



Victoria Government Gazette

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No. G 35 Thursday 28 August 2008

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GENERAL

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As from 28 August 2008

The last Special Gazette was No. 234 dated 27 August 2008.

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

How To Submit Copy

- See our webpage www.craftpress.com.au
 - or contact our office on 9642 5808
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- 1 Treasury Place, Melbourne (behind the Old Treasury Building)
-

VICTORIA GOVERNMENT GAZETTE

Subscribers and Advertisers

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JULIE DENGATE
Acting Government Gazette Officer

PRIVATE ADVERTISEMENTS

Land Act 1958

Notice is hereby given that Grampians Golf Club Incorporated has applied for a lease pursuant to Section 134 of the **Land Act 1958** for a term of twenty-one (21) years in respect of Allotment 27B, Parish of Moutajup, County of Dundas, containing 48.99 hectares (more or less) as a site for amusement and recreation (Golf Club) and social activities connected therewith. Ref No.: 0206374: Hamilton.

Re: CONSUELO MAVIS NAOMI BLAKE, late of 55 Viewmount Road, Glen Waverley, Victoria, but formerly of 1/5 Duffield Street, Yarrowonga, Victoria, retired public servant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 March 2008, are required by the trustees, John Francis Natoli and Paul Morris Natoli, to send particulars of their claim to the trustees, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date they will convey or distribute the assets, having regard only to the claims of which they have notice.

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

RONALD JOHN OLDFIELD, late of Unit 2, 15–17 Roger Street, Doncaster East, Victoria, service technician, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 17 January 2008, are required by the executrices, Dawn Elizabeth McKay and Gwenda May McCarten, both care of 267 Maroondah Highway, Ringwood, Victoria, to send particulars thereof to them, care of the office of Messrs Aughtersons, 267 Maroondah Highway, Ringwood, Victoria, within sixty days from the date of publication of this notice, after which the executrices will distribute the estate, having regard only to the claims of which they have notice.

AUGHTERSONS, current practitioners for the executrices,
267 Maroondah Highway, Ringwood 3134.

Re: MARJORIE ELVA GRIERSON, late of Unit 3, 35 York Street, Eltham, machinist, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 April 2008, are required by the trustees, Marjorie Rhonda Kearsey, of 41 Buena Vista Drive, Montmorency, Victoria, home duties, daughter, and Gary Charles Grierson, of 114 Thurla Street, Swan Hill, Victoria, property manager, son, to send particulars to trustees, by 29 October 2008, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

BASILE PINO & CO., solicitors,
213 Campbell Street, Swan Hill 3585.

Re: Estate of RICHARD LEE BALES.

Creditors, next-of-kin and others having claims in respect of the estate of RICHARD LEE BALES, late of 21 Johnson Street, Birchip, in the State of Victoria, retired gentleman, deceased, who died on 24 August 2005, are to send particulars to their claim to the executors care of the undermentioned legal practitioners by 5 November 2008, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

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

Re: Estate of AGNES MAY MURRAY.

Creditors, next-of-kin and others having claims in respect of the estate of AGNES MAY MURRAY, late of 10 Lynden Street, Swan Hill, in the State of Victoria, home duties, deceased, who died on 26 February 2008, are to send particulars to their claim to the executors care of the undermentioned legal practitioners by 8 November 2008, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

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

Re: DIANNE PALMER, late of 5 Topaz Court, Mulgrave, Victoria, but formerly of 61 Tiverton Drive, Mulgrave, financial services manager, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 September 2005, are required by the trustee, Neil John McKinnon, to send particulars to the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

HUNT, McCULLOUGH, KOLLIAS & CO.,
solicitors,
210 Main Street, Mornington 3931.

VALMAI DORIS LINDSAY, late of The Grange Nursing Home, 1 Wyuna Street, West Rosebud Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 March 2008, are required to send particulars of their claims to the trustee, care of the undermentioned solicitors, by 28 November 2008, after which date the trustee or personal representative or applicant for grant of administration may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

McGUINNESS & HOCKING PTY, solicitors,
3 Eighth Avenue, Rosebud 3939
Telephone: (03) 5986 6999.

IVY MARGARET RIMER, late of Regis Grange Nursing Home Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 September 2007, are required to send particulars of their claims to the trustee, care of the undermentioned solicitors, by 28 November 2008, after which date the trustee or personal representative or applicant for grant of administration may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

McGUINNESS & HOCKING PTY, solicitors,
3 Eighth Avenue, Rosebud 3939
Telephone: (03) 5986 6999.

NORMA EVELYN BISHOP, late of 21 Sapphire Street, Preston Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 May 2008, are required to send particulars of their claims to the trustee, care of the undermentioned solicitors, by 28 November 2008, after which date the trustee or personal representative or applicant for grant of administration may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

McGUINNESS & HOCKING PTY, solicitors,
3 Eighth Avenue, Rosebud 3939
Telephone: (03) 5986 6999.

TERESA PHELAN, late of 8/31 Orange Grove, East St Kilda, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 July 2007, are required to send particulars of their claims to the trustee, care of the undermentioned solicitors, by 28 November 2008, after which date the trustee or personal representative or applicant for grant of administration may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

McGUINNESS & HOCKING PTY, solicitors,
3 Eighth Avenue, Rosebud 3939
Telephone: (03) 5986 6999.

Estate of ROMAN BUCZACKY, late of Hilltop Private Nursing Home, 10 Hotham Street, Preston, Victoria, retired architect, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 July 2008, are required by the executor, ANZ Trustees Limited, ACN 006 132 332, of 100 Queen Street, Melbourne, Victoria, to send particulars to it by 30 October 2008, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

MILLS OAKLEY, lawyers,
121 William Street, Melbourne 3000.

Re: STUART ALEXANDER AUSTIN, late of 12 Dickinson Grove, Mount Martha, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 March 2008, are required by the trustees, Diana Gillian Austin and Edwina Patricia Nutt, to send particulars of such claims to them, in care of the undermentioned lawyers, by 28 October 2008, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: VALMA FLORENCE PRINCE, late of Unit 79, 150 Tyabb Road, Mornington, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 May 2008, are required by the trustee, Beverley Dawn Hall, to send particulars of such claims to her, in care of the undermentioned solicitors, by 28 October 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.

Creditors, next-of-kin and others having claims in respect of the estate of PETER NEIL CURRIE, deceased, late of 60 Willis Road, Kallista, Victoria, business manager, who died between 15 May 2008 and 18 May 2008, are required by the administrator, Wendy Ann Currie, to send particulars to her, care of the undermentioned solicitors, by 26 October 2008, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

TERENCE McMULLAN, solicitor,
164 Monbulk Road, Monbulk 3793.

MABEL ISABEL COOK, late of 194 Tramway Parade, Beaumaris, Victoria, widowed, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovementioned, deceased, who died on 9 August 2006, are required to send particulars of their claims to the executors, Beverly Dawn Hugo and Ronald Edmond Hugo, care of the undermentioned solicitors, by 28 October 2008, after which date the said executors will distribute the assets, having regard only to the claims of which they then have notice.

T. J. MULVANY & CO., lawyers,
2nd Floor, 51 Queen Street, Melbourne, 3000.

Re: MARJAN KOCBEK, late of 130 Staughtonvale Road, Anakie, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims against the estate of MARJAN KOCBEK, late of 130 Staughtonvale Road, Anakie, in the State of Victoria, retired, deceased, who died on 27 June 2007, are required by Justine Paige Finlay and Maria Mayer, the executors of the Will of the deceased, to send particulars of their claim to Wightons Lawyers, 89 Myers Street, Geelong, in the said State, solicitors for executors of the said estate, within ninety days of the date of this advertisement, after which time the executors may convey or distribute the assets, having regard only to the claims of which they then have had notice.

WIGHTONS LAWYERS,
89 Myers Street, Geelong 3220.

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

On Wednesday 10 September 2008 at 2.30 pm in the afternoon, at the Sheriff's Office, 444 Swanston Street, Melbourne (unless process be stayed or satisfied).

All the estate and interest (if any) of VOMS (a synonym for Sophia aka Sofia Moutidis)

of 2 Bellevue Street, Richmond, as shown on certificate of title as Sophia Moutidis proprietor of an estate in fee simple in the land described on Certificate of Title Volume 02250 Folio 847 upon which is erected a house known as 2 Bellevue Street, Richmond.

Registered mortgage No. V177111N, variation of mortgage X891035Q, variation of mortgage AD205366R and transfer of mortgage AE663145R and caveat X124736T, caveat AC323798J, caveat AD969179B, caveat AD228479X, caveat AF610483K, caveat AF723049W, caveat AF850775E and caveat AF807492M.

Terms – Cash/Eftpos, bank cheque or solicitors trust account cheque
(Debit Cards only. No Credit Cards)
GST plus 10% on fall of hammer price
CW070105219

K. GRIFFIN
Sheriff's Office
Phone No.: 8684 7837

PROCLAMATIONS

Acts of Parliament

PROCLAMATION

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

36/2008	Building Amendment Act 2008
37/2008	Cancer Amendment (HPV) Act 2008
38/2008	Courts Legislation Amendment (Juries and Other Matters) Act 2008
39/2008	Crimes (Controlled Operations) Amendment Act 2008
40/2008	Gambling Regulation Amendment (Licensing) Act 2008
41/2008	Land (Revocation of Reservations) (Convention Centre Land) Act 2008
42/2008	Melbourne Cricket Ground Amendment Act 2008
43/2008	Superannuation Legislation Amendment Act 2008
44/2008	Unclaimed Money Act 2008
45/2008	Wildlife Amendment (Marine Mammals) Act 2008

Given under my hand and the seal of Victoria at Melbourne on 26th August 2008

(L.S.)

DAVID DE KRETSER
Governor
By His Excellency's Command
JOHN BRUMBY MP
Premier

36/2008	<ol style="list-style-type: none"> (1) This Act comes into operation on a day or days to be proclaimed. (2) If a provision of this Act does not come into operation before 1 September 2009, it comes into operation on that day.
37/2008	This Act comes into operation on the day after the day on which it receives the Royal Assent.
38/2008	<ol style="list-style-type: none"> (1) This Act (except section 5 and Part 4) comes into operation on the day after the day on which it receives the Royal Assent. (2) Subject to subsection (4), section 5 comes into operation on a day to be proclaimed. (3) Subject to subsection (4), Part 4 comes into operation on a day to be proclaimed. (4) If section 5 and Part 4 do not come into operation before 1 January 2009, they come into operation on that day.
39/2008	<ol style="list-style-type: none"> (1) This Act, except for Part 2, comes into operation on the day after the day on which this Act receives the Royal Assent. (2) Part 2 comes into operation on a day or days to be proclaimed.
40/2008	<ol style="list-style-type: none"> (1) This Act (except Part 3) comes into operation on the day after the day on which it receives the Royal Assent. (2) Part 3 comes into operation on the later of – <ol style="list-style-type: none"> (a) the day after the day on which this Act receives the Royal Assent; (b) the day on which section 49 of the Gambling Legislation Amendment (Problem Gambling and Other Measures) Act 2007 comes into operation.

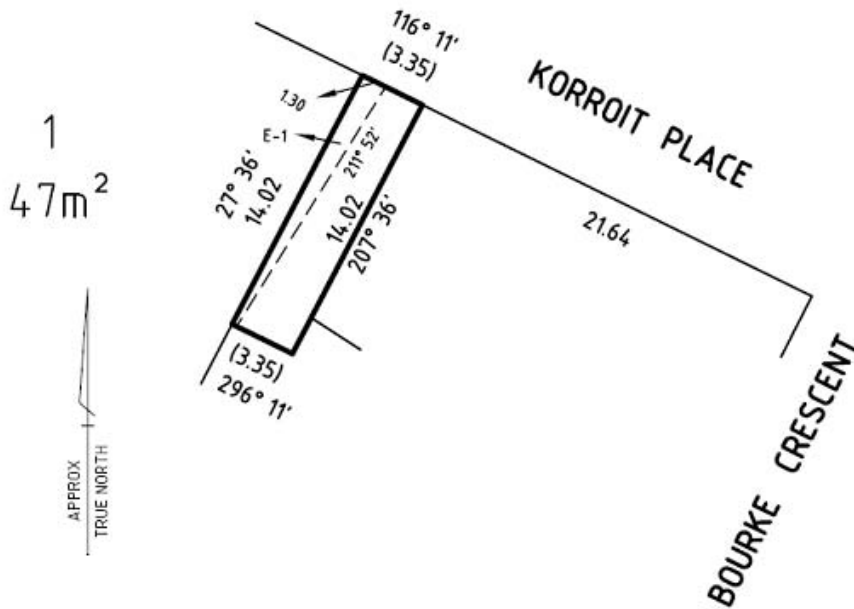
- 41/2008 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- 42/2008 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- 43/2008 This Act comes into operation on the day after the day on which it receives the Royal Assent.
- 44/2008
- (1) Subject to subsection (2), this Act comes into operation on a day or days to be proclaimed.
 - (2) If a provision of this Act does not come into operation before 1 January 2009, it comes into operation on that day.
- 45/2008
- (1) This Act, other than sections 3(1), 22, 25, 26, 27, 28, 29 and 30 comes into operation on the day after the day on which this Act receives the Royal Assent.
 - (2) Subject to subsection (3), sections 3(1), 22, 25, 26, 27, 28, 29 and 30 come into operation on a day or days to be proclaimed.
 - (3) If a provision referred to in subsection (2) does not come into operation before 1 December 2009, it comes into operation on that day.
-

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

GREATER GEELONG CITY COUNCIL
Road Discontinuance

At its meeting on 29 January 2008 and acting under clause 3 of schedule 10 to the **Local Government Act 1989**, Greater Geelong City Council resolved to discontinue the road shown outlined on the plan below.

The road is to be sold subject to any right, power or interest held by Barwon Region Water Corporation as to the land marked E-1, in connection with any sewers, drains or pipes under the control of that authority in or near the road.



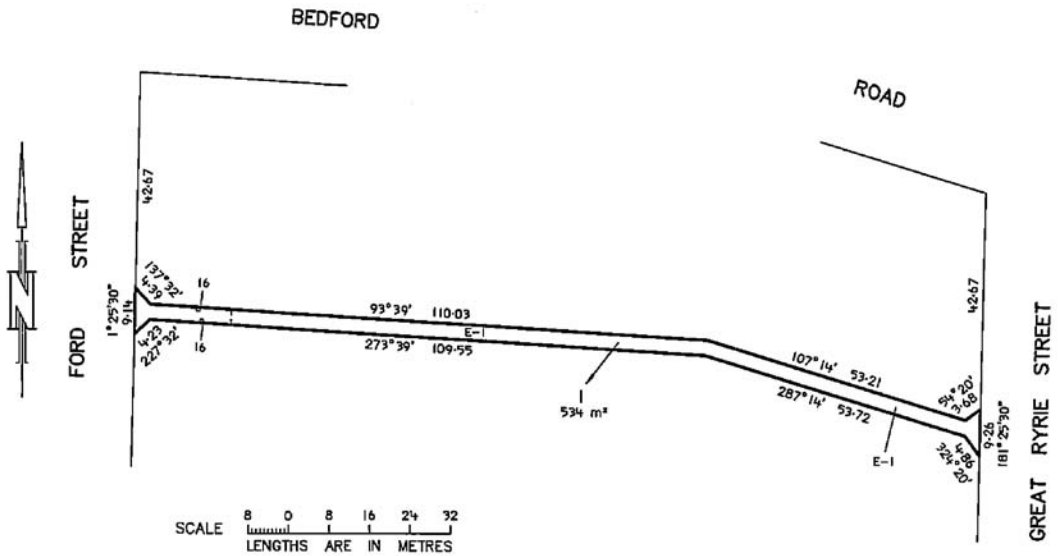
KAY RUNDLE
Chief Executive Officer

MAROONDAH CITY COUNCIL

Road Discontinuance

At its meeting on 16 June 2008 and acting under clause 3 of schedule 10 to the **Local Government Act 1989**, Maroondah City Council resolved to discontinue the road shown outlined on the plan below.

The road is to be sold subject to any right, power or interest held by Yarra Valley Water as to the land marked E-1, in the road in connection with any sewers, drains or pipes under the control of that authority in or near the road.



MICHAEL MARASCO
Chief Executive

WELLINGTON SHIRE COUNCIL
Discontinuance of Road (Laneway) Abutting Northern Boundary
370 Commercial Road, Yarram

Pursuant to section 206 schedule 10 clause 3 of the **Local Government Act 1989**, the Wellington Shire Council, after consultation with relevant Statutory Authorities, advertising its intention as well as serving notice on the registered proprietors of the land and owners and occupiers of land abutting the road (laneway) along the northern side of 370 Commercial Road, Yarram, resolved at its meeting on 19 August 2008 as follows: –

- (a) that the road abutting the northern boundary of 370 Commercial Road, Yarram, as shown hatched on the plan hereunder, shall be discontinued upon publication of this resolution in the Government Gazette;
- (b) the land contained in the said road be sold by private treaty to abutting landowners.



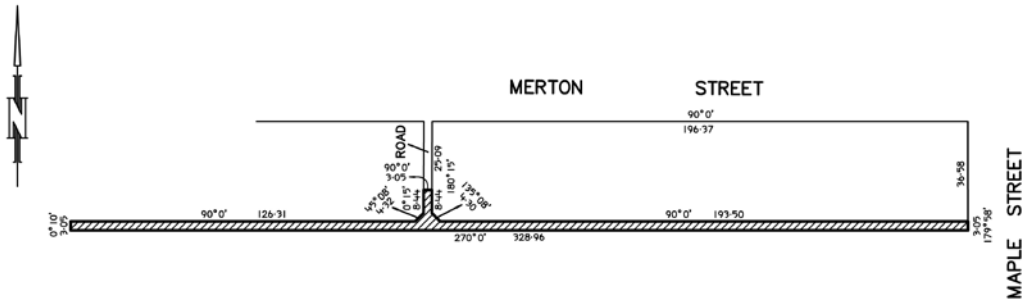
Dated 20 August 2008

LYNDON WEBB
Chief Executive Officer

WHITEHORSE CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Whitehorse City Council has formed the opinion that the road bound by Merton Street, Combarton Street and Maple Street, Box Hill, shown hatched on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and to sell the land from the road by private treaty to the abutting property owners.



NOELENE DUFF
Chief Executive Officer



Declaration of Public Highway
Woodlands Road, Cranbourne South

Casey City Council, pursuant to section 204(1) of the **Local Government Act 1989**, has declared the section of Woodlands Road between Stanhill Drive and Chervon Avenue, Cranbourne South, which is shown hatched on the plan below, at its meeting held on 19 August 2008, being a road in the Council's Municipal district, to be a Public Highway.



MIKE TYLER
Chief Executive Officer



Notice is given that the Casey City Council has made Casey Community Graffiti Prevention and Control of Aerosol Spray Paint Local Law (Amendment) Local Law, pursuant to the **Local Government Act 1989**.

The purpose and general purport of the Local Law is to regulate the display and sale of Aerosol spray paint, in particular:

- (a) preserve the visual amenity of the municipal district;
- (b) protect against behaviour which causes detriment to the amenity and environment of the municipal district;
- (c) control activities which may interfere with the comfort and enjoyment of other persons;
- (d) control damage of property caused by the application of graffiti;
- (e) protect Council, community and other assets;
- (f) control the sale and transfer of aerosol paint containers; and
- (g) provide for the peace, order and good government of the municipal district.

A copy of this Local Law may be inspected at any of Council's Customer Service Centres at Centro Shopping Centre, Cranbourne; Amberly Park Shopping Centre, Narre Warren South; and Civic Centre, Magid Drive, Narre Warren, during normal office hours.

MIKE TYLER
Chief Executive Officer

WHITTLESEA CITY COUNCIL

Notice of Intention to Make Local Law
Proposed General (Amendment) Local Law
No. 2 of 2008

Council proposes to make a local law titled General (Amendment) Local Law No. 2 of 2008.

The purpose of the proposed local law is to:

- amend Council's existing General Municipal Law No.1 of 2008;

- provide for the peace, order and good government of the municipality;
- provide for the safety and health of the municipality so that the community can enjoy a quality of life that meets its expectations;
- provide for the safe and fair use and enjoyment of municipal places; and
- provide for the protection and enhancement of the amenity and environment of the municipality.

In addition, Council intends to adopt a Building Site Code. The objective of the Code is to provide an environment where activities on building sites do not adversely impact on community amenity and also to minimise damage to Council assets. It is proposed to incorporate the Code into General Municipal Law No.1 of 2008.

Copies of the proposed Local Law and Code can be obtained from the Council Offices, at 25 Ferres Boulevard, South Morang, during office hours or viewed on Council's website – www.whittlesea.vic.gov.au

Written submissions about the proposed Local Law will be considered in accordance with Section 223 of the **Local Government Act 1989** and must be received at the Council Offices by 5 pm on 11 September 2008. Please note that the name of submitters will appear on a Council agenda and minutes which are publicly available documents and accessible on Council's website.

Any person who requests to be heard in support of their written submission may appear in person or by a person acting on their behalf before a meeting of Council, the day, time and place of which will be advised.

DAVID TURNBULL
Chief Executive Officer

Planning and Environment Act 1987

BASS COAST PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C92

Authorisation A01097

The Bass Coast Shire Council has prepared Amendment C92 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 Minister also authorised the Bass Coast Shire Council to approve the Amendment under section 35B of the Act.

The land affected by the Amendment is land contained within Crown Allotment 20L, Section 100 (known as 2 Biggs Drive, Wonthaggi) and the Korumburra Road reserve.

The Amendment proposes to:

- rezone part of the land from a Business 4 Zone to a Business 1 Zone;
- rezone part of the land from a Farming Zone to a Business 1 Zone;
- include the land within Schedule 9 of the Development Plan Overlay; and
- amend Schedule 9 of the Development Plan Overlay to incorporate specific guidelines to facilitate the development of an integrated shopping centre.

Council also proposes to rezone the Korumburra Road reserve from the Business 4 Zone and the Farming Zone to a Public Conservation and Resource Zone and apply the Vegetation Protection Overlay – Schedule 1.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the customer service centres of the planning authority, Bass Coast Shire Council, free of charge during office hours, in Wonthaggi; at the Bass Coast Shire Council website on www.basscoast.vic.gov.au; and at the Department of Planning and Community Development website on 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 29 September 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

Planning and Environment Act 1987

BAW BAW PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C58

Authorisation A01081

The Baw Baw Shire Council has prepared Amendment C58 to the Baw Baw Planning Scheme.

In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Baw Baw Council as planning authority to prepare the Amendment. The Minister also authorised the Baw Baw Council to approve the Amendment under section 35B of the Act.

The land affected by the Amendment is:

- Precinct 1 – Land bounded by Howitt, Alfred and Anderson Streets Warragul, being Lots 1 and 2 on PS406540E, CA A Section 9, Pt CA22E, CA's 22F, G, H, J and Pt CA22M, Section 9, Township of Warragul; and
- Precinct 2 – Land bounded by Queen and Gladstone Streets, being Lot 1 TP130550, Lot 1 TP371937, Lot 1 TP 566481 and CA's 14, 15, 16, 17 and 18, Section 5, Township of Warragul and Pt Government Road, 121 Queen Street, Warragul.

The Amendment proposes to:

- rezone land described in Precinct 1 above from Industrial 1 Zone (IN1Z) to Business 4 Zone (B4Z);
- apply an Environmental Audit Overlay (EAO) over the land described in Precinct 1;
- include a new reference statement in clause 21.08–3 of the Municipal Strategic Statement (MSS) to: 'Recognise the land south of the Warragul Central Business District (CBD), adjacent to Alfred Street as having potential to contribute to the revitalisation of the Warragul Transit Precinct. Development of this land should include adequate built form, landscape, traffic and pedestrian responses to integrate with the transit precinct';
- rezone land described in Precinct 2 above from Business 4 Zone (B4Z) to Business 1 Zone (B1Z); and

- include changes to Clause 22.02 to modify the Warragul Structure Plan to show the land in Precinct 1 as Business 4 Zone, the land in Precinct 2 as Business 1 Zone and to include minor corrections to the Structure Plan to update the zones shown on the plan to reflect the existing zonings shown on the planning scheme maps.

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, 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 web site 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 October 2008. A submission must be sent to Baw Baw Shire Council, PO Box 304, Warragul 3820.

BRUCE DAVIDSON
Acting Chief Executive Officer
Baw Baw Shire Council

Planning and Environment Act 1987

MOONEE VALLEY PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C88

Authorisation A1082

Moonee Valley City Council has prepared Amendment C88 to the Moonee Valley Planning Scheme.

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

The land affected by the Amendment is 1 Hudson Street, Moonee Ponds.

The Amendment proposes to:

- make changes to planning scheme map 11HO by applying a new Heritage Overlay (HO354) to the site at 1 Hudson Street, Moonee Ponds; and

- amend the schedule to Clause 43.01 to include a reference to the site at 1 Hudson Street, Moonee Ponds, at HO354.

You may inspect the Amendment, any documents that support the Amendment and the Amendment's explanatory report, free of charge, at the following locations: during office hours, at the office of the planning authority, Moonee Valley City Council, 9 Kellaway Ave, Moonee Ponds 3039; and at the Department of Planning and Community Development website 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 5 pm Monday 6 October 2008. A submission must be sent to Moonee Valley City Council, PO Box 126, Moonee Ponds 3039.

RASIAH DEV
Chief Executive Officer

Planning and Environment Act 1987

STONNINGTON PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C75

Authorisation A01014

Stonnington Council has prepared Amendment C75 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 the Waverley Road Neighbourhood Activity Centre, located along Waverley Road in Malvern East, and includes the triangular piece of land bounded by Waverley Road, Dandenong Road and Burke Road.

The Amendment proposes to replace the existing interim height controls (Design and Development Overlay 5 and 7) with a new, more comprehensive Design and Development Overlay 5 over the same and extended area.

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; Stonnington City Centre, Cnr High Street and Glenferrie Road, Malvern; and at the Department of Planning and Community Development web site www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is 29 September 2008. Submissions should be addressed to the City of Stonnington, Strategic Planning Unit, PO Box 21, Prahran 3181.

STEPHEN LARDNER
Manager Strategic Planning

Creditors, next-of-kin and others having claims against the estate of any of the under-mentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 30 October 2008, 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.

BAZANEK, Eugeniusz, late of Yarra West Aged Care, 44 Stephen Street, Yarraville, Victoria 3013, who died on 10 June 2008.

CALLAWAY, John Allen, formerly of 140 Arthur Street, Fairfield, Victoria 3078, but late of Ruckers Hill Aged Care, 14–24 Pearl Street, Northcote, Victoria 3070, retired, who died on 16 July 2008.

FITZPATRICK, Edward Joseph, late of Elnora Aged Care Facility, 7 Mair Street, Brighton, Victoria 3186, retired, who died on 19 June 2008.

FOSTER, Edward Harold, late of Edenvale Private Nursing Home, 188A Sterling Drive, Keilor East, Victoria 3033, who died on 6 June 2008.

JEFFERY, Joan, late of 10 Robinson Street, Clayton, Victoria 3168, who died on 12 November 2007.

NEMETH, Frank, late of 116 Cetenary Avenue, Melton, Victoria 3337, pensioner, who died on 25 May 2008.

PENDREY, David Lawrence, late of 65 Church Street, Beaumaris, Victoria 3193, who died on 8 May 2008.

VLASIC, Lyjubica, late of Isomer Retirement Home, 1273 Wellington Road, Lysterfield, Victoria 3156, who died on 28 June 2008.

Dated 21 August 2008

MARY AMERENA
Manager
Executor and Trustee Services

Creditors, next-of-kin and others having claims against the estate of any of the under-mentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 28 October 2008, 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.

BEALL, Derek Alan, late of 14 Harvey Street, Anglesea, Victoria 3230, who died on 5 May 2008.

CHARLESON, Beverley May, late of Unit 2, 17–19 Repton Road, East Malvern, Victoria 3145, retired, who died on 16 May 2008.

COWAN, Grace Mary, formerly of 247 Wattleree Road, Malvern, but late of Unit 4, 5 Standfield Street, Bacchus Marsh, Victoria 3340, spinster, who died on 10 April 2008.

DICKSON, Jarrod Simon, late of Unit 1, 234 High Street, Belmont, Victoria 3216, who died on 4 June 2008.

Di CANDIDO, Carlo, late of Patricia Gladwell Aged Care, 95–109 Davies Street, Brunswick, Victoria 3056, who died on 10 April 2008.

DONNELLY, Hazel Grace, late of 11 Grandview Grove, Carnegie, Victoria 3163, retired, who died on 29 April 2008.

ELLIOTT, Olive Emily, late of Anzac Lodge Nursing Home, 2/12 Anzac Avenue, Coburg North, Victoria 3058, home duties, who died on 9 April 2008.

GALBRAITH, David Albert John, late of 2/36 Windsor Avenue, Mount Waverley, Victoria 3149, retired, who died on 3 May 2008.

HOYUNE, Walter, late of 45 Mahoneys Road, Riddells Creek, Victoria 3431, widower, who died on 19 May 2008.

LEWIS, Kathleen Rita, late of 44 Rothesay Avenue, Elwood, Victoria 3184, retired, who died on 17 May 2008.

OSBORNE, Irene Wake, late of RSL Park War Veterans' Homes, 85 Overport Road, Frankston South, Victoria 3199, pensioner, who died on 16 May 2008.

SZANTO, Tibor, late of 24 Streeton Circuit, Mill Park, Victoria 3082, pensioner, who died on 1 June 2008.

Dated 19 August 2008

MARY AMERENA
Manager
Executor and Trustee Services

Children's Services Act 1996

NOTICE OF EXEMPTION

Erratum

A clerical error has been identified in relation to the Notice of Exemption under the **Children's Services Act 1996** and published in the Victoria Government Gazette G27 on 3 July 2008 at page 1566. The reference to ABC Developmental Learning Centres – Wangaratta contained the incorrect Licence Number.

The correct Notice of Exemption is reproduced below, and takes effect 60 days from the date of this Erratum notice.

Children's Services Act 1996

NOTICE OF EXEMPTION

Under Section 6 of the **Children's Services Act 1996** ('the Act'), the Minister for Children and Early Childhood Development, hereby declares that the following services are exempt from the qualified staff members requirements as set out in regulation 24 of the Children's Services Regulations 1998:

- Cobram Preschool and Child Care, Licence Identification Number 826
- Guthrie Street Child Care Centre, Licence Identification Number 3271
- ABC Developmental Learning Centres – Wangaratta, Licence Identification Number 10490.

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

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

This exemption remains in force until 24 May 2009 unless revoked earlier.

Dated 22 June 2008

MAXINE MORAND, MP
Minister for Children and
Early Childhood Development

Children's Services Act 1996

NOTICE OF EXEMPTION

Under Section 6 of the **Children's Services Act 1996** ('the Act'), the Minister for Children and Early Childhood Development hereby declares that St Arnaud Children's Precinct, Licence Number 3125 ('the service') is exempt from the qualified staff members requirement as set out in regulation 24 of the Children's Services Regulations 1998.

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

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

This exemption remains in force until 24 May 2009.

Dated 29 July 2008

MAXINE MORAND MP
Minister for Children and
Early Childhood Development

Co-operatives Act 1996

CO-OPERATIVE ENERGY LIMITED

On application under section 601AA(2) of the **Corporations Act 2001** (the Act), by the co-operative named above, notice is hereby given under section 601AA(4) of the Act, as applied by section 316 of the **Co-operatives Act 1996**, that, at the expiration of two months from the date of this notice, the name of the co-operative listed above will, unless cause is shown to the contrary, be removed from the register of co-operatives and its registration will be dissolved.

Dated at Melbourne 28 August 2008

NEIL TAYLOR
Deputy Registrar of Co-operatives
Consumer Affairs Victoria

Education and Training Reform Act 2006NOTIFICATION SUSPENDING
REGISTRATION OF A TEACHER

Pursuant to section 2.6.46 of the **Education and Training Reform Act 2006** (the Act), the Victorian Institute of Teaching (the Institute) may find a teacher has engaged in serious misconduct, has been seriously incompetent and/or is not fit to teach and may make a determination pursuant to subsection 2.6.46(2) including suspension of the registration of a teacher.

On 21 July 2008, Sean David Grady, born 22 April 1981, was found guilty of serious misconduct.

On 21 July 2008, Sean David Grady's registration to teach was suspended, effective from 21 July 2008 until 31 December 2009.

SUSAN HALLIDAY
Chairperson
Disciplinary Proceedings Committee
Victorian Institute of Teaching

Education and Training Reform Act 2006NOTIFICATION CANCELLING
REGISTRATION OF A TEACHER

Pursuant to section 2.6.29 of the **Education and Training Reform Act 2006**, the Victorian Institute of Teaching must disqualify a registered teacher from teaching and cancel his/her registration where that person has been convicted or found guilty at anytime in Victoria or elsewhere, of a sexual offence.

On 11 August 2008, John Newton Hewitt, born 19 April 1959, was convicted of a sexual offence in Victoria under section 1.1.3 of the Act.

On 11 August 2008 John Newton Hewitt was disqualified from teaching and his registration as a teacher in Victoria cancelled.



Heritage
VICTORIA

Heritage Act 1995
CORRECTION TO
NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I advise that the notice of registration in Victoria Government Gazette 24 2008, page 1253, should be corrected to read as follows:

Former Municipal Stables
67–73 Surrey Road
South Yarra
Stonnington City

EXTENT:

1. All of the land marked L1 on Diagram 2161 held by the Executive Director, being part of the land described in Certificate of Title Volume 10998 Folio 722.

Dated 28 August 2008

RAY TONKIN
Executive Director



Heritage
VICTORIA

Heritage Act 1995
CORRECTION TO
NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I advise that the notice of registration in Victoria Government Gazette 11 2008, page 520, should be corrected to read as follows:

Keith Haring Mural
35 Johnston Street
Collingwood
Yarra City

EXTENT:

1. All of the Mural known as the Keith Haring Mural as shown M1 on Diagram 2055 held by the Executive Director.

2. All of the land shown as L1 Diagram 2055 held by the Executive Director being part of the land described in Certificates of Title Volume 0767 Folio 252 and Volume 3307 Folio 398.

Dated 28 August 2008

RAY TONKIN
Executive Director

Land Act 1958
NOTICE OF INTENTION TO
EXCHANGE LAND

I, Wayne Malone, Acting Director Public Land Use and Development, as a delegated officer of the Minister for Environment and Climate Change do hereby give notice that after the expiry of at least 14 days from the date of publication of this notice, I intend to enter into an agreement with:

- Alan James Evans and Lynette June Evans of RMB 1660, Lavers Hill, Victoria 3238, to exchange the Crown land described as Allotment 2029, Parish of Aire, as shown on Title Plan TP 870250H for part of the freehold land contained in Certificate of Title Volume 8055 Folio 142 and shown as Lot 1 on Plan of Subdivision PS 548271L. Reference: PP–LA 20/0396;
- David John Denney and Winsome Minnie Denney of 22 Queens Avenue, Colac, Victoria 3250, to exchange the Crown land described as Allotment 2028, Parish of Aire, as shown on Title Plan TP 870249R for part of the freehold land contained in Certificate of Title Volume 9297 Folio 492 and shown as Lot 1 on Plan of Subdivision PS 548265F. Reference: PP–LA 20/0395;
- Brian Denny of 3345 Great Ocean Road, Glenaire, Victoria 3238, to exchange the Crown land portions described as Allotment E2, Parish of Aire, as shown on Title Plan TP 870247V and Allotment F1, Parish of Aire as shown on Title Plan TP 870246X for the freehold land contained in Certificate of Title Volume 9491 Folio 994 and shown as Lot 1 on Plan of Subdivision PS 548268Y. Reference: PP–LA 20/0394.

Enquiries to Andrew Wyver, telephone: (03) 9296 4555.

Land Acquisition and Compensation Act 1986

FORM 7

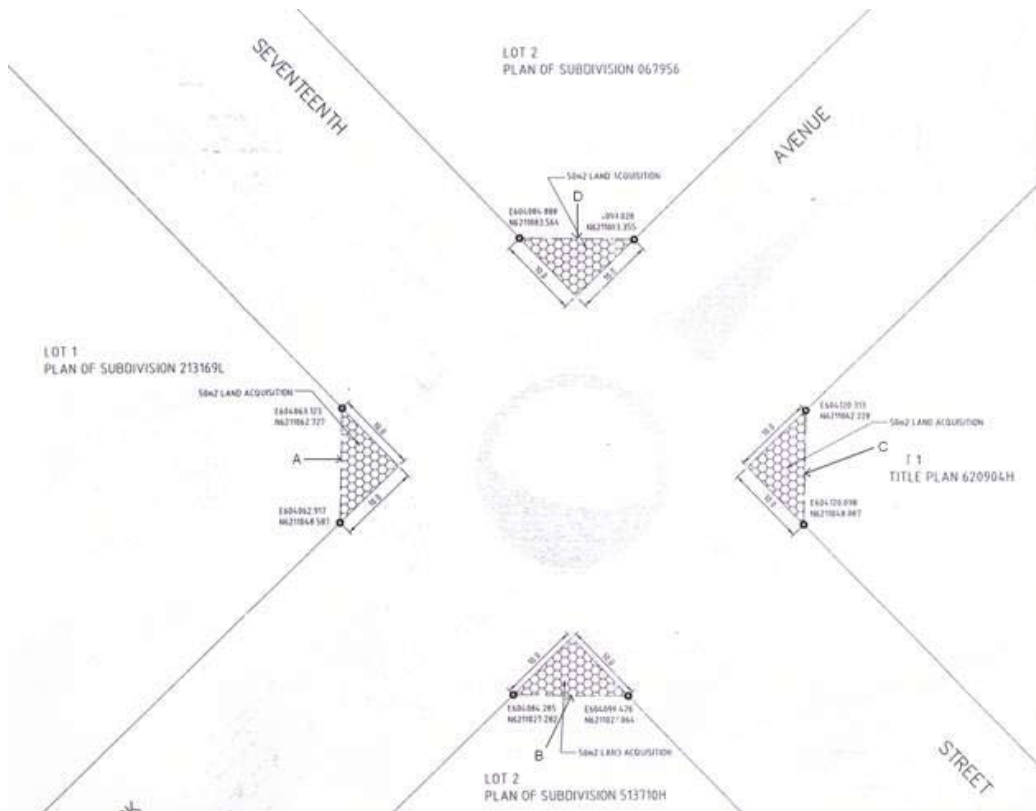
S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Mildura Rural City Council declares that by this notice it acquires the following interest in the land described as Certificate of Title Volume 10335 Folio 932 and Volume 8579 Folio 152:

All that piece of land marked 'D' on the plan contained herein being part of Volume 10335 Folio 932 and Volume 8579 Folio 152:



Published with the authority of the Mildura Rural City Council
Dated 15 November 2007

Alexander Michael Charles Lew
of 61 Deakin Avenue Mildura in the State of Victoria
An Australian Legal Practitioner (within the meaning of the
Legal Profession Act 2006) – Solicitor and Agent
For and of behalf of the Mildura Rural City Council

Livestock Disease Control Act 1994

NOTICE UNDER SECTION 94

Revocation of Declaration of Approved Agent

Notice is given that the Commissioner of State Revenue has revoked, pursuant to section 94 (2) of the **Livestock Disease Control Act 1994**, the declaration of the undermentioned persons, being a person carrying on business as a stock and station agent, an abattoir operator, a feedlot operator, a cattle scale operator, a calf dealer or any other prescribed business dealing with the buying or selling of livestock or the carcasses of livestock to be an approved agent for the purposes of this Part 6 of the **Livestock Disease Control Act 1994** and the **Duties Act 2000**, with effect from 28 April 2008.

Fanman Pty Ltd Customer No. 29538550

Dated 22 August 2008

ANTHONY GERARD BRITT
Manager Animal Standards
Department of Primary Industries

Livestock Disease Control Act 1994

NOTICE UNDER SECTION 94

Declaration of Approved Agent

Notice is given that the Commissioner of State Revenue declares, pursuant to section 94 (1) of the **Livestock Disease Control Act 1994**, that each listed person carrying on business as a stock and station agent, an abattoir operator, a feedlot operator, a cattle scale operator, a calf dealer or any other prescribed business dealing with the buying or selling of livestock or the carcasses of livestock to be an approved agent for the purposes of this Part 6 of the **Livestock Disease Control Act 1994** and the **Duties Act 2000**, with effect from 31 October 2007.

Agricultural Producers Marketing Service
Australia Pty Ltd

Customer No. 70810620

Dated 22 August 2008

ANTHONY GERARD BRITT
Manager Animal Standards
Department of Primary Industries

Penalty Interest Rates Act 1983

The penalty interest rate fixed by the Attorney-General under section 2 of the **Penalty Interest Rate Act 1983** is 11.0% per annum with effect on and from 1 September 2008. The rate was previously fixed at 12%.

ROB HULLS MP
Attorney General

Transport Act 1983

ROADS CORPORATION

Tow Truck Application

Notice is hereby given that the following application will be considered by the Roads Corporation after 7 October 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, Victoria 3101, not later than 2 October 2008.

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

Malakoo Pty Ltd. Application for variation of conditions of tow truck licence number TOW443 and TOW544 which authorises the licensed vehicles to be managed, controlled and operated from a depot situated at 340 Nicholson Street, Fitzroy, to change the depot address to 127 Stanley Street, West Melbourne.

Dated 28 August 2008

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

Electricity Industry Act 2000

TRUenergy Pty Ltd ABN 99 086 014 968

Conditions for Purchase of Small Renewable Energy Generation Electricity

Section 40G of the **Electricity Industry Act 2000** requires TRUenergy Pty Ltd, as the relevant licensee, to publish an offer comprising the prices at, and terms and conditions on, which TRUenergy Pty Ltd will purchase small renewable energy generation electricity from relevant generators.

TRUenergy Pty Ltd now publishes pursuant to section 40G of the **Electricity Industry Act 2000** its terms and conditions for the purchase of small renewable energy generation electricity from relevant generators.

These terms and conditions will become effective in accordance with section 40H of the **Electricity Industry Act 2000**.

TRUenergy Solar

1. Your electricity plan will consist of two components, a Base Agreement under which we sell you electricity and TRUenergy Solar is the 'feed in' component of your plan under which we buy electricity from you. These components will be shown separately on your bill.
2. The terms and conditions applying to this feed in arrangement are contained in this document.
3. You are not eligible to enter into this TRUenergy Solar agreement for the buy back of electricity from you if any of the following apply:
 - a. you are not a TRUenergy customer;
 - b. the meter type or applicable tariff at your supply address otherwise means you are not eligible. We may specify from time to time exclusions to TRUenergy Solar based on meter type or availability of an applicable tariff, details of which can be requested from us.
4. If we determine that you were not eligible for TRUenergy Solar we will contact you to let you know of any other options you may have.
5. If you are not an existing customer of ours, this agreement commences from the date on which your assigned meter identifier has been transferred to us.
6. If you are an existing customer of ours, this agreement commences on the date specified in the Product Schedule or, if the date is not set out, the date we transfer you to the Base Agreement.
7. Despite clauses 5 and 6, this agreement does not commence until you give your explicit informed consent.

Credit of electricity supplied

8. We agree to credit you for any electricity you supply back into the grid from your Small Renewable Energy Generation Facility at the same rates as you purchase electricity under the Base Agreement for electricity sale and supply between you and us, excluding the supply charge and GST.
9. The credits for the electricity you supply will appear on the bill that we send to you under your Base Agreement.
10. In addition to the charges set out in this agreement and the Base Agreement Product Schedule, you will need to pay any additional retail charges and distributor imposed charges. Upon your request we will inform you of the amount of any additional retail charges and distributor imposed charges prior to entering the agreement, and these will be itemised on your account. Any adjustments for undercharging or overcharging in previous billing periods will be treated in accordance with clause 6.2 of the Retail Code and will also be shown on your account.
11. The rate at which we buy your electricity does not include GST.

Connection

12. If you ask us to, we will make a request to the relevant distributor to connect your Small Renewable Energy Generation Facility to the distributor's distribution system as soon as practicable after you satisfy clause 1 of the Energy Retail Code with respect to this agreement.
13. We will make the request by the day no later than the next business day after receiving from you all documentation required under the **Electricity Safety Act 1998** and all documentation reasonably required by us or the relevant distributor.
14. You must let us know as soon as possible of any changes to your contact details.

Meter readings

15. Unless you give explicit informed consent otherwise, we will base a buy back credit on a reading of your national electricity market compliant meter that records the supply of electricity from your Small Renewable Energy Generation Facility to the distribution system, and in any event, we will use our best endeavours to ensure that the meter is read at least once in any 12 month period. We do not breach this clause if we are unable to read a meter in any relevant period as a result of you breaching clause 14 or some other event outside our control.
16. You must allow us, the Responsible Person, or our Responsible Person's representative safe, convenient and unhindered access to the address and to the meter that records the supply of electricity from you to the distribution system, for the purpose of reading the meter and for connection, disconnection, reconnection, maintenance and repair. The person who requires access must carry or wear official identification and on request will show that identification to you.
17. If we are not able to make a credit based on the reading of the meter, we will not make a credit unless the relevant distributor estimates the generation in accordance with applicable regulatory instruments.
18. If you request us to, we will review any buy back credits applied to your account (and deal with any adjustments required) on the basis specified in clause 6 of the Energy Retail Code.

Force Majeure

19. If an event occurs which is outside the reasonable control of us or you (ie force majeure), and you or we breach this agreement due to this event only, the breach will be dealt with in accordance with clause 18 of the Energy Retail Code.

Changes to this agreement

20. This agreement may only be varied by agreement in writing between you and us. Any changes to the tariffs under your Base Agreement will apply equally to the tariffs under this feed-in agreement.
21. We will give you notice of any variation to our tariffs that will affect this agreement. We will give the notice as soon as practicable and no later than the next billing and payment cycle. A notice of a variation to our tariffs under your Base Agreement is taken to be a notice under this agreement.

Termination

22. If the Base Agreement is ended by either party, this agreement automatically terminates at the same time. Otherwise, we may not terminate this agreement unless you and we enter into a new feed-in agreement or if you have transferred to another retailer in respect of your supply address.
23. If there are any credits owing to you when this agreement ends, TRUenergy will pay you the equivalent amount.

24. You may terminate this agreement without notice unless this agreement is a fixed term contract or an evergreen contract. If this agreement is a fixed term contract or an evergreen contract, we may impose the early termination charge specified in your Product Schedule if we are permitted to do so under clause 24.1(d) of the Energy Retail Code.
25. The termination does not become effective until:
 - a. if you and we enter into a new feed-in agreement, the date the new agreement commences;
 - b. if the feed-in agreement is terminated because you want to enter a feed-in agreement or electricity supply agreement with another retailer, the date when the other retailer becomes responsible under that agreement for your supply address; or
 - c. if your supply address is disconnected, the date when you no longer have a right under the Energy Retail Code to be reconnected,whichever occurs first.
26. If the TRUenergy Solar agreement or the Base Agreement is a fixed term contract:
 - a. between one and two months before the expiry date, we will notify you of the date that this agreement is due to expire, the options available to you and the tariff and terms and conditions that will apply after that date if you do not exercise any other option; and
 - b. this agreement will continue after the expiry date on the tariff and terms and conditions notified, without further need for written agreement, provided the tariff and terms and conditions have taken effect in accordance with section 40H of the **Electricity Industry Act 2000**.

Miscellaneous

27. If you would like information about our buy back tariffs, please call 133 466. If requested, we will provide you with written information within 10 business days of your request.
28. We will retain data of the feed-in payment and crediting data for at least two years.
29. We will process any request for historical data in relation to feed in arrangements in accordance with clause 27.2 of the Energy Retail Code.
30. These terms and conditions do not limit, vary or exclude the operation of any terms and conditions of the Base Agreement.
31. Any Renewable Energy Certificates that are created through the generation of electricity from your Small Renewable Energy Generation Facility will be retained by you.
32. We will handle any complaint by you in accordance with the relevant Australian Standard on Complaints Handling or the 'Benchmark for Industry Based Customer Dispute Resolution Schemes' published by the Department of Industry, Tourism and Resources (Cth). We will proceed in the manner specified in clause 28.2 of the Energy Retail Code.
33. A notice, consent, document or other communication given by us under a feed-in contract will be given in a manner specified by clause 33 of the Energy Retail Code.
34. We may only assign this agreement with your consent, unless the assignment forms part of the transfer to the same third party of all or substantially all of our retail business.

Definitions and interpretation:

'**Base Agreement**' means the agreement between you and TRUenergy for supply of electricity.

'**GST**' has the meaning given in the **A New Tax System (Goods & Services Tax) Act 1999**.

'**Product Schedule**' means the schedule accompanying the terms and conditions of your Base Agreement.

'**Renewable Energy Certificates**' has the meaning given in the **Renewable Energy (Electricity) Act 2000**.

‘**Responsible Person**’ means the person who has responsibility for meter reading for a particular connection point, being either the retailer or the relevant distributor.

‘**Small Renewable Energy Generation Facility**’ means a generation facility as defined in the **Electricity Industry Act 2000**.

‘**TRUenergy Solar**’ means TRUenergy Go Easy Solar, TRUenergy Go for More Solar or TRUenergy Regulated Tariff Solar as noted in your Product Schedule.

‘**We**’ and ‘**Our**’ means TRUenergy Pty Ltd.

‘**You**’ and ‘**Your**’ means the customer specified on your confirmation letter or on the document titled ‘Product Schedule’.

Terms defined in the Energy Retail Code have the same meaning in this agreement.

Private Agents Act 1966

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

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Maybelline B. Unu	Austral Mercantile Collections Pty Ltd	Level 13, 628 Bourke Street, Melbourne, Victoria 3000.	Commercial Sub Agents Licence
Walter Bodasso	Austral Mercantile Collections Pty Ltd	Level 13, 628 Bourke Street, Melbourne, Victoria 3000.	Commercial Sub Agents Licence
Lauoi A. Vajvaj	Australian Receivables Ltd	363 King Street, Melbourne, Victoria 3000.	Commercial Sub Agents Licence
Ashley B. Adsett	Cashflow Managers Pty Ltd	1/52 Pelham Street, Carlton, Victoria 3053.	Commercial Sub Agents Licence

Adrian H. Peeters	Australian and International Investigation Services	2/251 Williams Road, South Yarra, Victoria.	Commercial Agents Licence
Vanessa A. Laidlaw	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Victoria 3000.	Commercial Sub Agents Licence

Dated at Melbourne 5 August 2008

TREVOR RIPPER
Registrar of the
Magistrates' Court of Victoria

Road Safety Act 1986

PARTIAL EXEMPTION FROM ROAD RULES AND PROVISIONS OF THE **ROAD SAFETY ACT 1986** FOR PARTICIPANTS IN CASTERTON APEX STREET DRAGS 2008

Purpose

- 1 The purpose of this notice is to exempt participants in the Casterton Apex Street Drag Races ('The Event') from certain provisions of the **Road Safety Act 1986** and certain provisions of the Road Rules.

Authorising provision

- 2 This notice is issued and published under section 99B(4) of the **Road Safety Act 1986** on the application of the Casterton Apex Club Inc. ('The Event Organiser') which proposes to conduct the Event as a non-road activity on the Portland–Casterton Road, Casterton.

Background

- 3 The Event involves a series of drag races over an eighth mile course and other social activities in the township of Casterton during the weekend of 22 and 23 November 2008.
- 4 The Event Organiser is conducting the Event which it has held annually since 1994 under the auspices of The Australian National Drag Racing Association Inc. (ANDRA).
- 5 The Event Organiser has applied for a declaration under section 99B(4) of the Act to exempt participants in the event from certain provisions of the **Road Safety Act 1986** and certain provisions of the Road Rules. In particular, the Event Organiser has applied for exemptions from the provisions specified in this notice in relation to –
- part of the Portland–Casterton Road; and
 - the period –
specified in the notice.

Declaration of Exemptions with respect to the Events

- 6 I, Tim Pallas, Minister for Roads and Ports, on the application of the Event Organiser, by this notice declare that, subject to the limitations and conditions specified in this notice, the provisions of the **Road Safety Act 1986** specified in column one of Schedule 1 and the Road Rules (other than the provisions specified in column one of Schedule 2) do not apply to the Event to be conducted on the part of the Portland–Casterton Road specified in Schedule 3 during the period specified in Schedule 4.
- 7 The descriptions in column two of Schedules 1 and 2 of the provisions specified in column one of those Schedules are for information purposes only and do not extend or limit the extent of, or otherwise affect, an exemption under this notice.

Limitations

- 8 The exemptions declared by this notice apply only to a person who is a participant whilst that person is actually participating in the Event.

Conditions

- 9 The following conditions apply to the conduct of the Event by the Event Organiser.
- (a) The part of the highway used for the non-road activity is closed to traffic during the times when the activity is actually being carried out, which may not be the full period specified in Schedule 4.
 - (b) The Event Organiser has obtained all permits required in respect of the relevant non-road activity by the responsible road authority under section 99B(1) of the **Road Safety Act 1986**, and the Event is conducted in accordance with such permits and all other authorities.
 - (c) That all applicable provisions of relevant legislation are complied with, including (without limitation), relevant provisions of the **Road Safety Act 1986**, the **Road Management Act 2004** and the **Occupational Health and Safety Act 2004** and any regulations under those Acts including the Road Rules (other than the provisions of the **Road Safety Act 1986** and the Road Rules which do not apply by force of this notice).
 - (d) That a copy of this notice is produced on demand by the officer of the Event Organiser who is in charge of the Event to any member of the police force or to any person who is an authorised officer of VicRoads under section 71 of the **Road Management Act 2004**.
- 10 An exemption under this notice does not cease to apply only because of a failure to comply with a condition in clause 10 (other than the condition in clause 10(b)).

Schedule 1**Provisions of the Road Safety Act 1986 that do not apply to Event participants**

<i>Column 1</i> Provision	<i>Column 2</i> Subject
Section 65A(1)	Improper use of motor vehicle
Section 68(1)	Participating in speed trials
Section 68(2)	Organising or managing speed trials

Schedule 2**Provisions of the Road Rules that apply to Event participants**

<i>Column 1</i> Provision	<i>Column 2</i> Subject
Part 1	Introductory
Part 2	Interpretative provisions
Rule 78	Driver must not obstruct police and emergency vehicles
Rule 79	Driver must give way to emergency vehicles
Rule 300	Driver must not use hand-held mobile phone
Rule 304	Obeying police directions

Part 19	Exemptions
Part 20	Meaning and application of traffic control devices and traffic-related items
Part 21	General interpretive provisions
Schedules 1 to 4	Abbreviations, symbols and signs
Dictionary	Meanings of terms

Schedule 3

Highways or parts of highways to which exemptions apply

<i>Item</i>	<i>Specified highway or part of highway</i>
1.	Portland–Casterton Road from 200 metres South of the Glenelg Highway to 50 metres before the beginning of the intersection with Mackswood Lane.

Schedule 4

Period during which exemptions apply

<i>Item</i>	<i>Specified highway or part of highway</i>	<i>Specified period</i>
1.	Portland–Casterton Road from 200 metres South of the Glenelg Highway to 50 metres before the beginning of the intersection with Mackswood Lane.	7.00 am until 7.00 pm Saturday 22 November 2008
2.	Portland–Casterton Road from 200 metres South of the Glenelg Highway to 50 metres before the beginning of the intersection with Mackswood Lane.	7.00 am until 7.00 pm Sunday 23 November 2008

Dated 21 August 2008

TIM PALLAS MP
Minister for Roads and Ports

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

Notice of Approval of Amendment

Amendment C56 Part 2

The Bayside City Council has approved Amendment C56 Part 2 to the Bayside Planning Scheme.

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

The Amendment corrects a mapping description error in the Schedule HO274 to the Heritage Overlay to include 299–305 New Street, Brighton.

The Amendment was approved by Bayside City Council on 5 August 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 and free of charge, during office hours, at the offices of the Bayside City Council, 76 Royal Avenue, Sandringham.

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and
Community Development

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

Notice of Approval of Amendment

Amendment C79

The Boroondara City Council approved Amendment C79 to the Boroondara Planning Scheme on 4 August 2008.

The Amendment rezones part of the land at 124 Camberwell Road, Hawthorn East, from Public Use Zone 2 to Business 2 Zone; and rezones part of the land at 917–919 Riversdale Road, Surrey Hills, from Public Park and Recreation Zone to Business 2 Zone.

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 2 January 2008. 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 Boroondara City Council, Planning Counter, 1st Floor, 8 Inglesby Road, Camberwell, and free of charge at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and
Community Development

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

Notice of Approval of Amendment

Amendment C16 Part 2

The Minister for Planning has approved Amendment C16 Part 2 to the Corangamite Planning Scheme.

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

The Amendment revises and replaces Clause 21.04 of the scheme as it applies to Camperdown, Cobden and Terang and replaces the structure plans for all three towns. It rezones land in and around Camperdown and Cobden to allow for residential and commercial development. It also applies the Development Plan Overlay to rezoned residential land in Camperdown and Cobden, extends the Significance Landscape Overlay to land east and south of Camperdown, and applies the Restructure Overlay to land to the north of Camperdown.

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 and free of charge, during office hours, at the offices of the Corangamite Shire Council, 181 Manifold Street, Camperdown.

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and
Community Development

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

Notice of Amendment

Amendment C66

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

The Amendment corrects a number of administrative mapping errors that have been identified since the introduction of the New Format Campaspe Planning Scheme in October 1988. The Amendment rezones the affected land to provide greater clarity in respect to land use and development on the subject land parcels.

The land affected is:

Land Parcel	Current Zone and new Zone
Lot 2 on TP84135 commonly known as 15 Unitt Street, Kyabram	From Public Use Zone – Transport (PUZ4) to Residential 1 Zone (R1Z)
Lot 1 on TP84135 commonly known as 2 Drum Street, Kyabram	From Public Use Zone – Transport (PUZ4) to Residential 1 Zone (R1Z)
Part PC361461 (formerly known as lot 2 on PS404879) commonly known as Warramunda Retirement Village, between Warramunda Drive and Lake Road	From Public Use Zone – Local Government (PUZ6) to Residential 1 Zone (R1Z)
Lot 1 on TP125186 commonly known as 12 Anderson Street, Kyabram (Kyabram Caravan Park)	From Public Park and Recreation Zone (PPRZ) to Residential 1 Zone (R1Z)
Lot 1 on TP8866003 commonly known as 177–183 Annesley Street, Echuca (Rich River Auto Marine)	From Public Use Zone – Local Government (PUZ6) to Business 1 Zone (B1Z)
CP166693 commonly known as 115 Baillieu Road, Torrumberry	From Public Conservation and Resource Zone (PCRZ) to Farming Zone (FZ)
CA's 17 & 17A Parish of Turrumberry North commonly known as 1 Baillieu Road, Torrumberry	From Public Conservation and Resource Zone (PCRZ) to Rural Conservation Zone (RCZ)

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 and free of charge, during office hours, at the offices of the Campaspe Shire Council, corner Hare and Heygarth Streets, Echuca 3564.

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and Community Development

Planning and Environment Act 1987

MACEDON RANGES PLANNING SCHEME

Notice of Approval of Amendment

Amendment C65

The Minister for Planning has approved Amendment C65 to the Macedon Ranges Planning Scheme.

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

The Amendment deletes the Development Plan Overlay – Schedule 7 from land to the west and south of the Woodend Township, to correct a mapping anomaly.

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 and free of charge, during office hours, at the offices of the Macedon Ranges Shire Council, 40 Robertson Street, Gisborne.

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and
Community Development

Planning and Environment Act 1987

MANNINGHAM PLANNING SCHEME

Notice of Approval of Amendment

Amendment C79

The Minister for Planning has approved Amendment C79 to the Manningham Planning Scheme.

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

The Amendment extends the expiry date of Schedule 9 to the Design and Development Overlay – Interim Residential Areas surrounding the Pines Activity 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 and free of charge, during office hours, at the offices of the Manningham City Council, 699 Doncaster Road, Doncaster, Victoria.

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and
Community Development

Planning and Environment Act 1987

MOONEE VALLEY PLANNING SCHEME

Notice of Approval of Amendment

Amendment C50

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

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

The Amendment introduces a new local policy for residential buildings of four or more storeys at Clause 22.13. It also amends Clause 21.01, Clause 21.02, Clause 21.06, Clause 21.08, Clause 21.21 and Clause 22.06 to make reference to the new policy.

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 and free of charge, during office hours, at the offices of the Moonee Valley City Council at 9 Kellaway Avenue, Moonee Ponds.

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and
Community Development

Planning and Environment Act 1987

WHITEHORSE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C82

The Minister for Planning has approved Amendment C82 to the Whitehorse Planning Scheme.

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

The Amendment:

- applies the Vegetation Protection Overlay to 570 individual properties within the municipality by updating the Planning Scheme Maps 1VPO, 2VPO, 3VPO, 4VPO, 5VPO and 6VPO;
- inserts a new Schedule 3 to the Vegetation Protection Overlay (Clause 42.02) which establishes a permit requirement to remove, destroy or lop any vegetation included in the report 'City of Whitehorse – Statements of Tree Significance – 2006' (the 'incorporated document') on an interim basis until 31 December 2009;
- updates the local policy Tree Conservation (Clause 22.04) to include the report 'City of Whitehorse – Statements of Tree Significance – 2006' as a reference document; and
- includes the report 'City of Whitehorse – Statements of Tree Significance – 2006' as an incorporated document in the schedule to Clause 81.01.

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 and free of charge, during office hours, at the offices of the Whitehorse City Council, 379–397 Whitehorse Road, Nunawading.

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and
Community Development

Planning and Environment Act 1987

WHITTLESEA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C105

The Whittlesea City Council approved Amendment C105 to the Whittlesea Planning Scheme on 12 August 2008.

The Amendment rezones land at 153 and 155 Centenary Drive, Mill Park, from Residential 1 Zone to Business 2 Zone.

The Amendment was approved by the Whittlesea City Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 25 January 2008. 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 Whittlesea City Council, 25 Ferres Boulevard, South Morang, and free of charge at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection

GENEVIEVE OVERELL
Acting Executive Director
Planning Policy and Reform
Department of Planning and
Community Development

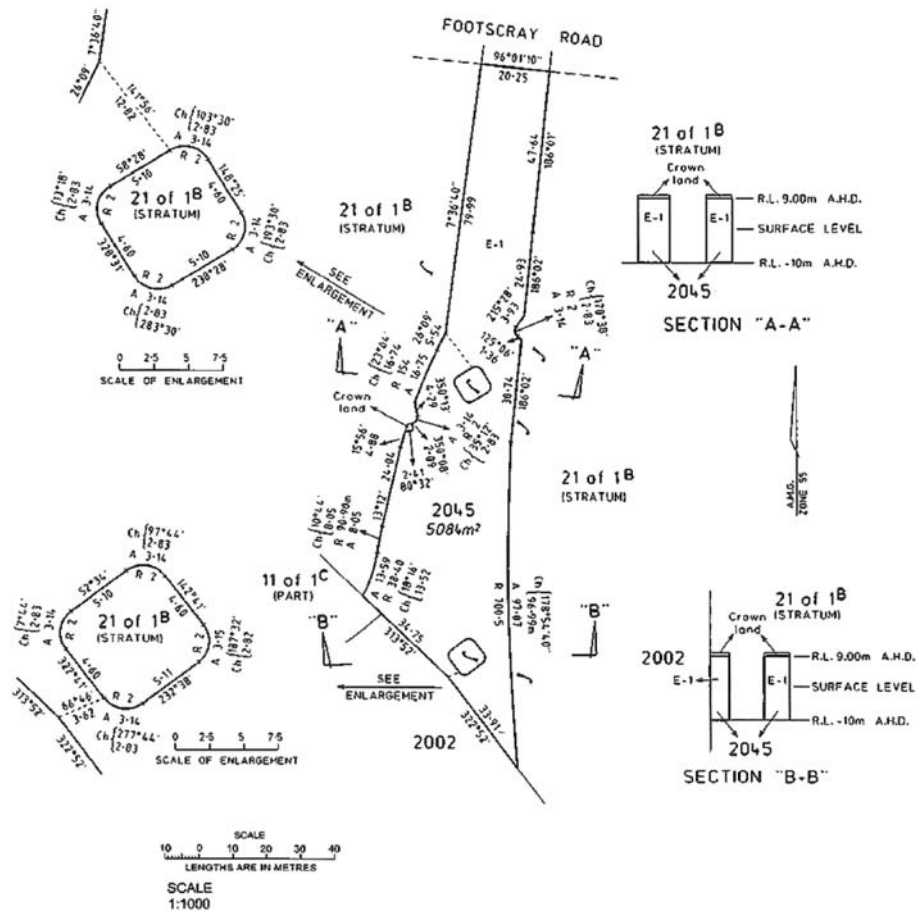
ORDERS IN COUNCIL

Project Development and Construction Management Act 1994
ORDER DIVESTING LAND FROM PORT OF MELBOURNE CORPORATION
TO THE CROWN

Order in Council

The Governor in Council under section 18(1)(b) of the **Project Development and Construction Management Act 1994** divests the Port of Melbourne Corporation of its interest in land being described as Crown allotment 2045 being all the land contained in Title Plan TP835622U.

This Order will take effect on the date it is published in the Government Gazette. Upon publication the land will be unalienated Crown land free from all limitations.



Dated 26 August 2008

Responsible Minister for the **Port Services Act 1995**
 and the **Project Development and Construction Management Act 1994**:

TIM PALLAS MP
 Minister for Roads and Ports

RYAN HEATH
 Clerk of the Executive Council

Disability Act 2006
REVOCATION OF PROCLAMATION
Order in Council

The Governor in Council, under section 86(1) of the **Disability Act 2006** ('the Act') and on the recommendation of the Minister, orders that the proclamation made by the Governor in Council and published in Government Gazette G42 on 19 October 2006 that proclaimed an area in Kew Residential Services as a residential service be revoked.

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

Dated 26 August 2008

Responsible Minister:

HON LISA NEVILLE MP

Minister for Community Services

RYAN HEATH
Clerk of the Executive Council

LATE NOTICES

CITY OF MELBOURNE

ERRATUM

Road Discontinuance

Notice is hereby given that the notice published on pages 1973–1975 inclusive in G34 of the Government Gazette dated 21 August 2008 was incorrect.

The road known as Goldsbrough Lane, Melbourne, to be discontinued is that shown ‘marked hatched, cross-hatched and with crosses’ on the plans attached to the 21 August 2008 notice.

Dated 26 August 2008

KATHY ALEXANDER
Chief Executive Officer

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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:

98. *Statutory Rule:* Drugs, Poisons and Controlled Substances (Industrial Hemp) Regulations 2008
- Authorising Act:* Drugs, Poisons and Controlled Substances Act 1981
- Date of making:* 26 August 2008
99. *Statutory Rule:* Fair Trading (Safety Standard) (Children's Portable Folding Cots) Regulations 2008
- Authorising Act:* Fair Trading Act 1999
- Date of making:* 26 August 2008

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