



Victoria Government Gazette

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GENERAL

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As from 22 June 2006

The last Special Gazette was No. 159 dated 19 June 2006.

The last Periodical Gazette was No. 1 dated 15 June 2006.

How To Submit Copy

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 - or contact our office on 9642 5808
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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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JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

DISSOLUTION OF PARTNERSHIP

Banat Continental Smallgoods & Butchers

Take notice that the partnership of Zlatko Motoska, Eva Motoska, Michael Motoska and Catherina Motoska which traded under the business name and style "Banat Continental Smallgoods & Butcher" was dissolved by mutual consent effective from 22 May 2006.

And further take notice that as from the above date the business is carried on by Zlatko Motoska and Eva Motoska.

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership heretofore subsisting between Darren R. Logan and Colin Pedersen carrying on business as Daco Kitchens has been dissolved as from 11 May 2006.

Dated 15 June 2006

COLIN PEDERSEN

Re: Estate of JOHN BERNARD BELL.

Creditors, next-of-kin or others having claims in respect of the estate of JOHN BERNARD BELL, late of McClelland Street, Ultima, in the State of Victoria, farmer, deceased, who died on 17 February 2004, are to send particulars of their claim to the executors care of the undermentioned legal practitioners by 1 September 2006, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

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

Re: Estate of JOHN PETER HOWLEY, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of JOHN PETER HOWLEY, formerly of 39 Bruton Grove, Swan Hill, Victoria, but late of Jacaranda Lodges, Nyah West, in the State of Victoria, retired, deceased, who died on 22 March 2006, are to send particulars of their claim to the executors

care of the undermentioned legal practitioners by 1 September 2006, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

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

LILA MAY SMITH, late of Grandview Nursing Home, 147-151 David Street, Dandenong, Victoria, manager, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 April 2006, are required by the trustees, care of Harris & Chambers, lawyers of 338 Charman Road, Cheltenham 3192, to send particulars to them by 23 August 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.

Re: REX ALISTAIR JEFFRIES, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 March 2006, are required by the trustees, Russell Bernard Jeffries and Rhonda Lesley Jeffries, to send particulars to the trustees care of the belowmentioned solicitors by 28 August 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: AUDREY GERTRUDE CORNELIUS, late of 18 Arawata Drive, East Doncaster, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 June 2006, are required by the executor, ANZ Executors & Trustee Company Limited, ABN 33 006 132 332, of 530 Collins Street, Melbourne, Victoria, to send particulars

to it by 22 August 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: ALBERT HEINDL, late of 49 Salisbury Street, Orbost, Victoria, pensioner.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 April 2003, are required by Stephen Patrick Hayden and Ingolf Walter, care of Mosley & Palmer, 139 Nicholson Street, Orbost, Victoria, the executors and trustees appointed in the Will, to send particulars of any such claim to the trustees care of the undermentioned solicitors so that such particulars are received on or prior to 22 August 2006, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

MOSLEY & PALMER, solicitors,
PO Box 243, Orbost 3888.

Re: JOAN ELLIOTT, late of Unit 1, 13 Goode Street, Malvern East, Victoria, retired, deceased.

Creditors, next-of-kin and others having claim in respect of the estate of the deceased, who died on 23 April 2006, are required by the executors, Francis James Lynch and Michael John Clarebrough, the directors of Nodco Pty Ltd, ACN 088 262 506, of 180 Queen Street, Melbourne, Victoria, to send particulars to them by 24 August 2006, after which date they may convey or distribute the assets, having regard only to the claims of which they have notice.

NICHOLAS O'DONOHUE & CO., lawyers,
180 Queen Street, Melbourne 3000.

DAINTRIE HALLETT, late of 54 Carpenter Street, Brighton, Victoria, investor.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 February 2006, are required by John Patrick Kenny of 5/23 Melrose Street, Sandringham, Victoria and Robert Andrew Green of 549 Hampton Street, Hampton, Victoria, collectively the executors, as the persons to

whom a grant of probate of the Will dated 3 May 1995 of the deceased has been made, to send particulars to the executors at 549 Hampton Street, Hampton, Victoria 3188 by 1 September 2006, after which date the executors may convey or distribute the assets, having regard only to the claims of which the executors then have notice.

Dated 14 June 2006

ROBERT GREEN & CO., lawyers,
549 Hampton Street, Hampton.

Creditors, next-of-kin and others having claims in respect of the estate of KATHRYN FILIPOVIC, also known as Kathryn Filipovic and Katherine Filipovic, deceased intestate, late of 1/46 Edgar Street, Kingsville, widow, who died on 16 March 2006, are requested to send particulars of their claims to the administrators, Dorothy Olivia Buktenica and Antoinette Kennedy, care of the undersigned solicitors by 24 August 2006, after which date they will convey or distribute the assets, having regard only to the claims of which they then have notice.

SECOMBS, solicitors,
100 Paisley Street, Footscray.

Creditors, next-of-kin and others having claims in respect of the estate of THELMA MOLLIE HIGGINS, deceased, late of 75 Moreland Street, Footscray, widow, who died on 7 April 2006, are requested to send particulars of their claims to the executors, Alma Boyle and Geoffrey Rose, care of the undersigned solicitors by 24 August 2006, after which date they will convey or distribute the assets, having regard only to the claims of which they then have notice.

SECOMBS, solicitors,
100 Paisley Street, Footscray.

LILA ANNIE WEIDEMANN, late of 21/771 Point Nepean Road, Rosebud, Victoria, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 April 2006, are required by the executor, Percy Weidemann of 21/771 Point Nepean Road, Rosebud, Victoria, to send particulars to him care of Stidston &

Williams Weblaw by 26 August 2006, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

RITA ISMAY RICHARDS, deceased.

Creditors, next-of-kin and others having claims against the estate of RITA ISMAY RICHARDS, late of Corpus Christi Aged Care Facility, 81 Clayton Road, Clayton, Victoria, widow, deceased, who died on 17 April 2006, are required to send particulars of their claims to the executors care of the undermentioned solicitor by 25 August 2006, after which date the executors will proceed to distribute the assets, having regard only to the claims of which they shall then have had notice.

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

AGNES PATRICIA WALSH, deceased.

Creditors, next-of-kin and others having claims against the estate of AGNES PATRICIA WALSH, late of 10 Rogers Street, Mentone, Victoria, widow, deceased, who died on 29 March 2006, are required to send particulars of their claims to the executor care of the undermentioned solicitor by 25 August 2006, after which date the executor will proceed to distribute the assets, having regard only to the claims of which she shall then have had notice.

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

Re: HOWARD NEIL BROBERG, also known as Howard Neils Broberg, late of 70 Charles Street, Prahran, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 February 2006, are required to send particulars of their claims to Equity Trustees Limited of GPO Box 2307, Melbourne 3001, by 19 September 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.

Re: GREGORY FITZGERALD, late of Flat 7, 1 Rae Court, Prahran, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 April 2006, are required to send particulars of their claims to Equity Trustees Limited of GPO Box 2307, Melbourne 3001 by 15 September 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.

Re: ROBERT JAMES ROBINSON, late of 19 Mansfield Avenue, Sunshine, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 May 2006, are required to send particulars of their claims to Equity Trustees Limited of GPO Box 2307, Melbourne 3001, by 19 September 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 19 July 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 Noela Binns of 10 Fernly Crescent, Wheelers Hill, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 10487, Folio 299 upon which is erected a house known as 41 John Fisher Drive, Berwick.

Registered Mortgage No. AD079251H, Covenant No. X061110C and Agreement Section 173, **Planning and Environment Act 1987** Nos. V925354G and W448781F affect the said estate and interest.

Terms – Cash/Eftpos, Bank Cheque or Solicitors Trust Account Cheque
(Debit Card only/No Credit Cards)
GST plus 10% on fall of hammer price
SW-05-008939-9

Dated 15 June 2006

M. TREWIN
Sheriff's Office

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

On Wednesday 19 July 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 James F. Hill of 7 Excelsa Rise, Hoppers Crossing as shown on Certificate of Title as James Francis Hill, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 10497, Folio 327 upon which is erected a house known as 7 Excelsa Rise, Hoppers Crossing.

Registered Mortgage Nos. X210093Q, AD976712U and Covenant No. W707415A affect the said estate and interest.

Terms – Cash/Eftpos, Bank Cheque or Solicitors Trust Account Cheque
(Debit Cards only/No Credit Cards)
GST plus 10% on fall of hammer price
SW–06–002220–9

Dated 15 June 2006

M. TREWIN
Sheriff's Office

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

On Wednesday 19 July 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 Laurence Booker of 23 Carter Avenue, Werribee as shown on Certificate of Title as Laurence James Booker, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 8225, Folio 720 upon which is erected a house known as 23 Carter Avenue, Werribee.

Registered Mortgage No. AB140382U and Covenant No. A676312 affect the said estate and interest.

Terms – Cash/Eftpos, Bank Cheque or Solicitors Trust Account Cheque
(Debit Card only/No Credit Cards)
GST plus 10% on fall of hammer price
SW–06–002158–2

Dated 15 June 2006

M. TREWIN
Sheriff's Office

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

On Wednesday 19 July 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 Garry Brian Whelan of 7 Oxford Drive, Thomastown, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 8954, Folio 062 upon which is erected a dwelling known as 7 Oxford Drive, Thomastown

Registered Mortgage No. AC279045E affects the said estate and interest.

Terms – Cash/Eftpos, Bank Cheque or Solicitors Trust Account Cheque
(Debit Card only/No Credit Cards)
GST plus 10% on fall of hammer price
SW–05–010589–9

Dated 15 June 2006

M. TREWIN
Sheriff's Office

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

On Wednesday 19 July 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 John H. Veith of 38 Second Avenue, Box Hill North as shown on Certificate of Title as John Hannes Veith, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 8271, Folio 642 upon which is erected a house known as 38 Second Avenue, Box Hill North.

Registered Mortgage No. AD011291C affects the said estate and interest.

Terms – Cash/Eftpos, Bank Cheque or Solicitors Trust Account Cheque
(Debit Card only/No Credit Cards)
GST plus 10% on fall of hammer price
SW–06–002767–6

Dated 15 June 2006

M. TREWIN
Sheriff's Office

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

On Friday 21 July 2006 at 11.00 a.m. at the Sheriff's Office, 3/148 Welsford Street, Shepparton (unless process be stayed or satisfied).

All the estate and interest (if any) of Philip Martin Peter Parkes of 108 Bowen Street, East Malvern, proprietor of an estate in fee simple in the land described on Certificate of Title Volume 10524, Folio 492 upon which is erected a dwelling known as 33 Mitchell Street, Avenel.

Registered Caveat No. AC872560E affects the said estate and interest.

The property can be located by travelling to the township of Avenel via the Hume Freeway, turning left from the freeway into Jones Street, and the second left at Mitchell Street, where the property is located at 33 Mitchell Street, Avenel.

Refer RACV Vic Roads country edition, Map 46 E8/292 H4.

Terms – Cash, Bank Cheque or Solicitors Trust Account Cheque

GST plus 10% on fall of hammer price

SW-05-010805-5

Dated 15 June 2006

M. TREWIN
Sheriff's Office

PROCLAMATIONS

ACTS OF PARLIAMENT

Proclamation

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

- No. 36/2006 **Appropriation (2006/2007) Act 2006**
- No. 37/2006 **Appropriation (Parliament 2006/2007) Act 2006**
- No. 38/2006 **State Taxation (Reductions and Concessions) Act 2006**
- No. 39/2006 **Transfer of Land (Alpine Resorts) Act 2006**
- No. 40/2006 **Victoria Racing Club Act 2006**

Given under my hand and the seal of Victoria on 20th June 2006.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command

STEVE BRACKS MP
Premier

-
- No. 36/2006 This Act comes into operation on the day on which it receives the Royal Assent.
- No. 37/2006 This Act comes into operation on the day on which it receives the Royal Assent.
- No. 38/2006 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- No. 39/2006 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- No. 40/2006 (1) Subject to sub-section (2), this Act comes into operation on a day to be proclaimed.
(2) If this Act does not come into operation before 1 January 2007, it comes into operation on that day.
-

Public Sector Employment (Award Entitlements) Act 2006

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(1) of the **Public Sector Employment (Award Entitlements) Act 2006**, fix 3 July 2006 as the day on which that Act comes into operation.

Given under my hand and the seal of Victoria on 20th June 2006.

(L.S.) DAVID DE KRETSER
Governor

By His Excellency's Command

ROB HULLS
Minister for Industrial Relations

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

MACEDON RANGES SHIRE COUNCIL

Local Government Act 1989

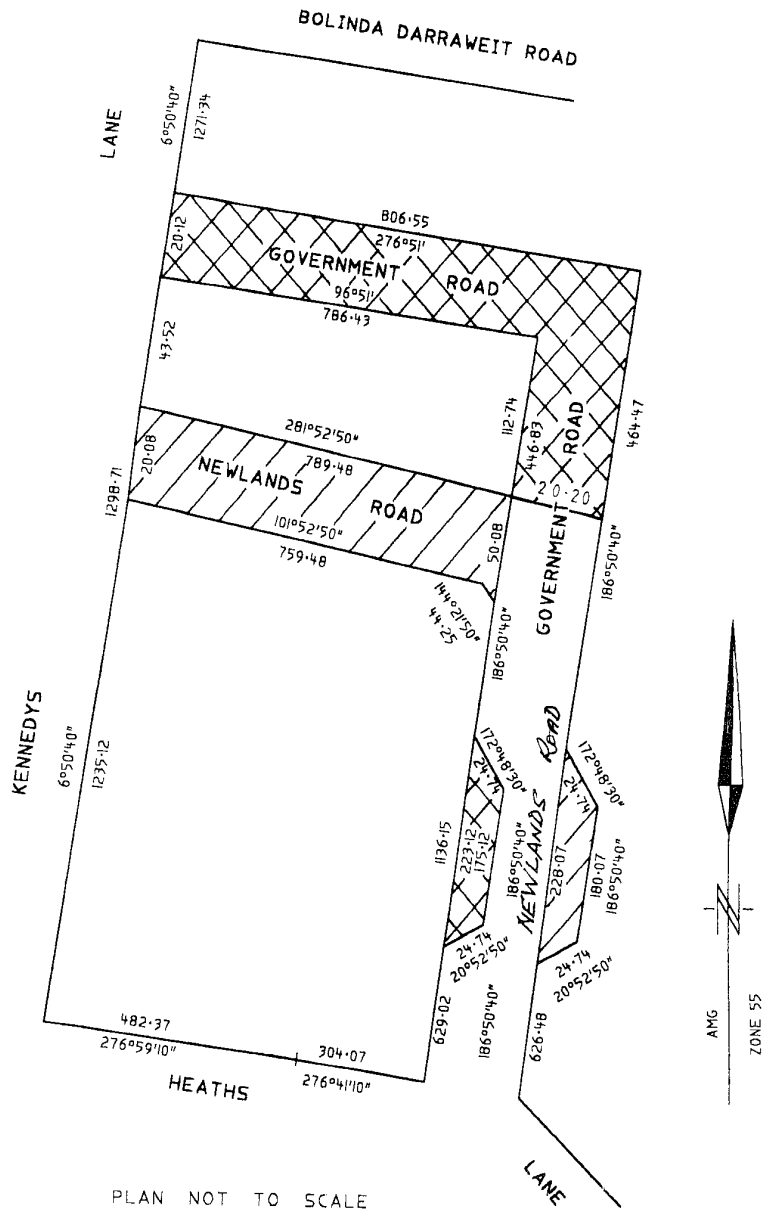
Schedule 10 Notice

Road Discontinued (Road Closed),
Road Deviation (New Road opened) & Land Exchange**Definitions**

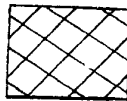
In this notice –

“**Act**” means the **Local Government Act 1989**;“**Company**” means Wallermerriyong Pty Ltd, ACN 005 273 030;“**Council**” means Macedon Ranges Shire Council;“**Plan**” means the Plan included in this notice;“**Private Land**” means the land in Certificate of Title Volume 8989, Folio 354 (being Lots 14 and 15 on LP 6781), in respect of which the Company is the registered proprietor.

1. The Council, in pursuance of its powers under the provisions of Clauses 2 and 3 of Schedule 10 and sections 206 and 207 of the Act, and all other powers thereby enabling it, at its meeting held on 22 March 2006, resolved (*inter alia*) to the effect and with the intention that the Government road shown on the Plan in this notice be discontinued (closed) in part to the extent shown by cross-hatching on the Plan and that a road deviation (opening of new road) be made through private land to the extent shown by hatching on the Plan and that the land comprised in the parts of the discontinued (closed) road vest in the Council as provided in the Act.
2. The Council has obtained the consent of the Minister administering the **Land Act 1958**, as required by Clause 3 of Schedule 10 of the Act and has also given public notice under section 223 of the Act concerning the right of persons to make submissions to the Council on the road discontinuance (closure) and road deviation (opening of new road) proposal, as well as on the land exchange described in paragraph 5.
3. The land comprising the said parts of the discontinued (closed) road vest in fee simple in the Council on the date this notice is published in the Government Gazette, as provided in section 207B(2A) of the Act.
4. Section 207C of the Act provides (*inter alia*) that section 207B does not affect any right, power or interest held by a public authority in a road in connection with any sewers, drains, pipes, wires or cables under the control of the authority in or near the road. The relevant authorities have each advised the Council that they have no assets in the subject parts of the Government road hereby discontinued (closed).
5. Following the vesting, an exchange of land between the Council and the Company will take place pursuant to section 207E of the Act under which:–
 - (a) the Company will become the registered proprietor of the land comprised in the two discontinued (closed) parts of the Government road, (being the parts shown cross-hatched on the Plan and being the “included” land within the meaning of section 207E(2) of the Act); and
 - (b) the Council will become the registered proprietor of the two parts of the Company’s private land through which the road deviation (the newly-opened road) is made (being the parts shown hatched on the Plan and being the “excluded” land within the meaning of section 207E(2)).
6. The Council has approved “Newlands Road” as the name for the road deviation (newly-opened road) and the adjoining north–south part of the Government road not hereby discontinued (closed).



PLAN NOT TO SCALE



GOVERNMENT ROAD DISCONTINUED (CLOSED)



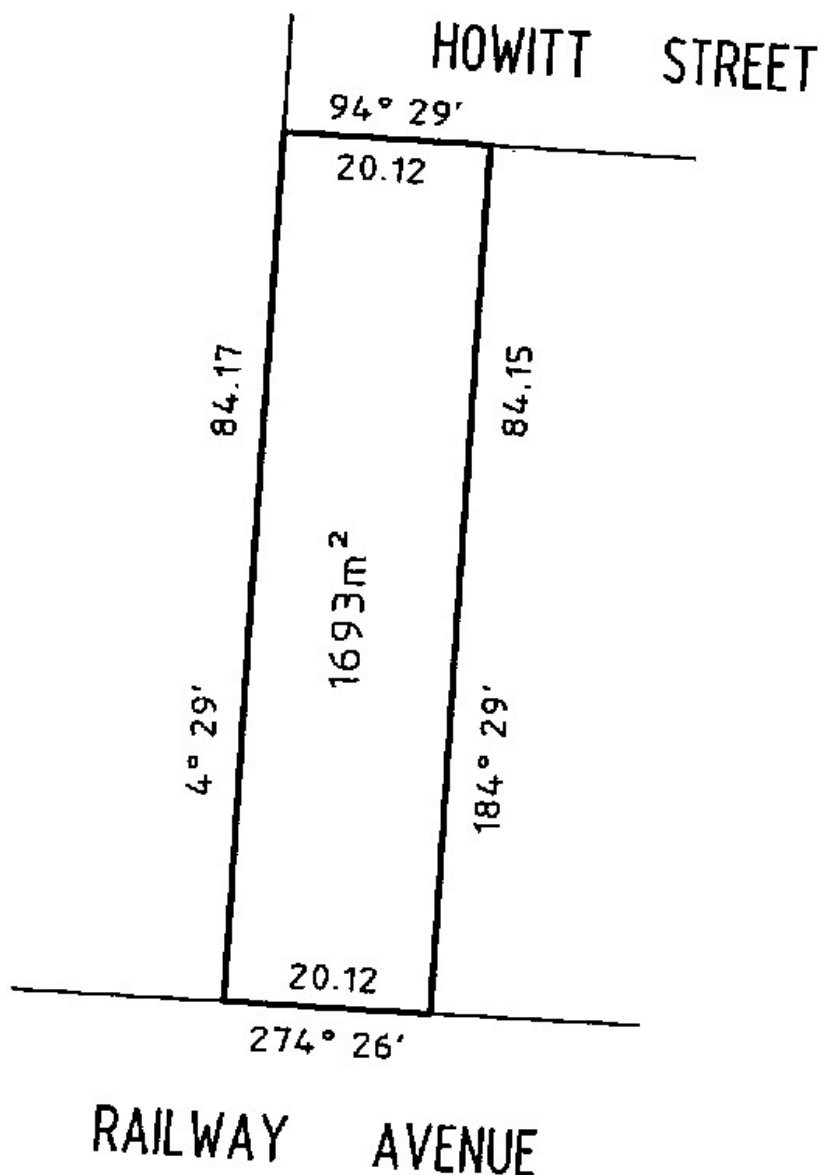
ROAD DEVIATION (NEW ROAD OPENED)

Macedon Ranges Shire Council
IAN MORRIS
Chief Executive

CARDINIA SHIRE COUNCIL

Road Discontinuance

Pursuant to section 206 and clause 3 of schedule 10 to the **Local Government Act 1989**, the Cardinia Shire Council has, at its general meetings held on 14 November 2005 and 19 June 2006, formed the opinion that the unused road known as Goodwin Street, Tynong and having an area of 1693m² as indicated on the plan below, and which sits between properties known as 36 and 38 Railway Avenue, Tynong, is not reasonably required as a road for public use and as such resolved to discontinue the road and retain or sell the land from the road.



GARRY McQUILLAN
Acting Chief Executive Officer



Declaration of Public Highways

Under Section 204 of the **Local Government Act 1989**, Greater Bendigo City Council, at its meeting on the 17 May 2006, resolved to declare roads to be public roads as shown on LP 206937F, Parish of Nerring, being Quinns Road, Vosti Road and Farnells Road at Woodvale and Myers Flat, being more particularly roads adjacent to Lots 1, 2, 6, 7, 8, 12, 13 & 14, including Lot RD shown as Road on LP 206937F, known as numbers 205, 224, 225 & 254 Vosti Road, Woodvale and numbers 20, 25, 59 & 79 Farnells Road, Myers Flat and Lot RD located between CAs 8 & 9, Section 1 Parish of Nerring, known numbers 277 & 297 Quinns Road, Myers Flat.

JOHN McLEAN
Chief Executive Officer



Land Exchange, corner of
Templeton Street and Mackay Street,
Wangaratta

The Rural City of Wangaratta, pursuant to the provision of Section 223 of the **Local Government Act 1989**, proposes to exchange land situated at the corner of Templeton and MacKay Streets, in Wangaratta. Details of the exchange can be inspected at the Municipal Offices during normal business hours.

In accordance with Section 223 of the **Local Government Act 1989**, any person may make a submission on the proposal. Submissions must be in writing, addressed to the Chief Executive Officer, PO Box 238, Wangaratta and must be received by the Council on or before Wednesday 10 May 2006.

A person making a submission may request to be heard in person in support of their submission.

Further details on this proposed land exchange can be obtained by contacting Mr Paul

Tucker at the Municipal Offices, 62–68 Ovens Street, Wangaratta, telephone: (03) 5722 0888.

Dated 19 April 2006

Authorised by:
MALCOLM STYLES
Director – Infrastructure & Planning

YARRA RANGES SHIRE COUNCIL

Open Air Burning Local Law 2006

Yarra Ranges Shire Council at its meeting on 13 June 2006 resolved to make the Open Air Burning Local Law 2006 (No. 1 of 2006). The Local Law came into operation on that date.

The purpose and general purport of the Local Law are to:

- Control the use of incinerators and open air burning;
- Encourage recycling and alternatives to disposal;
- Minimise the nuisance caused by smoke; and
- Allow burning for the purpose of fuel reduction for fire prevention purposes

in order to protect the beneficial uses of amenity and visibility.

A copy of the Local Law can be obtained from the Shire Office, Anderson Street, Lilydale or from the other Yarra Ranges Community Links at Healesville, Monbulk, Upwey and Yarra Junction.

ROBERT HAUSER
Chief Executive Officer

Planning and Environment Act 1987

BAW BAW PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C37

Authorisation A0337

The Baw Baw Shire Council has prepared Amendment C37 to the Baw Baw Planning Scheme.

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

The land affected by the Amendment is:

State Schools

- Ellinbank Primary School, Part CA's 57A and 57C, Parish of Warragul, Community Place, Ellinbank.
- Tanjil South Primary School, School Reserve Part CA 20B, Parish of Tanjil, Moe Willow Grove Road, Tanjil South.
- Rawson Primary School, Lot E, LP144548 Parish of Moondarra, Knotts Siding Road, Rawson.
- Buln Buln Primary School, Part CA35A, Parish of Drouin East, 15 Old Sale Road, Buln Buln.
- Jindivick Primary School, CA 20B, Parish of Jindivick, 1080 Jacksons Track, Jindivick.
- Willow Grove Primary School, Part CA 15A, Parish of Tanjil, 39–45 Moe Willow Grove Road, Willow Grove.
- Neerim South Primary School, Part CA's 81 and 82, Parish of Neerim, 180 Main Neerim Road, Neerim South.
- Neerim South Secondary College, Lots 2–7 and 9–17 LP4331 and Part CA83, Parish of Neerim, 20 Neerim East Road, Neerim South.
- Drouin West Primary School, Part CA 4, Parish of Drouin West, 535 Main Neerim Road, Drouin West.
- Longwarry Primary School, CA's 15–17, Section 4 and CA's 1–3, Section 16, Township of Longwarry, 5 McRae Street, Longwarry.
- Labertouche Primary School, State School Reserve, CA's 59D and 59G, 35 School Road, Labertouche.
- Drouin South Primary School, Part CA 101, Parish of Drouin West, 3061 Westernport Road, Drouin South.
- Cloverlea Primary School, Part CA 8, Parish of Warragul, Darnum Allambee Road, Cloverlea.
- Narracan Primary School, Part CA 122B, Parish of Moe, 32 School Road, Narracan.
- Bona Vista Primary School, CA12D, Parish of Warragul, 520 Bona Vista Road, Bona Vista.
- Lardner and District Primary School, Part CA 8A, Parish of Longwarry, 270 Burnt Store Road, Lardner.
- Athlone Primary School, Part CA 88, Parish of Longwarry, 930 Drouin Poowong Road, Athlone.
- Ripplebrook Primary School, Part CA 62, Parish of Longwarry, 2260 Westernport Road, Ripplebrook.
- Nayook Primary School, Part CA 9, Parish of Neerim, 145 Nayook Powelltown Road, Nayook.
- Yarragon Primary School, CA 17, Section 9, Parish of Warragul, 8 Murray Street, Yarragon.
- Warragul Primary School, CA 17, Section 8, Township of Warragul, Albert Street, Warragul.
- Warragul North Primary School, Lot 22, LP26133, Parish of Drouin East, O'Dowds Road, Warragul.
- Noojee Primary School, School Reserve, CA 7, Section 7, Township of Noojee, 65 School Road, Noojee.

Recreation Reserves

- Buln Buln Recreation Reserve, CA's 35A, 36, 36A, Lot 1 TP590996, Parish of Drouin East, Station Street, Buln Buln.
- Neerim South Recreation Reserve, Part CA's 81 and 82, Parish of Neerim, 17 Neerim East Road, Neerim South.
- Rokeby Recreation Reserve, CA's 4A, 4B, 4C and 4D, Section 3, Township of Rokeby, 1010 Brandy Creek Road, Rokeby.
- Longwarry Recreation Reserve, CA's 6, 7, 8, 9, 10, 11 Section 15, Township of Longwarry, Collett Street, Longwarry.
- Willow Grove Recreation Reserve, CA's 9A, 9B, Section A, Township of Willow Grove, CA 50A, Parish of Tanjil, Moe Willow Grove Road, Willow Grove.
- Ellinbank Recreation Reserve, Part CA 43, Parish of Warragul, 3283 Korumburra Warragul Road, Warragul South.
- Hallora Recreation Reserve, Lot 1 LP65945 and Part CA 99D, Parish of Longwarry, 1530 Main South Road, Hallora.
- Darnum Recreation Reserve, CA's 3A, 3B and 3C, Section 14, Parish of Darnum, 92 Darnum Shady Creek Road, Darnum.
- Rawson Recreation Reserve, Reserve LP144548, Parish of Moondarra, Knotts Siding Road, Rawson.

Crown land in the Thomson Water Supply Catchment

- CA's 1, 3, 4, 5, 6 and 7, Section 2, CA's 1, 2, 3, 4, 5, 11 and 12, Section 5, Township of St Clair, Woods Point Road, St Clair.
- CA's 1, 2, 3, 4, 5, 6, Section 1A, CA's 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, Section 2A, CA2, Section 4A, CA's 1, 2, 6, 7, Section 5A, Parish of Moolpah, Bank Street, Poole Street, Spring Street, Jericho Track, Red Jacket Road, Jericho.
- CA1 Section B Parish of Moolpah, Red Jacket Track, Red Jacket.
- CA's 1, 2A, 2B, Section A, Parish of Binnuc, Red Jacket Road, Violet Town.
- CA 3, Section 1, CA 19, Section 4, CA's 11, 12, Parish of Binnuc, CA 1, Section 6, CA 10, Section 7, CA's 16, 21A, Parish of Toombon, Part Lot 1 PS412585V, High Street, Aberfeldy–Moe Road, Aberfeldy–Walhalla Road, Aberfeldy.

Public Uses

- Melbourne Water sewerage pumping station, Part CA's 6 and 11, Section 15, Township of Longwarry, Collett Street, Longwarry.

Private land currently in public land zones

- Lot 7 LP212701C, Parish of Drouin East, 12 Grevillea Court, Warragul.
- Lot 1 PS319132F Part CA 138B, Parish of Moe, 1231 Morwell–Thorpdale Road, Thorpdale.
- CA27D, part CA's 22A, 22C, Parish of Noojee East, Lots 1, 2, 3 TP408221X, Lot 2, LP134988, Parish of Noojee East, Toorong Valley Road, Noojee East.
- CA 59J, Parish of Jindivick, 39 School Road, Labertouche.
- CA 4C, Parish of Drouin West, 525 Main Neerim Road, Drouin West.
- CA 7A, Section 7, Township of Noojee, 45 School Road, Noojee.

The Amendment proposes to rezone:

- Ellinbank Primary School, Tanjil South Primary School, Rawson Primary School, Buln Buln Primary School, Jindivick Primary School, Willow Grove Primary School, Neerim South Primary School, Neerim South Secondary College, Drouin West Primary School, Longwarry Primary

School, Labertouche Primary School, and Drouin South Primary School from Public Conservation and Resource Zone to Public Use Zone 2 – Education.

- Cloverlea Primary School, Narracan Primary School, Bona Vista Primary School, Lardner and District Primary School, Athlone Primary School, Ripplebrook Primary School, Nayook Primary School from Farming Zone to Public Use Zone 2 – Education.
- Yarragon Primary School, Warragul Primary School, Warragul North Primary School from Residential 1 Zone to Public Use Zone 2 – Education.
- Noojee Primary School from Township Zone to Public Use Zone 2 – Education.
- Buln Buln Recreation Reserve, Neerim South Recreation Reserve, Willow Grove Recreation Reserve, Hallora Recreation Reserve and Rawson Recreation Reserve from Public Conservation and Resource Zone to Public Park and Recreation Zone.
- Rokeby Recreation Reserve from Township Zone to Public Park and Recreation Zone.
- Longwarry Recreation Reserve, Ellinbank Recreation Reserve and Darnum Recreation Reserve from Farming Zone to Public Park and Recreation Zone.
- Crown land in the Thomson Water Supply Catchment from Public Use Zone 1 – Service and Utility to Public Conservation and Resource Zone.
- Melbourne Water sewerage pumping station, Collett Street, Longwarry from Farming Zone to Public Use Zone 1 – Service and Utility.
- 12 Grevillea Court, Warragul from Public Park and Recreation Zone to Residential 1 Zone.
- 1231 Morwell Thorpdale Road, Thorpdale from Public Park and Recreation Zone to Farming Zone.
- Land in Toorong Valley Road, Noojee East from Public Conservation and Resource Zone to Farming Zone.
- 39 School Road, Labertouche and 525 Main Neerim Road, Drouin West from Public Conservation and Resource Zone to Farming Zone.

- 45 School Road, Noojee from Public Conservation and Resource Zone to Township 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 offices of Baw Baw Shire Council, 61 Smith Street, Warragul; Gippsland Regional Office, Department of Sustainability and Environment, 71 Hotham Street, Traralgon; 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 24 July 2006. A submission must be sent to the Baw Baw Shire Council, PO Box 304, Warragul.

GLENN PATTERSON
Chief Executive Officer
Baw Baw Shire Council

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C62

Authorisation A0184

The Kingston City Council has prepared Amendment C62 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 Amendment proposes to revise Schedule 2 to the Design and Development Overlay as it currently affects these properties, and to replace it with a new schedule. It is not proposed to reduce or increase the number of properties affected by this Overlay.

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 31 July 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

WEST WIMMERA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C9

Authorisation No. A373

The West Wimmera Shire Council has prepared Amendment C9 to the West Wimmera Planning Scheme.

The Amendment would affect 1.51 hectares of land located on Hill Street in Harrow, known as Crown Allotment 12A, Section 3B in the Parish of Harrow. This land is formally known as the Harrow Primary School site.

Improvements on the former Harrow Primary School site include a former red brick school building (constructed in the late 1800s) comprising a veranda extending to an additional classroom, shelter sheds, ablution block and former school oval. Vehicle and pedestrian access can be obtained from the western side of the site.

The Amendment has been prepared to rezone the former Harrow Primary School site from its existing Public Use Zone 2 (Education) to a Rural Living Zone to facilitate the disposal of the property by the Department of Education & Training.

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

COLIN MIBUS
Director
Municipal Services

STATE TRUSTEES LIMITED

ACN 064 593 148

Section 79

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

ALICE MAJORIE BIRD, late of Vasey House, Room 4, 7 Tower Avenue, Bundoora, Victoria, pensioner, deceased, who died on 4 April 2006, leaving a Will dated 17 July 2003.

WILLIAM GEORGE COUCHEMANN, late of 2/5 Belvedere Avenue, Doncaster, Victoria, deceased intestate, who died on 10 April 2006.

WILFRED HUMPHREY, also known as Wilfred Christopher Humphrey, late of Geoffrey Cutter Centre, Kenny Street, Ballarat, Victoria, pensioner, deceased, who died on 25 May 2006, leaving a Will dated 18 December 2003.

EDWARD JOHN LEMMON, late of Grandview Gardens Aged Care, 147–151 David Street, Dandenong, Victoria, pensioner, deceased,

who died on 25 March 2006, leaving a Will dated 10 January 2002.

OLGA WINIFRED LIVINGSTONE, late of Kerang Hospital, Burgoyne, Victoria, pensioner, deceased intestate, who died on 9 March 2006.

SYDNEY THOMAS MOORE, late of Sumner House, 128 Fitzroy Street, Fitzroy, Victoria, pensioner, deceased, who died on 24 April 2006, leaving a Will dated 21 February 2001.

WALTER WILLIAM RUSHBY, late of 81 Franklin Street, Eltham, Victoria, retired, deceased, and who died on 6 March 2006, leaving a Will dated 19 September 2000.

Creditors, next-of-kin and others having claims against the abovementioned estates are required pursuant to Section 33 of the **Trustee Act 1958** to send particulars of their claims against the abovementioned estates to State Trustees Limited, 168 Exhibition Street, Melbourne, Victoria, on or before 24 August 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 24 August 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.

CHRISTMAS, Heather, late of 10 Warnock Street, Maldon, Victoria 3463, retired, and who died on 3 April 2006.

DIBBIN, Clarice Nellie, late of the Homestead Nursing Home, 22 Homestead Avenue, Wallington, Victoria 3221, retired, and who died on 6 May 2006.

HENNEBERRY, Eliza, late of 5 Government Road, Essendon, Victoria 3040, retired, and who died on 10 March 2006.

HIGGINS, John Patrick, late of Trinity Garden Aged Care, 34–42 Brooklyn Road, Melton

South, Victoria 3338, pensioner, and who died on 7 June 2006.

LEWIS, Albert Desmond, late of 131 Balcombe Road, Mentone, Victoria 3194, and who died on 12 March 2006.

MYERS, Doreen Bidy, late of Vermont Private Nursing Home, 770 Canterbury Road, Vermont, Victoria 3133, pensioner, and who died on 23 May 2006.

STURROCK, Gwen Eileen, late of 9 Benjamin Street, Box Hill North, Victoria 3129, retired, and who died on 21 March 2006.

WOODS, Hazel Kathleen, late of Mentone Gardens, 66–70 Nepean Highway, Mentone, Victoria 3194, retired, and who died on 26 February 2006.

Dated 15 June 2006

MARY AMERENA
Manager
Executor and Trustee Services

EXEMPTION

Application No. A107/2006

The Victorian Civil and Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by Loddon Mallee Housing Services Ltd for exemption from Sections 42, 49, 100 and 195 of that Act. The application for exemption is to enable the applicant to refuse to permit a person to rent one of the applicant's 2 bedroom, 3 bedroom, or 4 bedroom units where the application is made by a person who is to be the only occupant of the unit, and to ask questions in relation to that matter and to advertise that matter.

Upon reading the material submitted in support of the application and upon hearing submissions from Mr Cassidy and Mr Somerville and for the Reasons for Decision given by the Tribunal on 15 June 2006, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 42, 49, 100 and 195 of the Act to enable the applicant to refuse to permit a person to rent one of the applicant's 2 bedroom, 3 bedroom, or 4 bedroom units where the application is made by a person who is to be the only occupant of the unit, and to ask questions in relation to that matter and to advertise that matter.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 42, 49, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to refuse to permit

a person to rent one of the applicant's 2 bedroom, 3 bedroom, or 4 bedroom units where the application is made by a person who is to be the only occupant of the unit, and to ask questions in relation to that matter and to advertise that matter.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 21 June 2009.

Dated 15 June 2006

C. MCKENZIE
Deputy President

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**.

Concerned Dairy Farmers Group Inc., Cherry Plum Inc., Clarekirk Maternal and Child Health Centre Auxiliary Inc., Lima South Tennis Club Inc., Loch Village Business Association Inc., Ponds Tug-o-War Club Inc., Save The Corner Inc., Cobram Clay Target Inc., Yarrowonga Retirement Village Inc., Chiltem Cricket Club Inc., Altona Ladies Auxiliary Inc., Australian Shiatsu Association Inc., Banyule's Heidelberg School of Heritage Artists Inc., Kew East Ladies Probud Inc., Maryborough Friends of East Timor Inc., Traralgon Football Netball Club Inc., Save The Patch Action Group Inc., Benalla & District Ratepayers & Residents Inc., Whittlesea Sri Lankan Cultural Society Inc., Hovells Creek & District Environment Group Inc., Sudanese Lost Boys Association of Australia Inc., Kooweerup/Bayles Basketball Club Inc., Victorian International Taekwondo Federation (ITF) Inc., Life Activities Club Camberwell Inc., Australian Animal Physiotherapy Inc., Wonthaggi Volleyball Association Inc., Enma Mayorga Castillo Fund Inc., Australian Hakka Radio Association Inc., Blue Hills 3 Year Old Kinder Inc., Stanhope Netball Club Inc., Meredith Hotel Social & Sporting Club Inc.

Dated 22 June 2006

JOHN STEVENS
Deputy Registrar
of Incorporated Associations
PO Box 4567
Melbourne, Vic. 3001

Children's Services Act 1996REVOCATION OF
NOTICE OF EXEMPTION

Under section 6 of the **Children's Services Act 1996** (Act), the Minister for Children, Minister for Community Services hereby declares that the notice of exemption made on 30 December 2005 and published in Government Gazette G12 on 23 March 2006 is revoked. The revocation will take effect 60 days after the publication of this notice in the Victoria Government Gazette.

Dated 19 May 2006

HON SHERRYL GARBUTT MP
Minister for Children
Minister for Community Services

Children's Services Act 1996

NOTICE OF EXEMPTION

The Minister for Children, Minister for Community Services pursuant to section 6 of the **Children's Services Act 1996** ("the Act") by this notice declares that the type of children's service specified in Schedule A is exempt from the provisions of 42(1)(b), 42(4)(b), 42(4)(c), 44, 45 and 46 of the Children's Services Regulations 1998 on condition that:

1. The service must have a minimum of one children's room.
2. The sills of the windows in the main lighting wall of any children's room shall in no case be more than 2.5 metres above the floor and the heads of all windows shall be as close as practicable to the ceiling.
3. Where the service does not have an administration room, the licensee must designate an area for administration purposes.
4. There is a minimum of 1 toilet at the service.
5. The service has at least one hand basin or hand washing trough served by at least one water tap.

Schedule A

A mobile or outreach service with a standard children's services licence that operates the service at a venue that is shared with other user groups

This exemption remains in force until 26 May 2008 unless revoked earlier.

Dated 19 May 2006

HON SHERRYL GARBUTT MP
Minister for Children
Minister for Community Services

Children's Services Act 1996

NOTICE OF EXEMPTION

Under section 6 of the **Children's Services Act 1996** (the Act), the Minister for Children, Minister for Community Services hereby declares that the Rosedale Kindergarten Licence Number 3107 (the service) is exempt from the qualified staff members requirement as set out in regulation 24 of the Children's Services Regulations 1998.

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

1. A staff member who holds a primary teaching qualification is in attendance at all times when children are being cared for or educated by the service; and
2. The staff member with the primary qualification receives mentoring from a teacher with an early childhood teaching qualification.

This exemption remains in force until 31 December 2006.

Dated 22 May 2006

HON SHERRYL GARBUTT MP
Minister for Children
Minister for Community 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 14 June 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 Echuca High School Council and Echuca Secondary College Council, and constituting a school council for a State school at Crofton Street, Echuca and 20-50 Butcher Street, Echuca, proposed to be called Echuca 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 14 June 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 208 Hilton Street, Glenroy, Benetook Avenue, Mildura, 1 Murray Valley Highway, Swan Hill and corner of Harold and Hoyle Streets, Morwell, called Victorian P-12 College of Koorie Education.

JACINTA ALLAN
Minister for Education Services

Education Act 1958

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

Two Orders of the Minister for Education Services were made on 14 June 2006 under sections 13(4) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 amending the constituting Orders of Broken Creek Primary School Council and Glenorchy Primary School Council in respect of the memberships of the school councils.

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 8 June 2006 under sections 13(4), 13(5) and 13(11) of the **Education Act 1958** and Administrative Arrangements Order (No. 180) 2002 dissolving the Shady Creek 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

Electricity Industry Act 2000

NOTIFICATION OF VARIATION TO LICENCE

Change of Name of Licensee

The Essential Services Commission gives notice under section 30 of the **Electricity Industry Act 2000** (the Act) that it has, pursuant to section 29(1)(b) of the Act, that the electricity retail licence held by Yallourn Energy Pty Ltd, ABN 47 065 325 224, has been varied by agreement by amending the name of the licence holder to TRUenergy Yallourn Pty Ltd, ABN 47 065 325 224.

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

Dated 16 June 2006

GREG WILSON
Chairperson

Gas Industry Act 2001

NOTIFICATION OF VARIATION TO LICENCE

Change of Name of Licensee

The Essential Services Commission gives notice under the provisions of section 38(1)(b) of the **Gas Industry Act 2001** that the gas retail licence held by ENERGEX Retail Pty Ltd, ACN 078 848 549, has been varied by agreement by amending the name of the licence holder to Sun Energy Pty Ltd, ACN 078 848 549.

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

Dated 16 June 2006

GREG WILSON
Chairperson

Electricity Industry Act 2000

NOTIFICATION OF VARIATION TO LICENCE

Change of Name of Licensee

The Essential Services Commission gives notice under section 30 of the **Electricity Industry Act 2000** (the Act) that it has, pursuant to section 29(1)(b) of the Act, that the electricity

retail licence held by ENERGEX Retail Pty Ltd, ACN 078 848 549, has been varied by agreement by amending the name of the licence holder to Sun Retail Pty Ltd, ACN 078 848 549.

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

Dated 16 June 2006

GREG WILSON
Chairperson

Land Acquisition and Compensation Act 1986

FORM 7

S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Minister for Education and Training, Lynne Kosky, of 2 Treasury Place, Melbourne, ("the Minister") declares that by this Notice the Minister acquires the following interest in the whole of the land situated at and known as 31 Sir John Monash Drive, Caulfield East being the land shown Lot 1 on Title Plan TP119418N (formerly known as part of Crown Allotment 7, Parish of Prahran at Caulfield) and being the land more particularly described in Certificate of Title Volume 10806, Folio 971.

Interest acquired: That of Evangelos Chatzipanagiotis and Christine Chatzipanagiotis, Perpetual Trustee Company Limited and Pin Kuan Kan and all other interests.

Published with the authority of the Minister.

Dated 22 June 2006

For and on behalf of the Minister
GARLAND HAWTHORN BRAHE
Lawyers
31 Queen Street
Melbourne, Vic. 3000

Magistrates' Court Act 1989

Pursuant to Section 4H(3) of the **Magistrates' Court Act 1989**, I assign the following magistrates to the Family Violence Court Division of the Magistrates' Court of Victoria:

William O'Day, Denise O'Reilly, Marc Sargeant, Luisa Bazzani.

Dated 20 June 2006

DAN MULING
Acting Chief Magistrate
Magistrates' Court of Victoria

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Yoke Ngor Chia

Identification Number 85757

Registered in Division 1

Following a formal hearing into the professional conduct of Yoke Ngor Chia, a Panel appointed by the Nurses Board of Victoria found, on 13 June 2006, that the nurse had engaged in unprofessional conduct of a serious nature.

The Panel therefore determined that:

1. Pursuant to section 48(2)(e), Ms Chia must provide satisfactory employer reports to the Nurses Board, quarterly for 12 months.

LOUISE MILNE-ROCH
Chief Executive Officer

State Superannuation Act 1988

DECLARATION OF ELIGIBLE SALARY SACRIFICE CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 3A of the **State Superannuation Act 1988** ("the Act") by this instrument declare officers governed by the Australian Catholic University Staff Enterprise Agreement 2005–2008, certified on 29 November 2005, and its successor industrial instruments and agreements who are members of the Revised Scheme and the New Scheme (as those terms are defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 7 June 2006

JOHN LENDERS MP
Minister for Finance

State Superannuation Act 1988
DECLARATION OF
ELIGIBLE SALARY SACRIFICE
CONTRIBUTORS

I, John Lenders MP, in my capacity as Minister for Finance for the State of Victoria, under paragraph (b) of section 3A of the **State Superannuation Act 1988** ("the Act") by this instrument declare officers governed by the CAE Certified Agreement Number 1 (2006), certified on 3 May 2006, and its successor industrial instruments and agreements who are members of the Revised Scheme and the New Scheme (as those terms are defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 9 June 2006

JOHN LENDERS MP
Minister for Finance

Subordinate Legislation Act 1994
NOTICE OF PREPARATION OF
REGULATORY IMPACT STATEMENT
Plumbing (Heat Pumps) Regulations 2006

Notice is given that, in accordance with section 11 of the **Subordinate Legislation Act 1994**, a Regulatory Impact Statement (RIS) has been prepared in relation to the proposed Plumbing (Heat Pumps) Regulations 2006 (the proposed Regulations).

The main objective of the proposed Regulations is to amend the Plumbing Regulations 1998 to make further provision for energy efficiency measures which relate to the use of heat pump water heaters.

The RIS discusses possible alternatives to the proposed Regulations and concludes that the proposed Regulations are the best means of achieving the stated objectives.

Copies of the RIS and the proposed Regulations may be obtained from the Plumbing Industry Commission by phoning 9889 2211 (between 8.15 am and 4.30 pm weekdays), or from the Commission's reception at 450 Burke Road, Camberwell (between 8.15 am and 4.30 pm weekdays) or from the internet at www.pic.vic.gov.au or www.dse.vic.gov.au/ris.

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

All comments must be in writing and must be received by 5.00 pm on Monday 24 July 2006 to: Kenneth Dare, Legal Officer, Plumbing Industry Commission, 450 Burke Road, Camberwell, Vic. 3124, PO Box 552, Camberwell, Vic. 3124, telephone: (03) 9889 2211, facsimile: (03) 9889 3999, email: ken.dare@pic.vic.gov.au.

Dated 13 June 2006

ROB HULLS
Minister for Planning

Transport Act 1983
TOW TRUCK DIRECTORATE
OF VICTORIA

Tow Truck Application

Notice is hereby given that the following application will be considered by the Licensing Authority after 26 July 2006.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Tow Truck Directorate of Victoria, Level 6, 14–20 Blackwood Street, North Melbourne (PO Box 666, North Melbourne 3051) not later than 20 July 2006.

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

Deltacorp Investments Pty Ltd. Application for variation of conditions of tow truck licence numbers TOW059 and TOW453 which authorise the licensed vehicles to be managed, controlled and operated from a depot situated at 4 Elizabeth Street, Diamond Creek, to change the depot address to 10–14 Salicki Avenue, Epping.

Dated 22 June 2006

STUART SHEARER
Director

Valuation of Land Act 1960
DEPARTMENT OF SUSTAINABILITY
AND ENVIRONMENT

Fees for the Provision of Information

I, Jonathan Roy Dunham, Valuer General, pursuant to section 5(2) of the **Valuation of Land Act 1960**, set the following fees to be paid for the provision of the information held on my behalf by LANDATA® and known as PRISM

Property Sales Information data providing details of sale or transfer of land or of an interest in land:

- 1) For the supply of data through the Internet service via the LANDATA® web site—
- (i) Details of an individual record: 21.52 cents per record subject to (iii) below;
 - (ii) For all sales and transfer data in the whole of any municipality: 21.52 cents per record subject to (iii) below and subject to discounts for subscribers to additional municipalities as follows:

No. of Municipalities	Percentage Discount
1	0
2	5
3+	10

- (iii) A minimum charge of \$25 per month applies.
- 2) For the supply of data via a person or organisation contracted by the Department to provide services to those classes of person listed in (a), (b) and (c) of the Minister's policy direction;
- (i) For all sales and transfer data: 15.37 cents per record.
- 3) For the supply of data via other media (eg. fax, email, telephone)—
- For the supply of details of all or specific records in any municipality;
- (i) As a regular service – \$30 per month plus 26.65 cents per record; or
 - (ii) As a request – \$30 per request plus 26.65 cents per record.

NOTE: All of the above fees in 1, 2 and 3 are GST exclusive.

In accordance with the policy direction of the Hon. Rob Hulls, Minister for Planning, the following persons are entitled to be supplied with the above information:

- (a) A Municipal Council or its agent;
- (b) A person practising as a land valuer or his or her agent;
- (c) A person being a licensed real estate agent as defined in section 4 of the **Estate Agents Act 1980** or his or her agent;
- (d) A person or his or her agent whose land is being compulsorily acquired under the provisions of any Act or who is claiming

compensation for loss or damage resulting from the exercise of powers under any Act relating to land whether for the acquisition of the land or for any other purpose;

- (e) A person or his or her agent who has lodged an objection to the assessment of the value of any land in accordance with the provisions of Part III of the **Valuation of Land Act 1960**; and
- (f) A person or organisation contracted by the Department to provide services to those classes of person listed in (a), (b) and (c) above, provided that the service provider shall not provide the information to any other class of persons.

Victorian Institute of Teaching Act 2001

NOTIFICATION CANCELLING REGISTRATION OF A TEACHER

Pursuant to section 42 of the **Victorian Institute of Teaching Act 2001**, the Victorian Institute of Teaching may find a teacher has engaged in serious misconduct, has been seriously incompetent and/or is not fit to teach and may make a determination pursuant to sub-section 42(2) including cancelling the registration of a teacher.

On 17 May 2006, Stephen John Snow, born 3 January 1958, was found to be seriously incompetent.

On 17 May 2006, Stephen John Snow's registration to teach was cancelled, effective from 17 May 2006.

Dated 19 June 2006

SUSAN HALLIDAY

Chairperson

Disciplinary Proceedings Committee

Victorian Institute of Teaching

Victorian Institute of Teaching Act 2001

NOTIFICATION SUSPENDING REGISTRATION OF A TEACHER

Pursuant to section 42 of the **Victorian Institute of Teaching Act 2001** (the Act), the Victorian Institute of Teaching (the Institute) may find a teacher guilty of serious misconduct and/or unfit to teach and may make a determination pursuant to sub-section 42(2)

including suspending the registration of a teacher.

On 24 May 2006, Paul David Buhagiar, born 8 August 1970, was found guilty of serious misconduct.

On 24 May 2006, Paul David Buhagiar was found guilty of serious misconduct and his teaching registration was suspended until at least 1 January 2007. He will remain suspended until he completes, to the satisfaction of the Panel, at least 6 sessions of counselling concerning:

- knowledge and maintenance of professional standards when working with students;
- understanding power relationships between teachers and students;
- insight and understanding of the professional boundaries between students and teachers;
- familiarisation of the Code of Conduct and Code of Ethics for the Victoria teaching profession.

Dated 19 June 2006

SUSAN HALLIDAY
Chairperson
Disciplinary Proceedings Committee
Victorian Institute of Teaching

**Victorian Managed Insurance Authority
Act 1996**

PUBLIC HEALTHCARE INSURANCE
PROGRAM, PUBLIC TRANSPORT
INDUSTRY OMBUDSMAN AND
THE HEIDE MUSEUM OF MODERN ART

Pursuant to section 25A of the **Victorian Managed Insurance Authority Act 1996**, I direct the VMIA to provide insurance to the Public Healthcare Insurance Program, Public Transport Industry Ombudsman and the Heide Museum of Modern Art.

All three directions are effective for one year, from 1 July 2006 to 30 June 2007, with the VMIA to determine the premium payable by each organisation. All other existing terms and conditions should continue.

Dated 9 June 2006

JOHN LENDERS
Minister for Finance



BY-LAW No. 9 – WATER RESTRICTIONS

In accordance with s161(1)(b) of the **Water Act 1989**, notice is hereby given that the above By-law for regulating and restricting the use of water within urban water supply service areas of Coliban Region Water Authority, received Ministerial approval on 9 June 2006.

The By-law specifies the four stages of restrictions on the use of water, when and how these may be imposed, things which must not be done while each stage of restriction persists, principles for consideration of applications for exemption and penalties for contravention of restriction requirements.

This By-law shall be substituted for 'By-law No. 6 – Water Restrictions'.

A copy of this By-law No. 9 is available for inspection free of charge at Coliban Water's office, situated at 37–45 Bridge Street, Bendigo, during normal office hours 8.00 am to 5.30 pm Monday to Friday. The By-law is also available from our website www.coliban.com.au.

GEOFF MICHELL
Chief Executive

Accident Compensation Act 1985

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

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

The average weekly earnings for all employees in Victoria between the December quarter of 2004 and the December quarter 2005 increased from \$779.70 to \$809.80 which is an increase of 3.86%.

Following legislative changes in December 1997 some amounts are indexed by the rise in Consumer Price Index. The Consumer Price Index between the December quarter of 2004 and the December quarter of 2005 increased from 145.3 to 149.2 which is an increase of 2.68%.

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

Following legislative changes in December 2004 and further changes in June 2005, a formula for calculating non-economic loss in circumstances where there has been a further loss of hearing was inserted into section 98C(3A). This formula applies to further loss of hearing which occurred after 12 November 1997.

Section	Provision	Rate before 1 July 06	Rate from 1 July 06
COMPENSATION FOR DEATH OF A WORKER (CPI)			
Revised compensation for death of worker			
92A(4)	For a dependent partner or partners in equal shares	\$212,060	\$217,750
92A(5)	For an orphan child or orphan children in equal shares	\$212,060	\$217,750
92A(6)(a)	For a dependent partner(s) where there is one dependent child	\$190,860	\$195,980
92A(6)(b)	For the dependent child	\$21,210	\$21,780
92A(7)	For a dependent partner(s) where there are more than one dependent child but not more than 5 dependent children payable in the following shares: total amount of	\$212,060	\$217,750
92A(7)(a)	To each dependent child	\$10,600	\$10,880
92A(7)(b)	To partner/partners	Balance	Balance
92A(8)	For a dependent partner(s) where there are more than 5 dependent children payable in the following shares: total amount of	\$212,060	\$217,750
92A(8)(a)	To partner or partners in equal shares	\$159,050	\$163,320
92A(8)(b)	To the dependent children in equal shares	\$53,010	\$54,430
92A(8A)	Maximum lump sum for dependent children if no dependent partner	\$212,060	\$217,750
92A(9)	Maximum lump sum for any other dependants if no dependent partner or dependent child	\$212,060	\$217,750

Section	Provision	Rate before 1 July 06	Rate from 1 July 06
WEEKLY PENSIONS FOR DEPENDANTS OF WORKER WHO DIES (AWE)			
During the first 13 weeks			
92B(3)(a)(ii)	Maximum weekly pension for a dependent partner	\$1,150	\$1,190
92B(4)(a)(ii)	Maximum weekly pension for 2 or more dependent partners in equal shares	\$1,150	\$1,190
92B(5)(a)(ii)	Maximum weekly pension for one orphan child	\$1,150	\$1,190
92B(6)(a)(ii)	Maximum weekly pension for 2 or more orphan children in equal shares	\$1,150	\$1,190
After first 13 weeks until the end of 3 years			
92B(3)(b)(i)	Maximum weekly pension for a dependent partner	\$1,150	\$1,190
92B(3)(b)(ii)	Weekly pension calculation for a dependent partner where there are not more than 5 dependent children and overall cap applies	\$1,150	\$1,190
92B(3)(b)(iii)	Weekly pension for a dependent partner where there are more than 5 dependent children and overall cap applies	\$766	\$796
92B(4)(b)(i)	Maximum weekly pension for 2 or more dependent partners in equal shares	\$1,150	\$1,190
92B(4)(b)(ii)	Weekly pension calculation for 2 or more dependent partners, where there are not more than 5 dependent children and overall cap applies	\$1,150	\$1,190
92B(4)(b)(iii)	Weekly pension for 2 or more dependent partners, where there are more than 5 dependent children and overall cap applies in equal shares	\$766	\$796
After first 13 weeks until child ceases to be eligible			
92B(5)(b)(ii)	Maximum weekly pension for one orphan child	\$1,150	\$1,190
92B(6)(b)(ii)	Maximum weekly pension for 2 or more orphan children in equal shares	\$1,150	\$1,190
92B(7)(b)	Weekly pension calculation for each dependent child where there are not more than 5 dependent children and overall cap applies	\$1,150	\$1,190
92B(8)(b)	Weekly pension for dependent children where there are more than 5 dependent children and overall cap applies in equal shares	\$380	\$395
92B(11)	Total amount of weekly pensions	\$1,150	\$1,190
WEEKLY PAYMENTS (AWE)			
First 26 weeks incapacity			
Where worker has no current work capacity			
93A(2)(a)(ii)	Maximum weekly payment	\$918	\$953
Where worker has a current work capacity			
93A(2)(b)(ii)	Maximum weekly payments – less notional earnings	\$918	\$953
After 26 weeks incapacity			
Worker has a serious injury			
93B(1)(a)(ii)	Maximum weekly payment is – less 90% of notional earnings	\$918	\$953

Section	Provision	Rate before 1 July 06	Rate from 1 July 06
	Worker does not have a serious injury but has no current work capacity		
93B(1)(b)(ii)	Maximum weekly payments	\$918	\$953
	Worker does not have a serious injury but has a current work capacity		
93B(1)(c)(ii)	Maximum weekly payment is – less 60% of notional earnings	\$551	\$572
GRANDFATHER PROVISIONS (AWE)			
93C(5)(c)(iii)	Minimum earnings for a worker who has a current work capacity after 104 weeks of payments as specified in Section 93CD(3)(a)	\$134	\$139
93C(11)(b)(iii)	Minimum earnings for a worker who has a current work capacity after 104 weeks of payments as specified in Section 93CD(3)(a)	\$134	\$139
WEEKLY PAYMENTS (AWE)			
	Weekly payments for First Entitlement Period (first 13 weeks)		
93CA(2)(a)(ii)	Maximum weekly payment where worker has no current work capacity	\$1,150	\$1,190
93CA(2)(b)(ii)	Maximum weekly payment where worker has a current work capacity – less notional earnings	\$1,150	\$1,190
	Weekly payments for Second Entitlement Period (14–104 weeks)		
93CB(2)(a)(ii)	Maximum weekly payment where worker has no current work capacity	\$1,150	\$1,190
93CB(2)(b)(ii)	Maximum weekly payment where worker has a current work capacity – less 60% of notional earnings	\$688	\$715
	Weekly payment after the expiry of the second entitlement period		
93CC(2)(b)	Maximum weekly payment where worker has been assessed as having no current work capacity and likely to continue indefinitely to have no current work capacity	\$1,150	\$1,190
93CD(3)(a)	Minimum earnings for a worker who has returned to work	\$134	\$139
93CD(5)(b)	Maximum weekly payment where Authority or self-insurer has made a determination – less 60% of worker's current weekly earnings	\$688	\$715
COMPENSATION FOR NON-ECONOMIC LOSS (CPI)			
	Permanent Impairment – Calculations of Amounts of Non-economic Loss		
98C(2)(b)	Where worker's impairment benefit rating is 10% or more and less than 11%	\$9,400 \$8,000	\$9,650 \$8,210

Section	Provision	Rate before 1 July 06	Rate from 1 July 06
98C(2)(c)	Where worker's impairment benefit rating is not less than 10% and not more than 30%	\$15,140 \$2,270	\$15,550 \$2,330
98C(2)(d)	Where worker's impairment benefit rating is more than 30% and not more than 70%	\$60,580 \$3,780	\$62,210 \$3,880
98C(2)(e)	Where worker's impairment benefit rating is more than 70% and not more than 80%	\$212,130 \$15,150	\$217,820 \$15,560
98C(2)(f)	Where worker's impairment benefit rating is more than 80%	\$363,660	\$373,420
	Psychiatric Impairment – Calculations of Amounts of Non-economic Loss		
98C(3)(b)	Where worker's degree of impairment is not less than 30% and not more than 50%	\$12,120 \$3,940	\$12,450 \$4,050
98C(3)(c)	Where worker's degree of impairment is more than 50% and not more than 70%	\$90,940 \$6,060	\$93,380 \$6,220
98C(3)(d)	Where worker's degree of impairment is more than 70% and not more than 80%	\$212,130 \$15,150	\$217,820 \$15,560
98C(3)(e)	Where worker's degree of impairment is more than 80%	\$363,660	\$373,420
	Permanent Impairment – Calculation of Amounts of Non-economic Loss for Further Injury Industrial Deafness		
98C(3A)(a)	Where "T" is not less than 10% and not more than 30% and "P" is less than 10%	\$2,270 \$1,510	\$2,330 \$1,550
98C(3A)(b)	Where "T" is not less than 10% and not more than 30% and "P" is not less than 10%	\$2,270	\$2,330
98C(3A)(c)	Where "T" is more than 30% and "P" is less than 10%	\$3,780 \$2,270 \$1,510	\$3,880 \$2,330 \$1,550
98C(3A)(d)	Where "T" is more than 30% and "P" is not less than 10% and is less than 30%	\$3,780 \$2,270	\$3,880 \$2,330
98C(3A)(e)	Where "T" is more than 30% and "P" is not less than 30%	\$3,780	\$3,880
	Other non-economic loss		
98C(4)	Loss of a foetus or loss of more than one foetus	\$54,470	\$55,930
98C(7)	Maximum amount of compensation for more than one injury suffered on the same occasion	\$363,660	\$373,420
98C(8)	Maximum amount of compensation for more than one kind of non-economic loss for the same injury	\$363,660	\$373,420

Section	Provision	Rate before 1 July 06	Rate from 1 July 06
NO DISADVANTAGE – COMPENSATION TABLE (AWE)			
98E	Total loss of the sight of both eyes	\$217,910	\$226,320
	Total loss of the sight of an only eye	\$217,910	\$226,320
	Loss of both hands	\$217,910	\$226,320
	Loss of both feet	\$217,910	\$226,320
	Loss of a hand and a foot	\$217,910	\$226,320
	Total loss of the right arm or of the greater part of the right arm	\$174,320	\$181,050
	Total loss of the left arm or of the greater part of the left arm	\$163,420	\$169,730
	Total loss of the right hand or of five fingers of the right hand, or of the lower part of the right arm	\$152,510	\$158,400
	Total loss of the left hand or of five fingers of the left hand, or of the lower part of the left arm	\$141,650	\$147,120
	Total loss of a leg	\$163,420	\$169,730
	Total loss of a foot	\$141,650	\$147,120
	Total loss of the lower part of the leg	\$152,510	\$158,400
	Total loss of the sight of one eye, together with the serious diminution of the sight of the other eye	\$163,420	\$169,730
	Total loss of hearing	\$141,650	\$147,120
	Total loss of the sight of one eye	\$87,160	\$90,520
	Loss of binocular vision	\$87,160	\$90,520
	Loss of eyeball (in addition to compensation for loss of sight of an eye)	\$47,940	\$49,790
	Total loss of power of speech	\$130,740	\$135,790
	Total loss of sense of taste or smell	\$37,050	\$38,480
	Total loss of senses of both taste and smell	\$74,090	\$76,950
	Total loss of male sexual organs	\$102,430	\$106,380
	Total loss of penis	\$102,430	\$106,380
	Total loss of one testicle	\$21,770	\$22,610
	Total loss of two testicles or an only testicle	\$102,430	\$106,380
	Total loss of female sexual organs	\$102,430	\$106,380
	Total loss of both breasts	\$102,430	\$106,380
	Total loss of one breast	\$65,360	\$67,880
	Total loss of the thumb of the right hand	\$65,360	\$67,880
	Total loss of the thumb of the left hand	\$56,660	\$58,850
	Total loss of the forefinger of the right hand	\$45,770	\$47,540
	Total loss of the forefinger of the left hand	\$39,210	\$40,720
	Total loss of two joints of the forefinger of the right hand	\$34,850	\$36,200

Section	Provision	Rate before 1 July 06	Rate from 1 July 06
	Total loss of two joints of the forefinger of the left hand	\$26,130	\$27,140
	Total loss of a joint of the thumb	\$34,850	\$36,200
	Total loss of the first joint of the forefinger of the right hand	\$21,770	\$22,610
	Total loss of the first joint of the forefinger of the left hand	\$19,620	\$20,380
	Total loss of the first joint of the middle or little or ring finger of either hand	\$13,070	\$13,570
	Total loss of the middle finger of either hand	\$26,130	\$27,140
	Total loss of the little or ring finger of either hand	\$23,980	\$24,910
	Total loss of two joints of the middle finger of either hand	\$21,770	\$22,610
	Total loss of two joints of the little or ring finger of either hand	\$19,620	\$20,380
	Total loss of the great toe of either foot	\$47,940	\$49,790
	Total loss of a joint of the great toe of either foot	\$21,770	\$22,610
	Total loss of any other toe	\$13,070	\$13,570
	Total loss of a joint of any other toe	\$4,360	\$4,530
	Quadriplegia	\$217,910	\$226,320
	Paraplegia	\$217,910	\$226,320
	Total impairment of the spine	\$217,910	\$226,320
98E(5)	Maximum total amount of compensation allowable under 98E Table	\$217,910	\$226,320
MEDICAL AND LIKE SERVICES (CPI)			
99(1)(aa)	Maximum Family Counselling expenses	\$1,910	\$1,960
99(5)	Employer's Liability	\$517	\$531
125(1)(a)(iii)	Employer's initial liability for medical and like services	\$517	\$531
125A(3)(c)	Employer's initial liability for medical and like services	\$517	\$531
LIABILITY OF PRIOR INSURER (AWE)			
129B(7)	Minimum payments for contribution injury	\$11,420	\$11,860
ACTIONS FOR DAMAGES			
Pecuniary Loss (AWE)			
134AB(22)(a)(i)	Threshold	\$45,460	\$47,210
134AB(22)(a)(ii)	Maximum	\$1,023,300	\$1,062,800
Pain and Suffering (AWE)			
134AB(22)(b)(i)	Threshold	\$43,900	\$45,590
134AB(22)(b)(ii)	Maximum	\$445,520	\$462,720
Pecuniary Loss (AWE)			
135A(7)(a)(i)	Threshold	\$45,460	\$47,210
135A(7)(a)(ii)	Maximum	\$1,023,300	\$1,062,800

Section	Provision	Rate before 1 July 06	Rate from 1 July 06
	Pain and Suffering (CPI)		
135A(7)(b)(i)	Threshold	\$40,800	\$41,900
135A(7)(b)(ii)	Maximum	\$414,020	\$425,130
	Damages under Part III of the Wrongs Act 1958 (AWE)		
135C(2)	Death of a person	\$675,070	\$701,130
	PRE-INJURY AVERAGE WEEKLY EARNINGS (AWE)		
5A(8)	Where no rate applicable	\$1,150	\$1,190
5A(9)(b)	Deemed Pre-injury Average Weekly Earnings for a full-time student at time of completion of course	\$1,150	\$1,190
5A(11)(b)	Deemed Pre-injury Average Weekly earnings for a full-time student at a primary or secondary school at time of completion of secondary school	\$918	\$953
	MAXIMUM ASSESSMENT FEE FOR APPLICATION FOR APPROVAL AS A SELF-INSURER (AWE)		
Regulation 20	Maximum assessment fee	\$42,130	\$43,760

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

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

The Australian male average weekly earnings for the December quarter of 2004 and 2005 were \$911.60 and \$963.80 respectively, an increase of 5.73%.

Notice is hereby given that calculations in accordance with the said section produce the following rates of compensation which are payable, on and from 1 July 2006 instead of the amounts specified in Section 9 of the said Act, in the clauses under the heading "The Clauses Referred To".

The amount specified in "The Clauses Referred To" (wherever occurring)		Rates before 1 July 06	Rates from 1 July 06
COMPENSATION FOR THE DEATH OF A WORKER			
	Amount as per the 1958 Act		
1(a)(i)	\$33,160	\$141,447	\$149,547
	\$8,088	\$34,506	\$36,482
	\$7,566	\$32,270	\$34,118
	\$7,044	\$30,046	\$31,766
	\$6,523	\$27,824	\$29,417
	\$6,001	\$25,595	\$27,061
	\$5,479	\$23,369	\$24,707
	\$4,957	\$21,143	\$22,354
	\$4,435	\$18,917	\$20,000
	\$3,914	\$16,696	\$17,652
	\$3,392	\$14,465	\$15,293
	\$2,870	\$12,240	\$12,941
	\$2,348	\$10,012	\$10,585
	\$1,826	\$7,788	\$8,234
	\$1,826	\$7,788	\$8,234
1(a)(ii)	\$33,160	\$141,447	\$149,547
WEEKLY PAYMENTS			
1(b)(i)	\$105	\$450	\$476
	\$30	\$126	\$133
	\$10	\$43	\$45
	\$155	\$663	\$701
	\$78	\$331	\$350
	\$135	\$573	\$606
TOTAL LIABILITY FOR WEEKLY PAYMENTS			
1(b)(iii)	\$36,960	\$157,657	\$166,685

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

Geographic Place Names Act 1998

NOTICE OF INTENTION TO REGISTER A GEOGRAPHIC NAME

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

File No.	Naming Authority	Place Name	Location
GPN 1002	Mildura Rural City Council	Bildstien Park	Box Street, Merbein
LA/12/0062	Moyne Shire Council	Curdievale, Hexham, Kirkstall, Macarthur, Mailors Flat, Nirranda South, Port Fairy, Tarrone, Toolong, Warrabkook, Winslow, Woolsthorpe.	As on version 4.5 of the plan showing the town and rural district names and boundaries within the municipality. Copies of this plan may be inspected at the municipal offices or at the office of the Registrar of Geographic Names.

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**
15th Floor
570 Bourke Street
Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

Housing Act 1983LAND THE DIRECTOR OF HOUSING IS DEEMED TO HAVE AN INTEREST IN
UNDER SECTION 107 OF THE **HOUSING ACT 1983**

Port Phillip Housing Association Limited

I, Owen David Donald, Director of Housing (the Director), hereby issue the following declaration pursuant to section 107 of the **Housing Act 1983** (the Act).

In accordance with a Funding Deed dated 9 December 2005 and a Supplementary Deed dated 2 June 2006, between the Director and Port Phillip Housing Association Limited, the following land is land in which the Director is deemed to have an interest under section 107 of the Act.

Volume	Folio	Address
9505	077	52 Barkly Street, St Kilda
9673	081 & 082	2 Enfield Street, St Kilda

Dated 8 June 2006

Signed at Melbourne in the State of Victoria
Dr OWEN DONALD
Director of Housing

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

Car is a Motor Vehicle, other than:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

the Agreement has the same meaning as in the Act;

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

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

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

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

vehicle has the same meaning as in the Act.

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

Table One			
Toll Zone	Toll		
	Car	LCV	HCV
1. That part of the Link road between Moreland Road and Brunswick Road.	\$1.48	\$2.37	\$2.81
2. That part of the Link road between Racecourse Road and Dynon Road.	\$1.48	\$2.37	\$2.81
3. That part of the Link road between Footscray Road and the West Gate Freeway.	\$1.85	\$2.96	\$3.52
4. That part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road, other than that part of the Link road – <ul style="list-style-type: none"> (a) being the eastbound carriageways of the Link road; (b) between Punt Road and the exit to Boulton Parade; and (c) comprising Boulton Parade. 	\$1.85	\$2.96	\$3.52
5. That part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$3.33	\$5.33	\$6.33
6. That part of the Link road being the eastbound carriageways between Punt Road and Burnley Street other than that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$1.48	\$2.37	\$2.81

<p>7. That part of the Link road between Burnley Street and Punt Road and including that part of the Link road –</p> <p>(a) between Punt Road and the exit to Boulton Parade, other than the eastbound carriageways; and</p> <p>(b) comprising Boulton Parade, other than:</p> <p>(i) the eastbound carriageways between Burnley Street and Punt Road; and</p> <p>(ii) that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.</p>	\$1.48	\$2.37	\$2.81
<p>8. That part of the Link road being the eastbound carriageways between Burnley Street and Glenferrie Road.</p>	\$1.48	\$2.37	\$2.81
<p>9. That part of the Link road between Glenferrie Road and Burnley Street, other than the eastbound carriageways.</p>	\$1.48	\$2.37	\$2.81
<p>10. That part of the Link road being the eastbound carriageways between Swan Street Intersection and Punt Road, other than –</p> <p>(a) that part of the Link road being the Burnley Tunnel; and</p> <p>(b) that part of the Link road comprising Boulton Parade.</p>	\$0.93	\$1.48	\$1.76
<p>11. That part of the Link road between Punt Road and Swan Street Intersection, other than –</p> <p>(a) the eastbound carriageways;</p> <p>(b) that part of the Link road being the Burnley Tunnel;</p> <p>(c) that part of the Link road:</p> <p>(1) between Punt Road and the exit to Boulton Parade; and</p> <p>(2) comprising Boulton Parade; and</p> <p>(d) that part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road.</p>	\$0.93	\$1.48	\$1.76

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

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

Table Two			
Trip Cap	Toll		
	Car	LCV	HCV
1. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 6 am and 8 pm on the same day.	\$5.56	\$7.41	\$7.41
2. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 8 pm on the one day and 6 am on the next.	\$5.56	\$5.56	\$5.56

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

Table Three	
Taxis	Toll
Each Half Link Taxi Trip	\$3.00
Each Full Link Taxi Trip	\$5.00

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

For the avoidance of doubt, this Notice also:

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

the Notice under Section 71(1) dated 7 March 2006 and published in the Victoria Government Gazette No. G 12 (pages 589 to 593), dated 23 March 2006 (“the Last Notice”).

This notice takes effect on 1 July 2006 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;

- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

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

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

Dated 31 May 2006

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

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

P. G. B. O'SHEA
Director
CityLink Melbourne Limited
(ABN 65 070 810 678)

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

Car is a Motor Vehicle, other than:

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

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

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

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

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

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act.

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

Table One			
Toll Zone	Toll		
	Car	LCV	HCV
12. The Extension road	\$0.93	\$1.48	\$1.76

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

For the avoidance of doubt, this Notice also:

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

the Notice under Section 71(1) dated 7 March 2006 and published in the Victoria Government Gazette No. G 12 (pages 594 to 595), dated 23 March 2006 (“the Last Notice”).

This Notice takes effect on 1 July 2006, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 31 May 2006

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

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

P. G. B. O’SHEA
Director
City Link Extension Pty Limited
(ABN 40 082 058 615)

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

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

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

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

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

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

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

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

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

the Agreement has the same meaning as in the Act;

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act; and

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

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

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$10.65	\$17.05	\$20.25

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

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$10.65	\$17.05

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

Table Three		
Tulla Pass	Toll	
	Car	LCV
	\$3.80	\$6.05

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

For the avoidance of doubt, this Notice also:

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

the Notice under Section 71(1) dated 7 March 2006 and published in the Victoria Government Gazette No. G 12 (pages 596 to 598), dated 23 March 2006 (“the Last Notice”).

This Notice takes effect on 1 July 2006, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 31 May 2006

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

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

P. G. B O’SHEA
Director
CityLink Melbourne Limited
(ABN 65 070 810 678)

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act; and

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

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

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$10.65	\$17.05	\$20.25

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

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$10.65	\$17.05

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

For the avoidance of doubt, this Notice also:

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

the Notice under Section 71(1) dated 7 March 2006 and published in the Victoria Government Gazette No. G 12 (pages 599 to 601), dated 23 March 2006 (“the Last Notice”).

This Notice takes effect on 1 July 2006, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 31 May 2006

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

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

P. G. B. O'SHEA
Director
City Link Extension Pty Limited
(ABN 40 082 058 615)

Public Sector Employment (Award Entitlements) Act 2006

FAMILY PROVISIONS STANDARD

This notice is made under section 7(1) of the **Public Sector Employment (Award Entitlements) Act 2006** ("the Act") by me in my capacity as Minister for Industrial Relations.

This notice specifies a standard set of terms and conditions of employment for public sector employees covered by the Act based on the Family Provisions Test Case decision of the Australian Industrial Relations Commission handed down on 8 August 2005. The standard will be used for the purpose of a fairness test to apply to Victorian public sector workplace agreements.

The Family Provisions Standard takes effect from 3 July 2006.

Dated 6 June 2006

ROB HULLS MP
Minister for Industrial Relations

FAMILY PROVISIONS STANDARD

1. PARENTAL LEAVE

Subject to the terms of this clause employees are entitled to maternity, paternity and adoption leave and a full-time employee may elect to work part-time in connection with the birth or adoption of a child.

The provisions of this clause apply to full-time, part-time and eligible casual employees, but do not apply to other casual employees.

An **eligible casual employee** means a casual employee:

- (a) employed by an employer on a regular and systematic basis for several periods of employment or on a regular and systematic basis for an ongoing period of employment during a period of at least 12 months; and
- (b) who has, but for the pregnancy or the decision to adopt, a reasonable expectation of ongoing employment.

For the purposes of this clause, **continuous service** is work for an employer on a regular and systematic basis (including any period of authorised leave or absence).

An employer must not fail to re-engage a casual employee because:

- (a) the employee or employee's spouse is pregnant; or
- (b) the employee is or has been immediately absent on parental leave.

The rights of an employer in relation to engagement and re-engagement of casual employees are not affected, other than in accordance with this clause.

1.1 Definitions

1.1.1 For the purpose of this clause **child** means a child of the employee under school age or a child under school age who is placed with the employee for the purposes of adoption, other than a child or step-child of the employee or of the spouse of the employee or a child who has previously lived continuously with the employee for a period of six months or more.

1.1.2 Subject to 1.1.3, in this clause, **spouse** includes a de facto or former spouse.

1.1.3 In relation to 1.5, **spouse** includes a de facto spouse but does not include a former spouse.

1.2 Basic entitlement

1.2.1 After twelve months continuous service, parents are entitled to a combined total of 52 weeks unpaid parental leave on a shared basis in relation to the birth or adoption of their child. For females, maternity leave may be taken and for males, paternity leave may be taken. Adoption leave may be taken in the case of adoption.

1.2.2 Subject to 1.3.6, parental leave is to be available to only one parent at a time, in a single unbroken period, except that both parents may simultaneously take:

1.2.2(a) for maternity and paternity leave, an unbroken period of up to one week at the time of the birth of the child;

1.2.2(b) for adoption leave, an unbroken period of up to three weeks at the time of placement of the child.

1.3 Maternity leave

1.3.1 An employee must provide notice to the employer in advance of the expected date of commencement of parental leave. The notice requirements are:

1.3.1(a) of the expected date of confinement (included in a certificate from a registered medical practitioner stating that the employee is pregnant) – at least ten weeks;

1.3.1(b) of the date on which the employee proposes to commence maternity leave and the period of leave to be taken – at least four weeks.

1.3.2 When the employee gives notice under 1.3.1(a) the employee must also provide a statutory declaration stating particulars of any period of paternity leave sought or taken by her spouse and that for the period of maternity leave she will not engage in any conduct inconsistent with her contract of employment.

1.3.3 An employee will not be in breach of this clause if failure to give the stipulated notice is occasioned by confinement occurring earlier than the presumed date.

1.3.4 Subject to 1.2.1 and unless agreed otherwise between the employer and employee, an employee may commence parental leave at any time within six weeks immediately prior to the expected date of birth.

1.3.5 Where an employee continues to work within the six week period immediately prior to the expected date of birth, or where the employee elects to return to work within six weeks after the birth of the child, an employer may require the employee to provide a medical certificate stating that she is fit to work on her normal duties.

1.3.6 Special maternity leave

1.3.6(a) Where the pregnancy of an employee not then on maternity leave terminates after 28 weeks other than by the birth of a living child, then the employee may take unpaid special maternity leave of such periods as a registered medical practitioner certifies as necessary.

1.3.6(b) Where an employee is suffering from an illness not related to the direct consequences of the confinement, an employee may take any paid sick leave to which she is entitled in lieu of, or in addition to, special maternity leave.

1.3.6(c) Where an employee not then on maternity leave suffers illness related to her pregnancy, she may take any paid sick leave to which she is then entitled and such further unpaid special maternity leave as a registered medical practitioner certifies as necessary before her return to work. The aggregate of paid sick leave, special maternity leave and parental leave, including parental leave taken by a spouse, may not exceed 52 weeks.

1.3.7 Where leave is granted under 1.3.4, during the period of leave an employee may return to work at any time, as agreed between the employer and the employee provided that time does not exceed four weeks from the recommencement date desired by the employee.

1.4 Paternity leave

1.4.1 An employee will provide to the employer at least ten weeks prior to each proposed period of paternity leave, with:

- 1.4.1(a)** a certificate from a registered medical practitioner which names his spouse, states that she is pregnant and the expected date of confinement, or states the date on which the birth took place; and
- 1.4.1(b)** written notification of the dates on which he proposes to start and finish the period of paternity leave; and
- 1.4.1(c)** except in relation to leave taken simultaneously with the child's mother under 1.2.2(a) or 1.6.1(a), a statutory declaration stating:
 - 1.4.1(c)(i)** he will take that period of paternity leave to become the primary care-giver of a child;
 - 1.4.1(c)(ii)** particulars of any period of maternity leave sought or taken by his spouse; and
 - 1.4.1(c)(iii)** that for the period of paternity leave he will not engage in any conduct inconsistent with his contract of employment.

1.4.2 The employee will not be in breach of 1.4.1(a) hereof if the failure to give the required period of notice is because of the birth occurring earlier than expected, the death of the mother of the child, or other compelling circumstances.

1.5 Adoption leave

- 1.5.1** The employee will notify the employer at least ten weeks in advance of the date of commencement of adoption leave and the period of leave to be taken. An employee may commence adoption leave prior to providing such notice, where through circumstances beyond the control of the employee, the adoption of a child takes place earlier.
- 1.5.2** Before commencing adoption leave, an employee will provide the employer with a statutory declaration stating:
 - 1.5.2(a)** except in relation to leave taken simultaneously with the child's other adoptive parent under 1.2.2(b) or 1.6.1(a), that the employee is seeking adoption leave to become the primary care-giver of the child;
 - 1.5.2(b)** particulars of any period of adoption leave sought or taken by the employee's spouse; and
 - 1.5.2(c)** that for the period of adoption leave the employee will not engage in any conduct inconsistent with their contract of employment.
- 1.5.3** An employer may require an employee to provide confirmation from the appropriate government authority of the placement.
- 1.5.4** Where the placement of the child for adoption with an employee does not proceed or continue, the employee will notify the employer immediately and the employer will nominate a time not exceeding four weeks from receipt of notification for the employee's return to work.
- 1.5.5** An employee will not be in breach of this clause as a consequence of failure to give the stipulated periods of notice if such failure results from a requirement of an adoption agency to accept earlier or later placement of a child, the death of a spouse, or other compelling circumstances.
- 1.5.6** An employee seeking to adopt a child is entitled to unpaid leave for the purpose of attending any compulsory interviews or examinations as are necessary as part of the adoption procedure. The employee and the employer should agree on the length of the unpaid leave. Where agreement cannot be reached, the employee is entitled to take up to two days unpaid leave. Where paid leave is available to the employee, the employer may require the employee to take such leave instead.

1.6 Right to request

1.6.1 An employee entitled to parental leave pursuant to the provisions of 1.2 may request the employer to allow the employee:

1.6.1(a) to extend the period of simultaneous unpaid parental leave provided for in 1.2.2 up to a maximum of eight weeks;

1.6.1(b) to extend the period of unpaid parental leave provided for in 1.2.1 by a further continuous period of leave not exceeding 12 months;

1.6.1(c) to return from a period of parental leave on a part-time basis until the child reaches school age;

to assist the employee in reconciling work and parental responsibilities.

1.6.2 The employer shall consider the request having regard to the employee's circumstances and, provided the request is genuinely based on the employee's parental responsibilities, may only refuse the request on reasonable grounds related to the effect on the workplace or the employer's business. Such grounds might include cost, lack of adequate replacement staff, loss of efficiency and the impact on customer service.

1.6.3 Employee's request and the employer's decision to be in writing

The employee's request and the employer's decision made under 1.6.1(b) and 1.6.1(c) must be recorded in writing.

1.6.4 Request to return to work part-time

Where an employee wishes to make a request under 1.6.1(c), such a request must be made as soon as possible but no less than seven weeks prior to the date upon which the employee is due to return to work from parental leave.

1.7 Variation of period of parental leave

Where an employee takes leave under 1.2.1 and 1.6.1(b), unless otherwise agreed between the employer and employee, an employee may apply to their employer to change the period of parental leave on one occasion. Any such change is to be notified as soon as possible but no less than four weeks prior to the commencement of the changed arrangements. Nothing in this clause detracts from the basic entitlement in 1.2.1 or 1.6.1(b).

1.8 Parental leave and other entitlements

An employee may in lieu of or in conjunction with parental leave, access any annual leave or long service leave entitlements which they have accrued subject to the total amount of leave not exceeding 52 weeks or a longer period as agreed under 1.6.

1.9 Transfer to a safe job

1.9.1 Where an employee is pregnant and, in the opinion of a registered medical practitioner, illness or risks arising out of the pregnancy or hazards connected with the work assigned to the employee make it inadvisable for the employee to continue at her present work, the employee will, if the employer deems it practicable, be transferred to a safe job at the rate and on the conditions attaching to that job until the commencement of maternity leave.

1.9.2 If the transfer to a safe job is not practicable, the employee may elect, or the employer may require the employee to commence parental leave for such period as is certified necessary by a registered medical practitioner.

1.10 Returning to work after a period of parental leave

1.10.1 An employee will notify of their intention to return to work after a period of parental leave at least four weeks prior to the expiration of the leave.

1.10.2 An employee will be entitled to the position which they held immediately before proceeding on parental leave. In the case of an employee transferred to a safe job pursuant to 1.9, the employee will be entitled to return to the position they held immediately before such transfer.

1.10.3 Where such position no longer exists but there are other positions available which the employee is qualified for and is capable of performing, the employee will be entitled to a position as nearly comparable in status and pay to that of their former position.

1.11 Replacement employees

1.11.1 A replacement employee is an employee specifically engaged or temporarily promoted or transferred, as a result of an employee proceeding on parental leave.

1.11.2 Before an employer engages a replacement employee the employer must inform that person of the temporary nature of the employment and of the rights of the employee who is being replaced.

1.12 Communication during Parental leave

1.12.1 Where an employee is on parental leave and a definite decision has been made to introduce significant change at the workplace, the employer shall take reasonable steps to:

1.12.1(a) make information available in relation to any significant effect the change will have on the status or responsibility level of the position the employee held before commencing parental leave; and

1.12.1(b) provide an opportunity for the employee to discuss any significant effect the change will have on the status or responsibility level of the position the employee held before commencing parental leave.

1.12.2 The employee shall take reasonable steps to inform the employer about any significant matter that will affect the employee's decision regarding the duration of parental leave to be taken, whether the employee intends to return to work and whether the employee intends to request to return to work on a part-time basis.

1.12.3 The employee shall also notify the employer of changes of address or other contact details which might affect the employer's capacity to comply with 1.12.1.

2. CARER'S LEAVE FOR OTHER THAN CASUAL EMPLOYMENT

2.1 Personal leave to care for an immediate family or household member

2.1.1 An employee is entitled to use up to 10 days personal/sick leave, including accrued leave, each year to care for members of their immediate family or household who are sick and require care and support or who require care due to an unexpected emergency, subject to the conditions set out in this clause.

2.1.2 By agreement between an employer and an individual employee, the employee may access an additional amount of their accrued sick/personal leave for the purposes set out in 2.1.1, beyond the limit set out in 2.1.1. In such circumstances, the employer and the employee shall agree upon the additional amount that may be accessed.

2.1.3 Leave granted in accordance with 2.1.1 and 2.1.2 is subject to established notice requirements and evidence requirements for leave taken to care for members of the employee's immediate family or household who are sick and require care and support. When taking leave to care for members of their immediate family or household who require care due to an unexpected emergency, the employee must, if required by the employer, establish by production of documentation acceptable to the employer or a statutory declaration, the nature of the emergency and that such emergency resulted in the person concerned requiring care by the employee.

2.2 Unpaid personal leave

2.2.1 Where an employee has exhausted all paid personal/sick leave entitlements, they are entitled to take unpaid personal leave to care for members of their immediate family or household who are sick and require care and support or who require care due to an unexpected emergency. The employer and the employee shall agree on the period. In the absence of agreement, the employee is entitled to take up to two days per occasion, provided the requirements of 2.2.2 are met.

2.2.2 Leave granted in accordance with 2.2.1 is subject to established notice requirements and evidence requirements for leave taken to care for members of the employee's immediate family or household who are sick and require care and support. When taking leave to care for members of their immediate family or household who require care due to an unexpected emergency, the employee must, if required by the employer, establish by production of documentation acceptable to the employer or a statutory declaration, the nature of the emergency and that such emergency resulted in the person concerned requiring care by the employee.

3. ANNUAL LEAVE

3.1 Accrual

3.1.1 To assist employees in balancing their work and family responsibilities, by agreement between the employer and the employee, annual leave may be taken at any time within a period of 24 months from the date at which it falls due.

3.2 Single day absences

3.2.1 To assist employees in balancing their work and family responsibilities, an employee may elect, with the consent of the employer, to take annual leave in single periods not exceeding ten days in any calendar year at a time or times agreed between them.

4. BEREAVEMENT LEAVE

4.1 The provisions of this clause apply to full-time and regular part-time employees (on a pro rata basis) but do not apply to casual employees.

4.1.1 Subject to established evidence requirements for bereavement leave, an employee is entitled to up to 2 days bereavement leave on each occasion of the death in Australia of either a member of the employee's immediate family or household.

4.1.2 An employee may take unpaid bereavement leave by agreement with the employer.

5. CASUAL EMPLOYMENT – CARING RESPONSIBILITIES

5.1 Subject to established notice requirements and evidence requirements for bereavement leave or leave taken to care for members of the employee's immediate family or household who are sick and require care and support, casual employees are entitled to not be available to attend work, or to leave work:

5.1.1 if they need to care for members of their immediate family or household who are sick and require care and support, or who require care due to an unexpected emergency, or the birth of a child; or

5.1.2 upon the death in Australia of an immediate family or household member.

5.2 The employer and the employee shall agree on the period for which the employee will be entitled to not be available to attend work. In the absence of agreement, the employee is entitled to not be available to attend work for up to two days per occasion. The casual employee is not entitled to any payment for the period of non-attendance.

5.3 An employer must not fail to re-engage a casual employee because the employee accessed the entitlements provided for in this clause. The rights of an employer to engage or not to engage a casual employee are otherwise not affected.

Transport Act 1983**PROCLAMATION OF METROPOLITAN TAXI-CAB ZONE AND
SPECIFICATION OF LICENSING PROCEDURES**

Definitions: For the purposes of this Order

- “career taxi-cab driver” means a person who has been a full time Victorian metropolitan taxi-cab driver where taxi-cab driving has been the primary source of income for a minimum of 40 weeks of each year since at least 1 July 2001;
- “continuously held” in reference to the applicant’s Driver’s Certificate means that the Driver’s Certificate held by the applicant has been in force without interruption either by suspension or cancellation of the Driver’s Certificate or the applicant’s Driver Licence and neither the Driver’s Certificate or Driver Licence has expired and not been renewed or reissued, calculated by the date of payment for the certificate or licence, later than within ninety (90) days after the expiry date shown on the previous certificate or licence.

I, Peter Batchelor, Minister for Transport, by Order pursuant to the provisions of section 143A of the **Transport Act 1983** relating to the granting of taxi-cab licences in taxi-cab zones:

- a) Proclaim the area bounded by the coastline, the mouth of the Werribee River, a direct line to Cherry Tree Creek and its intersection with the Princes Highway, a direct line to the intersection of Bulban and Ball Roads, a direct line to the Werribee River and its intersection with Hobbs Road, Hobbs, Boundary and Robinsons Roads, Western Highway, Clarke Road, Monaghans Road, a straight line from the intersection of Monaghans Road and Taylors Road to the intersection of Holden Road and Calder Highway, a straight line to the intersection of Bulla Road and Quartz Street, Bulla, Somerton, Oaklands, Konagadera, Mt Ridley, Summerhill, Epping, Bridge Inn and Doctors Gully Roads, Bannans Lane North, Hurstbridge–Arthurs Creek, Heidelberg–Kinglake, Cherry Tree, Kangaroo Ground–St Andrews, Eltham–Yarra Glen and Kangaroo Ground–Warrandyte Roads, Pigeon Bank Lane, Pigeon Bank Gully Creek, Yarra River in a north-easterly direction, Victoria Road, McIntyre Lane, Yarra Glen, St Huberts, Boundary, Killara and Gruyere Roads, Old Gippsland Road, Sebire Avenue, Warburton Highway, Beenak, Wandin East, Queens, Monbulk, Stonyford, Olinda Creek, Barbers, Doughtys, Falls, The Georgian, Olinda–Monbulk, Main, Emerald–Monbulk, Moxhams, Priors, Kallista–Emerald, William, Grantulla, Belgrave–Gembrook, Wellington and Garden Roads, Princes Highway, McNaughton and Kombi Roads, railway line, Westall, Heatherton and Boundary Roads, Old Dandenong, Centre Dandenong, Lower Dandenong, Springvale, Pillars, Wilson and McMahrens Roads, a direct south line to Rossiter Road, northern boundary of City of Frankston, Eel Race Road to the coastline (hereinafter referred to as the Metropolitan Taxi-Cab Zone), as a proclaimed taxi-cab zone for the purpose of taxi-cab licence issue.
- b) Specify that the fee to be paid for issue of a taxi-cab licence to operate a Peak Service taxi-cab in the Metropolitan Taxi-Cab Zone will be \$5,935 (GST inclusive), together with the existing annual licence administration fee for taxi-cab licences of \$444 (GST exempt), will be the amount payable annually for the right to operate a taxi-cab on the licence. The licence issue fee of \$5,935 will be indexed for annual increases in line with the percentage increase in the Consumer Price Index (All Groups Index, Melbourne) for the same period. Licence fees for years subsequent to issue will be GST exempt.
- c) Specify that up to 100 metropolitan Peak Service taxi-cab licences may be issued under this Order.
- d) Specify that persons eligible to apply for metropolitan Peak Service taxi-cab licences are natural persons who, at the date of publication of this Order:
 - are a permanent resident of Victoria; and
 - are a career taxi-cab driver; and
 - have not previously been issued a metropolitan Peak Service taxi-cab licence; and

- do not operate more than one taxi-cab (includes person who does not operate any taxi-cab) either as:
 - a holder of a taxi-cab licence whether as a natural person, jointly with another person/s or as the director, shareholder, or beneficiary of an incorporated body (including indirect interest as the spouse of a licence holder or director, shareholder or beneficiary of an incorporated body that holds a taxi-cab licence); and/or
 - the approved assignee of a taxi-cab licence whether as a natural person, jointly with another person/s or as the director, shareholder, or beneficiary of an incorporated body (including indirect interest as the spouse of an approved assignee of a taxi-cab licence or director, shareholder or beneficiary of an incorporated body that is the approved assignee of a taxi-cab licence); and/or
 - do not hold a taxi-cab licence whether as a natural person, jointly with another person/s or as the director, shareholder, or beneficiary of an incorporated body (including indirect interest as the spouse of a licence holder or director, shareholder or beneficiary of an incorporated body that holds a taxi-cab licence) where the right to operate a vehicle on that licence is assigned to another person under section 150 of the **Transport Act 1983**; and
 - were first issued with a Victorian Driver's Certificate endorsed to drive commercial passenger vehicles classified as "metropolitan taxi-cabs" on or before 1 July 2001 and have continuously held such a certificate since that date; and
 - provide evidence of having been a career taxi-cab driver; and
 - provide evidence of service excellence in the taxi industry; and
 - provide evidence of financial stability; and
 - satisfy the Department of Infrastructure they are a fit and proper person to hold a taxi-cab licence; and
 - satisfactorily complete, prior to the issue of any Peak Service taxi-cab licence, the Taxicare Taxi Operator Training Course as approved by the Victorian Taxi Directorate. Applicants who provide evidence of having previously operated a metropolitan taxi-cab for at least 12 months within the five years immediately prior to the closing date of applications are exempt from the requirement to undertake the Taxicare Taxi Operator Training Course.
- e) Specify that applications must contain the following particulars:
- confirmation the application is for a licence to operate a Peak Service Taxi-cab within the metropolitan taxi-cab zone;
 - the name, date of birth and address of the applicant;
 - confirmation the applicant is a permanent resident of Victoria;
 - details of the applicant's Driver's Certificate including date of issue, classification and expiry date;
 - a declaration of:
 - (a) taxi-cab licences currently held by the applicant or in which the applicant has any direct or indirect interest, as specified in d) above, including any such licences assigned to another person; and
 - (b) taxi-cab licences currently operated by the applicant as the assignee of a taxi-cab licence, or in which the applicant has any direct or indirect interest, as specified in d) above;
 - a declaration of taxi-cab driving experience;

- a declaration of any traffic and/or other offences recorded in the name of the applicant;
- authorisation for the Department of Infrastructure to undertake any enquiries and records checks deemed appropriate to enable the Department to be fully informed about the suitability of the applicant to be considered for licence issue;
- an application for a National Police Certificate in the name of the applicant, including a photocopy of the applicant's Victorian driver licence; and
- a cheque or money order for the amount of \$176.00 and made payable to Department of Infrastructure being for a non-refundable application fee, which includes the fee for a National Police name check.

In addition to the information to be contained in the application, applicants will also be required to produce, at a time and place specified by the Department of Infrastructure, and not otherwise, the following in support of their application:

- proof of identity as specified in a list of acceptable proofs of identity provided by the Department of Infrastructure; and
- documentation to verify applicant eligibility claims (as outlined in d) above); and
- evidence of financial stability, in the form of a statement by a registered Certified Practising Accountant, chartered accountant or financial planner confirming the financial capacity of the applicant to operate a Peak Service Taxi-cab, in addition to any other business activities the applicant may be involved with; and
- verifiable evidence of metropolitan Melbourne taxi-cab driving experience, by way of providing all copies of personal Income Tax Returns covering the period since at least 1 July 2001 and all Business Activity Statements lodged with the Australian Taxation Office since 1 July 2001. These must be full copies – copies of Assessment Notices are not acceptable.

Note: If applicants' earnings and expenses from taxi-cab driving were declared through a company's or partnership's Income Tax Return/s, applicants will be required to provide all relevant company and/or partnership Income Tax Returns covering the period since at least 1 July 2001, in addition to personal Income Tax Returns.

- f) Specify that all Applications for taxi-cab licences within the proclaimed zone must be sealed in an envelope, marked "Metropolitan Taxi-cab Peak Service Licence Issue TPSL 4/06" and mailed to be received by, or delivered to, the Victorian Taxi Directorate, Level 6, 14–20 Blackwood Street, (PO Box 666) North Melbourne 3051, not later than 2.00 pm on Wednesday 19 July 2006.
- g) Specify the following procedures for determination of applications by the Department of Infrastructure:
1. Only one licence will be issued to any one person. If two or more persons jointly hold a taxi-cab licence or are the directors in the same company that holds a taxi-cab licence or hold a direct/indirect interest in a taxi-cab licence, apply for issue of a Peak Service Taxi-cab licence and would otherwise be approved for licence issue under these procedures, only one licence will be issued and that licence will be issued to the highest ranked partner or director or interest holder as the case may be.

If two or more persons jointly operate a taxi-cab on a licence assigned to them or are the directors in the same company that operates a taxi-cab on a licence assigned to that company or hold a direct/indirect interest in a taxi-cab on a licence assigned to them, apply for issue of a Peak Service Taxi-cab licence and would otherwise be approved for licence issue under these procedures, only one licence will be issued and that licence will be issued to the highest ranked partner or director or interest holder as the case may be.

2. Applications for and the granting of, any taxi-cab licence to persons eligible under d) above must be in the name of an individual natural person. Applications will not be accepted and licences will not be issued in the name/s of a partnership or an incorporated body. Only one application will be accepted from any one applicant.
3. Applicant character checks will include assessment of disclosable court outcomes based on a National Police Certificate, driving history and any other relevant information available to the Department of Infrastructure.
4. The eligibility of any applicant to be considered for issue of a Peak Service Licence will be determined on the basis of verifiable information that the applicant meets all of the specified eligibility criteria and satisfies the Department of Infrastructure that he/she is a fit and proper person to be issued a licence. Fitness to hold a licence will include consideration of:
 - traffic and other offences proven against the applicant;
 - industry-related complaints registered with the Department and/or taxi depots; and
 - compliance with laws and other legal responsibilities the Department may consider relevant to determination of applicant suitability.
5. Applicants without offences recorded against them and who otherwise have the highest degree of service excellence within the industry will be considered in preference over applicants who have a less satisfactory service history.
6. Applicants will initially be ranked on the basis of:
 - disclosable court outcomes based on a National Police Certificate; and
 - driving history based on driver licence demerit points.The highest ranked applicants will be invited to an interview to enable a personal assessment to be undertaken.
7. If, after consideration of all eligibility and selection criteria, including ranking applicants on the basis that applicants with the highest degree of service excellence will be considered in preference over applicants who have a less satisfactory service history, any number of applicants are rated as equal, licence allocation will be determined in the order of the longest verifiable period of holding a driver's certificate endorsed to drive metropolitan Melbourne taxi-cabs.
8. Where an application is approved, the licence will be issued on payment of the licence fee, in full, referred to in paragraph b).
9. The release of the 100 Metropolitan Taxi-cab Peak Service Licences may be staged over a 12 month period.
10. All licences issued will be subject to special conditions to ensure efficient and effective provision of taxi services including:
 - Peak Service taxi-cabs will only be permitted to operate for hire during the hours of 3.00 pm until 7.00 am the following morning on any day of the week. Peak Service taxis-cabs will also be authorised to operate at other times specified in licence conditions during major events such as the Formula One Grand Prix and Melbourne Cup;
 - a hiring which commences prior to, but not completed by 7.00 am will be permitted to be completed;
 - Peak Service taxi-cabs must meet Victorian Taxi Directorate specifications for licensing as a taxi and must, at the time of licensing, be registered in the name of the licence holder;

- Peak Service taxi-cabs will be identified with special registration number plates and will be required to have the roof section, including door pillar sections, painted “Victorian Taxi Green” to Victorian Taxi Directorate specifications. The remainder of the body will be painted “Victorian Taxi Yellow” and fitted with standard taxi livery decals;
 - any vehicle presented for licensing as a peak time taxi cab must be less than 2.5 years old when first licensed as a taxi. The vehicle must not be operated as a taxi if it is more than 6.5 years of age. Age limits are calculated from the manufacturers’ build date as shown on the vehicle compliance plate; and
 - Peak Service taxi-cab licences must not be transferred or assigned to another person at any time. This does not prevent the licence holder from employing a driver or engaging a driver under a Driver Bailment Agreement. At any time, the licence holder may cease operating the licence by surrendering the licence and taxi-cab registration plates to the Victorian Taxi Directorate. In the event of the surrender of a licence at any time, any remaining portion of the licence fee paid for that year of operation will be forfeited by the licence holder.
- h) All applications for taxi-cab licences within the proclaimed zone lodged prior to 22 June 2006 are deemed to have lapsed.

Dated 22 June 2006

PETER BATCHELOR
Minister for Transport

Planning and Environment Act 1987**BASS COAST PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C27 Part 1

The Minister for Planning has approved Amendment C27 Part 1 to the Bass Coast Planning Scheme.

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

The Amendment:

- rezones Lots 45–Part 51 (inclusive) LP 5558, north of Bent Street, Dalyston from Township Zone to Public Use Zone – Education (PUZ2); this will include the entire school grounds in the one zone;
- deletes Lots 16 & 17 LP 5422, CP 363586, CP 174242, CP 173337, Lots 12, 45–Part 51 (inclusive) LP 5558 and Osbourne Avenue from Restructure Plan Overlay – Dalyston (RO6); this will remove previously unsewered lots from the overlay, that overlay being a primary tool to manage inappropriate development and use from the inappropriate subdivision; and
- delete reference to map 56ESO in clause 61.03.

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; Gippsland Region Office, 71 Hotham Street, Traralgon; and at the offices of the Bass Coast Shire Council, 76 McBride Avenue, Wonthaggi.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

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

Notice of Approval of Amendment

Amendment C15

The Minister for Planning has approved Amendment C15 to the Benalla Planning Scheme.

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

The Amendment rezones 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; at the Department of Sustainability and Environment North East Regional Office, 35 Sydney Road, Benalla; and at the offices of the Benalla Rural City Council, Fawckner Drive, Benalla.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

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

Notice of Approval of Amendment

Amendment C51

The Minister for Planning has approved Amendment C51 to the Boroondara Planning Scheme.

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

The Amendment corrects minor anomalies, including mapping errors that occurred in the changeover to the New Format Planning Scheme in 1999.

The Amendment particularly affects land at:

- 15 Chaleyer Street, Glen Iris;
- 12 Liston Street, Glen Iris;
- 34 Madeline Street, Glen Iris;
- 6, 8, 10, 16, 2/18, 20 and 26 Rochester Road, Canterbury;
- 1A Wiseman Street, Hawthorn East;
- 500 Burwood Road, Hawthorn; and
- 16, 18 & 22 Balwyn Road, Canterbury.

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, 8 Nicholson Street, East Melbourne; and at the offices of the Boroondara City Council, 1st Floor, 8 Inglesby Road, Camberwell.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

CAMPASPE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C39

The Minister for Planning has approved Amendment C39 to the Campaspe Planning Scheme.

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

The Amendment introduces a Public Acquisition Overlay over a strip of land approximately 15 km in length that traverses land known as the lower course of the Stanhope Depression.

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

Permit No.: TPA 2002–148.

Description of land: Crown Allotments 29, 31, 32, 34, 61, 62, 64, Part 65, 66, Parts 68 and 68A, 75, Part 76 (west), 77, Part 78, and Part 82, Parish of Carag Carag.

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; Department of Sustainability and Environment, North West Region, 1 Taylor Street, Epsom; and at the offices of the Campaspe Shire Council, corner of Hare and Heygarth Streets, Echuca.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

CENTRAL GOLDFIELDS

PLANNING SCHEME

Notice of Approval of Amendment

Amendment C6

The Minister for Planning has approved Amendment C6 to the Central Goldfields Planning Scheme.

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

The Amendment rezones land at Pt CA 13, Section 2A, Parish of Bet Bet from Rural Zone to Public Use Zone 1, and removes the Public Acquisition Overlay from this land and from land on part of CA 2, Section 4A, Parish of Bet Bet.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; Department of Sustainability and Environment, North West Regional Office, 1 Taylor Street, Epsom; and at the offices of the Central Goldfields Shire Council, 2 Neill Street, Maryborough.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

CORANGAMITE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C14

The Corangamite Shire Council has approved Amendment C14 to the Corangamite Planning Scheme.

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

The Amendment rezones the former service station at 1–3 High Street, Terang from the Residential 1 Zone to the Business 4 Zone and applies an Environmental Audit Overlay to the property.

The Amendment was approved by the Corangamite Shire Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 9 June 2006. The authorisation has not been withdrawn.

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 Corangamite Shire Council, 181 Manifold Street, Camperdown.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
GREATER BENDIGO PLANNING SCHEME
Notice of Approval of Amendment
Amendment C72

The Greater Bendigo City Council has approved Amendment C72 to the Greater Bendigo Planning Scheme.

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

The land affected by the Amendment is:

- 51, 55, 57 and 61 Wattle Street, Bendigo;
- Part 123–131 High Street, Bendigo.

An application to realign the boundaries is currently with Council to create:

- Lot 1 PS 534023K – 2315m² (High Street, Bendigo).
- Lot 2 PS 534023K – 3018m² (Wattle Street, Bendigo).

Proposed Lot 2 is affected by this Amendment.

The Amendment rezones the land from Business 4 Zone to Special Use Zone 1 – Educational or Religious Institutions.

The Amendment was approved by the Greater Bendigo City Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 7 June 2006. The authorisation has not been withdrawn.

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

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
GREATER BENDIGO PLANNING SCHEME
Notice of Approval of Amendment
Amendment C76

The Minister for Planning has approved Amendment C76 to the Greater Bendigo Planning Scheme.

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

The Amendment:

- rezones Reserve No. 1 on Plan of Subdivision 527992Q in Strathfieldsaye from part Residential 1 Zone and part Public Use Zone 6 (Local Government) to Public Park and Recreation Zone to develop a new sports and recreation reserve;
- rezones part Crown Allotment 49, Strathfieldsaye from Public Use Zone 6 (Local Government) to Residential 1 Zone to correct a zoning anomaly;
- revises the Strathfieldsaye Township Structure Plan 2001, an incorporated document in the Greater Bendigo Planning Scheme, to reflect the development of the new sports and recreation reserve at Strathfieldsaye and reformats the document; and
- replaces Schedule 1 to the Incorporated Plan Overlay and the Schedule to clause 81 to acknowledge that the Strathfieldsaye Township Structure Plan has been revised.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment,

Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; Department of Sustainability and Environment, North West Regional Office, corner of Midland Highway and Taylor Street, Epsom; and at the offices of the City of Greater Bendigo Council, Hopetoun Mill, 15 Hopetoun Street, Bendigo.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C46 Part 2

The Minister for Planning has approved Amendment C46 Part 2 to the Kingston Planning Scheme.

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

The Amendment

- amends the Schedule to the Heritage Overlay and the Planning Scheme Maps to apply heritage controls to various places and precincts identified in Council's Heritage Study by including the places in the Schedule to the Heritage Overlay and showing them on the Planning Scheme Maps.
- Corrects a mapping anomaly by amending the location of HO105 on map 5HO and modifies the Schedule to the Heritage Overlay to correctly describe the land affected by HO105.
- Corrects a Heritage Schedule error by applying tree controls to the land affected by HO53.
- Amends Clauses 21.02, 21.04, 21.05 and 22.11 of the Planning Scheme to give effect to heritage matters and to reflect the current status of the Heritage Study.
- Introduces Clause 21.13 'Heritage' and Clause 22.16 'Heritage Policy' into the Planning Scheme.
- Includes the 'Draft Heritage Victoria Guidelines for the assessment of heritage

planning applications, August 2000' as an incorporated document into the Planning Scheme.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Kingston City Council, 1230 Nepean Highway, Cheltenham.

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 C74 Part 1

The Minister for Planning has approved Amendment C74 Part 1 to the Mornington Peninsula Planning Scheme.

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

The Amendment:

- updates the heritage listing of heritage places affecting land at Sorrento Golf Course; 87 Warrawee Road, Balnarring; and 3 Queen Street, Mornington.
- Includes heritage listings for the following heritage places; Flinders Foreshore, Flinders and the adjoining part of Western Port; and 13–15 Wattle Place, McCrae, and includes the adjoining part of Western Port in a Public Conservation and Resource Zone.
- Removes anomalies in the Heritage Overlay Schedule for land at 19 Franklin Road, Portsea; part 2 Queen Street, Mornington; and 212 and 214 Bittern–Dromana Road, Merricks North.
- Deletes the heritage listing covering land at 23 and 29 Bass Street, Flinders.
- Removes the heritage listing from 1, 2, 3, 4, 5, 6, 8 and 10 Brandary Place, Hastings and 13 and 15 Dylan Drive, Hastings.

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 Mornington Peninsula Shire Council: Hastings Office, Marine Parade, Hastings; Mornington Office, Queen Street, Mornington; and the Rosebud Office, Besgrove Street, Rosebud.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
SOUTH GIPPSLAND PLANNING SCHEME
Notice of Approval of Amendment
Amendment C23

The Minister for Planning has approved Amendment C23 to the South Gippsland Planning Scheme.

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

The Amendment rezones part of land Lot 2 PS147252, Waratah Avenue, Waratah Bay from Rural Zone to Township Zone and applies a Development Plan Overlay to that part of the land. The Amendment also amends the schedule to Clause 35.01 (Rural Zone) to facilitate the subdivision of the land which is rezoned.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; the Department of Sustainability and Environment Gippsland Regional Office, 71 Hotham Street, Traralgon; and at the office of the South Gippsland Shire Council, 9 Smith Street, Leongatha.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
WANGARATTA PLANNING SCHEME
Notice of Approval of Amendment
Amendment C23

The Minister for Planning has approved Amendment C23 to the Wangaratta Planning Scheme.

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

The Amendment C23 applies updated flood mapping information by way of Land Subject to Inundation and Floodway Overlays to the area covering the Ovens River floodplain between Wangaratta and Whorouly in the Rural City of Wangaratta.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; the North Eastern Regional Office of the Department of Sustainability and Environment at Sydney Road, Benalla; and at the offices of the Wangaratta Rural City Council, Ovens Street, Wangaratta.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

ORDERS IN COUNCIL

County Court Act 1958

DIRECTION ABOUT COUNTY COURT BAILIFF'S FEES

The Governor in Council makes the following direction:

COUNTY COURT (BAILIFF'S FEES) (NO. 2) DIRECTION 2006

1. **Objective**
The objective of this Direction is to prescribe fees for work performed by a bailiff of the County Court.
2. **Authorising provision**
This Direction is made under section 28 of the **County Court Act 1958**.
3. **Commencement**
This Direction comes into operation on 1 July 2006.
5. **Fees**
The fees payable for work performed by a bailiff of the County Court are as set out in the following Table—

TABLE

No.	Item	Amount
1(a)	For execution or attempted execution of a warrant or writ or other process (except for a warrant of possession, writ of possession or a combined warrant)	\$175.20
1(b)	For execution or attempted execution of a warrant of possession or writ of possession, for the first two attempts	\$220.40
1(c)	For execution or attempted execution of a warrant of possession or writ of possession, after the first two attempts, for each 2 further attempts	\$187.10
1(d)	For execution or attempted execution of a combined warrant	\$277.40
2	If a warrant, writ or other process for which a fee is payable under item 1 specifies more than one address at which execution is requested, for each additional address specified	\$77.40
3	On the renewal of, or redirection of any warrant, writ or other process or the receipt of instructions to proceed with execution after the party at whose request the warrant was issued has earlier provided instructions to withhold or withdraw from execution	\$77.40
4	For furnishing an office copy of a writ or warrant	\$33.30

Dated 20 June 2006

Responsible Minister
ROB HULLS
Attorney-General

RUTH LEACH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

**NOTICE OF INTENTION
TO REVOKE TEMPORARY RESERVATIONS**

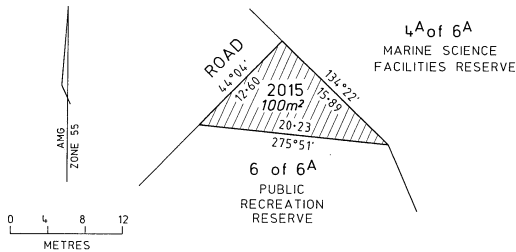
The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations:

QUEENSCLIFF – The temporary reservation by Order in Council of 14 March 1962 of an area of 7082 square metres, more or less, of land in Section 6A, Township of Queenscliff, Parish of Paywit as a site for Public Recreation, revoked as to part by Order in Council of 2 October 1979 so far only as the portion containing 100 square metres being Crown Allotment 2015, Township of Queenscliff, Parish of Paywit as indicated by hatching on plan hereunder. (GP2107A) – (Rs 8000).

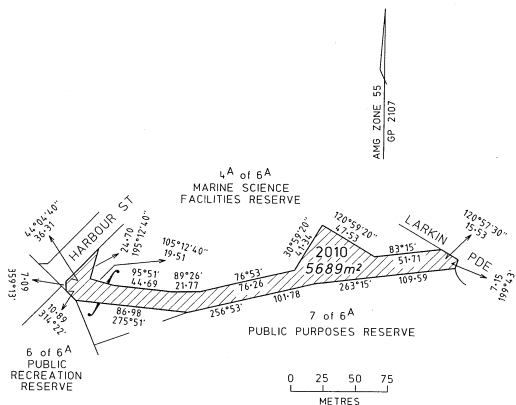
This Order is effective from the date on which it is published in the Government Gazette.

Dated 20 June 2006
Responsible Minister
ROB HULLS
Minister for Planning

RUTH LEACH
Clerk of the Executive Council



QUEENSCLIFF – The temporary reservation by Order in Council of 16 October 1979 of an area of 2.6 hectares, more or less, of land being Crown Allotment 4A of Section 6A, Township of Queenscliff, Parish of Paywit as a site for Public purposes (Marine Science Facilities), revoked as to part by various Orders, so far only as the portion containing 5689 square metres being Crown Allotment 2010, Township of Queenscliff, Parish of Paywit as indicated by hatching on plan hereunder. (GP2107) – (Rs 10825).



Local Government Act 1989

ORDER IN COUNCIL AMENDING THE CATEGORY FOR COUNCILLOR AND MAYORAL
ALLOWANCES FOR SURF COAST SHIRE COUNCIL, AND
CORRECTING THE TITLES OF BENALLA RURAL CITY COUNCIL AND
MOUNT ALEXANDER SHIRE COUNCIL IN THE
ORDER IN COUNCIL OF 20 DECEMBER 2005

Order in Council

The Governor in Council under section 74 of the **Local Government Act 1989** makes the following Order –

Commencement

1. This Order commences operation on 22 June 2006.

Amendments

2. Replace the Schedule to the Order in Council made on 20 December 2005 as follows:
 - a) Make provision for Surf Coast Shire Council to be rescheduled from a Category 1 to a Category 2 Council.
 - b) Under the heading of Category 1 Councils, delete Benalla Shire Council and substitute Benalla Rural City Council.
 - c) Under the heading of Category 1 Councils, add “Council” to the title of Mount Alexander Shire.

Dated 20 June 2006

Responsible Minister:

CANDY BROAD MLC

Minister for Local Government

RUTH LEACH
Clerk of the Executive Council

Schedule

CATEGORY 1 COUNCILS	CATEGORY 2 COUNCILS	CATEGORY 3 COUNCILS
Alpine Shire Council	Ballarat City Council	Boroondara City Council
Ararat Rural City Council	Banyule City Council	Brimbank City Council
Benalla Rural City Council	Bass Coast Shire Council	Casey City Council
Borough of Queenscliffe	Baw Baw Shire Council	Darebin City Council
Buloke Shire Council	Bayside City Council	Greater Bendigo City Council
Central Goldfields Shire Council	Campaspe Shire Council	Greater Dandenong City Council
Corangamite Shire Council	Cardinia Shire Council	Greater Geelong City Council
Gannawarra Shire Council	Colac Otway Shire Council	Hume City Council
Glenelg Shire Council	East Gippsland Shire Council	Kingston City Council
Golden Plains Shire Council	Frankston City Council	Knox City Council
Hepburn Shire Council	Glen Eira City Council	Monash City Council
Hindmarsh Shire Council	Greater Shepparton City Council	Moreland City Council
Horsham Rural City Council	Hobsons Bay City Council	Mornington Peninsula Shire Council
Indigo Shire Council	Latrobe City Council	Port Phillip City Council
Loddon Shire Council	Macedon Ranges Shire Council	Stonnington City Council
Mansfield Shire Council	Manningham City Council	Whitehorse City Council
Mount Alexander Shire Council	Maribyrnong City Council	Whittlesea City Council
Moyne Shire Council	Maroondah City Council	Wyndham City Council
Murrindindi Shire Council	Melton Shire Council	Yarra Ranges Shire Council
Northern Grampians Shire Council	Mildura Rural City Council	
Pyrenees Shire Council	Mitchell Shire Council	
Southern Grampians Shire Council	Moira Shire Council	
Strathbogie Shire Council	Moonee Valley City Council	
Towong Shire Council	Moorabool Shire Council	
West Wimmera Shire Council	Nillumbik Shire Council	

CATEGORY 1 COUNCILS	CATEGORY 2 COUNCILS	CATEGORY 3 COUNCILS
Yarriambiack Shire Council	South Gippsland Shire Council	
	Surf Coast Shire Council	
	Swan Hill Rural City Council	
	Wangaratta Rural City Council	
	Warrnambool City Council	
	Wellington Shire Council	
	Wodonga City Council	
	Yarra City Council	

Marine Act 1988
APPROVAL OF
PROPERLY QUALIFIED ANALYST
Order in Council

The Governor in Council under section 32 of the **Marine Act 1988** by this Order approves the following person as a properly qualified analyst for the purposes of that section for the analysis of alcohol in blood:

McCAFFREY, Peter
Dated 20 June 2006
Responsible Minister:
PETER BATCHELOR
Minister for Transport

RUTH LEACH
Clerk of the Executive Council

Marine Act 1988
APPROVAL OF
PROPERLY QUALIFIED ANALYSTS
Order in Council

The Governor in Council under section 32 of the **Marine Act 1988** by this Order approves the following persons as properly qualified analysts for the purposes of that section:

CHU, Mark
CRUMP, Kerryn Lee
Dated 20 June 2006
Responsible Minister:
PETER BATCHELOR
Minister for Transport

RUTH LEACH
Clerk of the Executive Council

Road Safety Act 1986
APPROVAL OF
PROPERLY QUALIFIED ANALYSTS
Order in Council

The Governor in Council under section 57 of the **Road Safety Act 1986** by this Order approves the following persons as properly qualified analysts for the purposes of that section:

CHU, Mark
CRUMP, Kerryn Lee
Dated 20 June 2006
Responsible Minister:
PETER BATCHELOR
Minister for Transport

RUTH LEACH
Clerk of the Executive Council

Road Safety Act 1986
APPROVAL OF
PROPERLY QUALIFIED ANALYSTS
Order in Council

The Governor in Council under section 57 of the **Road Safety Act 1986** by this Order approves the following person as a properly qualified analyst for the purposes of that section for the analysis of alcohol in blood:

McCAFFREY, Peter
Dated 20 June 2006
Responsible Minister:
PETER BATCHELOR
Minister for Transport

RUTH LEACH
Clerk of the Executive Council

Road Safety Act 1986
APPROVAL OF
PROPERLY QUALIFIED ANALYSTS
Order in Council

The Governor in Council under sections 57A and 57B of the **Road Safety Act 1986** by this Order approves the following persons as properly qualified analysts for the purposes of those sections:

CHU, Mark
CRUMP, Kerryn Lee
Dated 20 June 2006
Responsible Minister:
PETER BATCHELOR
Minister for Transport

RUTH LEACH
Clerk of the Executive Council

Transport Accident Act 1986

DECLARATION THAT THE
TAC MEDICAL EXCESS NOT BE INDEXED
IN THE FINANCIAL YEAR
COMMENCING ON 1 JULY 2006

Order in Council

The Governor in Council, on the recommendation of the Transport Accident Commission and under section 61(7) of the **Transport Accident Act 1986** declares that section 61 does not apply to the amount referred to in section 43(1)(b) of the **Transport Accident Act 1986** in respect of the financial year commencing on 1 July 2006.

Dated 13 June 2006

Responsible Minister
JOHN LENDERS MP
Minister for WorkCover

RUTH LEACH
Clerk of the Executive Council

Water Act 1989**BULK ENTITLEMENT (EILDON–GOULBURN WEIR) CONVERSION
FURTHER AMENDMENT ORDER 2006**

The Governor in Council under section 44 of the **Water Act 1989** makes the following Order—

1. Title

This Order is called the Bulk Entitlement (Eildon–Goulburn Weir) Conversion Further Amendment Order 2006.

2. Preliminary

The Bulk Entitlement (Eildon–Goulburn Weir) Conversion Order 1995 (the Bulk Entitlement Order) was first made by the Governor in Council on 29 August 1995 and published in the Government Gazette G35 dated 7 September 1995 at page 2367. The Bulk Entitlement Order was then amended by Order made by the Minister on 26 June 2004 and published in the Government Gazette S150 dated 29 June 2004 at page 7 to provide the Minister for Environment with a primary entitlement equivalent to the volume of water saved through the construction and operation of the pipelined supply of water to the Normanville Waterworks District. The Bulk Entitlement Order was further amended by Order made by the Lieutenant-Governor as the Governor's deputy on 12 October 2004 and published in the Government Gazette G42 dated 14 October 2004 at page 2902 to incorporate the pipelined supply of water to the Normanville Waterworks District, to formalise the supply of water to the Grampians Wimmera Mallee Water Authority, and to make other minor changes.

3. Purpose

The purpose of this Order is to amend –

- i. Schedule 2 of the Bulk Entitlement Order to include the “Bulk Entitlement (Quambatook–Grampians Wimmera–Mallee Water) Order 2006”; and
- ii. Schedule 3 of the Bulk Entitlement Order to –
 - (a) change the existing water delivery arrangements for Grampians Wimmera–Mallee Rural Water Authority to supply Wimmera–Mallee Waterworks district during and after the Wimmera–Mallee pipeline is implemented, and
 - (b) where possible and if required, provide up to a total of 300 ML during the months of May through to September, for any shortfall in water supplies to Little Lake Boort from available water savings accruing from the future staged implementation of the Wimmera–Mallee pipeline, and
 - (c) provide for environmental water requirements in the Loddon and Goulburn Rivers and the River Murray from any surplus of water savings accruing from the future staged implementation of the Wimmera–Mallee pipeline; and
- iii. Schedule 4 to the Bulk Entitlement Order to specify the restriction rule applicable to water supplies for the East Loddon, West Loddon and the Normanville Waterworks Districts; and
- iv. Clause 4 to the Bulk Entitlement Order to add new definitions as a result of the amendments referred to in paragraphs i. and ii. above.

4. Authorising provisions

This Order is made in accordance with section 44 of the **Water Act 1989**.

5. Commencement

This Order comes into operation on the day it is published in the Government Gazette.

6. Amendment of Schedule 2

In Schedule 2 to the Bulk Entitlement Order at the end of the table entitled “Bulk Entitlement Held by Other Authorities as Primary Entitlements” insert –

“

Grampians Wimmera–Mallee Rural Water Authority	Bulk Entitlement (Quambatook–Grampians Wimmera–Mallee Water) Order 2006
--	---

”

7. Amendment of Schedule 3

In Schedule 3 to the Bulk Entitlement Order for the table entitled “Additional Supplies” substitute –

“

Authority/System Supplied	Supply Details
Grampians Wimmera–Mallee Rural Water Authority – Wimmera–Mallee Waterworks District	<ol style="list-style-type: none"> 1. Prior to implementation of the Wimmera–Mallee Pipeline Scheme the following volumes shall be supplied annually from the Waranga Western Channel: <ol style="list-style-type: none"> (a) up to 2 000 ML every year during April – and May, plus (b) subject to available channel capacity up to 24 000 ML every second year during May to September inclusive. 2. During the staged implementation of the Wimmera–Mallee Pipeline Scheme the above volumes shall be progressively reduced as appropriate as and when the various stages of the Wimmera–Mallee Pipeline Scheme are completed and brought into operation. 3. On full implementation of the Wimmera–Mallee Pipeline Scheme the Minister will determine any required volume, including timing of supply, from the Waranga Western Channel.
Goulburn–Murray Rural Water Authority – Broken Creek System	Supplementary supplies from the East Goulburn Main Channel up to 40 000 ML each year (during the irrigation season from August to May inclusive).
Authority holding the “Bulk Entitlement (Loddon River – Environmental Reserve) Order 2005” – Goulburn–Loddon System	<ol style="list-style-type: none"> 1. As water savings become available from the staged implementation and completion of the Wimmera–Mallee Pipeline Scheme then – <ol style="list-style-type: none"> (a) these water savings shall be used to meet any shortfall in supplies from the Goulburn–Loddon system to Little Lake Boort, via the Waranga Western Channel up to a total supply of 300 ML during May to September inclusive every year; and

	<p>(b) subject to the outcome of a review set out in paragraph 2 below, any remainder of the available water savings shall be used to contribute to the environmental water requirements in the Loddon River, Goulburn River and River Murray as determined by the Minister.</p> <p>2. On full implementation of the Wimmera Mallee Pipeline Scheme the Authority may, based on operating experience from the commencement of the Bulk Entitlement (Loddon River – Environmental Reserve) Order 2005, herein referred to as the Loddon EWR BE Order, propose operating arrangements, in accordance with sub-clause 8.3 of the Loddon EWR BE Order, for the use of the available water savings to minimise any adverse impact that may have occurred on the water supplies to the primary entitlement holders relevant to this Order from the introduction of environmental flows under the Loddon EWR BE Order.</p> <p>3. In addition to the matters set out in sub-clause 8.3(b) of this Order, an application under sub-clause 8.3(a) of this Order must include a report on the potential impact on the frequency and magnitude of shortfall in supplies to the Pyramid–Boort Irrigation Area before and after the commencement of the Loddon EWR BE Order.</p>
--	--

”

8. Amendment of Schedule 4

In Schedule 4 to the Bulk Entitlement Order –

- (a) for the heading entitled “Security of Primary Irrigation Entitlements” substitute “Reliability of Primary Irrigation Entitlements and Restriction Rules”;
- (b) for the heading of Clause 1 entitled “Domestic and Stock Allowances” substitute “Domestic and Stock Allowances within the Goulburn Component of the GMID”;
- (c) delete sub-clause 2.3;
- (d) add the new clause 4 –

“4. Supply Restrictions for D&S and urban supplies

Where the Authority is unable to supply the full water right and licence commitments, the Authority must assess and allocate the available water pro-rata to licence holders, after making provision to supply–

- (i) subject to (ii) below, other primary entitlements in accordance with clause 1 of this Schedule, the restriction policies set out in the Orders listed in Schedule 2, and

- (ii) the East Loddon, West Loddon and the Normanville Waterworks Districts commitments in accordance with the following restriction formula:

$$\begin{aligned} R &= 0.5 * A && \text{if } S \leq 0.5 \\ &= S * A && \text{if } 0.5 < S < 1.0 \\ &= A && \text{if } S \geq 1.0 \end{aligned}$$

where –

R = restricted entitlement (ML) for the Normanville Waterworks District,

A = full annual entitlement (ML) for the Normanville Waterworks District, and the average annual supplies calculated over the three year period commencing 1 July 2002 for East Loddon and West Loddon Waterworks Districts,

S = allocation as determined by the Authority for the full water rights and licence commitments specified in Schedule 1 to this Order, expressed as a decimal fraction, and

- (iii) any agreement made under section 124(7) of the Act.”

9. Amendment of clause 4

In clause 4 of the Bulk Entitlement Order insert –

“**Goulburn–Loddon System**” means –

- (a) Lake Eildon, Goulburn Weir, Waranga Basin, Cairn Curran Reservoir, Tullaroop Reservoir, Laanecoorie Reservoir and the associated water supply works and other assets, as shown from time to time in the Asset Register of Goulburn–Murray Water Authority as owner of the storage; and
- (b) Goulburn River between Lake Eildon and Goulburn Weir, including the pools formed immediately upstream of Eildon Dam and Goulburn Weir; and
- (c) Loddon River downstream of Cairn Curran dam, including the pool formed immediately upstream of the dam, Tullaroop Creek downstream of Tullaroop dam including the pool formed immediately upstream of the dam, Loddon River downstream of Laanecoorie diversion weir down to Kerang Weir, including all the weir pools.

“**Water savings**” means the water gained through reduction of transmission and evaporation losses due to the introduction of the Wimmera–Mallee Pipeline Scheme replacing the open channel supply system.’

Dated 13 June 2006

Responsible Minister
JOHN THWAITES
Minister for Water

RUTH LEACH
Clerk of the Executive Council

Working with Children Act 2005
FIXING OF DATES FOR PURPOSES OF
CERTAIN SERVICES AND PLACES

Order in Council

The Governor in Council under section 9(5) of the **Working with Children Act 2005** fixes 1 July 2006 as the date for the purposes of the following services and places:

- 1 July 2006 for the purposes of the child protection services provided by the Child Protection Services division of the Department of Human Services through persons employed within the categories of Child Protection Worker, Grades 1–6, by that department under the **Public Administration Act 2004**.
- 1 July 2006 for the purposes of remand centres, youth residential centres, and youth training centres within the meaning of the **Children and Young Persons Act 1989**, in respect of services performed by persons employed within the categories of Juvenile Justice Worker, Grades 1–6 by the Department of Human Services under the **Public Administration Act 2004**.
- 1 July 2006 for the purposes of probation services under the **Children and Young Persons Act 1989** provided by persons employed within the categories of Juvenile Justice Worker, Grades 1–6 by the Department of Human Services under the **Public Administration Act 2004**.

This order takes effect on and from 1 July 2006

Dated 20 June 2006

Responsible Minister

ROB HULLS

Attorney-General

RUTH LEACH
Clerk of the Executive Council

Working with Children Act 2005
FIXING OF DATES FOR PURPOSES OF
CERTAIN SERVICES AND PLACES

Order in Council

The Governor in Council under section 9(5) of the **Working with Children Act 2005** fixes 1 September 2006 as the date for the purpose of the service of fostering children provided by foster carers.

This Order takes effect on and from 1 September 2006.

Dated 20 June 2006

Responsible Minister

ROB HULLS

Attorney-General

RUTH LEACH
Clerk of the Executive Council

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

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

71. *Statutory Rule:* Gambling Regulation (Infringement Offences) Regulations 2006
Authorising Act: Gambling Regulation Act 2003
Date of making: 20 June 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:

70. *Statutory Rule:* Drugs, Poisons and Controlled Substances (Volatile Substances) (Extension of Provisions) Regulations 2006
Authorising Act: Drugs, Poisons and Controlled Substances Act 1981
Date first obtainable: 20 June 2006
Code A

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

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G	193–240	\$20.70
H	241–288	\$22.05
I	289–352	\$24.80
J	353–416	\$29.00
K	417–480	\$33.10
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