



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 44 Thursday 30 October 2008**

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**GENERAL**

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As from 30 October 2008

The last Special Gazette was No. 292 dated 29 October 2008.

The last Periodical Gazette was No. 1 dated 12 June 2008.

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- 1 Treasury Place, Melbourne (behind the Old Treasury Building)
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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)  
MELBOURNE CUP HOLIDAY (Tuesday 4 November 2008)**

**Please Note:**

The Victoria Government Gazette for Melbourne Cup week (G45/08) will be published on **Thursday 6 November 2008**.

**Copy deadlines:**

Private Advertisements **9.30 am on Friday 31 October 2008**

Government and Outer  
Budget Sector Agencies Notices **9.30 am on Monday 3 November 2008**

Where urgent gazettal is required after hours, arrangements should be made with the Government Gazette Officer on 0419 327 321.

JENNY NOAKES  
Government Gazette Officer

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**VICTORIA GOVERNMENT GAZETTE**

**Subscribers and Advertisers**

**Our contact details are as follows:**

Victoria Government Gazette Office  
Level 1, 520 Bourke Street  
Melbourne, Victoria 3000

PO Box 1957  
Melbourne, Victoria 3001

DX 106 Melbourne

Telephone: (03) 9642 5808  
Fax: (03) 9600 0478  
Mobile (after hours): 0419 327 321

Email: [gazette@craftpress.com.au](mailto:gazette@craftpress.com.au)  
Website: [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)

JENNY NOAKES  
Government Gazette Officer

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## PRIVATE ADVERTISEMENTS

### Land Act 1958

Notice is hereby given that Ross Stansfield-Smith has applied for a lease pursuant to section 134 of the **Land Act 1958** for a term of 21 years with 10 year option in respect of Allotment 2017, County of Mornington, Parish of Flinders, containing 3 hectares located in the Flinders Aquaculture Fisheries Reserve as a site for the purpose of aquaculture.

Ref No.: NP/16/0197

### DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership previously subsisting between Gavan John Black, Bradley John Saunders and Anthony Gavan Black carrying on business as solicitors at 27 Ferguson Street, Williamstown, under the name of 'Gavan J Black, Lawyers & Consultants' has been dissolved as from 24 October 2008.

### NOTICE OF DISSOLUTION

Notice is hereby given in accordance with section 40(2) of the **Partnership Act 1958** that:

The partnership between Ian Robert Buckingham and Raechel Buckingham as trustees for the Buckingham Family Trust and Creatavision Holdings Pty Ltd as trustee for the McAlaney Family Trust, operated by and trading as Motion Printing Pty Ltd at Unit 2, 212–214 Newlands Road, Coburg, was dissolved by mutual consent as of 7 July 2008.

That Creatavision Holdings Pty Ltd as trustee for the McAlaney Family Trust has withdrawn from and is no longer associated in conducting the said business, and Ian Robert Buckingham and Raechel Buckingham as trustees for the Buckingham Family Trust have conducted the business through their agent Motion Printing Pty Ltd from the date of dissolution on their own account and have assumed all of the outstanding obligations of the business after that date.

Re: JOHN McDONALD HEATON, late of 22 Robyn Road, Moggs Creek, Victoria, but formerly of 52 Ropley Grange, Upwey, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 February 2008, are required by the trustee, Jeanette Andrea Heaton, in the Will called Jeanette Andrea Heaton (Crowcroft), to send particulars of their claim to the trustee, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date she will convey or distribute the assets, having regard only to the claims of which she has notice.

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

Re: WILLIAM GEORGE BANKS, late of 78A Urquhart Street, Hawthorn, Victoria, civil engineer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 June 2007, are required by the trustees, Frederick Hector Bathurst of 360 Canny Road, Axedale, Victoria, solicitor and Raymond John Harvey, care of Russell Harvey & Co. of Level 3, North Building, 333 Collins Street, Melbourne, Victoria, consultant, nephew, to send particulars to the trustees by 1 January 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

BALLARDS, solicitors,  
Suite 4, 426 Burwood Highway, Wantirna  
South 3152.

Re: Estate of IVY FLORENCE GILMORE, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of IVY FLORENCE GILMORE, late of 30 Holloway Street, Boort, Victoria, widow, deceased, who died on 2 August 2008, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 1 January 2009, after which the executor will distribute the assets, having regard only to the claims of which she then has notice.

DWYER MAHON & ROBERTSON,  
legal practitioners,  
Beveridge Dome, 194–208 Beveridge Street,  
Swan Hill 3585.

Re: Estate of KENNETH WILLIAM WALKER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of KENNETH WILLIAM WALKER, late of 5E Old Tresco Road, Lake Boga, in the State of Victoria, pensioner, deceased, who died on 22 July 2008, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 10 January 2009, after which the executor will distribute the assets, having regard only to the claims of which he then has notice.

DWYER MAHON & ROBERTSON,  
legal practitioners,  
Beveridge Dome, 194–208 Beveridge Street,  
Swan Hill 3585.

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Creditors, next-of-kin and others who have claims in respect of the estate of CAROLINE MARY DE CARTERET, in the Will called Caroline Mary Canny, late of Willowbrook Residential Aged Care, 91 Willow Road, Ferntree Gully, in the State of Victoria, deceased, who died on 7 June 2008, are to send particulars of their claims to the administrators, care of Engel & Partners Pty of 109 Main Street, Bairnsdale, by 30 December 2008, 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 3875.

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Re: MICHAEL WILFRED KRYSLATYJ, late of 14 Coolabah Drive, Churchill, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 June 2008, are required by the trustee, Eva Lavinia Brinsmead, to send particulars to her, care of the undermentioned solicitors, by 5 January 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

LITTLETON HACKFORD & D'ALESSANDRO,  
solicitors,  
256A Commercial Road, Morwell 3840.

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Re: ESTHER MARGARET COATES, late of The Manor, Village Baxter, 14 Robinsons Road, Baxter, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on the 24 June 2008, are required by the trustee, Perpetual Trustees Victoria Limited, in the will called The Perpetual Executors and Trustees Association of Australia Limited, of Level 28/360 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 29 December 2008, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MADDOCKS, lawyers,  
140 William Street, Melbourne 3000.

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Re: WILLIAM CAMPBELL BENNETT, late of 29–33 Chesterville Road, Glen Waverley, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 March 2008, are required by the trustees, Christina Louise Zuiddam and Robert James Neate, to send particulars to the trustees, care of the undermentioned solicitors, by 30 December 2008, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

PEARCE WEBSTER DUGDALES, solicitors,  
4th Floor, 379 Collins Street, Melbourne 3000.

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Creditors, next-of-kin and others having claims against the estate of JEAN-MARIE VIOLETTE, also known as Jean Marie Violette and John Violette, late of 7 Derby Street, Collingwood, who died on 27 June 2008, are required by the executors, Warren Fagan of 95 Park Street, St Kilda West, and Karen Delvin of 3 Derby Street, Collingwood, to send detailed particulars of their claim to the said executors, care of the undermentioned solicitor, by 29 December 2008, after which date the executors may convey or distribute the estate, having regard only to the claims of which they then have notice.

POLITES & CARROLL, solicitors,  
Level 7, 160 Queen Street, Melbourne 3000.

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Re: IRENE GERTRUDE BELLEVILLE, late of Belleville Road, Watchem, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 March 2008, are required by the trustee, Claire Margaret Lowry, care of the undermentioned solicitors, to send particulars to the trustee by 31 December 2008, 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 and solicitors,  
14 Napier Street, St Arnaud 3478.

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Re: CATHERINE MONICA WALSH, late of East Wimmera Health Service, Donald, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 December 2007, are required by the trustees, Leo John Walsh and Gerald Francis Walsh, care of the undermentioned solicitors, to send particulars to the trustees by 31 December 2008, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

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Re: MEHMET SEZAI GURBUZ, late of 206 Blair Street, Dallas, Victoria, gentleman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 July 2008, are required by the trustee, Dursun Kenan Gurbuz, in the Will called Kenan Burbuz, carer, the son, to send particulars to the trustee, care of his solicitors, by 2 March 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: JEAN ISOBEL ORWIN, late of 14 Spencer Street, Mount Martha, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 July 2008, are required by the trustee, John Maxwell Orwin, to send particulars of such claims to him, in care of the undermentioned solicitors, by 30 December 2008, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

ROBERTS BECKWITH PARTNERS, lawyers,  
16 Blamey Place, Mornington 3931.

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Creditors, next-of-kin and others having claims in respect of the estate of JOSEPH SAVIOR FRANCIS VELLA, deceased, late of 3/148 Hoffmans Road, Essendon, gentleman, who died on 27 May 2008, are requested to send particulars of their claims to the executor, Kim Michele Case, care of the undersigned solicitors, by 9 January 2009, after which date she will convey or distribute the assets, having regard only to the claims of which she then has notice.

SLATER & GORDON, solicitors,  
100 Paisley Street, Footscray 3011.

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Re: NANCY DOWNTON, late of Room 12, Montclair Aged Care Facility, 18 Montclair Avenue, Brighton, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 July 2008, are required by the trustee, Trust Company Limited of Level 3, 530 Collins Street, Melbourne, Victoria, in the Will called Trust Company of Australia Limited, to send particulars to the trustee by 31 December 2008, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

TOLHURST DRUCE & EMMERSON, lawyers,  
Level 3, 520 Bourke Street, Melbourne 3000.

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

On Tuesday 25 November 2008 at 11.30 am in the morning at the Wangaratta Sheriff's Office, Court Complex, Faithful Street, Wangaratta (unless process be stayed or satisfied).

All the estate and interest (if any) of William Leonard Oats and Sue Joy Lindupp of 29 Fortune Street, Rutherglen, joint proprietors of

an estate in fee simple in the land described on Certificate of Title Volume 09110 Folio 096 upon which is erected a dwelling known as 29 Fortune Street, Rutherglen.

Registered Mortgage No. AD915963M affects the said estate and interest.

Payment terms – Cash / Eftpos (Debit Cards only / no Credit Cards) / bank cheque or solicitors trust account cheque. Hammer price plus 10% GST must be paid in full at the fall of the hammer.

There are no exceptions to these arrangements.

SW080030175

K. GRIFFIN  
Sheriff's Office  
Phone: 9947 1539

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## PROCLAMATIONS

### **Crimes (Controlled Operations) Act 2004**

#### PROCLAMATION OF COMMENCEMENT

I, Marilyn Warren, Lieutenant-Governor of Victoria, with the advice of the Executive Council and under section 2 of the **Crimes (Controlled Operations) Act 2004**, fix 2 November 2008 as the day on which that Act, except for section 52, comes into operation.

Given under my hand and the seal of Victoria on 28th day of October 2008.

(L.S.)                      MARILYN WARREN  
Lieutenant-Governor  
as the Governor's Deputy  
By His Excellency's Command  
BOB CAMERON  
Acting Attorney-General

### **Crimes (Controlled Operations) Amendment Act 2008**

#### PROCLAMATION OF COMMENCEMENT

I, Marilyn Warren, Lieutenant-Governor of Victoria, with the advice of the Executive Council and under section 2(2) of the **Crimes (Controlled Operations) Amendment Act 2008**, fix 30 October 2008 as the day on which Part 2 of that Act comes into operation.

Given under my hand and the seal of Victoria on 28th day of October 2008.

(L.S.)                      MARILYN WARREN  
Lieutenant-Governor  
as the Governor's Deputy  
By His Excellency's Command  
BOB CAMERON  
Acting Attorney-General

### **Major Crime Legislation (Office of Police Integrity) Act 2004**

#### PROCLAMATION OF COMMENCEMENT

I, Marilyn Warren, Lieutenant-Governor of Victoria, with the advice of the Executive Council and under section 2(1) of the **Major Crime Legislation (Office of Police Integrity) Act 2004**, fix 30 October 2008 as the day on which Part 8 of that Act comes into operation.

Given under my hand and the seal of Victoria on 28th day of October 2008.

(L.S.)                      MARILYN WARREN  
Lieutenant-Governor  
as the Governor's Deputy  
By His Excellency's Command  
BOB CAMERON  
Acting Attorney-General

### **Consumer Credit (Victoria) and Other Acts Amendment Act 2008**

#### PROCLAMATION OF COMMENCEMENT

I, Marilyn Warren, Lieutenant-Governor, as the Governor's Deputy, with the advice of the Executive Council and under section 2(2) of the **Consumer Credit (Victoria) and Other Acts Amendment Act 2008**, fix 31 October 2008 as the day on which Parts 5 and 6 of that Act come into operation.

Given under my hand and the seal of Victoria on 28th day of October 2008.

(L.S.)                      MARILYN WARREN  
Lieutenant-Governor  
as the Governor's Deputy  
By His Excellency's Command  
TONY ROBINSON  
Minister for Consumer Affairs



**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



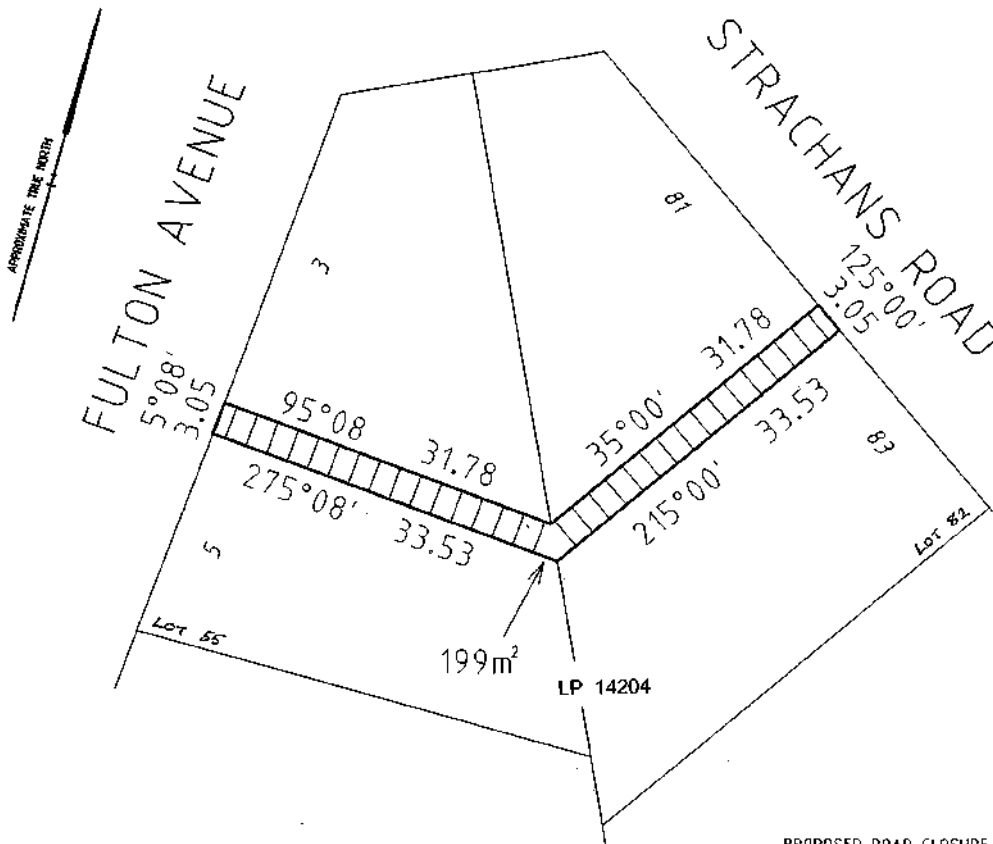
**MORNINGTON  
PENINSULA**  
Shire Council

**Discontinuance of Lane**

Adjacent to Nos. 83 Strachans Road and 5 Fulton Avenue, Mornington

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Mornington Peninsula Shire Council has formed the opinion that the lane adjacent to Nos. 83 Strachans Road and 5 Fulton Avenue, Mornington, as shown hatched on the plan below, is not reasonably required as a road for public use. The Shire has resolved to discontinue the lane and sell it by private treaty to the adjoining owners for consolidation with the adjoining titles, or, if not sold, to transfer the land to Council.

The land is subject to any right, power or interest held by South East Water Limited in connection with any sewers, pipes or plant under the control of this authority in or near the roads.



PROPOSED ROAD CLOSURE  
5 FULTON AVENUE &  
83 STRACHANS ROAD  
MORNINGTON

0710/020/167

MICHAEL KENNEDY  
Chief Executive Officer

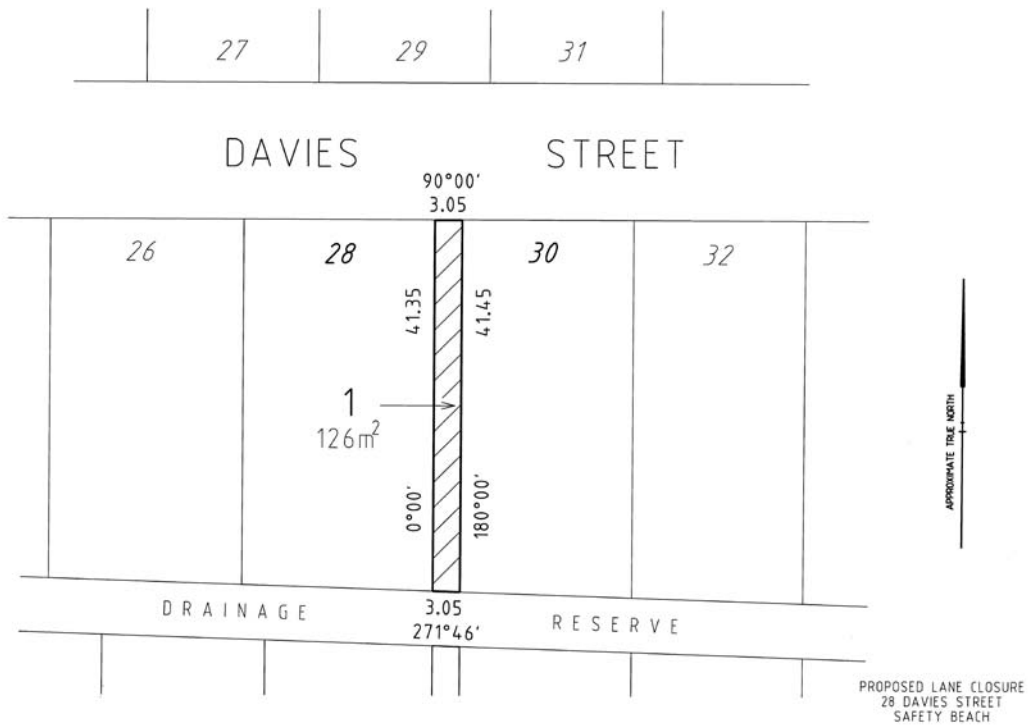


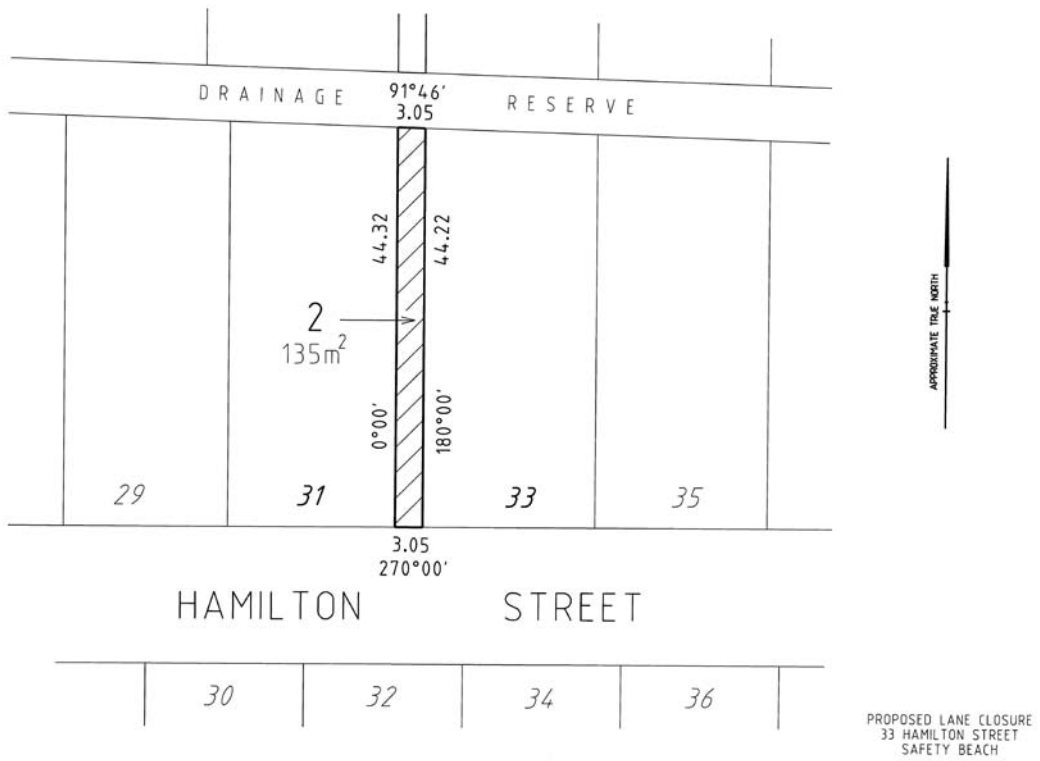
Discontinuance of Lanes

Adjacent to Nos. 28 Davies Street and 33 Hamilton Street, Safety Beach

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Mornington Peninsula Shire Council has formed the opinion that the lanes adjacent to Nos. 28 Davies Street and 33 Hamilton Street, Safety Beach, as shown hatched on the plans below, are not reasonably required as roads for public use. The Shire has resolved to discontinue the lanes and sell them by private treaty to the adjoining owners for consolidation with the adjoining titles, or, if not sold, to transfer the land to Council.

The land shown as Lot 2 is subject to any right, power or interest held by South East Water Limited in connection with any sewers, pipes or plant under the control of this authority in or near the roads.





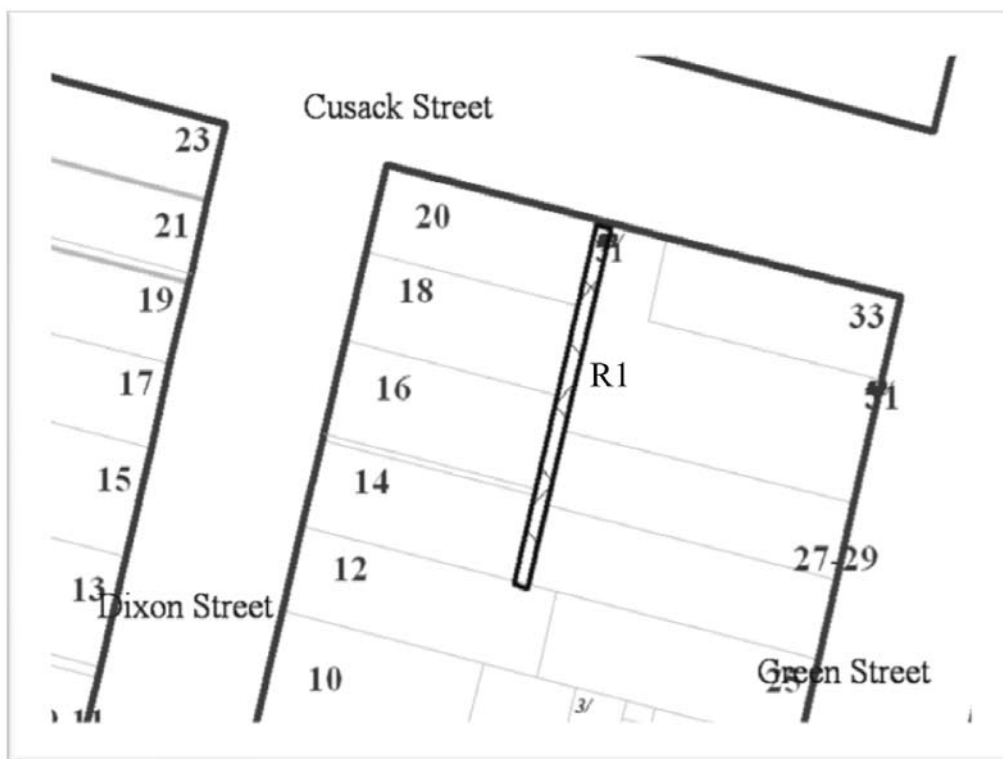
0710/020/165

MICHAEL KENNEDY  
Chief Executive Officer

## RURAL CITY OF WANGARATTA

## Proposed Closure of Road and Sale of Land – Cusack Street, Wangaratta

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Wangaratta Rural City Council, at its meeting held on 21 October 2008, formed the opinion that a section of road adjoining the rear of properties situated at 14–20 Dixon Street and 27–31 Green Street, Wangaratta, shown hatched on the plan below, is not reasonably required as a road for public use and resolved to discontinue this road and offer the land for sale to the adjoining property owners.



Pursuant to section 189 of the **Local Government Act 1989**, the Rural City of Wangaratta gives notice that it proposes to sell land containing approximately 200 m<sup>2</sup> shown as Road R1 on Plan of Subdivision LP 014008 situated at the rear of properties at 14–20 Dixon Street and 27–31 Green Street, Wangaratta.

In accordance with section 223 of the **Local Government Act 1989**, any person may make a submission on the proposed road closure and sale. Submissions must be in writing, addressed to the Chief Executive Officer, PO Box 238, Wangaratta, and must be received by the Council on or before Monday 17 November 2008.

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

Further details on the proposed road closure and sale of this land can be obtained by contacting Mr Wayne Stafford, Governance and Property Officer, at the Wangaratta Government Centre, 62–68 Ovens Street, Wangaratta (03) 5722 0888.

Dated 22 October 2008

DOUG SHARP  
Chief Executive Officer

WHITTLESEA CITY COUNCIL

Discontinuance of Road  
Adjoining 45 Bridge Inn Road, Wollert

Pursuant of section 206 and clause 3 of schedule 10 to the **Local Government Act 1989**, Whittlesea City Council, at its Ordinary Meeting on 15 July 2008, has resolved to formally discontinue the roads marked R-2 and R-4 on Lot Plan 114306.

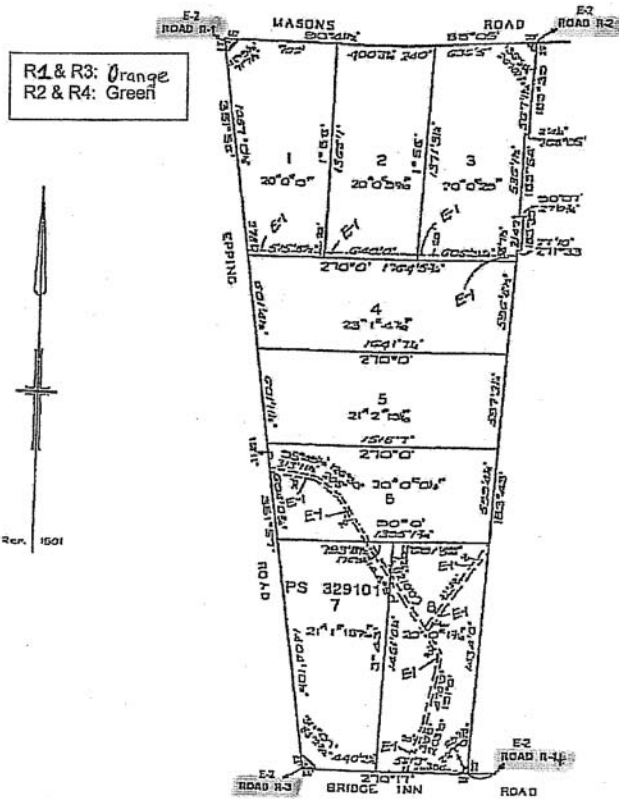
Each road shown on the attached plan below is not reasonably required for public road purposes and once discontinued will be on sold to the adjoining owner of 45 Bridge Inn Road, Wollert, as the current occupant of the land.

No submissions were received by the public or relevant statutory authorities in response to the article published in the Whittlesea Leader on Tuesday 29 July 2008.

JATAS, Land Victoria timestamp 03/12/2007 14:57 Page 1 of 1  
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LP114306  
 EDITION 1  
 APPROVED 25/12/77

PLAN OF SUBDIVISION OF PART OF CROWN SECTION 8	SECTION OF COUNCIL	DRAWINGS CERTIFICATION	AFFIDAVIT
PARISH HALKALLO COUNTY BOURKE			Blue - Orange Green - Yellow
SCALE BY FOOT			
INCUMBRANCES AND OTHER MATTERS			



DAVID TURNBULL  
 Chief Executive Officer

WHITTLESEA CITY COUNCIL

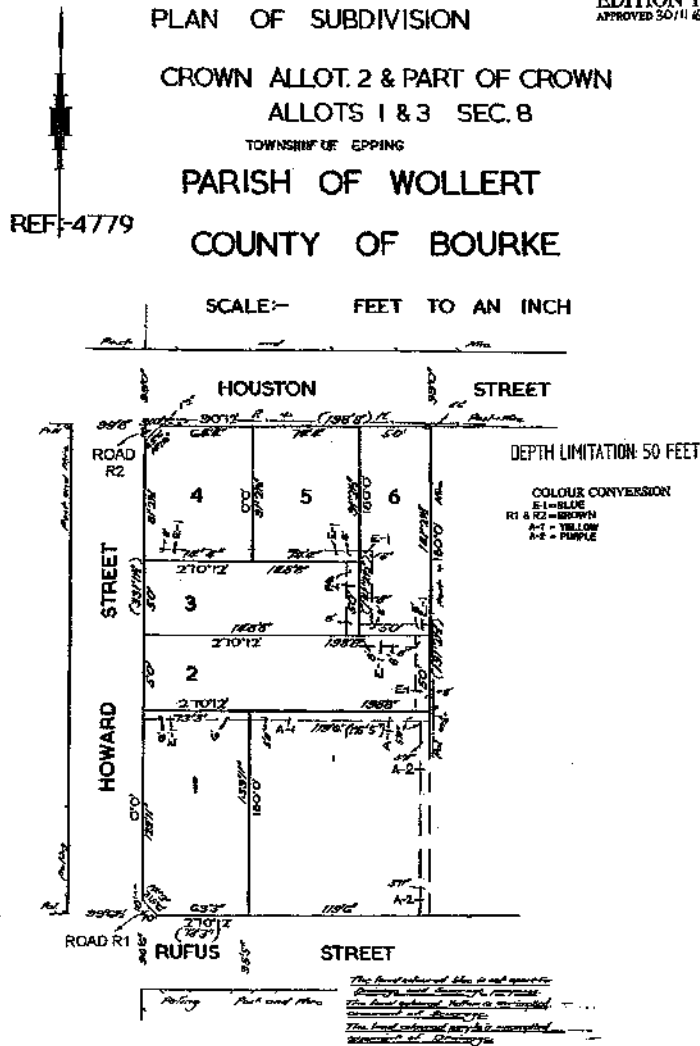
Discontinuance of Road  
 Adjoining 35 Houston Street and 46 Rufus Street, Epping

Pursuant of section 206 and clause 3 of schedule 10 to the **Local Government Act 1989**, Whittlesea City Council, at its Ordinary Meeting on 5 August 2008, has resolved to formally discontinue the roads marked Road R1 and Road R2 on Lot Plan 78929.

Each road shown on the attached plan below is not reasonably required for public road purposes and once discontinued will be on sold to the adjoining owners of 35 Houston Street and 46 Rufus Street, Epping, as current occupants of the land.

No submissions were received by the public or relevant statutory authorities in response to the article published in the Whittlesea Leader on Tuesday 12 August 2008.

**LP78929**  
 EDITION 1  
 APPROVED 30/11/07



DAVID TURNBULL  
 Chief Executive Officer



Notice under **Domestic (Feral and Nuisance) Animals Act 1994**

Notice is hereby given that at its meeting held on 27 October 2008, the Council of the City of Kingston has resolved:

That in accordance with the provisions of section 10A of the **Domestic (Feral and Nuisance) Animals Act 1994**, all new applications to register a cat/dog will require the cat/dog to be de-sexed, effective 1 January 2009, except those exempt under the **Domestic (Feral and Nuisance) Animals Act 1994** and any dog or cat currently registered with the City of Kingston.

JOHN NEVINS  
Chief Executive Officer



Local Law 2 Roads and Traffic

Local Law 5 Environment and Amenity

Notice is hereby given that at its meeting held on 27 October 2008, the Council of the City of Kingston adopted amendments to its Local Law 2 Roads and Traffic and Local Law 5 Environment and Amenity.

Local Law 2 Roads and Traffic – Definition of Advertising Sign

Local Law 2 Roads and Traffic – Repair and Display of Vehicles

Local Law 5 Environment and Amenity – Unsightly/Dangerous Land and Fencing of Vacant Land.

The purpose of the amendments is aimed at assisting in improving the general amenity of the City of Kingston and improving safety.

General Purport of Amendments

Local Law 2 Roads and Traffic definition of Advertising Sign to include mobile billboards

attached or affixed to any land, building or vehicle for the purpose of soliciting sales.

Local Law 2 Roads and Traffic Section 23 Repair of Vehicles to include a provision regulating the sale of a vehicle or trailer left on any road, Council land or Public place.

Local Law 5.16 Unsightly/Dangerous Land to be more descriptive and to include a provision to address fencing of vacant land.

JOHN NEVINS  
Chief Executive Officer



Local Law 2 Roads and Traffic  
– Shopping Trolleys

Notice is hereby given that at its meeting held on 27 October 2008, the Council of the City of Kingston adopted amendments to its Local Law 2.15 Roads and Traffic. The purpose of the amendment is to include a new provision to require supermarkets to fit coin operation mechanisms to all shopping trolleys that are made available for use.

General Purport of Amendments

Shopping Trolley Coin Mechanisms – The new provision will make it an offence for a retailer to make available for use, or permit to be used, a Shopping Trolley which does not have a coin mechanism attached.

JOHN NEVINS  
Chief Executive Officer



Notice Pursuant to Section 119(2)  
of the **Local Government Act 1989**

At its meeting on 22 September 2008, the Loddon Shire Council resolved to amend Local Law No. 4 (Environment).

The purpose of this Local Law is to provide a safe and healthy environment by prohibiting, regulating and controlling activities that may be dangerous to life or detrimental to the amenity of an area.

The proposed amendment includes significant increases in fines for those persons who do not act on Council's direction to clean up properties that are deemed 'untidy' or 'unsightly'.

Other proposed amendments include:

- introduction of a definition of a poultry house;
- introduction of a definition of a scare gun;
- amendment to Clause 7 to include 'untidy' properties;
- amendment to Clause 11 to include vehicles causing a nuisance;
- revocation of clause 12 and replacement with provisions for the use of 'scare guns' and 'electronic speaker devices';
- provision for the issue of Temporary Dwelling permits in Clause 16;
- inclusion of 'bees' in Clause 19;
- amendment to Clause 23 to require that rubbish bins be of a type approved by Council; and
- amendment to Penalties whereby dollar amounts are replaced with penalty units.

A copy of the amended Local Law may be inspected at: Shire Offices at 41 High Street, Wedderburn; Shire Offices at 37 Peppercorn Way, Serpentine; Boort Resource and Information Centre, Godfrey Street, Boort; CBI Office, Bridgewater; and all Post Offices within Loddon Shire.

Copies may also be accessed from Council's website – [www.loddon.vic.gov.au](http://www.loddon.vic.gov.au)

Any person wishing to make a submission pursuant to section 223 of the **Local Government Act 1989** in regard to Local Law No. 4 (Environment) should do so in writing addressed to: Local Law No. 4 Amendments, CEO, Loddon Shire Council, PO Box 21, Wedderburn 3518.

Submissions will be received until 19 November 2008.

JOHN McLINDEN  
Chief Executive Officer



Maribyrnong  
CITY COUNCIL

Notice is given, in accordance with section 112(2) of the **Local Government Act 1989**, that the City of Maribyrnong has amended Schedule 1 of its Code of Meeting Procedure.

The purpose of the Code of Meeting Procedure is to regulate the proceedings of meetings of the Council and special committees, and is incorporated by reference into the Council's Governance Local Law.

Schedule 1 has been amended to reflect Maribyrnong's preferred method for the election of the Mayor, which is to be by show of hands.

A copy of the Code of Meeting Procedure may be inspected at the Town Hall, corner Napier and Hyde Streets, Footscray.

KERRY THOMPSON  
Chief Executive Officer

#### MOONEE VALLEY CITY COUNCIL

Council hereby gives notice of its intention to declare alcohol restriction areas in accordance with the General Purposes Local Law 2008.

In accordance with the General Purposes Local Law 2008, Moonee Valley City Council, at its meeting on 16 September 2008, resolved to trial for a 12-month period the declaration of alcohol restriction areas. The declaration applies at all times of the day and night throughout the year.

Council further resolved to restrict the implementation of its declaration in the area south of South Street and Francis Street, and east of Union Road, Ascot Vale, until further consultation occurred with relevant stakeholders.

In accordance with Section 17.2 of the General Purposes Local Law, it is an offence to consume or possess alcohol in an alcohol restriction area:

- 17.2.1 Unless in accordance with a permit, a person must not on a road or municipal place, or in or on a stationary vehicle on a road, or in or at or on any public place within an alcohol restriction area:
- (a) consume alcohol; or
  - (b) be in possession of alcohol, other than in a sealed container.



17.2.2 Clause 17.2 does not apply to:

- (a) a function or activity:
  - on a road; or
  - in or at or on any Council land; or
  - in or on a stationary Vehicle on a Road or in or at or on any Council land in respect of which Council has given its written consent for persons to consume alcohol or have in their possession or control any alcohol.
- (b) authorised premises or licensed premises under the **Liquor Control Reform Act 1998**.
- (c) any function or activity in on or at any part of any Council land that:
  - has been leased to a person carrying on the function or activity; or
  - is subject to a specific permission to permit the carrying on of the function or activity by the person or body having the care, control or management of that part of any Council Land.

Any member of Victoria Police may enforce this provision of Council's General Purposes Local Law 2008.

RASIAH DEV  
Chief Executive



#### Compulsory Microchipping and Desexing of Cats and Dogs

At its Council meeting held on 21 October 2008, Strathbogie Shire Council resolved to adopt the following recommendations:

1. In reliance of the statutory powers provided in the **Domestic (Feral and Nuisance) Animals Act 1994** and having considered those submissions made, Council:
  - 1.1 adopts the Domestic Animal Management Plan subject to the following amendments:
    - 1.1.1 exempts dogs or cats over 10 years of age from having to be desexed commencing from the 10 April 2009 registration year; and
    - 1.1.2 exempts working dogs from having to be desexed commencing from the 10 April 2009 registration year;
  - 1.2 by resolution refuses to register any dogs or cats unless desexed or exempt under the **Domestic (Feral and Nuisance) Animals Act 1994** from any requirement to be desexed commencing from the 10 April 2009 registration year; and
  - 1.3 by resolution refuses to register any dogs or cats unless the dog or cat has been implanted with a prescribed permanent identification device commencing from the 10 April 2009 registration year or is exempted under the **Domestic (Feral and Nuisance) Animals Act 1994** from any requirement to be implanted with such a device.
2. That Council review its animal registration fees when considering the 2009/2010 budget.

KEVIN HANNAGAN  
Chief Executive Officer

**Planning and Environment Act 1987**

## ARARAT PLANNING SCHEME

## Notice of Preparation of Amendment

## Amendment C14

## Authorisation A01049

The Ararat Rural City Council has prepared Amendment C14 to the Ararat Planning Scheme.

In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Minister for Planning authorized the Ararat Rural City Council as planning authority to prepare the Amendment.

The land affected by the Amendment is land within the Ararat township. A schedule of land affected by the Amendment is included in the Amendment detail.

The Amendment proposes to:

- i. amend Clause 21.04 to the Municipal Strategic Statement;
- ii. rezone land to Residential 1 and Rural Living in accordance with the recommendations of the Ararat Rural Zone Review – October 2007;
- iii. introduce an Environmental Audit Overlay on land recognized as potentially contaminated; and
- iv. include Ararat Rural Zone Review – October 2007 (The Planning Group) as a reference document.

Pursuant to section 96A of the **Planning and Environment Act 1987** it is also proposed to issue a planning permit for subdivision of land as proposed in planning application No. 1678. The land the subject of this application is located on the north-west edge of the Ararat township. It is located to the north of Wattle Crescent and to the south-west of Western Highway.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Ararat Rural City Council on the corner of Vincent and High Streets, Ararat; and at the Department of Planning and Community Development website [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

The closing date for submissions is 1 December 2008. A submission must be sent to the Ararat Rural City Council, Post Office Box 246, Ararat, Victoria, Australia 3377.

STEPHEN CHAPPLE  
Chief Executive Officer



## BASS COAST PLANNING SCHEME

Notice of the Preparation of an  
Amendment to a Planning Scheme and  
Notice of an Application for  
Planning Permit given under S96c of the  
**Planning and Environment Act 1987**

## Amendment C89

## Authorisation A01054

Planning Permit Application No. 080367

The Bass Coast Shire Council has prepared Amendment C89 to the Bass Coast Planning Scheme.

In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Bass Coast Shire Council as planning authority to prepare the Amendment.

The land affected by the Amendment is 4136 Bass Highway, Dalyston, described as Lot 2 PS 70705 (formerly CA92A).

The Amendment proposes to:

- rezone the land (LP 70705) from Farming Zone to Township Zone;
- apply a new Development Plan Overlay on the subject site; and
- amend the Bass Coast Municipal Statement, Clause 21.05–1 – Urban Settlement to include the strategic policy reference in relation to Dalyston from the adopted Wonthaggi Dalyston Structure Plan.

A planning permit application (No. 080367) will be assessed in conjunction with the proposed Amendment. The planning permit application proposes to subdivide part of the land for future low density residential development.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the Wonthaggi Customer Service Centres of the planning authority, Bass Coast Shire Council; at the Bass Coast Shire Council website on [www.basscoast.vic.gov.au](http://www.basscoast.vic.gov.au); and at the Department of Planning and Community Development website [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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 Friday 28 November 2008. A submission must be sent to: Bass Coast Shire Council, Att: Fiona Simonds, PO Box 118, Wonthaggi, Vic. 3995 or Email: [s.skilton@basscoast.vic.gov.au](mailto:s.skilton@basscoast.vic.gov.au)

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

#### BAW BAW PLANNING SCHEME

#### Notice of the Preparation of an Amendment to a Planning Scheme and Notice of an Application for Planning Permit Given Under S96C of the **Planning and Environment Act 1987**

#### Amendment C67

#### Authorisation No. A1138

#### Planning Permit Application PSB0020/08

The land affected by the Amendment is:

- 151 Nayook Powelltown Road, Nayook, being Lot 2 LP204365 and Lots 16–20 LP3340, Parish of Neerim;
- Part Drummond Street, Neerim Junction;
- 2985 Main Neerim Road, Neerim Junction, being Lot 1 LP204365, Parish of Neerim; and
- land on Main Neerim Road, Neerim Junction, being Lot 12 LP3340, Parish of Neerim.

The land affected by the planning permit application is 151 Nayook Powelltown Road, Nayook, being Lot 2 LP204365 and Lots 16–20 LP3340, Parish of Neerim.

The Amendment proposes to:

- rezone:
  - Lots 16–20 LP3340 and Part Drummond Street from Rural Living Zone – Schedule 1 to Farming Zone;

- Part Lot 2 LP204365 from Farming Zone to Rural Living Zone – Schedule 4;
- Lot 1 LP204365 and Lot 12 LP3340 from Farming Zone to Rural Living Zone 1;
- introduce a new Schedule to the Rural Living Zone, being schedule RLZ4, to apply a 0.4 hectare minimum lot size;
- amend the schedule to the Farming Zone to allow subdivision of land included in the Rural Living Zone schedule 4;
- delete the Restructure Overlay – RO2 from Lots 16 – 20 LP3340;
- amend the schedule to clause 81.01 to revise the Neerim Junction Restructure Allotment Plan;
- delete the Environmental Significance Overlay 1 from land proposed to be rezoned to Rural Living Zone; and
- apply the Environmental Significance Overlay 1 to land proposed to be rezoned to Farming Zone.

The planning permit application is to re-subdivide the subject land to create two lots of 0.4 hectare and one lot of 48.13 hectares.

The person who requested the Amendment is Trevor Collins.

The applicant for the permit is Trevor Collins.

You may inspect the Amendment, the explanatory report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at the following locations: during office hours, at the offices of the Baw Baw Shire Council, 61 Smith Street, Warragul, Young Street, Drouin, and the Baw Baw Technology Centre, Princes Highway, Trafalgar; and at the Department of Planning and Community Development website [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

The closing date for submissions is 5 December 2008. A submission must be sent to the Baw Baw Shire Council, PO Box 304, Warragul 3820.

DAVID A. POWELL  
Chief Executive Officer



## CASEY PLANNING SCHEME

### Notice of the Preparation of an Amendment

#### Amendment C112

#### Authorisation No. AO1053

The Casey City Council has prepared Amendment C112 to the Casey Planning Scheme.

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

The land affected by the Amendment is generally bordered by Brisbane Street, Berwick Secondary College, west of Cardinia Street, north of Princes Highway, east of Lyall Road and east of Manuka Road.

The Amendment proposes to apply a Significant Landscape Overlay (SLO4) to the land. The Amendment also:

- amends Clause 21.05 to strategically justify the introduction of the SLO4 into the Casey Planning Scheme;
- includes a new Schedule 4 to Clause 42.03; and
- applies the SLO4 over the planning scheme maps.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment and the application, including the proposed permit, at the office of the planning authority: City of Casey, Customer Service Centre, Municipal Offices, Magid Drive, Narre Warren; City of Casey, Customer Service Centre, Shop 8 (Bendigo Bank building), Amberly Park Shopping Centre, 101 Seebeck Drive, Narre Warren South; and City of Casey, Customer Service Centre, Cranbourne Park Shopping Centre (opposite Post Office), Cranbourne.

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

The Amendment is also available for viewing on the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and on the City of Casey website at [www.casey.vic.gov.au/planningexhibition](http://www.casey.vic.gov.au/planningexhibition)

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

The closing date for submissions is 1 December 2008. A submission must be sent to: Manager Strategic Development, City of Casey, PO Box 1000, Narre Warren, Vic. 3805.

Please be aware that copies of objections or submissions received may be made available, including electronically, to any person for the purpose of consideration as part of the planning process.

Should you have any queries about this Amendment, please contact Paul Laughton on (03) 9705 5200.

Dated 23 October 2008

LIAM HODGETTS  
Manager Strategic Development

## **Planning and Environment Act 1987**

### EAST GIPPSLAND PLANNING SCHEME

#### Notice of Preparation of Amendment

#### Amendment C66

#### Authorisation A01085

The East Gippsland Shire Council has prepared Amendment C66 to the East Gippsland Planning Scheme.

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

The land affected by the Amendment is at 1780 Princes Highway, Johnsonville, as described in Volume 7023 Folio 559, and Volume 8120 Folio 264.

The Amendment proposes to:

- rezone the land from Farming Zone (Schedule 1) to Township Zone;
- apply the Environmental Audit Overlay to the land; and

- delete the Design and Development Overlay (Schedule 7 – Highway Corridors, Princes Highway and Great Alpine Road).

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the offices of the East Gippsland Shire Council, 273 Main Street, Bairnsdale, and 66 McCulloch Street, Bairnsdale, and at the Department of Planning and Community Development website [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) from 30 October 2008.

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

The closing date for submissions is 1 December 2008. A submission must be sent to the East Gippsland Shire Council, PO Box 1618, Bairnsdale, Vic. 3875.

STEVE KOZLOWSKI  
Chief Executive Officer

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

#### MOYNE PLANNING SCHEME

##### Notice of Preparation of Amendment

##### Amendment C35

##### Authorisation A01141

Moyne Shire Council has prepared Amendment C35 to the Moyne Planning Scheme. In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Minister for Planning authorised Moyne Shire Council as planning authority to prepare the Amendment.

The land affected by the Amendment consists of land described as Lot 1 on Title Plan 13966U (Koroit) and Lot 2, Plan of Subdivision 513081N. The land adjoins the south-west intersection of the Mailor's Flat–Koroit Road and McVicar Street, Koroit.

The Amendment proposes to rezone land from Farming Zone (FZ) to Industrial 1 Zone (INIZ).

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: the planning authority's office – Moyne Shire Council,

Princes Street, Port Fairy, during office hours; the Department of Planning and Community Development website – [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection); and the Moyne Shire Council website – [www.moyne.vic.gov.au/planning](http://www.moyne.vic.gov.au/planning)

Any person who may be affected by the Amendment may make a submission to the planning authority. The closing date for submissions is 3 December 2008. Submissions must be sent to the Manager Strategic Planning, Moyne Shire Council, PO Box 51 (Princes Street), Port Fairy, Vic. 3284.

RUSSELL GUEST  
Manager Strategic Planning

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

#### STONNINGTON PLANNING SCHEME

##### Notice of Preparation of Amendment

##### Amendment C80

##### Authorisation AO1096

The Stonnington Council has prepared Amendment C80 to the Stonnington Planning Scheme.

In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Stonnington Council as planning authority to prepare the Amendment.

The land affected by the Amendment is:

- Wrights Terrace / Pridham Street / Bayview Street, Prahran;
- Westbourne Street / Lorne Road / Chatsworth Road, Prahran; and
- New Street / Ashleigh Road / Osment Street / Mount Pleasant Grove, Armadale.

The Amendment proposes to apply permanent heritage protection to these precincts.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Stonnington City Council, corner Chapel and Greville Streets, Prahran; and at the Department of Planning and Community Development website [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

Any person who may be affected by the Amendment may make a submission. Submissions must be made in writing giving the submitter's name and contact address and clearly state the grounds on which the Amendment is supported or opposed and indicate what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunities to attend Council meetings and any public hearings held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submission made. For further information on Council's Privacy Policy please call 8290 1333 or visit Council's website – [www.stonnington.vic.gov.au](http://www.stonnington.vic.gov.au)

The closing date for submissions is 1 December 2008. A submission must be sent to the Strategic Planning Unit, City of Stonnington, PO Box 21, Prahran 3181.

STUART DRAFFIN  
Acting Manager Strategic Planning

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 1 January 2009, 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.

CASTLE, Marjorie Ethel, late of 99 Flinders Street, Mentone, Victoria 3194, retired, and who died on 27 January 2007.

HALL, Kathleen Anne, late of St John's Village Inc. Nursing Home, 138 Williams Road, Wangaratta, Victoria 3677, who died on 12 June 2008.

HARWOOD, Jean Winifred, late of 185 Racecourse Road, Mount Martha, Victoria 3934, retired, and who died on 21 August 2008.

MCDONALD, Elaine Gladys, late of 16A Sandpiper Place, Frankston, Victoria 3199, retired, and who died on 20 August 2008.

PRIOR, Phyllis May, late of 4 Johnstone Street, Seaford, Victoria 3198, retired, and who died on 16 February 2008.

WHITE, John Charles, late of 34 Kuringgai Crescent, Noble Park, Victoria 3174, retired and who died on 17 July 2008.

Dated 23 October 2008

ROD SKILBEK  
Manager  
Executor and Trustee Services

#### EXEMPTION

Application No. A274/2008

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Child and Family Services Ballarat Inc. The application for exemption is to enable the applicant to advertise for and employ either male or female staff to ensure that a specified mix of genders is achieved, and to allocate tasks according to the gender of the successful applicants for the Ballarat Family Violence Court Counselling program (the exempt conduct).

Upon reading the material submitted in support of the application the Tribunal is satisfied that it is appropriate to grant an exemption from sections 13, 14, 100 and 195 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption, the Tribunal noted:

- A previous exemption A108/2005 has been granted.
- Child and Family Services Ballarat is a non-Government, community-based welfare organisation.
- Child and Family Services Ballarat won a tender to auspice a Family Violence Court Counselling Program, and is required by the specifications of that tender to ensure:
  - that each men's behaviour change group will have at least one male and one female facilitator;
  - that a female agency program worker will be required to initiate contact with (former) partners of directed clients;
  - that where children's groups are facilitated by two people, the facilitators will be of different genders.

- The fundamental aim of the Family Violence Court Counselling Programs is to change and decrease the violent behaviour of men who perpetrate violence upon their partners and family members.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 13, 14, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 1 October 2011.

Dated 21 October 2008

HER HONOUR JUDGE HARBISON  
Vice President

of the municipalities or parts of municipalities specified, commencing on the dates shown and, unless varied by subsequent declaration, ending at 0100 hours on 1 May 2009.

To commence from 0100 hours on 3 November 2008:

Wellington Shire

East Gippsland Shire

Hindmarsh Shire Council (Northern Part, that part north of the wire netting fence)

Mildura Rural City Council

Yarriambiack Shire (Northern Part, that part north of the wire netting fence)

Swan Hill

NEIL G. BIBBY AFSM  
Chief Executive Officer

#### **Country Fire Authority Act 1958**

##### DECLARATION OF FIRE DANGER PERIOD

In pursuance of the powers conferred by section 4 of the **Country Fire Authority Act 1958**, I, Neil Graeme Bibby, Chief Executive Officer of the Country Fire Authority, after consultation with the Secretary to the Department of Sustainability and Environment, hereby declare the following periods to be the Fire Danger Period in the municipal districts of the municipalities or parts of municipalities specified, commencing on the dates shown and, unless varied by subsequent declaration, ending at 0100 hours on 1 May 2009.

To commence from 0100 hours on 1 November 2008:

Colac-Otway Shire Council

Corangamite Shire Council

NEIL G. BIBBY AFSM  
Chief Executive Officer

#### **Forests Act 1958**, No. 6254

##### DECLARATION OF THE PROHIBITED PERIOD

In pursuance of the powers conferred by section 3 sub-section (2) of the **Forests Act 1958**, I, Ewan Waller, delegated officer for the Minister for Environment in the State of Victoria, hereby declare the commencement of the Prohibited Period for all land within the Fire Protected Area (other than State forest, National park and protected public land) within the municipalities nominated for the period specified in the schedule below:

##### SCHEDULE 1

The Prohibited Period shall commence at 0100 hours on Monday 3 November 2008, and unless varied, will terminate at 0100 hours on 1 May 2009, in the following municipalities:

East Gippsland Shire Council

Wellington Shire Council

EWAN WALLER  
Chief Officer

Department of Sustainability and Environment  
Delegated Officer, pursuant to section 11,  
**Conservation, Forests and Land Act 1987**

#### **Country Fire Authority Act 1958**

##### DECLARATION OF FIRE DANGER PERIOD

In pursuance of the powers conferred by section 4 of the **Country Fire Authority Act 1958**, I, Neil Graeme Bibby, Chief Executive Officer of the Country Fire Authority, after consultation with the Secretary to the Department of Sustainability and Environment, hereby declare the following periods to be the Fire Danger Period in the municipal districts

#### **Gambling Regulation Act 2003**

##### SECTION 4.5.6

Notice is hereby given by the Victorian Commission for Gambling Regulation that –

- the USA National Ice Hockey League has been approved under section 4.5.6(1)(a) as a class of event for betting purposes;

- betting competitions have been approved on the USA National Ice Hockey League under 4.5.6(1)(b);
- under section 4.5.6(2) a betting competition on the USA National Ice Hockey League is a competition with fixed odds; and
- under section 4.5.9(a) the USA National Ice Hockey League betting event is a sports betting event.

This notice operates with effect from 16 September 2008.

PETER COHEN  
Executive Commissioner

**Transport Act 1983**  
**ROADS CORPORATION**  
Tow Truck Application

Notice is hereby given that the following application will be considered by the Licensing Authority after 2 December 2008.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Vehicle Management and Safety, Locked Bag 9000, Kew, Vic. 3101, not later than 27 November 2008.

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

Tasmanian Transport Repairs Pty Ltd. Application for variation of conditions of tow truck licence number TOW125 which authorises the licensed vehicle to be managed, controlled and operated from a depot situated at 33 Woolcock Street, Warracknabeal 3393, to change the depot address to 234 Henty Highway, Warracknabeal 3393.

Note: This Licence is under consideration for transfer to Western Truck Towing Pty Ltd.

Dated 30 October 2008

DON HOGBEN  
Director  
Vehicle Management and Safety  
Road Safety and Network Access  
Roads Corporation

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

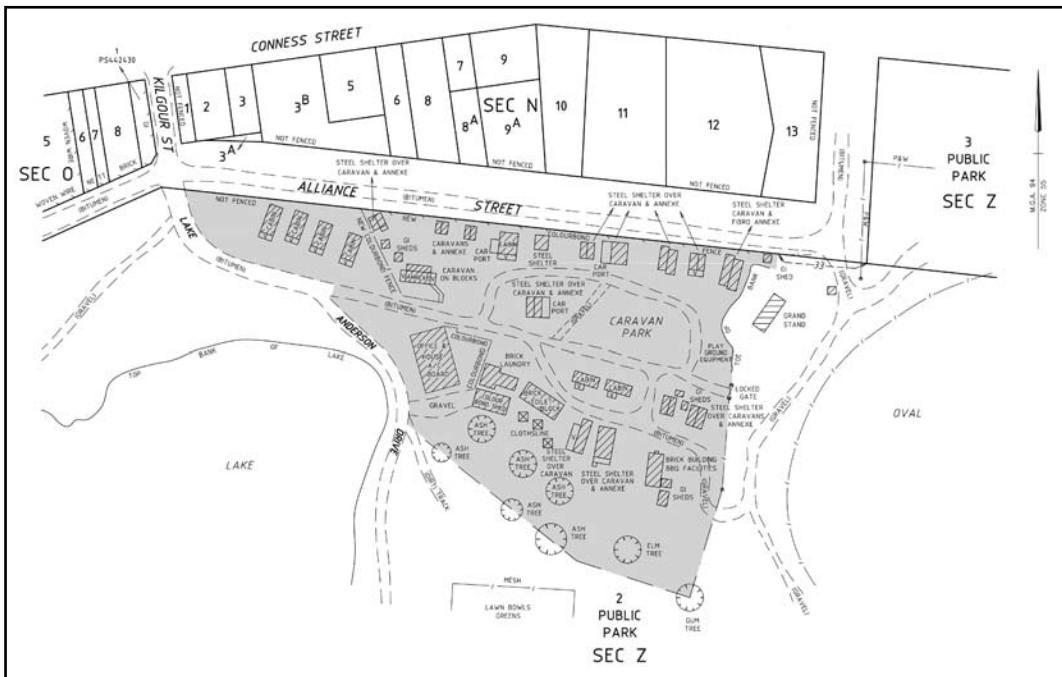
Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978** I, Gavin Jennings MLC, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a lease by Indigo Shire Council for the purpose of a caravan park over an area of the Chiltern Public Park Reserve described in the Schedule below, and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

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

SCHEDULE

The land shown shaded on the following plan, being part of Crown land permanently reserved for 'Public Park' by Order in Council of 24 July 1876 (vide Government Gazette 28 July 1876 page 1382).





Rs1022  
Dated 18 October 2008

GAVIN JENNINGS MLC  
Minister for Environment and Climate Change

**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
GPN007940	Moyne Shire Council Corangamite Shire Council	Ayresford Bridge	Where Ayresford Road crosses Mt Emu Creek to the north of Taroona

Office of the Registrar of Geographic Names  
c/- LAND VICTORIA  
17th Floor  
570 Bourke Street  
Melbourne 3000

JOHN E. TULLOCH  
Registrar of Geographic Names

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

## Yarra Community Housing Limited

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

In accordance with a Funding Deed dated 10 January 2007 between the Director and Yarra Community Housing Limited, the following land is land in which the Director is deemed to have an interest in under section 107 of the Act.

Volume	Folio	Address
11004	439	1/2–12 Marshall Street, Newtown
11004	440	2/2–12 Marshall Street, Newtown
11004	441	3/2–12 Marshall Street, Newtown
11004	442	4/2–12 Marshall Street, Newtown
11004	443	5/2–12 Marshall Street, Newtown
11004	444	6/2–12 Marshall Street, Newtown
11004	445	7/2–12 Marshall Street, Newtown
11004	446	8/2–12 Marshall Street, Newtown
11004	447	9/2–12 Marshall Street, Newtown
11004	448	10/2–12 Marshall Street, Newtown
11004	449	11/2–12 Marshall Street, Newtown
11004	450	12/2–12 Marshall Street, Newtown
11004	451	13/2–12 Marshall Street, Newtown
11004	452	14/2–12 Marshall Street, Newtown
11004	453	15/2–12 Marshall Street, Newtown
11004	454	16/2–12 Marshall Street, Newtown
11004	455	17/2–12 Marshall Street, Newtown
11004	456	18/2–12 Marshall Street, Newtown
11004	457	19/2–12 Marshall Street, Newtown
11004	458	20/2–12 Marshall Street, Newtown
11004	459	21/2–12 Marshall Street, Newtown
11004	460	22/2–12 Marshall Street, Newtown

Dated 19 October 2008

Signed at Melbourne in the State of Victoria  
MARGARET CRAWFORD  
Director of Housing

**Land Acquisition and Compensation Act 1986**

FORM 7

S. 21  
Reg. 16

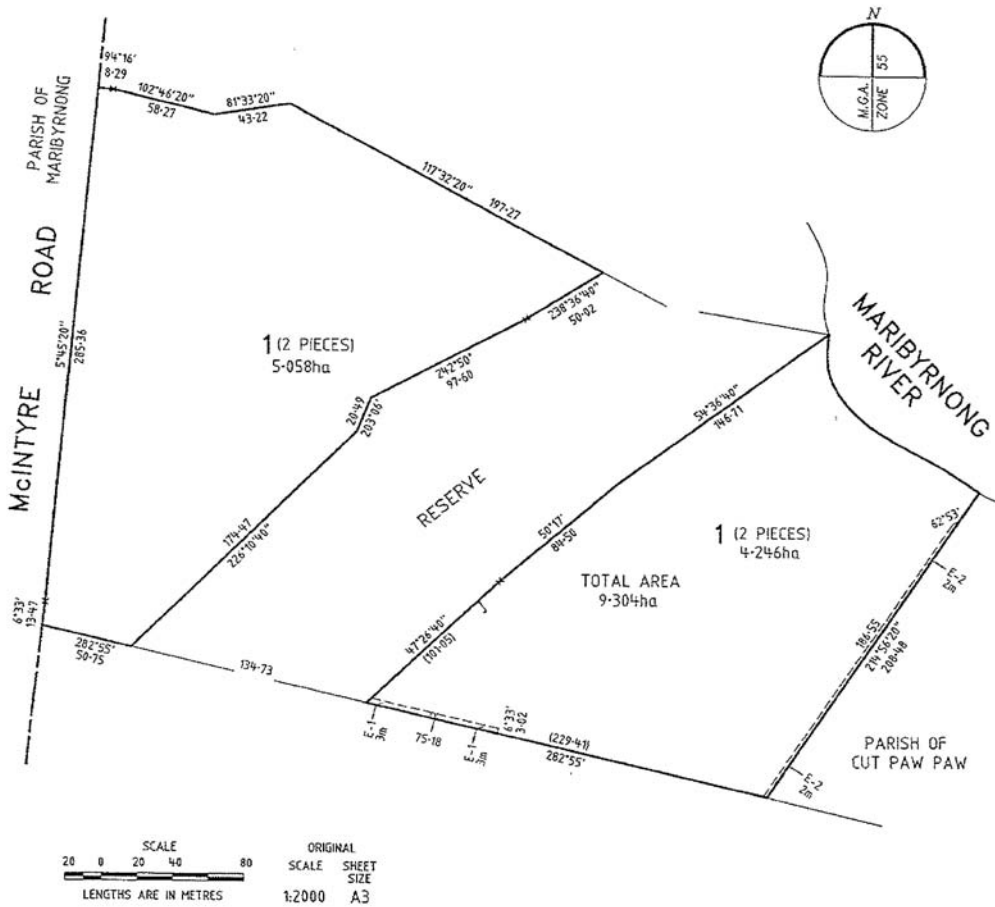
Notice of Acquisition

Compulsory Acquisition of Interest in Land

Brimbank City Council declares that by this Notice it acquires two easements over the land contained in Certificate of Title Volume 10096 Folio 814 and described as 104 Davies Avenue, North Sunshine, and marked 'E-1' and 'E-2' on the attached plan.

**Interest Acquired:** That of Barry Neil Cook and all and any other interests.

Published with the authority of Brimbank City Council, Council Offices, 6-18 Alexandra Avenue, Sunshine 3020.



Dated 22 October 2008

NICK FOA  
Chief Executive Officer  
Brimbank City Council

**Land Acquisition and Compensation Act 1986**

FORM 7

S. 21  
Reg. 16

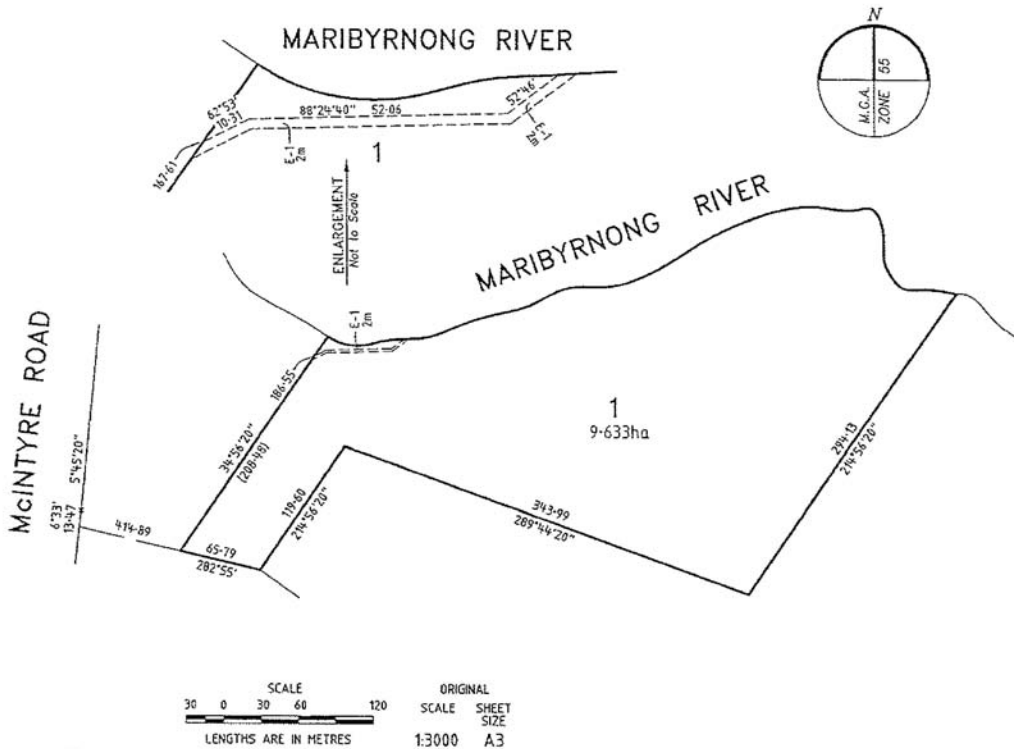
Notice of Acquisition

Compulsory Acquisition of Interest in Land

Brimbank City Council declares that by this Notice it acquires an easement over the land contained in Certificate of Title Volume 8340 Folio 164 and described as 92 Imperial Avenue, North Sunshine, and marked 'E-1' on the attached plan.

**Interest Acquired:** That of Barry Neil Cook and all and any other interests.

Published with the authority of Brimbank City Council, Council Offices, 6-18 Alexandra Avenue, Sunshine 3020.



Dated 22 October 2008

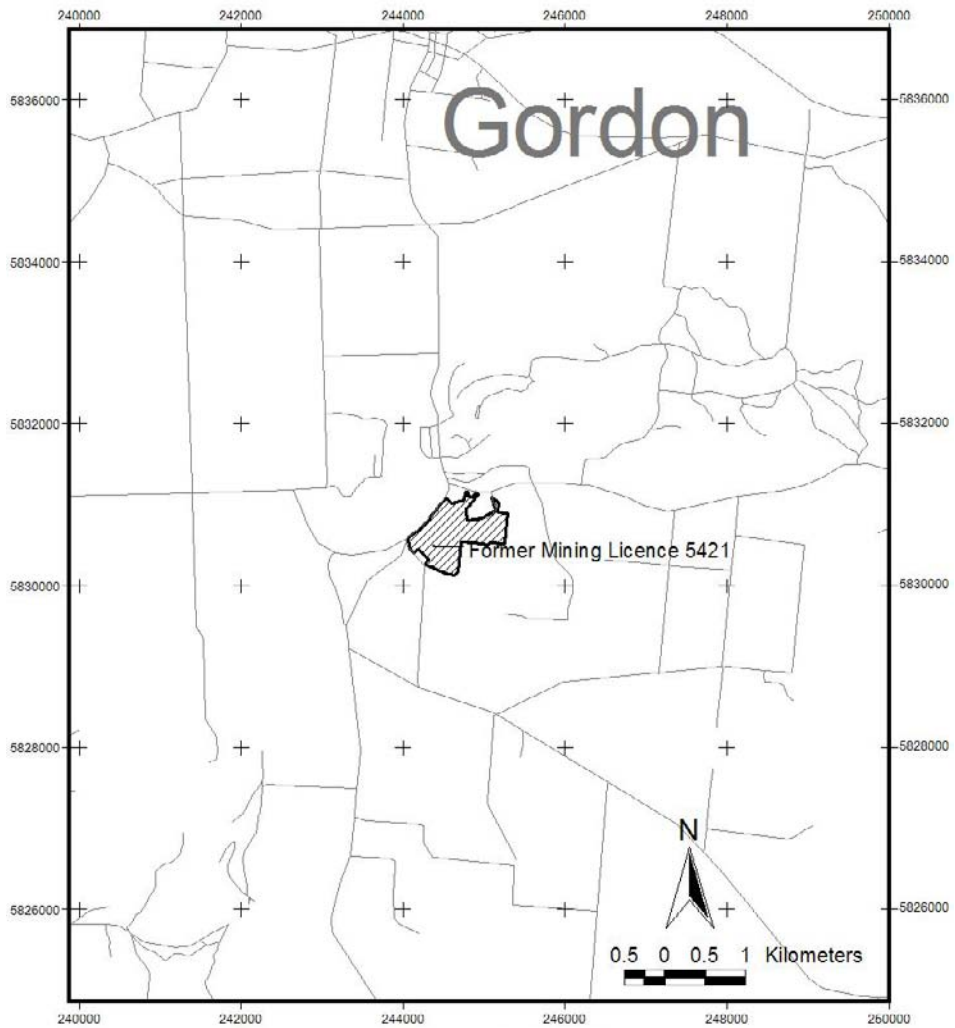
NICK FOA  
Chief Executive Officer  
Brimbank City Council

**Mineral Resources (Sustainable Development) Act 1990**

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption from a Mining Licence

I, Cliff Kavonic, Acting Executive Director Minerals and Petroleum Division, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation by the Minister for Energy and Resources, hereby exempt all land situated within the boundaries of the hatched area on the attached map (Schedule A) from being subject to a mining licence.



Schedule A

Dated 22 October 2008

CLIFF KAVONIC  
Acting Executive Director  
Minerals and Petroleum Division

**Plant Health and Plant Products Act 1995****ORDER DECLARING A RESTRICTED AREA IN EASTERN GIPPSLAND  
FOR THE CONTROL OF QUEENSLAND FRUIT FLY**

I, Joe Helper, Minister for Agriculture, under section 20 of the **Plant Health and Plant Products Act 1995**, make the following Order declaring a restricted area for the control of the exotic pest, Queensland fruit fly and specifying the prohibitions, restrictions and requirements which are to operate in the restricted area.

Dated 23 October 2008

JOE HELPER  
Minister for Agriculture

**1. Objective**

The objective of this Order is to declare a restricted area for the control of Queensland fruit fly, and to specify the prohibitions, restrictions and requirements which are to operate in the restricted area.

**2. Authorising provisions**

This Order is made under section 20 of the **Plant Health and Plant Products Act 1995**.

**3. Revocation**

The Order made on 31 October 2007 under section 20 of the Act and published in Government Gazette G46 on 15 November 2007 is revoked.

**4. Definition**

In this Order –

‘**Act**’ means the **Plant Health and Plant Products Act 1995**;

‘**host produce**’ means any fruit or vegetable, or plant in fruit, as listed in Schedule 1;

‘**Manager Plant Standards**’ means the person for the time being occupying or acting in the position of Manager, Plant Standards in the Department of Primary Industries;

‘**Queensland fruit fly**’ means the exotic pest *Bactrocera tryoni* (Froggatt).

**5. Restricted area for the control of Queensland Fruit Fly**

The restricted area for the control of Queensland fruit fly is declared to be the area described in Schedule 2.

**6. Prohibitions, restrictions and requirements**

(1) The removal from the restricted area into any part of Victoria of any:

- (a) host produce; or
  - (b) package which has been used to contain any host produce
- is prohibited.

(2) Sub-clause (1) does not apply if the produce or package –

- (a) is accompanied by a plant health certificate issued by an authorised officer, certifying that the produce or package has been treated in a manner approved by the Manager Plant Standards; or
- (b) is accompanied by a plant health declaration issued by an authorised person declaring that it has been treated in a manner approved by the Manager Plant Standards; or
- (c) the host produce is packed, labelled and certified in accordance with any conditions prescribed by an accreditation program under which the produce is certified.

**7. Verification of Consignments**

- (1) Where required by clause 6(2) to be accompanied by an assurance certificate, plant health declaration or plant health certificate, the Queensland fruit fly host produce and the accompanying certificate or declaration must be:
- (a) presented to an authorised inspector for inspection, examination or treatment; or
  - (b) verified by a person accredited to do so by the Department of Primary Industries.

**Schedule 1**

Abiu	Eggplant	Orange
Acerola	Feijoa	Passionfruit
Apple	Fig	Pawpaw
Apricot	Granadilla	Peach
Avocado	Grape	Peacharine
Babaco	Grapefruit	Pear
Banana	Grumichama	Pepino
Black Sapote	Guava	Persimmon
Blackberry	Hog Plum	Plum
Blueberry	Jaboticaba	Plumcot
Boysenberry	Jackfruit	Pomegranate
Brazil Cherry	Jew Plum	Prickly Pear
Breadfruit	Ju jube	Pummelo
Caimito (Star Apple)	Kiwifruit	Quince
Cape Gooseberry	Lemon	Rambutan
Capsicum	Lime	Raspberry
Carambola (Starfruit)	Loganberry	Rollinia
Cashew Apple	Longan	Santol
Casimiroa (White Sapote)	Loquat	Sapodilla
Cherimoya	Lychee	Shaddock
Cherry	Mandarin	Soursop
Chilli	Mango	Strawberry
Citron	Mangosteen	Sweetsop (Sugar Apple)
Cumquat	Medlar	Tamarillo
Custard Apple	Miracle Fruit	Tangelo
Date	Mulberry	Tomato
Dragon Fruit (Than Lung)	Nashi	Wax jambu (Rose Apple)
Durian	Nectarine	

**Schedule 2**

The area of land, in the state of Victoria, east of the line commencing at a point where Lake King enters Bass Strait, then in a westerly direction along the southern shoreline of Lake King, to the intersection of Lake King and the western boundary of the Parish of Colquhoun, then in a northerly direction along the western border of the Parish of Colquhoun to the intersection of the Parishes of Colquhoun, Boole Poole and Bumberrah, then in a westerly and northerly direction along the southern and western borders of the Parish of Bumberrah to the intersection of the Parishes of Bumberrah, Sarsfield and Tambo and the Nicholson River, then in a northerly direction along the Nicholson River to the point where the Nicholson River intersects with Quarry Creek Road, then in a northerly direction along Quarry Creek Road to the intersection of Quarry Creek Road and Chester Road, then in a northerly direction along Chester Road to the intersection of Chester Road and Engineers Road, then in a straight line in a northerly direction to the intersection of Bullumwaal–Mt Baldhead Track and Nelson Track, then in a straight line in a north-westerly direction to the intersection of

New Rush Track and Groves Gap Road, then in a north-westerly direction along Groves Gap Road to the intersection of Groves Gap Road and the Parishes of Wentworth, Omeo and Carneek, then in a north-westerly direction along the western boundary of the Parish of Omeo to the intersection of the Parishes of Omeo, Carneek and Bingo Munjie South, then in westerly and northerly direction along the southern and western boundaries of the Parish of Bingo Munjie South to the intersection of the Parishes of Bingo Munjie South, Mullawye and Theddora, then in a north-westerly direction along the western boundary of the Parish of Theddora to the intersection of the Parishes of Theddora, Hotham and Lochiel, then in a northerly direction along the western boundary of the Parish of Lochiel to the intersection of the Parishes of Lochiel, Darbalang and Nowyeo, and the Shire of East Gippsland, then in a northerly and westerly direction along the western boundary of the East Gippsland Shire to the intersection of the East Gippsland, Alpine and Towong Shires, then in a north-westerly direction along the western boundary of Towong Shire to the intersection of Towong and Indigo Shires and the Wodonga City Council, then in a westerly direction along the southern boundary of the Wodonga City Council, to the intersection of the boundaries of the Wodonga City Council and the Parishes of Yackandandah and Beethang, then in a northerly direction along the western boundary of the Parish of Beethang to the intersection of the boundaries of the Parishes of Beethang, Yackandandah and Baranduda, then in a straight line in a westerly direction to the intersection of Whytes Road and Boundary Road, then in a westerly direction along Boundary Road to the intersection of Boundary Road and Wodonga–Yackandandah Road, then in a straight line in a south-westerly direction to the intersection of Ridge Lane and Baranduda Range Track, then in a south-westerly direction along Baranduda Range Track to the intersection of Baranduda Range Track and the boundary of the Wodonga City Council and Indigo Shire, then in a south-westerly and northerly direction along the south-eastern and western boundaries of the Wodonga City Council to the intersection of the boundary of the Wodonga City Council and Indigo Shire and the Parishes of Wooragee North, Barnawartha South and Belvoir West, then in a northerly direction along the western boundary of the Parish of Belvoir West to the Murray River.

### Water Industry Act 1994

#### AMENDMENT TO STATEMENTS OF OBLIGATIONS UNDER SECTION 8 OF THE WATER INDUSTRY ACT 1994

Yarra Valley Water Limited, City West Water Limited and South East Water Limited

I, Tim Holding, Minister for Water, as Minister administering the **Water Industry Act 1994**, after –

- (a) consultation with the Treasurer and the Essential Services Commission; and
- (b) giving the licensees notice in writing of the proposed amendment or variation; and
- (c) considering any written submission made by the licensees in response to the notice variation –

amend the Statements of Obligations issued to Yarra Valley Water Limited, City West Water Limited and South East Water Limited as follows –

- (1) These amendments will take effect from the day they are published in the Government Gazette.
- (2) For clause 7.1 of each of the Statements of Obligations, substitute –
 

‘7.1 The *Licensee* must develop a *Water Plan* that complies with the requirements of this *Statement* for the purpose of enabling the *Commission* to make a decision with respect to the *Price for Prescribed Services* in respect of the *Regulatory Period*.’
- (3) For clause 7.2 of each of the Statements of Obligations, substitute –
 

‘7.2 The *Licensee* must deliver the *Water Plan* to the *Commission* by 5 November 2008.’



- (4) For clause 7.3 of each of the Statements of Obligations, substitute –  
‘7.3 The *Licensee* must include in the *Water Plan*:  
(a) outcomes to be delivered with respect to:  
i. *Standards and Conditions of Services and Supply*;  
ii. meeting future demands on the *Licensee*’s services; and  
iii. complying with any obligations specified in this *Statement*, a *Regulatory Obligation* and other obligations imposed by or under legislation; and  
(b) a description of how the *Licensee* proposes to deliver those outcomes; and  
(c) the *Licensee*’s revenue requirements in the *Regulatory Period*; and  
(d) the proposed *Price* to be charged for each of the *Licensee*’s *Prescribed Services*.’
- (5) Clause 7.4 of each of the Statements of Obligations is revoked.
- (6) After clause 7.3 of each of the Statements of Obligations, insert –  
**‘8 Procedural Requirements**  
8.1 The *Licensee* must consult:  
(a) each *Regulatory Agency* on outcomes to be included in the *Water Plan* that relate to a *Regulatory Obligation*; and  
(b) the *Commission on Standards and Conditions of Service and Supply* to be included in the *Water Plan*.’  
8.2 In developing the *Water Plan* the *Licensee* must consult with the *Department* on matters to be included in the *Water Plan* that relate to the performance of the *Licensee*’s functions and the obligations included in this *Statement*.’
- (7) In Schedule A of each of the Statements of Obligations, for the definition of ‘Regulatory Period’, substitute –  
‘**Regulatory Period**’ means the four year period commencing on 1 July 2009.’

Dated 26 October 2008

TIM HOLDING MP  
Minister for Water

**Water Industry Act 1994**  
AMENDMENT TO STATEMENTS OF OBLIGATIONS  
UNDER SECTION 4I OF THE **WATER INDUSTRY ACT 1994**

Melbourne Water Corporation

I, Tim Holding, Minister for Water, as Minister administering the **Water Industry Act 1994**, after –

- (a) consultation with the Treasurer and the Essential Services Commission; and  
(b) giving the Melbourne Water Corporation notice in writing of the proposed amendment or variation; and  
(c) considering any written submission made by Melbourne Water Corporation in response to the notice variation –
- amend the Statement of Obligations issued to Melbourne Water Corporation as follows –
- (1) These amendments will take effect from the day they are published in the Government Gazette.

- (2) For clause 7.2 of the Statement of Obligations, substitute –  
‘7.2 The *Authority* must develop a Bulk Services *Water Plan* that complies with the requirements of this *Statement* for the purposes of enabling the *Commission* to make a decision with respect to the *Price* for *Prescribed Services*, other than metropolitan drainage services and diversion services, as defined in the Water Industry Regulatory Order in respect of the *Regulatory Period*.’
- (3) For clause 7.3 of the Statement of Obligations, substitute –  
‘7.3 The *Authority* must deliver the Bulk Services *Water Plan* to the *Commission* by 5 November 2008.’
- (4) For clause 7.4 of the Statement of Obligations, substitute –  
‘7.4 The *Authority* must include in the Bulk Services *Water Plan*:  
(a) outcomes to be delivered with respect to:  
(i) *Standards and Conditions of Services and Supply*;  
(ii) meeting future demands on the *Authority*’s services; and  
(iii) complying with any obligations specified in this *Statement*, a *Regulatory Obligation* and other obligations imposed by or under legislation; and  
(b) a description of how the *Authority* proposes to deliver those outcomes; and  
(c) the *Authority*’s revenue requirements in the *Regulatory Period*; and  
(d) the proposed *Price* to be charged for each of the *Authority*’s *Prescribed Services*.’
- (5) Clause 7.5 of the Statement of Obligations is revoked.
- (6) After clause 7.4 of the Statement of Obligations insert –  
**‘8 Procedural Requirements**  
8.1 The *Authority* must consult:  
(a) each *Regulatory Agency* on outcomes to be included in the Bulk Services *Water Plan* that relate to a *Regulatory Obligation*; and  
(b) the *Commission* on *Standards and Conditions of Service and Supply* to be included in the Bulk Services *Water Plan*.  
8.2 In developing the Bulk Services *Water Plan* the *Authority* must consult with the Department on matters to be included in the Bulk Services *Water Plan* that relate to the performance of the *Authority*’s functions and the obligations included in this *Statement*.’
- (7) In Schedule A of the Statement of Obligations, for the definition of ‘Regulatory Period’, substitute –  
‘ **‘Regulatory Period**’ means  
(a) in relation to the Waterways *Water Plan*, the five year period commencing on 1 July 2008;  
(b) in relation to the Bulk Services *Water Plan*, the four year period commencing on 1 July 2009.’

Dated 26 October 2008

TIM HOLDING MP  
Minister for Water

**Planning and Environment Act 1987**  
**BOROONDARA PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C74

The Boroondara City Council has approved Amendment C74 to the Boroondara Planning Scheme.

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

The Amendment removes the Heritage Overlay (HO148) applying to 6 and 8 Fairview Street, Hawthorn, and removes the Heritage Overlay (HO35) applying to 26 Milfay Avenue, Kew, and removes the Heritage Overlay (HO35) from the Schedule.

The Amendment was approved by the Boroondara City Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 10 December 2007. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Boroondara City Council, 8 Inglesby Road, Camberwell.

PETER ALLEN  
 Executive Director  
 Statutory Planning Systems Reform  
 Department of Planning and  
 Community Development

**Planning and Environment Act 1987**  
**DAREBIN PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C61

The Darebin City Council approved Amendment C61 to the Darebin Planning Scheme on 7 October 2008.

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

The Amendment rezones the former Fairfield Police Station at 201 Wingrove Street, Fairfield, from Public Park and Recreation Zone to Residential 1 Zone and applies an Environmental Audit Overlay to the land.

The Amendment was approved by the Darebin City Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 13 February 2006. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, during office hours, at the offices of the Darebin City Council, Strategic Planning Unit, First Floor, 274 Gower Street, Preston, and free of charge at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

PETER ALLEN  
 Executive Director  
 Statutory Planning Systems Reform  
 Department of Planning and  
 Community Development

**Planning and Environment Act 1987**  
**GREATER BENDIGO PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C94

The Minister for Planning has approved Amendment C94 to the Greater Bendigo Planning Scheme.

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

The Amendment rezones land at 71–75 Bridge Street, 77 Arnold Street and 20 Uley Street, Bendigo, from Business 4 Zone to Business 5 Zone and applies an Environmental Audit Overlay to Land at 71–75 Bridge Street, Bendigo. The Amendment will facilitate the development of a commercial/residential development which will complement existing land uses in the area.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Greater Bendigo City Council, 195–229 Lyttleton Terrace, Bendigo.

PETER ALLEN  
 Executive Director  
 Statutory Planning Systems Reform  
 Department of Planning and  
 Community Development

**Planning and Environment Act 1987**

## GREATER BENDIGO PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C107

The Greater Bendigo City Council has approved Amendment C107 to the Greater Bendigo Planning Scheme.

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

The Amendment amends the following schedules:

- Environmental Significance Overlay Schedule 1 – Watercourse Protection.
- Environmental Significance Overlay Schedule 2 – Groundwater Recharge Protection Area.
- Environmental Significance Overlay Schedule 3 – Eppalock Proclaimed Catchment.
- Vegetation Protection Overlay Schedule 2 – Significant Vegetation.
- Development Plan Overlay 1 – Environmental Management Plans.
- Development Plan Overlay 2 – Epsom and Ascot.
- Development Plan Overlay 4 – Low Density Residential Zone – Density Management Areas.
- Erosion Management Overlay.
- Clause 66.04.
- Clause 66.06.

The Amendment implements the recommendations from a review of overlay schedule completed in 2007 by Isis Planning for the Department of Planning and Community Development (Loddon Mallee Region) on behalf of the City of Greater Bendigo. The aim of this review was to remove unnecessary permit requirements and to correct anomalies/errors.

The Amendment was approved by the Greater Bendigo City Council on 1 October 2008 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987**. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Greater Bendigo City Council, Hopetoun Mill, 15 Hopetoun Street, Bendigo.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

**Planning and Environment Act 1987**

## HUME PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C101

The Minister for Planning has approved Amendment C101 to the Hume Planning Scheme.

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

The Amendment increases the combined leasable floor area for a shop at Roxburgh Park Shopping Centre in the schedule to the Business 1 Zone from 18,300 square metres to 32,000 square metres, deletes Schedule 7 to the Development Plan Overlay from the site and introduces a new Schedule 18 to the Development Plan Overlay for the shopping centre.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Hume City Council, 1079 Pascoe Vale Road, Broadmeadows.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

**Planning and Environment Act 1987**

## KINGSTON PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C101

The Minister for Planning has approved Amendment C101 to the Kingston Planning Scheme.

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

The Amendment rezones land at 25–29 Nepean Highway, Mentone, Lot 2, from Residential 3 Zone to a Residential 1 Zone. The Amendment also rezones land within the Waterways development on the corner of Governor and Springvale Road, Waterways, from a Residential 1 Zone to a Residential 3 Zone; the sites are identified as Lots 21, 22, 83, 100, 144, 145, 171, 172, 173, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 197, part super lots S15, S16, S17, on Plan of Subdivision 435322.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the office of the Kingston City Council, Level 1, 1230 Nepean Highway, Cheltenham 3192.

PETER ALLEN  
Executive Director  
Statutory Planning Systems Reform  
Department of Planning and  
Community Development

**Planning and Environment Act 1987**

## MANNINGHAM PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C75

The Minister for Planning has approved Amendment C75 to the Manningham Planning Scheme.

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

The Amendment changes the Schedule to the Public Use Zone. The advertising signage category changes from Category 1 to Category 3 to allow two illuminated business signs for 'The Manningham Centre' – an aged care facility at 371 and 395 Manningham Road, Doncaster.

The Amendment also grants a planning permit under Division 5, Part 4 of the **Planning and Environment Act 1987** for two illuminated business signs at the property.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Manningham City Council, 699 Doncaster Road, Doncaster.

PETER ALLEN  
Executive Director  
Statutory Planning Systems Reform  
Department of Planning and  
Community Development

**Planning and Environment Act 1987**

## MAROONDAH PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C64

The Minister for Planning has approved Amendment C64 to the Maroondah Planning Scheme.

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

The Amendment introduces a new Neighbourhood Character Statement (No. 24) into Clause 22.03, Maroondah Neighbourhood Character Policy, for the Croydon and District Golf Course at 119 Dorset Road, Croydon, which is being developed for residential purposes.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Maroondah City Council, Braeside Avenue, Ringwood.

PETER ALLEN  
Executive Director  
Statutory Planning Systems Reform  
Department of Planning and  
Community Development

**Planning and Environment Act 1987**

## MILDURA PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C38

The Minister for Planning has approved Amendment C38 to the Mildura Planning Scheme.

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

The Amendment will:

1. Rezone land within the Rural City to implement the outcomes of the 'Vision for the Mildura-Irymple Interface, Mildura-Irymple Interface Study: Final Report (May 2006)' and the 'Industrial Land Strategy Update, Final Report (December 2006)' as follows:
  - Approximately 4 ha of land (the former Council depot site) known as 1138 Benetook Avenue, located on the east side of Benetook Avenue between Fourteenth Street and Eleventh Street, from Public Use Zone, Local Government to Industrial 1 Zone.
  - Approximately 68 ha of land on the east and west sides of Benetook Avenue between Fourteenth Street and Fifteenth Street, from Business 4 Zone and Farming Zone to Industrial 3 Zone.
  - Approximately 4 ha of land known as Lot 20, PS2272, Sec 29, Blk F, located on the north-west corner of Fourteenth Street and Benetook Avenue, from Business 4 Zone to Industrial 3 Zone.
  - Approximately 15 ha of land on the north and south sides of Fifteenth Street, between Benetook Avenue and Cowra Avenue, from Farming Zone to Special Use Zone, Schedule 9.
  - Approximately 30 ha of land on the north side of Fifteenth Street, between Cowra Avenue and Sandilong Avenue; and to part of the south side between Cowra and Sandilong Avenue, from Farming Zone to Special Use Zone, Schedule 8.
  - Land known as Part Lot 2 PS 97110 Sec 35 Blk F located on the north side of Fifteenth Street, Mildura, between Benetook Avenue and Cowra Avenue, from Farming Zone to Public Park and Recreation Zone.
  - Approximately 205 ha of land known as CA 8, Parish of Yatpool, located on the south side of Kulkynne Way, Kardoc, from Farming Zone to Industrial 1 Zone.
  - Approximately 68 ha of land known as Part CA 51, Parish of Guinquam, located on the south side of the Redcliffs-Meringur Road, Thurla, from Farming Zone to Industrial 1 Zone.
  - Approximately 260 ha of the land known as part of the Old Irymple township ('Block H'), bounded by Redcliffs Avenue, extension of Twenty Third Street and unnamed streets in the area, from Industrial 1 Zone to Public Use Zone, Local Government.
  - Land along Benetook Avenue between Fifteenth Street and Seventeenth Street; and along Seventeenth Street between Benetook Avenue and Deakin Avenue (Sturt Highway), from Residential 1 Zone and Farming Zone to Road Zone, Category 1.
2. Include land within the Rural City in the following overlays to implement the outcomes of the 'Vision for the Mildura-Irymple Interface, Mildura-Irymple Interface Study: Final Report (May 2006)', the 'Industrial Land Strategy Update, Final Report (December 2006)' and the 'Mildura-Irymple Urban Transition Area – Urban Design Guidelines (April 2007)':
  - Apply the Design and Development Overlay (Schedule 4) to the former Council depot site at 1138 Benetook Avenue on the east side of Benetook Avenue between Fourteenth Street and Eleventh Street. (Part Lot PS115185 Sec 28 Blk F).

- Apply the Design and Development Overlay (Schedule 4) to land on the south side of Kulkyne Way, Karadoc. (CA 8 Parish of Yatpool).
  - Apply the Design and Development Overlay (Schedule 4) to land on the south side of the Redcliffs–Meringur Road, Thurla. (Part CA 51 Parish of Guinquam).
  - Apply the Design and Development Overlay (Schedule 9) to land on the east and west sides of Benetook Avenue between Fourteenth Street and Fifteenth Street.
  - Apply the Design and Development Overlay (Schedule 9) to land on the north-west corner of Fourteenth Street and Benetook Avenue. (Lot 20 PS2272 Sec 29 Blk F).
  - Apply the Design and Development Overlay (Schedule 10) to land on the north and south sides of Fifteenth Street between Benetook Avenue and Cowra Avenue.
  - Apply the Design and Development Overlay (Schedule 11) to land on the north and south sides of Fifteenth Street between Cowra Avenue and Sandilong Avenue.
  - Apply the Public Acquisition Overlay (PAO1) to include a 10 m wide acquisition to additional properties on Benetook Avenue and Fifteenth Street to be acquired by VicRoads for road widening.
  - Apply the Public Acquisition Overlay (PAO2) and modify the schedule to include a 20 m wide (approx) acquisition to properties in the greenbelt corridor between Fourteenth Street and Fifteenth Street to be acquired by Mildura Rural City Council.
  - Apply the Public Acquisition Overlay (PAO2) and modify the schedule to include a 40 m wide (approx) acquisition to properties on Fifteenth Street to be acquired by Mildura Rural City Council for open space purposes.
  - Apply the Development Contribution Plan Overlay to properties on the north and south sides of Fifteenth Street between Cowra Avenue and Sandilong Avenue.
3. Insert a new Schedule 9, 10 and 11 to the Design and Development Overlay (Clause 43.02) that reflects the outcomes of the ‘Vision for the Mildura–Irymple Interface, Mildura–Irymple Interface Study: Final Report (May 2006)’, the ‘Industrial Land Strategy Update, Final Report (December 2006)’ and the ‘Mildura–Irymple Urban Transition Area – Urban Design Guidelines (April 2007)’. The Design and Development Overlay has design objectives and requirements that will assist new development in achieving the outcomes of the above reports.
  4. Amend the schedule to the Public Acquisition Overlay (PAO) to nominate Mildura Rural City Council as being the acquiring authority for the land identified in paragraph 2 above.
  5. Amend the schedule for referral of permit applications under local provisions at (Clause 66.04) that reflects the provisions of Schedule 8 and 9 to the Special Use Zone and Schedules 9, 10 and 11 to the Design Development Overlay.
  6. Insert a new schedule to the Development Contributions Plan Overlay (Clause 45.06) to address the provision of infrastructure servicing including drainage, roads (including road landscaping) and public open space to land in Benetook Avenue between Fourteenth and Fifteenth Streets; and land in Fifteenth Street between Benetook and Sandilong Avenues.
  7. Amend Schedule 4 to the Design and Development Overlay (Clause 43.02) that reflects the outcomes of the ‘Vision for the Mildura–Irymple Interface, Mildura–Irymple Interface Study: Final Report (May 2006)’ and the ‘Industrial Land Strategy Update, Final Report (December 2006)’ by removing reference to ‘Block H’ and by inserting a specific reference to the Kulkyne Way site.
  8. Remove Design and Development Overlay Schedule 2 (Clause 43.02) from the following:
    - land on the west side of Benetook Avenue between Fourteenth Street and Fifteenth Street.
    - land on the north-west corner of Fourteenth Street and Benetook Avenue.

9. Remove Design and Development Overlay Schedule 4 (Clause 43.02) from Block H.
10. Amend the Schedule of Incorporated documents to include the Development Contributions Plan No. 3 for Mildura Rural City Council.
11. Modify the MSS to reflect the directions and recommendations of Council's adopted strategic documents.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Mildura Rural City Council, 108–116 Madden Avenue, Mildura.

PETER ALLEN  
Executive Director  
Statutory Planning Systems Reform  
Department of Planning and Community Development

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

#### **MORELAND PLANNING SCHEME**

##### **Notice of Approval of Amendment**

##### **Amendment C50**

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

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

The Amendment extends the Special Building Overlay (SBO) to include approximately 900 new properties in the Special Building Overlay (SBO) and approximately 50 properties in the Land Subject to Inundation Overlay (LSIO). Clause 21.05–10 is amended to include reference to the SBO and LSIO. The Schedule to Clause 61.03 is amended to include reference to the new LSIO map.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Moreland City Council, 90 Bell Street, Coburg.

PETER ALLEN  
Executive Director  
Statutory Planning Systems Reform  
Department of Planning and Community Development

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

#### **WYNDHAM PLANNING SCHEME**

##### **Notice of Approval of Amendment**

##### **Amendment C99**

The Minister for Planning has approved Amendment C99 to the Wyndham Planning Scheme.

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

The Amendment inserts the Westmeadows Lane and Marquands Road Development Contributions Plan Overlays – Schedules 3, 4 and 5 into the Planning Scheme. The overlays are applied within an area of approximately 200 ha in Truganina, bounded by Leakes Road in the north, a line approximately 200 metres east of Marquands Road in the east, the northern boundary of Westbourne Grammar School in the south, and Skeleton Creek and a former Government Road in the west.



A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Wyndham City Council, Princes Highway, Werribee.

PETER ALLEN  
Executive Director  
Statutory Planning Systems Reform  
Department of Planning and  
Community Development

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

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

127. *Statutory Rule:* Crimes (Controlled Operations) Regulations 2008  
*Authorising Act:* Crimes (Controlled Operations) Act 2004  
*Date of making:* 28 October 2008
128. *Statutory Rule:* Estate Agents (Education) Regulations 2008  
*Authorising Act:* Estate Agents Act 1980  
*Date of making:* 28 October 2008
129. *Statutory Rule:* Tobacco (Victorian Health Promotion Foundation) Regulations 2008  
*Authorising Act:* Tobacco Act 1987  
*Date of making:* 28 October 2008
130. *Statutory Rule:* Transport (Tow Truck) Amendment Regulations 2008  
*Authorising Act:* Transport Act 1983  
*Date of making:* 28 October 2008
131. *Statutory Rule:* Road Safety (Vehicles) Amendment (Assignment Fees) Regulations 2008  
*Authorising Act:* Road Safety Act 1986  
*Date of making:* 28 October 2008

**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:

124. *Statutory Rule:* Subordinate Legislation (Wildlife (Whales) Regulations 1998 - Extension of Operation) Regulations 2008  
*Authorising Act:* Subordinate Legislation Act 1994  
*Date first obtainable:* 30 October 2008  
*Code A*
125. *Statutory Rule:* Victorian Plantations Corporation (Register of Plantation Licences) Regulations 2008  
*Authorising Act:* Victorian Plantations Corporation Act 1993  
*Date first obtainable:* 30 October 2008  
*Code A*
126. *Statutory Rule:* Building Amendment Regulations 2008  
*Authorising Act:* Building Act 1993  
*Date first obtainable:* 30 October 2008  
*Code A*

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