE  
YARRA RANGES SHIRE COUNCIL

MOOROOLBARK – Public Recreation, 7460 square metres, more or less, being Crown Allotment 2093, Parish of Mooroolbark as

shown on Original Plan No. 122243 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (Rs 10841).

MUNICIPAL DISTRICT OF THE  
YARRIAMBIACK SHIRE COUNCIL

YAAPEET – Water Supply purposes, 7.679 hectares, being Crown Allotment 11A, Section A, Parish of Yaapect as shown on Plan No. LEGL./03-004 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (2012995).

MUNICIPAL DISTRICT OF  
MOYNE SHIRE COUNCIL

YANGERY – State School purposes, 1614 square metres, being Crown Allotment 30, Section 48, Parish of Yangery as shown on Original Plan No. 121994 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (032014477).

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

Dated 27 July 2005

Responsible Minister  
ROB HULLS  
Minister for Planning

RUTH LEACH  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**DISSOLUTION OF INCORPORATED  
COMMITTEE OF MANAGEMENT

The Governor in Council under Section 14A(7) of the **Crown Land (Reserves) Act 1978** dissolves the “Lorne Foreshore Committee of Management” constituted by Order in Council of 8 May 1984 (vide Government Gazette of 16 May 1984 – page 1476). – Rs 1690.

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

Dated 27 July 2005

Responsible Minister  
ROB HULLS  
Minister for Planning

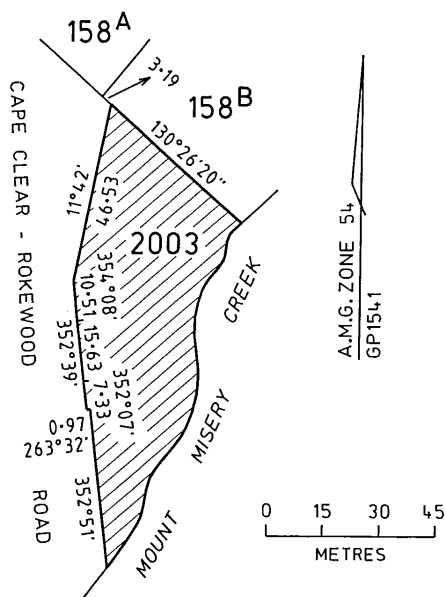
RUTH LEACH  
Clerk of the Executive Council

**Land Act 1958****CLOSURE OF UNUSED ROAD**

The Governor in Council under section 349 of the **Land Act 1958** and with the concurrence in writing of the municipality in which the road is situated closes the following unused road:

**MUNICIPAL DISTRICT OF  
GOLDEN PLAINS SHIRE COUNCIL**

COMMERALGHIP – The portion of road in the Parish of Commeralghip being Crown Allotment 2003 as indicated by hatching on plan hereunder. (GP1541) – (P373946).



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

Dated 27 July 2005

Responsible Minister  
ROB HULLS  
Minister for Planning

RUTH LEACH  
Clerk of the Executive Council

**Credit Act 1984**

**CREDIT (MECU)  
(VARIATION NO. 1 OF 2005) ORDER**

This order is made by the Governor in Council under section 19 of the **Credit Act 1984**.

**Purpose**

The purpose of this Order is to vary the Credit (Credit Society Interest Rate) Order, published in the Victoria Government Gazette on 5 February 1992, to change the definition of the unpaid daily balance for the purposes of clause 8 in relation to certain credit contracts.

**Citation**

This Order may be cited as the Credit (MECU) (Variation No. 1 of 2005) Order.

**Commencement**

This Order takes effect on and from 1 August 2005.

**Application**

This Order applies to fixed-sum credit contracts entered into before 1 November 1996 with the following credit societies, to which the MECU Limited, ABN 21 087 651 607, is the successor in law:

- Members Australia Credit Union Limited;
- Education Credit Union Co-operative Limited;
- CSIRO Co-operative Credit Society Ltd;
- Laboratories Credit Union Limited;
- Outlook Credit Union Co-operative Limited;
- Media Credit Union Co-operative Limited;
- Enterprise Credit Union Limited;
- SEC Credit Union Co-operative Limited;
- Moe District Credit Union Co-operative Limited;
- APESMA Professionals First Credit Union Ltd;
- Dependable Credit Union Ltd;
- Tertiary Credit Union Co-operative Limited;
- IPC Credit Union;
- Burwood Community Credit Union;
- Choice Credit Union Limited;
- Kraft Employees' Co-operative Credit Society Limited;
- Doncaster & Templestowe Credit Co-operative Limited;
- S.A.H. Co-operative Credit Society Limited;
- Provident Credit Co-operative Limited.

**Interpretation**

In this Order, "unpaid balance" under a credit contract at any time is the difference

between all amounts credited and all amounts debited to the debtor under the contract at that time.

#### Variation

For the purposes of the contracts to which this Order applies, the expression "daily unpaid balance of the loan" in Clause 8 of the Credit (Credit Society Interest Rate) Order means the "unpaid balance under the contract at the end of that day".

Dated 27 July 2005

Responsible Minister:  
MARSHA THOMSON  
Minister for Consumer Affairs

RUTH LEACH  
Clerk of the Executive Council

### **Parliamentary Committees Act 2003**

#### ENVIRONMENT AND NATURAL RESOURCES COMMITTEE OF PARLIAMENT

#### Inquiry into The Energy Services Industry Referral of Terms of Reference Order in Council

The Governor in Council under section 33 of the **Parliamentary Committees Act 2003** refers Terms of Reference requiring the Environment and Natural Resources Committee of Parliament to inquire into The Energy Services Industry and to report to Parliament by 15 June 2006.

The Terms of Reference for the inquiry are attached to this Order.

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

Dated 27 July 2005

Responsible Minister:  
STEVE BRACKS  
Premier

RUTH LEACH  
Clerk of the Executive Council

### **TERMS OF REFERENCE**

#### ENVIRONMENT AND NATURAL RESOURCES COMMITTEE

#### Inquiry into the Energy Services Industry

Energy efficiency services are commercial services that lead to improved energy efficiency, demand side management and greater use of renewable energy in the built environment. A

healthy and competitive energy efficiency services sector is an essential prerequisite for an efficient, low-emissions economy, as it provides the skills, technologies, advice and services necessary for the transformation of the built environment.

In this context, the Environment and Natural Resources Committee is requested to inquire into and report to Parliament on:

1. the progress made to date in developing the energy efficiency services industry in Victoria, including its market size and characteristics, profitability, capacity and composition;
2. the range of services and technologies available and the diversity of business models, compared with those in other OECD countries;
3. the competitiveness of the Victorian energy efficiency services industry in the Australian and international contexts;
4. the main barriers to, and drivers for, the development and uptake of energy efficiency services in the residential, commercial and industrial sectors;
5. the adequacy of training, accreditation and performance guarantee arrangements for the sector, including the appropriateness of standards and protocols for performance measurement and identification of skills gaps;
6. measures to promote the energy efficiency services industry, including the production of data on the performance of various technologies and information to identify and facilitate investment in the energy services industry; and
7. the roles of State Government and Federal bodies in developing and regulating an energy efficiency services industry, including the impact that a future greenhouse gas emissions trading scheme might have.

The Committee is required to report to Parliament by 15 June 2006.



**Petroleum Products (Terminal Gate Pricing) Act 2000**  
DECLARATIONS OF SUPPLIERS AND PETROLEUM PRODUCTS  
AND DETERMINATION OF CRITERIA FOR DETERMINING  
THE LANDED INTERNATIONAL PRODUCT PRICE

Order in Council

The Governor in Council makes the following declarations and determinations under sections 4 and 5(5) and 5(6) of the **Petroleum Products (Terminal Gate Pricing) Act 2000** ("the Act").

- 1 The following suppliers are declared as declared suppliers for the purposes of the Act in so far as they sell or supply a declared class of petroleum products at the time of, or after the imposition of excise on the declared class of petroleum products under the Commonwealth **Excise Act 1901** and the **Excise Tariff Act 1921** –
  - (a) BP Australia Pty Ltd, ABN 53 004 085 616;
  - (b) Caltex Australia Petroleum Pty Ltd, ABN 17 000 032 128;
  - (c) Mobil Oil Australia Pty Ltd, ABN 88 004 052 984;
  - (d) The Shell Company of Australia Limited, ABN 46 004 610 459.
- 2 The following petroleum products are declared to be declared classes of petroleum products for the purposes of the Act –
  - (a) Petrol – lead replacement – 96 Research Octane Number ("RON" as determined by the method described in the test procedure which is designated in D2699-04a Standard Test Method for Research Octane Number of Spark-Ignition Engine Fuel published by the American Society for Testing and Materials and in force from time to time);
  - (b) Petrol – unleaded – regular – 91 to 93 RON;
  - (c) Petrol – unleaded – premium – 95 to 98 RON (excluding BP Ultimate, Caltex Vortex (95 and 98 RON), Shell Unleaded 95, Shell Optimax and Mobil Synergy 8000);
  - (d) Automotive distillate.
- 3 The following criteria are determined to be the criteria for determining the landed international product price of petroleum products for the purposes of the Act –
  - (a) a spot price for the petroleum products determined in a manner determined from time to time by the Director for the purposes of this Order; plus
  - (b) an amount for freight costs determined in a manner determined from time to time by the Director for the purposes of this Order; plus
  - (c) a provision for insurance and loss based on a reasonable percentage of the product value plus freight; plus
  - (d) the wharfage charges for the petroleum products determined by the relevant Victorian port authority.

The following Orders in Council are revoked

- (a) Suppliers, Petroleum Products and Criteria for Determining the Landed International Product Price made on 24 July 2001 and gazetted on 26 July 2001; and
- (b) Declaration of Supplier made and gazetted on 18 December 2001.

This Order comes into operation on 1 August 2005.

Dated 27 July 2005

Responsible Minister  
MARSHA THOMSON MP  
Minister for Consumer Affairs

RUTH LEACH  
Clerk of the Executive Council

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

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

90. *Statutory Rule:* Fair Trading (Safety Standard) (Children's Toys) (Amendment) Regulations 2005  
*Authorising Act:* Fair Trading Act 1999  
*Date of making:* 27 July 2005
91. *Statutory Rule:* Petroleum Products (Terminal Gate Pricing) (Amendment) Regulations 2005  
*Authorising Act:* Petroleum Products (Terminal Gate Pricing) Act 2000  
*Date of making:* 27 July 2005
92. *Statutory Rule:* Electricity Safety (Equipment) (Amendment) Regulations 2005  
*Authorising Act:* Electricity Safety Act 1998  
*Date of making:* 27 July 2005
93. *Statutory Rule:* Health (Exempt Businesses) Regulations 2005  
*Authorising Act:* Health Act 1958  
*Date of making:* 27 July 2005
94. *Statutory Rule:* Sex Offenders Registration (Amendment) Regulations 2005  
*Authorising Act:* Sex Offenders Registration Act 2004  
*Date of making:* 27 July 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:

87. *Statutory Rule:* Subordinate Legislation (Administration and Probate (Deposit of Wills) (Fees) Regulations 1995 – Extension of Operation) Regulations 2005  
*Authorising Act:* Subordinate Legislation Act 1994  
*Date first obtainable:* 28 July 2005  
*Code A*
88. *Statutory Rule:* Safe Drinking Water Regulations 2005  
*Authorising Act:* Safe Drinking Water Act 2003  
*Date first obtainable:* 28 July 2005  
*Code B*
89. *Statutory Rule:* Subordinate Legislation (Workers Compensation Regulations 1995 – Extension of Operation) Regulations 2005  
*Authorising Act:* Subordinate Legislation Act 1994  
*Date first obtainable:* 28 July 2005  
*Code A*

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

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