



# **Victoria Government Gazette**

By Authority of Victorian Government Printer

**No. G 4 Thursday 22 January 2009**

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**GENERAL**

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**Advertisers Please Note**

As from 22 January 2009

The last Special Gazette was No. 8 dated 15 January 2009.

The last Periodical Gazette was No. 2 dated 31 October 2008.

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- See our webpage [www.craftpress.com.au](http://www.craftpress.com.au)
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**Copies of recent Special Gazettes can now be viewed at the following display cabinet:**

- 1 Treasury Place, Melbourne (behind the Old Treasury Building)
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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)  
AUSTRALIA DAY WEEK 2009 (Thursday 29 January 2009)**

**Please Note:**

The Victoria Government Gazette for Australia Day week (G5/09) will be published on **Thursday 29 January 2009**.

**Copy deadlines:**

Private Advertisements **9.30 am on Friday 23 January 2009**

Government and Outer  
Budget Sector Agencies Notices **9.30 am on Tuesday 27 January 2009**

**Office Hours:** 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**

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JENNY NOAKES  
Government Gazette Officer

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**PRIVATE ADVERTISEMENTS****DISSOLUTION OF PARTNERSHIP**

This is a public notice on 4 January 2009 that the partnership between Andrea Warren and Carolyn Clow of Xspresso 2 Go Cafe was dissolved.

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**DISSOLUTION OF PARTNERSHIP**

Take notice that the partnership heretofore subsisting between Stephen (referred to as Steven) Charles Bennett of the one part and Anna Maria Donaghy (also known as Anna Maria Pendleton) of the other part as evidenced by Partnership Agreement dated June 2006 for the acquisition and carrying on of the business known as Goodyear Auto Service Centre, Geelong, 53 Mercer Street, Geelong, is dissolved as and from 18 December 2008.

Signed for and on behalf of Stephen Charles Bennett by his solicitor and agents Messrs Ingpen & Bent, solicitors, 95 Yarra Street, Geelong, Vic. 3220.

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**NOTICE TO CREDITORS**

Take notice Stephen Charles Bennett of 2 Charlemont Court, Ocean Grove, will not be responsible for any debts or liabilities incurred after 18 December 2008 by or on behalf of the partnership business to that date subsisting between the said Stephen Charles Bennett and Anna Maria Donaghy (also known as Anna Maria Pendleton) and/or the said Anna Maria Donaghy such business being known as Goodyear Auto Service Centre, Geelong, 53 Mercer Street, Geelong.

Signed for and on behalf of Stephen Charles Bennett by his solicitor and agents Messrs Ingpen & Bent, solicitors, 95 Yarra Street, Geelong, Vic. 3220.

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Re: JEAN MARJORIE JEFFERY, late of 17 Ridgeway Avenue, Kew, Victoria, artist, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 July 2008, are required by the trustee, John James Jeffery, to send particulars to him, care of the undermentioned solicitors, by

a date not later than two months from the date of publication hereof, after which date he may convey or distribute the assets, having regard only to the claims of which he has notice.

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

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NIKOLAS FOTINOS, also known as Nick Fotinos, late of 46 Monash Street, Lalor, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 July 2008, are required by the executor, Anastasios Fotinos, care of Arthur J. Dines & Co., solicitors, 2A Highlands Road, Thomastown, in the said State, to send particulars to him by 23 March 2009, after which date the executor may convey or distribute the assets, having regards only to claims to which he has notice.

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

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HALINA JASKIEWICZ, late of 13 Sheffield Court, Thomastown, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 August 2008, are required by the executrix, Kristina Jaskiewicz, care of Arthur J. Dines & Co., solicitors, 2A Highlands Road, Thomastown, in the said State, to send particulars to her by 23 March 2009, after which date the executrix may convey or distribute the assets, having regards only to claims to which she has notice.

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

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Re: PAUL AZZILLA, late of 13 Mitre Crescent, Frankston North, Victoria, retired, electroplater, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 July 2008, are required by the trustee, Michelle Josephine Dalton, care of 44 Douglas Street, Noble Park, Victoria, to send

particulars to the trustee by 14 April 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: Estate CONNIE FALZON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of CONNIE FALZON, late of Glengowrie Aged Care Facility, 54 Box Forest Road, Glenroy, Victoria, retired, who died on 8 October 2008, are to send particulars of their claims to the personal representative/s, care of the undermentioned solicitors, by 23 March 2009, after which date the personal representative/s will distribute the assets, having regard only to the claims of which they then had notice.

BRUCE M. COOK & ASSOCIATES,  
barristers and solicitors,  
Level 1, 114 William Street, Melbourne, Vic.  
3000.

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Re: Estate LUCY ANN NILAN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of LUCY ANN NILAN, late of Salford Park Community Village, 100 Harold Street, Wantirna, Victoria, retired, who died on 15 October 2008, are to send particulars of their claims to the personal representative/s, care of the undermentioned solicitors, by 23 March 2009, after which date the personal representative/s will distribute the assets, having regard only to the claims of which they then had notice.

BRUCE M. COOK & ASSOCIATES,  
barristers and solicitors,  
Level 1, 114 William Street, Melbourne, Vic.  
3000.

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Creditors, next-of-kin and others having claims in respect of the estate of ALISON MAY OLDFIELD, late of Unit 3, 15 Jacobs Street, Belmont, Victoria, home duties, deceased, who died on 15 August 2008, are required by Equity Trustees Limited, ACN 004 031 298, of Level 2, 575 Bourke Street, Melbourne, Victoria 3000, to send particulars of their claims to the said company by 22 March 2009, after which date

it will convey or distribute the assets, having regard only to the claims of which the company then has notice.

EGGLESTON WHELAN,  
solicitors and consultants,  
4 Dudley Street, West Melbourne 3003.

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JACK JONES, late of 4 Holmby Road, Cheltenham, process worker/maintenance worker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 December 2008, are required by the trustee, care of Harris & Chambers Lawyers of 338 Charman Road, Cheltenham 3192, to send particulars to them by 23 March 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

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

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Re: ROLAND NOEL McMILLAN, late of 'Manna Hill', 152 Wooralla Drive, Mount Eliza, Victoria, artist, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 February 2008, are required by the trustee, Edward Rich McMillan, known as Ted McMillan, 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.

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Creditors, next-of-kin and others having claims in respect of the estate of JOSE MANUEL SIEIRA MARTINEZ, also known as Jose Manuel Sieira and Jose Manuel Martinez Sieira, deceased, who died on 21 September 2008, are required by the executors to send particulars of their claim to the undermentioned firm by 25 March 2009, after which date the trustees will convey or distribute assets, having regard only to the claims of which the trustees then have notice.

JEEVA BALA, solicitor,  
6 Long Street, Mentone 3194.

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Creditors, next-of-kin and others having claims in respect of the estate of JOYCE NORMA BARROW, late of Salford Park Community Village, 100 Harold Street, Wantirna, Victoria, home duties, deceased, who died on 9 August 2008, are required by Peter John Walsh of Level 4, 91 William Street, Melbourne, Victoria 3000, to send particulars of their claims to the said Peter John Walsh by 23 March 2009, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

LAWSON HUGHES PETER WALSH, lawyers,  
Level 4, 91 William Street, Melbourne 3000.

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Creditors, next-of-kin and others having claims in respect of the estate of JOSEPH GABRIEL HANNIGAN, late of Unit 14, 147 Curzon Street, North Melbourne, Victoria, public servant, deceased, who died on 8 March 2008, are required by the executor, John Finn, to send particulars of their claims to the solicitors for the estate, Lawson Hughes Peter Walsh, by 23 March 2009, after which date he will convey or distribute the assets, having regard only to the claims of which the company then has notice.

LAWSON HUGHES PETER WALSH, lawyers,  
Level 4, 91 William Street, Melbourne 3000.

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Re: MARY JANE PINCH, late of 80 Melville Drive, Berwick, Victoria, but formerly of 138 David Street, Dandenong, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 September 2008, are required by the trustees, Elaine Joyce Milkins and June Deniece Hunter, care of 40–42 Scott Street, Dandenong, Victoria 3175, to send particulars to the trustees by 24 March 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MACPHERSON + KELLEY, lawyers,  
40–42 Scott Street, Dandenong 3175.

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Re: OLIVE FLORENCE WALLACE, late of 114 Dendy Street, Brighton, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 October 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 24 March 2009, 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.

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Creditors, next-of-kin and others having claims in respect of the estate of THOMAS MATTHEW HIGGINS, late of 19 Dorothy Street, North Fawkner, in the State of Victoria, pensioner, deceased, who died on 20 December 2008, are required to send particulars of such claims to the executrix, care of the undermentioned solicitors, by 24 March 2009, after which date the executrix will convey or distribute the assets, having regard only to the claims of which the executrix then has notice.

PIETRZAK SOLICITORS,  
222 La Trobe Street, Melbourne 3000.

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Re: FLORENCE LORNA McLAUGHLIN, late of Camberwell Manor, 603 Riversdale Road, Camberwell, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased who died on 9 May 2008, are required by the executor, Margaret Gordon Ross of 393 Mont Albert Road, Mont Albert, Victoria, home duties, to send particulars to her, care of the undersigned, by 22 March 2009, after which date she may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

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Re: DAWN ELAINE HEPWORTH, late of 13 Tolmie Way, Mount Martha, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 October 2008, are required by the trustee, Robin Andrew Hepworth, to send particulars of such claims to him, in care of the undermentioned solicitors, by 24 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.

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

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Re: ROY MEGSON LIPPIATT, late of 680 Nepean Highway, Mount Martha, but formerly of 2 Surrey Street, Mornington, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 October 2008, are required by the trustees, Kevin Roy Lippiatt and Arthur Robert Lippiatt, to send particulars of such claims to them, in care of the undermentioned solicitors, by 24 March 2009, 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.

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Re: MITA SIMONS.

Creditors, next-of-kin and others having claims against the estate of MITA SIMONS, late of Unit 71, 503 Orrong Road, Armadale, Victoria, company director, who died on 12 October 2007, are required to send particulars of their claims to the executors, Louise Claire Goodvach and Alan Rochman, care of the undermentioned solicitors, by 27 March 2009, after which date the executors will distribute the assets, having regard only to the claims of which they then have notice.

ROY JAFFIT, ROCHMAN & CO., lawyers,  
Suite 1, Level 1, 368 Hawthorn Road, Caulfield South 3162.

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IRENA CZARNECKI, deceased.

Creditors, next-of-kin and others having claims against the estate of IRENA CZARNECKI, late of 5 Namron Street, East Bentleigh, Victoria widow, deceased, who died on 8 November 2008, are required to send particulars of their claims to the executors, care of the undermentioned solicitor, by 25 March 2009, after which date the executors will proceed to distribute the assets, having regard only to the claims of which they shall then have had notice.

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

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ANNE LAST, deceased.

Creditors, next-of-kin and others having claims against the estate of ANNE LAST, late of 3/45 Bay Street, Brighton, Victoria, retired teacher, deceased, who died on 25 October 2008, are required to send particulars of their claims to the executor, care of the undermentioned solicitor, by 25 March 2009, after which date the executor will proceed to distribute the assets, having regard only to the claims of which he shall then have had notice.

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

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Re: FRANCES AIDA COTTER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 August 2008, are required by the trustees, Jennifer Leigh Smith and Nancy Ruth Wrigley, to send particulars to them, care of the undermentioned solicitors, by 30 March 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

WILLIS SIMMONDS LAWYERS,  
legal practitioners,  
6/1 North Concourse, Beaumaris 3193.

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Re: ETHEL GERTRUDE AMELIA TARRY, late of 52 Whitehead Grove, Rosebud West, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 November 2008, are required by the trustee, Antony Johnson, to send particulars to the trustee, care of the undermentioned solicitors, by 31 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.

WRIGHT SMITHS, solicitors,  
2 Seventh Avenue, Rosebud 3939.

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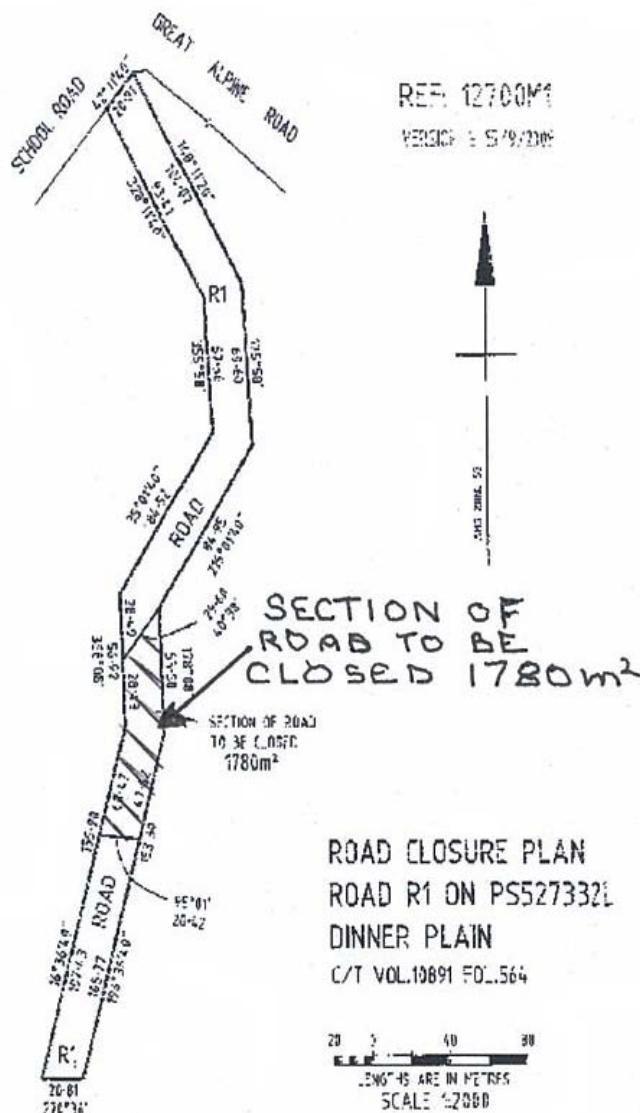
# GOVERNMENT AND OUTER BUDGET SECTOR AGENCIES NOTICES



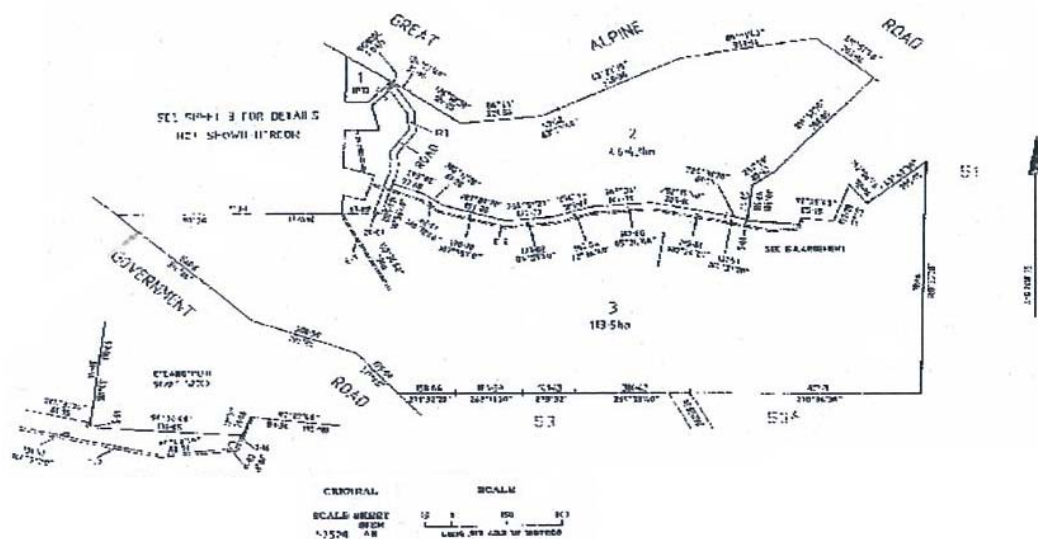
ALPINE SHIRE

## Road Closure Order

In pursuance of the powers conferred by schedule 10(3) of the **Local Government Act 1989**, the Alpine Shire Council hereby orders that as from the date of publication in the Government Gazette, the land shown as 'road to be closed' on the plan hereunder being road R1 on Plan of Subdivision 527332L, land being part of Crown Allotment 52 (Part), Parish of Theddora, shall be closed.







IAN NICHOLLS  
Chief Executive Officer

#### MAROONDAH CITY COUNCIL

##### Police Officers to Enforce Local Law Provisions re Alcohol

Notice is hereby given that Maroondah City Council in accordance with section 224A of the **Local Government Act 1989** authorises that any members of the Victoria Police may enforce the provision of Maroondah City Council's Local Law No. 6 Use of Roads and Other Council Properties, clause 18, regulating the use, possession or consumption of alcohol.

Following publication of this notice within the Government Gazette any Victoria Police Officer may enforce the provision of the Local Law as if he or she was appointed to be an authorised officer under section 224 of the **Local Government Act 1989** with respect to the provision.

#### WEST WIMMERA SHIRE COUNCIL

##### Review of Road Management Plan

In accordance with the **Road Management Act 2004**, West Wimmera Shire Council notifies that it intends to conduct a review of its Road Management Plan.

The review will be conducted on all local roads and footpaths managed by West Wimmera Shire Council.

Council will review the inspection, maintenance and repair priorities for its public road network and update the Road Management Plan to reflect current operations

The current Road Management Plan can be obtained from or will be available for examination at Council offices located at 49 Elizabeth Street, Edenhope, and 25 Baker Street, Kaniva.

Comments are welcome on the Road Management Plan. Submissions on any aspect of the Plan can be made in writing to Des White, West Wimmera Shire Council, PO Box 201, Edenhope, Victoria 3318. Submissions are to be made on or before 19 February 2009.

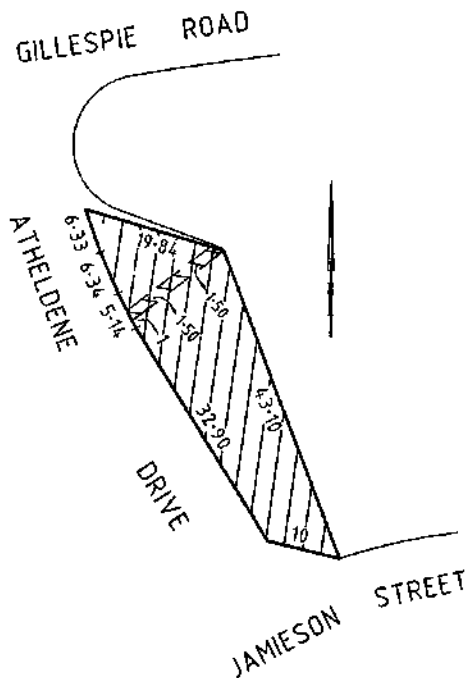
JAMES McKAY  
Chief Executive Officer

## BRIMBANK CITY COUNCIL

## Road Discontinuance

Pursuant to the provisions of section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Brimbank City Council has formed the opinion that the road reserve adjoining 67 Jamieson Street, St Albans, shown hatched and cross-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.

The section of road reserve shown cross-hatched is to be sold subject to the right, power or interest held by the Brimbank City Council in the road reserve in connection with any drains or pipes under the control of that authority in or near the road reserve.



NICHOLAS FOA  
Chief Executive Officer

**Road Management Act 2004**

## MELBOURNE CITY COUNCIL

## Review of Road Management Plan

In accordance with section 54(5) of the **Road Management Act 2004** ('the Act'), the Melbourne City Council ('Road Authority') gives notice that it intends to conduct a review of its Road Management Plan ('review').

The purpose of the review, consistent with the role, functions and responsibilities of the Road Authority under the Act, is to ensure that the standards in relation to, and the priorities to be given to, the inspection, maintenance and repair of the roads and the classes of road to which the Road Authority's road management plan applies are safe, efficient and appropriate for use by the community served by the Road Authority.

The review will apply to all of the roads and classes of roads to which the road management plan applies.

A copy of the Road Authority's current road management plan may be inspected at or obtained from the Road Authority's Municipal Offices on the 4th floor, 200 Little Collins Street, Melbourne, or accessed online by viewing the Road Authority's website [www.melbourne.vic.gov.au](http://www.melbourne.vic.gov.au) and following the links.

Pursuant to regulation 302 of the Road Management (General) Regulations 2005, any person may make a written submission on the proposed review to the Road Authority. All submissions received by the Road Authority within 28 days after the publication of this notice will be considered by the Road Authority's Manager Engineering Services.

Any person who has made a written submission to the Road Authority and has requested to be heard in support of the written submission is entitled to appear in person, or by a person acting on his or her behalf, before a meeting attended by the Manager Engineering Services, scheduled to be held at 2.00 pm on Monday 2 March 2009 in the Melbourne Town Hall, Administration Building, 90 Swanston Street, Melbourne.

Written submissions should be marked 'Review of Road Management Plan' and addressed to the Manager Governance Services, Melbourne City Council, Town Hall, 90 Swanston Street, Melbourne 3000, or PO Box 1603, Melbourne 3001.

Dated 22 January 2009

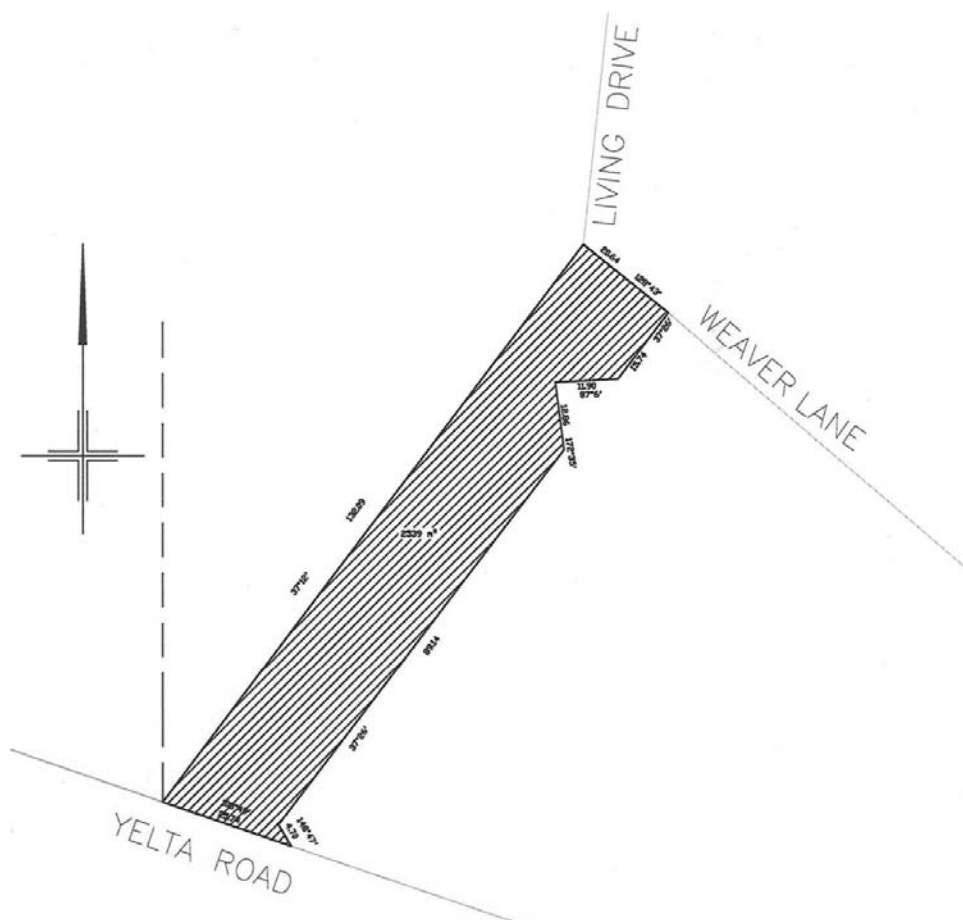
DR KATHY ALEXANDER  
Chief Executive Officer



Mildura Rural City Council

## Mildura Rural City Council Road Discontinuance

Pursuant to the provision of schedule 10, clause 3 of the **Local Government Act 1989**, Mildura Rural City Council resolved, under delegation, to discontinue the road shown hatched on the plan below.



PHIL PEARCE  
Chief Executive Officer



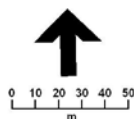
# MORNINGTON PENINSULA

*Shire Council*

## Renaming of Road

Government Road, Crib Point to 'Peta Way, Crib Point'.

That Council having undertaken the statutory process pursuant to schedule 10, clause 5 of the **Local Government Act 1989** hereby determines to rename Government Road, Crib Point, to 'Peta Way, Crib Point', as depicted on the plan below.



Reference: 0710/070

DR MICHAEL KENNEDY  
Chief Executive Officer

**Road Management Act 2004**

## Review of Road Management Plan

In accordance with section 54(5) of the **Road Management Act 2004** (Act), the Gannawarra Shire Council (Council) gives notice that it intends to conduct a review of its road management plan (review).

The purpose of the review, consistent with the role, functions and responsibilities of the Council as a road authority under the Act, is to ensure that the standards in relation to, and the priorities to be given to, the inspection, maintenance and repair of the roads and the classes of road to which the Council's road management plan applies are safe, efficient and appropriate for use by the community served by the Council.

The review will apply to all of the roads and classes of roads to which the road management plan applies.

A copy of the Council's current road management plan may be inspected at or obtained from Council's Kerang Office, Patchell Plaza, 47 Victoria Street, Kerang, Council's Cohuna Office, 23 King Edward Street, Cohuna, or accessed online by viewing the Council's website [www.gannawarra.vic.gov.au](http://www.gannawarra.vic.gov.au) and following the links.

Any person may make a written submission on the proposed review to the Council by 20 February 2009.

A person who has made a submission and request that they be heard in support of their submission is entitled to appear in person or by a person acting on their behalf before a meeting of the Council the day, time and place of which will be advised.

Any enquiries about the proposed review can be directed to Council's Manager Design and Assets, Mr Brent Heitbaum on telephone 03 5450 9333 or email [council@gannawarra.vic.gov.au](mailto:council@gannawarra.vic.gov.au)

ROSANNE KAVA  
Chief Executive Officer  
Gannawarra Shire Council  
PO Box 287  
Kerang 3579

**Road Management Act 2004**

## Review of Road Management Plan

In accordance with section 54(5) of the **Road Management Act 2004** (Act), the East Gippsland Shire Council hereby gives notice that it intends to conduct a review of its road management plan.

The purpose of the review, consistent with the role, functions and responsibilities of the Council as a road authority under the Act, is to ensure that the standards in relation to, and the priorities to be given to, the inspection, maintenance and repair of the roads and the classes of roads to which the Council's road management plan applies are safe, efficient and appropriate for use by the community served by the Council.

The review will apply to all of the roads and footpaths/walking tracks and classes of roads and footpaths/walking tracks to which the road management plan applies.

A copy of the Council's current road management plan may be inspected at or obtained from Council's business and outreach centres or accessed online by viewing the Council's website ([www.egipps.vic.gov.au](http://www.egipps.vic.gov.au)) and following the links provided under the category 'Infrastructure & Transport'.

Any person may make a written submission on the proposed review to the Council by 19 February 2009. Submissions are to be addressed to Mr Gordon Charles, Manager Assets and forwarded as per the address details shown below.

A person who has made a written submission and requested that they be heard in support of their submission is entitled to appear in person or by a person acting on their behalf before a meeting of Councillors on 17 March 2009.

Any enquiries about the proposed review can be directed to Mr Charles on telephone 5153 9500 or by email at [feedback@egipps.vic.gov.au](mailto:feedback@egipps.vic.gov.au)

STEVE KOZLOWSKI  
Chief Executive Officer

**Road Management Act 2004**

## NILLUMBIK SHIRE COUNCIL

## Review of Road Management Plan

In accordance with section 54(5) of the **Road Management Act 2004** (Act), Nillumbik Shire Council (Council) gives notice it intends to conduct a review of its Road Management Plan (review).

The purpose of the review, consistent with the role, functions and responsibilities of Council as a road authority under the Act, is to ensure that the standards in relation to, and the priorities to be given to, the inspection, maintenance and repair of the roads and the classes of road to which Council's Road Management Plan applies are safe, efficient and appropriate for use by the community served by Council.

The review will apply to all of the roads and classes of roads to which the Road Management Plan applies.

A copy of Council's current Road Management Plan may be inspected and/or a copy obtained from Council's Civic Centre at Civic Drive, Greensborough, or accessed online by viewing Council's website [www.nillumbik.vic.gov.au](http://www.nillumbik.vic.gov.au) and following the links.

Any person who wishes to comment on the proposed review to the Road Management Plan may make a submission in writing. Submissions should be sent to the Asset Coordinator, Nillumbik Shire Council, PO Box 476, Greensborough, Vic. 3088 and be received by 4.00 pm on 25 February 2009.

A person who has made a submission and requested they be heard in support of their submission is entitled to appear in person, or by a person acting on their behalf, before Council's Policy and Services Committee on a day, time and place to be advertised.

Further information about the proposed review can be obtained from Nadine Sinclair, Asset Coordinator, on 9433 3217 or via email [Nadine.Sinclair@nillumbik.vic.gov.au](mailto:Nadine.Sinclair@nillumbik.vic.gov.au)

BILL FORREST  
Chief Executive Officer

**Planning and Environment Act 1987**

## GREATER SHEPPARTON PLANNING SCHEME

## Notice of Preparation of Amendment

## Amendment C109

## Authorisation A01179

The Greater Shepparton City Council has prepared Amendment C109 to the Greater Shepparton Planning Scheme.

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

The Amendment proposes the following:

## Zone Map Changes

- Amend Planning Scheme Map 9 to rezone:
  - part of the land at 71 O'Reilly Road, Tatura, from the Public Use Zone 2 (PUZ2) to the Residential 1 Zone (R1Z);
  - part of the land at 73 O'Reilly Road, Tatura, from the Public Use Zone 2 (PUZ2) and the Public Park and Recreation Zone (PPRZ), to the Residential 1 Zone (R1Z);

- part of the land at 75B O'Reilly Road, Tatura, from the Public Park and Recreation Zone (PPRZ) to the Residential 1 Zone (R1Z);
- part of the land at 56–58 Albert Street, Tatura, from the Residential 1 Zone (R1Z) to the Public Park and Recreation Zone (PPRZ); and
- rezone land in Martin Street, Tatura, being CA4 from the Public Use Zone 2 (PUZ2) to the Public Park and Recreation Zone (PPRZ).
- Amend Planning Scheme Map 11 to rezone land at 480 and 490 Toolamba Road, Mooroopna, and 805 Ferguson Road, Mooroopna, from the Urban Flood Zone (UFZ) to the Farming Zone (FZ).
- Amend Planning Scheme Map 25 to rezone land at 445, 535 and 595 Toolamba Road, Mooroopna, and 875 Ferguson Road, Mooroopna, from the Urban Flood Zone (UFZ) to the Farming Zone (FZ).
- Amend Planning Scheme Map 21 to rezone part of the land at 9 O'Brien Street, Mooroopna, from the Business 1 Zone to the Residential 1 Zone.

#### Overlay Map Changes

- Amend Planning Scheme Map 11LSIO–FO to include land at 480 and 490 Toolamba Road, Mooroopna, and 805 Ferguson Road, Mooroopna, in the Land Subject to Inundation Overlay (LSIO).
- Amend Planning Scheme Map 25LSIO–FO to include land at 445, 535 and 595 Toolamba Road, Mooroopna, and 875 Ferguson Road, Mooroopna, in the Land Subject to Inundation Overlay (LSIO).
- Amend Planning Scheme Map 20FO–LSIO to include land at 64 Toolamba Road, Mooroopna, in a Flood Overlay.
- Amend Planning Scheme Map 17HO to correct the location of HO79 which is incorrectly shown on 16 High Street, to 10 High Street, Shepparton.

#### Ordinance Changes

- Amend the Schedule to Clause 52.01 to specify an amount of contribution for public open space for subdivisions in the Township Zone.
- Amend Schedule 5 to the Development Plan Overlay (DPO5) to require applications for a Planning Application to be accompanied by an assessment against the Design Framework Plan, Traffic Management and Impact Mitigation Plan, Landscape Plan, Environmental Management Plan, Flood Management Plan and Infrastructure Provision Plan which are required by the Development Plan.

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, Greater Shepparton City Council, 90 Welsford Street, Shepparton; during office hours at the Goulburn Valley Regional Library, Casey Street, Tatura; 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 23 February 2009. A submission must be sent to the Greater Shepparton City Council, Locked Bag 1000, Shepparton 3632.

JONATHAN GRIFFIN  
Acting Manager Planning and Development



**Planning and Environment Act 1987**

**MELTON PLANNING SCHEME**

**Notice of Preparation of Amendment**

**Amendment C80**

**Authorisation A01202**

The Melton Shire Council has prepared Amendment C80 to the Melton Planning Scheme.

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

The land affected by the Amendment is at Hume Drive, Taylors Hill, described as Lot 1 on Title Plan 599895T which contains the Sydenham Reservoir holding tank.

The Amendment proposes to rezone part of the land currently zoned Public Use Zone 1 to Residential 1 Zone.

The Amendment will also allow the consideration of a planning permit application which is lodged under the combined process in accordance with section 96A of the **Planning and Environment Act 1997**.

The planning permit application seeks approval to undertake the following:

- subdivision of the land into two lots; and
- removal of the reserve status of Reserve No. 4 on PS430264Q at the end of Hardware Lane to facilitate access to the site.

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, Melton Shire Council, Civic Centre, 232 High Street, Melton, or at the Caroline Springs Library, 193–201 Caroline Springs Boulevard, Caroline Springs; 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 23 February 2009. A submission must be sent to the Planning Services Manager, Shire of Melton, 232 High Street, Melton 3337.

NEVILLE SMITH  
Chief Executive Officer



**PUBLIC NOTICES**

**APPLICATION FOR PLANNING PERMIT**

An application for planning permit has been made which may affect you.

Details about the application: The land affected by the application is Kooralinga Drive, Wandong, Vic. 3758 (RES1 LP216408D V9939 F386).

The permit application is for: To authorise the vesting of the reserve for Municipal Carriage Drain and Sewerage on Lodged Plan Number 216408D in the Mitchell Shire Council pursuant to section 24A of the **Subdivision Act 1988**.

You may look at the application and any documents that support the application at the office of the Responsible Authority, Mitchell Shire Council, 113 High Street, Broadford. This can be done during office hours and is free of charge.

The application reference number PL6292/06.

You may object if you are affected by the granting of the permit. Any person who may be affected by the granting of the permit may object or make other submissions to the Responsible Authority.

Your objection must be sent to the Responsible Authority in writing:

- include the reasons for your objection, and
- state how the objector would be affected.

The Responsible Authority will not decide on the application before Friday 6 February 2009.

If you object, the Responsible Authority will tell you its decision. The applicant for the permit is Mitchell Shire Council.

**APPLICATION FOR PLANNING PERMIT**

An application for planning permit has been made which may affect you.



Details about the application: The land affected by the application is High Street, Seymour, Vic. 3660 (RES LP115213 V9521 F950).

The permit application is for: To authorise the vesting of the Reserve for municipal purposes on Lodged Plan Number 115213 in the Mitchell Shire Council pursuant to Section 24A of the **Subdivision Act 1988**.

You may look at the application and any documents that support the application at the office of the Responsible Authority, Mitchell Shire Council, 113 High Street, Broadford. This can be done during office hours and is free of charge.

The application reference number P304740/07.

You may object if you are affected by the granting of the permit. Any person who may be affected by the granting of the permit may object or make other submissions to the Responsible Authority.

Your objection must be sent to the Responsible Authority in writing:

- include the reasons for your objection, and
- state how the objector would be affected.

The Responsible Authority will not decide on the application before Friday 6 February 2009.

If you object, the Responsible Authority will tell you its decision. The applicant for the permit is Mitchell Shire Council.

BILL BRAITHWAITE  
Chief Executive Officer

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

#### **MORNINGTON PENINSULA PLANNING SCHEME**

##### **Amendment C86**

Authorisation No. AO1133

Planning Permit Application CP05/003

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**

The land affected by the Amendment and permit application is:

- part of 1119 Frankston–Flinders Road, Somerville (CP167050E, Vol. 9814, Fol. 918); and

- a triangular-shaped piece of land (1222 sqm) in the westernmost part of the lot contained in Certificate of Title Volume 09448, Folio 473 being described as Lot 1 on TP143907K, known as part 37 Eramosa Road East, Somerville. This land comprises surplus Somerville Primary School land on the boundary of the rear oval.

The Amendment proposes to rezone part of the surplus Somerville Primary School land at 37 Eramosa Road East, Somerville, and part of the land at 1119 Frankston–Flinders Road, Somerville, from a Public Use Zone 2 (PUZ2) to a Residential 1 Zone (R1Z), and to apply a Vegetation Protection Overlay Schedule 1 (VPO1) over part of the land at 37 Eramosa Road East, Somerville.

The permit application proposes to consolidate the surplus school land with the adjacent Residential 1 zoned land at 1119 Frankston–Flinders Road, Somerville, via a boundary realignment, and to relocate a drainage easement.

The person who requested the Amendment is Beveridge Williams & Co. Pty Ltd on behalf of the Department of Education and Training and Mr Gerry Phillips. The applicant for the permit is Beveridge Williams & Co. Pty Ltd on behalf of the Department of Education and Training and Mr Gerry Phillips.

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 office of the planning authority, at the offices of the Mornington Peninsula Shire Council: 2 Queen Street, Mornington; 21 Marine Parade, Hastings, or 90 Besgrove Street, Rosebud; at the Mornington Peninsula Shire Council website, [www.mornpen.vic.gov.au](http://www.mornpen.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 or by the granting of the permit may make a submission to the planning authority. The closing date for submissions is 23 February 2009. A submission must be sent to the Manager Strategic Planning, Mornington Peninsula Shire Council, Private Bag 1000, Rosebud 3939.

ALLAN COWLEY  
Manager – Strategic Planning  
Mornington Peninsula Shire Council

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**Planning and Environment Act 1987****MORNINGTON PENINSULA  
PLANNING SCHEME**

## Notice of Preparation of Amendment

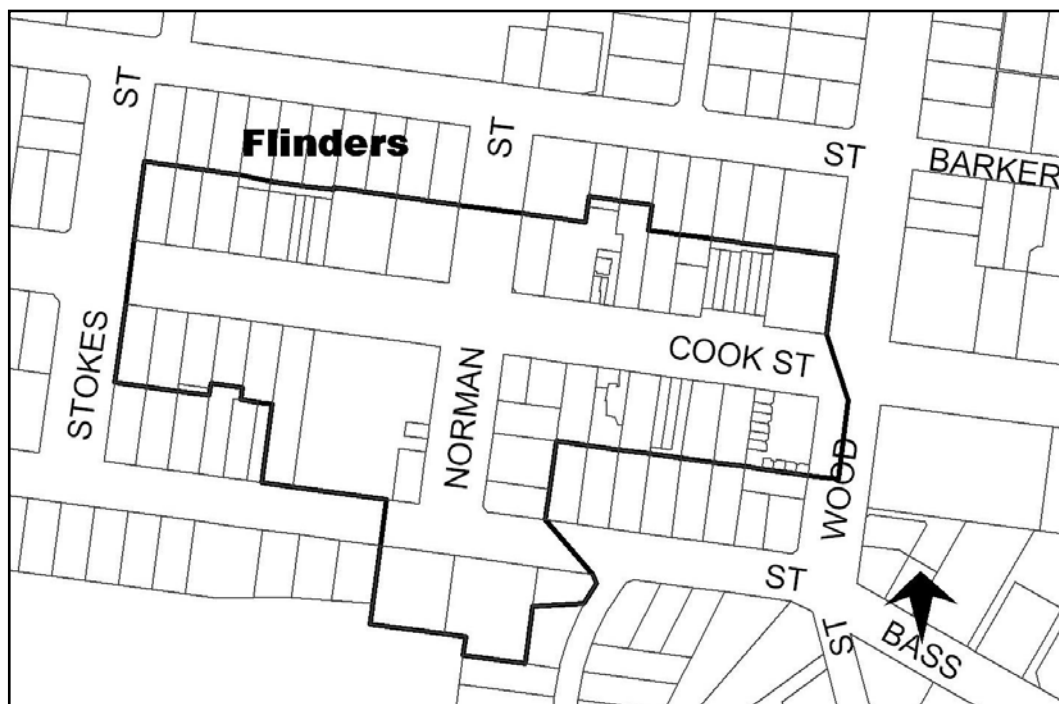
## Amendment C101

## Authorisation AO909

The Mornington Peninsula Shire Council has prepared Amendment C101 to the Mornington Peninsula Planning Scheme.

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

The land affected by the Amendment is in Flinders in the vicinity of Norman and Cook Streets but also adjoining other streets all as outlined on the map below:



The Amendment proposes to:

- introduce a permanent Design and Development Overlay Schedule DDO14 – Flinders Village Centre and to apply it to part of the subject land;
- include the Flinders Village Centre Design Guidelines for New Development (Draft, 2008) as a reference document; and
- introduce a new Heritage Overlay listing over part of the subject land (HO333).

The Amendment replaces substantially the same provisions that were applied on an interim basis by Amendment C102.

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 offices of the planning authority, Mornington Peninsula Shire Council: Hastings Office – 21 Marine Parade, Hastings; Mornington Office – 2 Queen Street, Mornington; Rosebud Office

– 90 Besgrove Street, Rosebud; 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 23 February 2009. A submission must be sent to the Manager Strategic Planning, Mornington Peninsula Shire, Private Bag 1000, Rosebud 3939.

ALLAN COWLEY  
Manager Strategic Planning

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**Planning and Environment Act 1987**  
**MORNINGTON PENINSULA PLANNING SCHEME**  
Notice of Preparation of Amendment  
Amendment C103  
Authorisation AO918

The Mornington Peninsula Shire Council has prepared Amendment C103 to the Mornington Peninsula Planning Scheme.

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

The land affected by the Amendment is in the village of Shoreham, as shown on the map forming part of this Amendment.

The Amendment proposes to:

- introduce a permanent new Schedule 15 to Clause 43.02, the Design and Development Overlay; being DDO15 Shoreham Village Centre;
- modify Planning Scheme Map Nos. 38DDO and 44DDO to indicate the area affected by the new DDO15; and
- include the Shoreham Design Guidelines (Dec 2007) as a reference document under Clause 21.12.

The Amendment replaces the provisions that were applied on an interim basis by Planning Scheme Amendment C104.

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 offices of the planning authority, Mornington Peninsula Shire Council: Hastings Office – 21 Marine Parade, Hastings; Mornington Office – 2 Queen Street, Mornington; Rosebud Office – 90 Besgrove Street, Rosebud; and at the Department of Planning and Community Development web site [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 23 February 2009. A submission must be sent to the Manager Strategic Planning, Mornington Peninsula Shire, Private Bag 1000, Rosebud 3939.

ALLAN COWLEY  
Manager Strategic Planning

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**Planning and Environment Act 1987**  
**SOUTH GIPPSLAND PLANNING SCHEME**

Notice of Preparation of Amendment

Amendment C47

Authorisation A01231

The South Gippsland Shire Council has prepared Amendment C47 to the South Gippsland Planning Scheme.

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

The land affected by the Amendment and the purpose of the Amendment is detailed in the below table.

Item No.	Location / Feature	Title Details	Proposed change	Comment
1	Three railway bridges south of Koonwarra	NA	Remove extraneous land from the existing extent of Heritage Overlay HO51	Retain the HO51 on the three railway bridges but remove the HO51 from the land affected by the Public Acquisition Overlay No. 8, which is required for the realignment of the South Gippsland Highway.
2	First World War Soldiers Memorial. Coleman Park, Queen Street, Korumburra	CA63 and 66 Section 2 Parish of Korumburra	Remove HO62 from CA63 and apply HO62 to CA66 in a reduced extent	Relocates the HO62 onto the correct (adjoining) lot and reduces the extent of the HO to the subject feature and area between the feature and the road frontage.
3	Shearing Shed 'Wongalee' 35 Bakers Road, Wonga	Lot 3 LP203988	Relocate HO12 (Wongalee Shearing Shed) to the south by 120m	Relocate HO12 (over the current position in a field) and apply to only the heritage feature and immediate surrounds.
4	Alignment of the former Strzelecki Railway line.	Numerous	Rezone from Public Use Zone 4 (Transport) to Farming Zone	Apply the Farming Zoning to the private land along the alignment of the abandoned railway.
5	6 Bass Valley Road, Bena	Lot 1 LP83315	Rezone from Public Use Zone 4 (Transport) to Township Zone	Apply the underlying zoning (Township Zone) to the private land used as a dwelling.
6	Crown land forest, Hoods Hill Road, Mirboo North	CA148C and J Parish of Mirboo	Rezone from Farming Zone to Public Conservation and Resource Zone	Rezone to most appropriate public land zoning in recognition of the land being Crown Land.
7	Crown land adjoining former Darlimurla railway reserve, Darlimurla	CA126F Parish of Mirboo	Rezone from Farming Zone to Public Conservation and Resource Zone	Rezone to most appropriate public land zoning in recognition of the land being Crown Land.

Item No.	Location / Feature	Title Details	Proposed change	Comment
8	39 Cruickshank Road, Jumbunna	Lot 1 TP20904	Rezone from Farming Zone to Township Zone	The land is in split zoning and contains a dwelling situated across the zone boundary. Application of Township Zone across the entire lot is required to address the anomaly.
9	Stewarts Road, Kardella	NA	Delete Road Closure Overlay (RXO) from the road	The northern two thirds of Stewarts Road is already open to traffic and the southern third has not been officially gazetted as closed. Accordingly, application of the RXO is inappropriate to the entire length of the road.
10	Multiple lots between Bazley Street and Johnson Street, Leongatha	1 and 3 Haw Street (Lots 1 and 2 PS330324) 27 and 29 Johnson Street (Lots 1 and 2 LP218466) 47–53 Johnson Street (Lot 4 LP514474) 12 and 14 Bazley Street (Lots 2 and 3 PS514474)	Rezone 7 lots from Farming Zone to Residential 1 and rezone Council parkland from Residential 1 Zone to Public Park and Recreation Zone	7 residential lots (5 with dwellings) within the Farming Zone to be rezoned Residential 1 to recognise existing uses and / or to remove split zoning from lots. The Residential 1 Zone to be removed from Council Parkland and included in the Public Park and Recreation Zone.
11	26 Leongatha Road, Korumburra – adjoining northern boundary of 'Korumburra Garden Supplies'	CA28 and 29 Sec D Parish of Korumburra Township	Rezone part lot from Residential 1 Zone to Mixed Use Zone.	Removes split zoning from the land and includes all of the land in the Mixed Use Zone.
12	Part of 10 Patrick Street, Korumburra	CA3A Sec S Parish of Korumburra Township	Rezone from Public Park and Recreation Zone to Farming Zone	Applies the most appropriate zone to private land used for grazing.
13	4225 and 4235 South Gippsland Highway, Foster	CA8B Sec B Parish of Wonga Wonga and Lot 1 LP600868	Rezone from Public Conservation and Resource Zone to Farming Zone	Applies the most appropriate private land zoning to freehold lots containing dwellings.
14	Wooreen Mirboo North Road, Hallston	Lot 1 TP434607B Parish of Koorooman	Rezone from Public Park and Recreation Zone to Farming Zone	Applies the most appropriate private land zoning to freehold lot in private ownership.
15	26 Williams Street, Kongwak	Lot 1 TP108996	Rezone from Public Conservation and Resource Zone to Township Zone	Applies the most appropriate private land zoning to freehold lot in private ownership.

Item No.	Location / Feature	Title Details	Proposed change	Comment
16	Various Road Zone Category 1 roads and adjoining private land.	Roads untitled. Numerous private lots adjoining the roads	Apply the Road Zone Cat. 1 to the existing road reserve and remove the Road Zone from private land and apply the Farming Zone	Correct various road zoning anomalies resulting from historic realignments of roads. Note: See Exhibited amendment maps for precise land details.
17	All land affected by the Airport Environs Overlay, Port Welshpool.	All lots affected by the overlay	Remove the entire Airport Environs Overlay from the land	The airport is abandoned and the overlay is no longer required.
18	Native Vegetation Reserve, Davis Road, Foster	CA16 Sec 19 Parish of Foster Township	Rezone from Residential 1 Zone to Public Park and Recreation Zone	Apply most appropriate public land zoning to Crown Land reserve.
19	96 and 98 Parr Street, Leongatha	Lots 1 & 2 PS414197	Rezone from Farming Zone to Residential 1 Zone	Apply most appropriate private land zoning to freehold lots both of which contain private dwellings.
20	Public Acquisition Overlay between Devlin and Landy Road, Foster	Numerous	Delete the entire length of the Public Acquisition Overlay – both sides	Council has no intention to purchase any of the identified land for the purpose of road widening and hence the overlay is redundant and to be removed.
21	Stony Creek Road, Stony Creek	NA	Rezone from a Road Zone Category 1 to a Farming Zone	Rezone the land in recognition that the subject road is a Council road and not the responsibility of VicRoads.

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, South Gippsland Shire Council, Smith Street, Leongatha; 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 23 February 2009. A submission must be sent to the Manager, Planning and Building, South Gippsland Shire Council, Private Bag 4, Leongatha 3953.

CHRIS WIGHTMAN  
Manager Planning and Building  
South Gippsland Shire Council

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 26 March 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.

BERTRAM, William, late of 5 Ganton Court, Mount Waverley, Victoria 3149, retired, who died on 8 October 2008.

BRAITHWAITE, Maria, late of Trevi Court Aged Care, 95 Bulla Road, Essendon, Victoria 3040, pensioner, who died on 12 October 2008.

BUTLER, Roma Claire, late of Regis Shelton Manor Aged Care Residence, 93 Ashleigh Avenue, Frankston, Victoria 3199, home duties, who died on 12 October 2008.

COLIC, Luka, late of Montgomery Nursing Home, 260 Kooyong Road, Caulfield, Victoria 3162, who died on 2 October 2008.

DOODY, Maxwell William, late of Unit 2, 29 Wedge Street, Dandenong, Victoria 3175, pensioner, who died on 12 November 2008.

ELGAR, Margaret Teresa, late of Hansworth Residential Services, 181 Hansworth Street, Mulgrave, Victoria 3170, home duties, who died on 13 November 2008.

KONDRATOWICZ, Lucia, late of Martin Luther Homes, 67 Mount View Road, The Basin, Victoria 3154, pensioner, who died on 19 October 2008.

KOTZ, Yvonne Dawn, late of Unit 2, 59 Milan Street, Mentone, Victoria 3194, retired, who died on 10 November 2008.

MORGAN, Ian Joseph, late of 9 Simpson Street, Noble Park, Victoria 3174, retired, who died on 19 October 2008.

PARKER, Lilian Lynette, late of Somercare Nursing Home, 22 Graf Road, Somerville, Victoria 3912, home duties, who died on 1 October 2008.

STACHOWIAK, Veronika, late of Victoria Manor, 51 Mladen Court, Coolaroo, Victoria 3048, home duties, who died on 13 October 2008.

TANGER, Frederick Otto Karl, late of Amity at Greensborough, 264 Diamond Creek Road, Greensborough, Victoria 3088, retired, who died on 13 November 2008.

TURNER, Sidney Richardson, late of Cumberland Manor, corner Cumberland and Wiltshire Streets, Sunshine North, Victoria 3020, pensioner, who died on 5 October 2008.

Dated 15 January 2009

ROD SKILBECK  
Manager  
Executor and Trustee Services

### EXEMPTION

Application No. A4/2009

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Mind Australia. The application for exemption is to enable the applicant to advertise and employ a female only as a full time worker in the Narana Service one of Minds' 24 hour Youth Residential psycho-social Rehabilitation Service for people with psychiatric disability, based in Wantirna South (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:

- Women with mental illness experience acute loneliness, depression, isolation and disempowerment. It is also increasingly recognised that women are typically under represented in mental health services highlighting the need for services that can respond to the needs of women appropriately.
- Many women who access Narana Services identify past and current experiences of physical, emotional and sexual abuse. In the interest of meeting the needs of these women it's essential that the service can offer a safe and supportive environment. Fundamental to this is being able to provide women with someone to work with them that they can relate to, and to facilitate education and discussion about women's issues.

- The female worker will be working with the female clients in a one on one residential sitting. The previous employee undertaking this role was a female and her departure has left the service unable sufficiently and effectively to respond to the needs of the female clients.

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 January 2012.

Dated 8 January 2009

HER HONOUR JUDGE HARBISON  
Vice President

#### EXEMPTION

Application No. A6/2009

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Southern Metropolitan Region – Department of Human Services. The application for exemption is to enable the applicant to advertise and employ a program and service adviser for the Indigenous Communities where that person will be responsible to improve access to services for Indigenous people (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:

- The Department of Human Services – Southern Metropolitan Region is seeking to employ an adviser who will contribute to the development of partnerships with Indigenous Communities.
- Furthermore, the role seeks to improve access to services for Indigenous people.

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 January 2012.

Dated 13 January 2009

HER HONOUR JUDGE HARBISON  
Vice President

#### 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 Balmoral Child Care, Licence ID 11239 ('the service'), is exempt from the qualified staff members requirements 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.
3. The nominated staff member is undertaking a course to attain a post-secondary early childhood qualification recognised under regulation 25.

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

Dated 30 December 2008

MAXINE MORAND MP  
Minister for Children and  
Early Childhood Development

#### Co-operatives Act 1996

MURRAY MALLEE & DISTRICT  
ABORIGINAL CO-OPERATIVE LTD

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 22 January 2009

CLAIRE NOONE  
Director  
Consumer Affairs

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### **Education and Training Reform Act 2006**

#### **NOTIFICATION CANCELLING THE 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 cancel the registration of a teacher.

On 11 December 2008, Linda Frances Van Den Brink, born 16 June 1954, was found not fit to teach.

On 11 December 2008, Linda Frances Van Den Brink's registration to teach was cancelled.

SUSAN HALLIDAY  
Chairperson  
Disciplinary Proceedings Committee  
Victorian Institute of Teaching

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### **Land Act 1958**

#### **NOTICE THAT LEASE HAS EXPIRED**

Notice is hereby given pursuant to section 195 of the **Land Act 1958** concerning the land situate at and known as Site 38 in the Baw Baw Alpine Reserve, Parish of Telbit West, County of Tanjil, containing by admeasurement 1150 square metres more or less (the land).

By lease dated 10 July 1984 the Governor of the State of Victoria by and with the authority of the Executive Council in the name of Her Majesty Queen Elizabeth II leased the said land to Baw Bells Ltd (ACN 006 185 164) (now Baw Bells Pty Ltd) for a term of 21 years commencing 1 November 1983 and expiring on 31 October 2004.

The Term having expired and Baw Bells Pty Ltd having remained in possession of the said land, without objection from the Lessor,

by Notice to Quit dated 4 April 2008 the former leasehold interest held by Baw Bells Pty Ltd was terminated as and from 31 October 2008.

LEONA TURRA  
Chief Executive Officer  
Mount Baw Baw Alpine  
Resort Management Board  
Board of Management

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### **Land Acquisition and Compensation Act 1986**

FORM 7 S. 21  
Reg. 16

#### **Notice of Acquisition**

##### **Compulsory Acquisition of Interest in Land**

The Director of Public Transport of the Department of Transport declares that by this notice it acquires an interest in fee simple in the whole of the land contained in Certificate of Title Volume 9053 Folio 005 and described as 323 McDonalds Road, Epping.

**Interest acquired:** that of Mauro Montalto and Carmela Montalto and all and any other interests.

Published with the authority of the Director of Public Transport of the Department of Transport, Level 16, 121 Exhibition Street, Melbourne, Victoria 3000.

Dated 22 January 2009

For and on behalf of  
Director of Public Transport  
TIM CULLINAN  
Director  
Property and Commercial Development

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### **Land Acquisition and Compensation Act 1986**

FORM 7 S. 21  
Reg. 16

#### **Notice of Acquisition**

##### **Compulsory Acquisition of Interest in Land**

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lots 1, 2 and 3 on Title Plan 006695Q, Parish of Conewarre, comprising 6538.0 square metres and being land described in Certificate of Title Volume 10297 Folio 926, Certificate of Title Volume 10297 Folio 927, Certificate of Title Volume 10297 Folio 928, shown as Parcels 1, 3, 5 and 6 on Survey Plan 21715A.

**Interest Acquired:** That of Colin Neil Hutchinson and all other interests.

Published with the authority of VicRoads.

Dated 22 January 2009

For and on behalf of VicRoads  
BERNARD TOULET  
Director  
Property Services

**Land Acquisition and Compensation Act 1986**

FORM 7 S. 21  
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of the land in Title Plan 004538T (part of Crown Allotment A, Section 19), Parish of Conewarre, comprising 2511.0 square metres and being land described in Certificate of Title Volume 10246 Folio 726, shown as Parcels 2 and 7 on Survey Plan 21715A.

**Interest Acquired:** That of Peter Newington and Barbara Eileen Epstein and all other interests.

Published with the authority of VicRoads.

Dated 22 January 2009

For and on behalf of VicRoads  
BERNARD TOULET  
Director  
Property Services

**Plant Health and Plant Products Act 1995**

REVOCATION OF ORDER PROHIBITING  
OR RESTRICTING THE IMPORTATION  
OR ENTRY OF CITRUS CANKER  
HOST MATERIAL INTO VICTORIA

I, Patrick Sharkey, as delegate of the Minister of Agriculture, hereby revoke the Order made under section 24 of the Act on 30 April 2008 and published in Government Gazette G19 (page 984) on 8 May 2008 prohibiting or restricting the importation or entry of citrus canker host material into Victoria.

Dated 19 January 2009

PATRICK SHARKEY  
Manager Plant Standards

**Sports Event Ticketing  
(Fair Access) Act 2002**

DECLARATION OF AN EVENT

In pursuance of the powers conferred by Part 2 of the **Sports Event Ticketing (Fair Access) Act 2002**, I, Justin Madden, Acting Minister for Sport, Recreation and Youth Affairs, following James Merlino, Minister for Sport, Recreation and Youth Affairs having given notice of his intent to declare the event, hereby declare the 2009 Australian Football League Grand Final as a declared event. This declaration only applies for the holding of the event in 2009.

Dated 13 January 2009

JUSTIN MADDEN MLC  
Acting Minister for Sport, Recreation  
and Youth Affairs

**State Superannuation Act 1988**

DECLARATION OF OFFICERS

I, Tim Holding MP, in my capacity as Minister for Finance, WorkCover and the Transport Accident Commission for the State of Victoria, under paragraph (c) of the definition of 'officer' in section 3 of the **State Superannuation Act 1988**, by this instrument declare:

- LaTrobe University to be a body to which sub-paragraph (iii) of paragraph (c) applies; and
- that employees who were officers within the definition of 'officer' in section 3 of the **State Superannuation Act 1988** immediately before commencing employment with LaTrobe University and who are employed within the Bioscience Research Centre, are a class of person to whom the **State Superannuation Act 1988** applies for such period as they remain employed at the Bioscience Research Centre.

Dated 8 January 2009

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

**Subordinate Legislation Act 1994**

NOTICE OF PREPARATION OF  
REGULATORY IMPACT STATEMENT (RIS)

Corrections Regulations 2009

Notice is given that, in accordance with section 11 of the **Subordinate Legislation Act 1994**, a Regulatory Impact Statement has been prepared in relation to the Corrections Regulations 2009.

The proposed regulations are to be made under the **Corrections Act 1986** ('the Act'). The primary objective of the proposed Regulations is to replace the Corrections Regulations 1998. The other objectives of the proposed Regulations are to provide clarity and greater transparency to improve utility with respect to aspects of correctional services, to ensure compliance with the **Charter of Human Rights and Responsibilities Act 2006** (the Charter) and to reflect changes in operational practice across the correctional system.

The RIS assesses the costs and benefits of the proposed Regulations and viable alternatives of particular aspects of the delivery of correctional services and concludes that the proposed Regulations are the most appropriate means of achieving the objectives.

Copies of the RIS and the proposed Regulations may be obtained from Corrections Victoria by contacting Jeremy Wolter on 8684 6615 or via the internet at [www.justice.vic.gov.au](http://www.justice.vic.gov.au)

Public comments are invited on the RIS and the accompanying regulations. All comments must be in writing and should be sent to Jeremy Wolter, Senior Policy Officer, Corrections Victoria, Level 22, 121 Exhibition Street, Melbourne, Vic. 3000 or emailed to [correg09.submissions@justice.vic.gov.au](mailto:correg09.submissions@justice.vic.gov.au) no later than 20 February 2009.

Dated 22 January 2009

BOB CAMERON MP  
Minister for Corrections

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### **Transport Act 1983**

#### **ROADS CORPORATION**

##### **Tow Truck Application**

Notice is hereby given that the following application will be considered by the Licensing Authority after 24 February 2009.

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 19 February 2009.

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

The Vais Family Investment Co. Pty Ltd. Application for variation of conditions of tow truck licence numbers TOW156, TOW157, TOW172 and TOW193, which authorises the licensed vehicles to be managed, controlled and operated from a depot situated at 393–395 Princes Highway, Officer 3809, to change the depot address to 407 Princes Highway, Officer 3809.

Dated 22 January 2009

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

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### **Transport Act 1983**

#### **ROADS CORPORATION**

##### **Tow Truck Application**

Notice is hereby given that the following application will be considered by the Licensing Authority after 24 February 2009.

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 19 February 2009.

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

Terasof Pty Ltd. Application for variation of conditions of tow truck licence numbers TOW109, TOW450 and TOW916, which authorises the licensed vehicles to be managed, controlled and operated from a depot situated at 12–14 Enterprise Drive, Berwick 3896, to change the depot address to 407 Princes Highway, Officer 3809.

Dated 22 January 2009

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

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**Crown Land (Reserves) Act 1978****CROWN LAND RESERVES****(MOLESWORTH RECREATION RESERVE) REGULATIONS 2008**

I, Mervyn John McAliece, Acting Statewide Program Leader, Public Land Services, as delegate of the Minister for Environment and Climate Change, make the following Regulations:

**PART 1 – PRELIMINARY****1. Title**

These Regulations may be cited as the Crown Land Reserves (Molesworth Recreation Reserve) Regulations 2008.

**2. Objective**

The objective of these Regulations is to provide for the care, protection and management of Molesworth Recreation Reserve plus additional Crown land in the Township of Molesworth shown coloured blue on Plan No. 'M'/6.10.99 attached to Department of Sustainability and Environment correspondence file Rs1701 being part of the permanent Reserve to the Goulburn River.

**3. Authorising provision**

These Regulations are made under section 13 of the **Crown Land (Reserves) Act 1978**.

**4. Commencement**

These Regulations come into operation on the day that they are published in the Government Gazette.

**5. Revocations**

All previous regulations made under **Crown Land (Reserves) Act 1978** or the **Land Act 1958** insofar as they apply to the Reserve.

**6. Definitions**

In these Regulations –

**'Act'** means the **Crown Land (Reserves) Act 1978**;

**'authorised officer'** means an authorised officer appointed under section 83 of the **Conservation, Forests and Land Act 1987** for the purposes of the **Land Act 1958**;

**'bicycle path'** has the same meaning as in the Road Safety (Traffic) Regulations 1988;

**'camp'** means –

- (a) to erect, occupy or use a tent or any similar form of accommodation; or
- (b) to erect, park, occupy or use a caravan, camper van or other movable form of accommodation or temporary structure;

**'Committee'** means the Committee of Management appointed to manage the Reserve under section 14 of the Act;

**'damage'** means to alter, to cut, to destroy or to deface;

**'firearm'** has the same meaning as in the **Firearms Act 1996**;

**'fireplace'** means –

- (a) a facility constructed of stone, metal, concrete or other non-flammable material provided by the Committee in the Reserve for the purposes of lighting and maintaining fires; or
- (b) a portable appliance constructed of metal or other non-flammable material;

**'footway'** has the same meaning as in the Road Safety (Traffic) Regulations 1988;

**'life-saving aid'** includes any life-saving equipment, warning sign, barrier, fire extinguisher, hose or similar equipment;

**‘Reserve’** means the Molesworth Recreation Reserve plus additional Crown land in the Township of Molesworth shown coloured blue on Plan No. ‘M’/6.10.99 attached to Department of Sustainability and Environment correspondence file Rs1701 being part of the permanent Reserve to the Goulburn River;

**‘Secretary’** means the Secretary to the Department of Sustainability and Environment;

**‘segregated footway’** has the same meaning as in the Road Safety (Traffic) Regulations 1988;

**‘shared footway’** has the same meaning as in the Road Safety (Traffic) Regulations 1988;

**‘take’** means –

- (a) in relation to flora, to kill, injure or disturb any live flora, or to remove or collect the whole or parts thereof whether dead or alive; and
- (b) in relation to fauna, to kill, injure or disturb any animal or remove any dead animal;

**‘vehicle’** has the same meaning as in the **Road Safety Act 1986**.

## 7. Application of Regulations

- (1) These Regulations do not apply to:–
  - (a) a member of the Committee; or
  - (b) any officer or employee of the Committee; or
  - (c) an authorised officer; or
  - (d) a person authorised by the Secretary or an employee of the Secretary – who is acting in the course of his or her duties.
- (2) A person acting in accordance with a lease, licence, tenancy or permit granted or issued under the Act or an Act relating to Crown land over land in the Reserve is not subject to these Regulations, to the extent that the activities authorised by that lease, licence, tenancy or permit are inconsistent with these Regulations.

## PART 2 – POWERS OF COMMITTEE

### 8. Committee may set aside areas for particular purposes

- (1) The Committee may determine that a specified area or areas in the Reserve be set aside for one or more of the following purposes –
  - (a) protection of flora or fauna, except fish;
  - (b) re-establishment or planting of trees, shrubs, grass or other vegetation;
  - (c) protection or management of cultural, historic or geological features or values;
  - (d) amenities or facilities for public use;
  - (e) camping;
  - (f) the playing of games or sport;
  - (g) the lighting or maintaining of fires;
  - (h) the entry by any person accompanied by a dog under that person’s control;
  - (i) the riding, driving or leading of a horse or a mule or a donkey or a camel or the drawing of a vehicle by any of those animals;
  - (j) the parking of any vehicle or vehicles of a particular class or classes;
  - (k) the passage of any vehicle or vehicles of a particular class or classes;
  - (l) a bicycle path;
  - (m) a footway;
  - (n) a segregated footway;

- (o) a shared footway;
  - (p) the sinking of a bore to establish a Country Fire Authority refuge;
  - (q) a children's playground.
- (2) The Committee must include in a determination under sub-regulation (1) details of the times or periods during which areas set aside under sub-regulation (1) may be used for the purpose for which they are set aside.
- (3) If the Committee has determined that an area be set aside under sub-regulation (1), the Committee must cause notices to be displayed in such a place and manner that the particulars are reasonably likely to be seen by the persons using the areas, indicating –
  - (a) the areas so set aside; and
  - (b) the purpose for which those areas are set aside; and
  - (c) the times or periods during which the purpose is permitted.
- (4) A person must comply with a determination made under sub-regulation (1) when displayed in accordance with sub-regulation (3).

**9. Committee may set aside areas where entry or access is prohibited or restricted**

- (1) The Committee may determine that a specified area or areas in the Reserve be set aside as an area where access or entry is prohibited or restricted –
  - (a) by a person who is in possession of alcohol;
  - (b) by a person with glass bottles, glass containers or glass utensils in their possession;
  - (c) for swimming;
  - (d) for reasons of public safety.
- (2) A Determination under sub-regulation (1) must specify –
  - (a) the times or periods during which entry or access is prohibited or restricted to an area; and
  - (b) the purpose of the prohibition or restriction.
- (3) If the Committee has determined that an area be set aside under sub-regulation (1), the Committee must cause notices to be displayed in such a place and manner that the particulars are reasonably likely to be seen by the persons using the areas, indicating –
  - (a) the areas so set aside; and
  - (b) the purpose of the prohibition or restriction; and
  - (c) the times or periods during which entry or access is prohibited or restricted.

**10. Issuing, cancellation and production of permits**

- (1) The Committee may issue a permit for any of the activities referred to in regulations 13(1), 15(1), 17(1), 20(1), 23(1), 24(1), 25(1) or 26(1).
- (2) A permit issued under sub-regulation (1) authorises the holder to enter and use the Reserve –
  - (a) for the purpose specified in the permit; and
  - (b) for the period specified in the permit; and
  - (c) subject to any terms and conditions in respect of that entry or use determined by the Committee and specified in the permit.

- (3) The Committee may revoke or cancel a permit at any time.
- (4) Upon revocation or cancellation of a permit under sub-regulation (3), the Committee must, within a reasonable time after the revocation or cancellation, notify the permit holder in writing of the cancellation or revocation of the permit.
- (5) A person who holds a permit issued under this Part must produce the permit for inspection when requested to do so by the Committee or an authorised officer.

**11. Fees and charges**

- (1) The Reserve is open to the public free of charge except as otherwise determined by the Committee in accordance with sub-regulation (2).
- (2) The Committee may determine such reasonable fees that it considers necessary for entry to the Reserve or use of improvements, services or facilities in the Reserve.
- (3) If the Committee has determined that a fee is payable for entry to the Reserve or use of improvements, services or facilities in the Reserve under sub-regulation (2), the Committee must cause notices to be displayed in such a place and manner that the particulars are reasonably likely to be seen by persons likely to be affected by them, indicating the fee payable for –
  - (a) entry to the Reserve; or
  - (b) use of the improvements, services or facilities in the Reserve.
- (4) A person must not enter the Reserve or use the improvements, services or facilities within the Reserve without paying the appropriate fee, if any, determined by the Committee under Regulation (2).

**PART 3 – USE AND CONTROL OF THE RESERVE**

**12. Offence to enter or remain in area where entry or access is prohibited or restricted**

Subject to these Regulations, a person must not enter or remain in an area to which entry or access has been prohibited or restricted under Regulation 10 in contravention of a notice or notices displayed in accordance with that Regulation.

**13. Entry of dogs, horses and other animals**

- (1) A person must not bring an animal into the Reserve, or allow an animal under that person's control to enter or remain in the Reserve.
- (2) Sub-regulation (1) does not apply to a person who –
  - (a) brings a dog which is used as a guide dog into the Reserve or allows that dog to remain in the Reserve; or
  - (b) brings into or allows to remain in the Reserve a dog which is in an area set aside under Regulation 9(1) as an area where dogs are permitted on a leash; or
  - (c) brings into or allows to remain in the Reserve a horse, mule, donkey or camel which is in an area set aside under Regulation 9(1) as an area for the riding, driving or leading of those animals or the drawing of a vehicle by any of those animals; or
  - (d) brings an animal into or allows an animal to remain in the Reserve in accordance with a current permit granted to that person under Part 2.
- (3) A person who brings an animal into the Reserve in accordance with this Regulation must ensure that the animal is effectively controlled for the purpose of preventing unreasonable disturbance or damage to any person, garden, shrub, tree, building, fencing or other improvement.

**14. Driving and parking vehicles**

- (1) A person must not drive a vehicle in the Reserve.
- (2) Sub-regulation (1) does not apply to a person who drives and parks a vehicle in an area set aside by the Committee under Regulation 9(1) for the passage or parking of vehicles.
- (3) A person must not drive any vehicle or animal in the Reserve at a speed in excess of 10 kilometres per hour.
- (4) A person must not park or leave a vehicle standing in the Reserve.
- (5) Sub-regulation (3) does not apply to a person who parks a vehicle or leaves a vehicle standing in an area set aside by the Committee under Regulation 9(1) for the parking of vehicles in accordance with the times or periods determined by the Committee under Regulation 9(2).

**15. Camping**

- (1) A person must not camp in the Reserve.
- (2) Sub-regulation (1) does not apply to a person who camps –
  - (a) in an area set aside by the Committee under Regulation 9(1) for the purpose of camping; and
  - (b) in accordance with a current permit for camping under Part 2.

**16. Fire**

- (1) A person must not light or maintain a fire in the Reserve.
- (2) Sub-regulation (1) does not apply to a person who lights or maintains a fire at a time and during a period when the lighting of fires is not prohibited under any Act if that fire is –
  - (a) in a fireplace; or
  - (b) in an area set aside by the Committee under Regulation 9(1) for the purpose of lighting or maintaining a fire.
- (3) A person who has lit or maintained a fire in the manner referred to in sub-regulation (2) must completely extinguish that fire before leaving the place of the fire.

**17. Vegetation and fauna**

- (1) A person must not –
  - (a) take, cut, damage, displace, poison, deface or interfere with any timber, tree, shrub, plant, wildflower or other vegetation in the Reserve; or
  - (b) enter any area which is set aside under Regulation 9(1) –
    - (i) for the re-establishment or planting of trees, shrubs, grass or other vegetation; or
    - (ii) for the protection of flora or fauna; or
  - (c) plant or knowingly introduce any seed, tree, shrub, fern or other vegetation or any part of any tree, shrub or other vegetation in the Reserve.
- (2) Sub-regulation (1) does not apply to a person acting in accordance with –
  - (a) a current permit under Part 2 which allows a person to engage in the particular activity referred to in sub-regulation (1); or
  - (b) a lease, licence, permit or other authority under the **Extractive Industries Development Act 1995**, the **Mineral Resources (Sustainable Development) Act 1990** or the **Petroleum Act 1998**.



**18. Animals and nests**

A person must not in the Reserve –

- (a) take any animal or its lair or nest; or
- (b) poison any animal.

**19. Improvements, signs, equipment, navigational aids**

A person must not damage, move or interfere with any –

- (a) sign, noticeboard, equipment, seat, table, gate, post, fence, bridge, facility, building or structure in the Reserve; or
- (b) any life-saving aid in the Reserve, except for the purpose of saving life.

**20. Erecting or using buildings and structures**

(1) A person must not –

- (a) erect or place any building or structure in the Reserve; or
- (b) enter, occupy or use the whole or any part of any building or structure in the Reserve unless it is set aside as an amenity or facility for public use.

(2) Sub-regulation (1) does not apply to a person who holds a current permit under Part 2 which allows that person to engage in the particular activity referred to in sub-regulation (1).

**21. Use of amenity or facility**

- (1) A person must not enter or use an amenity or facility in the Reserve set aside for the use of persons of the opposite sex.
- (2) Sub-regulation (1) does not apply to the entering or use of an amenity or facility by a child under the age of 6 years when accompanied by an adult.

**22. Games and sports**

- (1) A person must not engage in any game or sport in the Reserve likely to cause interference, disturbance, inconvenience or danger to other persons using the Reserve.
- (2) Sub-regulation (1) does not apply to a person who is engaged in a game or sport in an area set aside for a game or sport under regulation 9(1).

**23. Organised entertainment, fete or public meeting**

- (1) A person must not conduct any organised entertainment, rally, festival, tour, fete or public meeting or similar event in the Reserve.
- (2) Sub-regulation (1) does not apply to a person who holds a current permit under Part 2 which allows that person to engage in the particular activity referred to in sub-regulation (1).

**24. Public address**

- (1) A person must not deliver an address or use any amplifier, public address system, loud hailer or similar device in the Reserve.
- (2) Sub-regulation (1) does not apply to a person who holds a current permit under Part 2 which allows that person to engage in the particular activity referred to in sub-regulation (1).

**25. Commercial activities**

(1) A person must not, in the Reserve –

- (a) conduct a commercial enterprise or offer for sale or hire any article or service; or
- (b) distribute or display any handbills, pamphlets, books, papers or advertising matter or put up or leave any placards or notices; or
- (c) take photographs for commercial purposes.

- (2) Sub-regulation (1) does not apply to a person who holds a current permit under Part 2 which allows that person to engage in the particular activity referred to in sub-regulation (1).

**26. Machinery and power tools**

- (1) A person must not operate any portable or stationary generator, air-compressor, chainsaw, oxy-acetylene or electrical cutting or welding apparatus in the Reserve.
- (2) Sub-regulation (1) does not apply to a person who holds a current permit under Part 2 which allows that person to engage in the particular activity referred to in sub-regulation (1).

**27. Gates**

A person must not leave any gate in the Reserve open except where the gate is already open.

**28. Offensive behaviour**

In the Reserve, a person must not –

- (a) use indecent or obscene language; or
- (b) use threatening or abusive words; or
- (c) behave in a riotous, indecent, offensive or threatening manner; or
- (d) play loud music or generate noise considered offensive by other occupants of the Reserve, particularly at night; or
- (e) interfere with or interrupt any sport or holiday amusement or any practice thereat.

**29. Firearms and traps**

A person must not possess or carry for use in the Reserve any firearm, trap or snare in the Reserve.

**30. Stones or missiles**

A person must not propel or throw any stone or missile which is likely to cause danger or unreasonable disturbance to other persons or to animals in the Reserve.

**PART 4 – GENERAL**

**31. Obstruction**

A person must not obstruct, hinder or interfere with a member of the Committee, an authorised officer, any other officer or employee of the Committee or a person authorised by the Committee in the execution of his or her duties in the Reserve.

**32. Directions to leave**

- (1) A member of the Committee, an authorised officer, any other officer or employee of the Committee or a person authorised by the Committee may direct any person whom they believe, on reasonable grounds, has contravened these Regulations, to leave the Reserve or any part of the Reserve.
- (2) A person must leave the Reserve or the part of the Reserve immediately when directed to do so by a member of the Committee, an authorised officer, any other officer or employee of the Committee or a person authorised by the Committee.

**NOTES**

**Contravention of Regulations**

A contravention of these Regulations may result in the imposition of penalties as set out in section 13 of the **Crown Land (Reserves) Act 1978**.

**Litter**

The depositing of litter in the Reserve is prohibited under the **Litter Act 1987** and may result in the imposition of penalties under the Act.

**Motor vehicles**

Under the Land Conservation (Vehicle Control) Regulations 2003, motor vehicles are prohibited from being within a Reserve except on a road, in a parking area or in an area declared to be a free access area. A contravention may result in the imposition of penalties under those Regulations.

**Fire**

In addition to Regulation 16, the lighting of fires is governed by the Fire Protection Regulations 1992, and failure to adhere to those Regulations may result in the imposition of penalties.

Dated 9 January 2009

MERVYN JOHN McALIECE  
Acting Statewide Program Leader  
Public Land Services

As delegate of the Minister for Environment and Climate Change

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**Electricity Industry Act 2000****NOTICE PURSUANT TO CLAUSE 14B.1 OF THE AMI COST RECOVERY ORDER**

Pursuant to clause 14B.1 of the AMI Cost Recovery Order made 28 August 2007 (Victoria Government Gazette S200, 28 August 2007) as amended by Orders in Council made 12 November 2007 (Victoria Government Gazette S286, 12 November 2007) and 25 November 2008 (Victoria Government Gazette S208, 25 November 2008), the Minister gives notice of the scope of activities for Powercor Australia Limited, ABN 89 064 651 109, and CitiPower Pty, ABN 76 064 651 056, as follows:

**S2.10 ACTIVITIES WITHIN SCOPE:**

Activities within scope are those activities reasonably required:

- (a) for the provision of Regulated Services; and
- (b) to comply with a metering regulatory obligation or requirement.

These include:

**(a) Metering services referred to in paragraph (a) of the definition of Regulated Services:**

Activities reasonably required for the provision of the metering services referred to in paragraph (a) of the definition of Regulated Services, including:

- (i) procurement, installation, operation and maintenance of accumulation and manually read interval metering installations to support the billing of network tariffs, including accumulation meters and manually read meters, measurement transformers and other associated equipment;
- (ii) provision of metering data services, including manual meter reading, remote meter reading, meter data processing, meter data management, data provision to NEMMCO and market participants;
- (iii) provision and ongoing maintenance of data required by the National Electricity Rules;
- (iv) customer service;
- (v) operation, maintenance and enhancement of information technology applications, systems and infrastructure, including disaster recovery; and
- (vi) executive and corporate office services.

**(b) Metering services referred to in paragraph (b) of the definition of Regulated Services – establishment:**

- (1) Activities reasonably required for the provision of the metering services referred to in paragraph (b) of the definition of Regulated Services, including the provision and operation of:
  - (i) remotely read interval meters required to be installed under clause 14, measurement transformers, communications equipment, communications services and network management systems and other associated equipment (**‘AMI Technology’**);
  - (ii) information technology infrastructure and all information technology systems to comply with the Specifications; and
  - (iii) business processes and information technology systems to manage the remotely read interval meter rollout obligations under clause 14.
- (2) The provision and operation of those things referred in clause S2.10(b)(1)(i) to (iii) include:
  - (i) provision and installation of AMI Technology. This activity includes:
    - (A) planning, designing and managing the rollout of AMI Technology, including design and construction of mounting arrangements, site surveys and the management of difficult sites; and
    - (B) processing the required industry notifications, including the management of exceptions, reporting and performance management;
  - (ii) provision of data required by the National Electricity Rules to enable customer transition to the metering services referred to in paragraph (b) of the definition of Regulated Services;
  - (iii) customer service associated with the AMI Technology and
    - (A) management of guaranteed service level payments;
    - (B) management of complaints and enquiries;
    - (C) management of and meeting claims;
    - (D) management and responsibility arising from Ombudsman complaints;
    - (E) call centre;
    - (F) customer communications and notifications; and
    - (G) focus groups, surveys, retailer communications and process audits;
  - (iv) piloting, trialling and testing of AMI Technology, including home area networks;
  - (v) trialling and testing at the request of the Department;
  - (vi) customer response trials;
  - (vii) planning, project management, testing, provision, operation and maintenance of information technology applications, systems and infrastructure, including disaster recovery. These applications, systems and infrastructure will:
    - (A) manage the rollout of AMI Technology under clause 14;
    - (B) operate AMI Technology;
    - (C) process data; and
    - (D) deliver all required Regulated Services and achieve associated service obligations.

The information technology applications, systems and infrastructure referred to in this clause S2.10(b)(2)(vii) include the applications, systems and infrastructure set out in the Annexure;

- (viii) provision, operation and maintenance of new business processes required to manage the rollout of AMI Technology;
  - (ix) provision and operation of transitional business processes to ensure that the processes and information technology systems associated with Regulated Services can be operated;
  - (x) provision and implementation of change management, training and business continuity plans to enable business transition to the provision of the metering services referred to in paragraph (b) of the definition of Regulated Services;
  - (xi) program governance and management, including:
    - (A) participation in State and national industry activities relating to industry coordination, industry governance and developing related cross-industry material;
    - (B) planning, program and project management, and administration;
    - (C) procurement, contract and supplier management;
    - (D) audits and quality assurance;
    - (E) obtaining expert advice and external surveys using independent consultants;
    - (F) contractors and system integrators including necessary facilities, administration, travel and accommodation;
    - (G) legal and regulatory, including budget, charges and fees application processes; and
    - (H) insurances and warranties;
  - (xii) program financing, including obtaining business approvals and funding, raising debt and/or equity finance, interest rate hedging, foreign exchange hedging, treasury and administration, business case development and financial, technical, legal and regulatory, due diligence reports; and
  - (xiii) executive and corporate office services.
- (c) **Metering services referred to in paragraph (b) of the definition of Regulated Services – business as usual:**
- Activities reasonably required for the provision, during the initial regulatory period, of the metering services referred to in paragraph (b) of the definition of Regulated Services including:
- (i) procurement, installation, operation and maintenance of AMI Technology to support the billing of network tariffs;
  - (ii) provision of metering data services, including remote meter reading, meter data processing, meter data management, data provision to NEMMCO and market participants;
  - (iii) operation and maintenance of AMI Technology, including asset management plans, asset register, inspection, testing, fault rectification, optimisation and augmentation;
  - (iv) establishment and ongoing maintenance of data required by the National Electricity Rules;
  - (v) customer service and
    - (A) management of guaranteed service level payments;
    - (B) management of complaints and enquiries;
    - (C) management of and meeting claims;
    - (D) management and responsibility arising from Ombudsman complaints;
    - (E) call centre;
    - (F) customer communications and notifications; and
    - (G) focus groups, surveys, retailer communications and process audits;

- (vi) establishment, operation, maintenance and enhancement of information technology applications, systems and infrastructure, including those listed in the Annexure and disaster recovery; and
- (vii) executive and corporate office services.

**S2.11 ACTIVITIES OUTSIDE SCOPE PENDING RELATED OBLIGATIONS:**

Until such time as obligations to deliver the following programs or services have been defined, activities related to those obligations are outside scope. Upon those obligations being defined, the activities related to those obligations will be within scope (unless the recovery of the costs of those activities is provided for other than under this Order).

The programs or services to which this clause S2.11 applies are:

- (i) arrangements required to support the contestable provision of AMI Technology;
- (ii) the national smart metering framework mandated by the Ministerial Council on Energy;
- (iii) services beyond those in the Specifications at the Start Date; and
- (iv) site restoration works beyond distributor obligations at the Start Date.

**S2.12 ACTIVITIES OUTSIDE SCOPE:**

Activities outside scope include:

- (i) subject to clause S2.13(e), provision, operation and maintenance of distribution system information technology applications, systems and infrastructure, including disaster recovery;
- (ii) subject to clause S2.13(e), provision, installation, repairs, maintenance or replacement of distribution system assets, including service cables;
- (iii) using AMI Technology for the control or operation of the distribution system including:
  - (A) distribution transformer monitoring;
  - (B) operation of line switches; and
  - (C) monitoring of line fault detectors; and
- (iv) using AMI Technology to provide communications services beyond those in the most up to date Specifications.

**S2.13 ANNEXURE:**

Information technology applications, systems and infrastructure including:

- (a) Meter management and data processing systems and infrastructure, including:
  - (i) provision of a meter data management system and infrastructure to support and manage remotely read interval data, including premise based un-metered supplies;
  - (ii) provision of a meter management system and infrastructure to support the management and operation of remotely read interval meters;
  - (iii) provision of a connection point management/standing data system and infrastructure to enable the installation, exchange, conversion and update of remotely read interval meters, including site access management; and
  - (iv) provision of network and Regulated Services revenue management systems and infrastructure, to manage network and Regulated Services tariffs, prepare financials, reconcile and report, and to generate network and Regulated Services tariffs invoices and manage disputes.
- (b) Information technology systems and infrastructure to manage the rollout of AMI Technology, including:
  - (i) provision of a works management system and infrastructure and mobility system and infrastructure including hand held devices and remote data communications, to enable the planning, management and data capture associated with the rollout of the AMI Technology and to enable ongoing field maintenance and fault restoration and asset replacement activities associated with the AMI Technology;

- (ii) provision of an asset management system and infrastructure for all asset data related to the provision of metering services referred to in paragraph (b) of the definition of Regulated Services for the supply chain management of physical assets, including asset planning, asset procurement, asset maintenance, and inventory management for the AMI Technology rollout and ongoing AMI Technology asset replacement programs;
  - (iii) provision of a geospatial information system and infrastructure to capture and maintain the geographic network model for AMI Technology and associated data for the AMI Technology rollout planning, ongoing maintenance works, communication network optimisation and augmentation activities;
  - (iv) provision of a performance, regulatory and financial reporting system and infrastructure for AMI Technology; and
  - (v) provision of a customer management system and infrastructure to support customer communications, installation appointment management, customer enquiries and disputes.
- (c) Network monitoring and control systems and infrastructure, including:
  - (i) provision of a network management system and infrastructure for the real time management of the AMI Technology, to securely control and monitor the communications network and to perform remote firmware upgrades; and
  - (ii) provision of an outage management system and infrastructure to manage unplanned outages of AMI Technology and trouble order dispatch to field crews.
- (d) Market interfaces and enterprise application integration systems and infrastructure, including:
  - (i) provision of application-to-application interfaces between all AMI Technology systems and all other related systems, including Distribution IT Systems where impacted, including financial and reporting systems;
  - (ii) provision of business-to-business interfaces to support all National Electricity Market transactions affected by AMI Technology;
  - (iii) provision of a market transaction system and infrastructure, gateway system infrastructure and associated communications infrastructure including security systems and firewalls to support data transaction volumes and data security requirements; and
  - (iv) provision of an enterprise application integration system and infrastructure to orchestrate the end-to-end integration and validation of all transactions affected by AMI Technology.
- (e) Any modifications necessary to Distribution IT Systems and infrastructure that are affected as a result of the introduction of AMI Technology or changes to make the Distribution IT Systems effective for the provision of the business carried on by the distributor under its licence other than Regulated Services, for example an outage management system, a geospatial information system, application-to-application interfaces, business-to-business interfaces.
- (f) Any necessary systems and infrastructure to support the testing of the information technology applications, systems and infrastructure referred in clause S2.13(a) to (e).
- (g) Any necessary business continuity and disaster recovery systems and infrastructure to support the information technology applications, systems and infrastructure referred in clause S2.13(a) to (e).

**S2.14 INTERPRETATION AND DEFINITIONS:**

- (a) In clauses S2.10 and S2.13:  
 ‘**customer service**’ means customer service within the meaning of the Current Price Determination (pp542–543 of Final Decision Volume 1).  
 ‘**operation**’ includes management and support.  
 ‘**provision**’ includes design, establishment, configuration, procurement, enhancement and upgrade.
- (b) In clause S2.13 ‘**Distribution IT Systems**’ means the information technology systems, applications and infrastructure associated with the distribution or supply of electricity by the distributor under its licence but does not include the information technology systems, applications and infrastructure for Regulated Services.
- (c) In this notice, ‘**Annexure**’ means the annexure set out in clause S2.13.

**Geographic Place Names Act 1998****NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES**

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

<b>Place Name</b>	<b>Proposer and Location</b>
Geelong Ring Road	VicRoads Running from Princes Freeway, Corio, to the Hamilton Highway, Fyansford.
Ted Wilson Trail	VicRoads Running along the southern and eastern sides of the Geelong Ring Road from Broderick Road in Corio to Church Street in Hamlyn Heights and then by existing and proposed trails to Princes Highway (at its intersection with the proposed Geelong Ring Road) at Waurin Ponds.

Office of the Registrar of Geographic Names

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

JOHN E. TULLOCH  
 Registrar of Geographic Names



**Fair Trading Act 1999****ORDER REVOKING CERTAIN PERMANENT BAN ORDERS**

I, Tony Robinson, Minister for Consumer Affairs, pursuant to the powers conferred on me by Part 3 Division 1 of the **Fair Trading Act 1999** hereby revoke the permanent ban orders referred to in Schedule 1 prohibiting the supply of goods of the kind specified in that Schedule.

**Schedule 1**

<b>Product</b>	<b>Victoria Government Gazette No.</b>	<b>Victoria Government Gazette Date</b>
Blowgun Survival Weapon	G 24	21 June 1989
Chopsticks having lead	G 30	1 August 1990
Habitat microwave cookware	95	11 September 1985
Crib and Playpen Snap-lock Beads	55	16 May 1984
Emergency Car Light and Sound Watch	G 49	21 December 1988
Expanded styrene foam beads as an accessory to toy vacuum cleaners	16	6 March 1985
Geri Bags	49	18 April 1984
Glass novelties containing methyl chloride and/or methanol	G 47	29 November 1989
Happy Baby Nappy Clip	11	19 February 1986
Happy Bear, Happy Penguin, Ball-Popper, Corn-Popper	82	7 August 1985
Novelty drinking straws and pens with detachable bead	89	22 August 1984
Novelty wine bottles designed as a lamp with a label to fill with petrol	24	27 March 1985
Jewellery, novelties/toys containing seeds of <i>Strychnos nux vomica</i>	126	14 November 1984
Spring loaded pop guns without a barrier in the barrel	G 21	3 June 1987
Toy aeroplane with helical spring launcher that forms a projectile	43	1 May 1985
Plastic aeroplane (with elastic launcher) that forms a projectile	72	27 August 1986
Triple Joy confectionery containing toy gun that fires projectiles	89	22 August 1984
Puff Cigarettes containing hydrated magnesium silicate	G 22	6 June 1990

<b>Product</b>	<b>Victoria Government Gazette No.</b>	<b>Victoria Government Gazette Date</b>
Pull-along Mini Loco containing lead paint	82	7 August 1985
Quickfix and similar devices designed to disable child resistant lighters	G 16	23 April 1998
The Spark Cars	13	5 March 1986
Stuffed venomous snakes	49	18 April 1984
Darling Debbie 15 pieces Tea Set with harmful chemical in the teapot	G 15	11 April 1990
Martello Musicale toy hammer containing lead paint	G 41	18 October 1989
Toyline 4x4 Renegade Jeep	G 6	17 February 1988
Inflatable pontoon shoes designed to stand or walk on water	36	17 April 1985

Dated 28 November 2008

HON. TONY ROBINSON, MP  
Minister for Consumer Affairs

#### Explanatory Note

The purpose of this order is to revoke permanent ban orders which were made in only one or two of the nine consumer affairs agencies, or were made 10 or more years ago and the products subject to those orders have not been detected in Victoria in that period.

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

## Notice of Approval of Amendment

## Amendment C102

The Minister for Planning has approved Amendment C102 to the Ballarat Planning Scheme.

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

The Amendment introduces the Wildfire Management Overlay and applies the overlay to land identified as bushfire prone due to existing vegetation, land aspect and topography.

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 Ballarat City Council, Phoenix Building, 25 Armstrong Street, Ballarat.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

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

## Notice of Approval of Amendment

## Amendment C65

The Campaspe Shire Council has approved Amendment C65 to the Campaspe Planning Scheme.

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

The Amendment rezones:

- Crown Allotments 3 and 3A, Section 7, Parish of Kyabram East, commonly known as 53 Tulloh Street, Kyabram, from Public Use Zone – Other public use (PUZ7) to Residential 1 Zone (R1Z); and
- Lot 83 on LP11064, commonly known as 16 Station Street, Kyabram, from part Public Use Zone – Education (PUZ2) and part Public Park and Recreation Zone (PPRZ) to Residential 1 Zone (R1Z).

The Amendment was approved by the Campaspe Shire Council on 21 October 2008 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 11 July 2008. 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 Campaspe Shire Council, corner Heygarth and Hare Streets, Echuca, and 19 Lake Road, Kyabram.

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 C72

The Minister for Planning has approved Amendment C72 to the Maroondah Planning Scheme.

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

The Amendment replaces the neighbourhood character map on page 12 of Clause 22.03 to correct formatting errors, indicate the north point, display the date adopted by Council, and to display the Maroondah City Council logo.

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, City Offices Service Centre, Braeside Avenue, Ringwood; Civic Square Service Centre, Civic Square, Croydon; Eastland Service Centre, Level 2, Eastland Shopping Centre, Ringwood; Croydon Library, Civic Square, Croydon; and Ringwood Library, Ringwood Plaza, Ringwood.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

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

## Notice of Approval of Amendment

## Amendment C84

The Monash City Council approved Amendment C84 to the Monash Planning Scheme on 6 January 2009.

The Amendment affects land zoned BUZ1 – Business 1 within the Oakleigh Major Activity Centre situated generally to the east of Warrigal Road and north of the Dandenong Railway line.

The Amendment modifies the Schedule to Clause 52.06 – Oakleigh Parking Precinct Plan (OPPP) – to exempt Dwelling from the requirements of the OPPP.

The Amendment was approved by the Monash City Council on 6 January 2009 with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 30 September 2008. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, during office hours, at the following locations: Monash City Council, 293 Springvale Road, Glen Waverley; and 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****PYRENEES PLANNING SCHEME**

## Notice of Approval of Amendment

## Amendment C19

The Pyrenees Shire Council approved Amendment C19 to the Pyrenees Planning Scheme on 11 December 2008.

The Amendment proposes to alter the Schedule to Clause 52.03 to provide a site specific exemption for the land described as Lots 5 and 6 on LP148667E, Jack Smiths Lane, Lexton. An incorporated document (entitled 'Part Lots 5 & 6 on LP148667E and Part CA20

on TP777849K, Jack Smiths Lane Lexton – Site Specific Control under the Schedule to Clause 52.03 of the Pyrenees Planning Scheme, October 2008') is proposed to be included in the Planning Scheme to outline the planning controls that will apply to the land.

The Amendment was approved by the Pyrenees Shire Council in accordance with authorisation given by the Minister under Section 11(1) of the **Planning and Environment Act 1987** on 12 June 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 Pyrenees Shire Council, 5 Lawrence Street, Beaufort, 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****PYRENEES PLANNING SCHEME**

## Notice of Approval of Amendment

## Amendment C20

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

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

The Amendment applies the Public Acquisition Overlay (PAO2) over land bordered by Wattle Creek Road and Ararat–St Arnaud Road, Landsborough, to reserve it for acquisition by Central Highlands Water for the Landsborough/Navarre Water Supply Augmentation Project.

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 Pyrenees Shire Council, Lawrence Street, Beaufort.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

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

## Notice of Approval of Amendment

## Amendment C119

The Minister for Planning has approved Amendment C119 to the Wyndham Planning Scheme.

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

The Amendment removes redundant Environmental Audit Overlays from properties at Orchid Place Estate, Werribee, and 126 Synnot Street, Werribee. It also removes redundant Development Plan Overlays from properties contained within Orchid Place Estate, Newminster Estate, part of the Lincoln Heath Estate, part of St Andrews, part of Monterey Central and Innisfail Estate, part of Broadwalk Estate, Bridgewater Estate, part of Wyndham Waters Estate, Claremont Park Estate, land included in St Johns Wood, Royal Oaks, Multiplex Arcade, Seasons Estate and part of Rose Grange Estate and land in Tarneit 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, 45 Princes Highway, Werribee.

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

- introduce a local policy at Clause 22.06 to provide policy direction to planning applications within the area of the proposed buffer;
- apply the Environment Significance Overlay (ESO5) to the freehold land within the Ryan's Creek domestic water supply catchment (planning maps 8ESO and 9ESO); and
- introduce a local policy at Clause 22.07 to provide policy direction to permit applications in the whole of the Ryan's Creek domestic water supply catchment.

Amendment C4 Part 2 lapsed on 24 December 2008.

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

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

## Supreme Court of Victoria

## Court of Appeal

## No. 4550 of 2005

Planning Scheme Amendment C101 to the Melbourne Planning Scheme was declared void by the Supreme Court of Victoria, Court of Appeal on 31 October 2008 (No. 4550 of 2005) and its provisions have been removed from the Scheme.

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

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

## Notice of Lapsing of Amendment

## Amendment C4 Part 2

The Benalla Rural City Council has resolved to abandon Amendment C4 Part 2 to the Benalla Planning Scheme.

Amendment C4 Part 2 proposed to:

- apply the Environment Significance Overlay (ESO4) to a buffer area around the Benalla Wastewater Treatment Plant (planning map 22ESO);

**LATE NOTICES****Planning and Environment Act 1987****HORSHAM PLANNING SCHEME**

## Notice of Preparation of Amendment

## Amendment C42

## Authorisation A01142

The Horsham Rural City Council has prepared Amendment C42 to the Horsham Planning Scheme.

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

The land affected by the Amendment is land bounded by Creamery Road, Henty Highway, Wimmera Highway, and the rail line in Dooen, required for the Dooen Freight Hub and associated development.

The Amendment rezones the subject land from the Farming Zone to the Special Use Zone and re-subdivides land in the vicinity to create new lots that facilitate the development of the Freight Hub.

The Amendment also introduces a new map to the Schedule to the Farming Zone to allow for the creation of lots that would be smaller than the minimum lot size permissible in the Farming Zone so as to provide the opportunity of creating a new subdivision pattern for the area conducive to the establishment of the Freight Hub.

The Amendment also makes a number of changes to clause 21.04–1 of the Municipal Strategic Statement to improve recognition of the Intermodal Freight Hub in Dooen and the opportunities presented to Horsham and the region from its development. The changes also recognise that further planning work should be carried out in the vicinity of the Freight Hub to ensure that maximum community benefit is achieved through the orderly planning of the area.

The Amendment also introduces a Road Closure Overlay to two unconstructed roads that are affected by the proposed development and are no longer required.

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, Horsham Rural City Council, Municipal Offices, Roberts Avenue, Horsham 3400; 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 23 February 2009. A submission must be sent to the Horsham Rural City Council.

KERRY SHADE  
Chief Executive Officer

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