



Victoria Government Gazette

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GENERAL

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As from 2 February 2006

The last Special Gazette was No. 38 dated 1 February 2006.

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

How To Submit Copy

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

Subscribers and Advertisers

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

The new office and contact details are as follows:

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

JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

Land Act 1958

Notice is hereby given that Mildura Pistol Club Incorporated has applied for a lease pursuant to section 134 of the **Land Act 1958** for a term of 21 years in respect of Crown Allotment 30A of Section C, Parish of Mildura for the purpose of "amusement and recreation and social activities connected therewith (Pistol Club and Shooting Range). File Ref.: 2007787 Mildura".

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that Donna O'Halloran, formerly Donna Anderson, has resigned as a partner from the partnership known as Michael and Donna's Fruit Emporium conducted by Michael Quadara and Donna Anderson at 268 Como Parade, Parkdale 3194, effective from 2 February 2006.

From the date of this advertisement the business of Michael and Donna's Fruit Emporium will be conducted by Michael Quadara alone.

Re: Estate of ANELE UOSELIS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of ANELE UOSELIS, deceased, late of 79 Wilson Road, Glen Waverley, Victoria, home duties, who died on 11 October 2004, are required by Virginia Lucia Grossman, the proving executor of the Will of the deceased, to send particulars of their claim to Andrew McMullan & Co., solicitors, 64 Kingsway, Glen Waverley, in the said State, solicitors for the executor of the said estate, ninety days from the date of this advertisement, after which time the appointed executor will convey or distribute the assets, having regard only to claims of which she then has notice.

ANDREW McMULLAN & CO., solicitors,
64 Kingsway, Glen Waverley, Victoria.

SALVATRICE FERRANTE, late of 970 Plenty Road, South Morang, in the State of Victoria, pensioner, deceased. Creditors, next-of-kin and others having claims in respect

of the estate of the deceased, who died on 24 October 2005, are required by the executor, Joseph Ferrante, care of Arthur J. Dines & Co., solicitors, 2A Highlands Road, Thomastown, in the said State, to send particulars to him by 17 April 2006, after which date the executor may convey or distribute the assets, having regard only to claims of which he has notice.

Dated 26 January 2006

ARTHUR J. DINES & CO., solicitors,
2A Highlands Road, Thomastown 3074.

OLGA CARMEN PFANNER, late of 15 Louis Buvelot Wynd, Diamond Creek, in the State of Victoria, book keeper, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 June 2005, are required by the executor, Brendan Raymond Pfanner, care of Arthur J. Dines & Co., solicitors, 2A Highlands Road, Thomastown, in the said State, to send particulars to him by 17 April 2006, after which date the executor may convey or distribute the assets, having regard only to claims of which he has notice.

Dated 26 January 2006

ARTHUR J. DINES & CO., solicitors,
2A Highlands Road, Thomastown 3074.

KONSTANTINOS STAVROU, also known as Kon Stavrou, late of 3 Pleasant Road, Thomastown, in the State of Victoria, pensioner, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 June 2004, are required by the executor, John Stavrou, care of Arthur J. Dines & Co., solicitors, 2A Highlands Road, Thomastown, in the said State, to send particulars to him by 17 April 2006, after which date the executor may convey or distribute the assets, having regard only to claims of which he has notice.

Dated 26 January 2006

ARTHUR J. DINES & CO., solicitors,
2A Highlands Road, Thomastown 3074.

Re: ILMA LILLIAN MAUDE CROUCH, late of Belvedere Aged Care, 41–43 Fintonia Road, Noble Park, Victoria, but formerly of 1B Ambrie Crescent, Noble Park, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 October 2005, are required by the trustee, John Francis Borchard, care of 44 Douglas Street, Noble Park, Victoria, retired, to send particulars to the trustee by 18 April 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: HENRICUS HUBERTUS JANSSEN, late of Villa Maria Aged Care, 89–93 Avebury Drive, Berwick, Victoria, but formerly of Unit 4, 2 Alamein Street, Noble Park, Victoria, gardener, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 November 2005, are required by the trustee, Josephine Theodora Ross, care of 44 Douglas Street, Noble Park, Victoria, home duties, to send particulars to the trustee by 18 April 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: IRIS MYRTLE PRIEST, late of 15 Alfred Road, Lilydale, Victoria 3140, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 November 2005, are required by the trustees, Margaret Anne Fiorentino and Robert James Neville, to send particulars to them care of the undersigned by 3 April 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: THOMAS WILLIAM ARTHUR HOLMES, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 October 2005, are required by the trustees, Robert William Holmes and Frank Thomas Holmes, to send particulars to them care of the undersigned by 3 April 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

Re: EUNICE RAY SUTTON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 July 2005, are required by the trustees, Stuart Keveen Sutton and Robert William Sutton, to send particulars to them care of the undersigned by 3 April 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

ANDREW GERAGHTY, late of 9 Collins Street, Mentone, Victoria, timber worker/plant operator, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 January 2006, are required by the trustees, care of Harris & Chambers, lawyers of 338 Charman Road, Cheltenham 3192, to send particulars to them by 3 April 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

HARRIS & CHAMBERS, lawyers,
338 Charman Road, Cheltenham 3192.

Creditors, next-of-kin and others having claims in respect of the estate of ELVA JEAN STILLWELL, late of 3–7 Patty Street, Mentone, Victoria, widow, deceased, who died on 13 December 2005, are required by the executors, namely John Graham Stillwell of 54 Pasadena Crescent, East Bentleigh, Victoria, retired contractor and Helen Margaret Swaine

of 15 Tara Drive, Frankston, Victoria, married woman, to send particulars of such claims to the solicitors acting for the said executors, namely Kelly & Chapman, 300 Centre Road, Bentleigh by 10 April 2006, after which date the said executors may convey or distribute the assets of the deceased, having regard only to claims of which they or their solicitors then have notice.

KELLY & CHAPMAN, lawyers,
300 Centre Road, Bentleigh 3204.

Re: JESSIE MAY DUNCAN, late of 286 High Street, Ashburton, Victoria, but formerly of 23 Tyrone Street, Camberwell, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 November 2005, are required by the trustee, Peter Oliphant Duncan, care of Klooger Forbes Hassett of PO Box 97, Burwood 3125, to send particulars to the trustee by 6 April 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

KLOOGER FORBES HASSETT, lawyers,
Level 1, 1395 Toorak Road, Camberwell 3124.

Re: SARINA SHARP, late of Amity Nursing Home, 349–351A North Road, Caulfield, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 November 2005, are required by the trustee, Perpetual Trustees Victoria Limited, (ACN 004 027 258) of 360 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 4 April 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MADDOCKS, lawyers,
140 William Street, Melbourne 3000.

JOAN MARGARET BAILEY, late of Millward Residential Care, 31 Blackburn Road, Doncaster East, Victoria, but formerly of 434 Belmore Road, Box Hill North, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 November 2005, are required by the executor, ANZ Executors & Trustee

Company Limited, ACN 006 132 332, of 530 Collins Street, Melbourne, Victoria, to send particulars to it by 3 April 2006, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

MILLS OAKLEY, lawyers,
121 William Street, Melbourne.

Re: CARMELA FAILLA, late of 89 Liston Avenue, Reservoir, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 October 2005, are required by the trustee, Rosaria Castro of 12 Gatehouse Drive, Attwood, Victoria, manager, daughter, to send particulars to the trustee by 24 April 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

PHILLIPS & WILKINS, solicitors,
823 High Street, Thornbury 3071.

Re: JOHN HENRY THORNTON, late of 137 Ramsden Street, Clifton Hill, Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 July 2004, are required by the executor, Debbie Lea Richards of 3 Hann Street, Pearcedale, Victoria, home duties, to send particulars to her (care of the undersigned) by 2 April 2006, after which date she may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

Re: HOPE SAUNDERS BURRISS, late of 744 Esplanade, Mornington, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 November 2005, are required by the trustees, Richard Ross Burriss and Noel Andrew Burriss, to send particulars of such claims to the trustees in care of the undermentioned solicitors by 3 April 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: CHARLES ARTHUR RAITT, late of Apartment 108, 183 Osborne Drive, Mount Martha, but formerly of 11–14 Tangerine Court, Mount Martha, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 December 2005, are required by the trustee, Le-Anne Karen Crimmins, in the Will called Le-Anne Karen Crimmins, to send particulars of their claims to her in care of the undermentioned solicitors by 3 April 2006, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: LUIGIA STIEGLER, late of 67–69 Tanti Avenue, Mornington, but formerly of 10 Willis Street, Frankston, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 November 2005, are required by the trustees, Rina Atkin and Gino Stiegler, to send particulars of such claims to them in care of the undermentioned solicitors by 3 April 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

VINCENZO MAIMONE, late of 296 Gillies Street, Fairfield, retired gentleman. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 August 2005, are required by the executors, Carmelo Maimone and Sebastiano Maimone, to send particulars to them care of their solicitor (details below) by 3 April 2006, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 30 January 2006.

ROSEMARIE RYAN, solicitor,
Level 4,
360 Little Bourke Street, Melbourne 3000.

Re: EUNICE EDNA VICKERS, late of Mercy Health & Aged Care, 83–99 Queen Street, Colac, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 December 2005, are required by the deceased's personal representative, Annette Mitchell, to send particulars to her care of the undermentioned solicitors by 3 April 2006, after which date she may convey or distribute the assets, having regard only to the claims of which she then has notice.

SEWELLS LARKINS McCARTHY, lawyers,
119 Murray Street, Colac.

Re: RUTH ELIZABETH WIGHT, late of 28 Kent Road, Surrey Hills, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 December 2005, are required to send particulars of their claims to Equity Trustees Limited of 575 Bourke Street, Melbourne 3000 by 17 April 2006, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

WILLS & PROBATE VICTORIA, lawyers,
Level 3, 20–22 McKillop Street, Melbourne.

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

On Wednesday 1 March 2006, 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 Daniel Bakker of 40A Jones Road, Tyabb, as shown on Certificate of Title as Daniel George Bakker, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 9232, Folio 211 upon which is erected a dwelling known as 40A Jones Road, Tyabb.

Registered Mortgage No. AC144452U, Caveat Nos. AD267482P, AD600855W, AE013073T and Agreement Section 173, **Planning and Environment Act 1987**, No. S142592N affect the said estate and interest.

Terms – Cash/Eftpos
(Debit Cards only/No Credit Cards)
GST plus 10% on fall of hammer price
SW–05–008989–4

Dated 26 January 2006

M. TREWIN
Sheriff's Office

PROCLAMATIONS

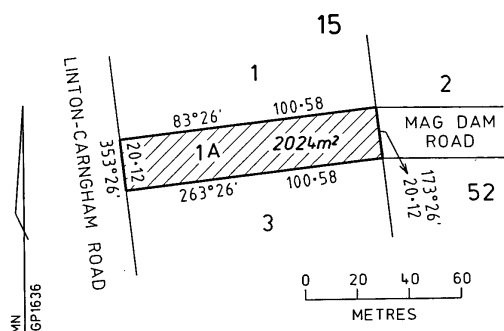
Land Act 1958

PROCLAMATION OF ROAD

I, John Landy, Governor of Victoria with the advice of the Executive Council and under section 25(3)(c) of the **Land Act 1958** proclaim as road the following land:

MUNICIPAL DISTRICT OF THE PYRENEES
SHIRE COUNCIL

CARNGHAM – The land being Crown Allotment 1A, Section 15, Parish of Carngham shown by hatching on plan hereunder. – (GP1636) (0506543).



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

Given under my hand and the seal of
Victoria on 31st January 2006.

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

ROB HULLS MP
Minister for Planning

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

MONASH CITY COUNCIL

Erratum

Road Discontinuance

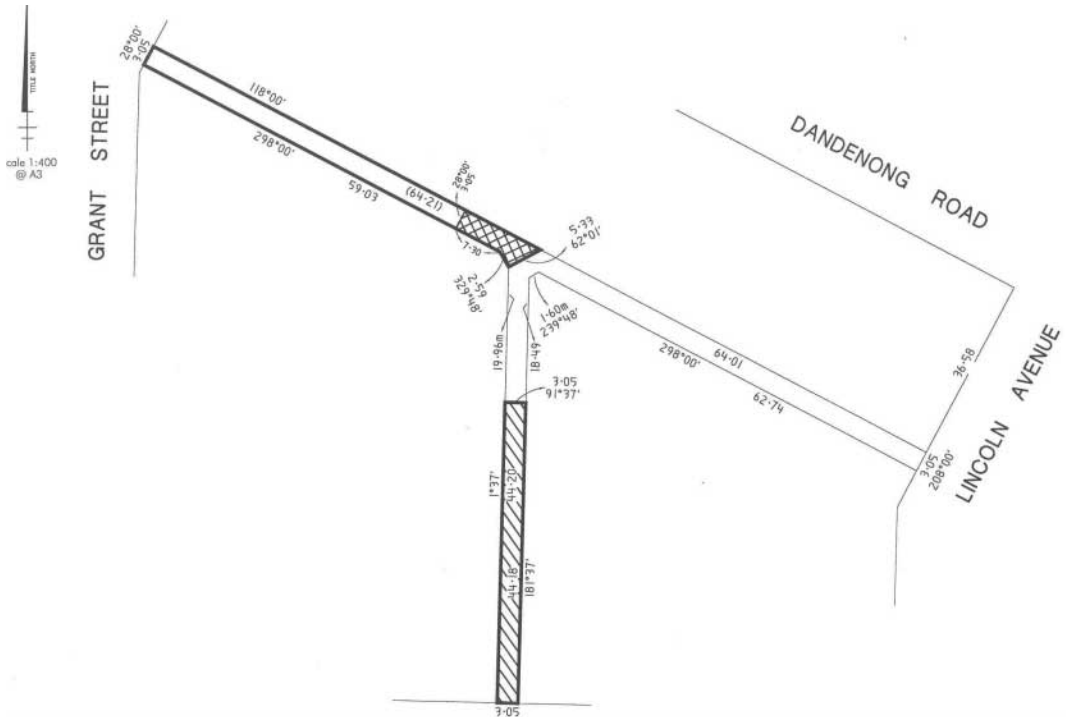
This notice supersedes the notice which appeared on Page 2173 of the 29 September 2005 (G39) edition of the Victorian Government Gazette in relation to this road discontinuance.

At its meeting on 7 June 2005 and acting under Clause 3 of Schedule 10 to the **Local Government Act 1989**, Monash City Council ("Council"):

1. formed the opinion that part of the road that abuts the rear of 6–10 Grant Street, 1A–5 Lincoln Avenue and 1480–1486 Dandenong Road, Oakleigh, contained within continuous thick black lines on the plan below and being part of Certificate of Title Volume 2130, Folio 977 ("the Road"), is not reasonably required as a road for public use; and
2. resolved to discontinue the Road and either sell or retain the land from the discontinued Road.

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

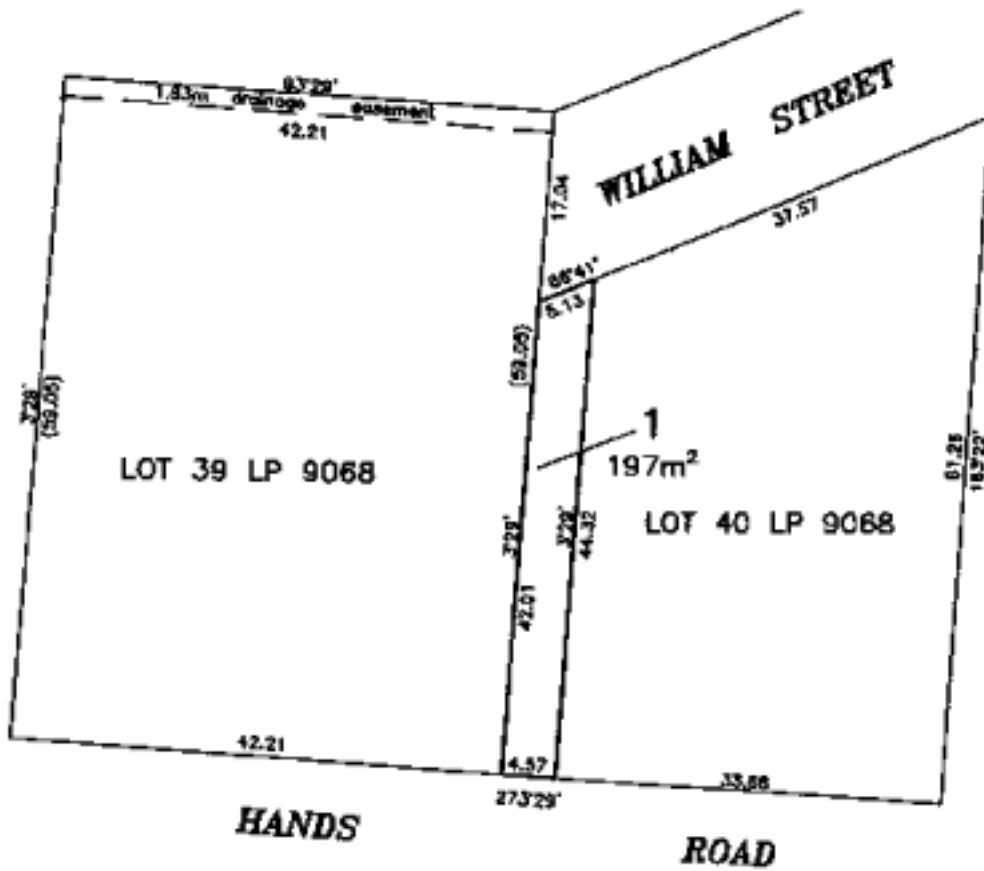
The part of the Road shown hatched and cross hatched is to be sold or retained subject to any right, power or interest held by South East Water Limited in the Road in connection with any sewers or pipes under the control of that authority in or near the Road.



DAVID CONRAN
Chief Executive Officer

YARRA RANGES SHIRE COUNCIL
Road Discontinuance

Under Section 206 and Schedule 10 Clause 3 of the **Local Government Act 1989** (Act) the Yarra Ranges Shire Council (Council), at its meeting held on 24 January 2006, formed the opinion that the Right of Way between 9 and 11 Hands Road, Kalorama (between Lots 39 and 40 LP 9068) shown outlined in heavy lines on the plan below is not reasonably required as a road for public use and resolved to discontinue the road, subject to retention or any right, power or interest held by the Council or a public authority pursuant to Section 207C of the Act, and that the land from the road be sold by private treaty to the abutting owner.

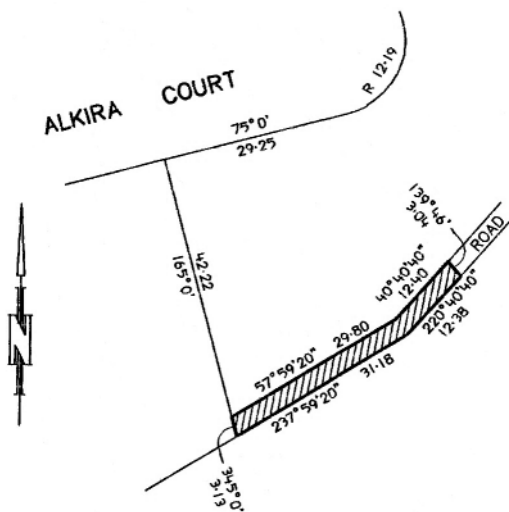


ROBERT HAUSER
Chief Executive Officer

KINGSTON CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Kingston City Council has formed the opinion that the road at the rear of 8 and 10 Alkira Court, Patterson Lakes, and shown by hatching on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and to sell the land from the road by private treaty.



JOHN NEVINS
Chief Executive Officer



Amendment to Council Local Law No. 1

Notice is hereby given that at its meeting of 30 January 2006, Melton Shire Council resolved to proceed with the statutory procedures to make Amendment 1 to the General Local Law 2005.

The purpose of Amendment 1 of the General Local Law 2005 is to amend clauses and to include additional provisions relating to the use of Council land and Protection of the Amenity of the Municipal District.

A copy of the Amendment 1 to General Local Law 2005 can be inspected at the Civic Council, 232 High Street, Melton during business hours.

Written submissions relating to the proposed Amendment by any person affected by it may be made in accordance with Section 223 of the **Local Government Act 1989**.

Any person who has made a written submission to the Council and requested that he or she be heard in support of the written submission is entitled to appear in person or by a person acting on his or her behalf before a meeting of Council at a date and time to be fixed.

Submissions should be addressed to Melton Shire Council, PO Box 21, Melton and must be received within 14 days of the publication of this notice.

NEVILLE SMITH
Chief Executive

**Planning and Environment Act 1987**

BASS COAST PLANNING SCHEME

Notice of the Preparation of an Amendment to a Planning Scheme

Notice of an Application for Planning Permit given under S96C of the

Planning and Environment Act 1987

Amendment C52

Application 050684

Authorisation A0271

The Bass Coast Shire Council has prepared Amendment C52 to the Bass Coast Planning Scheme.

In accordance with Section 9(2) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Bass Coast Shire Council as the planning authority to prepare the Amendment.

The land affected by the Amendment is Lot 1 and 2 (LP214757M) more commonly known as 57-77 Cashin Street, and Lot 4 and 5 (LP138760) more commonly known as 79-97 Cashin Street, Inverloch.

The land affected by the application is Lot 2 (LP214757M) in Cashin Street, Inverloch.

The Amendment proposes to:

- rezone Lot 1 and 2 (LP214757M) and Lot 4 and 5 (LP138760) from a Low Density Residential Zone to a Residential 1 Zone;
- insert Schedule 14 to the Development Plan Overlay over Lot 1 and 2 (LP214757M) and Lot 4 and 5 (LP138760);
- apply Schedule 3 to the Vegetation Protection Overlay (VP03) over Lot 1 and 2 (LP214757M) and Lot 4 and 5 (LP138760).

The application is for a permit to subdivide Lot 2 (LP214757M) on Cashin Street into 15 lots and remove 5 trees associated with the construction of the road.

The persons who requested the Amendment are Cornelis Beekhuizen, Albert and Josie Aiello, Nello and Vena Carpi and John and Elizabeth Watkins.

The applicant for the permit is Cornelis Beekhuizen.

You may inspect the Amendment, planning application, any documents that support the Amendment and application, and the explanatory report about the Amendment at the following locations: Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; Department of Sustainability and Environment, Planning Information Centre, Gippsland Regional Office, 71 Hotham Street, Traralgon; Bass Coast Shire Council, Customer Service Centre, 76 McBride Avenue, Wonthaggi; and Bass Coast Shire Council, Customer Service Centre, 3 Reilly Street, Inverloch.

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

Any person who may be affected by the Amendment or by the granting of the permit may make a submission to the planning authority. The closing date for submissions is 2 March 2006. Submissions must be sent to the Bass Coast Shire Council, PO Box 118, Wonthaggi, Vic. 3995. Please note that submissions may be made available to the public.

Planning and Environment Act 1987

GREATER BENDIGO PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C71

Authorisation A189

The Greater Bendigo City Council has prepared Amendment C71 to the Greater Bendigo Planning Scheme.

In accordance with section 9(2) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Greater Bendigo City Council as planning authority to prepare the amendment. The Minister also authorised the Greater Bendigo City Council to approve the amendment under section 35B of the Act.

The land affected by the Amendment is:

- 13 Lockwood Road, Kangaroo Flat

The Amendment proposes to:

- rezone 13 Lockwood Road, Kangaroo Flat from Public Use Zone 6 to Residential 1 Zone.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; Department of Sustainability and Environment, North West Regional Office, corner of Midland Highway & Taylor Street, Epsom; City of Greater Bendigo, Planning Services, Hopetoun Mill, 15 Hopetoun Street, Bendigo 3550; and Council's website: www.bendigo.vic.gov.au.

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

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

The closing date for submissions is the close of business 2 March 2006. A submission must be sent to John McLean, Chief Executive Officer, City of Greater Bendigo, PO Box 733, Bendigo 3552.

JOHN McLEAN
Chief Executive Officer

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C61

Authorisation A0109

The Kingston City Council has prepared Amendment C61 to the Kingston Planning Scheme.

In accordance with section 9(2) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Kingston City Council as planning authority to prepare the amendment.

The land affected by the Amendment is 311 Station Street, Chelsea, Lot 1, PS 521265G.

The Amendment proposes to rezone land at 311 Station Street, Chelsea, Lot 1, PS 521265G from a Public Use Zone 6 (Local Government) to a Mixed Use Zone.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the office of the planning authority, Kingston City Council, Level 1, 1230 Nepean Highway, Cheltenham or by visiting Kingston's website at www.kingston.vic.gov.au; at the Chelsea Library, 1 Chelsea Road, Chelsea; and at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne.

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

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

The closing date for submissions is closing of business Monday 6 March 2006. A submission must be sent to: Kingston City Council, Strategic Planning Department, PO Box 1000, Mentone, Vic. 3194, Attention: Luke Connell.

JONATHAN GUTTMANN
Manager Strategic Planning

**Planning and Environment Act 1987**

MILDURA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C36

Authorisation A249

The Mildura Rural City Council has prepared Amendment C36 to the Mildura Planning Scheme.

In accordance with section 9(2) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Mildura Rural City Council as planning authority to prepare the amendment. The Minister also authorised the Mildura Rural City Council to approve the amendment under section 35B of the Act.

The land affected by the Amendment is land known as Crown Allotment (CA) 2041 being No. 165 Thirteenth Street, Mildura, more particularly described as CA 2041 on TP 812159V. The land has an area of 5172 square metres, and is generally known as 'Lanyon Flats'.

The Amendment proposes to rezone the land from Public Use 3 (Health and Community) to Residential 1.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the office of the planning authority, Mildura Rural City Council, 108-116 Madden Avenue, Mildura; Mildura Rural City Council website – www.mildura.vic.gov.au (Townplanning); Department of Sustainability and Environment Regional Offices, corner of Taylor Street & Midland Highway, Epsom; and at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne.

This can be done during office hours and is free of charge. Any person who may be affected by the Amendment may make a submission to the planning authority.

The closing date for submissions is Monday 6 March 2006. A submission must be sent to: Garry Healy, General Manager Assets and Development, Mildura Rural City Council, PO Box 105, Mildura, Vic. 3502.

PHIL PEARCE
Chief Executive Officer

Planning and Environment Act 1987

MORELAND PLANNING SCHEME

Notice of the Preparation of an Amendment to a Planning Scheme and

Notice of an Application for Planning Permit given under the

Planning and Environment Act 1987

Amendment C57

Application MPS2005/0019

The land affected by the Amendment is 683 Sydney Road, Coburg, more particularly described in Certificate of Title Volume 08914, Folio 862 as Lot 2 on LP93562.

The land affected by the application is 683 Sydney Road, Coburg, more particularly described in Certificate of Title Volume 08914, Folio 862 as Lot 2 on LP93562.

The Amendment proposes to rezone the land at 683 Sydney Road, Coburg, from Industrial 3 Zone to Business 2 Zone and apply an Environmental Audit Overlay.

The application is for a permit for the use and development of the land for a four-storey building comprising of three (3) shops, three (3) offices and fourteen (14) dwellings, including a reduction in the standard requirements for car parking and loading/unloading of vehicles.

The person who requested the Amendment is Gattini & Partners Town Planners on behalf of ECV Proprietary Limited, the owner of the land.

The applicant for the permit is Gattini & Partners Town Planners on behalf of ECV Proprietary Limited, the owner of the land.

You may inspect the Amendment and the application, the application, any documents that support the Amendment and application, and the explanatory report about the Amendment, at the office of the planning authority: Moreland City Council, Moreland Civic Centre, 90 Bell Street, Coburg, Vic. 3058; and Department of Sustainability and Environment Planning

Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne, Vic. 3002.

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

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

The closing date for submissions is 2 March 2006. A submission must be sent to: Moreland City Council, Urban Planning Branch, Submission to Amendment C57, Locked Bag 10, Moreland, Vic. 3058.

Signature on behalf of the Planning Authority
ROGER COLLINS
Director City Development

Planning and Environment Act 1987

WEST WIMMERA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C7

Authorisation No. A256

The West Wimmera Shire Council has prepared Amendment C7 to the West Wimmera Planning Scheme.

The land affected by the Amendment is the whole of the municipality.

The Amendment proposes to introduce a number of changes to the Municipal Strategic Statement identified in the West Wimmera Municipal Strategic Statement Review.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the office of the planning authority, the West Wimmera Shire Council, 49 Elizabeth Street, Edenhope 3318; at the office of the planning authority, the West Wimmera Shire Council, 25 Baker Street, Kaniva 3419; at the Department of Sustainability and Environment, Ballarat Regional Office, 402–406 Mair Street, Ballarat 3350; and at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne 3002.

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

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

The closing date for submissions is 8 March 2006. A submission must be sent to the West Wimmera Shire Council, PO Box 201, Edenhope 3318.

COLIN MIBUS
Director Municipal Services

Planning and Environment Act 1987

WYNDHAM PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C77

Authorisation No. A0119

The Wyndham City Council has prepared Amendment C77 to the Wyndham Planning Scheme.

The land affected by the Amendment is 325 Dunning Road, Point Cook.

The Amendment proposes to rezone land from Rural to Residential 1 and apply a new Development Plan Overlay Schedule 11.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the office of the planning authority, Wyndham City Council, Civic Centre, 45 Princes Highway, Werribee; at the Department of Sustainability and Environment, Planning Information Centre, 8 Nicholson Street, East Melbourne; or on the Council's website at: www.wyndham.vic.gov.au.

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

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

The closing date for submissions is 3 March 2006. A submission must be sent to the Wyndham City Council, Civic Centre, 45 Princes Highway, Werribee 3030.

Ms KAREN HOSE
Town Planning Policy & Projects Co-ordinator

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:-

STANISLAWA BALDINGER, late of Andrena Nursing Home, 360 New Street, Brighton, Victoria, pensioner, deceased, who died on 8 December 2005, leaving a Will dated 5 September 1989.

ELISABETH PLONES, late of 93 Wanda Street, Mulgrave, Victoria, home duties, deceased, who died on 10 November 2005, leaving a Will dated 25 May 1998.

ROBERT PATERSON WILSON ROSE, late of 2 Little Ferguson Street, Williamstown, Victoria, retired, deceased, who died on 25 December 2005, leaving a Will dated 13 August 1990.

GORDON STANLEY SPOONER, late of Glenlyn Nursing Home, 34 Finchley Avenue, Glenroy, Victoria, pensioner, deceased, who died on 26 December 2005, leaving a Will dated 4 April 1993.

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

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 5 April 2006, after which date State Trustees Limited may convey or distribute the assets, having regard only to the claims of which State Trustees Limited then has notice.

BURR, Charles Aird, formerly of 17 Yarrabin Drive, Mount Martha, Victoria 3934, but late of Mornington Hostel, 680 Nepean Highway, Mount Martha, Victoria 3934, retired, and who died on 22 November 2005.

CRAIG, Margaret Mary, late of 66 French Street, Lalor, Victoria 3075, and who died on 18 May 2005.

DOWELL, Bruce Augustus, late of Villa Maria Society, 355 Stud Road, Wantirna, Victoria 3152, pensioner, and who died on 23 October 2005.

GREEN, Christina Ellen, formerly of Flat 2, 8 McGrath Court, Richmond, Victoria 3121, but late of Heatherleigh Private Nursing Home, 759 Burwood Road, Hawthorn East, Victoria 3123, retired, and who died on 6 March 2004.

MOEBUS, Jessie, late of Gardenia Nursing Home, 87 Argyle Street, Chelsea, Victoria 3196, pensioner, and who died on 7 December 2005.

STEERS, Robert Henry, formerly of 102 Mollison Street, Noble Park, Victoria 3174, but late of 20 Herbert Road, Carrum Downs, Victoria 3201, pensioner, and who died on 7 December 2005.

Dated 25 January 2006

MARY AMERENA
Manager
Executor and Trustee Services

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 10 April 2006, after which date State Trustees Limited may convey or distribute the assets, having regard only to the claims of which State Trustees Limited then has notice.

CUNGA, Anna, late of 150 Abbotsford Street, North Melbourne, Victoria 3051, retired, and who died on 16 August 2005.

DEVERE, Geoffrey Anzac, late of Ripplebrook Nursing Home, West Wing, 21–25 Inverness Street, Clarinda, Victoria 3169, retired, and who died on 23 October 2005.

HRYNYSZYN, Wladyslaw, also known as Mwladyslaw Mike Hrynyszyn, late of RMB 4511, Tebb Terrace, Jeeralang, Victoria 3840, SEC Unit attendant, and who died on 31 October 2005.

LANE, Harold Leo, also known as Leo Harold Lane, late of Anglican Aged Care, Clarence Court, 18 Clarence Street, Elsternwick 3185, pensioner, and who died on 6 November 2004.

MOTTROM, Zoe Margaret, late of Unit 2, 16 Elmshurst Road, Bayswater North, Victoria 3153, pensioner, and who died on 5 January 2006.

PRZIBELLA, Agnes Russell, late of 161 Henty Street, Reservoir, Victoria 3073, retired, and who died on 10 August 1994.

Dated 30 January 2006

MARY AMERENA
Manager
Executor and Trustee Services

Department of Treasury and Finance

SALE OF CROWN LAND
BY PUBLIC AUCTION

Date of Auction: Wednesday 1 March 2006 at 12 noon on site.

Reference: F2005/ 01536.

Address of Property: 81 Brady Street, South Melbourne.

Crown Description: Crown Allotment 2032, Parish of Melbourne South, City of South Melbourne.

Terms of Sale: Deposit 10%, Balance 60–90 days.

Area: 561 m².

Officer Co-ordinating Sale: Peter Caddy, Victorian Government Property Group, Department of Treasury and Finance, 5/1 Treasury Place, Melbourne, Vic. 3002.

Selling Agent: Allard & Shelton, 267 Collins Street, Melbourne, Vic. 3000.

JOHN LENDERS MLC
Minister for Finance

EXEMPTION

Application No. A29 of 2006

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by Women at Work (the applicant). The application for exemption is to enable the applicant to advertise for and employ female only painters and decorators (“the specified conduct”).

Upon reading the material filed in support of this application, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- The applicant is the only female member of the Master Painters Victoria organisation of which there are approximately 500 members.
- At the TAFE colleges offering apprenticeships in painting and decorating, only 10% of the apprentices are women.
- The employment by the applicant of females will help to redress an imbalance in the proportion of males and females employed in the painting and decorating industry and will provide a possible role model to encourage other women to enter an occupation currently perceived as one not usually taken up by women.
- The applicant's customers prefer female painters as they feel more comfortable with female tradespeople in their homes (and would feel threatened by male tradespeople).

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

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 2 February 2009.

Dated 27 January 2006

HER HONOUR JUDGE DAVIS
Vice President

Associations Incorporation Act 1981
NOTICE OF ISSUE OF CERTIFICATE OF
INCORPORATION PURSUANT TO
SECTION 10 OF THE **ASSOCIATIONS**
INCORPORATION ACT 1981

Notice is hereby given pursuant to Section 10 of the **Associations Incorporation Act 1981** that a certificate of incorporation was issued by the Registrar of Associations on 17 January 2006 to American Ex-Servicemen's Association

Inc. and the Association is now incorporated under the said Act.

Dated at Melbourne 2 February 2006

ANDREW LEVENS
Deputy Registrar
of Incorporated Associations
GPO Box 4567
Melbourne, Vic. 3001

Associations Incorporation Act 1981

SUB-SECTION 36E(5)

Notice is hereby given that the incorporation of the associations mentioned below is cancelled in accordance with section 36E(5) of the **Associations Incorporation Act 1981**.

Wonthaggi Hockey Association Inc., South Gippsland Hockey Association Inc., Kenwith Park Tennis Club Inc., The Timor Tennis Club Inc., Ukrainian Catholic Welfare & Church Parish Council Ardeer Inc., Leisure Time Activities Group Inc., Strath Creek Tennis Club Inc., Hughsdale Community Centre Committee of Management Inc., Ashburton Waverley and Regional Employment Skills Project Inc., Church of Choice and Understanding Inc., Lifeworkz Melbourne Inc., Mill Park Raptors Basketball Club Inc., Every Boys & Every Girls Rally of Victoria Inc., Cashmore Tennis Club Inc., JCCV Demography Inc., Bridging the Cultural Gap Inc., Lonsdale Queenscliff Children's Services Inc., Communications Social Club (Riverside) Inc., Balwyn East Traders Association Inc., Flower Essence Foundation Australasia Inc., Flair Foundation Inc., Australasian Fire Authorities Council Inc., MNT School Bus Committee Inc., The Friends of William Buckley Inc., Noble Park Wildlife Shelter Inc., Melbourne Cavy Club Inc., Active Afghan Association of Victoria Inc., Vietnamese Youth Club Inc., Australian Training Officers Association (Victoria) Inc., Australian Potato Industry Council Inc., The Bendigo B.U.F.S. (Booze 'Un Food Society) Inc.

Dated 2 February 2006

ANDREW LEVENS
Deputy Registrar
of Incorporated Associations
PO Box 4567
Melbourne, Vic. 3001

Catchment and Land Protection Act 1994

The East Gippsland Regional Catchment Strategy has been accredited by the Australian and Victorian Governments against the national criteria agreed by the Natural Resource Management Ministerial Council as of 2 December 2005, and signed by Ian Campbell, Minister for the Environment and Heritage; Peter McGauran, Minister for Agriculture, Fisheries and Forestry; John Thwaites, Deputy Premier of Victoria and Victorian Minister for Environment, Water, and Victorian Communities; and Bob Cameron, Victorian Minister for Agriculture.

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 Playalong Occasional Care Centre Licence ID 2416 ("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 30 June 2006.

Dated 16 January 2006

HON JACINTA ALLAN MP
Acting Minister for Children
Acting Minister for Community Services

Electoral Act 2002

RE-REGISTRATION OF POLITICAL PARTY

In accordance with Section 58D of the **Electoral Act 2002**, the following party is hereby re-registered as a political party:

Name of party: Liberal Party of Australia (Victorian Division).

Name and address of registered officer:
Julian Marcus Sheezel, 104 Exhibition Street,
Melbourne, Victoria 3000.

Dated 27 January 2006

STEVE TULLY
Victorian Electoral Commission

Environment Protection Act 1970**Act No. 8056**APPROVAL OF NEIGHBOURHOOD
ENVIRONMENT IMPROVEMENT PLAN

The Environment Protection Authority, under section 19AI of the **Environment Protection Act 1970** (the Act), approved on 17 January 2006 the neighbourhood environment improvement plan for Edwardes Lake, Reservoir.

In accordance with section 19AI(5) of the Act, the neighbourhood environment improvement plan for Edwardes Lake applies from the date of this Government Gazette notice.

For further information about the neighbourhood environment improvement plan for Edwardes Lake, please contact EPA on 9695 2722 or refer to EPA's website at www.epa.vic.gov.au/Neighbourhood/.

LEA SADDINGTON
Director, Corporate Services
Environment Protection Authority

Financial Management Act 1994VICTORIAN GOVERNMENT
PURCHASING BOARD SUPPLY POLICIES

In accordance with Section 54L(3) of the **Financial Management Act 1994**, notice is given of the following revised supply policy made by the Victorian Government Purchasing Board (VGPB) which came into effect on and from 23 January 2006.

Variation Policy

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

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

BRUCE HARTNETT
Chairperson
Victorian Government Purchasing Board



Heritage Act 1995

COVENANT PURSUANT TO SECTION 85 OF THE **HERITAGE ACT 1995** HERITAGE PLACE No. H0633

Former St Giles Church,
Gheringhap Street, Geelong

It is proposed that the Executive Director, Heritage Victoria, by Deed of Delegation of the Heritage Council of Victoria, execute a Covenant with the St Giles Development Pty Ltd, the registered proprietor of the above Heritage Place, being part of the land identified in Certificate of Title Volume 9923, Folio 108. The Covenant will bind the owner to the conservation of the Heritage Place in accordance with the Covenant.

The form of the Covenant is viewable at the offices of Heritage Victoria, Level 7, 8 Nicholson Street, Melbourne during business hours. Contact Mr Ray Osborne, Assistant Director, telephone (03) 9637 9475.

Any person wishing to make a written submission with regard to the Covenant should write to the Executive Director, Heritage Victoria care of the above address within 28 days of the publication of this notice.

RAY TONKIN
Executive Director
Heritage Victoria

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

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

1. hereby exempt all that Crown land situated within the boundaries of exploration licence application 4940 that have been excised from the application, from being subject to an exploration licence or mining licence.
2. Subject to paragraph 3, this exemption applies until the expiration of 2 years after

the grant of the licence (if the licence is granted), or until the expiration of 28 days after the application lapses or is withdrawn or refused.

3. This exemption is revoked in respect of any land that ceases to lie within the boundaries of the application or licence, at the expiration of 28 days after the said land ceases to lie within the boundaries of the application or licence.

Dated 23 January 2006

RICHARD ALDOUS
Executive Director
Minerals and Petroleum

State Superannuation Act 1988

INTERIM CREDITING RATE FOR STATE SUPERANNUATION FUND FROM 23 JANUARY 2006

For the purposes of sub-sections 46(1) and 58(1) of the **State Superannuation Act 1988**, sub-section 35(1) of the **Transport Superannuation Act 1988** and sub-section 37(1) of the **State Employees Retirement Benefits Act 1979**, the Government Superannuation Office has determined an annual rate of 15.3% to be applied as an interim crediting rate on exits on or after 23 January 2006.

PETER J. WYATT
Chief Financial Officer

Education Act 1958

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

An Order of the Minister for Education Services was made on 12 January 2006 under sections 13(1), 13(4), 13(5) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 dissolving the Wodonga West College Council and Mitchell Secondary College, Wodonga Council, and constituting a school council for a State school at 22–24 Mitchell Street, Wodonga and Hedgerow Court, Wodonga, proposed to be called the Wodonga Middle Years College.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

An Order of the Minister for Education Services was made on 16 January 2006 under section 13(4) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Order of the Council of the State school proposed to be called Aspendale Gardens Primary School in respect of the membership of the school council.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

An Order of the Minister for Education Services was made on 3 May 2005 under sections 13(4) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Order of Carraragarmunjee Primary School Council in respect of the membership of the school council.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

An Order of the Minister for Education Services was made on 16 January 2006 under section 13(4) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Order of the school council of the State school called Kambrya College in respect of the membership of the school council.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

An Order of the Minister for Education Services was made on 29 January 2006 under section 13(1) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 constituting a school council for a State school at 100 Duke Street, Wallan, proposed to be called Wallan Secondary College.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

An Order of the Minister for Education Services was made on 16 January 2006 under sections 13(4), 13(5) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 dissolving the Monash Primary School Council and making interim arrangements for the membership of the school council and the disposal of the assets of the school council in the period prior to its dissolution.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

An Order of the Minister for Education Services was made on 16 January 2006 under section 13(4) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Order of Council of the State school proposed to be called Aurora School in respect of the membership of the school council.

JACINTA ALLAN
Minister for Education Services

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

An Order of the Minister for Education Services was made on 12 January 2006 pursuant to sections 13(4) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Order of a school council to change its name. The change is as follows:

Old name	New name
Footscray Primary School Council	Footscray City Primary School Council

JACINTA ALLAN
Minister for Education Services

Geographic Place Names Act 1998

NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

File No.	Place Name	Proposer & Location
GPN 696	Victorian P-12 College of Koorie Education – Glenroy Campus	Department of Education and Training. Located in Hilton Street, Glenroy.
GPN 697	Victorian P-12 College of Koorie Education – Mildura Campus	Department of Education and Training. Located in Benetook Avenue, Mildura.
GPN 698	Victorian P-12 College of Koorie Education – Swan Hill Campus	Department of Education and Training. Located on the Murray Valley Highway, Swan Hill.
GPN 699	Victorian P-12 College of Koorie Education – Woolum Bellum (Morwell) Campus	Department of Education and Training. Located in Harold Street, Morwell.

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

JOHN E. TULLOCH
Registrar of Geographic Names

Casino Control Act 1991 – section 60(1)
CASINO RULES NOTICE NO. 01 OF 2006

Rules of the Game – Baccarat

By this notice, the Victorian Commission for Gambling Regulation **amends** the Rules in respect of the game “Baccarat”¹ as set out in the Schedule.

This notice operates with effect from 4.00 am on 2 February 2006.

Dated 30 January 2006

LYNNE BERTOLINI

Acting Executive Commissioner

Schedule

In “definitions” at rule 1.1 **insert after “Traditional Baccarat”;**

“VCGR” means Victorian Commission for Gambling Regulation

Replace rule 2.5 with;

2.5 Where the “Dragon Bonus” betting option is offered, additional betting areas will be provided for Player Dragon Bonus wagers and Banker Dragon Bonus wagers in a manner similar to that described in Diagram E or Diagram F.

After rule 4.3.1 **insert** rule 4.3.1(a);

(a) Remove the first card from the dealing shoe and burn the card by placing it into the discard holder. Players may request to see the burn card, in which case it will be turned face-up on the table layout and then placed in the discard rack;

After rule 6.5.3 **insert;**

and where offered

Replace rule 6.8.7 with;

6.8.7 Once players with first entitlement as described in 6.8.3 to 6.8.6 above have elected to place a Dragon Bonus wager or not, subsequent entitlements will go to the remaining players.

Replace rule 7.1 with;

7.1 In respect of the game, the Dealer must ensure the display of the notices and signs for which the casino operator is responsible under section 66 of the **Casino Control Act 1991**.

¹ The game of Baccarat and its rules were approved by notices published in the Victoria Government Gazette on 24 April 1997 (S44). The rules have subsequently been amended by—

- Casino Rules Notice No. 12 of 1999 published on 4 August 1999 (S114);
- Casino Rules Notice No. 26 of 1999 published on 4 November 1999 (S161);
- Casino Rules Notice No. 30 of 1999 published on 16 December 1999 (S183);
- Casino Rules Notice No. 1 of 2000 published on 28 February 2000 (S23);
- Casino Rules Notice No. 8 of 2000 published on 20 April 2000 (S51);
- Casino Rules Notice No. 11 of 2000 published on 7 June 2000 (S80);
- Casino Rules Notice No. 17 of 2000 published on 8 September 2000 (S126);
- Casino Rules Notice No. 32 of 2000 published on 19 December 2000 (S193);
- Casino Rules Notice No. 4 of 2001 published on 15 March 2001 (S25);
- Casino Rules Notice No. 7 of 2001 published on 27 March 2001 (S41);
- Casino Rules Notice No. 24 of 2001 published on 13 December 2001 (G50);
- Casino Rules Notice No. 28 of 2002 published on 7 August 2002 (S137);
- Casino Rules Notice No. 36 of 2002 published on 5 December 2002 (G49);
- Casino Rules Notice No. 7 of 2004 published on 18 March 2004 (G12);
- Casino Rules Notice No. 11 of 2004 published on 12 August 2004 (G33); and
- Casino Rules Notice No. 4 of 2005 published on 8 July 2005 (S130).

Replace settlement table, at rule 10.1, after the “Traditional Baccarat” and leaving “Baccarat Dragon Bonus” tables with:

Crown Baccarat		
Name	Definition	Odds
Player	The cards dealt to the Player hand have a higher point count than that of the cards dealt to the Banker hand.	1 to 1*
Banker	The cards dealt to the Banker hand have a higher point count than that of the cards dealt to the Player hand.	1 to 1 except where the Banker wins with a point score of 6, where winning wagers are paid at odds of 1 to 1 less 50% commission. (ie \$100 pays \$50).
Insurance/No 6	Where the first two cards dealt to the Banker hand have a point count of 6 and the Player hand must draw. The wager wins on all outcomes other than when the Banker wins with a point count of 6.	2 to 1
Tie	The point count of the cards dealt to the Player hand and the cards dealt to the Banker hand are of equal value.***	8 to 1
Baccarat Runs		
Name	Definition	Odds
Banker 2 in a row	In two consecutive rounds of play the cards dealt to the Banker hand have a higher point count than the cards dealt to the Player hand. **	3 to 1
Banker 3 in a row	In three consecutive rounds of play the cards dealt to the Banker hand have a higher point count than the cards dealt to the Player hand. **	8 to 1
Banker 4 in a row	In four consecutive rounds of play the cards dealt to the Banker hand have a higher point count than the cards dealt to the Player hand. **	20 to 1
Banker 5 in a row	In five consecutive rounds of play the cards dealt to the Banker hand have a higher point count than the cards dealt to the Player hand. **	45 to 1

Baccarat Runs (cont)		
Name	Definition	Odds
Banker 6 in a row	In six consecutive rounds of play the cards dealt to the Banker hand have a higher point count than the cards dealt to the Player hand. **	100 to 1
Player 2 in a row	In two consecutive rounds of play the cards dealt to the Player hand have a higher point count than the cards dealt to the Banker hand. **	3 to 1
Player 3 in a row	In three consecutive rounds of play the cards dealt to the Player hand have a higher point count than the cards dealt to the Banker hand. **	8 to 1
Player 4 in a row	In four consecutive rounds of play the cards dealt to the Player hand have a higher point count than the cards dealt to the Banker hand. **	20 to 1
Player 5 in a row	In five consecutive rounds of play the cards dealt to the Player hand have a higher point count than the cards dealt to the Banker hand. **	45 to 1
Player 6 in a row	In six consecutive rounds of play the cards dealt to the Player hand have a higher point count than the cards dealt to the Banker hand. **	100 to 1
Player/Banker combination 2 in a row	In two consecutive rounds of play the cards dealt to either the Player hand or the Banker hand in any combination as nominated by player have the highest point count in those rounds of play. **	3 to 1
Player/Banker combination 3 in a row	In three consecutive rounds of play the cards dealt to either the Player hand or the Banker hand in any combination as nominated by player have the highest point count in those rounds of play. **	8 to 1

Baccarat Runs (cont)		
Name	Definition	Odds
Player/Banker combination 4 in a row	In four consecutive rounds of play the cards dealt to either the Player hand or the Banker hand in any combination as nominated by player have the highest point count in those rounds of play. **	20 to 1
Player/Banker combination 5 in a row	In five consecutive rounds of play the cards dealt to either the Player hand or the Banker hand in any combination as nominated by player have the highest point count in those rounds of play. **	45 to 1
Player/Banker 6 in a row	In six consecutive rounds of play the cards dealt to either the Player hand or the Banker hand in any combination as nominated by player have the highest point count in those rounds of play. **	100 to 1
Tie 2 in a row	In two consecutive rounds of play the point count of the Player hand and the Banker hand are of equal value.	100 to 1
Tie 3 in a row	In three consecutive rounds of play the point count of the Player hand and the Banker hand are of equal value.	1000 to 1
Tie 4 in a row	In four consecutive rounds of play the point count of the Player hand and the Banker hand are of equal value.	10,000 to 1
* except as described in rule 7.5		
**A Player Run, Banker Run, or Player/Banker Run will be broken if the result of a coup is a Tie.		
***In the event of a Tie, a wager placed on the Player and/or the Banker will be void.		

Replace rule 11.3 with;

- 11.3 If a card is dealt or drawn to the Banker hand which should have been dealt to the Player hand, that card must go to the Player hand and a further card for the Banker hand drawn if required in accordance with the table of play as described in rule 9.

Replace rule 11.7 and 11.7.1 with;

- 11.7 If, contrary to the relevant Table of Play as described in rule 9, a third card is dealt–
- 11.7.1 To the Player hand–
 - (a) If the Table of Play as described in rule 9 requires the Banker hand to draw, that card becomes the third card of the Banker hand; and
 - (b) If the Table of Play as described in rule 9 requires the Banker hand to stand, the Dealer must settle the wagers on that hand and, following settlement, that card becomes the first card of a new coup played as a Dummy Coup; and

Replace rule 12.1.3 with;

- 12.1.3 A tournament may only be conducted if the conditions for the tournament, complying with these rules, have been approved in writing by the Executive Commissioner for the VCGR.

Replace rules 13.9 and 13.10 with;

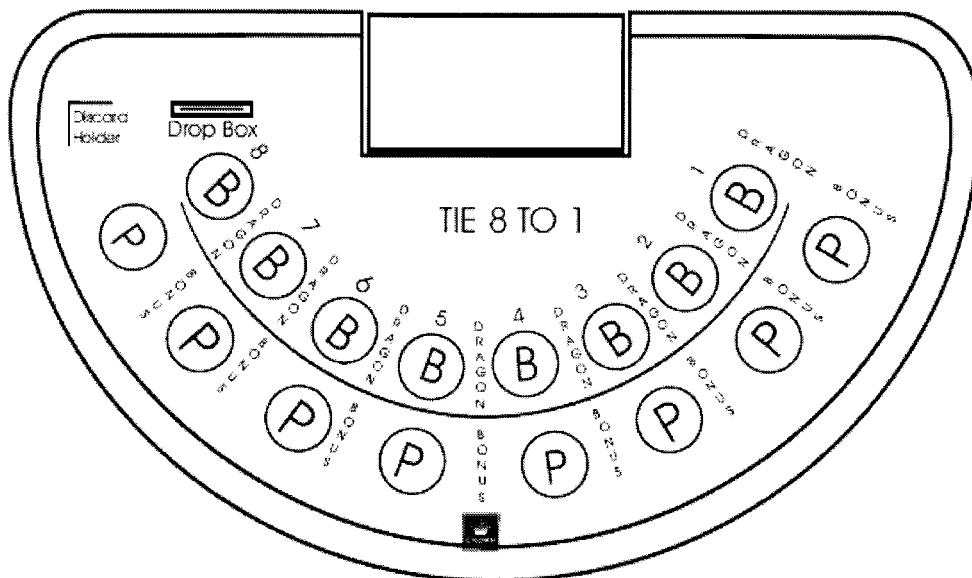
- 13.9 In any dispute arising from these rules or not covered by the provisions of these rules, the decision of the Casino Supervisor will be final.
- 13.10 Complainants in all unresolved disputes will be advised of the presence of, and their right to consult, an inspector appointed under the **Casino Control Act 1991**.

After rule 13.10 **insert**;

- 13.11 A casino patron who has a complaint relating to the conduct of gaming or betting in the casino by the casino operator is entitled to have the complaint investigated by the VCGR pursuant to legislative requirements and the Rules of Baccarat.

After Diagram E **insert**;

DIAGRAM F



Casino Control Act 1991 – section 60(1)
CASINO RULES NOTICE NO. 02 OF 2006

Rules of the Game – Rapid Roulette

By this notice, the Victorian Commission for Gambling Regulation **amends** the Rules in respect of the game “Rapid Roulette”¹ as set out in the Schedule.

This notice operates with effect from 4.00 am on 2 February 2006.

Dated 30 January 2006

LYNNE BERTOLINI

Acting Executive Commissioner

Schedule

In “definitions” at rule 1.1 **insert after “jackpot system”**;

“**remote ATS**” means an ATS which forms part of a gaming table for Rapid Roulette as described in rule 2.2 and is located away from the roulette wheel within an approved distance from that wheel.

After rule 6.2 **insert**;

- 6.2.1 At a remote ATS there is no provision for a Dealer initiated buy in. A person wishing to buy in must do so by inserting an amount of cash into the ATS Note Acceptor.

Replace rule 6.5 with:

- 6.5 In accordance with rule 6.2, the person for the time being in control of an open ATS may at any time–
- (a) tender further amounts of cash, vouchers, authorised tokens or chips to the Dealer who must, as soon as practicable, credit the amount tendered to the player’s ATS chip account; or
- (b) insert a further amount of cash into the ATS Note Acceptor.

Replace rule 6.7 with:

- 6.7 If a player leaves the game, a Dealer must–
- (a) pay out the full value of the player’s ATS chip account balance by tendering chips; and
- (b) close the ATS chip account.

¹ The Game of Rapid Roulette and its rules were approved by notice published in the Victoria Government Gazette on 5 October 1999 (S147). The rules have subsequently been amended by–

- Casino Rules Notice No. 9 of 2000, published on 19 May 2000 (S68);
 - Casino Rules Notice No. 24 of 2000, published on 21 November 2000 (S172);
 - Casino Rules Notice No. 31 of 2000, published on 7 December 2000 (S184);
 - Casino Rules Notice No. 33 of 2000, published on 19 December 2000 (S193);
 - Casino Rules Notice No. 15 of 2002, published on 24 May 2002 (S85);
 - Casino Rules Notice No. 29 of 2002, published on 27 August 2002 (S147);
 - Casino Rules Notice No. 3 of 2003, published on 13 February 2003 (G7);
 - Casino Rules Notice No. 14 of 2003, published on 10 June 2003 (G28);
 - Casino Rules Notice No. 5 of 2004, published on 11 March 2004 (S57);
 - Casino Rules Notice No. 1 of 2005, published on 7 April 2005 (G14).
-

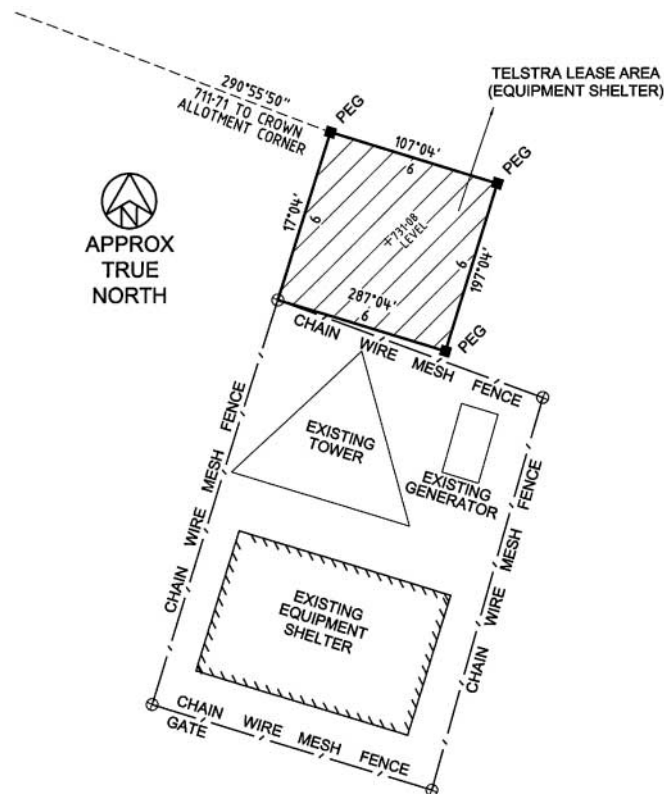
Crown Land (Reserves) Act 1978ORDER GIVING APPROVAL TO GRANT OF A LEASE
UNDER SECTIONS 17D AND 17DA

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978**, I Rob Hulls, Minister for Planning, being satisfied that there are special reasons which make granting of a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a lease over the area of Mount Warrenheip Flora Reserve described in the Schedule below for the purpose of construction, maintenance and operation of a telecommunications network and telecommunications service and, in accordance with 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

- (a) there are special reasons which make granting the lease reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE

The land shown by hatching on the following plan, being part of the land temporarily reserved for the Preservation of Species of Native Plants by Order in Council of 1 February 1989 (vide Government Gazette of 8 February 1989, page 312).



Reference:- Rs21056

Dated 10 January 2006

ROB HULLS MP
Minister for Planning

Crown Land (Reserves) Act 1978

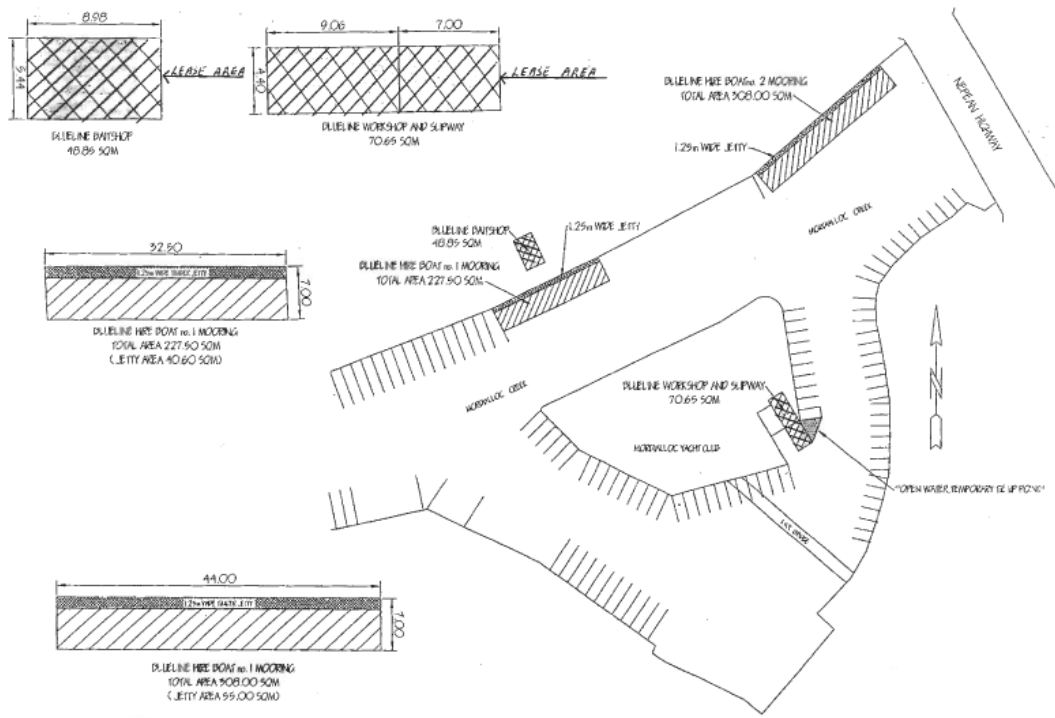
**ORDER GIVING APPROVAL TO GRANT OF A LEASE
UNDER SECTIONS 17D AND 17DA**

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978** (the Act), I Rob Hulls MP, Minister for Planning, being satisfied that there are special reasons which make granting of a lease reasonable and appropriate in the particular circumstances, and that to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the Act, approve the granting of a lease by the Kingston City Council for the purpose of the operation of a boat hire business and retail sale of bait, tackle and packaged food over the area of the Mentone and Mordialloc Beach Park described in the Schedule below and, in accordance with section 17D(3)(a) of the Act state that –

- (a) there are special reasons which make the granting of a lease reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the Act.

SCHEDULE

The land shown by large black cross-hatching on attached 'Plan A', being part of the land permanently reserved for public purposes by Order in Council of 24 March 1891 (vide Gazette of 26 March 1891).



Ref: 1204211
Dated 20 December 2005

ROB HULLS MP
Minister for Planning



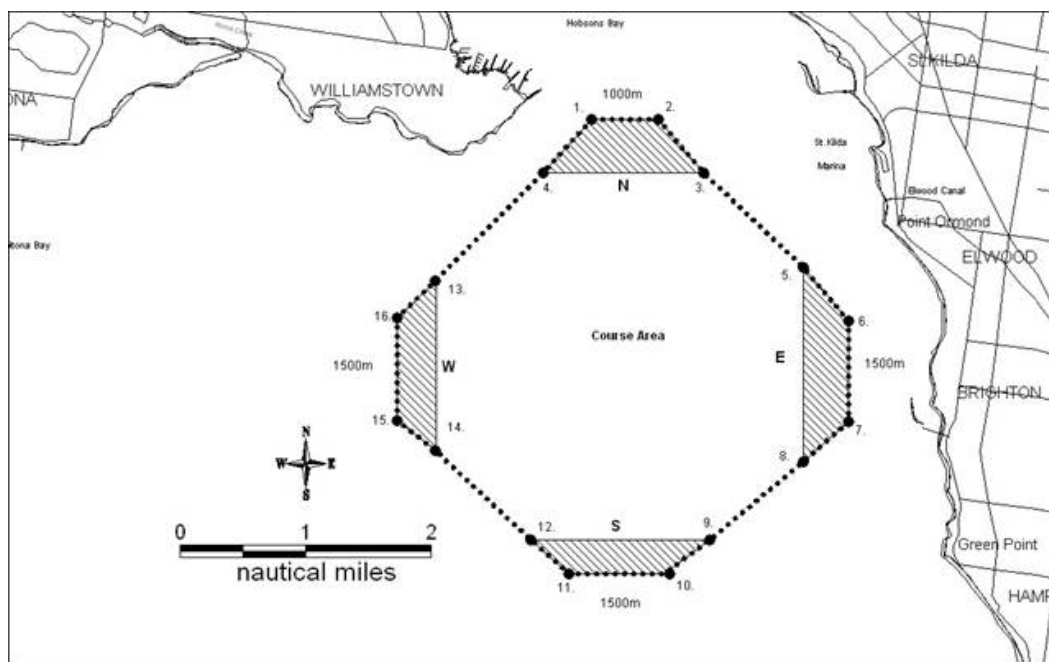
Marine Act 1988
SECTION 15 NOTICE

I, the Director of Marine Safety, on the recommendation of Stuart Ord, Regional Manager City and Bays, Parks Victoria, hereby give notice under subsection 15(1) of the **Marine Act 1988** that:

1. For the period commencing 12.00 pm until 5.00 pm on Saturday 4 February 2006, and for the period commencing 12.00 pm until 5.00 pm on Sunday 5 February 2006 bathing and the operation of vessels (including anchoring, mooring or allowing a vessel to lie) excluding vessels authorised by the Manager Operations, Melbourne Stopover 2006 (or delegate) is prohibited within the areas defined in Map 1.

MAP 1

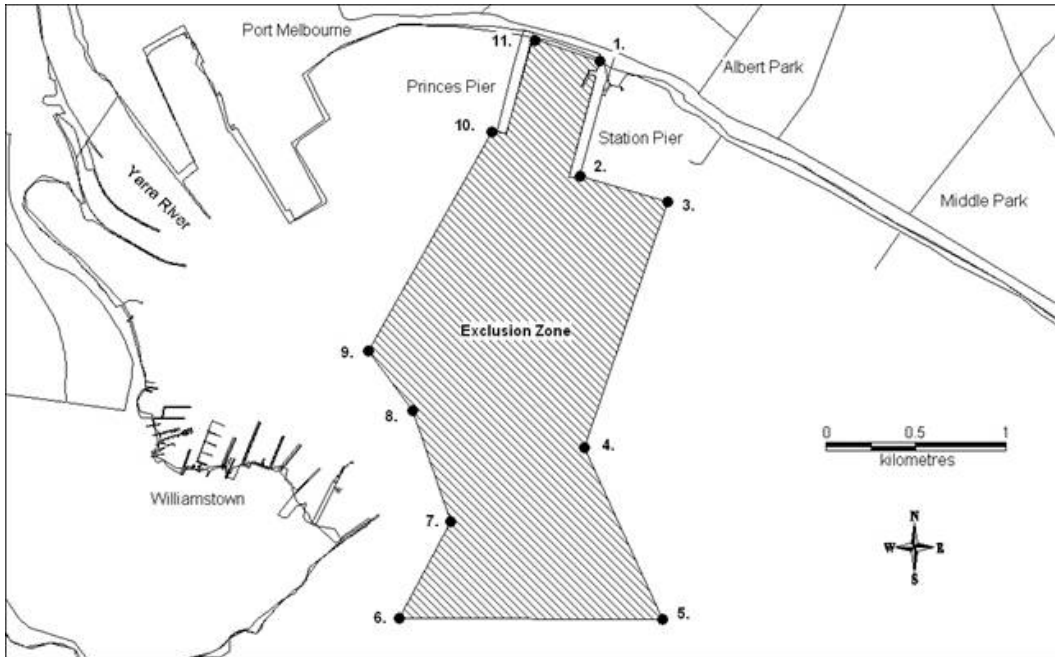
Point	South	East
1	-37° 52.095'	144° 55.573'
2	-37° 52.095'	144° 56.254'
3	-37° 52.518'	144° 56.708'
4	-37° 52.518'	144° 55.086'
5	-37° 53.272'	144° 57.712'
6	-37° 53.705'	144° 58.170'
7	-37° 54.504'	144° 58.170'
8	-37° 54.828'	144° 57.712'
9	-37° 55.446'	144° 56.766'
10	-37° 55.720'	144° 56.370'
11	-37° 55.720'	144° 55.345'
12	-37° 55.446'	144° 54.958'
13	-37° 53.380'	144° 54.000'
14	-37° 54.732'	144° 54.000'
15	-37° 54.497'	144° 53.611'
16	-37° 53.674'	144° 53.611'



2. For the period commencing 12.00 pm until 5.00 pm on Sunday 12 February 2006, bathing and the operation of vessels (including anchoring, mooring or allowing a vessel to lie) excluding vessels authorised by the Manager Operations, Melbourne Stopover 2006 (or delegate), is prohibited within the areas defined in Map 2.

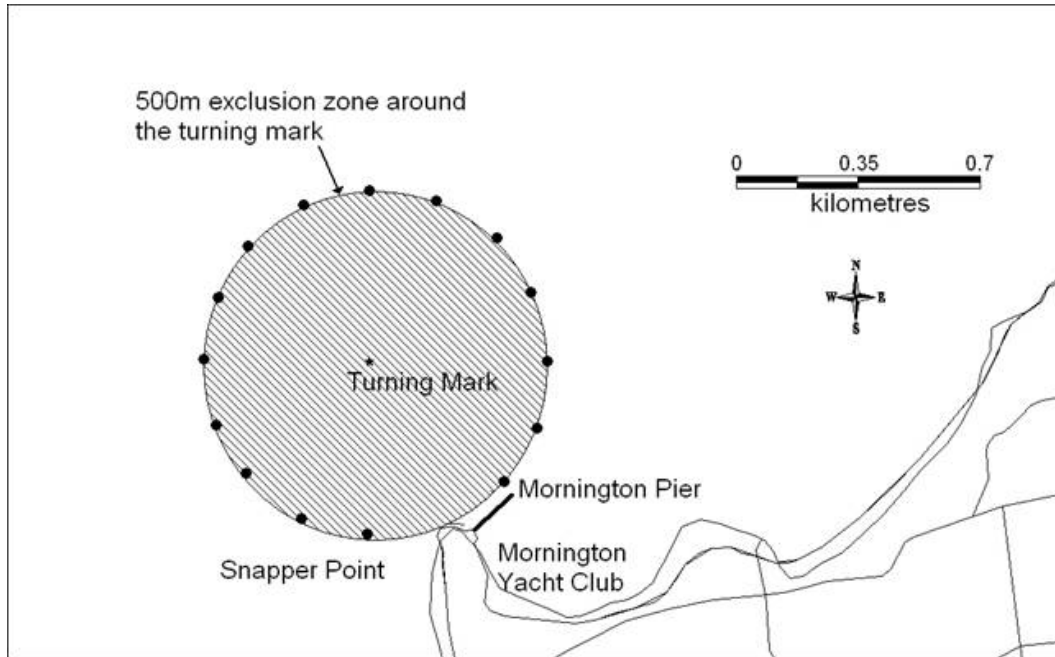
MAP 2

Point	South	East
1	37° 50.4912'	144° 55.9078'
2	37° 50.837'	144° 55.833'
3	37° 50.915'	144° 56.166'
4	37° 51.652'	144° 55.850'
5	37° 52.165'	144° 56.146'
6	37° 52.162'	144° 55.145'
7	37° 51.872'	144° 55.342'
8	37° 51.541'	144° 55.195'
9	37° 51.360'	144° 55.028'
10	37° 50.700'	144° 55.507'
11	37° 50.429'	144° 55.662'



3. For the period commencing 12.30 pm until 17.30 pm on Sunday 12 February 2006, bathing and the operation of vessels (including anchoring, mooring or allowing a vessel to lie) excluding vessels authorised by the Manager Operations, Melbourne Stopover 2006 (or delegate), is prohibited within 500 metres of the turning buoy in approximate position of: 38° 12.5' S 145° 1.8' E (WGS84) as shown in Map 3.

MAP 3



4. At the completion of the event listed above, and as determined and announced by the Manager Operations, Melbourne Stopover 2006 (or delegate), the waters will revert to the provisions of Schedule 1 contained in Notice No.1 made under subsection 15(2) of the **Marine Act 1988**.

Reference No.: 210/2006

Dated 31 January 2006

BRIAN RICHES
Director of Marine Safety

Melbourne Cricket Ground Act 1984

MELBOURNE CRICKET GROUND (OPERATION OF FLOODLIGHTS)

ORDER No. 1/2006

I, Justin Madden, Minister for Sport and Recreation, make the following Order:

1. **Title**
This Order may be cited as the Melbourne Cricket Ground (Operation of Floodlights) Order No. 1/2006.
2. **Objectives**
The objectives of this Order are to –
 - (a) specify the days and times during which the floodlights affixed to the floodlight towers at the Melbourne Cricket Ground may be used; and
 - (b) specify the purposes for which the floodlights may be used on those days; and
 - (c) make provision in relation to vehicle entry into the Yarra Park Reserve.
3. **Authorising provision**
This Order is made under section 3 of the **Melbourne Cricket Ground Act 1984**.
4. **Floodlights may be used on certain days at certain times and for certain purposes**
The floodlights affixed to the floodlight towers at the Melbourne Cricket Ground may be used:
 - a) between 4.00 pm and 11.30 pm for the purpose of playing Australian Football League night matches on the following days:
 - 28 April 2006
 - 5 May 2006
 - 6 May 2006
 - 19 May 2006
 - 20 May 2006
 - 26 May 2006
 - 27 May 2006
 - 3 June 2006
 - 14 July 2006
 - 28 July 2006
 - 11 August 2006
 - 26 August 2006
 - b) between 8.00 am and 6.00 pm for the purpose of playing Australian Football League day matches on the following days:

25 April 2006

29 April 2006

30 April 2006

7 May 2006

13 May 2006

14 May 2006

21 May 2006

4 June 2006

10 June 2006

12 June 2006

1 July 2006

2 July 2006

8 July 2006

9 July 2006

15 July 2006

16 July 2006

22 July 2006

29 July 2006

30 July 2006

5 August 2006

12 August 2006

13 August 2006

19 August 2006

20 August 2006

27 August 2006

2 September 2006

3 September 2006

- c) between 8.00 am and 8.00 pm for the purposes of aligning, testing or repairing the floodlights and training, on any day from 1 April 2006 to 7 October 2006.

5. Yarra Park Reserve – Entry of Vehicles

Vehicular traffic is not permitted to enter into Yarra Park Reserve by way of Vale Street after 5.00 pm on any day on which the floodlights affixed to the floodlight towers at the Melbourne Cricket Ground are permitted to be used for the purposes specified in clause 4(a).

Dated 17 January 2006

JUSTIN MADDEN MLC
Minister for Sport and Recreation

Water Act 1989

SOUTH GIPPSLAND WATER

Permanent Water Saving Plan

Following detailed community consultation in 2005, resulting in strong community support, South Gippsland Water submitted its Permanent Water Saving plan to the Minister for Water. Minister Thwaites MP has approved the plan and South Gippsland Water will now implement it. Full provisions of the plan are given below and it will come into effect from midnight Monday 13 February 2006.

CONTENTS

1. AUTHORISING PROVISION
2. PURPOSES
3. INTERPRETATION
 - 3.1 Definitions
 - 3.2 Rules for interpreting this document
4. APPLICATION
5. EXEMPTION FROM RESTRICTIONS OR PROHIBITIONS
 - 5.1 General exemptions
 - 5.2 Applications for particular exemptions
 - 5.3 Rules about particular exemptions
6. PENALTIES FOR NON-COMPLIANCE
7. RESTRICTIONS AND PROHIBITIONS

SCHEDULE 1 – RESTRICTIONS/PROHIBITIONS

1. Residential or Commercial Gardens
2. Public Gardens and Sports Grounds/Recreational areas
3. Fountains
4. Wholesale, Retail and Municipal Garden Nurseries
5. Vehicle Cleaning (All Vehicles)
6. Paved Areas Cleaning
7. Construction Industry
8. Swimming Pools

PERMANENT WATER SAVING PLAN**1. AUTHORISING PROVISION**

This Permanent Water Saving Plan is made under section 170A of the **Water Act 1989**.

2. PURPOSES

The purposes of this Plan are to:

- (a) set out permanent restrictions and prohibitions on the use of water in the area of South Gippsland Water's water district; and
- (b) specify principles for considering applications for exemption from particular restrictions or prohibitions.

3. INTERPRETATION**3.1 Definitions**

“Act” means the **Water Act 1989**.

“automatic watering system” means a watering system capable of being set to turn on and off automatically at pre-determined times, without human intervention.

“dripper” means a device that drips water at a low rate of flow, directly onto the root zone of plants.

“existing” means existing at the time the Plan comes into effect.

“evapo-transpiration device” means a device capable of:

- (a) determining the evapo-transpiration rate on a daily basis, to establish the watering requirements of a garden, lawn or other vegetation; and
- (b) either operating an automatic watering system, or preventing it from operating, by reference to that level of evapo-transpiration.

“**fountain**” means any indoor or outdoor ornamental fountain:

- (a) with a volume of less than 500 litres and that projects water more than 20 cm above the water outlet; or
- (b) with a volume greater than 500 litres and that emits water for ornamental purposes.

“**greywater**” means household waste water from bath tubs, showers, laundry troughs and clothes washing machines, but excludes water from kitchens, dishwashing machines and toilets.

“**hand-held hose**” means a hose that is held by hand when it is used.

“**high pressure water cleaning device**” means a machine which has a pump to increase the pressure of the water delivered from a trigger nozzle forming part of the device.

“**manual watering system**” means:

- (a) a watering system which is not an automatic watering system; or
- (b) an automatic watering system, operated other than automatically.

“**microspray**” means a device that incorporates a nozzle made to emit a fine spray.

“**Minister**” means the Minister administering the Act.

“**municipal garden nursery**” includes any land primarily used to propagate, grow or display plants of any description to be used to enhance public amenity.

“**paved area**” includes any courtyard, decking, footpath, driveway or other area, with a concrete, asphalt, brick, tile, bitumen, timber or similar impervious surface.

“**public authority**” means any body:

- (a) constituted by or under an Act; or
- (b) exercising powers under an Act,

for a public purpose and includes a Council under the **Local Government Act 1989**.

“**public garden**” includes any garden, lawn, nature strip, plantation, park or reserve (other than a sports ground) managed or controlled by a public authority, but does not include a residential or commercial garden.

“**rain sensor**” means a device capable of:

- (a) sensing a pre-determined level of rainfall; and
- (b) preventing an automatic watering system from operating by reference to that level of rainfall.

“**reclaimed water**” means water that is neither potable water nor recycled water, but is recovered from sources such as stormwater.

“**recycled water**” means treated sewage or trade waste.

“**residential or commercial garden**” means land used or intended to be used as a garden or lawn, from which produce (including vegetables) is not sold, associated with:

- (a) a dwelling; or
- (b) a commercial or industrial building; or
- (c) a hospital, nursing home or similar institution; or
- (d) a religious facility; or
- (e) a pre-school, school, university, research institute or similar institution; or
- (f) land occupied by any other not-for-profit organisation,

and includes any adjacent nature strip.

“**retail garden nursery**” includes any land primarily used to propagate, grow or display plants of any description, or their produce (including vegetables) for the purpose of sale or other distribution for profit, primarily to the public.

“**season**” means summer, autumn, winter or spring.

“**soil moisture sensor**” means a device capable of:

- (a) sensing a pre-determined level of moisture in the soil; and
- (b) either operating an automatic watering system or preventing it from operating, by reference to that level of moisture.

“**sprayer**” means a device that incorporates a nozzle made to emit a broad spray.

“**sprinkler**” means a device designed to distribute, disperse, sprinkle or spray water.

“**trigger nozzle**” means a nozzle controlled by:

- (a) a trigger which must be depressed continuously, or locked in the “on” position, by hand for water to flow; or
- (b) a discrete switch which can be turned off or on by hand, with a single movement.

“**vehicle**” includes every type of vehicle and any vessel (including the hull, any attachment thereto and any trailer for that vessel) or aircraft.

“**watering system**” means every component of a system to distribute water to a garden, lawn or other vegetation, including sprinklers, sprayers, microsprays and drippers.

“**weather station**” means a device capable of:

- (a) using some or all of temperature, solar radiation, relative humidity, wind or other weather data on a daily basis, to establish the watering requirements of a garden, lawn or other vegetation; and
- (b) either operating an automatic watering system or preventing it from operating, by reference to that weather data.

“**wholesale garden nursery**” includes any land primarily used to propagate, grow or display plants of any description or their produce (including vegetables) for the purpose of sale or other distribution for profit, primarily to retailers, rather than the public.

“**SGW**” means South Gippsland Water [South Gippsland Regional Water Authority trading as South Gippsland Water].

3.2 **Rules for interpreting this document**

- (a) A reference to:
 - (i) legislation (including subordinate legislation) is to that legislation as amended, re-enacted or replaced, and includes any subordinate legislation issued under it;
 - (ii) a document or agreement, or provision of a document or agreement, is to that document, agreement or provision as amended, supplemented, replaced or novated;
 - (iii) a party to any document or agreement includes a permitted substitute or permitted assign of that party;
 - (iv) a person includes any type of entity or body of 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
 - (v) anything (including a right, obligation or concept) includes each part of it.
- (b) A singular word includes the plural and vice versa.
- (c) A word which suggests one gender includes the other gender.
- (d) If a word is defined, another part of speech has a corresponding meaning.
- (e) If an example is given of anything (including a right, obligation or concept) such as by saying it includes something else, the example does not limit the scope of that thing.
- (f) An interpretation that would promote the conservation of water must be preferred to an interpretation that would not promote such conservation.

4. APPLICATION

This Plan applies to water supplied by South Gippsland Water [SGW].

5. EXEMPTION FROM RESTRICTIONS OR PROHIBITIONS**5.1 General exemptions**

- (a) SGW may prepare, adopt and publish general exemptions which specify generally applicable exemptions from restrictions or prohibitions set out in Schedule 1.
- (b) SGW may amend or revoke the general exemptions at any time.
- (c) Without limiting paragraph 5.1(a), the general exemptions may set out:
 - (i) permissible uses of water which are exempted from a restriction or prohibition set out in Schedule 1, without an application being made under sub-clause 5.2; and
 - (ii) the conditions upon which any such exemption is granted.

5.2 Applications for particular exemptions

- (a) A person may apply to SGW for temporary or permanent exemption from a restriction or prohibition imposed by this Plan.
- (b) An application must be in a form approved by SGW.
- (c) SGW may:
 - (i) prepare, adopt and publish; and
 - (ii) amend or revoke at any time,details of a particular exemption to inform the public about applying for exemptions under this subclause.
- (d) A person authorised in writing by SGW:
 - (i) must consider an application for exemption; and
 - (ii) subject to this clause:
 - may grant the application in full or in part and subject to such conditions as the person considers appropriate; or
 - may refuse the application; and
 - (iii) may revoke any exemption at any time, by giving written notice to the applicant.
- (e) An exemption ends at any time specified in the exemption.

5.3 Rules about particular exemptions

A person must not grant an application for exemption in relation to a particular restriction or prohibition unless the person is reasonably satisfied that the proposed exemption:

- (a) is necessary to avoid an inequitable and disproportionately adverse impact upon the livelihood of the applicant, which would be caused by that restriction or prohibition, and is consistent with the conservation policy of the government; or
- (b) is necessary to avoid any adverse effect on public health or safety.

6. PENALTIES FOR NON-COMPLIANCE

6.1 Section 178F of the **Water Act 1989** specifies the circumstances in which a person supplied by SGW will be guilty of an offence for contravention a restriction or prohibition imposed under this Plan. The penalty at the date of this plan under section 178F for:

- (a) a first offence is 10 penalty units; and
- (b) a subsequent offence is 20 penalty units; and
- (c) a continuing offence is an additional penalty of 2 penalty units for each day on which the offence continues (up to a maximum of 20 penalty units) after a notice of contravention is served by SGW in accordance with the Act.

- 6.2 Further, section 143 of the Act specifies the circumstances in which a person supplied by SGW will also be guilty of an offence for deliberately causing or negligently allowing that water to be wasted, misused or excessively consumed. The penalty at the date of this Plan under section 143 for:
- (a) a first offence is 20 penalty units or imprisonment for 3 months; and
 - (b) a subsequent offence is 40 penalty units or imprisonment for 6 months; and
 - (c) a continuing offence is an additional penalty of 5 penalty units for each day on which the offence continues after a notice of contravention is served by SGW in accordance with the Act.
- 6.3 Section 171(1)(e) of the Act also authorises SGW to make by-laws prohibiting any act which could cause wastage of water. A by-law can impose a penalty for:
- (a) a first offence of up to 40 penalty units or imprisonment for 3 months; and
 - (b) a subsequent offence of up to 80 penalty units or imprisonment for 6 months; and
 - (c) a continuing offence, an additional penalty of up to 5 penalty units for each day on which the offence continues (up to a maximum of 20 penalty units) after a notice of contravention is served by South Gippsland Water in accordance with the Act.
- 6.4 Section 141 of the Act also authorises South Gippsland Water to reduce or restrict the supply to a person who contravenes the Act or regulations or by-laws in relation to misuse or taking water.
- 6.5 Finally, section 151 of the Act also allows South Gippsland Water to disconnect the service to a property in relation to which a notice of contravention has been issued and not complied with.

7. RESTRICTIONS AND PROHIBITIONS

- 7.1 The restrictions and prohibitions in Schedule 1 do not apply to recycled water supplied by SGW.
- 7.2 The restrictions in Schedule 1 do not apply to watering a residential or commercial garden with greywater.
- 7.3 The restrictions in Schedule 1 do not apply to using rainwater collected by an occupier of land in a rainwater tank provided that rainwater within the tank is not augmented in any way by water supplied by SGW.

STEVE EVANS
Chief Executive Officer
South Gippsland Water

SCHEDULE 1 RESTRICTIONS/PROHIBITIONS

1. RESIDENTIAL OR COMMERCIAL GARDENS. THE TERM "GARDENS" INCLUDES LAWNS.

- (a) An automatic watering system:
 - (i) must not be used, except between 10 pm and 10 am on any day of the week; and
 - (ii) which is installed on or after 1 September 2006, must not be used, unless it is fitted with either a rain sensor, soil moisture sensor, evapotranspiration device, weather station or equivalent device, as part of the control system.
- (b) A manual watering system must not be used, except between 8.00 pm and 10.00 am on any day of the week.
- (c) No restriction applies to using a hand-held hose fitted with a trigger nozzle, a watering-can or a bucket, at any time.
- (d) All reasonable efforts must be made to ensure that the watering system is in good condition and does not leak.

2. PUBLIC GARDENS* AND SPORTS GROUNDS / RECREATIONAL AREAS. THE TERM "GARDENS" INCLUDES LAWNS.

- (a) An automatic watering system:
 - (i) must not be used, except between 10 pm and 10 am on any day of the week; and
 - (ii) which is installed on or after 1 September 2006, must not be used, unless it is fitted with either a rain sensor, soil moisture sensor, evapo-transpiration device, weather station or equivalent device, as part of the control system.
- (b) On or after 1 September 2006, no automatic watering system may be used unless it is fitted with a device referred to in paragraph (a)(ii).
- (c) A manual watering system must not be used, except between 8.00 pm and 10.00 am on any day of the week.
- (d) No restriction applies to using a hand-held hose fitted with a trigger nozzle, a watering-can or a bucket, at any time.
- (e) All reasonable efforts must be made to ensure that the watering system is in good condition and does not leak.

3. FOUNTAINS

- (a) A fountain which does not re-circulate water must not be operated.
- (b) No restriction applies to topping up a fountain at any time, provided that no more water than is necessary for that purpose is used.
- (c) All reasonable efforts must be made to ensure that the water re-circulation system is in good condition and does not leak.

4. WHOLESALE, RETAIL AND MUNICIPAL GARDEN NURSERIES

- (a) No restriction or prohibition applies to watering of plants of any description (including vegetables).
- (b) All reasonable efforts must be made to ensure that the watering system is in good condition and does not leak.

5. VEHICLE CLEANING (ALL VEHICLES)

- (a) A hand held hose must not be used at any time to clean a vehicle unless it is fitted with a trigger nozzle.
- (b) A hand held hose must not be used to flush a boat motor, unless it is fitted with an appropriate flushing device designed for that purpose.
- (c) All reasonable efforts must be made to ensure that the hose and fittings are in good condition and do not leak.
- (d) No restriction applies to using a bucket.

6. PAVED AREAS CLEANING

A paved area must not be cleaned with water from a hose unless cleaning is required as a result of:

- (a) an accident, fire, health hazard or other emergency;
- (b) an identifiable safety hazard that has developed and a hand held hose fitted with a trigger nozzle or a high pressure water cleaning device is used;
- (c) staining to the surface that has developed, and a hand held hose fitted with a trigger nozzle or a high pressure water cleaning device is used, and then only once per season;
- (d) construction or renovation work to the surface and a high pressure water cleaning device is used.

- (e) All reasonable efforts must be made to ensure that the hose and fittings are in good condition and do not leak.

7. **CONSTRUCTION INDUSTRY**

A hose must not be used unless it is:

- (a) fitted with a trigger nozzle; and
(b) is in good condition and does not leak.

8. **SWIMMING POOLS**

A pool or spa with a capacity of 2,000 litres or greater must not be filled for the first time unless:

- (a) an application which includes details of measures that have been, or will be, undertaken to provide water savings to offset the volume used in filling, has been lodged with South Gippsland Water and
(b) the application has been approved by South Gippsland Water, subject to such conditions as it may impose; and
(c) every such condition is complied with.



WIND GENERATED ELECTRICITY PURCHASE AGREEMENT
BETWEEN VICTORIA ELECTRICITY PTY LTD [ABN 69 100 528 327]
and
[SMALL WIND GENERATOR]

Victoria Electricity will purchase electricity from the Generator and the Generator will sell electricity to Victoria Electricity Pty Ltd on the terms outlined in this agreement.

1. **INTERPRETATION**

1.1 **Definitions**

The following definitions apply in this document:

Connection Point means the point at which the Unit is physically connected to the Network.

Generator means the person so described in schedule 1.

Deadline Date means the date specified as such in schedule 1.

Distributor is the distributor which operates the network which the Unit is directly connected to.

End Date means the date specified in schedule 1.

Export Energy Charges means the charges specified under schedule 1.

Export Electricity is the electricity generated by the Unit and injected into the network as recorded by the Meter.

Generation Plant means a wind energy generation unit classed as a relevant generation facility under the **Electricity Industry Act 2000** which is owned by the Generator and installed at the Supply Address.

Generator Supply Voltage is the voltage specified by the Distributor.

Good Operating Practice means the practices, methods and acts engaged in by operators of electricity generating plant in Australia or internationally comparable to the Unit that would be expected to accomplish the desired result in a manner consistent with law, regulation, high reliability, safety, environmental protection, economy and expedition.

GPR means a Green Power Right under the Green Power Program.

Meter has the meaning given to that term in clause 8.1.

Network Connection Agreement means an agreement between the Distributor and the Generator providing for the connection and disconnection of the Generation Plant to the Network.

Quality Requirements are the requirements specified by the Distributor, including, without limitation, the requirements of the Network Connection Agreement.

REC means a renewable energy certificate created under the **Renewable Energy (Electricity) Act 2000**.

REC Price means the price specified in schedule 1.

Start Date means the later of the date specified under schedule 1 and the satisfaction of the preconditions under clause 2.

Supply Address is the address of that description set out in schedule 1.

Victoria Electricity means Victoria Electricity Pty Ltd ABN 69 100 528 327.

1.2 Rules for interpreting this document:

- (a) A singular word includes the plural, and vice versa.
- (b) If a party to this document is made up of more than one person, or a term is used in this document to refer to more than one party then an obligation of those persons is joint and several; a right of those persons is held by each of them severally; and any other reference to that party or that term is a reference to each of those persons separately, so that (for example) a representation, warranty or undertaking is given by each of them separately.
- (c) In this Agreement, unless the context otherwise requires, a reference to any law, code or regulatory instrument is a reference to that law, code or regulatory instrument as amended or replaced from time to time.

2. PRECONDITIONS

2.1 The Generator must demonstrate to Victoria Electricity's satisfaction that:

- (a) The supply of Export Electricity in accordance with this agreement complies with applicable regulations;
- (b) It has signed a Network Connection Agreement with the Distributor and the Distributor has consented to the connection of the Unit to its network and the injection of electricity;
- (c) The generation plant complies with all applicable regulations and
- (d) The Generator has a valid ABN Number.

2.2 If the Generator wants to sell RECs Victoria Electricity will only purchase RECs if the Generator is registered under the **Renewable Energy (Electricity) Act 2000**, is an accredited power station under the **Renewable Energy (Electricity) Act 2000**, and is approved as a Green Power Generator under the Green Power Program.

2.3 If the Customer has not complied with clause 2.1 by the Deadline Date, then this agreement will be deemed to be terminated.

3. SUPPLY OF ELECTRICITY BY THE GENERATOR

3.1 Victoria Electricity will only purchase electricity generated by the Generator at the Generation Plant.

3.2 Title to Export Electricity will transfer to Victoria Electricity at the Connection Point.

3.3 Any electricity used by the Generator within the Generation Plant will be the responsibility of the Generator.

- 3.4 The net quantity shown by the Meter will be the quantity supplied under this Agreement.
- 3.5 The Generator will supply Victoria Electricity with Electricity at the Generator Supply Voltage and in accordance with the Quality Requirements.
- 3.6 If the Generator wishes to materially modify or expand the capacity of or otherwise materially change the Unit, the Generator must obtain Victoria Electricity's prior written approval to that modification, expansion or change.
- 3.7 The Generator must at all times be a party to a Network Connection Agreement and comply with its terms.
- 3.8 The Generator must comply with all obligations imposed on the Generator by applicable regulations and quality requirements.
- 3.9 The Generator must install, maintain and operate the Plant so as not to cause or be likely to cause any damage or loss to Victoria Electricity or any third party.

4. RECs

- 4.1 Victoria Electricity may agree to the purchase of RECs from the Generation Plant.
- 4.2 If Victoria Electricity purchase RECs, Victoria Electricity will be entitled, without further payment to the Generator, to all Green Power Rights, credits, permits, rights, instruments, accreditations or benefits whatsoever arising from the generation plant including any benefits associated with greenhouse gas reduction.
- 4.3 As soon as practicable after the end of each Quarter, the Generator must transfer RECs and Green Power Rights to Victoria Electricity.

5. METERING

- 5.1 The Generator will be responsible for supplying and installing and maintaining in accordance with good operating practice, meters for the purpose of measuring and recording on a half hourly basis, the amount of Export Electricity delivered to the Network at the Connection Point (the "Meter"). The Meter must comply with all applicable regulations, including the National Electricity Rules (if applicable).
- 5.2 The Generator must arrange for the meter to be read at least monthly and for metered data to be forwarded to Victoria Electricity electronically on a monthly basis.

6. CHARGES

- 6.1 On and from the Start Date, Victoria Electricity will pay the Generator:
 - (a) the Export Energy Charge for Export Energy; and
 - (b) if agreed the REC Charge for each REC transferred to Victoria Electricity.
- 6.2 Unless otherwise provided in this Agreement, the Generator will be responsible for all other charges in respect to of the supply of Energy and the transfer or RECs and Green Power Rights to Victoria Electricity.
- 6.3 The Generator must pay any State or Commonwealth taxes (other than GST) and any charges which are imposed on or become payable by Victoria Electricity after the date of this agreement in respect of taking a supply of electricity from the Generator.

7. INVOICING AND PAYMENT

- 7.1 As soon as practicable following the end of each month, the Generator will send to Victoria Electricity an invoice and such supporting information as may be reasonably required by Victoria Electricity to verify the invoice.
- 7.2 If Victoria Electricity reasonably believes an invoiced amount to be incorrect, it will pay that part of the invoiced amount which is not in dispute and will provide the Generator with a statement of its reasons for disputing the invoice.
- 7.3 If Victoria Electricity believes an invoiced amount to be correct, it will pay the full amount specified in the invoice within (14) days of receipt of the invoice.

8. TERM

- 8.1 This Agreement begins on the Start Date and ends on the End Date, unless earlier terminated in accordance with this Agreement.
- 8.2 Either party may terminate this Agreement if the other party breaches this Agreement and fails to remedy the breach within 10 Business Days.
- 8.3 The ending of this Agreement does not affect any of the rights of either party accruing prior to the date of termination.

9. INDEMNITY

- 9.1 To the maximum extent permitted by law, the Generator indemnifies Victoria Electricity and will hold it harmless against all liabilities or claims for any loss or damage or death or injury and all liabilities or claims which Victoria Electricity may incur to any third party arising out of the supply of electricity to it from the Generator including:
- (a) the Generator or its employees, agents or contractors' failure to comply with any obligation under this Agreement; and
 - (b) the Generator or its employees, agents or contractors' negligent or reckless acts or omissions.
- 9.2 Victoria Electricity is not liable to the Generator or any person claiming through the Generator for:
- (a) any costs, expenses, loss or damage (whether direct or indirect and howsoever arising), death or injury arising (howsoever arising) from the supply of electricity or failure to supply electricity or any matter not arising in connection with this Agreement; and
 - (b) any indirect, special or consequential loss (including loss of profit, loss of bargain or opportunity or economic loss) arising from or in any way related to a breach of this Agreement by Victoria Electricity.

10. ASSIGNMENT

- 10.1 This Agreement cannot be assigned or transferred without the prior written consent of the other party such consent not to be unreasonably withheld.

11. DISPUTE RESOLUTION

- 11.1 If any dispute arises between the parties in relation to this agreement which the parties are not able to resolve within 10 business days of one party giving notice, then either party may require this matter to be resolved in accordance with the **Government Arbitration Act 1984**.

12. WAIVER

- 12.1 Any failure by Victoria Electricity to exercise any of its rights or powers under this Agreement is not a waiver of those rights or powers.

13. WHOLE AGREEMENT

- 13.1 This Agreement sets out all the terms agreed between the Generator and Victoria Electricity for the supply of export electricity to Victoria Electricity by the Generator.

14. CHANGES TO LAW

- 14.1 Both parties acknowledge that there may be changes to the Applicable Regulations to which the parties are subject. If such changes occur Victoria Electricity may amend this Agreement to take into account those changes.

15. NOTICES

- 15.1 Any notice or written communication given under this Agreement must be given to the address specified in Schedule 1 or as notified from time to time.

Schedule 1

1. Generator Name:
2. Supply Address:
3. Address for Notices:
4. Start Date:
5. End Date:
6. Deadline Date: [30 days from start date]
7. Unit Description
8. Unit Size in kW:
9. Distributor:
10. Export Energy Charge: \$19 (excluding GST)
11. REC Charge: \$19 (excluding GST)
12. Notification Addresses:

EXECUTION OF THIS AGREEMENT

1. Executed by [SMALL WIND GENERATOR] [ABN]

Name:	Name:
Director:	Director/Secretary:
Signature:	Signature:
Name of Witness:	Name of Witness:
Signature of Witness:	Signature of Witness:
Date:	Date:

2. Executed by VICTORIA ELECTRICITY PTY LTD ABN 69 100 528 327

Name:	Name:
Director:	Director/Secretary
Signature:	Signature:
Name of Witness:	Name of Witness:
Signature of Witness:	Signature of Witness:
Date:	Date:

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

Notice of Approval of Amendment

Amendment C37 Part 1

The Minister for Planning has approved Amendment C37 Part 1 to the Bayside Planning Scheme.

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

The Amendment:

- makes interim heritage status permanent for several properties;
- removes heritage controls from several properties;
- modifies the descriptions of several properties in the Schedule to the Heritage Overlay;
- modifies the mapping of several properties;
- applies heritage controls to the former Boyd family house at 5 Edward Street, Sandringham; and
- updates Clause 21.09 of the Municipal Strategic Statement.

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 Bayside City Council, Corporate Centre, Royal Avenue, Sandringham.

GENEVIEVE OVERELL

Deputy Secretary
Built Environment
Department of Sustainability
and Environment

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

Notice of Approval of Amendment

Amendment C71

The Minister for Planning has approved Amendment C71 to the Brimbank Planning Scheme.

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

The Amendment rezones 158 Sunshine Avenue, Kealba from a Residential 1 Zone to a Business 1 Zone, inserts a maximum leasable floorspace for Office usage into the Schedule to Clause 34.01 – Business 1 Zone and adds the site to the Schedule to Clause 52.28–6 – Gaming Machines – prohibited in strip shopping centres.

The Minister has granted the following permit(s) under Division 5 Part 4 of the Act:

Permit No.: P3621/2003

Description of land: 2,780m² of land at 158 Sunshine Avenue, Kealba (Lot 6A TP 803820 V). The land is located at the intersection of Sunshine Avenue and Stenson Road, Kealba with a 171 metre frontage on Stenson Road and is bound to the south-east by a Powercor electricity substation.

A copy of the Amendment and permit 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 office of Brimbank City Council, Keilor Office, Old Calder Highway, Keilor; and Harvester Customer Service Centre, 301 Hampshire Road, Sunshine.

GENEVIEVE OVERELL

Deputy Secretary
Built Environment
Department of Sustainability
and Environment

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

Notice of Approval of Amendment

Amendment C66

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

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

The Amendment introduces and applies a new Design and Development Overlay 8 – Interim Neighbourhood Centre Height Limit Area to the following neighbourhood centres in the municipality:

- Broadway, Reservoir;
- Link Street, Kingsbury;
- Miller on Gilbert, Preston;
- Plenty Road & Gower Street, Preston;
- Plenty Road & Beauchamp Street, Preston;
- Plenty Road & Tyler Street, Preston;
- Plenty Road & Wood Street, Preston;
- Summerhill, Reservoir;
- Fairfield Village, Fairfield;
- Regent Village, Preston;
- Simpson Street, Northcote;
- St Georges Road – Beavers Road to Emmaline Street, Northcote;
- St Georges Road – Smith Street to Fyfe Street, Thornbury;
- St Georges Road & Normanby Avenue, Thornbury;
- St Georges Road & Woolton Avenue, Thornbury; and
- Wingrove Street, Alphington.

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 Darebin City Council, 274 Gower Street, Preston.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

GLENELG PLANNING SCHEME Notice of Approval of Amendment Amendment C28

The Minister for Planning has approved Amendment C28 to the Glenelg Planning Scheme.

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

The Amendment implements the revised suite of rural zones for Victoria into the Glenelg

Planning Scheme by rezoning all land zoned Rural in the municipality to a Farming Zone and all land zoned Environmental Rural to a Rural Conservation 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 Glenelg Shire Council, Cliff Street, Portland.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

INDIGO PLANNING SCHEME Notice of Approval of Amendment Amendment C20

The Minister for Planning has approved Amendment C20 to the Indigo Planning Scheme.

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

The Amendment applies to all land within the Indigo Shire, and makes the following changes to the Indigo Planning Scheme:

- Rezone land on the north-east fringe of Yackandandah, in Isaacs Avenue, Station Lane and Thorsen Lane.
- Introduce a new Local Policy in respect of the Yackandandah Depot site and its management.
- Amend the Municipal Strategic Statement to include specific reference to the application of the Mixed Use Zone and set out the approach to industrial uses in Yackandandah.
- Change the schedule to the Low Density Residential Zone to introduce a minimum lot size of 5,000m² to land bounded by Isaacs Avenue, Cemetery Lane and Station Lane, Yackandandah.
- Introduces the Environmental Audit Overlay to the Yackandandah depot site in Railway Avenue.

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; 89 Sydney Road, Benalla; and at the offices of the Indigo Shire Council, Ford Street, Beechworth.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
MANNINGHAM PLANNING SCHEME

Notice of Approval of Amendment
Amendment C48

The Minister for Planning has approved Amendment C48 to the Manningham Planning Scheme.

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

The Amendment:

- Rezones part of the Pines Reserve located at 510 Blackburn Road, Doncaster East (Lot 2 PS341017E) from a Public Park and Recreation Zone (PPRZ) to a Public Use Zone 6 – Local Government (PUZ6);
- Rezones land located at 520 Blackburn Road, Doncaster East (Lot 1 LP64062) from a Residential 1 Zone (R1Z) to a Public Use Zone 6 – Local Government (PUZ6).

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 Manningham City Council, 699 Doncaster Road, Doncaster.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

MOONEE VALLEY PLANNING SCHEME

Notice of Approval of Amendment
Amendment C63

The Minister for Planning has approved Amendment C63 to the Moonee Valley Planning Scheme.

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

The Amendment:

- rezones a parcel of Crown Land shown as an area of 135m² on Title Plan TP835378D from Public Park and Recreation Zone to Business 2 Zone.
- Applies the Development Plan Overlay (DPO4) to the land.
- Applies the Environmental Audit Overlay to the land.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, Melbourne; and at the offices of the Moonee Valley City Council, 9 Kellaway Avenue, Moonee Ponds.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

MORNINGTON PENINSULA
PLANNING SCHEME

Notice of Approval of Amendment
Amendment C55

The Minister for Planning has approved Amendment C55 to the Mornington Peninsula Planning Scheme.

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

The Amendment rezones the land at 11 Clarkestown Avenue, Mount Eliza and 73–75 Canadian Bay Road, Mount Eliza from a

Residential 1 Zone to a Business 1 Zone, varies the schedule to the Business 1 Zone in relation to the land and applies a new Schedule 12 of the Design and Development Overlay to the land.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the office of the Mornington Peninsula Shire Council, Municipal Offices, Queen Street, Mornington.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
PORT PHILLIP PLANNING SCHEME

Notice of Approval of Amendment
Amendment C29

The Minister for Planning has approved Amendment C29 to the Port Phillip Planning Scheme.

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

The Amendment makes changes to:

- Planning Scheme Map No. 6;
- Heritage Overlay Maps 2HO, 3HO, 6HO, 7HO and 8HO;
- Clauses 21.05 and 22.06;
- Schedule to Clause 43.01 – Heritage Overlay;
- Schedule 7 to Clause 43.02 – Design and Development Overlay 7;
- Schedule to Clause 81 – Incorporated Documents;
- the following incorporated documents:
 - Port Phillip Heritage Review, Version 2, 2000, Vol. 1–6;
 - Port Phillip Heritage Policy Map; and
 - Port Phillip Neighbourhood Character Policy Map.

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 Port Phillip City Council, South Melbourne Town Hall – Reception, 208–220 Bank Street, South Melbourne.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
STONNINGTON PLANNING SCHEME

Notice of Approval of Amendment
Amendment C48

The Minister for Planning has approved Amendment C48 to the Stonnington Planning Scheme.

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

The Amendment:

- introduces and applies two new Design and Development Overlays – Interim Neighbourhood Centre Height Limit Area (DDO5) and (DDO6) to the Waverley Road, Malvern East Neighbourhood Activity Centre.
- Amends the Schedule to Clauses 61.01–61.04 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; and at the offices of Stonnington City Council, corner of Greville and Chapel Streets, Prahran.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
STRATHBOGIE PLANNING SCHEME

Notice of Approval of Amendment
Amendment C22

The Minister for Planning has approved Amendment C22 to the Strathbogrie Planning Scheme.

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

The Amendment rezones part of Lot 2 PS 423472X, Parish of Tabilk being land on the southern side of Vickers Road, Nagambie from Residential 1 to Business 1.

The Minister has granted the following permit(s) under Division 5 Part 4 of the Act:

Permit No.: P2005/040.

Description of land: Lots 1 & 2 PS 423472X, Parish of Tabilk, Vickers Road, Nagambie.

A copy of the Amendment and permit 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 East Regional Office 89 Sydney Road, Benalla; and at the offices of the Strathbogrie Shire Council, corner Binney and Bury Streets, Euroa.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Road Zone, Category 2 to Low Density Residential Zone; and

- apply a Road Closure Overlay to the land to identify that this portion of the road reserve is closed.

The Amendment lapsed on 11 January 2006.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

YARRA PLANNING SCHEME

Notice of Lapsing of Amendment
Amendment C57

Pursuant to Section 30(1)(a) of the **Planning and Environment Act 1987**, Amendment C57 to the Yarra Planning Scheme has lapsed.

The Amendment proposed to update and delete sections of the Municipal Strategic Statement.

The Amendment lapsed on 28 August 2005.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

SWAN HILL PLANNING SCHEME

Notice of Lapsing of Amendment
Amendment C19

Authorisation No. 39

The Swan Hill Rural City Council has resolved to abandon Amendment C19 to the Swan Hill Planning Scheme.

The Amendment proposed to:

- rezone 4,832m² of land forming part of the Yana Street road reserve in Swan Hill from

ORDERS IN COUNCIL

Crown Land (Reserves) Act 1978

NOTICE OF INTENTION TO REVOKE TEMPORARY RESERVATIONS

Order in Council

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

CHARLTON WEST – The temporary reservation by Order in Council of 22 August 1887 of an area of 27.6 hectares, more or less, of land in the Parish of Charlton West as a site for a Quarry. – (2002315).

EAGLEHAWK – The temporary reservation by Order in Council of 31 October 1967 of an area of 1.277 hectares, more or less, of land in Section M, At Eaglehawk, Parish of Sandhurst as a site for Public purposes (Homes for the Aged). – (Rs 8874).

EAGLEHAWK – The temporary reservation by Order in Council of 22 April 1970 of an area of 3.172 hectares, more or less, of land in Section M, At Eaglehawk, Parish of Sandhurst as a site for Public purposes (Homes for the Aged). – (Rs 8874).

EAGLEHAWK – The temporary reservation by Order in Council of 18 April 1973 of an area of 1420 square metres, more or less, of land in Section M, At Eaglehawk, Parish of Sandhurst as a site for Public purposes (Homes for the Aged). – (Rs 8874).

GOORNONG – The temporary reservation by Order in Council of 14 April 1862 of an area of 2023 square metres, more or less, of land in Section 10, Parish of Goornong as a site for School in connection with the Presbyterian Church of Victoria at Goornong. – (0617063).

GOWANGARDIE – The temporary reservation by Order in Council of 17 May 1887 of an area of 2.26 hectares, more or less, of land in the Parish of Gowangardie as a site for Water Supply purposes. – (Rs 13261).

KAMAROOKA – The temporary reservation by Order in Council of 10 July 1876 of an area of 2.02 hectares, more or less, of land in Section A, Parish of Kamarooka (formerly being portion of Crown Allotment 125A) as a site for public purposes (State School). – (0615400).

KAMAROOKA – The temporary reservation by Order in Council of 1 May 1894 of an area of 6.22 hectares, more or less, of land in Section A, Parish of Kamarooka as a site for Watering purposes. – (0615400).

QUEENSCLIFF – The temporary reservation by Order in Council of 3 November 1993 of an area of 146 square metres of land being Crown Allotment 5A, Section 6A, Township of Queenscliff, Parish of Paywit as a site for Maritime Museum and Public Purposes. – (Rs 12803).

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

Dated 31 January 2006

Responsible Minister
ROB HULLS
Minister for Planning

RUTH LEACH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

REVOCATION OF TEMPORARY RESERVATIONS

Order in Council

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

CARNGHAM – The temporary reservation by Order in Council of 25 August 1884 of an area of 2023 square metres of land in Section 15, Parish of Carngham (formerly Crown Allotment 2, section 15, at Snake Valley) as a site for Road and Pipe-track. – (Rs 10250).

DJERRIWARRH – The temporary reservation by Order in Council of 14 December 1909 of an area of 4047 square metres of land in the Parish of Djerriwarrh as a site for a Rubbish Depot. – (Rs 4788).

TARNAGULLA – The temporary reservation by Order in Council of 1 April 1941 of an area of 5.67 hectares, more or less, of land in Section G, Parish of Tarnagulla as a site for Water Supply purposes. – (Rs 5186).

WOODSTOCK – The temporary reservation by Order in Council of 15 January 1877 of an area of 8.094 hectares, more or less, of land in Section 7A, Parish of Woodstock as a site for Watering purposes, revoked as to part by various

Orders, so far as the balance remaining. – (0617315).

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

Dated 31 January 2006

Responsible Minister
ROB HULLS
 Minister for Planning

RUTH LEACH
 Clerk of the Executive Council

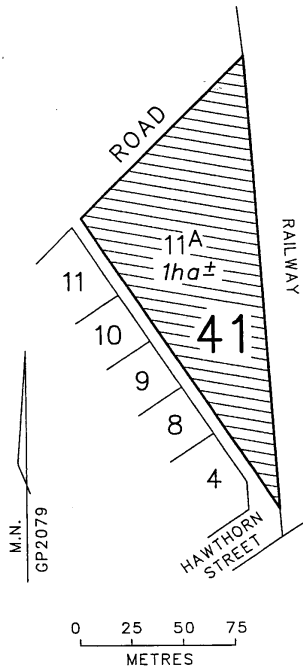
Crown Land (Reserves) Act 1978
 TEMPORARY RESERVATION
 OF CROWN LANDS

Order in Council

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:–

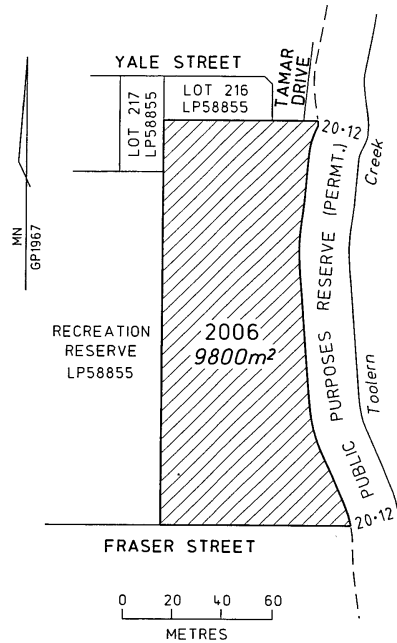
MUNICIPAL DISTRICT OF THE
 ARARAT RURAL CITY COUNCIL

ARARAT – Public Recreation, 1 hectare, more or less, being Crown Allotment 11A, Section 41, Township of Ararat, Parish of Ararat as indicated by hatching on plan hereunder. – (GP2079) (2014924).



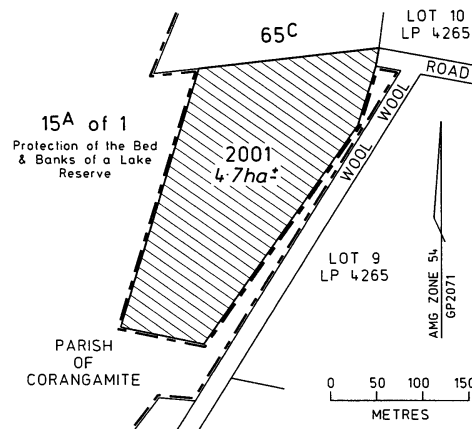
MUNICIPAL DISTRICT OF THE
 MELTON SHIRE COUNCIL

DJERRIWARRH – Public purposes, 9800 square metres, being Crown Allotment 2006, Parish of Djerriwarrh as indicated by hatching on plan hereunder. – (GP1967) (0704788).

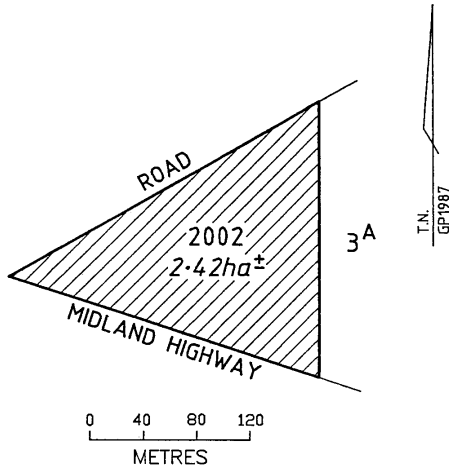


MUNICIPAL DISTRICT OF THE
 SHIRE OF CORANGAMITE

DREEITE – The protection of the bed and banks of a lake, 4.7 hectares, more or less, being Crown Allotment 2001, Parish of Dreeite as indicated by hatching on plan hereunder. – (GP2071) (Rs 12323).



MUNICIPAL DISTRICT OF THE
GREATER SHEPPARTON CITY COUNCIL
PINE LODGE – Conservation of an area of natural interest, 2.42 hectares, more or less, being Crown Allotment 2002, Parish of Pine Lodge as indicated by hatching on plan hereunder. – (GP1987) (09/L7-5776).



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

Dated 31 January 2006

Responsible Minister
ROB HULLS
Minister for Planning

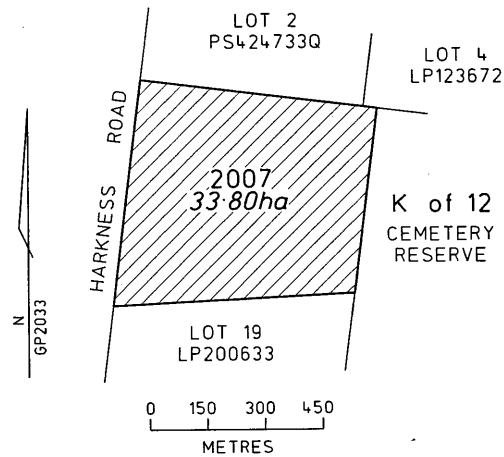
RUTH LEACH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978
PERMANENT RESERVATION
OF CROWN LANDS
Order in Council

The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** permanently reserves the following Crown land which in his opinion is required for the purpose mentioned:-

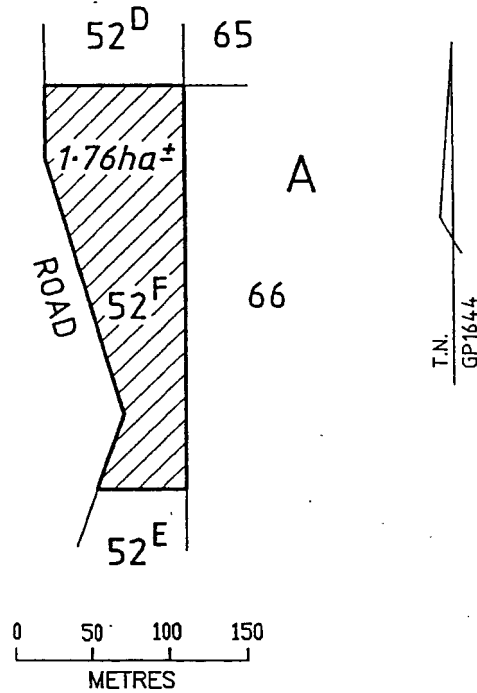
MUNICIPAL DISTRICT OF THE
SHIRE OF MELTON

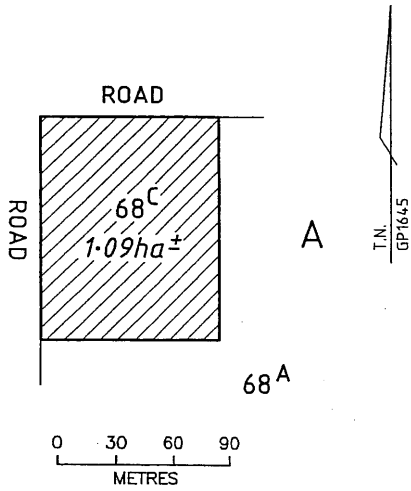
DJERRIARRH – Preservation of an area of ecological significance, 33.80 hectares being Crown Allotment 2007, Parish of Djerriwarrh as indicated by hatching on plan hereunder. – (GP2033) (PP-LA/20-0150).



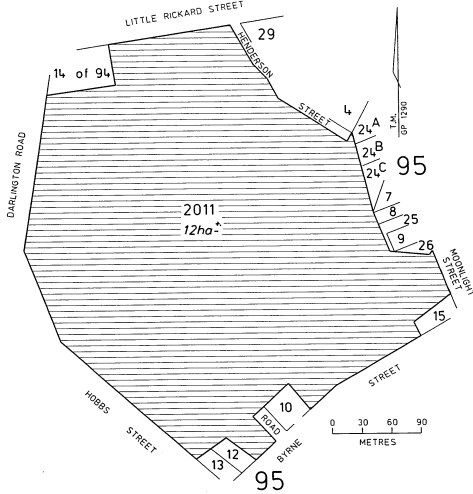
MUNICIPAL DISTRICT OF THE
STRATHBOGIE SHIRE COUNCIL

GOWANGARDIE – Conservation of native plants and animals, 1.76 hectares, more or less, being Crown Allotment 52F, Section A, Parish of Gowangardie and 1.09 hectares, more or less, being Crown Allotment 68C, Section A, Parish of Gowangardie as indicated by hatching on plans hereunder. – (GP1644 & 1645) (09/L7-5767).





MUNICIPAL DISTRICT OF THE NORTHERN GRAMPIANS SHIRE COUNCIL
 STAWELL – Conservation of an area of historic and cultural interest, 12 hectares, more or less, being Crown Allotment 2011, Parish of Stawell as indicated by hatching on plan hereunder. – (GP1290) (02P024782).



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

Dated 31 January 2006

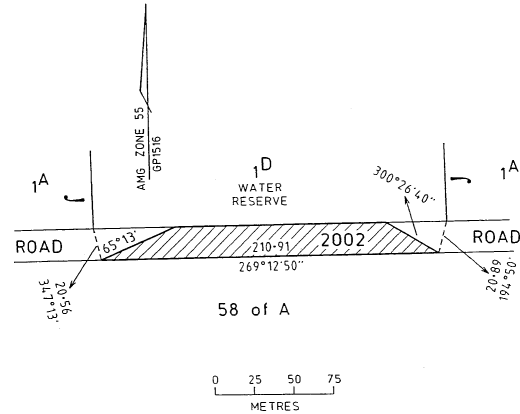
Responsible Minister
 ROB HULLS
 Minister for Planning

RUTH LEACH
 Clerk of the Executive Council

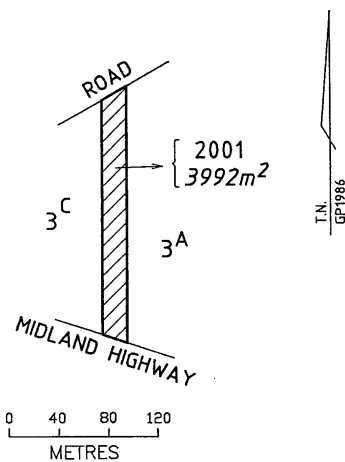
Land Act 1958
 CLOSURE OF UNUSED ROADS
 Order in Council

The Governor in Council under section 349 of the **Land Act 1958** and with the concurrence in writing of the municipalities in which the roads are situated and the owners of land adjoining those roads closes the following unused roads:

MUNICIPAL DISTRICTS OF THE SHIRE OF STRATHBOGIE AND THE GREATER SHEPPARTON CITY COUNCIL
 GOWANGARDIE – The road in the Parish of Gowangardie being Crown Allotment 2002 as indicated by hatching on plan hereunder. – (GP1516) (Rs 13261).

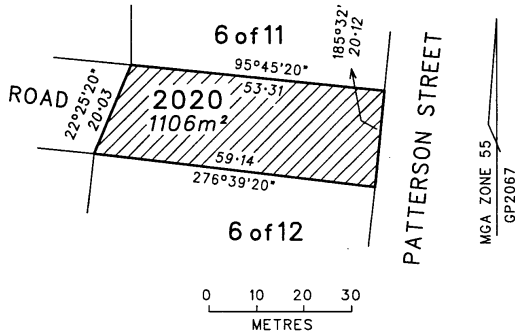


MUNICIPAL DISTRICT OF THE GREATER SHEPPARTON CITY COUNCIL
 PINE LODGE – The road in the Parish of Pine Lodge being Crown Allotment 2001 as indicated by hatching on plan hereunder. – (GP1986) (09L7-5776).



MUNICIPAL DISTRICT OF THE
HEPBURN SHIRE COUNCIL

WOMBAT – The road in the Parish of Wombat being Crown Allotment 2020 as indicated by hatching on plan hereunder. – (GP2067) (2011964)



Commencing at the south-western angle of allotment 1 Section 22A, Parish of Narre Warren; bounded thence by allotments 1 and 21 bearing 100° 57' 89.92 metres; thence by roads bearing 235° 47' 112.30 metres, bearing 303° 22' 11.62 metres and bearing 10° 57' 75.20 metres to the point of commencement.

NAME OF TRUSTEES

The Uniting Church in Australia Property Trust (Victoria).

POWERS OF DISPOSITION

Such powers of disposition including the powers of sale, lease or mortgage as are given to the Trustees by the **Uniting Church in Australia Act No. 9021 of 1977** as amended.

PURPOSES TOWARDS WHICH PROCEEDS OF DISPOSITION ARE TO BE APPLIED –

To such Uniting Church in Australia purposes as shall be approved by the Synod of Victoria of the Uniting Church in Australia.

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

Dated 31 January 2006

Responsible Minister
ROB HULLS
Minister for Planning

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

Dated 31 January 2006

Responsible Minister
ROB HULLS
Minister for Planning

RUTH LEACH
Clerk of the Executive Council

Dated 31 January 2006
Responsible Minister
ROB HULLS
Minister for Planning

RUTH LEACH
Clerk of the Executive Council

VICTORIA

State Aid to Religion Abolition Act 1871

ACT NO. 391/1871 – SECOND SCHEDULE

A statement of trusts having been submitted by the head or authorised representative of the Uniting Church in Australia under the provisions of the “Act to provide for the abolition of State Aid to Religion” for allowance by the Governor in Council, the same was allowed by him on the thirty-first day of January 2006 and the following is the form in which such statement of trusts has been allowed.

STATEMENT OF TRUSTS

DESCRIPTION OF LAND –

Site for Wesleyan Church purposes temporarily reserved by Order in Council of the 4 December 1865, part revoked by Order in Council of 12 September 1967.

3984 square metres, Parish of Narree Worrان, County of Mornington, being Crown allotment 2016. (being part of former Crown allotment 3 section 22).

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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:

6. *Statutory Rule:* Magistrates' Court General (Amendment) Regulations 2006
Authorising Act: Magistrates' Court Act 1989
Date of making: 31 January 2006
7. *Statutory Rule:* Human Tissue Regulations 2006
Authorising Act: Human Tissue Act 1982
Date of making: 31 January 2006

**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:

3. *Statutory Rule:* Prevention of Cruelty to Animals (Amendment) Regulations 2006
Authorising Act: Prevention of Cruelty to Animals Act 1986
Date first obtainable: 31 January 2006
Code A
4. *Statutory Rule:* Residential Tenancies (Infringement Penalties) Regulations 2006
Authorising Act: Residential Tenancies Act 1997
Date first obtainable: 31 January 2006
Code A
5. *Statutory Rule:* Water (Permanent Transfer of Water Rights) (Amendment) Regulations 2006
Authorising Act: Water Act 1989
Date first obtainable: 31 January 2006
Code A

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