



Victoria Government Gazette

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No. G 51 Thursday 17 December 2009

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GENERAL

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As from 17 December 2009

The last Special Gazette was No. 471 dated 16 December 2009.

The last Periodical Gazette was No. 1 dated 3 June 2009.

How To Submit Copy

- See our webpage www.gazette.vic.gov.au
 - or contact our office on 8523 4601
between 8.30 am and 5.30 pm Monday to Friday
-

Copies of recent Special Gazettes can now be viewed at the following display cabinet:

- 1 Treasury Place, Melbourne (behind the Old Treasury Building)
-

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
CHRISTMAS PERIOD 2009**

PLEASE NOTE:

A General Gazette will NOT be published on Thursday 31 December 2009.

Where urgent gazettal is required from Monday 28 December 2009 through to Thursday 31 December 2009, a Special Gazette can be published.

The final Victoria Government Gazette (General) for 2009 (G52/09) will be published on **Thursday 24 December 2009.**

Copy deadlines:

Private Advertisements **9.30 am on Friday 18 December 2009**

Government and Outer

Budget Sector Agencies Notices **9.30 am on Monday 21 December 2009**

Office Hours:

The Victoria Government Gazette Office is open during normal office hours over the holiday period, i.e. 8.30 am to 5.30 pm Monday to Friday, excluding public holidays.

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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
NEW YEAR WEEK 2010**

Please Note:

The Victoria Government Gazette (General) for New Year week (G1/10) will be published on **Thursday 7 January 2010.**

Copy deadlines:

Private Advertisements **9.30 am on Monday 4 January 2010**

Government and Outer

Budget Sector Agencies Notices **9.30 am on Monday 4 January 2010**

Office Hours:

The Victoria Government Gazette Office is open during normal office hours over the holiday period, i.e. 8.30 am to 5.30 pm Monday to Friday, excluding public holidays.

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

VICTORIA GOVERNMENT GAZETTE

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JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

DISSOLUTION OF PARTNERSHIP

Notice is hereby given in accordance with section 40(2) of the **Partnership Act 1958** that the partnership between Daniel Leslie Minogue, David Maxwell Gillard, Paul Damien Burns and Joanne Maree Hazeldene, trading as Rennick & Gaynor Solicitors, ABN 42 061 672 657, was dissolved by mutual consent with effect from 20 November 2009, and from that date will continue to operate in partnership with Daniel Leslie Minogue, Paul Damien Burns and Joanne Maree Hazeldene, trading as Rennick & Gaynor Solicitors.

RENNICK & GAYNOR SOLICITORS,
431 Riversdale Road, Hawthorn East, Victoria
3123.

Re: MARY GERTRUDE DENTON,
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 July 2009, are required by the trustees, Barbara Joy Williams, in the Will called Barbara Williams, Neil Leslie Cox and John Francis Natoli, to send particulars to the trustees, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: KEVIN EDWARD BRADWELL,
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 February 2009, are required by the trustee, Emily Jane McMahan, to send particulars to her, care of the undersigned solicitors, by 15 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

AITKEN PARTNERS PTY LTD, solicitors,
Level 1, 114 William Street, Melbourne 3000.

Re: BARBARA ANNIE McGRATH,
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 March 2009, are required by the trustees, Jonathan Trent McGrath and Bernard John Moore, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustees by 1 March 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: Estate of LAURA ELIZABETH
JENKINS, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of LAURA ELIZABETH JENKINS, late of 118 Wycheproof Road, Birchip, Victoria, home duties, deceased, who died on 2 March 2008, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 15 February 2010, after which the executor will distribute the assets, having regard only to the claims of which he then has notice.

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

Creditors, next-of-kin and others who have claims in respect of the estate of MARGARITE CHERRIE WYETH, late of Maddocks Gardens, 125 McKean Street, Bairnsdale in the State of Victoria, deceased, who died on 17 August 2009, are to send particulars of their claims to the administrators, care of Engel & Partners Pty of 109 Main Street, Bairnsdale, by 24 February 2010, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

ENGEL & PARTNERS PTY, legal practitioners,
109 Main Street, Bairnsdale 3875.

BRIAN VICTOR BOWMAN, late of 9
Andacani Court, Mount Eliza, Victoria, retired,
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 September 2009, are required by the trustee, Iris Josephine Bowman, to send particulars to the trustee by 17 February 2010, care of the undermentioned solicitors, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

FISCHER McCRAE, solicitors,
Level 3, 389 Lonsdale Street, Melbourne 3000.

NANCY GERTRUDE WALTERS, late of 54 Renshaw Street, Doncaster, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 October 2009, are required by the trustee, Elizabeth Margaret McCrae, to send particulars to the trustee by 17 February 2010, care of the undermentioned solicitors, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

FISCHER McCRAE, solicitors,
Level 3, 389 Lonsdale Street, Melbourne 3000.

Re: KATHLEEN BLAKELY, late of Peninsula Manor Nursing Home, 441 Waterfall Gully Road, Rosebud, but formerly of 85 Spray Street, Rosebud, in the State of Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 November 2009, are required by the trustee, Clive John Blakely, to send particulars to him, care of the undersigned, by 15 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

G. A. BLACK & CO., solicitors,
222 Maroondah Highway, Healesville 3777.

PETER HOWSON, late of Unti 2A, 'Oakdene', 516 Toorak Road, Toorak.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 February 2009, are required by the executors of his estate, namely George Peter

Synnot Howson and Matthew John Walsh, at the address set out below, to send particulars to us not later than 28 February 2010, after which date we may convey or distribute the assets, having regard only to claims of which we then have notice.

GADENS LAWYERS,
Level 25, 600 Bourke Street, Melbourne 3000.

Re: BARBARA ANN KLAUER, deceased, late of 31 Settlers Way, Frankston.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 August 2009, are required by the trustee, Kylie Ann Oxley, to send particulars to the trustee, care of the undermentioned legal practitioners, by 18 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

G. R. HERBERT & CO., solicitors,
Level 1, 1 Bluff Road, Black Rock 3193.

JESSIE MacKENZIE, late of Parkdale House, 43-45 Herbert Street, Parkdale, executive assistant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 November 2009, are required by the trustee, care of Harris & Chambers Lawyers of 4/250 Charman Road, Cheltenham 3192, to send particulars to them by 18 February 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

HARRIS & CHAMBERS LAWYERS,
4/250 Charman Road, Cheltenham 3192.

Re: NORBERT THOMAS ROBERTS, late of 14 Wallace Avenue, Murrumbeena, Victoria, widower, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 July 2009, are required by the executors, Clyde Rosslyn Roberts, accountant, and Bryan Anthony Milbank Roberts, bank manager, to send particulars of their claims to the executors, care of James Higgins & Co., 443 Little Collins Street, Melbourne, by 15 February

2010, after which date the executors will convey or distribute the assets, having regard only to the claims of which the executors then have notice.

JAMES HIGGINS & CO., solicitors,
443 Little Collins Street, Melbourne 3000.

Re: JOAN SCOTT RAMSAY, late of 7 Hunter Street, Hawthorn, home duties.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 6 May 2009, are required by the executors, Andrew James Latham Harkness and James Alexander Latham Harkness, to send particulars of their claim to them, care of the undermentioned solicitors, by 17 February 2010, after which date the said executors may distribute the assets, having regard only to the claims of which they then have notice.

LACHLAN PARTNERS LEGAL, lawyers,
Level 34, 360 Collins Street, Melbourne 3000.

HANNELORE BROTZ, late of 2/14 Knox Street, Noble Park, Victoria, postal worker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 July 2009, are required by the executor, Markus Brotz, to send particulars to him, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

LYTTLETONS, solicitors,
53 Marcus Road, Dingley 3172.

Re: GWENDOLIN BLANCHE TOMLINSON, late of Ron Andrews Nursing Home, 54-64 Princes Highway, Pakenham, Victoria, but formerly of Unit 57, 112 Stud Road, Dandenong, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 September 2009, are required by the trustee, Damian John Paul, care of 40-42 Scott Street, Dandenong, Victoria, solicitor, to send particulars to the trustee by 16 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: JEAN ALICE LAWRENCE, late of Unit 2, 87 Liverpool Road, Kilsyth, Victoria, citizens' advocate, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 July 2009, are required by the trustees, Gregory John Lawrence and Anthony Melville Lawrence, to send particulars to the trustees, care of the undermentioned solicitors, by 28 February 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MAHONS with Yuncken & Yuncken, solicitors,
178 Whitehorse Road, Blackburn 3130.
PH:2091425

Re: DORIS LINDA WHITE, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 September 2009, are required by the trustee, ANZ Trustees Limited, ACN 006 132 332, of Level 4, 100 Queen Street, Melbourne, Victoria, trustee company, to send particulars to the trustee by 28 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MOORES LEGAL, lawyers,
9 Prospect Street, Box Hill 3128.

Re: MARGARET MARY GARNER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 September 2009, are required by the trustee, Equity Trustees Limited of Level 2, 575 Bourke Street, Melbourne, Victoria, trustee company, to send particulars to the trustee by 28 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MOORES LEGAL, lawyers,
9 Prospect Street, Box Hill 3128.

Re: AUDREY LORRAINE MULDER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 September 2009, are required by the trustee, Equity Trustees Limited, ACN 004 031 298, of Level 2, 575 Bourke Street,

Melbourne, Victoria, trustee company, to send particulars to the trustee by 28 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MOORES LEGAL, lawyers,
9 Prospect Street, Box Hill 3128.

STAVROS BINOS, late of 1214 Romsey Road, Romsey, Victoria 3434, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 March 2009, are required by the trustee, Josephine Mary Robson of Level 11, 100 Collins Street, Melbourne, Victoria 3000, to send particulars of their claims by 3 March 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice. Letters of Administration were granted in Victoria on 3 September 2009.

Dated 8 December 2009

NEVILLE & CO., lawyers,
Level 11, 100 Collins Street, Melbourne,
Victoria 3000.
Ph: (03) 9664 4700
Fax: (03) 9654 6784
TC: 29215
Contact Tracy Ernestine Collins

Creditors, next-of-kin and others having claims in respect of the estate of MATHILDE MARGARET MUFFLER (in the Will called Hilde Muffler), late of 68 Wattle Grove, Mulgrave, widow, deceased, who died on 3 July 2009, are required to send particulars of their claims to the executor, Jerry Chee Wee Lee, care of the undermentioned solicitors, by 19 February 2010, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

OGGE & LEE, solicitors,
403/34 Queens Road, Melbourne 3004.

ALLAN ROBERT MURRAY WATT, of 67 Francis Street, Ascot Vale, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 April 2009, are required by the trustees of the deceased's estate, David Watt and Phillip Alexander Hamilton, to send particulars to them, care of Professor Phillip Hamilton, at GPO Box 4769, Melbourne 3001 (telephone

9600 0511, fax 9670 6199), by 19 February 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 12 December 2009

PROFESSOR PHILLIP HAMILTON,
1st Floor, 415 Bourke Street, Melbourne 3000.

Re: BETTY OLIVE TURNER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 September 2009, are required by the trustee, Robert John Turner, to send particulars of such claims to him, in care of the undermentioned lawyers, by 16 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

TERENCE JOHN DEANE, late of Camelia Court Aged Care, 1-4 Tangerine Court, Mount Martha, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 September 2009, are required by the executor, Warwick Raymond Jobe of 42 Vale Park Drive, Donvale, Victoria, to send particulars to him, care of Stidston & Williams Weblaw, by 20 February 2010, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

STIDSTON & WILLIAMS WEBLAW, lawyers,
Suite 1, 10 Blamey Place, Mornington 3931.

Re: Estate of JOHN NEIL KAY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of JOHN NEIL KAY, late of 14 Gorton Street, Cobram, Victoria, real estate agent, deceased, who died on 2 June 2009, are to send particulars of their claims to the executors, Alastair John Kay, Caroline Leith Butcher and Alastair Campbell, care of the undermentioned solicitors, by 21 February 2010, after which date the executors will distribute the assets, having regard only to the claims of which they then have notice.

TAYLOR & WHITTY PTY LTD, solicitors,
16-18 Bank Street, Cobram, Victoria 3644.

MARJORIE MOTT, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of MARJORIE MOTT, late of Mayflower Retirement Village, 7 Centre Road, East Brighton, Victoria, married woman, deceased, who died on 7 August 2009, are required to send particulars of their claims to the executors, care of the undermentioned solicitor, by 21 February 2010, 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.

Re: BERYL LEONIE SHIRLEY, late of 54 Brantome Street, Gisborne, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 August 2009, are required by the executors, Peter David Strong and Philip Andrew Strong, to send particulars to them, care of the undersigned solicitors, by 22 February 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

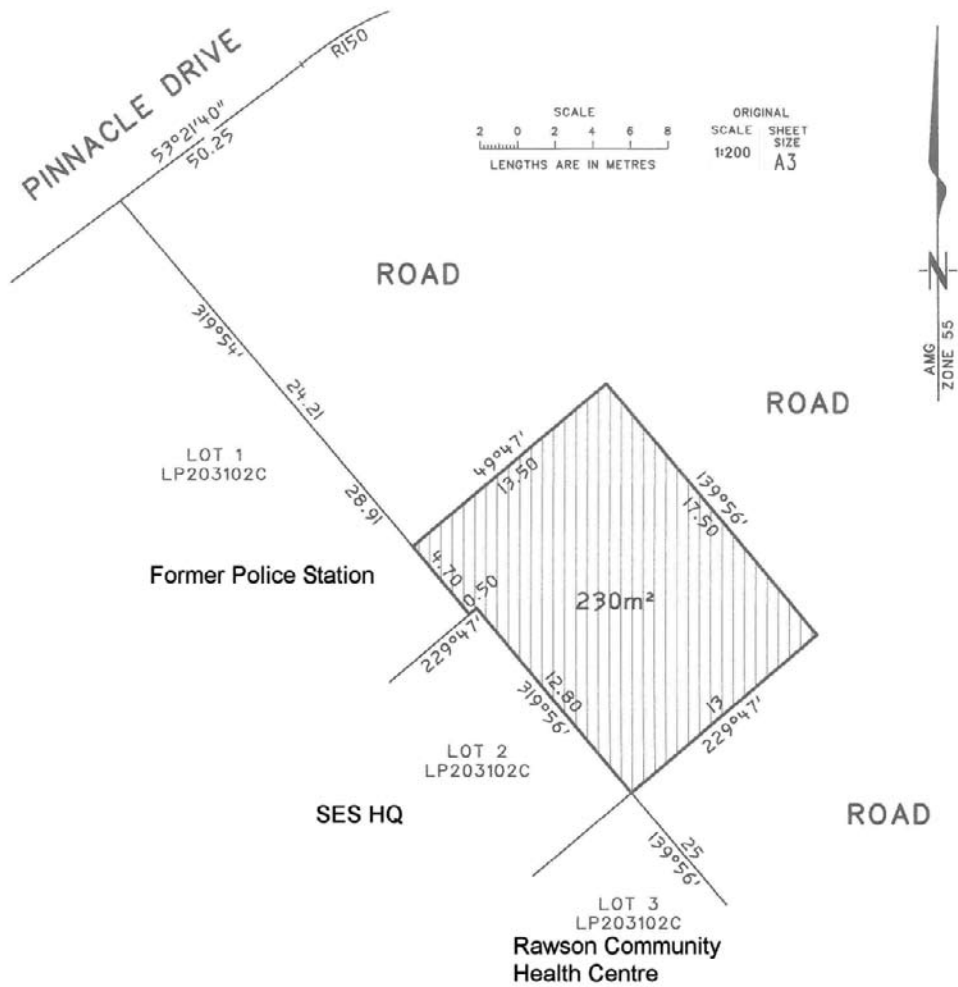
WILLIS SIMMONDS LAWYERS,
legal practitioners,
6/1 North Concourse, Beaumaris 3193.

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

BAW BAW SHIRE COUNCIL

Road Closure – Rawson

Pursuant to section 206 and schedule 10 of the **Local Government Act 1989**, the Baw Baw Shire Council, at its ordinary meeting on 10 June 2009, formed the opinion that the road shown on the plan below is no longer required for public use and resolved to discontinue the road.



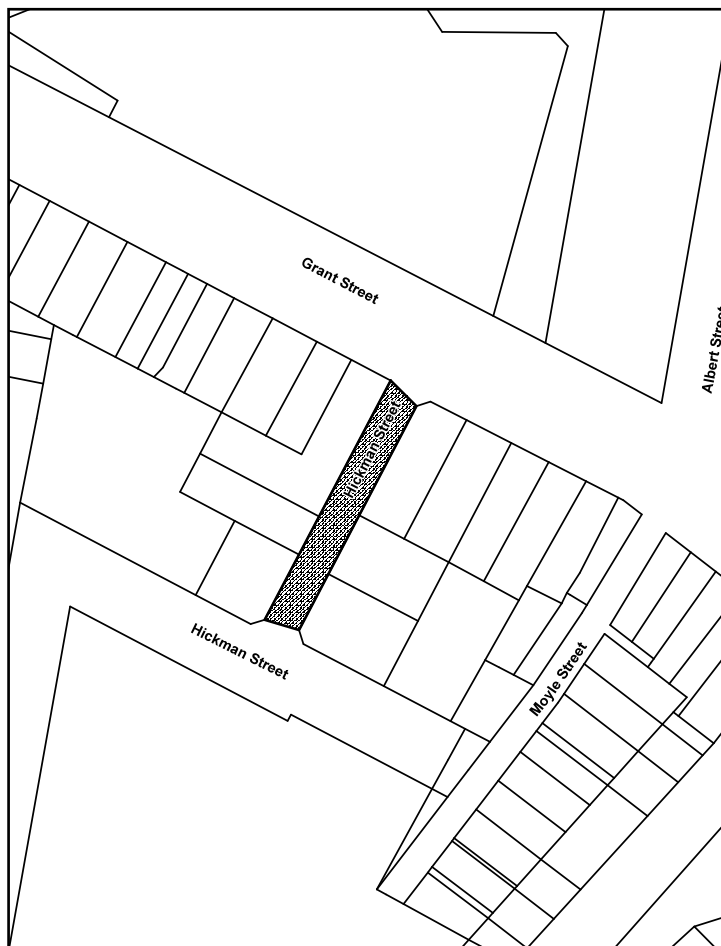


Road Discontinuance – Part of Hickman Street, Golden Point
Schedule 10(3)(A) **Local Government Act 1989**

Notice is hereby given that Ballarat City Council, at its Ordinary Meeting of Wednesday 28 October 2009, resolved to discontinue part of Hickman Street, Golden Point, as shown in the marked part of the illustration below. This resolution followed a public consultation process consistent with the requirements of section 223 of the **Local Government Act 1989**.

It is proposed to advise the Department of Sustainability and Environment of this resolution so that the discontinued section of road may be offered for private sale.

Any inquiries in relation to this road discontinuance should be directed to Council’s Governance and Civic Support Unit on (03) 5320 5535.



ANTHONY SCHINCK
Chief Executive Officer

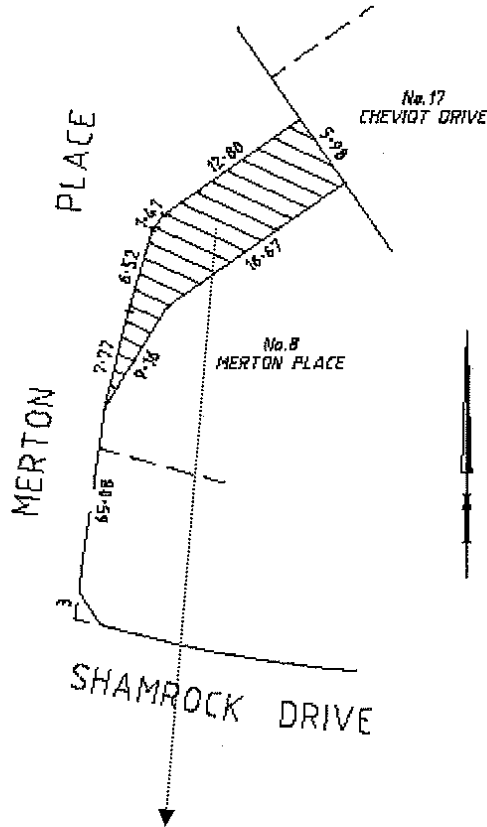
WHITTLESEA CITY COUNCIL

Erratum

Discontinuance of Road, Merton Place, Mill Park

Notice is hereby given that the notice published on Page 3155 G49 of the Victoria Government Gazette dated 3 December 2009 was incorrect. The notice below replaces that notice.

At its meeting on 13 October 2009 and acting under section 206, clause 3 of schedule 10 of the **Local Government Act 1989**, Whittlesea City Council resolved to discontinue the section of road shown hatched and is to be sold to adjoining land owners at 8 Merton Place, Mill Park.



Proposed road discontinuance

DAVID TURNBULL
Chief Executive Officer

WHITTLESEA CITY COUNCIL

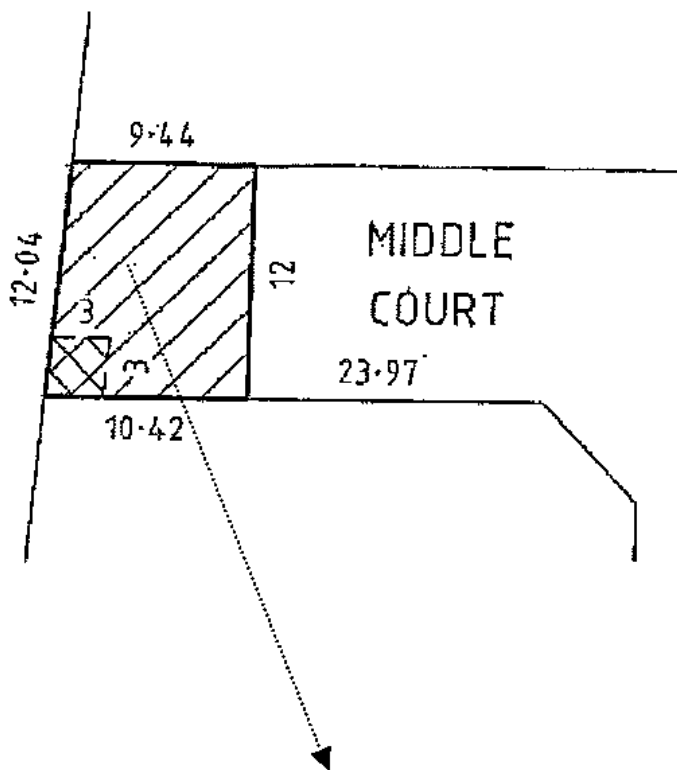
Erratum

Discontinuance of Road, Middle Court, Thomastown

Notice is hereby given that the notice published on Page 3156 G49 of the Victoria Government Gazette dated 3 December 2009 was incorrect. The notice below replaces that notice.

At its meeting on 13 October 2009 and acting under section 206, clause 3 of schedule 10 of the **Local Government Act 1989**, Whittlesea City Council resolved to discontinue the section of road shown hatched and is to be sold to adjoining land owners at 7 Middle Court, Thomastown.

The section of road shown cross-hatched is to be discontinued subject to the right, power or interest held by Yarra Valley Water Ltd in the road in connection with any sewers, drains or pipes under the control of that authority in or near the road.



Proposed road discontinuance

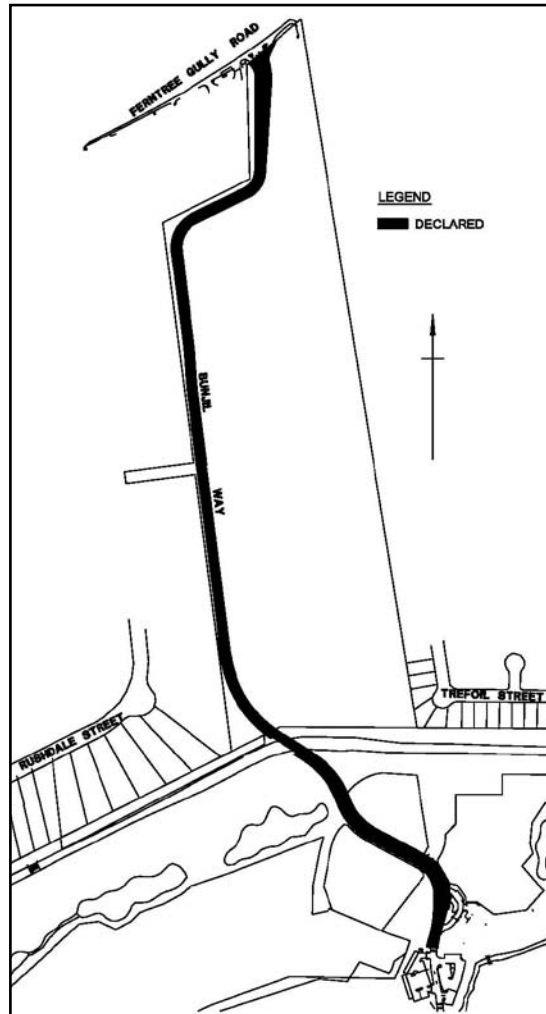
DAVID TURNBULL
Chief Executive Officer



Road Management Act 2004
ROAD DECLARATION

Knox City Council, pursuant to section 11 of the **Road Management Act 2004**, upon publication of this notice declares the road described as part of Bunjil Way, Knoxfield, identified by a heavy solid line on the plan below and described as follows:

The road reserve shown by a heavy line commencing from where the road adjoins Ferntree Gully Road and ceases at the top of the speed hump located 338 metres south of the Ferny Creek Bridge. The extent of the road reserve boundaries shall be defined as being offset 3 metres from the back of the kerb for the length of the declared section of Bunjil Way, Knoxfield.



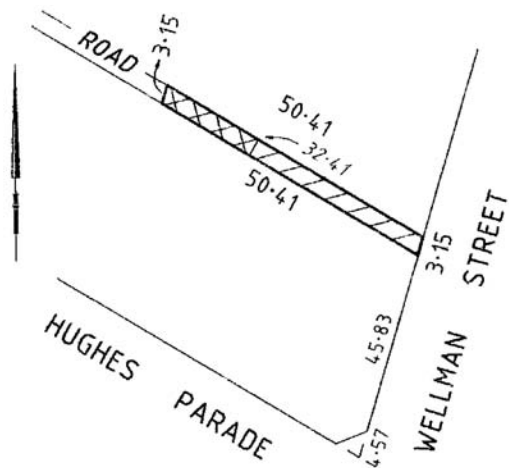
GRAEME EMONSON
Chief Executive Officer

DAREBIN CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Darebin City Council, at its ordinary meeting held on 30 November 2009, formed the opinion that the road at the rear of 110 Hughes Parade and adjoining 1 and 3 Wellman Street, Reservoir, which is shown by hatching and cross-hatching on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and to sell the land from the road by private treaty to the adjoining property owners at 3 Wellman Street, Reservoir.

The section of road shown cross-hatched is to be sold subject to the right, power or interest held by Yarra Valley Water Limited in the road in connection with any sewers, drains or pipes under the control of that authority in or near the road.



MICHAEL ULBRICK
Chief Executive Officer

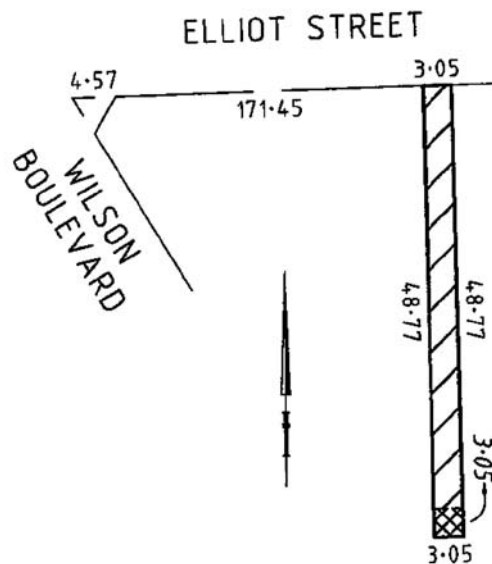
DAREBIN CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Darebin City Council, at its ordinary meeting held on 30 November 2009, formed the opinion that the road adjoining 49 and 51 Elliott Street, Reservoir, which is shown by hatching and cross-hatching on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and to

sell the land from the road by private treaty to the adjoining property owner at 51 Elliott Street, Reservoir.

The section of road shown cross-hatched is to be sold subject to the right, power or interest held by Yarra Valley Water Limited in the road in connection with any sewers, drains or pipes under the control of that authority in or near the road.



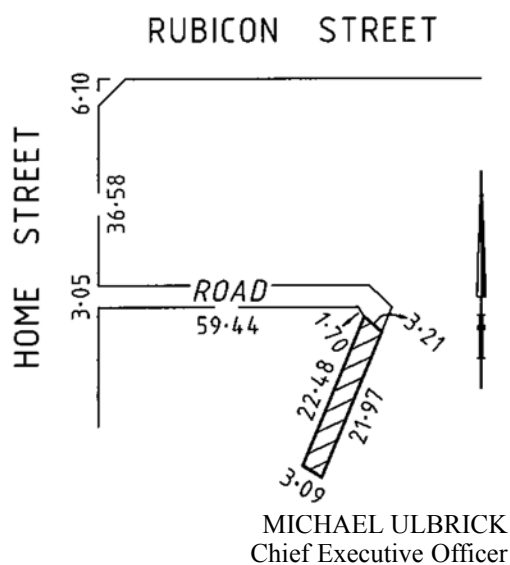
MICHAEL ULBRICK
Chief Executive Officer

DAREBIN CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Darebin City Council, at its ordinary meeting held on 30 November 2009, formed the opinion that the road at the rear of 789 and 791 Plenty Road and 40 Home Street, which is shown by hatching on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and to sell the land from the road by private treaty to the adjoining property owners.

The road is to be sold subject to the right, power or interest held by Yarra Valley Water Limited and the Darebin City Council in the road in connection with any sewers, drains or pipes under the control of those authorities in or near the road.



CITY OF BALLARAT

Community (Amendment) Local Law No. 17

Pursuant to section 119(2) of the **Local Government Act 1989**, notice is hereby given that at its 9 December 2009 meeting, the Ballarat City Council proposed to make Community Local Law No. 17 in order to effect various amendments to Community Local Law No. 15. The general purposes of the Local Law are to:

- (a) provide for the peace, order and good government of the municipal district of the City of Ballarat;
- (b) provide a safe and healthy environment, in which the residents of the municipality enjoy a quality of life that meets the general expectations of the community;
- (c) control and regulate emissions to the air in order to improve the amenity, environment and quality of life in the municipality;
- (d) ensure that the public can properly use and enjoy public reserves by regulating activities and behaviour in public reserves;
- (e) prohibit, regulate and control the consumption of alcohol in designated areas within the municipality;
- (f) manage, regulate and control the different uses to which roads, Council land and footpaths can be put to ensure that there is a proper balance between private uses and the need to maintain freedom of movement for the public; and
- (g) manage, regulate and control the keeping of animals and birds.

The changes proposed by Community (Amendment) Local Law No. 17 include:

1. Clause 3.1.2 – Introduces a new clause to create an offence to place domestic, household or business waste into public waste bins.
2. Clause 5.24 – Introduces a new clause that requires a Local Law permit in order to conduct fireworks displays.
3. Clause 3.8 – Amends the clause that requires a Local Law permit to burn in the open or in incinerators. The amended clause will require a Local Law permit to burn in the open or in an incinerator on land less than 2,000 square metres.
4. Clause 5.17.1 – Introduces a new clause that will require shopping trolleys to be operated by means of a coin-lock mechanism.
5. Clause 4.6 – Amends the clause and allows discretion in regard to whether payment of a bond to Council is required when applying for an Asset Protection Permit.

Copies of the proposed Community (Amendment) Local Law No. 17 can be obtained from the Town Hall, Sturt Street, Ballarat, during normal office hours or via Council's website, www.ballarat.vic.gov.au. Any person can make a submission to the Council in relation to the proposed Local Law.

Any person affected by the proposal may make a written submission in accordance with section 223 of the **Local Government Act 1989**. Submissions should be addressed to the Manager Regulatory Services, City of Ballarat, PO Box 655, Ballarat 3353. Submissions may also be delivered to the Council Offices, 25 Armstrong Street South, Ballarat; or emailed to ballcity@ballarat.vic.gov.au

All written submissions must be received by 4.00 pm on Friday 22 January 2010.

Any person who has made a submission may request to be heard in support of their submission before a Council Meeting, at a date to be advised.

Enquiries should be directed to Andrew Bellingham, Manager Regulatory Services, on 5320 5570.

ANTHONY SCHINCK
Chief Executive Officer

BAYSIDE CITY COUNCIL

Notice of Intention to Make a Local Law

Responsible Cat Ownership

Notice is given, pursuant to section 119 and 223 of the **Local Government Act 1989**, that the Bayside City Council proposes to make a new Local Law, pursuant to Part 5 of the **Local Government Act 1989**, to be known as Local Law No. 10 – Responsible Cat Ownership. This Local Law will come into effect as of 1 January 2010.

The purpose of the proposed Local Law

The purpose of the proposed Local Law is to:

- (a) amend the Local Law No. 2 – Environment;
- (b) minimise the adverse effects of cats, in the City of Bayside;
- (c) protect the welfare of wildlife;
- (d) minimise the nuisance caused by cats;
- (e) encourage responsible breeding, selling, transferring, and ownership of cats.

The general purpose of the proposed Local Law

The proposed Local Law will require that:

a person must ensure that the cat is confined to the property at night; and

a person must not sell, or give to any person, or allow to be given, or sold to any person, any cat that has not been de-sexed and a person must not own a cat that is not de-sexed subject to certain conditions.

A copy of the Local Law may be obtained during business hours at the Council's Corporate Centre, 76 Royal Avenue, Sandringham, and at Council's four Library branches, Brighton, Hampton, Sandringham and Beaumaris or from the Council website at www.bayside.vic.gov.au

HUME CITY COUNCIL

Governance Local Law 2009

Notice is given pursuant to section 119 of the **Local Government Act 1989** that the Hume City Council, at its meeting on 14 December 2009, resolved to make a new Local Law to be known as the Governance Local Law – 2009. The Governance Local Law – 2009 will come into effect on 1 January 2010.

Purpose and general purport of the proposed Local Law is to:

- regulate and prohibit unauthorised use of the use of the Common Seal;
- provide that Council will adopt a Code of Conduct for Councillors to govern the conduct of Councillors, a Code of Good Governance to provide standards and guiding principles for Councillors and a Code of Meeting Procedures to regulate the conduct of Council and Committee Meetings, including public participation at meetings; and
- provide for penalties for not complying with a direction of the Mayor in accordance with the Code of Meeting Procedures and use of the Common Seal.

Notice of Incorporation of Codes by Reference

Notice is given pursuant to section 112(2) of the **Local Government Act 1989** that, at its meeting on 14 December 2009, Hume City Council resolved to adopt the following Codes which are incorporated by reference into the Governance Local Law – 2009.

- Code of Conduct for Councillors,
- Code of Good Governance, and
- Code of Meeting Procedures.

A copy of the Local Law and Codes can be obtained from the Council Customer Service centres at 1079 Pascoe Vale Road, Broadmeadows, 36 Craigieburn Road West, Craigieburn and 59 Macedon Street, Sunbury, or viewed on Council's website, www.hume.vic.gov.au

DOMENIC ISOLA
Chief Executive Officer



Local Law No. 2 – Meeting Procedures

Notice is hereby given that the Rural City of Wangaratta, at its Ordinary Meeting of 8 December 2009, adopted Local Law No. 2 – Meeting Procedures.

The objectives of this Local Law are to:

- (a) regulate and control the procedures governing the conduct of meetings of the Council and of special committees appointed by the Council;

- (b) regulate and control the election of Mayor and the chairpersons of any special committees;
- (c) regulate and control the use of the Council's seal;
- (d) promote and encourage community participation in the system of local government;
- (e) provide a mechanism through its formal meeting procedure to ensure effective and efficient Council decisions are made in a manner which acknowledges the role of local government within the Australian system of Government;
- (f) provide for the administration of the Council's powers and functions; and
- (g) provide generally for the peace, order and good government of the municipal district.

A copy of the Local Law may be inspected at the Wangaratta Government Centre, corner Ford and Ovens Streets, Wangaratta, during office hours 8.30 am – 5.00 pm Monday to Friday or downloaded from Council's website.

Enquiries concerning the Local Law should be direct to Ray Park on (03) 5722 0804.

MAROONDAH CITY COUNCIL

Local Law No. 8 – General Local Law

Notice is given that at a meeting of Maroondah City Council (Council) held on 16 November 2009, Council made a local law titled 'Local Law No. 8: General Local Law' (the Local Law).

The following information about the Local Law is provided in accordance with section 119(3) of the **Local Government Act 1989**:

Purpose of the Local Law

The purposes of the Local Law are to:

- revoke Local Laws 4, 5 and 6 made by Council;
- provide for and assure equitable, orderly and enjoyable use by people of community facilities, including roads;
- protect Council property and other community assets from loss or unnecessary or avoidable damage;
- support provision by Council of a safe, clean and healthy environment in areas under its control and management; and
- provide generally for the peace, order and good government of the municipal district.

General purport of the Local Law

The Local Law:

- revokes Local Law No. 4, Local Law No. 5 and Local Law No. 6;
- provides for the restriction of access to municipal buildings and municipal reserves, and makes it an offence for a person to engage in specified conduct in a municipal building or municipal reserve;
- requires an owner of land on which building works are to be carried out to obtain an Asset Protection Permit, and comply with specified requirements concerning such building works (including compliance with a Building Site Code of Practice);

makes it an offence for a person –

- to interfere with Council property;
- being an owner of land not to have a vehicle crossing in specified circumstances or to install, construct, alter or reconstruct a vehicle crossing in specified circumstances;
- being an owner of land not to comply with specified requirements concerning vehicle crossings, or to retain a second vehicle crossing without Council consent;
- to engage in specified conduct on Council land or roads;

- on a road, Council land or open space to possess or consume liquor, in specified circumstances;
- in the vicinity of licensed premises to engage in specified conduct;
- to place specified vehicles or objects on a road or Council land, or sell or offer for sale goods or services on a road or Council land;
- to busk on a road or Council land without Council consent;
- to solicit gifts of money or subscriptions on a road or Council land, or from house to house, without Council consent;
- to organise, conduct or hold a street party, festival or procession on a road, without Council approval;
- to disregard a Council sign on a road or Council land;
- to engage in specified conduct on a shared pathway;
- to use a bicycle, a scooter, a skateboard, or in-line or roller skates or similar device in disregard of a restriction imposed by Council or in a specified manner;
- to repair vehicles on a road or Council land in specified circumstances;
- to obstruct a road or Council land or interfere with Council infrastructure assets, in specified circumstances;
- being an owner of land abutting Council land to maintain a gate, door or other means of access of a specified kind;
- to place chairs and tables on a road or Council land, without Council consent;
- to place or display goods for sale (or allow or direct another person to do so) on a road or Council land, without Council consent;
- to engage in specified conduct on any building, fence or other property under the control of or vested in Council, without Council consent;
- to erect or place an advertising sign on Council property (or cause another person to do so), without Council consent;
- to erect or place any structure, banner or the like on or across any Council land, without Council consent;
- being a retailer within the Ringwood Central Activities District not to use a specified kind of shopping trolley;
- being an owner of land to place a clothing bin on land unless specified conditions are met;
- to abandon a vehicle (whether registered or not) in a public place;
- to park in an area designated for resident or permit parking, without Council consent;
- being an owner or occupier of land not to use a property address allocated by Council;
- being an owner or occupier of land not to take specified measures to prevent a fire from starting or spreading;
- to light a fire in the open air or an incinerator, in the circumstances specified;
- being an owner or occupier of land to cause or allow his or her land to adopt a specified condition;
- being an owner or occupier of land to cause or allow his or her land to be used for the storage of dangerous or hazardous substances, in the manner specified;
- to use land for the storage of vehicles or machinery, or for the dismantling or breaking up of vehicles or machinery, without Council consent;
- to use residential land for the repair or servicing of vehicles which are unregistered or not normally housed on that land, without Council consent or unless specified circumstances exist;

- being an owner or occupier of premises to install an intruder alarm which does not have specified characteristics, or not to comply with a Council direction concerning any such intruder alarm;
- being an owner of land on which building works are to be carried out not to install an approved toilet system on that land before the building works commence;
- to camp on Council land or a road (including in a caravan), without Council consent or unless specified circumstances exist;
- being an owner or occupier of land to allow a tree or vegetation to grow, so as to overhang an abutting road or present a hazard of the kind specified;
- being an owner or occupier of land not to take specified measures when immediately becoming aware of the existence of a wasps' nest or beehives on that land;
- being an owner or occupier of land to keep certain types of animals, or keep certain types of animals in specified numbers, without Council consent;
- in charge of an animal not to remove and dispose of that animal's faeces once deposited on land belonging to another;
- being an owner of an animal and an owner of the land on which the animal is kept not to ensure that the land is adequately fenced, so as to prevent the animal escaping and straying;
- to remove or interfere with certain waste receptacles put out for collection;
- being an owner of land to place or allow to be placed on the land a trade waste hopper, unless it meets specified requirements;
- to place or leave or allow to remain on land a container (such as a disused refrigerator) which has specified characteristics, unless specified precautions are taken;
- to interfere with a Council drain, or discharge any substance into the drain, without Council consent or other authority;
- being an owner or occupier of land not to ensure that any structure on the land that collects or concentrates the flow of water is connected to a legal point of discharge, and to obtain a permit from Council before undertaking certain drainage works; and
- being an owner of land not to comply with a Council notice concerning drainage, or to not comply with a direction from Council concerning drainage.

The Local Law also:

- provides for a domestic waste, a recyclable materials, a hard waste and a green organics collection service;
- regulates applications for, and the granting of, permits under the local law;
- regulates the correction, revocation, and registration of permits;
- makes it an offence if a person fails to comply with a Notice to Comply;
- empowers an Authorised Officer to impound, cause the surrender of, sell, destroy or give away certain objects;
- empowers an Authorised Officer to issue an infringement notice for contravention of the local law, which may incur a penalty specified in the local law; and
- makes it an offence for a person to give false information to an Authorised Officer or to mislead or deceive, or omit relevant information submitted to, a member of Council staff acting in accordance with his or her duties.

Copies of the Local Law may be inspected at the Council office in Braeside Avenue, Ringwood, during office hours and at Council's Customer Service Centres (during their normal operating hours), and on Council's internet website.

MICHAEL MARASCO
Chief Executive Officer



Amendment of General Local Law 2008 (No. 1)

Notice is hereby given that, at a meeting of the Stonnington City Council held on 7 December 2009, Council resolved to give notice of its intention to amend the General Local Law 2008 (No. 1), pursuant to section 119(2) of the **Local Government Act 1989**.

The purpose of the proposed amendments to the Local Law is to:

- make administrative corrections to Part 2, Administration of this Local Law clause 101, correction of wording; clause 104, new definition for purpose of amendment, Clause 105, rewording of explanation provided in point 6;
 - minor correction to Clause 401 (2), delete the word ‘summons’ and substitute ‘summon’;
 - amend Clause 404 to delete the heading and text of Clause 404 of the Principal Local Law and replace as follows:
‘Council Meeting to Elect an Acting Mayor
404
- (1) Subject to Clause 404(2), an Acting Mayor may be elected in the event the Mayor is unable to carry out the functions and duties prescribed to the Mayor due to absence or illness.
 - (2) An Acting Mayor may be elected at a Council Meeting if Council votes to elect an Acting Mayor at the Council Meeting.
 - (3) An Acting Mayor elected in accordance with Clause 404(1) must carry out the functions and duties prescribed to the Mayor until such time as the Mayor resumes his or her functions and duties or until such time as Council votes that the Acting Mayor should no longer continue to act in that role, whichever occurs first.
 - (4) The procedure for the election of an Acting Mayor is to be the same as the procedure under Clause 408(3) for the election of the Mayor, as if any reference to the Mayor is a reference to the Acting Mayor and any reference to the Statutory Meeting is a reference to the Council Meeting.
 - (5) As far as reasonably practicable, an Acting Mayor has the same rights, functions and duties as the Mayor when he or she acts as Acting Mayor.’;
- minor correction to clause 405, immediately before ‘General’ insert ‘a’;
 - delete clause 406(2) of the Principal Local Law and substitute:
‘(2) Unless altered by resolution of Council in a particular case, the order of business for a Statutory Meeting summoned or called under Clause 401 must be as follows or as near to follows as may be practicable:
 - a. Reading of the Reconciliation Statement and Prayer;
 - b. Apologies;
 - c. Swearing in New Council;
 - d. Oath of Office – the making of the oath of office by each Councillor, under Section 63 of the Act;
 - e. Code of Conduct – the declaration by each Councillor to observe the Code of Conduct for Councillors as required by Section 76C of the Act;
 - f. Fixing of Allowances¹ – the fixing of allowances for the Mayor and Councillors under Section 74 of the Act²;
 - g. Decision on Length of Mayoral Term;

- h. Election of Mayor and any Deputy Mayor; and
 - i. Mayoral Address.’;
- insertion of new clause after Clause 408 of the Principal Local Law, the following for Election of Deputy Mayor:
‘Procedure for Election of Deputy Mayor
408A
(1) Councillors may elect a Deputy Mayor at a Statutory Meeting.
(2) Any election for the office of Deputy Mayor will be regulated by Clause 408;
(a) except that the Mayor is not eligible for election to the office Deputy Mayor; and
(b) Clause 408 is to be applied as if the reference to the Mayor in Clause 408(3) is a reference to the Returning Officer (other than in Clause 408(3)(h) when the reference to the Returning Officer is a reference to the Chief Executive Officer).’;
- in Clause 409 (4)(a) of the Principal Local Law, delete ‘404’ and substitute ‘408’ for the correction of numbers;
- delete Clause 410(e) of the Principal Local Law and insert new heading Chairperson and Conflicts of Interest and insert clause (e) calling for disclosure by Councillors of any conflicts of interest in accordance section 79 of the Act;
- correction to text of Clause 414, delete the text immediately after Clause 414(5) and before the heading to Clause 415 of the Principal Local Law and insert: (6) Unless all Councillors are present and unanimously agree to deal with another matter, only business specified in the notice is to be transacted at the Special Meeting;
- note new wording for part (d), namely (d) Disclosure by Councillors of any conflicts of Interest in accordance with section 79 of the Act and (f) insertion of the words council business and also brought forwarded (g) Questions to Council Officers from Councillors as some questions follow on from correspondence;
- minor alteration to Clause 426, in Clause 426(3) of the Principal Local Law, delete ‘on’ and substitute ‘over’ and delete Clause 426(4) and substitute ‘Procedural motions must be dealt with in accordance with the table set out in Schedule 5’;
- immediately after Schedule 4 to the Principal Local Law, insert the annexure relating to Procedural Motions Table;
- alteration to Clause 427 to the Principal Local Law under the heading Chief Executive Officer and Notices of Motion to be changed from needing three Councillors to needing two (2) Councillors at minimum except for recession Notice of Motions where three still required. In clause 427(2) add ‘detrimental to the image or reputation of the Council’ and delete ‘irrelevant or trivial’;
- amendment to Clause 445 under the heading Recording/Transcript of Council Meeting may be Requested, deletion of (d) be approved by a resolution of Council; and
- amendment to Clause 458 under the heading Removal from Chamber, delete Clause 458 of the Principal Local Law and substitute (2) any Councillor who has been suspended under Clause 456 and who has not immediately left the Council Meeting.

The general purport of the amendments to the Local Law is to:

Clauses 101, 104, 401, 405, 409, 410, 414, 426, 427, 445 and 458 – make administrative corrections

Clause 404 – amend this clause as it relates to the Council Meeting to Elect an Acting Mayor

Clause 406(2) – amend the order of business relating to a Statutory Meeting of Council

Clause 408 – insert a new clause for the procedure for the Election of Deputy Mayor
Schedule 4 – immediately after this schedule insert the annexure relating to Procedural Motions Table as Schedule 5.

A copy of the proposed amendments to the Local Law can be viewed online at www.stonnington.vic.gov.au or inspected at, or obtained from, the Council Service Centres located at Stonnington City Centre, Malvern Town Hall, corner Glenferrie Road and High Street, Malvern, or Prahran Town Hall, corner Greville and Chapel Streets, Prahran, during office hours 8.30 am to 5.00 pm Monday to Friday.

Pursuant to section 223 of the **Local Government Act 1989**, submissions on the amendments to the Local Law may be submitted to PO Box 21, Prahran 3181 by Thursday 21 January 2010.

WARREN ROBERTS
Chief Executive Officer

Planning and Environment Act 1987
MOUNT ALEXANDER PLANNING SCHEME
Notice of Preparation of Amendment
Amendment C37
Authorisation A01333

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

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

The Amendment applies to 159 addresses scattered throughout the Shire. The affected properties at Baringhup, Barkers Creek, Bradford, Campbells Creek, Campbelltown, Castlemaine, Chewton, Elphinstone, Fryerstown, Glenluce, Green Gully, Guildford, Harcourt, Harcourt North, Joyces Creek, Maldon, Metcalfe, Muckleford South, Myrtle Creek, Newstead, Nuggety, Sandon, Sutton Grange, Taradale, Tarilta, Vaughan, Walmer, Welshmans Reef, Werona and Yapeen are shown on a total of 95 maps that refer to Planning Scheme Map Nos. 1, 3, 4, 5, 6, 7, 8, 9, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 28, 29, 30, 31, 32, 33, 34, 35, 36, 38, 39, 40 and 42.

The Amendment proposes to:

- rezone private land incorrectly shown as a public zone to the most appropriate private zone; and
- rezone public land incorrectly shown as a private zone to Public Use Zone (PUZ), Public Conservation Resource Zone (PCRZ) or Public Park and Recreation Zone (PPRZ).

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, Mount Alexander Shire Council, Town Hall, 25 Lyttleton Street, Castlemaine; Mount Alexander Shire Council, Sustainable Development Unit, 9 Halford Street, Castlemaine; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is 9 February 2010. A submission must be sent to: Chief Executive Officer, Mount Alexander Shire, PO Box 185, Castlemaine, Victoria 3450.

PHIL ROWLAND
Chief Executive Officer

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 17 February 2010, 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.

BLUNDELL, Gwenda Dorothy, late of 52/104 Country Club Drive, Safety Beach, Victoria 3936, who died on 11 November 2009.

DAVIS, Dorothy, late of Bupa Aged Care, 264 Diamond Creek Road, Greensborough, Victoria 3088, who died on 26 July 2009.

FALCONER, Isabella Hagart, late of 71 Graham Street, Broadmeadows, Victoria 3047, who died on 9 August 1994.

JENKINS, Moya Carmel, late of Villa Maria Society – O’Neill Aged Care, 101 Lewisham Road, Prahran, Victoria 3181, who died on 26 August 2009.

McMAHON, Gordon James, late of 133 Linacre Road, Hampton, Victoria 3188, who died on 5 November 2009.

Dated 9 December 2009

ROD SKILBECK
Manager
Executor and Trustee Services

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 18 February 2010, 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.

BOMBEEK, Yanco, late of Wintringham Hostel, 2–20 Wintringham Road, Williamstown, Victoria 3016, who died on 12 September 2009.

COLEIRO, Jim, also known as John Mary Coleiro, late of Narracan Gardens, Lot 11/17 Amaroo Way, Newborough, Victoria 3825, who died on 19 November 2009.

DOWLING, Ruth Melva, late of 53 McGibbony Street, Ararat, Victoria 3377, who died on 30 October 2009.

FRANCIS, Colleen Bernadette, late of 24 Canara Street, Doncaster East, Victoria 3109, who died on 20 October 2009.

GILES, Raymond Eric, late of Private Bag 1, Plenty Residential Service, Bundoora, Victoria 3083, who died on 14 August 2009.

HALL, Walter John, late of Ian Brand Nursing Home, 1231 Plenty Road, Bundoora, Victoria 3083, pensioner who died on 21 August 2009.

SCHULENBURG, Gerdo Horst Siegfried, 81 Bayview Road, Merricks Beach, late of Bupa Bendigo, 208 Holdsworth Street, Bendigo, Victoria 3550, who died on 24 August 2009.

Dated 10 December 2009

ROD SKILBECK
Manager
Executor and Trustee Services

EXEMPTION

Application No. A285/2009

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995** (the Act), by Women’s Health Association of Victoria (the applicant). The application for exemption is to enable the applicant to engage in the exempt conduct.

Upon reading the material submitted in support of the application, including the affidavit of Susie Reid, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 59 and 60 of the Act to enable the applicant to engage in the exempt conduct.

In this exemption ‘exempt conduct’ means:

- to restrict individual membership of the Women’s Health Association of Victoria to women only;
- to require that organisations that are members of the Women’s Health Association of Victoria be represented at meetings (whether they come to attend, speak or vote) by women only.

In granting this exemption the Tribunal noted that –

- The applicant is a peak organisation, all of whose organisational members currently hold an exemption from the Tribunal.

- The applicant and its member organisations deals with women's health issues including family violence, and provides a central point for advocacy, the development of collaborative policy, initiatives to assist and promote women's health, and to provide information to women about issues relating to women's health.
- Like its member organisations, the applicant aims to encourage discussion at its meetings in a safe and non-threatening environment.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 59 and 60 of the Act 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 16 December 2013.

Dated 10 December 2009

C. McKENZIE
Deputy President

EXEMPTION

Application No. A288/2009

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 83 of the **Equal Opportunity Act 1995** by Eaglehawk Secondary College. The application for exemption is to enable the applicant to advertise for and employ a male integration aide (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, 100 and 195 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption, the Tribunal noted:

- A student who is to commence at the school in 2010 has disabilities which result in (among other things) difficulties in learning, mobility, motor skills and self care (including continence issues).
- It is appropriate, having regard to this student's age and needs and to deal with these issues in the most sensitive way, that he be assisted by a male integration aide. No such aide is currently employed by the school.

- The student's parents and the student himself support this proposal.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 13, 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 16 December 2013.

Dated 10 December 2009

C. McKENZIE
Deputy President

REVIEW OF RETAIL ENERGY WRONGFUL DISCONNECTION PAYMENT

Release of Draft Report

On 29 September 2009, the Minister for Finance, WorkCover and the Transport Accident Commission directed the Essential Services Commission to review the wrongful disconnection payment scheme for retail energy customers.

A statutory scheme in place since 2004 requires retailers who wrongfully disconnect the supply of electricity or gas to a relevant customer to make a payment to that customer.

The scheme involves arrangements between energy retailers, the Energy and Water Ombudsman (Victoria) and the Essential Services Commission, in its role as the State's energy regulator.

The Commission is considering whether the wrongful disconnection payment is appropriate and whether it is well directed.

It has released a Draft Report of its review, which is available on the Commission's website, www.esc.vic.gov.au

As part of its public consultation, the Commission is seeking submissions on the Draft Report before it delivers a Final Report to the Minister for Energy and Resources.

Further information on the draft report and the review is available from Fiona McKenzie at the Commission on (03) 9651 0222.

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services under section 8A(1) of the **Health Act 1958** in relation to section 5(2) of the **Adoption Act 1984**, I, Keith Smith, give approval of the following person under section 5(1) and section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of section 35 and section 87 of the **Adoption Act 1984**.

Name: Emer Leonard

KEITH SMITH
Manager Community Care
Southern Metropolitan Region

Education and Training Reform Act 2006NOTICE OF MAKING OF ORDER
UNDER SECTION 2.3.2

Ministerial Order No. 256, constituting Lyndale Greens Primary School Council under section 2.3.2(1) (6) and (7) of the **Education and Training Reform Act 2006** was made on 14 December 2009.

BRONWYN PIKE, MP
Minister for Education

Education and Training Reform Act 2006NOTICE OF MAKING OF ORDER
UNDER SECTION 2.3.2

Ministerial Order No. 257, constituting Chandler Park Primary School Council under section 2.3.2(1) (6) and (7) of the **Education and Training Reform Act 2006** was made on 14 December 2009.

BRONWYN PIKE, MP
Minister for Education

Education and Training Reform Act 2006NOTICE OF MAKING OF ORDER
UNDER SECTION 2.3.2

Ministerial Order No. 259, constituting Athol Road Primary School Council under section 2.3.2(1) (6) and (7) of the **Education and Training Reform Act 2006** was made on 14 December 2009.

BRONWYN PIKE, MP
Minister for Education

Fisheries Act 1995GUIDELINES FOR THE PREPARATION
OF THE EAST GIPPSLAND FISHERY
MANAGEMENT PLAN

I, Anthony Hurst, as delegate of the Minister for Agriculture, pursuant to section 28(2) of the **Fisheries Act 1995** (the Act) and with consideration of section 3A of the Act, issue the following guidelines with respect to the preparation of a fishery management plan for the East Gippsland region.

1. Fisheries Victoria of the Department of Primary Industries will be responsible for the preparation of the 'East Gippsland Fishery Management Plan'.
2. This fishery management plan will be prepared with input from all relevant major stakeholders including recreational and Aboriginal fishers.
3. The East Gippsland region includes inland waters as defined in the Act within the area enclosed by the boundaries of the East Gippsland Catchment Management Authority excluding the waters addressed in the 'Mallacoota Inlet Fisheries Reserve Management Plan', the 'Lake Tyers Fisheries Reserve Management Plan' or that will be addressed in a future management plan for the Gippsland Lakes.
4. This fishery management plan will identify factors including habitat and environmental conditions which may affect the sustainability of fisheries resources.
5. The fishery management plan may identify actions to maintain or enhance recreational and Aboriginal fishing opportunities.
6. This fishery management plan will specify appropriate management controls with regard to recreational fishing and may recommend options to assist in managing related activities, including the merits (or otherwise) of applying a spawning closure for black bream.
7. The fishery management plan may identify the research requirements and the monitoring and assessment regime needed to support management decisions that ensure the sustainability of fisheries resources.

8. This fishery management plan will include processes for reporting on implementation progress to the Victorian community.

Dated 10 December 2009

Delegate of the responsible Minister
ANTHONY HURST
Executive Director
Fisheries Victoria

Health Professions Registration Act 2005
APPROVAL OF IMMUNISATION AS AN
APPROVED AREA OF PRACTICE UNDER
SECTION 27A OF THE
**HEALTH PROFESSIONS REGISTRATION
ACT 2005**

Pursuant to section 27A(2) of the **Health Professions Registration Act 2005**, I, Daniel Andrews, Minister for Health, hereby approve immunisation as an 'approved area of practice' for the purposes of section 27A(1).

Dated 8 December 2009

HON DANIEL ANDREWS MP
Minister for Health

Land Acquisition and Compensation Act 1986

FORM 7 S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Victorian Urban Development Authority (VicUrban) declares that by this notice it acquires the following interest in the land described as Unit 9 on Strata Plan 005899, Parish of Dandenong, being the land contained in Certificate of Title Volume 9088 Folio 562:

Prakashchandra Parmar and Kokila Parmar trading as Payal Indian Restaurant B1636650E (as Occupants);

and all other interests (excluding that of VicUrban).

Published with the authority of VicUrban.

Dated 17 December 2009

For and on behalf of
VicUrban's authorised officer
Signed JOHN WARK
Development Manager
Urban Revitalisation

Land Acquisition and Compensation Act 1986

FORM 7 S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

Melbourne Water Corporation (Melbourne Water) declares that by this notice it acquires the following interest (easement) in the land described as part of Lot 2 on Plan of Subdivision 343841M and part of Lot 1 on Title Plan 854848J, Parish of Yea, comprising 2.208 hectares and being land described in Certificates of Title Volume 10321 Folio 583, Volume 10321 Folio 584, Volume 10321 Folio 791 and Volume 10321 Folio 792, shown as 'E-1' on plans 327_10321_583, 327_10321_584, 328_10321_791 and 328_10321_792.

Interest Acquired: That of Ian Robert Purcell Scott and John Purcell Warren and all other interests.

Published with the authority of Melbourne Water Corporation.

Dated 17 December 2009

For and on behalf of Melbourne Water Corporation by its authorised officer
Signed ROB SKINNER
Managing Director

**MEDICAL PRACTITIONERS BOARD
OF VICTORIA**

Notice

Re: Dr Patrick Arthur Dewan

A Panel of the Medical Practitioners Board of Victoria on 10 December 2009 concluded a Formal Hearing into the professional conduct of Dr Patrick Arthur Dewan a registered medical practitioner.

The Panel made the following findings pursuant to the **Medical Practice Act 1994** ('the Act'):

- In the case of all allegations, except allegation 2(b), Dr Dewan's conduct was unprofessional conduct as defined in paragraphs (a) and (b) of the definition of 'unprofessional conduct' in section 3(1) of the Act
- In the case of allegation 2(b) this conduct amounted to professional misconduct as defined in paragraph (c) of the definition of 'unprofessional conduct' in section 3(1) of the Act

- In the case of allegations 1(b), 1(c), 2(a) and 2(b), pursuant to section 45A(1)(a) of the Act, that conduct was of a serious nature
- In the case of all other allegations, pursuant to section 45A(1)(b) of the Act, that unprofessional conduct was not of a serious nature.

The Panel determined pursuant to section 45A(2)(e) of the Act that the following condition is imposed on Dr Dewan's registration:

- Dr Dewan is to undergo an audit of his surgical practice by a senior paediatric surgeon approved by the Chief Executive Officer of the Board or his nominee. The audit is to include indications for surgery, surgical outcomes and long term followup of surgical cases where indicated. The audit is to be over a period of two years commencing 1 March 2010 with reports at six monthly intervals to the Board. The cost of the audit is to be borne by Dr Dewan.

Dated 11 December 2009

BERNADETTE BROBERG
Hearings Co-ordinator

Occupational Health and Safety Act 2004

NOTICE OF GUIDELINES TO BE MADE

Section 13

In accordance with section 13 of the **Occupational Health and Safety Act 2004** (OHS Act), notice is given of two guidelines to be made under section 12 of the OHS Act. A guideline is called a 'WorkSafe Position' and states the way in which, in the opinion of WorkSafe Victoria (the trading name of the Victorian Workcover Authority), the OHS Act or regulations made under the OHS Act apply.

The WorkSafe Positions to be made are:

How WorkSafe applies the law in relation to discrimination on health and safety grounds

This WorkSafe Position sets out what section 76 of the OHS Act means.

How WorkSafe applies the law in relation to the requirement to answer questions

This WorkSafe Position sets out what section 100(1)(c) of the OHS Act means.

The WorkSafe Position on section 76 applies to employers who have duties under Part 3 of the OHS Act. The WorkSafe Position on section 100(1)(c) applies to any person at a workplace who is asked questions by a WorkSafe inspector.

Public comment submissions

Between 2 and 30 October 2009, public comment submissions were received for these WorkSafe Positions. After considering the submissions received, the WorkSafe Positions are to be made with some changes.

Date of effect

These WorkSafe Positions operate from 31 December 2009.

They will be available from the WorkSafe website worksafe.vic.gov.au. Copies can be obtained by calling the WorkSafe Advisory Service on 1800 136 089 or emailing publications@worksafe.vic.gov.au

GREG TWEEDLY
Chief Executive
Victorian WorkCover Authority

Retirement Villages Act 1986

SECTION 39

Cancellation of Retirement Village Notice

I hereby declare that pursuant to section 9 of the **Retirement Villages Act 1986**, Retirement Village Notice AF164361J, registered on 28 June 2007, on Certificate of Title Volume 10996 Folio 158, under the **Transfer of Land Act 1958**, is cancelled.

Dated 9 December 2009

CLAIRE NOONE
Director
Consumer Affairs Victoria

Geographic Place Names Act 1998**NOTICE OF INTENTION TO REGISTER A GEOGRAPHIC NAME**

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

File No.	Naming Authority	Place Name	Location
GPN008121	City of Greater Geelong	Willey Langdon Reserve	31a Seaforth Drive, Portarlington 3223

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**

17th Floor

570 Bourke Street

Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

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

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

Place Name	Proposer and Location
Derrimut Primary School	Department of Education. A new school entity located at the corner of Stirling Drive and Lennon Parkway, Derrimut 3030.

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**

17th Floor

570 Bourke Street

Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

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

Melbourne Affordable Housing

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

In accordance with a Funding Deed dated 15 December 2005 between the Director and Melbourne Affordable Housing, the following land is land in which the Director is deemed to have an interest in under section 107 of the Act.

Volume	Folio	Address
11014	744	(Lot 937) Units 1–4, 59 Burrora Way, Craigieburn
11014	711	(Lot 904) Units 1–4, Creekwood Drive, Craigieburn
11029	469	(Lot 123) Units 1–4, 14 Baylang Way, Craigieburn
11029	481	(Lot 135) Units 1–4, 14 Baylang Way, Craigieburn
11031	653	(Lot 818) Units 1–4, 35 Kinglake Crescent, Craigieburn

Dated 30 November 2009

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

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

St Kilda Community Housing Ltd

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

The Director and St Kilda Community Housing Ltd have agreed in writing that the following land of which St Kilda Community Housing Ltd is registered as proprietor is land to which section 107 of the Act should apply and is therefore land in which the Director is deemed to have an interest under section 107.

Volume	Folio	Address
10414	180	24 Little Grey Street, St Kilda

Dated 30 November 2009

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

Interpretation of Legislation Act 1984**ELECTRICITY SAFETY (INSTALLATIONS) REGULATIONS 2009**

Notice of Incorporation of Material and Address for Inspection of Documents

The Electricity Safety (Installations) Regulations 2009 ('the Regulations') apply, adopt or incorporate the following documents:

Table of Applied, Adopted or Incorporated Matter

Statutory Rule Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Regulation 103, definition of appendix K Regulations 202(1)(c), 231	Australian/New Zealand Standard, 'Electrical installations', AS/NZS 3000, published 12 November 2007 by Standards Australia	Appendix K
Regulation 103, definitions of – accessories, active, Australian/New Zealand Wiring Rules, competent person, conductor, consumer's mains, double insulation, hazardous area, low voltage, electrical installation, multiple, neutral, readily accessible, reinforced insulation, safety service, substation Regulations 202(1)(b), 204(2)	Australian/New Zealand Standard, 'Electrical installations', AS/NZS 3000, published 12 November 2007 by Standards Australia	The Whole Part 2 Section 1.5 of Part 1 Part 2
Regulation 103, definition of AS/NZ 1074 Regulations 214(3)(b), 214(4)(a), 215(b), 217(2)(c), 219(2)(b)	Australian Standard, 'Steel tubes and tubulars for ordinary service', AS 1074, 4th edition, published 10 April 1989 by Standards Australia	The Whole
Regulation 103, definitions of – AS/NZ 1735.1, private residence	Australian/New Zealand Standard, AS/NZS 1735.1, 'Lifts, escalators and moving walks General requirements', 6th edition, published 2 September 2003 by Standards Australia	The Whole
Regulation 103, definition of AS/NZ 1735.18	Australian/New Zealand Standard, AS/NZS 1735.18, 'Lifts, escalators and moving walks Part 18: Passenger lifts for private residence – Automatically controlled', published 21 June 2002 by Standards Australia	The Whole

Statutory Rule Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Regulation 103, definition of AS/NZ 2053 Regulations 214(3)(b), 214(4)(a), 215(a), 217(2)(b), 219(3)	Australian/New Zealand Standard, 'Conduits and fittings for electrical installations', AS/NZS 2053, 2nd edition, published 12 July 2001 by Standards Australia	The Whole
Regulation 103, definition of AS 2067 Regulations 219(3)(a), 231	Australian Standard, 'Substations and high voltage installations exceeding 1 kV a.c.', AS 2067, 4th edition, published 12 December 2008 by Standards Australia	The Whole
Regulation 103, definition of AS/NZS 3003	Australian/New Zealand Standard, AS/NZS 3003, 'Electrical installations – Patient areas of hospitals and medical, dental practices and dialyzing locations', published 30 June 2003 by Standards Australia	The Whole
Regulation 103, definition of AS/NZS 3016 Regulation 211	Australian/New Zealand Standard, 'Electrical installations – electric security fences', AS/NZS 3016, 2nd edition published 10 January 2003 by Standards Australia	The Whole
Regulation 103, definition of AS 3600 Regulation 216(1)(f)(i)	Australian Standard, 'Concrete structures', AS 3600, 3rd edition reissued incorporating Amendment No. 2, published October 2004 by Standards Australia	The Whole
Regulation 103, definition of AS 3891.1 Regulation 230	Australian Standard, 'Air navigation – cables and their supporting structures – marking and safety requirements – Part 1: Permanent marking of overhead cables and their supporting structures for other than planned low-level flying', AS 3891.1, 2nd edition, published 19 March 2008 by Standards Australia	The Whole
Regulation 103, definition of AS 3891.2 Regulation 230	Australian Standard, 'Air navigation – cables and their supporting structures – marking and safety requirements – Part 2: Marking of overhead cables for low-level flying operations', AS 3891.2, 2nd edition, published 19 March 2008 by Standards Australia	The Whole

Statutory Rule Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Regulation 103, definition of AS/NZS 4680 Regulation 219(2)(a)	Australian/New Zealand Standard, 'Hot-dip galvanized (zinc) coatings on fabricated ferrous articles', AS/NZS 4680, 2nd edition, published 30 August 2006 by Standards Australia	The Whole
Regulation 103, definition of AS 4702 Regulation 216(1)(f)(ii)	Australian Standard, 'Polymeric cable protection covers', AS 4702, published 1 December 2000 by Standards Australia	The Whole
Regulation 103, definition of AS/NZS 4792 Regulation 219(2)(a)	Australian/New Zealand Standard, 'Hot-dip galvanized (zinc) coatings on ferrous hollow sections, applied by a continuous or a specialized process', AS/NZS 4792, 2nd edition published 17 July 2006 by Standards Australia	The Whole
Regulation 103, definitions of – Access Authority, the Blue Book Regulations 301(2)(d)(i), 301(2)(d)(ii), 301(2)(e), 302(2)(d)(i), 302(2)(d)(ii), 302(2)(e), 303(2)(d)(i), 303(2)(d)(ii), 303(2)(e)	Code of Practice of Electrical Safety for Work On or Near High Voltage Apparatus, published 31 December 2005 by Energy Safe Victoria	The Whole
Regulation 103, definition of Melways Street Directory Regulation 223	'Greater Melbourne Street Directory', 37th edition published July 2009 by Melway Publishing Pty Ltd	The Whole
Regulation 103, definition of VicRoads Country Street Directory Regulation 223	'VicRoads Country Street Directory of Victoria', 7th edition published September 2007 by the Royal Automobile Club of Victoria	The Whole

A copy of the material applied, adopted or incorporated by the Regulations has been lodged with the Clerk of the Parliaments and is available for inspection by the public, free of charge, during normal business hours at Energy Safe Victoria, Level 3, 4 Riverside Quay, Southbank, telephone 9203 9700.

PETER BATCHELOR MP
Minister for Energy and Resources

Road Safety Act 1986

DECLARATION UNDER SECTION 99B(4)

I, Steve Brown, Executive Director Regional Services VicRoads, under section 99B(4) of the **Road Safety Act 1986**, declare that for the purposes of the event known as the St Arnaud Christmas Procession the Road Rules do not apply to the activities of the Event, for the times and with respect to the highway or parts of the highway listed in the Schedule.

1. In this notice, unless the context or subject-matter otherwise requires –
 - ‘**Event**’ means the St Arnaud Christmas Procession to be conducted on Friday 18 December 2009
 - ‘**Road Rules**’ means the Road Rules within the meaning of the Road Safety Road Rules 2009.
2. This declaration takes effect from the date of commencement of the Event until completion of the Event.

SCHEDULE

STAGE AND TIME	HIGHWAYS SUBJECT TO THIS DECLARATION AS PART OF THE EVENT
Friday 18 December 2009 6.30 pm to 8.30 pm	Napier Street (between Mill Street and Inkerman Street)

STEVE BROWN
Executive Director
Regional Services
VicRoads

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

Car is a Motor Vehicle, other than:

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

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

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

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

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

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

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

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

and no other toll zone;

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

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

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

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

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

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

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

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

the Agreement has the same meaning as in the Act;

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

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

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

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

vehicle has the same meaning as in the Act.

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

Table One				
Toll Zone		Toll		
		Car	LCV	HCV
1.	That part of the Link road between Moreland Road and Brunswick Road.	\$1.73	\$2.78	\$3.30
2.	That part of the Link road between Racecourse Road and Dynon Road.	\$1.73	\$2.78	\$3.30
3.	That part of the Link road between Footscray Road and the West Gate Freeway.	\$2.17	\$3.48	\$4.13
4.	That part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road, other than that part of the Link road – <ul style="list-style-type: none"> (a) being the eastbound carriageways of the Link road; (b) between Punt Road and the exit to Boulton Parade; and (c) comprising Boulton Parade. 	\$2.17	\$3.48	\$4.13
5.	That part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$3.90	\$6.25	\$7.43
6.	That part of the Link road being the eastbound carriageways between Punt Road and Burnley Street other than that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$1.73	\$2.78	\$3.30

7.	That part of the Link road between Burnley Street and Punt Road and including that part of the Link road – (a) between Punt Road and the exit to Boulton Parade, other than the eastbound carriageways; and (b) comprising Boulton Parade, other than: (i) the eastbound carriageways between Burnley Street and Punt Road; and (ii) that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$1.73	\$2.78	\$3.30
8.	That part of the Link road being the eastbound carriageways between Burnley Street and Glenferrie Road.	\$1.73	\$2.78	\$3.30
9.	That part of the Link road between Glenferrie Road and Burnley Street, other than the eastbound carriageways.	\$1.73	\$2.78	\$3.30
10.	That part of the Link road being the eastbound carriageways between Swan Street Intersection and Punt Road, other than – (a) that part of the Link road being the Burnley Tunnel; and (b) that part of the Link road comprising Boulton Parade.	\$1.09	\$1.73	\$2.06
11.	That part of the Link road between Punt Road and Swan Street Intersection, other than – (a) the eastbound carriageways; (b) that part of the Link road being the Burnley Tunnel; (c) that part of the Link road: (1) between Punt Road and the exit to Boulton Parade; and (2) comprising Boulton Parade; and (d) that part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road.	\$1.09	\$1.73	\$2.06

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

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

Table Two			
Trip Cap	Toll		
	Car	LCV	HCV
1. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 6 am and 8 pm on the same day.	\$6.52	\$8.68	\$8.68
2. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 8 pm on the one day and 6 am on the next.	\$6.52	\$6.52	\$6.52

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

Table Three	
Taxis	Toll
Each Half Link Taxi Trip	\$4.00
Each Full Link Taxi Trip	\$6.10

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 11 September 2009 and published in the Victoria Government Gazette No. G 38 (pages 2455 to 2459), dated 17 September 2009 ('the Last Notice').

This notice takes effect on 1 January 2010 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 11 December 2009

E. M. MILDWATER
Company Secretary
CityLink Melbourne Limited
(ABN 65 070 810 678)

B. J. BOURKE
Director
CityLink Melbourne Limited
(ABN 65 070 810 678)

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

Car is a Motor Vehicle, other than:

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

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

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

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

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

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act.

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

Table One				
Toll Zone		Toll		
		Car	LCV	HCV
12.	The Extension road	\$1.09	\$1.73	\$2.06

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 11 September 2009 and published in the Victoria Government Gazette No. G 38 (pages 2459 to 2460), dated 17 September 2009 ('the Last Notice').

This Notice takes effect on 1 January 2010, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 11 December 2009

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

B. J. BOURKE
Director
City Link Extension Pty Limited
(ABN 40 082 058 615)

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

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

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

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

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

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

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

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

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

the Agreement has the same meaning as in the Act;

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act; and

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

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

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$12.55	\$20.10	\$23.90

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

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$12.55	\$20.10

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

Table Three		
Tulla Pass	Toll	
	Car	LCV
	\$4.45	\$7.15

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 11 September 2009 and published in the Victoria Government Gazette No. G 38 (pages 2461 to 2463), dated 17 September 2009 ('the Last Notice').

This Notice takes effect on 1 January 2010, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 11 December 2009

E. M. MILDWATER
Company Secretary
CityLink Melbourne Limited
(ABN 65 070 810 678)

B. J. BOURKE
Director
CityLink Melbourne Limited
(ABN 65 070 810 678)

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act; and

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

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

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$12.55	\$20.10	\$23.90

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

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$12.55	\$20.10

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 11 September 2009 and published in the Victoria Government Gazette No. G 38 (pages 2463 to 2465), dated 17 September 2009 ('the Last Notice').

This Notice takes effect on 1 January 2010, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 11 December 2009

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

B. J. BOURKE
Director
City Link Extension Pty Limited
(ABN 40 082 058 615)

Planning and Environment Act 1987

MONASH PLANNING SCHEME

Notice of Approval of Amendment

Amendment C94

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

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

The Amendment makes the following changes:

- inserts a new Schedule 3 to Clause 43.04 Development Plan Overlay (Ashwood Chadstone Housing);
- amends the schedule to Clause 61.01 to make the Minister for Planning the responsible authority for the approval and amendment of any development plan under Schedule 3 to Clause 43.04 Development Plan Overlay, and for the use and development of land to which Schedule 3 to the Development Plan Overlay (Ashwood Chadstone Housing) applies;
- amends the schedule to Clause 61.03 to insert reference to the new Development Plan Overlay in planning scheme map 7DPO; and
- applies the new Schedule 3 to the Development Plan Overlay to the planning scheme maps.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of Monash City Council, 293 Springvale Road, Glen Waverley.

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

Planning and Environment Act 1987

MOORABOOL PLANNING SCHEME

Notice of Approval of Amendment

Amendment C45

The Moorabool Shire Council has approved Amendment C45 to the Moorabool Planning Scheme.

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

The Amendment rezones land within Ballan which is bounded by Hogans Road to the east and the Werribee River to the west; rezones 5.65 hectares of land from Rural Living Zone to Low Density Residential Zone; and rezones 3.29 hectares of land from Rural Living Zone to Public Park and Recreation Zone.

The Amendment was approved by the Moorabool Shire Council on 21 October 2009 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 9 December 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 and free of charge, during office hours, at the offices of the Moorabool Shire Council, 15 Stead Street, Ballan or 197 Main Street, Bacchus Marsh.

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

ORDERS IN COUNCIL

Crown Land (Reserves) Act 1978

INCORPORATION OF COMMITTEES OF MANAGEMENT

Order in Council

Schedule G28/2009

The Governor in Council, under section 14A(1) of the **Crown Land (Reserves) Act 1978**, being satisfied that it is in the public interest to declare to be corporations the committees of management appointed under section 14(2) of the Act of the lands described in Column 2 hereunder:—

- (a) declares that the committees of management shall be corporations;
- (b) assigns the names shown in Column 1 to the corporations.

Column 1 Corporate name	Column 2 Crown Reserves currently managed by Committee
Sam's Hut Recreation Reserve (Bungeet) Committee Incorporated	Sam's Hut Recreation Reserve – The remaining Crown land being Crown Allotment 55F in the Parish of Bungeet temporarily reserved as a Site for Public Recreation by Order in Council of 8 September 1964 (vide Government Gazette of 16 September 1964 – page 2913) [Rs 8357].
Redesdale Recreational Reserve Committee Incorporated	Redesdale Recreation Reserve – The Crown land in the Parish of Redesdale temporarily reserved as a Site for Public Recreation by Order in Council of 19 June 1956 (vide Government Gazette of 4 July 1956 – page 3830) [Rs 1199].
Pura Pura Hall and Recreation Reserve Committee of Management Incorporated	Pura Pura Hall and Recreation Reserves – The Crown land in the Township of Pura Pura, Parish of Kornong temporarily reserved as a Site for a Public Hall by Order in Council of 6 March 1956 (vide Government Gazette of 14 March 1956 – page 1358) along with the Crown lands in the Township of Pura Pura, Parish of Kornong temporarily reserved as Sites for Public Recreation by Orders in Council of 6 March 1956 and 2 March 1999 (vide Government Gazettes of 14 March 1956 – page 1357 and 4 March 1999 – page 563 respectively) [Rs 6248, Rs 4728 & 0303821 respectively].
Moonambel Public Hall Committee of Management Incorporated	Moonambel Hall Reserve – Crown Allotment 19, Section 8, Township of Moonambel, Parish of temporarily reserved as a Site for a Public Hall by Order in Council of 7 April 1937 (vide Government Gazette of 14 April 1937 – page 1091) [Rs 4676].

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

Dated 15 December 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and Climate Change

TOBY HALLIGAN
Clerk of the Executive Council

Crown Land (Reserves) Act 1978NOTICE OF INTENTION TO REVOKE
TEMPORARY RESERVATION

Order in Council

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

NATIMUK – The temporary reservation by Order in Council of 19 July 1977 of an area of 2.805 hectares of land being Crown Allotment G, Township of Natimuk, Parish of Natimuk as a site for Public purposes (State School Forest Plantation). – (Rs 10385)

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

Dated 15 December 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and
Climate Change

TOBY HALLIGAN
Clerk of the Executive Council

Crown Land (Reserves) Act 1978REVOCATION OF
TEMPORARY RESERVATIONS

Order in Council

The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** revokes the following temporary reservations:

DURDIDWARRAH – The temporary reservation by Order in Council of 1 December 1862 of an area of 6070 square metres being Crown Allotment 17, Section B, Parish of Durdidwarrah as a site for Presbyterian Church purposes. – (Rs 4841)

MERRIMU – The temporary reservation by Order in Council of 11 January 1869 of an area of 6381 square metres of land being Crown Allotment 15C, Section 22, Parish of Merrimu as a site for Presbyterian Place of Public Worship and Ministers Dwelling. – (Rs 4752)

MOOLAP – The temporary reservation by Order in Council of 19 January 1999 of various parcels of Crown land in the Parishes of Moolap to Murtaim as a site for Public purposes, so far only as the portion containing 8178 square metres, more or less, being Crown Allotment 2010, Parish of Moolap as indicated by hatching on plan published in the Government Gazette of 5 November 2009 page – 2872. – (Rs 2001272)

TATURA – The temporary reservation by Order in Council of 12 June 1888 of an area of 1.75 hectares, more or less, of land in the Township of Tatura, Parish of Toolamba West as a site for Railway purposes, so far only as the portion containing 1840 square metres being Crown Allotment 2006, Township of Tatura, Parish of Toolamba West as indicated by hatching on plan on plan published in the Government Gazette of 5 November 2009 page – 2872. – (VT/PR/2001/0107)

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

Dated 15 December 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and
Climate Change

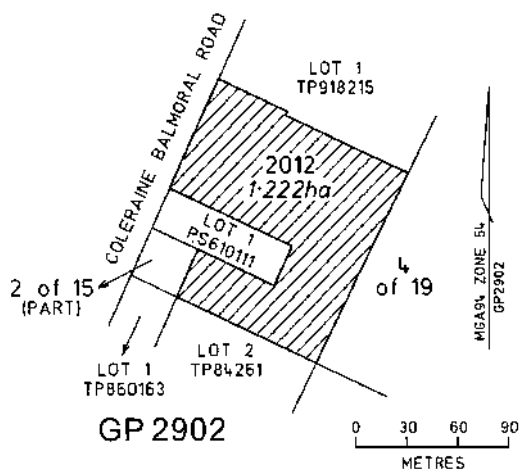
TOBY HALLIGAN
Clerk of the Executive Council

Crown Land (Reserves) Act 1978TEMPORARY RESERVATION OF
CROWN LANDS

Order in Council

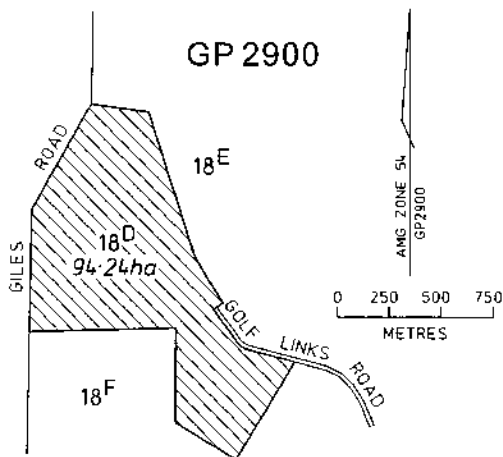
The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown lands which in his opinion are required for the purposes mentioned:–

MUNICIPAL DISTRICT OF THE
SOUTHERN GRAMPIANS SHIRE COUNCIL
BALMORAL – Public purposes (Police purposes), area 1.222 hectares, being Crown Allotment 2012, Township of Balmoral, Parish of Balmoral as indicated by hatching on plan GP2902 hereunder. – (GP2902) – (032018356)

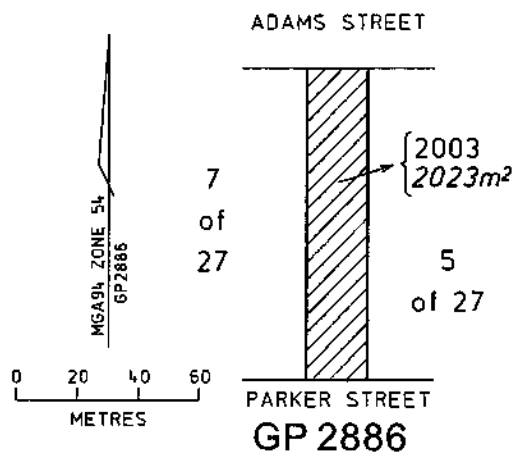


MUNICIPAL DISTRICT OF THE
BULOKE SHIRE COUNCIL

CHARLTON WEST – Public Recreation; area 94.24 hectares, being Crown Allotment 18D, Parish of Charlton West as indicated by hatching on plan GP2900 hereunder. – (GP2900) – (2018245)

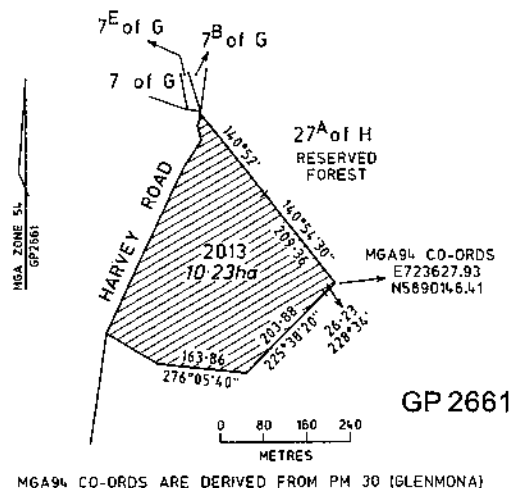


MUNICIPAL DISTRICT OF THE
SOUTHERN GRAMPIANS SHIRE COUNCIL
DUNKELD – Public purposes (Police purposes), 2023 square metres, being Crown Allotment 2003, Township of Dunkeld, Parish of Dunkeld as indicated by hatching on plan GP2886 hereunder. – (GP2886) – (032018353)

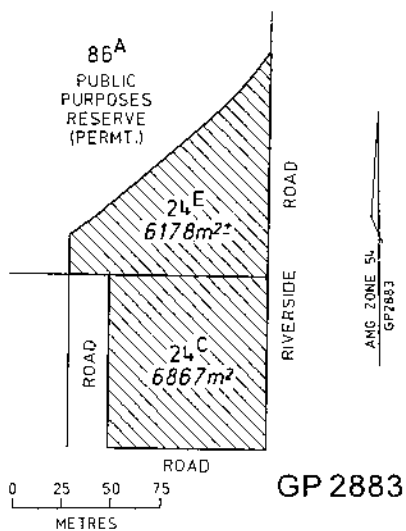


MUNICIPAL DISTRICT OF THE
PYRENEES SHIRE COUNCIL

GLENMONA – Water Supply purposes, area 10.23 hectares, being Crown Allotment 2013, Parish of Glenmona as indicated by hatching on plan GP2661 hereunder. – (GP2661) – (06L3-1010)

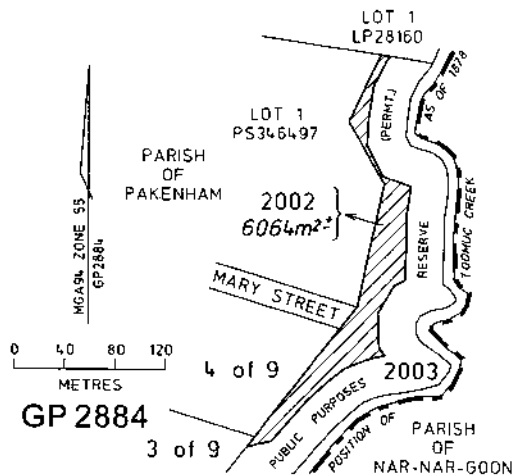


MUNICIPAL DISTRICT OF THE
HORSHAM RURAL CITY COUNCIL
HORSHAM – Public Recreation; combined area 1.305 hectares, more or less, being Crown Allotments 24C and 24E, Parish of Horsham as indicated by hatching on plan GP2883 hereunder. – (GP2883) – (022011638)



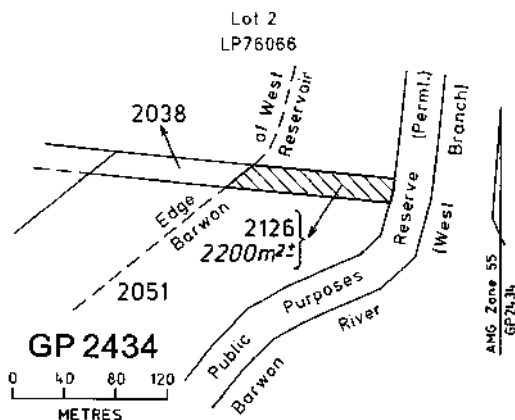
MUNICIPAL DISTRICT OF THE
CARDINIA SHIRE COUNCIL

PAKENHAM – Public purposes; area 6064 square metres, more or less, being Crown Allotment 2002, Township of Pakenham, Parish of Pakenham as indicated by hatching on plan GP2884 hereunder. – (GP2884) – (2013017)



MUNICIPAL DISTRICT OF THE
COLAC OTWAY SHIRE COUNCIL

YAUGHER – Water Supply purposes; area 2200 square metres, more or less, being Crown Allotment 2126, Parish of Yaugher as indicated by hatching on plan GP2434 hereunder. – (GP2434) – (0511954)



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

Dated 15 December 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and
Climate Change

TOBY HALLIGAN
Clerk of the Executive Council

Crown Land (Reserves) Act 1978
DISSOLUTION OF INCORPORATED
COMMITTEE OF MANAGEMENT

Order in Council

The Governor in Council under section 14A(7) of the **Crown Land (Reserves) Act 1978** dissolves the ‘Fairlea Reserve Committee of Management Incorporated’ constituted by Order in Council of 17 October 2000 vide Government Gazette of 19 October, 2000 – page 2551.

File Ref: Rs 7446

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

Dated 15 December 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and
Climate Change

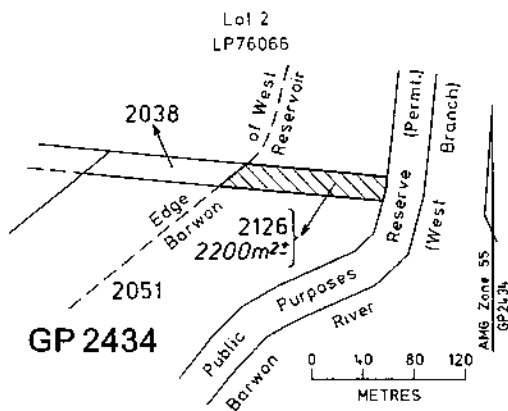
TOBY HALLIGAN
Clerk of the Executive Council

Land Act 1958**CLOSURE OF UNUSED ROAD****Order in Council**

The Governor in Council under section 349 of the **Land Act 1958** and with the concurrence in writing of the municipality in which the road is situated and the owners of land adjoining the road closes the following unused road:

**MUNICIPAL DISTRICT OF THE
COLAC OTWAY SHIRE COUNCIL**

YAUGHER – The road in the Parish of Yaugher being Crown Allotment 2126 as indicated by hatching on plan GP2434 hereunder. – (GP2434) – (0511954)



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

Dated 15 December 2009

Responsible Minister

GAVIN JENNINGS
Minister for Environment and
Climate Change

TOBY HALLIGAN
Clerk of the Executive Council

**Project Development and
Construction Management Act 1994**

NOMINATION ORDER**Order in Council**

The Governor in Council under section 6 of the **Project Development and Construction Management Act 1994** ('the Act'), declares the following development to be a project to which the Act applies:

- Southbank Cultural Precinct Redevelopment AND in accordance with section 7 of the Act, specifies that:

- (a) the Minister for Major Projects is to be responsible for the nominated project; and
- (b) the Secretary to the Department of Innovation, Industry and Regional Development, being a body corporate established under section 41A of the Act, is to be the facilitating agency for the nominated project.

Dated 15 December 2009

Responsible Minister

HON JOHN BRUMBY MP
Premier of Victoria

TOBY HALLIGAN
Clerk of the Executive Council

**Project Development and
Construction Management Act 1994**

APPLICATION ORDER**Order in Council**

The Governor in Council under section 8 of the **Project Development and Construction Management Act 1994** ('the Act'), and on the recommendation of the Premier, declares in respect of the Southbank Cultural Precinct Redevelopment ('the Project'), a nominated project under section 6 of the Act, that:

- (a) The following provisions of Part 3 of the Act apply in relation to the Southbank Cultural Precinct Redevelopment; sections 14, 15, 16, 17, 18, 18A, 19, 20, 20A, 20B, 20C, 20D, 20E, 20F, 20G, 20H, 20I, 20J, 21, 22, 23, 24 and 25.
- (b) The following provisions of Part 3 of the Act apply to the Secretary to the Department of Innovation, Industry and Regional Development which is the facilitating agency for the Southbank Cultural Precinct Redevelopment; sections 14, 15, 16, 17, 18, 18A, 19, 20, 20A, 20B, 20C, 20D, 20E, 20F, 20G, 20H, 20I, 20J, 21, 22, 23, 24 and 25.
- (c) The following provisions of Part 3 of the Act apply to the responsible Minister; sections 19, 20, 22, 23 and 24.

Dated 15 December 2009

Responsible Minister

HON JOHN BRUMBY MP
Premier of Victoria

TOBY HALLIGAN
Clerk of the Executive Council

Education and Training Reform Act 2006
APPOINTMENT OF CHAIRPERSON TO THE
VICTORIAN CURRICULUM AND ASSESSMENT AUTHORITY

Order in Council

The Governor in Council under section 2.5.6(2) of the **Education and Training Reform Act 2006** appoints Professor Adam Shoemaker as Chairperson of the Victorian Curriculum and Assessment Authority from the date of the Order for a period of three years (both dates inclusive).

The terms and conditions of the appointments are contained in the attached Schedule.

Dated 15 December 2009

Responsible Minister

HON BRONWYN PIKE MP

Minister for Education

TOBY HALLIGAN
Clerk of the Executive Council

Education and Training Reform Act 2006
APPOINTMENT OF CHAIRPERSON TO THE
VICTORIAN CURRICULUM AND ASSESSMENT AUTHORITY

Schedule to the Order in Council

1. Appointment Arrangements

Under section 2.5.6(4) of the **Education and Training Reform Act 2006** (the Act), members are appointed on a part-time basis.

2. Period of Appointment

The appointment is from the date of this Order for a period of three years (both dates inclusive).

3. Duties and responsibilities of the position

The functions of the Authority are contained in section 2.5.3 of the Act and are, in summary, to develop policies, criteria and standards for curriculum, assessments and courses for school students, including courses leading to recognised qualifications.

4. Termination Arrangements

Section 2.5.6(5) of the Act states that a member may resign from office by delivering to the Governor in Council a signed letter of resignation.

Section 2.5.6(6) of the Act states that the Governor in Council may at any time remove a member from office.

5. Payment Provisions

Schedule 2, item 3(1) of the Act states that a member or acting member of an authority, other than a member who holds a full-time Government office, or a full-time position in the public service, teaching service or with a statutory authority (other than a university) is entitled to receive the remuneration and fees that are fixed in the member's instrument of appointment or are fixed from time to time by the Governor in Council for that member. Professor Shoemaker will be remunerated at the rate of \$35,640 per year.

6. Superannuation Obligations

Not applicable.

7. Travel and Personal Expenses arrangements

Schedule 2, item 3(2) of the Act states that each member or acting member of an authority is entitled to receive the personal and travelling expenses that are fixed in the member's instrument of appointment or are fixed from time to time by the Governor in Council. Expenses will be paid in accordance with public service guidelines.

8. Leave Arrangements

There are no leave provisions for this part-time statutory position.

9. Prior Service

Not applicable.

**SUBORDINATE LEGISLATION ACT 1994
NOTICE THAT STATUTORY RULES ARE
OBTAINABLE**

Notice is hereby given under Section 17(3) of the **Subordinate Legislation Act 1994** that the following Statutory Rules were first obtainable from Information Victoria, 505 Little Collins Street, Melbourne on the date specified:

- | | | | | | | | | | | | | | |
|-----------------------------|---|-------------------------|--|-------------------------------|------------------|---------------|-----------------------------|--|-------------------------|---------------------------------------|-------------------------------|------------------|---------------|
| 153. <i>Statutory Rule:</i> | Magistrates' Court Civil Procedure (Scale of Costs and Fees Amendment) Rules 2009 | <i>Authorising Act:</i> | Magistrates' Court Act 1989 | <i>Date first obtainable:</i> | 14 December 2009 | <i>Code A</i> | 158. <i>Statutory Rule:</i> | Crimes (Certified Statement of Conviction) Revocation Regulations 2009 | <i>Authorising Act:</i> | Crimes Act 1958 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> |
| 154. <i>Statutory Rule:</i> | Victorian Civil and Administrative Tribunal (Lists Amendment) Rules 2009 | <i>Authorising Act:</i> | Victorian Civil and Administrative Tribunal Act 1998 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> | 159. <i>Statutory Rule:</i> | Children, Youth and Families Amendment Regulations 2009 | <i>Authorising Act:</i> | Children, Youth and Families Act 2005 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> |
| 155. <i>Statutory Rule:</i> | Bail Amendment Regulations 2009 | <i>Authorising Act:</i> | Bail Act 1977 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> | 160. <i>Statutory Rule:</i> | Sentencing Amendment Regulations 2009 | <i>Authorising Act:</i> | Sentencing Act 1991 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> |
| 156. <i>Statutory Rule:</i> | Major Crime (Investigative Powers) Amendment Regulations 2009 | <i>Authorising Act:</i> | Major Crime (Investigative Powers) Act 2004 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> | 161. <i>Statutory Rule:</i> | Crimes (Alibi Evidence) Revocation Regulations 2009 | <i>Authorising Act:</i> | Crimes Act 1958 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> |
| 157. <i>Statutory Rule:</i> | Magistrates' Court (Fees, Costs and Charges) Amendment Regulations 2009 | <i>Authorising Act:</i> | Magistrates' Court Act 1989 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> | 162. <i>Statutory Rule:</i> | Evidence Regulations 2009 | <i>Authorising Act:</i> | Evidence Act 2008 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code B</i> |
| | | | | | | | 163. <i>Statutory Rule:</i> | Supreme Court (Fees) Amendment (Costs Court) Regulations 2009 | <i>Authorising Act:</i> | Supreme Court Act 1986 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code A</i> |
| | | | | | | | 164. <i>Statutory Rule:</i> | Electricity Safety (Installations) Regulations 2009 | <i>Authorising Act:</i> | Electricity Safety Act 1998 | <i>Date first obtainable:</i> | 17 December 2009 | <i>Code E</i> |

165. *Statutory Rule:* Electricity Safety
(Management)
Regulations 2009
Authorising Act: Electricity Safety
Act 1998
Date first obtainable: 17 December 2009
Code B

166. *Statutory Rule:* Forests (Licences
and Permits)
Regulations 2009
Authorising Act: Forests Act 1958
Date first obtainable: 17 December 2009
Code B

167. *Statutory Rule:* Gambling
Regulation
Amendment
(Advertising)
Regulations 2009
Authorising Act: Gambling
Regulation
Act 2003
Date first obtainable: 17 December 2009
Code A

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