



# **Victoria Government Gazette**

By Authority of Victorian Government Printer

**No. G 28 Thursday 12 July 2007**

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**GENERAL**

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As from 12 July 2007

The last Special Gazette was No. 164 dated 9 July 2007.

The last Periodical Gazette was No. 1 dated 14 June 2007.

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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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Level 1, 520 Bourke Street  
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Website: [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)

JENNY NOAKES  
Government Gazette Officer

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## PRIVATE ADVERTISEMENTS

### NOTICE OF DISSOLUTION

Notice is hereby given that the partnership heretofore subsisting between Peter Graham Wescombe of 1 Rhoden Grove, Eumemmerring, Victoria and Janette Maree Evans of 8 Nathan Drive, Bangholme, Victoria, carrying on business as Wescombe Scrap Metals has been dissolved as from 29 March 2007.

Dated 4 July 2007

JANETTE MAREE EVANS

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Re: BEATRICE JOAN MURPHY, late of 1 Prowse Avenue, Balwyn, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, who died on 9 January 2007, are required by the trustees, John Raymond Cockle, John Francis Murphy, Thomas Damian Murphy and Victoria Mary Murphy, to send particulars of their claim to the trustees care of the undermentioned solicitors by a date not later than two months from the date of publication hereof by which date they may convey or distribute the assets, having regard only to the claims of which they have notice.

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

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CATHERINE BRETT, late of 8 Thompson Crescent, Bendigo, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 4 February 2007, are required by the executor, Thomas William Iser, to send particulars to him care of the undermentioned solicitors by 21 September 2007, after which date he may distribute the assets, having regard only to the claims of which he then has notice.

COHEN KIRBY & ISER, solicitors,  
94 Pall Mall, Bendigo.

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Re: VICTOR HARRY MILLARD, late of 70/29 Fitzsimons Lane, Templestowe, Victoria, mechanical engineer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 December 2006, are required by the trustees, Jeffrey Peter Rose of 4/575 Bourke Street, Melbourne, Victoria, lawyer, and

Robert Andrew Bardley of 4/575 Bourke Street, Melbourne, Victoria, lawyer, to send particulars to the trustees by 10 September 2007, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

DIBBS ABBOTT STILLMAN, lawyers,  
Level 4, 575 Bourke Street, Melbourne 3000.

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Creditors, next-of-kin and others who have claims in respect of the estate of DAISY MAY BALLANTYNE, late of 19 Newlands Drive, Paynesville in the State of Victoria, deceased, who died on 4 May 2007, are to send particulars of their claims to the administrators care of Engel & Partners Pty of 109 Main Street, Bairnsdale, by 26 September 2007, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

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

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Re: IRENE BUDEN, late of 9 Kyora Parade, North Balwyn, Vic. 3104, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 July 2006, are required by the trustee, Anne-Marie Buden of 44 William Road, Red Hill 3937, to send particulars to the trustee by 31 July 2007, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

FRENKEL PARTNERS, solicitors,  
Level 18, 500 Collins Street, Melbourne.

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Re: EDNA PEARL FULFORD BETTS, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, who died on 27 March 2007, are required by the trustees, Kim Sheree Sinclair and Tracey Lynne Fisher, to send particulars to them care of the undersigned by 13 September 2007, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: ENID MAY LYON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 May 2007, are required by the trustees, Betty Noreen McGarry and Norma Fay Dettmann, to send particulars to them care of the undersigned by 13 September 2007, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: MARCUS JAMES BURNS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 March 2007, are required by the trustee, Dianne Margaret Burns, to send particulars to her care of the undersigned by 13 September 2007, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

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NEAL FRANCIS VITZDAMM-JONES, late of 43 Kardinian Avenue, Cheltenham, Victoria, chef, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 June 2007, are required by the trustee, care of Harris & Chambers, lawyers, of 338 Charman Road, Cheltenham 3192, to send particulars to them by 10 September 2007, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

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

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Re: VERONICA ROSE DUNN, in the Will called Veronica Rose Dunn, deceased, late of 19 Montasell Avenue, Deer Park, Victoria, pensioner.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 February 2007, are required by the executor, Jason Scott Dunn, to send

particulars of such claims to his solicitors, Hartleys Lawyers at 461 Ballarat Road, PO Box 227, Sunshine, Victoria by 10 September 2007, after which date the executor will distribute the assets, having regard only to the claims of which they have notice.

HARTLEYS, lawyers,  
461 Ballarat Road, PO Box 227, Sunshine 3020.

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Re: DAISY EILEEN McCOLL, late of "Kingston Gardens Aged Care", 201 Clarke Road, Springvale South, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 February 2007, are requested by the trustee to send particulars of their claim to him at the office of his solicitors, John Burgess & Co., solicitors, 255 Springvale Road, Springvale, by 14 September 2007, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

JOHN BURGESS & CO., solicitors,  
255 Springvale Road, Springvale.

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SHIRLEY RAE IRWIN, late of 4 Kingswood Drive, Dingley Village, Victoria, retired teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 January 2007, are required by the executor, John Vincent Irwin, to send particulars to him care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

LYTTLETONS, solicitors,  
53 Marcus Road, Dingley.

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PAULA MARIE O'DONOVAN, late of The Elly Kay Centre, 45-51 Elliott Street, Mordialloc, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 February 2007, are required by the executors, David John O'Donovan, Michael

Brendan O'Donovan, Susan Marie O'Kane and Catherine Mary O'Donovan, to send particulars to them care of the undermentioned solicitors by a date not later than two months from the date of publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

LYTTLETONS, solicitors,  
53 Marcus Road, Dingley.

Re: SUSAN LOUISE BURROWS, late of 37 Manton Street, Heidelberg, Victoria, real estate agent, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 March 2007, are required by the executor, Ian Michael Carter of Level 9, 501 LaTrobe Street, Melbourne, Victoria, to send particulars to him by 13 September 2007, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

McCRACKEN & McCRACKEN, solicitors,  
501 La Trobe Street, Melbourne.

Re: JEAN ALICE DALL, late of Eventide Homes, 111 Patrick Street, Stawell, Victoria, but formerly of 8 Evelyn Street, Bentleigh, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 March 2007, are required by the trustee, Sharon Louise Douglas, c/- Radford Legal of 14 Napier Street, St Arnaud, to send particulars to the trustee by 15 October 2007, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: MARY IRENE ROWLEY, late of 38 High Street, Wedderburn, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 June 2006, are required by the trustee, Maxwell William Rowley, c/- Radford

Legal, 14 Napier Street, St Arnaud, to send particulars to the trustee by 30 September 2007, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

ROBERT WILLIAM PARNELL, late of 29 Hampden Street, Mornington, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 October 2006, are required by the executors, Helen Lorraine Fowles and Judith Diane Burriss, to send particulars to them c/- Stidston & Williams Weblaw, 1/10 Blamey Place, Mornington by 15 September 2007, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

KATHLEEN LINDSAY RAYMOND, formerly of Healesville District Nursing Home, Don Road, Healesville, Victoria, but late of Coogee Private Nursing Home, 7 Coogee Street, Boronia, Victoria, retired veterinarian, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 September 2006, are required by Trust Company Limited, of 3/530 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 19 September 2007, after which date the executor may convey or distribute the assets, having regard only to the claims of which it then has notice.

ANTHONY RUPERT ENRIGHT, formerly of Unit 4, 13 John Street, Blackburn, Victoria, but late of Regis Amaroo Aged Care Residence, 294 Maroondah Highway, Ringwood, Victoria, retired, millinery representative, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, who died on 24 January 2007, are required by Trust Company Fiduciary Services Limited of 3/530 Collins

Street, Melbourne, Victoria, the executor, to send particulars to it by 19 September 2007, after which date the executor may convey or distribute the assets, having regard only to the claims of which it then has notice.

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Re: ERNEST VICTOR JORGENSEN, late of 85 McComb Boulevard, Frankston, Victoria, retired, deceased.

Creditors, next-of-kin, and others having claims in respect of the estate of the deceased, who died on the 11 April 2007, are required by the trustees, Christopher David Galagher and Malcolm James Russell Taylor, to send particulars to the trustees care of the undermentioned solicitors by 12 September 2007, after which date the trustees will convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

WHITE CLELAND PTY, solicitors,  
Level 3, 454 Nepean Highway, Frankston 3199.

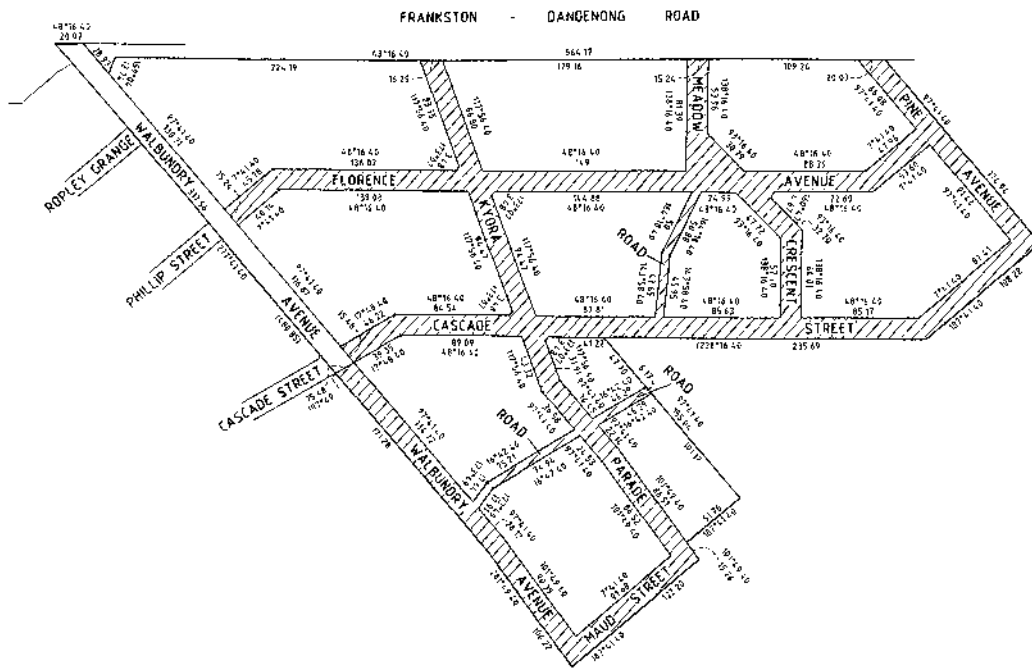
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**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



**Discontinuance of Roads off  
Dandenong Road and Walbundry Avenue, Frankston**

Notice is hereby given that the Frankston City Council at its ordinary meeting on Monday 2 July 2007, being of the opinion that roads within land at the corner of Dandenong Road and Walbundry Avenue, Frankston, owned by Long Island Country Club, as shown hatched on the plan below, are not reasonably required for public purposes and, having complied with the provisions of Clause 3 of Schedule 10 of the **Local Government Act 1989** (The Act), resolved that the said roads be discontinued and that the land comprising the roads be sold by private treaty to the Long Island Country Club.



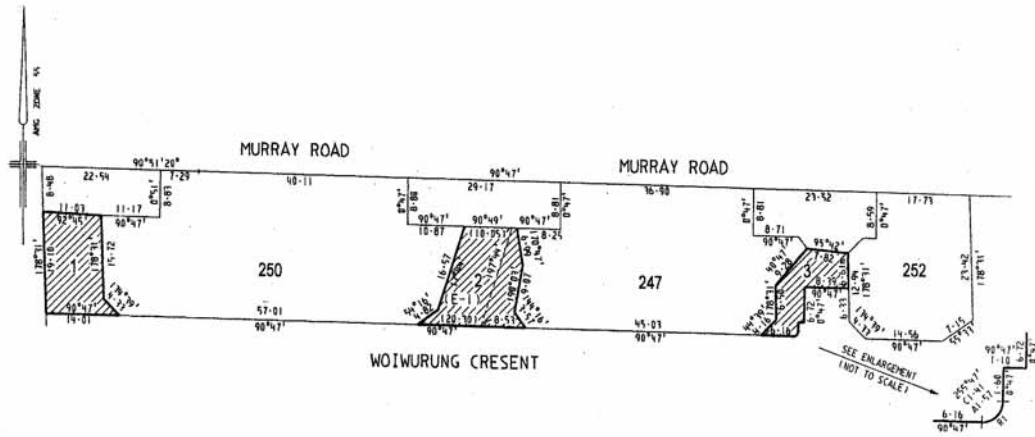
STEVE GAWLER  
Chief Executive Officer



MORELAND CITY COUNCIL  
Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Moreland City Council at its meeting held on 18 June 2007 formed the opinion that the sections of road off Woiwurung Crescent, Coburg shown by hatching on the plan below are not reasonably required as roads for public use and resolved to discontinue the roads and to sell the land from the roads by private treaty to the abutting property owners.

The section of road shown E-1 is to be sold subject to the right, power or interest held by TXU Networks (Gas) Pty Ltd in the road in connection with any pipes under the control of that authority in or near the road.



PETER BROWN  
Chief Executive Officer

BULOKE SHIRE COUNCIL  
Proposed New Environmental  
Local Law No. 7, 2007

Pursuant to section 111 of the **Local Government Act 1989**, it is advised that Buloke Shire Council, at its meeting on Wednesday 13 June 2007, resolved to give notice of its intention to make a new Environment Local Law No.7, 2007.

The purpose and general purport of the Environment Local Law No. 7, 2007 is to create a Local Law designed:

- 1) to provide a safe and healthy environment in which the residents of Buloke Shire enjoy a quality of life that meets the general expectations of the community;
- 2) to prohibit, regulate and control activities which may be dangerous, unsafe or detrimental to the quality of life in Buloke Shire's environment;
- 3) to facilitate the provision of general public services, health and other community services, property services, recreational and cultural services and other services in a way that enhances the environment and quality of life in Buloke Shire;
- 4) to control nuisance and noise, odour and smoke emissions, and other discharges to the environment which may adversely affect the enjoyment of life within Buloke Shire or the health, safety and welfare of Persons within Buloke Shire; and

5) to provide for the peace, order and good governance of Buloke Shire.

A copy of the proposed Buloke Shire Council Local Law No. 7, 2007 may be obtained from Council's offices at 367 Broadway, Wycheproof, Vic. 3527, during office hours.

Any person may make a submission in writing to Council relating to the proposed Local Law.

Submissions should be addressed to the Chief Executive Officer and should be received at Council within 14 days of the date of this publication.

A person who has made a written submission is entitled to be heard in relation to their written submission before a meeting of the Council (or a committee established by the Council). Any person who wishes to be heard must notify Council of their request to be heard within 14 days of the date of this publication. The person is entitled to appear in person or by a person acting on his or her behalf. The day, time and place of any meeting will be notified to every person who has made a request to be heard.

WARWICK HEINE  
Acting Chief Executive Officer



Proposal to Make Local Law No. 1  
Streets and Roads

At its meeting on 3 July 2007, Council resolved to make a new Local Law titled Local Law No. 1 Streets and Roads.

The purpose and general purport of the Local Law is to regulate the use of roads by:

- a) providing for the management of the physical features of the road and adjacent properties in a manner which is consistent with the safety and convenience of people traveling on or using the road; and
- b) controlling the use of various types of vehicles and animals for the safety and convenience of road users; and
- c) providing for the preservation and protection of the Council's assets from damage which may be caused from extraordinary use of roads; and

- d) controlling and regulating secondary activities on roads, including trading, the placing of signs, goods and equipment, repairs to vehicles and parties, festival, processions, outdoor eating facilities, artistic activity and collections; and
- e) facilitating free and safe access for people with sight and movement impairment or disabilities and incorporating components of Council's 'Trading Places' Policy; and
- f) providing for the safe and efficient management and control of parking on roads in the municipal district; and
- g) providing for the management and control of parking to cause minimal disruption, danger or nuisance to the users of Council's parking facilities; and
- h) the repeal of Local Law No. 1 of 1998 – Streets and Roads Local Law.

A copy of the Local Law can be obtained from Council's Customer Service Centres at Beechworth, Chiltern, Rutherglen and Yackandandah or downloaded from the website at [www.indigoshire.vic.gov.au](http://www.indigoshire.vic.gov.au). Enquiries should be directed to Council's Enforcement Services Coordinator, Nicholas McDonald on (02) 6028 1100.

Any person affected by the proposed Local Law may make a written submission in accordance with the provisions of Section 223 of the **Local Government Act 1989**. Submissions should be lodged no later than 3 August 2007 and should be forwarded to the Chief Executive Officer, Indigo Shire Council, PO Box 28, Beechworth 3747.

Persons making a submission should state whether they wish to be heard in support of their submission. Any person who has made a written submission and requested to be heard will be given the opportunity to address a meeting of Council.

MURRINDINDI SHIRE COUNCIL

Declaration of Public Holiday

Notice is hereby given that Melbourne Cup Day, Tuesday 6 November 2007, has been declared a public holiday throughout the Shire of Murrindindi as per Council resolution made 18 March 1998.

D. D. HOGAN  
Chief Executive Officer



Making of Local Law – Streets and Roads  
(Amendment) Local Law No. 8 (2007)

Notice is hereby given in accordance with Section 119(3) of the **Local Government Act 1989**, that Council at its meeting on 2 July 2007 resolved to make the Streets and Roads (Amendment) Local Law No. 8 (2007).

The purpose of this Local Law is:

- to amend the Streets and Roads Local Law No. 5 (2005);
- to preserve and protect as far as possible the Council's assets from damage which may be caused from extraordinary use of streets and roads within the Municipal District;
- to provide generally for the administration of Council's powers and functions; and
- to provide generally for the peace, order and good government of the Municipal District.

The general purport of this Local Law is:

- to require any person in charge of a building site located within the Urban Growth Boundary to obtain an Asset and Amenity Protection Permit before commencing any works and to comply with the requirements of the Shire's Building and Works Code of Practice; and
- to remove the requirement for the relevant building surveyor to pay Council the Asset and Amenity Protection Permit fee at the time of submitting to Council the relevant documents under Section 30 of the **Building Act 1993**.

The Local Law will come into operation on 13 July 2007.

A copy of the Local Law can be obtained from any of the Shire's Customer Service Offices, the Shire's website at [www.mornpen.vic.gov.au](http://www.mornpen.vic.gov.au) or by contacting Mark Howells, Team Leader Governance on 5950 1422.

DR. MICHAEL KENNEDY  
Chief Executive Officer



Notice of Adoption of Local Law 14  
Consumption of Alcohol in Public Places

Notice is hereby given that Wyndham City Council, at its ordinary meeting held on 2 July 2007, resolved to adopt Local Law No. 14 – Consumption of Alcohol in Public Places, pursuant to the provisions of section 119 of the **Local Government Act 1989**. This Local Law is effective following publication of this notice.

The purpose of the Local Law is to provide for the peace, order and good government of Wyndham City Council by: regulating and controlling the consumption and possession of alcohol on roads and public places and in vehicles on roads and public places; preventing or minimising behaviour that may be a nuisance, be detrimental to a persons health, safety or property or may affect a persons enjoyment of public and other places; and providing for the administration of the Council's powers and functions.

A copy of the Local Law may be inspected and is available at the Civic Centre reception desk, 45 Princes Highway, Werribee or by contacting 9742 0777.

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

Notice of Preparation of Amendment  
Amendment C38  
Authorisation A664

The Surf Coast Shire Council has prepared Amendment C38 to the Surf Coast Planning Scheme.

In accordance with section 9(2) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Surf Coast Shire Council as planning authority to prepare the Amendment. The Amendment applies to known salinity affected land which has been identified and mapped throughout areas of the Surf Coast Shire.

The Amendment seeks to implement the outcomes of the Corangamite Catchment Management Authority Salinity Management Overlay project. The Amendment seeks to better plan for and manage salinity and its impact on urban and rural development and the risk of threat of development to sites of known salinity impacted areas.

The Amendment:

- introduces the Salinity Management Overlay (SMO maps, Clause 44.02 and schedule to the clause) into the Surf Coast Planning Scheme; and
- amends Clauses 21.05, 21.09, 21.10, 21.12, 21.13, 21.14, 21.15 and 21.17 of the Municipal Strategic Statement; and
- applies the Environmental Significance Overlay – Schedule 1 to saline wetlands and primary salinity areas with environmental values that are regarded assets.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at: the office of the planning authority, Surf Coast Shire Council, 25 Grossmans Road, Torquay; the Department of Sustainability and Environment, South West Regional Office, Level 4, Corner Little Malop & Fenwick Streets, Geelong; and 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 13 August 2007. Submissions must be sent to the Co-ordinator Strategic Planning, Surf Coast Shire, PO Box 350 Torquay, Vic. 3228.

MARK HARWOOD  
Co-ordinator Strategic Planning

### **Planning and Environment Act 1987**

#### **WYNDHAM PLANNING SCHEME**

#### Notice of Preparation of Amendment

#### Amendment C93

#### Authorisation A0605

Wyndham City Council has prepared Amendment C93 to the Wyndham Planning Scheme.

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

The land affected by the Amendment is the land within the 'Werribee South Green Wedge'. The 'Werribee South Green Wedge' is the non-urban area of land in the southern part of Wyndham which is bounded by the Princes Freeway, the Werribee Technology Precinct, Point Cook and Port Phillip Bay.

The Amendment proposes to incorporate the objectives and policy of the draft Werribee South Green Wedge Management Plan into the Planning Scheme by:

- Amending the title of Clause 21.05–9 from Rural Land Protection to Green Wedge Protection and making amendments to its objectives, strategies and actions to support the proposed Management Plan for the Werribee South Green Wedge.
- Replacing the policy at Clause 22.08 (Werribee South Policy) with a new policy titled: Werribee South Green Wedge Policy. This new policy covers a broader area (the Werribee South Green Wedge as opposed to just the Werribee South Intensive Agriculture Precinct) and has a more detailed local planning policy to aid in decision-making.
- Amending Clause 35.04: Schedule to the Green Wedge Zone, so that small lot excision is permitted only where there are two or more existing dwellings on a lot, and general subdivision is permitted only where each new lot is at least 15 hectares in size.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: Wyndham City Council, Civic Centre, 45 Princes Highway, Werribee, Victoria; on the Wyndham City Council website [www.wyndham.vic.gov.au/building/planning/exhibition](http://www.wyndham.vic.gov.au/building/planning/exhibition); 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 written submission to the planning authority.

The closing date for submissions is Tuesday 14 August 2007. Written submissions must be mailed to Craig Toussaint, Wyndham City Council, PO Box 197, Werribee, Victoria, 3030; or emailed to [craig.toussaint@wyndham.vic.gov.au](mailto:craig.toussaint@wyndham.vic.gov.au).

ANNE SORENSEN  
Strategic Planning Coordinator

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 12 August 2007. A submission must be sent to the City of Yarra Council, PO Box 168, Richmond 3121.

ROBYN HELLMAN  
Coordinator Strategic and Economic Policy

### **Planning and Environment Act 1987**

#### **YARRA PLANNING SCHEME**

#### **Notice of Preparation of Amendment**

#### **Amendment C87**

#### **Authorisation A00552**

The City of Yarra Council has prepared Amendment C87 to the Yarra Planning Scheme.

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

The Amendment affects all land to be developed for residential purposes within the City of Yarra.

The Amendment proposes to introduce a fixed Open Space Contributions rate in the Schedule to Clause 52.01; and to introduce a new local policy – Open Space Contributions Policy at Clause 22 of the Yarra Planning Scheme.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; City of Yarra, Richmond Town Hall, Town Planning Counter, 333 Bridge Road, Richmond 3121; City of Yarra, Collingwood Town Hall, Front Reception Desk, 140 Hoddle Street, Abbotsford 3067; Municipal Libraries located at: 415 Church Street, Richmond; 240 St Georges Road, North Fitzroy; 11 Stanton Street, Abbotsford; 128 Moor Street, Fitzroy; and 667 Rathdowne Street, North Carlton; or on Council's website at <http://www.yarracity.vic.gov.au>

Creditors, next-of-kin and others having claims against the estate of any of the under-mentioned 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 14 September 2007, 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.

BOOTH, Josie, late of Unit 17, The Village Baxter, 8 Robinson Road, Frankston South, Victoria 3199, home duties, and who died on 30 November 2006.

CHAPMAN, Reginald, late of Westside Lodge Nursing Home, 12 Santiago Street, St Albans, Victoria 3021, who died on 10 May 2007.

COLTHURST, Queenie Florence, late of Victoria Heights Nursing Home, Victoria Street, Bendigo, Victoria 3550, pensioner, and who died on 23 January 2007.

GUNN, Francis Xavier, late of 147 The Parade, Ascot Vale, Victoria 3032, retired, and who died on 2 June 2007.

HUGHES, Doris Linda, late of 15 Bourke Street, Pyalong, Victoria 3521, who died on 28 May 2007.

LESLIE, Winifred Hazel, formerly of 26 Fishter Street, Portarlinton, Victoria 3223, but late of District Hospital, Yarloop, WA 6218, widow, and who died on 4 November 2006.

LEWIS, Ethel Louisa, late of 53 Abinger Street, Richmond, Victoria 3121, pensioner, and who died on 10 April 2007.

McDONALD, Robert Bruce, late of RSD 1222, 1145 Appin South Road, Appin South, Victoria 3579, retired, and who died on 9 December 2006.

NICOL, William Arthur, late of 9 Albert Street, Mount Waverley, Victoria 3149, retired, and who died on 30 May 2007.

O'FLYNN, Thomas Patrick, late of 20–26 Manningtree Road, Hawthorn, Victoria 3122, retired, and who died on 18 January 2007.

YOUNG, Lennox Ferguson, late of 10 Omaroo Street, Frankston, Victoria 3199, who died on 7 June 2007.

WALKER, Jack, late of 24 Nalong Street, Rye, Victoria 3941, pensioner, and who died on 10 April 2007.

Dated 6 July 2007

MARY AMERENA  
Manager  
Executor and Trustee Services

#### **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**.

Shepparton Women's Community Service Club Inc.; City of Ballarat Tennis Federation Inc.; Brighton Bowling Clubs Inc.; The Ladies Probus Club of Dromana Inc.; Australian Draught Federation Inc.; Eureka Sled Dog Group Inc.; Altona Meadows Neighbourhood House Inc.; Edenhope Squash Club Inc.; Amigos De America Inc.; Hawthorn Football (Waverley) Social Club Inc.; Dunolly Rush 150 Inc.; Lakes and Craters Tourism Inc.; Gippsland Conservation Institute Inc.; Daylesford Toy Library Inc.; The Combined Probus Club of Bayside Geelong Inc.; Australian Pigeon Racing Inc.; Marnoo Football and Netball Club Inc.; Highett Down Town Club Inc.; Peninsula Parklands Social Group Inc.; Tootgarook T.O.W.N. Club Inc.; Lions Club of Sunbury Inc.

Dated 12 July 2007

MELANIE SABA  
Deputy Registrar of Incorporated Associations

#### **Catchment and Land Protection Act 1994**

##### NOTICE OF STATEMENTS OF OBLIGATIONS

I, John Thwaites, Minister for Water, Environment & Climate Change, pursuant to section 19E(1)(a) of the **Catchment and Land Protection Act 1994**, give notice that I have

made and issued Statements of Obligations for the purpose of imposing obligations in relation to the performance of their functions and the exercise of their powers, for the following authorities:

1. Corangamite Catchment Management Authority
2. East Gippsland Catchment Management Authority
3. Glenelg Hopkins Catchment Management Authority
4. Goulburn Broken Catchment Management Authority
5. Mallee Catchment Management Authority
6. North Central Catchment Management Authority
7. North East Catchment Management Authority
8. Port Phillip & Westernport Catchment Management Authority
9. West Gippsland Catchment Management Authority, and
10. Wimmera Catchment Management Authority.

The Statements of Obligations commenced operation on 1 July 2007.

Copies of all the Statements of Obligations are available on the Department of Sustainability and Environment's website – <http://www.dse.vic.gov.au>. Copy of an individual authority's Statement of Obligation is also available on the respective authority's website and may also be inspected during office hours at the office of the respective authority.

Dated 20 June 2007

JOHN THWAITES MP  
Minister for Water,  
Environment & Climate Change

#### **Children's Services Act 1996**

##### NOTICE OF EXEMPTION

Under Section 6 of the **Children's Services Act 1996** ("the Act"), the Minister for Children hereby declares that A.B.C. Developmental Learning Centre Mildura South, Licence ID 2413 ("the service") is exempt from the qualified staff members requirement as set out in regulation 24 of the **Children's Services Regulations 1998**.

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

1. the number of staff members as set out in regulation 24 are caring for or educating the children;
2. no more than one nominated staff member is employed in place of qualified staff; and
3. the nominated staff member is undertaking a course to attain a post-secondary early childhood qualification recognised under regulation 25.

This exemption remains in force until 31 August 2007.

Dated 27 June 2007

HON LISA NEVILLE MP  
Minister for Children

#### **Coastal Management Act 1995**

##### **NOTIFICATION OF REPEAL OF THE WATERFRONT GEELONG COASTAL ACTION PLAN 1998**

I, John Thwaites, give notice in accordance with Section 27 of the **Coastal Management Act 1995**, that on 6 June 2007, I repealed the Waterfront Geelong Coastal Action Plan 1998.

JOHN THWAITES  
Minister for Water, Environment  
and Climate Change

#### **Health Services Act 1988**

##### **PORTLAND DISTRICT HEALTH**

##### **Appointment of delegate under section 40C**

I, Bronwyn Pike, Minister for Health, under section 40C(1) of the **Health Services Act 1988**, appoint Michael Clive Rhook as delegate to the board of Portland District Health.

The appointment is made on the following terms and conditions –

##### **1. Appointment arrangements**

The appointment is part-time.

##### **2. Period of Appointment**

The appointment is for a period of 12 months from the date of publication.

##### **3. Revocation**

Under section 40C(8) of the **Health Services Act 1988**, the Minister for Health may at any time revoke this appointment.

##### **4. Payment Provisions**

The delegate will be paid remuneration of \$30,000 per annum.

##### **5. Superannuation Obligations**

Superannuation obligations will be paid by the employer in accordance with the Commonwealth's **Superannuation Guarantee Act 1992**.

##### **6. Travel and personal expenses**

The Department of Human Services will reimburse the delegate for reasonable travel and personal expenses in accordance with public sector rates.

##### **7. Leave arrangements**

As the appointment is part-time, the delegate will not be entitled to paid leave.

HON BRONWYN PIKE MP  
Minister for Health

#### **Health Services Act 1988**

##### **PORTLAND DISTRICT HEALTH**

##### **Appointment of delegate under section 40C**

I, Bronwyn Pike, Minister for Health, under section 40C(1) of the **Health Services Act 1988**, appoint Heather Louise Wellington as delegate to the board of Portland District Health.

The appointment is made on the following terms and conditions –

##### **1. Appointment arrangements**

The appointment is part-time.

##### **2. Period of Appointment**

The appointment is for a period of 12 months from the date of publication.

##### **3. Revocation**

Under section 40C(8) of the **Health Services Act 1988**, the Minister for Health may at any time revoke this appointment.

##### **4. Payment Provisions**

The delegate will be paid remuneration of \$30,000 per annum.

##### **5. Superannuation Obligations**

Superannuation obligations will be paid by the employer in accordance with the Commonwealth's **Superannuation Guarantee Act 1992**.

**6. Travel and personal expenses**

The Department of Human Services will reimburse the delegate for reasonable travel and personal expenses in accordance with public sector rates.

**7. Leave arrangements**

As the appointment is part-time, the delegate will not be entitled to paid leave.

HON BRONWYN PIKE MP  
Minister for Health

**Subordinate Legislation Act 1994**

## NOTICE OF DECISION

Heritage (Historic Shipwrecks)  
Regulations 2007

I, Justin Madden, Minister for Planning and Minister responsible for administering the **Heritage Act 1995**, give notice under section 12 of the **Subordinate Legislation Act 1994** as follows:

A Regulatory Impact Statement (RIS) was prepared in relation to the proposed Heritage (Historic Shipwrecks) Regulations 2007.

The RIS was advertised seeking public comment and four submissions were received.

After considering the submissions received, I have decided that the proposed Regulations should be made without amendment.

Dated 29 June 2007

JUSTIN MADDEN MLC  
Minister for Planning

**Heritage Act 1995**

## NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including the Heritage Register Number 1969 in the category described as a Heritage Place: Velvet Soap Advertising Sign, 38 Piper Street, Kyneton, Macedon Ranges Shire Council.

## EXTENT:

1. All of the Velvet Soap advertising sign shown as F1 on Diagram 1969 held by the Executive Director.
2. All of the structure located at 38 Piper Street, Kyneton shown as B1 on Diagram 1969 held by the Executive Director.
3. All of the land shown as L1 on Diagram 1969 held by the Executive Director being part of Crown Allotment 5 Section 13 Parish of Lauriston.
4. All of the land shown as L2 on Diagram 1969 held by the Executive Director being part of Crown Allotment 5 Section 13 Parish of Lauriston.

Dated 6 July 2007

RAY TONKIN  
Executive Director



**Heritage**  
VICTORIA

**Heritage Act 1995**

## NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended in that the Heritage Register Number 387 in the category described as Heritage Place is described as: Christ Church Complex, 64–66 Henna Street, 224–230 Koroit Street, Warrnambool, Warrnambool City Council.

## EXTENT:

1. Christ Church complex comprising all the following buildings and structures marked on Diagram 387 held by the Executive Director.
  - B1 Church
  - B2 Rectory
  - B3 Hall and school
  - B4 Stable
  - B5 Tennis pavilion
  - S1 Stone Wall
  - S2 Lych gate
  - S3 Notice board
  - S4 Lamp post
  - S5 First World War Memorial



2. All the following objects:  
 1890 Fincham & Hobday organ  
 First World War memorial tablet
3. All the land marked L1 on Diagram 387 held by the Executive Director being all of Crown Allotments 9, 10, 13, 14, 15 & 16 and part of Crown Allotment 12, Section 16, Parish of Wangoom.

Dated 6 July 2007

RAY TONKIN  
 Executive Director

Pty Ltd (ASHCO) and Australian Synchrotron Company Ltd (ASCO). This direction will be effective once ASHCO transfers the assets of the Australian Synchrotron project and is valid to 30 June 2008.

The type of insurance to be provided should be determined through discussions between the VMIA and the Department of Innovation, Industry and Regional Development.

The VMIA should determine the premium payable for this insurance.

Dated 2 July 2007

TIM HOLDING MP  
 Minister for Finance, WorkCover  
 and the Transport Accident Commission

### **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 15 August 2007.

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 9 August 2007.

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

Yarra Valley & District Accident Towing Service Pty Ltd

Application for variation of conditions of tow truck licence number TOW823, which authorises the licensed vehicle to be managed, controlled and operated from a depot situated at 3415 Warburton Highway, Warburton to change the depot address to 2907 Warburton Highway, Wesburn.

Dated 12 July 2007

STUART SHEARER  
 Director

### **Victorian Managed Insurance Authority Act 1996**

#### **AUSTRALIAN SYNCHROTRON PROJECT**

Pursuant to section 25A of the **Victorian Managed Insurance Authority Act 1996**, I direct the Victorian Managed Insurance Authority (VMIA) to provide insurance for the Australian Synchrotron Holding Company

**Health Professions Registration Act 2005**

## FIXING OF FEES

Pursuant to section 140 of the **Health Professions Registration Act 2005** the Medical Practitioners Board of Victoria has fixed the following fees for a period of not less than 12 months commencing 1 July 2007.

**1. Registration Fees:**

Application for:	\$
General registration (section 6)	
(i) in excess of six (6) months	415.00
(ii) six (6) months or less	210.00
Specific registration (section 7)	
(i) in excess of six (6) months	415.00
(ii) six (6) months or less	210.00
Non-practising registration (section 11)	200.00
Provisional registration (section 9)	210.00
Renewal of registration (section 18)	415.00
Renewal of registration (section 18) online	405.00
Amendment/variation of specific registration	
(i) in excess of six (6) months	415.00
(ii) six (6) months or less	210.00
Registration pursuant to <b>Mutual Recognition Act 1992</b> (C'th)	
(i) in excess of six (6) months	415.00
(ii) six (6) months or less	210.00
Application Fee for General and Specific Registration	180.00
Additional renewal fee for application for renewal of registration received within three (3) months after 30 September 2007 (section 18(6))	150.00

**2. Other Fees:**

Application for Certificate of Good Standing	70.00
Provision of a letter of confirmation of registration status, not being a Certificate of Good Standing	70.00
Endorsement fee re the practice of acupuncture (section 28)	25.00
Fee for extracts/copies from the Register of Medical Practitioners (section 30(7))	
(i) Single extract	70.00
(ii) Multiple extracts (up to 20)	245.00
(iii) Copy of full Register	1,750.00
(iv) Copy of part Register	875.00
Redirection Fee (GST inclusive)	40.00
Replacement student card (GST inclusive)	40.00

Dated 5 July 2007

DR J. M. FLYNN  
President  
Medical Practitioners Board of Victoria

**Geographic Place Names Act 1998**

## NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

Place Name	Proposer & Location
Garradha Molwa (Bucks Sandhill)	Parks Victoria. Located 10km north of Barmah Township in the Barmah State Park.

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**  
17th Floor  
570 Bourke Street  
MELBOURNE 3000

JOHN E. TULLOCH  
Registrar of Geographic Names

**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) and/or amendments to the boundaries of the undermentioned localities. Any objections to the proposal(s) 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, any newly proposed names will become the official names and/or any proposed locality boundary amendments will be registered in the Register of Geographic Names.

File No.	Naming Authority	Place Name	Location
GPN 1081	Golden Plains Shire	Bill Gillett Pavilion	On the Shelford Recreation Reserve, Shelford.
LA/12/0072	Wyndham City	Williams Landing Laverton Truganina	As on version 5.3 of the plan showing the locality 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 following registration.

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**  
17th Floor  
570 Bourke Street  
MELBOURNE 3000

JOHN E. TULLOCH  
Registrar of Geographic Names

**Pharmacy Practice Act 2004**

## PHARMACY BOARD OF VICTORIA

Notice

Re: Robert Wesley Symons

On 4 July 2007 a Panel of the Pharmacy Board of Victoria conducted a formal hearing into the professional conduct of Robert Wesley Symons, a registered pharmacist.

Section 168 of the **Health Professions Registration Act 2005** provides that inquiries commenced prior to the repeal of the **Pharmacy Practice Act 2004** are to be completed as if it was not repealed.

The Panel found pursuant to section 69(1)(a) of the **Pharmacy Practice Act 2004** Mr Symons had engaged in unprofessional conduct of a serious nature and made the following determination:

In considering the appropriate determinations to be made, the Panel noted the harm caused as a result of Mr Symon's failure to comply with legislation applicable to his practice as a pharmacist and his ignorance of professional responsibilities. The Panel decided to cancel his registration rather than to impose a period of suspension because it was of the view that it is in the public interest, that if he seeks registration again in the future, the Board at that time should consider a requirement for him to:

- a. complete a course in the practical legal aspects of pharmacy and a suitable course or courses covering contemporary pharmacy practice, with assessment, acceptable to the Board, and
- b. complete a period of supervised practice under the supervision of a pharmacist approved by the Board for that purpose and that the supervising pharmacist submit a written confidential report to the Board to assist in the assessment of his competence to practise as a pharmacist.

Pursuant to Section 69 (2) of the **Pharmacy Practice Act 2004** the Panel made the following determination:

- pursuant to section 69(2)(c) reprimanded Robert Wesley Symons for his failure to comply with the relevant legislation and practice standards required of a pharmacist;
- pursuant to section 69(2)(h) cancelled the registration of Robert Wesley Symons from the date of this determination;
- pursuant to section 69(2)(i) disqualified Robert Wesley Symons from re-applying for registration under section 4, for a period of nine months from the date of this determination; and
- pursuant to section 69(2)(j) required Robert Wesley Symons to pay the reasonable costs and the expenses of the Board in the conduct of the formal hearing, being \$9234.70, such payment to be made within thirty days from the date of this determination.

Dated 9 July 2007

STEPHEN MARTY  
Registrar

**Private Agents Act 1966****NOTICE OF RECEIPT OF APPLICATIONS FOR LICENCES  
UNDER THE PROVISIONS OF THE PRIVATE AGENTS ACT 1966 – 7494**

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Shandelle Marie Wade	Australia Wide Skiptracing Services Pty Ltd	40 Osborne Avenue, Warrandyte 3113.	Sub-Agents

Dated at Ringwood 6 July 2007

BRUCE HAMILTON  
Deputy Registrar  
Magistrates' Court of Victoria

**Private Agents Act 1966**NOTICE OF RECEIPT OF APPLICATIONS FOR LICENCES  
UNDER THE PROVISIONS OF THE **PRIVATE AGENTS ACT 1966 – 7494**

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Salem Shemaly	1/3 Alexander Street, Melton	Sub Agent
Sharyn Upton	1/3 Alexander Street, Melton	Sub Agent
Marlene Hader	1/3 Alexander Street, Melton	Sub Agent

Dated at Sunshine 22 June 2007

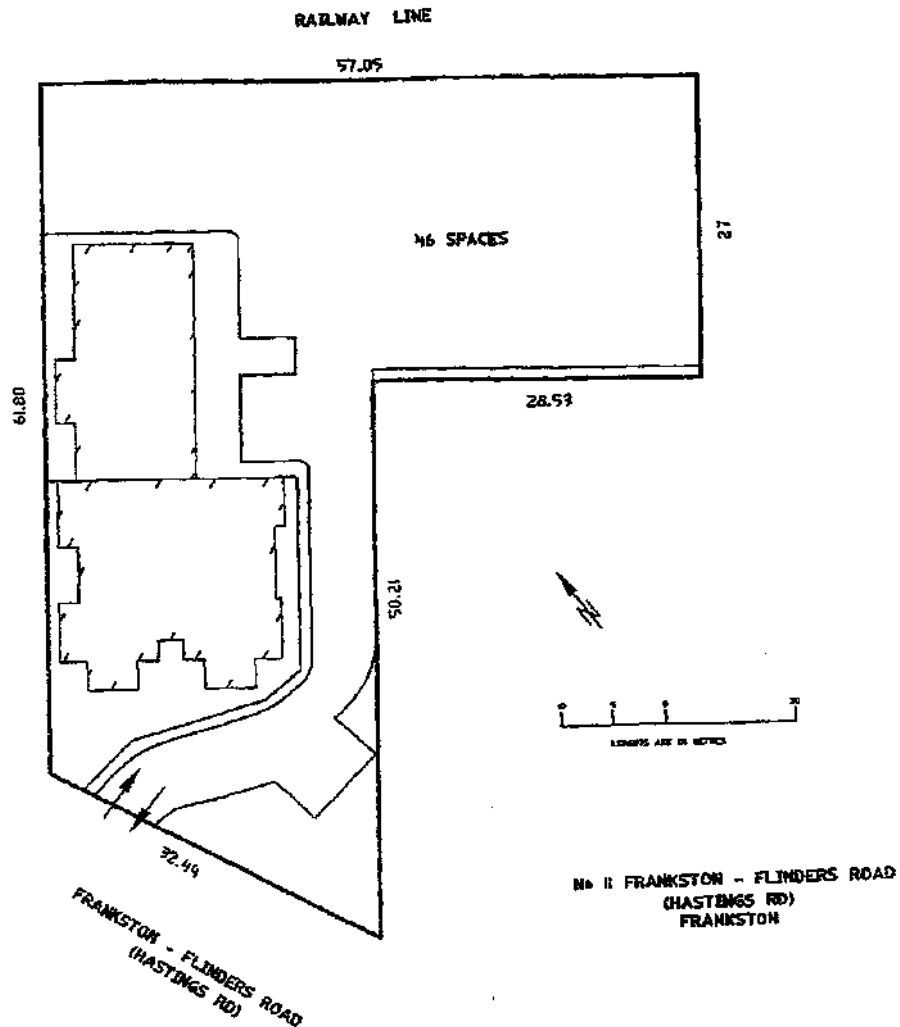
LEE ARBACI  
Registrar  
Magistrates' Court of Victoria

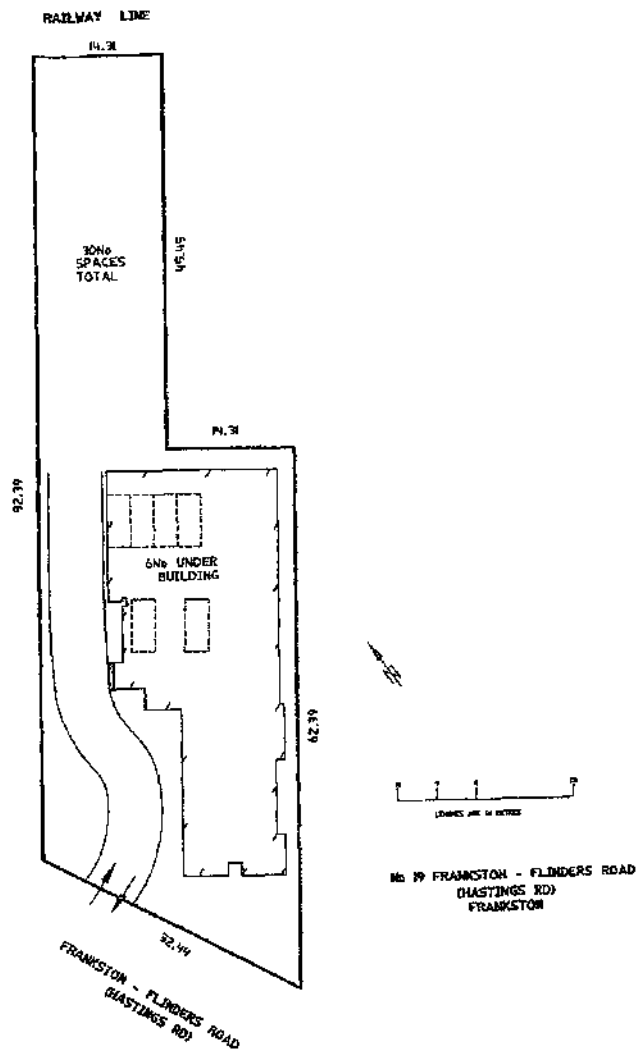
**Road Safety Act 1986**

**ORDER UNDER SECTION 98 ROAD SAFETY ACT 1986  
EXTENDING PROVISIONS TO 11-13 & 19 HASTINGS ROAD, FRANKSTON**

I, Steve Brown, Regional Manager, VicRoads Metro South East Region, delegate of the Minister for Transport under Section 98 of the **Road Safety Act 1986** by this Order extend the application of:

- (a) Sections 59, 64, 65, 76, 77, 85-90, 99 and 100 of that Act; and
- (b) the Road Safety (Road Rules) Regulations 1999; and
- (c) part 5 and 6 and Schedules 3 and 4 of the Road Safety (General) Regulations 1999 to 11-13 & 19 Hastings Road within Frankston City, particulars of which are shown on the attached plan.





Dated 2 July 2007

STEVE BROWN  
Regional Manager



**Drugs, Poisons and Controlled Substances Act 1981**

## NOTICE UNDER SECTION 14A(1)

**DRUGS, POISONS AND CONTROLLED SUBSTANCES ACT 1981**

Pursuant to section 14A(1) of the **Drugs, Poisons and Controlled Substances Act 1981**, I, Bronwyn Pike, Minister for Health, hereby approve for the purposes of authorisation under section 13(1)(ba) the Schedule 2, 3, 4 or Schedule 8 poisons set out below in relation to the categories of nurse practitioner shown.

This approval takes effect from 1 July 2007.

**Nurse Practitioner – Rural and Remote**

<b>Schedule 2</b>	<b>Schedule 3</b>
Aspirin	Clotrimazole
Codeine	Promethazine
Paracetamol	
<b>Schedule 4</b>	<b>Schedule 8</b>
Adrenaline	
Amethocaine	
Amoxicillin	
Cefaclor	
Cephalexin	
Chloramphenicol	
Codeine	
Dexamethasone	
Diclofenac	
Doxycycline	
Framycetin	
Gramicidin	
Lignocaine	
Metronidazole	
Methoxyflurane	
Naloxone	
Paracetamol	
Phenoxymethylpenicillin	
Roxithromycin	
Trimethoprim	

**Nurse Practitioner – Nephrology**

<b>Schedule 2</b>	<b>Schedule 3</b>
Lignocaine	
Prilocaine	
<b>Schedule 4</b>	<b>Schedule 8</b>
Calcitriol	
Dalteparin	
Darbepoetin Alfa	
Enoxaparin	
Epoetin Alfa	
Epoetin Beta	
Heparin	
Hepatitis B Vaccine	
Influenza Vaccine	
Iron Compounds	
Pneumococcal Vaccine	

**Nurse Practitioner – Men's Health**

<b>Schedule 2</b>	<b>Schedule 3</b>
<b>Schedule 4</b>	<b>Schedule 8</b>
Azithromycin	
Bupropion	
Diphtheria toxoid	
Hepatitis A vaccine	
Hepatitis B vaccine	
Imiquimod	
Influenza Vaccine	
Podophyllotoxin	
Pneumococcal vaccine	
Tadalafil	
Tetanus toxoid	
Vardenafil	

**Nurse Practitioner – Mental Health**

Schedule 2	Schedule 3
Schedule 4	Schedule 8
Diazepam	
Olanzapine	
Temazepam	

**Nurse Practitioner – Women's Health**

Schedule 2	Schedule 3
	Clotrimazole
	Miconazole
	Nystatin
Schedule 4	Schedule 8
Azithromycin	
Clindamycin	
Cyproterone	
Desogestrel	
Doxycycline	
Drospirenone	
Ethinylestradiol	
Gestodene	
Levonorgestrel	
Mestranol	
Metoclopramide	
Metronidazole	
Norethisterone	
Oestriol	
Oestradiol	
Roxithromycin	
Tinidazole	

**Nurse Practitioner—Urology**

<b>Schedule 2</b>	<b>Schedule 3</b>
<b>Schedule 4</b>	<b>Schedule 8</b>
Alprostadil	
Amoxicillin	
Atropine	
Cephalexin	
Clavulanic acid	
Nitrofurantoin	
Papaverine	
Phentolamine	
Sildenafil	
Tadalafil	
Trimethoprim	
Vardenafil	

**Nurse Practitioner – Emergency**

<b>Schedule 2</b>	<b>Schedule 3</b>
Amethocaine	Adrenaline
Antazoline	Codeine
Aspirin	Diclofenac
Bifonazole	Diphenoxylate
Cetirizine	Fluconazole
Clotrimazole	Glyceryl trinitrate
Codeine	Hydrocortisone
Econazole	Nystatin
Hyoscine butylbromide	Salbutamol
Ibuprofen	Salicylic acid
Indomethacin	
Ketoconazole	
Lignocaine	
Loratadine	

**Nurse Practitioner – Emergency (Cont.)**

<b>Schedule 2</b>	
Miconazole	
Naphazoline	
Oxymetazoline	
Paracetamol	
Phenylephrine	
Prilocaine	
Terbinafine	
Tramazoline	
Xylometazoline	
<b>Schedule 4</b>	<b>Schedule 4</b>
Adrenaline	Levonorgestrel
Amethocaine	Lignocaine
Amiodarone	Lincomycin
Amoxicillin	Lopinavir
Ampicillin	Measles vaccine
Atropine	Meningococcal vaccine
Azithromycin	Metoclopramide
Benztropine	Metronidazole
Benzathine penicillin	Methylprednisolone
Benzylpenicillin	Midazolam
Budesonide	Mometasone
Bupivacaine	Moxifloxacin
Cefaclor	Mumps vaccine
Cefazolin	Mupirocin
Cefotaxime	Naloxone
Ceftriaxone	Naproxen
Cefuroxime	Nelfinavir
Cephalexin	Nitrous oxide
Cephalothin	Nitrofurantoin
Ciprofloxacin	Norethisterone

**Nurse Practitioner – Emergency (Cont.)**

<b>Schedule 4</b>	<b>Schedule 4</b>
Clavulanic acid	Norfloxacin
Clarithromycin	Ondansetron
Clindamycin	Oxybuprocaine
Chloramphenicol	Pertussis antigen
Codeine	Phenylephrine
Dalteparin	Phenoxyethylpenicillin
Dexamethasone	Piperacillin
Diazepam	Pneumococcal vaccine
Diclofenac	Poliomyelitis vaccine
Dicloxacillin	Prednisolone
Diphtheria toxoid	Probenecid
Dolasetron	Procaine penicillin
Domperidone	Prochlorperazine
Doxycycline	Promethazine
Enoxaparin	Ritonavir
Erythromycin	Ropivacaine
Flucloxacillin	Roxithromycin
Framycetin	Rubella vaccine
Gatifloxacin	Salbutamol
Gentamicin	Sulfadiazine
Gramicidin	Sulfamethoxazole
Granisetron	Tazobactam
Haemophilus influenzae vaccine	Tetanus toxoid
Heparin	Ticarcillin
Hepatitis B vaccine	Tramadol
Hyoscine	Tranexamic acid
Ibuprofen	Trimethoprim
Immunoglobulins	Trometamol
Indomethacin	Tropisetron
Ipratropium	Vancomycin
Itraconazole	Varicella vaccine

**Nurse Practitioner – Emergency (Cont.)**

<b>Schedule 4</b>	<b>Schedule 4</b>
Ketorolac	Warfarin
Lamivudine	Zidovudine
<b>Schedule 8</b>	
Codeine	
Fentanyl	
Morphine	
Oxycodone	
Pethidine	

**Nurse Practitioner – Wound Management**

<b>Schedule 2</b>	<b>Schedule 3</b>
Codeine	Clotrimazole
Lignocaine	Codeine
Paracetamol	Iron compounds
	Miconazole
<b>Schedule 4</b>	<b>Schedule 8</b>
Amoxicillin	Morphine
Betamethasone	Oxycodone
Bupivacaine	
Cephalexin	
Ciprofloxacin	
Clavulanic acid	
Clindamycin	
Codeine	
Dicloxacillin	
Doxycycline	
Flucloxacillin	
Lignocaine	
Methylprednisolone	
Metronidazole	
Mupirocin	

**Nurse Practitioner – Wound Management (Cont.)**

<b>Schedule 4</b>	
Silver sulfadiazine	
Terbinafine	
Tramadol	
Triamcinolone	

**Nurse Practitioner – Intensive Care Liaison**

<b>Schedule 2</b>	<b>Schedule 3</b>
	Adrenaline
<b>Schedule 4</b>	<b>Schedule 8</b>
Adrenaline	
Digoxin	
Dobutamine	
Dopamine	
Frusemide	

**Nurse Practitioner – Palliative Care**

<b>Schedule 2</b>	<b>Schedule 3</b>
Aspirin	Codeine
Atropa Belladonna	Diphenoxylate
Atropine Sulphate	Diclofenac
Codeine	Macrogol 3350
Hyoscine Butylbromide	Nystatin
Ibuprofen	Miconazole
Loperamide	Metoclopramide
Miconazole	Prochlorperazine
Naproxen	
Nystatin	
Pholcodine	
Ranitidine	
<b>Schedule 4</b>	<b>Schedule 8</b>
Amitriptyline	Codeine
Amphotericin	Fentanyl
Aspirin	Hydromorphone
Atropine	Morphine
Atropa Belladonna	Oxycodone



**Nurse Practitioner – Palliative Care (Cont.)**

<b>Schedule 4</b>	
Carbamazepine	
Clonazepam	
Codeine	
Dexamethasone	
Diazepam	
Diclofenac	
Diphenoxylate	
Domperidone	
Gabapentin	
Haloperidol	
Hyoscine	
Ibuprofen	
Loperamide	
Lorazepam	
Metoclopramide	
Metronidazole	
Miconazole	
Midazolam	
Naproxen	
Naloxone	
Nitrazepam	
Nystatin	
Omeprazole	
Pantoprazole	
Paracetamol	
Pholcodine	
Prednisolone	
Prochlorperazine	
Ranitidine	
Sodium Valproate	
Temazepam	
Tramadol	

**Nurse Practitioner – Young People’s Health**

<b>Schedule 2</b>	<b>Schedule 3</b>
	Levonorgestrel
	Salbutamol
<b>Schedule 4</b>	<b>Schedule 8</b>
Azithromycin	
Ethinylestradiol	
Hepatitis B vaccine	
Levonorgestrel	
Medroxyprogesterone	

Dated 1 July 2007

HON BRONWYN PIKE MP  
Minister for Health

**Wildlife Act 1975**  
WILDLIFE (PORT PHILLIP BAY WHALE (DOLPHIN) SWIM TOUR AREA)  
ORDER 2007/2008

I, Peter Harris, Secretary to the Department of Sustainability and Environment, make the following Order:

**Objective**

1. The objective of this Order is –
  - (a) to proclaim the Port Phillip Bay Whale (Dolphin) Swim Tour Area as a whale swim tour area;
  - (b) to invite applications for whale swim tour permits in respect of dolphins in the area;
  - (c) to specify the permit fees and the maximum number of permits in respect of dolphins in the area;
  - (d) to specify the procedures and criteria for the making and assessment of applications for permits.

**Authorising provision**

2. This Order is made under section 83F of the **Wildlife Act 1975**.

**Commencement**

3. This Order operates from 12 July 2007 until 30 June 2008.

**Definition**

4. In this Order –

“**dolphin**” means any member of the family *Delphinidae* of the sub-order *Odontoceti* of the order *Cetacea*;

“**Port Phillip Bay Whale (Dolphin) Swim Tour Area**” means the whale swim tour area proclaimed under clause 5.

**Proclamation of Port Phillip Bay Whale (Dolphin) Swim Tour Area**

5. The area described in Schedule 1 is proclaimed to be a whale swim tour area.

**Applications for whale swim tour permits**

6. Applications for whale swim tour permits for the Port Phillip Bay Whale (Dolphin) Swim Tour Area are invited to conduct whale swim tours involving dolphins.
7. The holder of an existing whale swim tour permit may apply for a permit.
8. Applications in writing must be received by 2:00 pm on Wednesday 8 August 2007 and addressed to: Confidential, 2007/2008 Whale (Dolphin) Swim Tour Permit Application E1211, Tender Box – Reception, Parks Victoria, Level 10, 535 Bourke Street, Melbourne, Vic. 3000.
9. Applications must include the information specified in the ‘Information Kit for Applicants for Whale (Dolphin) Swim Tour Permits on Port Phillip Bay’ in Schedule 2.

**Criteria to be used for assessment of applications**

10. Applications for whale swim tour permits will be assessed according to the criteria set out in the ‘Information Kit for Whale (Dolphin) Swim Tour Permits on Port Phillip Bay’ in Schedule 2.

**Maximum number of whale swim tour permits**

11. The maximum number of whale swim tour permits to be granted for the Port Phillip Bay Whale (Dolphin) Swim Tour Area is four (4).

**Fee for whale swim tour permits**

12. The fee for a whale swim tour permit is the fee prescribed in Regulation 8(2) of the Wildlife (Whales) Regulations 1998.

Dated 2 July 2007

PETER HARRIS  
Secretary to the Department of Sustainability and Environment

**SCHEDULE 1**

All the waters of Port Phillip Bay that are more than 100 metres seaward of the low water mark of Port Phillip Bay, except the waters of the following areas that are declared as fisheries reserves for aquaculture purposes under section 88 of the **Fisheries Act 1975**:

Grassy Point Aquaculture Fisheries Reserve

Clifton Springs Aquaculture Fisheries Reserve

Kirk Point–Werribee Aquaculture Fisheries Reserve

Bates Point Aquaculture Fisheries Reserve

Beaumaris Aquaculture Fisheries Reserve

Mount Martha Aquaculture Fisheries Reserve

Dromana Aquaculture Fisheries Reserve

Pinnacle Channel Aquaculture Fisheries Reserve



**SCHEDULE 2**

**INFORMATION KIT FOR APPLICANTS  
FOR  
WHALE (DOLPHIN) SWIM TOUR PERMITS  
ON PORT PHILLIP BAY**

**2007/08 SEASON**

INFORMATION KIT FOR APPLICANTS FOR WHALE (DOLPHIN) SWIM TOUR PERMITS  
ON PORT PHILLIP BAY FOR THE 2007/08 SEASON

Parks Victoria, on behalf of the Department of Sustainability and Environment, is inviting applications for Whale (Dolphin) Swim Tour permits for the period until 30 June 2008. These permits will apply only to dolphins in Port Phillip Bay. Throughout this Information Kit and the Application Form, the permits are referred to as 'dolphin swim tour permits'.

**1. BACKGROUND**

Victoria's Port Phillip Bay supports a small but highly significant resident population of inshore bottlenose dolphins.

Dolphins are wildlife protected under Victoria's **Wildlife Act 1975** and the Wildlife (Whales) Regulations 1998.

In 2002, the Wildlife Act was amended to allow a particular area to be declared by the Department of Sustainability and Environment to be "a whale swim tour area" and for the number of tour permits and the level of tour activity in that area to be managed within an ecologically sustainable threshold. Under the Act, that threshold must be determined according to the best available information as to the effect that the conduct of activities is likely to have on individual whales or groups of whales in the area.

To assist in the determination of this threshold, the (then) Department of Natural Resources and Environment funded the Dolphin Research Institute based at Hastings to analyse data on dolphin interactions with tour and recreational vessels in Port Phillip Bay. This data has been gathered over several years with the assistance of tour operators.

The Cooperative Research Centre for Sustainable Tourism was subsequently engaged to undertake the review of this and other local and international research, the principal reviewer being Dr Peter Hale of the University of Queensland. The objective of the review was to determine within a triple bottom line framework (ecological, social and economic) whether the current level of activity is sustainable and, if not, what action should be taken.

The review has identified that:

- *The Port Phillip Bay dolphin population is small and distinct from adjacent bottlenose dolphin populations in Bass Strait.*
- *This population is vulnerable to extinction due to its size, female natal philopatry (see below), restricted home range and the large amount of human activity within the home range that is likely to be having an adverse impact.*
- *Breeding females are a critical population parameter. Females stay at or near their birth site and if they perish they are unlikely to be replaced by females from other distant populations.*
- *Dolphin tour boats account for far more interaction with dolphins than do private recreational boats.*
- *The proximity of tour boats is the key disturbance factor posed by boating interaction with dolphins in Port Phillip Bay. Avoidance behaviour (diving, changing direction) in response to tour boats and other motorised vessels is the major indicator of disturbance that needs to be monitored and minimised. While not categorical, evidence of stress "avoidance behaviour" is a recognised indicator of change in natural cetacean behaviour.*
- *The cumulative time that tour boats spend in close proximity to dolphins (within 100m) is high and has increased over the last two seasons.*

To implement both the amendments to the Wildlife Act and the recommendations of the CRC report, the Secretary of the Department of Sustainability and Environment has proclaimed the Port Phillip Bay Whale (Dolphin) Swim Tour Area and set a limit on the number of swim tour permits which will be made available to dolphin swim tour operators on Port Phillip Bay.

An order published in the Victorian Government Gazette in July 2007 noted four Dolphin Swim Tour Permits will be made available.

## **2. ADMINISTRATION OF PERMITS**

Parks Victoria manages the administration of the tour operator licensing system for public land and waters under delegation from the Department of Sustainability and Environment. This licensing system includes land-based tour operators in parks and forests, tour operators in marine parks and marine sanctuaries and permits for swim and sightseeing dolphin tour operators in Port Phillip Bay.

Parks Victoria will manage the application and assessment process for the dolphin swim permits with support and advice from the Department of Sustainability and Environment. Parks Victoria and the Department of Sustainability and Environment will also provide ongoing advice for operators on permit issues. The Department of Sustainability and Environment also has a governance and compliance role for tour operator permits.

### **2.1 Issuing of Dolphin Swim Tour Permits for 2007/2008**

Applications for Dolphin Swim Tour Permits via a competitive allocation process were invited by a series of newspaper advertisements placed during 2006. After an assessment process, discussed further in 2.6, three permits were issued. These permits, however, were issued before an Order declaring the Whale Swim Tour Area was gazetted.

With the declaration of the Whale Swim Tour Order in July 2007, permits will be re-issued to the current tour operators, if they wish to continue their operations.

As four Dolphin Swim Tour permits are available for the period until June 30 2008, applications will also be accepted for the remaining permit.

In accordance with the Section 83C of the **Wildlife Act 1975**, permits will be issued in the name of a natural person, not a corporate or business name.

Only one permit will be issued per person. Applicants may nominate other natural persons as 'tour supervisors'. Tour supervisors will be permitted to conduct tours in the absence of the permit holder, but the permit holder retains overall responsibility for all activities conducted under the permit. Applicants must ensure that such nominees are aware of and understand the relevant regulations and permit conditions.

The permit will only be applicable to vessels nominated in the application.

The application and assessment process for the 2007/08 season, and future seasons, will be via a competitive process.

Permits will be awarded to the most suitable applicants on the basis of applicants meeting mandatory and weighted criteria.

### **2.2 Application process**

Applicants that submitted previous applications in 2006 should provide written confirmation that they wish to be considered in this current process.

New applicants will be required to provide:

A completed 2007 / 08 Whale (Dolphin) Swim Tour Permit Application; including

- documentation providing evidence of compliance with the 'mandatory' criteria listed in Section 3.1; and
- a written submission (and supporting documentation) that addresses the 'weighted' selection criteria outlined in Section 3.2 of this document.



Applicants are to lodge their completed 2007/08 Whale (Dolphin) Swim Tour Permit Application as per the instructions outlined in Section 5 (Submission of Applications).

### 2.3 Assessment process

In 2006, an assessment panel comprising representatives from Parks Victoria, the Department of Sustainability and Environment, Tourism Victoria and Marine Safety Victoria considered applications on their merits, according to specified criteria.

Where written confirmation is received from the three current tour operators, the Secretary of the Department of Sustainability will re-issue them permits, based on the assessment of their applications undertaken in 2006.

Where new applications are received an assessment panel comprising representatives from Parks Victoria, the Department of Sustainability and Environment, Tourism Victoria and Marine Safety Victoria will be set up to consider each application on its merits, according to specified criteria.

The successful applicant must meet the mandatory criteria and demonstrate a satisfactory performance in each of the weighted criteria.

Parks Victoria and the Department of Sustainability and Environment are under no obligation to issue all available permits.

The panel may choose to interview shortlisted applicants as part of the assessment process.

Where there are more than four satisfactory applications, the applicants best able to demonstrate their conduct in relation to environmental protection of the dolphin, safety of participants and a quality interpretive experience will be granted permits.

Recommendations will then be provided to the senior manager at Parks Victoria who has the statutory delegation to issue the permits.

## 3. SELECTION CRITERIA

Applicants will be assessed on the basis of their demonstrated ability to meet the following mandatory and weighted selection criteria.

Applicants must demonstrate their previous experience and performance in relation to each of the criteria, as well as proposed operations for the forthcoming season.

Where an applicant has been found guilty of an offence under the **Wildlife Act 1975** or the Wildlife (Whales) Regulations 1998, or a similar offence in another jurisdiction, or has failed to comply with the Act, regulations or conditions of past permits, the application may be refused.

The criteria are designed to ensure the highest levels of professional conduct for environmental protection of the dolphins, safety of participants and interpretation of wildlife and ecosystem values.

### 3.1 Mandatory Criteria

Applicants must be able to demonstrate:

1. Current public liability insurance cover to the value of \$10 million with an insurer approved by the Australian Prudential Regulation Authority (APRA).
2. Compliance of the applicant's nominated vessel and staff with the requirements of the **Marine Act 1988** and Marine Regulations 1999 including:
  - valid and up-to-date Certificate of Survey for the nominated vessel;
  - current Certificates of Competency for the nominated master(s) and crew of the vessel, appropriate to the vessel class, length and operational area.

To demonstrate the mandatory criteria, copies of appropriate schedules, certificates and qualifications must be attached to the Application Form.

**3.2 Weighted Criteria**

A written submission must be provided, with attached supporting documentation where necessary, addressing past performance and proposed action in relation to each of the following criteria:

1. Environmental Awareness
2. Visitor Experience and Understanding
3. Safety
4. Business Capacity and Resources

The following table provides some indication of the scope of each of these criteria as well as suggestions of ways in which applicants could demonstrate their ability to meet these criteria. The table is a guide only – applicants may include other relevant information that they feel would support their submission.

Criteria	Examples of ways to demonstrate this criteria
<p><b>1. Environmental Awareness</b></p> <ul style="list-style-type: none"> <li>● Understanding of dolphin behaviour and biology;</li> <li>● Understanding of dolphin/human interaction including dolphin stress factors;</li> <li>● Commitment to co-operating with on-going research and monitoring;</li> <li>● Understanding of Wildlife (Whale) Regulations 1998 including compliance history where relevant.</li> </ul>	<ul style="list-style-type: none"> <li>● Previous experience in the dolphin swim industry;</li> <li>● Previous experience in other related activities;</li> <li>● Proposed methods to minimise disturbance to dolphins;</li> <li>● Interpretive messages (to be) delivered;</li> <li>● Previous NRE / Department of Sustainability and Environment report card or other indicator of past performance;</li> <li>● Ecocertification Program (formerly NEAP) certification or equivalent;</li> <li>● Brochure or web content.</li> </ul>
<p><b>2. Visitor Experience &amp; Understanding</b></p> <ul style="list-style-type: none"> <li>● Education and interpretation program and skills;</li> <li>● Broad-based product ie an itinerary and commentary focussed on more than the dolphins.</li> </ul>	<ul style="list-style-type: none"> <li>● Experience, qualifications and role of support staff;</li> <li>● Interpretive messages delivered/ outline of commentary;</li> <li>● An Interpretation Plan;</li> <li>● Ecocertification Program (formerly NEAP) or equivalent accreditation;</li> <li>● Client testimonials or satisfaction surveys;</li> <li>● Brochure or web content;</li> <li>● Staff to client ratios.</li> </ul>
<p><b>3. Safety</b></p> <ul style="list-style-type: none"> <li>● Risk mitigation;</li> <li>● Emergency response capability.</li> </ul>	<p>Provide Operating procedures which address each of the following in line with the Victorian Snorkelling (scuba diving, and wildlife swims) Adventure Activity Standard (AAS),</p> <ul style="list-style-type: none"> <li>● A Risk Assessment Checklist (AAS 1.3)</li> <li>● An Emergency Strategy (AAS 1.4)</li> <li>● Experience, qualifications and role of staff (AAS 2.1 &amp; 2.2, 2.4, 2.5)</li> <li>● Supervision of activities (AAS 2.6, 2.7)</li> <li>● Equipment (AAS 3)</li> </ul> <p>And also address</p> <ul style="list-style-type: none"> <li>● Occupational Health &amp; Safety policies and / or training</li> </ul>
<p><b>4. Business Capacity &amp; Resources</b></p> <ul style="list-style-type: none"> <li>● Capacity to deliver service including vessel and staff;</li> <li>● Commitment and skills relevant to business capacity such as quality customer service and accreditation.</li> </ul>	<ul style="list-style-type: none"> <li>● Business plan;</li> <li>● Better Business (or equivalent) accreditation;</li> <li>● A Staff Development Plan</li> <li>● Brochure/ web site – advertised or proposed schedule;</li> <li>● Vessel specifications and facilities;</li> <li>● Membership of local and regional tourism industry associations.</li> </ul>

#### 4. PERMIT CONDITIONS

##### 4.1 Whale (Dolphin) Swim Tour Area

The Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2007 gazetted all the waters more than 100 metres seaward of the low water mark of Port Phillip Bay as a Whale (Dolphin) Swim Tour Area. The Whale (Dolphin) Swim Tour Area includes marine national parks and sanctuaries under the **National Parks Act 1975**, but excludes Aquaculture Fisheries Reserves under Section 88 of the **Fisheries Act 1975**. (See Appendix A)

##### 4.2 Acts and Regulations

Swims are to be conducted in accordance with the **Wildlife Act 1975** and the Wildlife (Whales) Regulations 1998, and permit conditions.

Section 83I of the **Wildlife Act 1975** provides that the holder of a whale (dolphin) swim tour permit must comply with the conditions of the permit. The penalty for breach of this provision is 100 penalty units (as of 1 July 2007 one penalty unit equals \$110.12 therefore equating to \$11,012) or 6 months imprisonment or both fine and imprisonment.

Section 83J of the **Wildlife Act 1975** states that an authorising officer may direct the holder of a whale (dolphin) swim tour permit to immediately cease any activity being carried out under the permit, if the authorised officer reasonably believes that the activity is detrimental to the welfare of any whale. The penalty for breach of this provision is 50 penalty units (as of 1 July 2007 one penalty unit equals \$110.12 therefore equating to \$5,506) or 3 months imprisonment or both fine and imprisonment.

Vessel Operating and Zoning Rules for Victorian Waters (Notice 1 under Section 15(2) of the **Marine Act 1988**) and Harbour Masters Directions under the Port Services Act 1995, also apply. See Marine Safety Victoria for copies of these requirements.

##### 4.3 Permit Term

The permits being allocated are non-renewable and will be allocated for the period until 30 June 2008.

Upon expiry of the permit, previous holders will need to apply through a new application process, along with all other interested parties.

##### 4.4 General Conditions

Permits are not transferable and cannot be traded on the open market. Parks Victoria and the Department of Sustainability and Environment may decide to assign the remainder of the two year permit to a prospective purchaser of a dolphin swim business, providing they meet all of the selection criteria, or may choose to readvertise for a new application.

A full list of general conditions is included in the 2007/08 Whale (Dolphin) Swim Tour Permit Application. General Conditions include compliance with the industry developed Adventure Activity Standard for Snorkelling (scuba diving, and wildlife swims). A copy of this Adventure Activity Standard is available at the Outdoor Recreation Centre website: [www.orc.org.au](http://www.orc.org.au)

##### 4.5 Permit Fee

The required fee for a dolphin swim tour permit is 70 fee units, as specified in regulation 8(2) of the Wildlife (Whale) Regulations 1998. As of 1 July 2007 a fee unit equals \$11.02 making the required fee for a dolphin swim tour permit \$771.40.

Section 83G of the **Wildlife Act 1975** requires a person who is granted a whale (dolphin) swim tour permit to pay the required fee on the grant of the permit. However the applicant may choose to enclose a cheque or provide credit card details with the Application Form.

Current permit holders that specify that they would like their permit re-issued do not need to pay this fee as it was paid upon submitting the 2006 application.

**5. SUBMISSION OF APPLICATIONS**

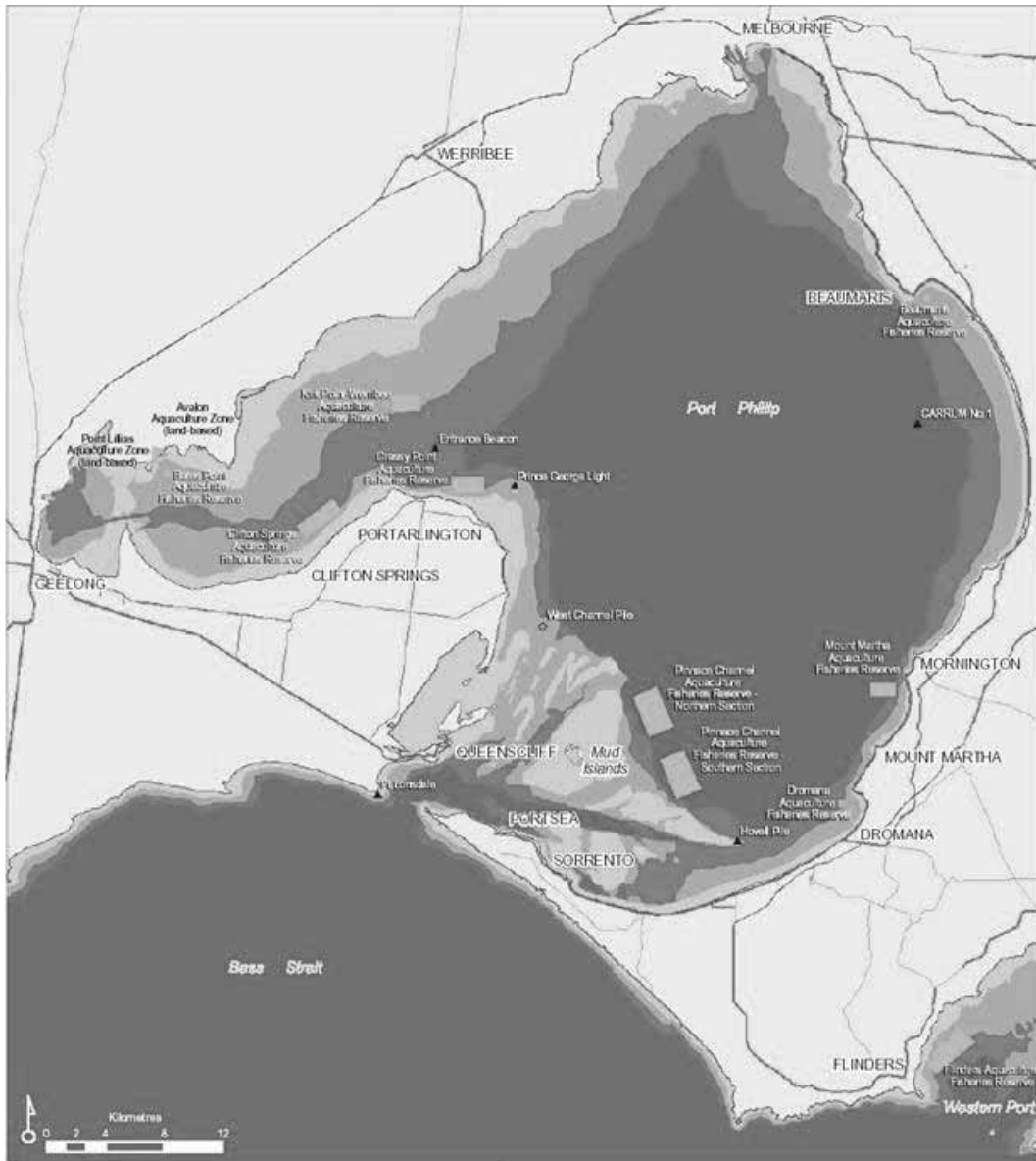
Written applications must be received by Parks Victoria no later than 2.00 p.m. on Wednesday 8 August 2007.

Applications must be marked:

Confidential, 2007/2008 Whale (Dolphin) Swim Tour Permit Application E1211 and be delivered to: Tender Box – Reception, Parks Victoria, Level 10, 535 Bourke Street, Melbourne, Vic. 3000.

Late applications will not be considered.

**APPENDIX A –  
MAP OF PORT PHILLIP BAY SHOWING FISHERIES RESERVES**



**Map Notes**  
 Port Information sourced from  
 Victorian Channels Authority  
 Bathymetry sourced from DSE MAFRI  
 Base Information DSE CGDL  
 Map Projection  
 Horizontal Datum AGD1986 (AMG Zone65)  
 Spatial Vision  
 Cartography by Spatial Vision  
 May 2003 Ref SV000905

**Legend**

	Aquaculture Sites		Freeway		NAV_AIDS
	0-5 metres		Highway		WCH_NAVAIDS
	5- 10 metres		Main road		
	10 - 15 metres		Other Road		
	> 15 metres				



# 2006/08 WHALE (DOLPHIN) SWIM TOUR PERMIT APPLICATION

**This application is for a Permit to conduct (Whale) Dolphin Swim Tours in Port Phillip Bay**  
 Complete the steps below and forward your application to Parks Victoria for assessment.

CHECKLIST (for completeness)	(please <input type="checkbox"/> tick)
1 Read and understood the attached "Information Kit for Applicants"	
2 Applicant details and proposed tour schedules complete	
3 Read and understood all Permit Conditions (see page 8)	
4 Addressed the mandatory selection criteria (see page 7)	
5 Addressed the weighted selection criteria (see page 7)	
6 Attached appropriate Public Liability Insurance certificate of currency (see pages 7, 10 & 11)	
7 Read, understood and signed Insurance and Indemnity provisions (see page 10-11)	
8 Attached current Certificate of Survey for your vessel	
9 Attached relevant Certificate of Competency for nominated tour supervisors	
10 Submitted all Trip Return details for previous permit	
11 Signed the permit application authorisation below	
12 Attached relevant permit fees (all cheques made payable to Parks Victoria)	

<p>Whale (Dolphin) Swim Tour Permit applications will be assessed only when complete.</p> <p>Applications should be forwarded to:  <b>Tender Box – Reception,</b>  <b>Parks Victoria,</b>  <b>Level 10, 535 Bourke Street,</b>  <b>Melbourne VIC 3000</b></p>	<p><b>Authorisation</b></p> <p>By completing this application form for a Whale (Dolphin) Swim Tour Permit, the applicant undertakes to comply with the conditions set out in Parts 4 and 6 of this form.</p> <div style="border: 1px solid black; height: 20px; margin-bottom: 5px;"></div> <div style="border: 1px solid black; height: 20px; margin-bottom: 5px;"></div> <div style="border: 1px solid black; height: 20px; margin-bottom: 5px;"></div> <div style="border: 1px solid black; height: 20px; margin-bottom: 5px;"></div> <div style="border: 1px solid black; height: 20px; margin-bottom: 5px;"></div> <div style="border: 1px solid black; height: 20px; margin-bottom: 5px;"></div> <div style="border: 1px solid black; height: 20px; margin-bottom: 5px;"></div> <div style="border: 1px solid black; height: 20px; margin-bottom: 5px;"></div>
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**Whale (Dolphin) Swim Tour Permits are whale swim tour permits (under the provisions of the Wildlife Act 1975 and Wildlife (Whale) Regulations 1998) and only apply to:**

- the "Port Phillip Bay Whale (Dolphin) Swim Tour Area" as proclaimed by the Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2004.
- dolphins (ie any member of the family *Delphinidae* of the sub-order *Odontoceti* of the order *Cetacea*).

Whale (Dolphin) Swim Tour Permit holders do not require a separate licence to conduct dolphin swim tours in marine parks and marine sanctuaries within the Port Phillip Bay Whale (Dolphin) Swim Tour Area.

**Whale (Dolphin) Swim Tour Permits are:**

- not transferable\* (for example, to another individual or entity)
- not renewable. Upon expiry of the Permit on 30 June 2008, previous permit holders will need to apply through a new application process along with all other interested parties
- for the use of the applicant specified in this form only
- issued on the basis that the Permit Holder accepts and undertakes to comply with the permit conditions.
- issued pursuant to the provisions of one or more of the following Acts:
  - *Wildlife Act 1975*
  - *National Parks Act 1975*

**Industry Contact information:**

Listed below are contact details of industry organisations you may find useful.

- |                              |              |  |
|------------------------------|--------------|--|
| • Marine Safety Victoria     | 03 9655 3399 | <a href="http://www.marinesafety.vic.gov.au">www.marinesafety.vic.gov.au</a>     |
| • Tourism Alliance           | 03 9650 8399 | <a href="http://www.tourismalliance.com.au">www.tourismalliance.com.au</a>       |
| • Tourism Victoria           | 03 9653 9777 | <a href="http://www.tourism.vic.gov.au">www.tourism.vic.gov.au</a>               |
| • Food Safety Victoria       | 1300 364 352 | <a href="http://www.foodsafety.vic.gov.au">www.foodsafety.vic.gov.au</a>         |
| • Liquor Licensing Victoria  | 03 9655 6696 | <a href="http://www.liquor.vic.gov.au">www.liquor.vic.gov.au</a>                 |
| • Business Access            | 132 215      | <a href="http://www.businessaccess.vic.gov.au">www.businessaccess.vic.gov.au</a> |
| • Victorian Taxi Directorate | 03 9320 4376 | <a href="http://www.doi.vic.gov.au">www.doi.vic.gov.au</a>                       |
| • Worksafe Victoria          | 03 9641 1555 | <a href="http://www.workcover.vic.gov.au">www.workcover.vic.gov.au</a>           |

**Please Note:**

- If you are planning to talk to your tour participants about known Aboriginal sites, places or folklore (beyond information contained in the current Parks Victoria Park Notes), it is advisable to contact the relevant Aboriginal people for their input and endorsement.

\* "Transfer" means to sell or give a permit to another person, company or association, whether for a cost, a reward or for free.



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## PART 1 – APPLICANT DETAILS

### 1A Permit to be issued to an INDIVIDUAL

Family name:

Given name:

Business and/or Trading name/s:


Registered for GST: (please  tick) Yes  No

Australian Business Number (ABN) if applicable:

Address for correspondence or registered office address:


Street address:


Telephone (Bus hours):

Telephone (After hours):

Mobile:

Fax number:

Email:

Website:

Parks Victoria is collecting the information on this form so that your application for a Whale (Dolphin) Swim Tour Permit can be considered. Parks Victoria will also use this information to assess your compliance with permit conditions. This information will be stored on a database held by Parks Victoria and may be disclosed to other government bodies such as the Department of Sustainability and Environment (DSE).

Whale (Dolphin) Swim Tour Permit Holders are automatically listed on Parks Victoria's website ([www.parkweb.vic.gov.au](http://www.parkweb.vic.gov.au))

Please  tick if you DO NOT want your contact details available on the Parks Victoria website

### Vessel used to conduct Whale (Dolphin) Swim Tours:

VESSEL
Name:
Class:
Length:

Note: A current Certificate of Currency for the nominated vessel must be included with this application.

### Nominated Tour Supervisors:

1.
2.
3.
4.

Note: Certificates of competency for nominated master(s) and crew of the vessel must be appropriate to the vessel class, length and operational area.





## PART 3 – SELECTION CRITERIA

**Whale (Dolphin) Swim Tour Permit applicants will be assessed on the basis of their demonstrated ability to meet the mandatory and weighted selection criteria outlined below.**

The criteria are designed to ensure the highest levels of professional conduct for protection of the dolphins, safety of participants and interpretation of wildlife and ecosystem values.

### Mandatory Criteria

Applicants must be able to demonstrate:

1. Current public liability insurance to the value of \$10 million with an insurer approved by the Australian Prudential Regulation Authority (APRA). A list of approved insurers can be found on the APRA website ([www.apra.gov.au](http://www.apra.gov.au)).
2. Compliance of the applicant's nominated vessel and staff with the requirements of the Marine Act 1988 and Marine Regulations 1999 including:
  - a) Valid and up to date Certificate of Currency for nominated vessel: and
  - b) Current Certificates of Competency for nominated master(s) and crew of the vessel appropriate to the vessel class, length and operational area.

**To demonstrate the mandatory criteria, copies of appropriate schedules, certificates and qualifications must be attached to the application form.**

### Weighted Criteria

**A written submission should be provided**, with attached supporting documentation where necessary, addressing past performance and proposed action in relation to each of the following criteria:

1. Environmental awareness;
2. Visitor experience and understanding;
3. Safety;
4. Business capacity and resources.

The table in Section 3 of the Information Kit provides some indication of the scope of each of these criteria as well as suggestions of ways in which applicants could demonstrate their ability to meet these criteria. Applicants may include any information they feel would support their submission.

## PART 4 – PERMIT CONDITIONS

### CONDITIONS

Note: Any reference to Parks Victoria includes DSE.

- 1 This permit applies only to dolphins (ie any member of the family Delphinidae of the sub-order Odontoceti of the order Cetacea).
- 2 This permit only applies to the "Port Phillip Bay Whale (Dolphin) Swim Tour Area" as proclaimed by the Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2004.
- 3 The Permit Holder must comply with the Wildlife (Whales) Regulations 1998 and any conditions, determined by the Secretary, that are specified or referred to in the permit.
- 4 The Permit Holder must not undertake dolphin swim tours in fisheries reserves declared under Section 88 of the Fisheries Act 1995 that have been declared for the purpose of aquaculture.
- 5 The Permit Holder acknowledges that:
  - 5.1 the law which governs the use of the location or area requires the Permit Holder not to damage the location or engage in any use of the location which conflicts with the purpose for which the land or water has been reserved;
  - 5.2 offences may be created, and penalties may be imposed, by the legislation which governs the use of the location.
  - 5.3 this permit does not exempt the Permit Holder from complying with the legislation which governs the use of the location.
- 6 The Permit Holder and the Permit Holder's employees, agents and clients will obey all reasonable directions given by an authorised officer at the site/s.
- 7 The Permit Holder must notify the appropriate DSE or Parks Victoria Officer of any natural or other disaster, injury, illness or delay that may impact on the tour group.
- 8 Only Dolphin Swim Tours are allowed to be conducted on any tour.
- 9 Except as expressly authorised by this permit, the Permit Holder must not damage, destroy, disrupt or remove any native flora (live or dead) or any native fauna from the site or the park. (This includes Marine National Parks and Marine Sanctuaries)
- 10 Except as expressly authorised by this permit, the Permit Holder must not damage, deface, remove or otherwise interfere with any built asset, natural feature or cultural heritage place.
- 11 Feeding or handling of wildlife is not permitted.
- 12 All boats carrying passengers must maintain a current Certificate of Survey from the Marine Board of Victoria.
- 13 All nominated master(s) and crew of the vessel must hold a valid Certificate of Competency appropriate to the vessel class, length and operational area.
- 14 Permit Holders must operate their vessels in accordance to the Vessel Operating and Zoning Rules for Victorian Waters under the *Marine Act 1988* and Harbour Masters Directions under the *Port Services Act 1995*.
- 15 Permit Holders must:
  - 15.1 make all clients aware **before the tour commences** of:
    - (a) all potential hazards and conditions which may be encountered during the tour. These may include, but are not limited to, heights, exposure to weather, rapid flowing water, fauna and flora; and
    - (b) the experiences clients may encounter during the tour.
  - 15.2 ensure procedures are in place to minimise the risk of potential hazards to clients. These procedures may include, but are not limited to, pre-tour briefings, safety equipment and head counts.
  - 15.3 ensure that all guides and employees have the relevant competencies and skills for leading and guiding an activity.
  - 15.4 ensure that supervision is appropriate to the differing clients' experiences and abilities.
- 16 The Permit Holder is required to submit trip return documentation to Parks Victoria at the conclusion of the Dolphin Swim Tour season (April 2007 and April 2008).
- 17 Parks Victoria may cancel the permit for breach of the terms and conditions of the permit.
- 18 If a conflict arises from, or connected with, the Permit, the Permit Holder agrees to utilise, and participate in, a conflict resolution procedure established with the Victorian Tourism Operators Association.
- 19 Whale (Dolphin) Swim Tour Permit Holders must comply with the industry developed Adventure Activity Standard for Snorkelling (scuba diving, and wildlife swims). A copy of this is available at the Outdoor Recreation Centre website at [www.orc.org.au](http://www.orc.org.au)
- 20 The Licence Holder must effect and maintain throughout the term of the licence an appropriate public liability insurance policy with an insurer approved by Parks Victoria.



## PART 6 – INSURANCE AND INDEMNITY

In this Part:

**“Insured”** means the Permit Holder (Permit Number eg. PV 5005), including the Permit Holder’s officers, employees, agents, contractors, subcontractors, invitees and their successors and assigns.

**“Other Relevant Parties”** means the Minister for Environment, Minister for Planning, the Secretary to the Department of Sustainability and Environment, Parks Victoria, the Director of National Parks and any other body delegating its powers to Parks Victoria.

**“Permit Holder”** means the applicant for the permit specified in the permit application form.

**“Term”** means the period of operation of the permit.

**“Site/s”** means the Port Phillip Bay Whale (Dolphin) Swim Tour Area as proclaimed by the Wildlife (Port Phillip Bay Whale (Dolphin) Swim Tour Area) Order 2004.

### 1 INSURANCE

1.1 The Permit Holder must effect and maintain throughout the Term with an insurer approved by Parks Victoria which approval shall not be unreasonably withheld:

- (a) a public, and if relevant, products liability insurance policy for not less than \$10 million (or any greater amount required by Parks Victoria) in respect of any single claim arising out of the activities of the Insured, covering all third party claims arising out of:
  - (i) loss, including financial loss, destruction or damage to real or personal property and ensuing loss of use of that property;
  - (ii) death, injury to, or disease of persons; and
- (b) an employers liability and workers’ compensation policy which covers any damage, loss or liability suffered or incurred by any person engaged by the Permit Holder arising:–
  - (i) by virtue of any statute relating to workers’ or accident compensation or employers’ liability; or
  - (ii) at common law,

such policies referred to collectively as “the Policy”.

1.2 The Permit Holder must effect and maintain the Policy in the name of the Insured, and noting the interests of the Other Relevant Parties.

1.3 The Permit Holder must ensure that the Policy contains provisions under which Parks Victoria is to be notified of any changes to the Policy.

1.4 The Permit Holder must provide Parks Victoria with:

- (a) a certificate of currency for the Policy which clearly confirms the requirements of the preceding clause 1.2–
  - (i) prior to the Licence commencement date;

- (ii) within 14 days of each anniversary of the commencement date throughout the term and any renewed terms (if applicable); and

- (iii) at any other time upon request by Parks Victoria;

- (b) a copy of the Policy upon request by Parks Victoria. Parks Victoria shall have the right to insist on any amendments to the policy wording or limits as it reasonably requires.

1.5 The Permit Holder must promptly notify Parks Victoria if:

- (a) an event occurs which may give rise to a claim under or prejudice the policy; or
- (b) the Policy is cancelled.

1.6 The Permit Holder must not do anything or allow anything to be done which may:

- (a) prejudice any insurance held in connection with the Site/s; or
- (b) increase the premium payable for any insurance held in connection with the Site/s.

1.7 The Permit Holder must effect and maintain all other insurances in a manner and to such extent which is reasonable and customary for an organisation engaging in activities of the kind referred to and permitted by the Licence.

1.8 The Permit Holder shall deliver upon request to Parks Victoria copies of any policies required to be entered into by it pursuant to clause 1.7 and Parks Victoria shall have the right to insist on any amendments to the policy wording or limits as it reasonably requires.

1.9 If there is any damage or destruction to any building or improvement in the Park or on the Licence Area (caused by the Permit Holder or their clients), the Permit Holder must pay on demand to the Licensor the costs reasonably incurred by the Licensor in rectifying any such damage or destruction.



**2 RELEASE**

- 2.1 The Permit Holder agrees that it:
  - (a) occupies and uses the Site/s at its own risk;
  - (b) has inspected the Site/s and is of the opinion that the Site/s is safe and suitable for the activities of the Permit Holder.
- 2.2 The Permit Holder releases Parks Victoria and Other Relevant Parties from:
  - (a) all claims and demands resulting from any accident, damage, death or injury occurring at the Site/s or any other area used by the Permit Holder in connection with this Licence; and
  - (b) all loss, cost, damage, liability or other detriment (whether direct or consequential) suffered or incurred by the Permit Holder, as a direct or indirect result of the Permit Holder's occupation and use of the Site/s or other areas used in connection with this licence or the cancellation, amendment or suspension of the Licence, except to the extent caused or contributed to by the negligence of Parks Victoria.
- 2.3 References in this clause to the Permit Holder, Parks Victoria and the Other Relevant Parties include their respective officers, employees, agents, contractors, subcontractors, invitees and their successors and assigns.

against all actions, claims, demands, losses, damages, costs and expenses (whether direct or consequential) for which any of Parks Victoria or Other Relevant Parties is or may be or become liable concerning:

- (a) the default of the Permit Holder under this Licence;
  - (b) the Permit Holder's use of the Site/s or any other area used by the Permit Holder in connection with this Licence;
  - (c) loss, damage, or injury to property or persons caused or contributed by the Permit Holder's act, omission, default or negligence, except to the extent caused or contributed to by the negligence of Parks Victoria.
- 3.2 References in this clause to the Permit Holder, Parks Victoria and the Other Relevant Parties include their respective officers, employees, agents, contractors, subcontractors and invitees.
  - 3.3 This clause is intended to operate for the benefit of Parks Victoria and the Other Relevant Parties. However, if required by Parks Victoria or the Other Relevant Parties at any time after the execution of this Licence, the Permit Holder will enter into a separate deed of indemnity or release – which is applicable with the Other Relevant Parties in substantially the same terms as this clause.
  - 3.4 The Permit Holder must ensure that Parks Victoria and the names of the 'Other Relevant Parties' are included in their insurance policies in accordance with clause 1.2 and also documented in any certificate of currency for such insurance.

**3 INDEMNITY**

- 3.1 The Permit Holder indemnifies and agrees to keep indemnified Parks Victoria and Other Relevant Parties

**I have read and understood the permit conditions relating to insurance, release and indemnity.**

Printed Name:

Position:

Company/Association:

Signed:

Date:

**Please ensure you have completed the checklist on page 1 and attached all mandatory and supporting documentation.**

**Planning and Environment Act 1987**

## ARARAT PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C11

The Minister for Planning has approved Amendment C11 to the Ararat Planning Scheme.

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

The Amendment rezones land on Western Highway, Ararat from Public Use Zone 6 to Industrial 1 Zone and applies the Development Plan Overlay Schedule 1 to the land to facilitate the development of the Ararat Renewable Energy Park. Consequential changes are made to Clause 21.06 and the schedule to 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; and at the offices of the Ararat Rural City Council, corner High Street and Vincent Street, Ararat.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## BASS COAST PLANNING SCHEME

## Notice of Lapsing of Amendment

## Amendment C64 Part 3

The Bass Coast Shire Council has resolved to abandon Amendment C64 part 3 to the Bass Coast Planning Scheme.

The Amendment proposed to apply the Heritage Overlay on the following properties: 240 Mill Road, Archies Creek; 2305 Bass Highway, Bass; 20 Nardoo Street, Cape Paterson; 11 Park Parade, Cape Paterson; 1 Victoria Court (formerly 7 Carapooka Way), Cowes; Cowes Residential Precinct; 176 Settlement Road, Cowes; 58–60 Daly Street, Dalyston; 3 The Crescent, Inverloch; 7 High Street, Inverloch; 11 High Street, Inverloch; 3 Hopetoun Street, Inverloch; 4 Hopetoun Street, Inverloch; 2 Pier

Road, Inverloch; 52 Veronica Street, Inverloch; 7 Williams Street, Inverloch; 16 Anderson Road, Newhaven; Boys Home Road, Newhaven; 38 Beach Road, Rhyll; 355 West Creek Road, West Creek; 2805 West Creek Road, West Creek; 10 Broome Crescent, Wonthaggi; 415 Andersons Hill Road, Woodleigh; 520 Loch–Kernot Road, Woodleigh.

The Amendment lapsed on 18 April 2007.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## CENTRAL GOLDFIELDS

## PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C10

The Minister for Planning has approved Amendment C10 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 the former Maryborough Flour Mills site, 38 Albert Street, Maryborough, from Industrial 1 Zone and part Residential 2 Zone to Business 5 Zone and applies the Environmental Audit Overlay on the site.

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 West Regional Office, Corner of Midland Highway and Taylor Street, Epsom; and at the offices of the Central Goldfields Shire Council, 2 Neill Street, Maryborough.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## FRANKSTON PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C43

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

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

The Amendment alters the planning scheme maps and the schedule to the Heritage Overlay so that the Frankston Planning Scheme is consistent with that as registered on the Victorian Heritage Register.

A copy of the Amendment can be inspected, free of charge, during office hours, at the: Department of Sustainability and Environment, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Frankston City Council, Civic Centre, Corner Young and Davey Streets, Frankston.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## GOLDEN PLAINS PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C30 (Part 1)

The Golden Plains Shire Council approved Amendment C30 (Part 1) to the Golden Plains Planning Scheme on 28 June 2007.

The Amendment proposes to rezone part of the land at Bruce Street, Bannockburn from the Rural Zone (RUZ) to the Residential 1 Zone (R1Z) and applies the Design and Development Overlay (DDO6) to all of the land to be known as the Willow Brae Development. Part 2 of the Amendment will apply the Public Park and Recreation Zone to the remaining part of the land once it has been transferred to council.

The Amendment was approved by the Golden Plains Shire Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 21 April 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; the South West Region Office, Corner Little Malop and Fenwick Streets, Geelong; and at the offices of the Golden Plains Shire Council, 2 Pope Street, Bannockburn.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**GREATER SHEPPARTON  
PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C44

The Greater Shepparton City Council approved Amendment C44 to the Greater Shepparton Planning Scheme on 24 May 2007.

The Amendment proposes to rezone:

- Lot 3 Appletree Crescent from the Farming Zone (FZ) to the Residential 1 Zone (R1Z).
- 20–34 Zurcas Lane, Shepparton from the Farming Zone (FZ), to the Residential 1 Zone (R1Z).

The Amendment was approved by the Greater Shepparton City Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 5 September 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; the Department of Sustainability and Environment Regional Office, 35 Sydney Road, Benalla; and at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**GREATER SHEPPARTON  
PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C64

The Greater Shepparton City Council approved Amendment C64 to the Greater Shepparton Planning Scheme on 20 June 2007.

The Amendment corrects the zonings on properties at:

- 3615 & 3617 Katamatite–Shepparton Road, Congupna – this land is in private ownership but is currently zoned Road Zone Category 1 (RDZ1). The land is to be rezoned to the Township Zone (TZ).
- 6, 7, 8 & 10 Sandpiper Ridge, Shepparton – these properties have three zonings: part Residential 1 Zone, part Urban Floodway Zone and part Farming Zone. That part of the land which is included in the Farming Zone (FZ) is to be rezoned to the Residential 1 Zone (R1Z).

The Amendment was approved by the Greater Shepparton City Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 5 September 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; the Department of Sustainability and Environment Regional Office, 35 Sydney Road, Benalla; and at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## KINGSTON PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C90

The Minister for Planning has approved Amendment C90 to the Kingston Planning Scheme.

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

The Amendment alters the planning scheme maps and the schedule to the Heritage Overlay so that the Kingston Planning Scheme is consistent with that as registered on the Victorian Heritage Register.

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

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## MOIRA PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C27

The Minister for Planning has approved Amendment C27 to the Moira 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; the Department of Sustainability and Environment, North East Regional office, 35 Sydney Road, Benalla; and at the offices of the Moira Shire Council, 44 Station Street, Cobram.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## SOUTH GIPPSLAND PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C36

The Minister for Planning has approved Amendment C36 to the Hindmarsh 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; the Department of Sustainability and Environment, North East Regional office, 35 Sydney Road, Benalla; and at the offices of the South Gippsland Shire Council, 9 Smith Street, Leongatha.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## WELLINGTON PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C29

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

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

The Amendment seeks to:

- amend Clause 21.04 to: require the Port Albert Masterplan, 2002 (the Masterplan) and Port Albert and Palmerston Urban Design Guidelines, 2005 (the Design Guidelines) to be implemented in planning permit decisions; and to identify further strategic work relating to drainage and the Heritage Overlay (HO);

- introduce Schedule 9 to the Design and Development Overlay (DDO9) to implement the Design Guidelines; and
- delete Schedule 3 to the Design and Development Overlay.

A copy of the Amendment can be inspected, free of charge, during office hours, at the: Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; the Department of Sustainability and Environment Gippsland Regional Office, 71 Hotham Street, Traralgon; and at the offices of the Wellington Shire Council, 70 Foster Street, Sale and 156 Grant Street, Yarram.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

**Planning and Environment Act 1987**

## WELLINGTON PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C43

The Minister for Planning has approved Amendment C43 to the Wellington 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; Gippsland Regional Office, 71 Hotham Street, Traralgon; and at the offices of the Wellington Shire Council, 70 Foster Street, Sale.

GENEVIEVE OVERELL  
General Manager  
Office of Planning  
and Urban Design  
Department of Sustainability  
and Environment

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

Notice of Approval of Amendment  
 Amendment C71

The Whitehorse City Council approved Amendment C71 to the Whitehorse Planning Scheme on 22 June 2007.

The Amendment rezones the land at 185–191 Whitehorse Road, Blackburn from Public Use Zone Schedule 2 to Residential 1 Zone.

The Amendment was approved by Whitehorse City Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 20 December 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 Whitehorse City Council, 379–397 Whitehorse Road, Nunawading.

GENEVIEVE OVERELL  
 General Manager  
 Office of Planning  
 and Urban Design  
 Department of Sustainability  
 and Environment

- applies the Development Plan Overlay 17 and Design and Development Overlay 6 to the land to be rezoned to Comprehensive Development Zone 3, and deletes these overlays from land no longer required for the town centre;
- applies the Design and Development Overlay 1 to the land to be rezoned to Residential 1 Zone;
- amends Schedule 3 of the Comprehensive Development Zone to specify a new maximum combined leaseable floor area of 10,000 m<sup>2</sup> for permitted retail premises. The current schedule provides for 7,500 m<sup>2</sup>;
- incorporates a revised Laurimar Town Centre Comprehensive Development Plan into the Whittlesea 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 Whittlesea City Council, Civic Centre, Ferres Boulevard, South Morang.

GENEVIEVE OVERELL  
 General Manager  
 Office of Planning  
 and Urban Design  
 Department of Sustainability  
 and Environment

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

Notice of Approval of Amendment  
 Amendment C80

The Minister for Planning has approved Amendment C80 to the Whittlesea Planning Scheme.

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

The Amendment:

- rezones land currently zoned Residential 1 Zone to Comprehensive Development Zone 3 to reflect the revised location of the Laurimar Town Centre, and consequentially rezones land from Comprehensive Development Zone 3 to Residential 1 Zone that is no longer required for the town centre;

**Planning and Environment Act 1987**

**CASEY PLANNING SCHEME**

Notice of Lapsing of Amendment  
 Amendment C88

The Casey City Council has resolved to abandon Amendment C88 to the Casey Planning Scheme.

The Amendment proposed to apply a Public Acquisition Overlay (PAO3–Municipal purposes) over part of land at 5–7 Jacques Road, Narre Warren North to be acquired by Council for future development of a sports facility.

The Amendment lapsed on 2 July 2007.

GENEVIEVE OVERELL  
 General Manager  
 Office of Planning  
 and Urban Design  
 Department of Sustainability  
 and Environment

**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, 505 Little Collins Street, Melbourne on the date specified:

78. <i>Statutory Rule:</i>	Valuation of Land (General and Supplementary Valuation) (Amendment) Regulations 2007
<i>Authorising Act:</i>	Valuation of Land Act 1960
<i>Date first obtainable:</i>	10 July 2007
<i>Code A</i>	

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ISSN 0819-5471



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