



Victoria Government Gazette

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GENERAL

TABLE OF PROVISIONS

Private Advertisements		Proclamations	444
Dissolution of Partnership		Government and Outer Budget Sector	
Point Addis Flower Farm	439	Agencies Notices	445
Tullamarine Pharmacy	439	Orders in Council	489
Estates of Deceased Persons		Acts: Crown Land (Reserves);	
A. B. Natoli Pty	439	Land;	
Aitken Partners Pty Ltd	439	Plant Health and Plant Products	
Andrew McMullen & Co.	439		
Anthony Rose & Mainwaring	439		
Basile & Co. Pty Ltd	440		
Best Hooper	440		
Dwyer Mahon Robertson	440		
Ellinghaus Weill	440		
Fischer McCrae	441		
G. A. Black & Co.	441		
Henderson and Ball Lawyers	441		
John J. Byrne Lawyer Pty Ltd	441		
Mahons with Yuncken & Yunken	441		
Mason Sier Turnbull	442		
McDonough & Co.	442		
McNab McNab & Starke	442		
Mills Oakley Lawyers	442		
Rigby Cooke Lawyers	442		
Roberts Beckwith Partners	442		
Slater & Gordon	443		
Tait Leishman Taylor	443		
Sales by the Sheriff			
Brian Andrew Kieseey	443		

Advertisers Please Note

As from 26 February 2009

The last Special Gazette was No. 40 dated 25 February 2009.

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

How To Submit Copy

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 - or contact our office on 9642 5808
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- 1 Treasury Place, Melbourne (behind the Old Treasury Building)
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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
LABOUR HOLIDAY DAY WEEK 2009 (Monday 9 March 2009)**

Please Note:

The Victoria Government Gazette (General) for Labour Day week (G11/09) will be published on **Thursday 12 March 2009**.

Copy deadlines:

Private Advertisements **9.30 am on Friday 6 March 2009**

Government and Outer
Budget Sector Agencies Notices **9.30 am on Tuesday 10 March 2009**

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)
EASTER HOLIDAYS 2009**

Please Note:

The Victoria Government Gazette (General) published immediately after Easter (G16/09) will be published on **Thursday 16 April 2009**.

Copy deadlines:

Private Advertisements **9.30 am on Thursday 9 April 2009**

Government and Outer
Budget Sector Agencies Notices **9.30 am on Tuesday 14 April 2009**

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**

Take notice that Frank Christopher Lawrence of 670 Ghazepore Road, Freshwater Creek has, pursuant to sub-section 36(c) of the **Partnership Act 1958**, dissolved the partnership of F. C. Lawrence and F. M. McLeish trading as Point Addis Flower Farm with such dissolution effective as and from 13 February 2009.

PETER MANN PTY, lawyers,
40 Myers Street, Geelong 3220.

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership between Angelo Pricolo, George Tambassis, John Laino, Rohington Sanjana and Danny Faelis trading as Tullamarine Pharmacy is dissolved effective 23 February 2009, and from that date Tullamarine Pharmacy will continue to operate in partnership with Angelo Pricolo, George Tambassis, John Laino, Rohington Sanjana and Stephen Zammit.

LAWCORP LAWYERS,
Suite 11, 1020 Doncaster Road,
Doncaster East 3109.

Re: GORDON HITCHES, late of 53/80 Melville Park Drive, Berwick, Victoria, retired gentleman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 November 2008, are required by the trustee, Lawrence Gordon Hitches, to send particulars to the trustee, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: JAMES ROSS MacFARLAN, late of 3 Albion Street, Balaclava, Victoria, taxi driver, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 September 2008, are required by

the trustee, Janet Ross Brasch, to send particulars to her, care of the undersigned solicitors, by 27 April 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: Estate of ROBYN MARGARET INGHAM WAUGH, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of ROBYN MARGARET INGHAM WAUGH, late of 28 Clivejay Street, Glen Waverley, Victoria, retired school teacher, who died on 22 November 2008, are required by Peter Scott Waugh, the proving executor of the Will of the deceased, to send particulars of their claim to Andrew McMullan & Co., solicitors, 64–66 Kingsway, Glen Waverley, in the said State, solicitors for the executor of the said estate, within 60 days from the date of this advertisement, after which time the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

ANDREW McMULLAN & CO., solicitors,
64–66 Kingsway, Glen Waverley, Victoria 3150.

CATHERINE MARGARET FAUCKNER, late of Elanora Nursing Home, 7 Mair Street, Brighton, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the said deceased, who died on 15 August 2008, are required by the personal representatives of the deceased, Judith Eva Turle and Kaye Millicent Fauckner, care of the undermentioned solicitors, to send particulars of such claims to them by 30 April 2009, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 26 February 2009

ANTHONY ROSE & MAINWARING, solicitors,
122 Bridport Street, Albert Park, Vic. 3206.

Re: Estate DOUGLAS LAVAN HOLLARD, deceased.

In the estate of DOUGLAS LAVAN HOLLARD, of 3 Main Street, Koondrook, in the State of Victoria, labourer, deceased.

Creditors, next-of-kin and all other persons having claims against the estate of the said deceased, are required by James Brian Whelan and Dale Bradley Laursen, the executors of the Will of the said deceased, to send particulars of such claims to them, in care of the undermentioned solicitors, within two months from the date of publication of this notice, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

BASILE & CO. PTY LTD, legal practitioners,
46 Wellington Street, Kerang, Vic. 3579.

Re: Estate UNA ELAINE STEER deceased.

In the estate of UNA ELAINE STEER, of Alcheringa Hostel, 44 Rutherford Street, Swan Hill, Victoria 3585, in the State of Victoria, widowed, deceased.

Creditors, next-of-kin and all other persons having claims against the estate of the said deceased, are required by John Murray Steer, the executor of the Will of the said deceased, to send particulars of such claims to him, in care of the undermentioned solicitors, within two months from the date of publication of this notice, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

BASILE & CO. PTY LTD, legal practitioners,
46 Wellington Street, Kerang, Vic. 3579.

Creditors, next-of-kin and others having claims in respect of the estate of WILLIAM JOHN BARKER, late of 144 Napoleon Street, Eltham, Victoria, deceased, who died on 9 August 2008, are required by the executors, Sharon Leanne Easton and Jonathan Easton, to send particulars of their claims to the executors, care of the undermentioned solicitors, by 10 May 2009, after which date the executors will convey or distribute the assets, having regard only to the claims of which they then have notice.

BEST HOOPER, solicitors,
563 Little Lonsdale Street, Melbourne, Vic. 3000.

Re: Estate of BRIAN THOMAS LOWRY, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of BRIAN THOMAS LOWRY, late of 15 Baxter Street, Nullawil, Victoria, retired, deceased, who died on 5 October 2008, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 5 May 2009, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

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

Re: Estate LEONTINA INNES
McDOUGALL, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of LEONTINA INNES McDOUGALL, in the Will and Codicil called Leontina Inez McDougall, late of 1/59 Wattie Street, Swan Hill, Victoria, widow, deceased, who died on 23 November 2008, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 6 May 2009, after which date the executors will distribute the assets, having regard only to the claims of which they then have notice.

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

MOLLIE JEANNE CORTHORN, late of 20–22 Brady Street, Mallacoota, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 November 2008, are required by the personal representatives, Helen Ruth Frew and Andrew Robert Pryor, to send particulars to them, care of the undermentioned solicitors, by 4 May 2009, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

ELLINGHAUS WEILL, solicitors,
79–81 Franklin Street, Melbourne 3000.

CARTER, MARIE THERESE BERNADETTE.
Marie Therese Bernadette Carter, late of 108 Watsonia Road, Watsonia, Victoria, nurse, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 February 2008, are required by the trustee, Kevin Martin Joseph Carter, to send particulars to the trustee by 30 April 2009, 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: PHYLLIS MADELINE MACKENNAL,
late of Lynden Nursing Home, of 49 Lynden Street, Camberwell, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 June 2008, are required by the trustee, Hermena Patricia Wood, to send particulars to the trustee by 30 April 2009, 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.

MARTIN, LLOYD J. and RENA M., late of 'Pine Ridge Stud', 635 Yea Road, Whittlesea.

Would anyone knowing the whereabouts of any Will or are the solicitors or accountants for the abovenamed deceased please contact Angela Cursio of lawfirm Fischer McCrae, ph: 03 9670 3166, email: ac@fischermccrae.com.au

Re: JULIUS DERRICK BERG, in the Will called Julius Derrick Berg, late of 375 Swansea Road, Lilydale, contractor, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 May 2008, are required by the trustees, Malcolm Hinkley and Rosemaree Rowe, to send particulars to them, care of the undersigned, by 27 April 2009, after which date the trustees may convey or distribute the assets, having regard only to claims of which the trustees have notice.

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

Re: PETER DOUGLAS SIGG, late of 39 Bluff Road, Whitemark, Flinders Island, retired surveyor.

Creditors, next-of-kin, and others having claims in respect of the estate of the deceased, who died 17 December 2003, are required by the applicant for the grant of administration, Diana Jeanne Campbell, care of Henderson and Ball Lawyers, 17 Cotham Road, Kew, Victoria 3101, to send particulars to her by 30 April 2009, after which date the applicant for the grant of administration may convey or distribute the assets, having regard only to the claims of which she then has notice.

HENDERSON AND BALL LAWYERS
17 Cotham Road, Kew, Victoria 3101.

Creditors, next-of-kin and others having claims against the estate of LILY ISABEL HORGAN, late of Latrobe Private Hospital, 2 Gremel Road, Reservoir, Victoria, who died on 12 November 2008, are required by the executor, Equity Trustees Limited, ACN 004 031 298, of Level 2, 575 Bourke Street, Melbourne, to send detailed particulars of their claims to the said executor, care of John J. Byrne Lawyer Pty Ltd of 216 Charman Road, Cheltenham 3192, by 26 April 2009, after which date it will proceed to distribute the said estate, having regard only to the claims of which it then has notice.

JOHN J. BYRNE LAWYER PTY LTD,
216 Charman Road, Cheltenham 3192.

Re: GEOFFREY DUNCAN FANKHAUSER,
late of 10 Wildwood Avenue, Vermont South, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 May 2008, are required by the trustee, Lynn Maree Plummer, to send particulars to the trustee, care of Mahons with Yuncken & Yuncken, by 29 April 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MAHONS with Yuncken & Yuncken, solicitors,
178 Whitehorse Road, Blackburn 3130,
AJM:2080924.

Re: GLADYS IRENE PLAYER, late of 21 Cumberland Court, Nunawading, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 August 2008, are required by the trustee, Mary Deborah Blain, to send particulars to the trustee, care of the undermentioned solicitors, by 27 April 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: ROGER PICKARD JAMES, late of 14 Winson Green Road, Canterbury, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 November 2008, are required by the trustees, Lachlan Pickard James, Garrath McKenzie James and Vaughan Roger James, to send particulars to their solicitor at the address below by 27 April 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MASON SIER TURNBULL, lawyers,
315 Ferntree Gully Road, Mount Waverley 3149.

Re: EDWARD McCLUSKEY ROONEY, late of Unit 1, No. 33 Strathcole Drive, Traralgon, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 January 2009, are required by the trustee, Daniel O'Donnell, to send particulars to him, care of the belowmentioned solicitors, by 5 May 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

McDONOUGH & CO., solicitors,
68 Seymour Street, Traralgon 3844.

OLIVE NANCY DAVIES, late of 868 Old Calder Highway, Keilor, in the State of Victoria.

Creditors, next-of-kin and others having claim in respect of the estate of the above deceased, who died at St. Albans on 24 August

2008, are required by the executors and trustees of the said deceased, Nancy Fay Pigdon and Margaret Renira Wilson, both care of McNab McNab & Starke of 21 Keilor Road, Essendon, to send particulars to them by 27 April 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

McNAB McNAB & STARKE, solicitors,
21 Keilor Road, Essendon 3040,
Telephone 9379 2819.

Estate of JOHN DOUGLAS SHERWOOD, late of Bayside Hostel, Apartment 22/5 McDonald Street, Mordialloc, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 January 2009, are required by the executor, ANZ Trustees Limited, ACN 006 132 332, of 100 Queen Street, Melbourne, Victoria, to send particulars to it by 30 April 2009, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

MILLS OAKLEY LAWYERS,
121 William Street, Melbourne 3000.

Creditors, next-of-kin or others having claims in respect of the estate of AUDREY OLGA LOVGREEN, deceased, who died on 5 November 2008, are to send particulars of their claims to the executors, care of the undermentioned solicitors, by 30 April 2009, after which date the executors will distribute the assets, having regard only to the claims of which the executors then have notice.

RIGBY COOKE LAWYERS,
Level 13, 469 LaTrobe Street, Melbourne, Vic.
3000.

Re: CECILY JOAN DE MINNS, late of 52/33–37 Mitcham Road, Donvale, but formerly of 32 Killingholme Drive, Mornington, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 December 2008, are required

by the trustee, Charles Edward Beckwith, to send particulars of such claims to him, in care of the undermentioned solicitors, by 28 April 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: NORMAN GARTH HOLDEN, late of 23 Noel Street, Dromana, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 August 2008, are required by the trustees, John Norman Holden, Rex Garth Holden and Dawn Evol Olsson, to send particulars of such claims to them, in care of the undermentioned solicitors, by 28 April 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: BRIAN JOHN CRIMMINS, late of 22 Doris Drive, Hoppers Crossing, in the State of Victoria, unemployed.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 March 2007, are required to send particulars of their claims to the administrators, Beverley Elizabeth Robertson and Patricia Mary Webster, care of Slater & Gordon, solicitors, GPO Box 4864, Melbourne, Victoria 3001, by 27 April 2009, after which date the administrators may convey or distribute the assets, having regard only to the claims of which they may then have notice.

SLATER & GORDON, lawyers,
533 Little Lonsdale Street, Melbourne 3000.

Re: WILLIAM PATRICK WELSH, in the Will called William Patrick Augustine Welsh, late of May Noonan Aged Hostel, Terang, Victoria, farmer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 October 2008, are required by the executor, James Hay, to send particulars to

him, care of the undermentioned solicitors, by 29 April 2009, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

TAIT LEISHMAN TAYLOR, lawyers,
121 Kepler Street, Warrnambool 3280.

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

On Thursday 19 March 2009 at 11.30 am in the morning at the Bendigo Sheriff's Office, 107 Baxter Street, Bendigo (unless process be stayed or satisfied).

All the estate and interest (if any) of Brian Andrew Kiesey of 2375 Northern Highway, Moranding. Sole proprietor, of an estate in fee simple in the land described on Certificate of Title Volume 07138 Folio 402 upon which is erected a residential dwelling known as 2375 Northern Highway, Moranding.

Registered Mortgage No. AE488428D, Mortgage No. AF387993Y, Mortgage No. AF696102R and Mortgage No. AF943512W affect the said estate and interest.

The property can be located by travelling to the township of Kilmore, then travel in a north, northwesterly direction along the Northern Highway towards the township of Pyalong for approximately 8 kilometres. The property is then located at 2375 Northern Highway, Moranding.

Refer RACV VicRoads Country Directory Edition 4 Map 60 G5.

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

There are no exceptions to these arrangements.

SW080067729

K. GRIFFIN
Sheriff's Office
Phone: 9947 1539

PROCLAMATIONS

Energy Legislation (Consumer Protection and Other Amendments) Act 2003

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(2) of the **Energy Legislation (Consumer Protection and Other Amendments) Act 2003**, fix 26 February 2009 as the day on which Part 7 of that Act comes into operation.

Given under my hand and the seal of Victoria on 24th February 2009.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command
PETER BATCHELOR
Minister for Energy and Resources

Major Crime Legislation Amendment Act 2009

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(2) of the **Major Crime Legislation Amendment Act 2009**, fix 27 February 2009 as the day on which section 8 of that Act comes into operation.

Given under my hand and the seal of Victoria on 24th February 2009.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command
ROB HULLS
Attorney-General

Gambling Legislation Amendment (Responsible Gambling and Other Measures) Act 2008

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(2) of the **Gambling Legislation Amendment (Responsible Gambling and Other Measures) Act 2008** –

- (a) fix 1 March 2009 as the day on which Part 2 (except sections 3, 9, 10, and 14) of that Act comes into operation;
- (b) fix 1 June 2009 as the day on which section 3 and Part 4 of that Act come into operation; and
- (c) fix 25 November 2009 as the day on which section 14 of that Act comes into operation.

Given under my hand and the seal of Victoria on 24th February 2009.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command
TONY ROBINSON
Minister for Gaming

Metung Land Act 1991

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2 of the **Metung Land Act 1991**, fix 2 March 2009 as the day on which that Act comes into operation.

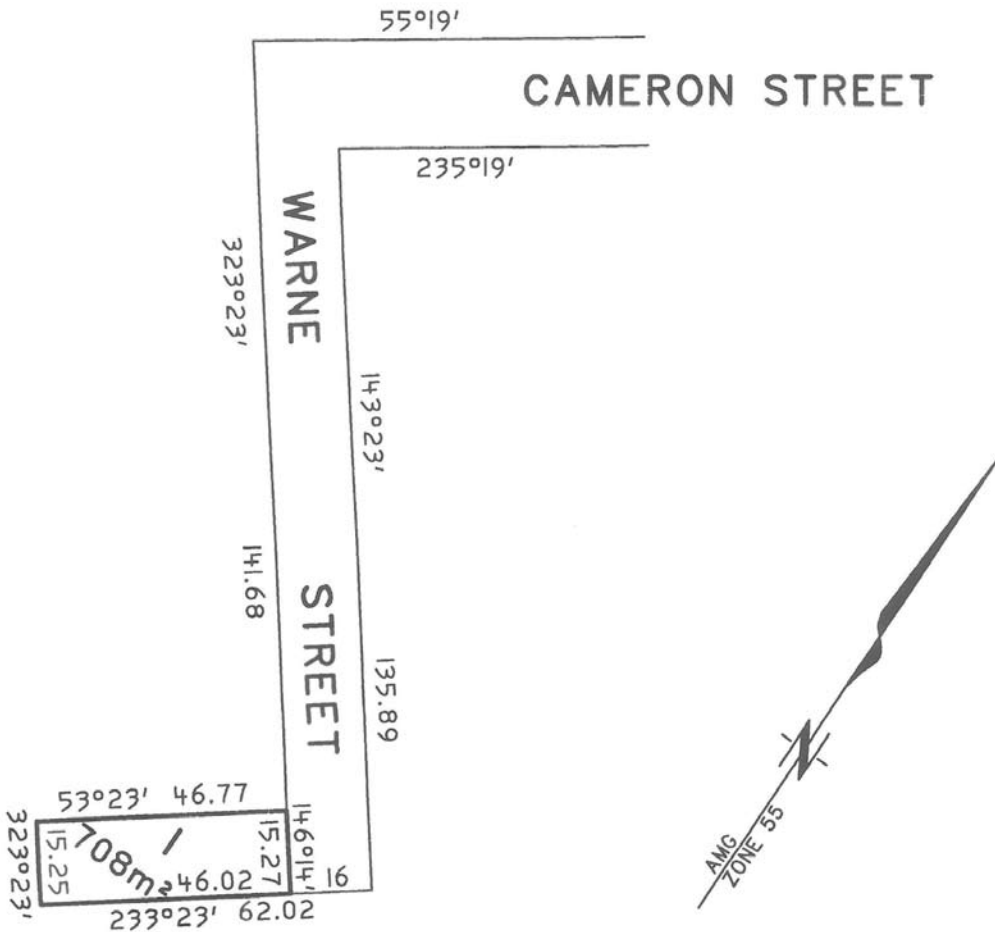
Given under my hand and the seal of Victoria on 24th February 2009.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command
GAVIN JENNINGS
Minister for Environment
and Climate Change

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

BAW BAW SHIRE COUNCIL
Road Closure – Warne Street, Nilma

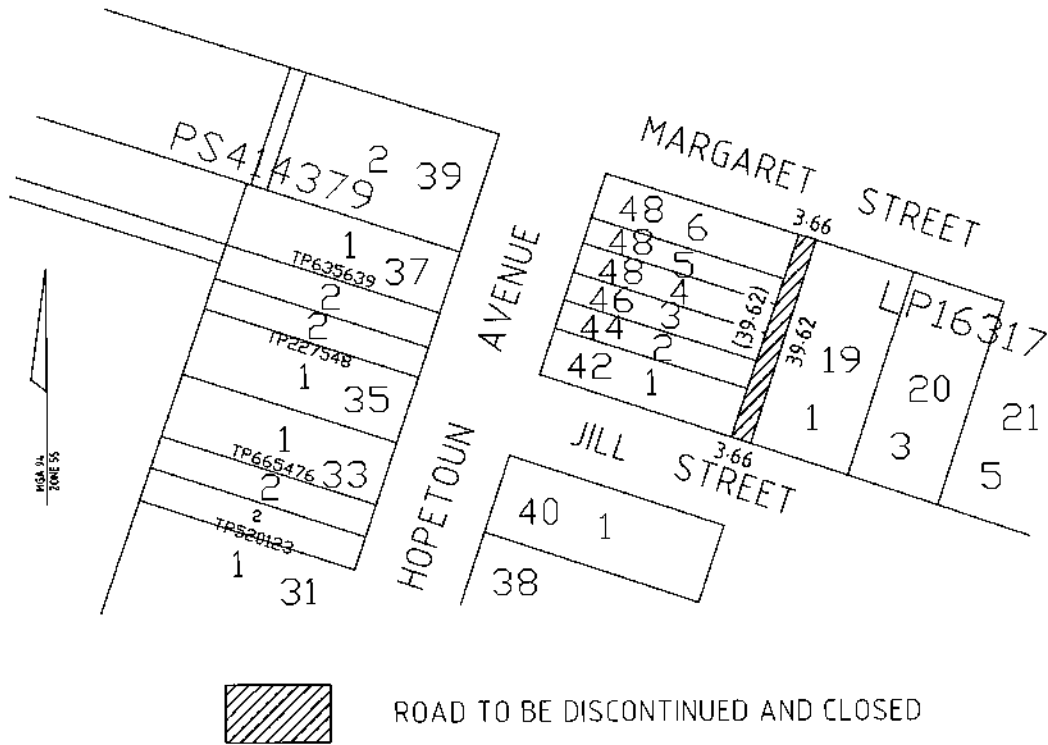
Pursuant to Section 206 and Schedule 10 of the **Local Government Act 1989**, the Baw Baw Shire Council at its ordinary meeting on 17 December 2008 formed the opinion that the road shown as lot 1 on the plan below is no longer required for public use and resolved to discontinue the road and sell the land to the abutting landowner.



LATROBE CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Latrobe City Council, at its Ordinary meeting held on 18 August 2008, formed the opinion that the laneway between Jill Street and Margaret Street, Morwell, being part of the road created on LP 23718 and contained in Certificate of Title Volume 9193 Folio 662, shown hatched on the plan below, is not reasonably required as a road for public use, and resolved to discontinue the road and transfer the land by private treaty to the adjoining property owners.



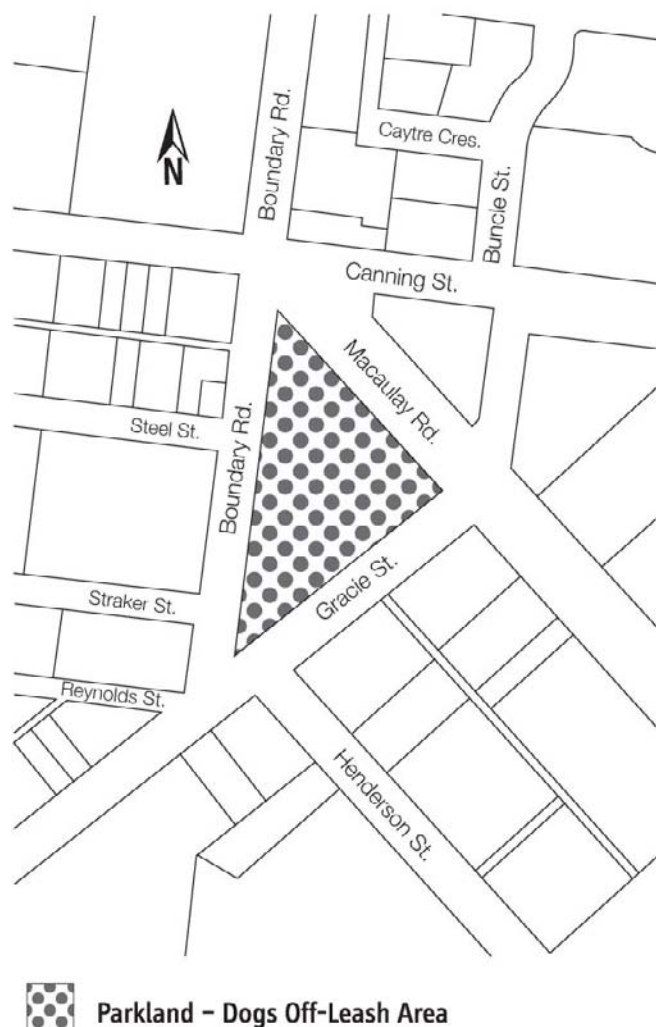
PAUL BUCKLEY
Chief Executive Officer

MELBOURNE CITY COUNCIL
Domestic (Feral and Nuisance) Animals Act 1994
Municipal Order

The Melbourne City Council resolved at its meeting on 29 January 2009 to make an Order pursuant to section 26(2) of the **Domestic (Feral and Nuisance) Animals Act 1994**. This Order will take effect on Thursday 26 February 2009 and amends the Municipal Order published by the Council in Victoria Government Gazette G49 on 4 December 2008 at page 2810 ('Earlier Order').

Pursuant to this Order:

- Clayton Reserve is added to the list of 'Designated Reserves' defined in clause 3 of the Earlier Order; and
- the attached map is added to the maps appearing at the conclusion of the Earlier Order.



Enquiries should be directed to the Melbourne City Council Hotline on 9658 9658.

KATHY ALEXANDER
Chief Executive Officer



Road Management Act 2004

Review of Road Management Plan

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

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

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

A copy of Council's current Road Asset Management Plan may be inspected at or obtained from Council's Municipal Offices at 704B Old Calder Highway, Keilor, or accessed online by viewing the Council's website www.brimbank.vic.gov.au and following the links.

Pursuant to regulation 302 of the Road Management (General) Regulations 2005, any person may make a written submission on the proposed review to the Council by no later than Monday 30 March 2009.

Any person who has made a written submission and requested that they be heard in support of their submission, may appear in person, or by a person acting on his or her behalf, before a meeting of the Council or a Committee of Council, the day time and place of which will be advised.

Written submissions should be marked 'Review of Road Asset Management Plan' and addressed to the Manager Engineering Services, Brimbank City Council, PO Box 70, Sunshine 3020.

NICHOLAS FOA
Chief Executive Officer

CARDINIA SHIRE COUNCIL

Proposed Amending Local Laws

Notice is hereby given that the Cardinia Shire Council proposes to make two amending Local Laws.

These Local Laws are Local Law No. 13, Meeting Procedure (Further Amendment) Local Law and Local Law 14, Environment and Amenity Issues (Further Amendment) Local Law.

The purposes and general purport of these Local Laws are to:

Local Law 13 Meeting Procedure (Further Amendment) Local Law

- introduce an opening prayer at Council Meeting;
- remove Motions Without Notice at Council Meetings;
- provide for recision motions to be signed by the intending mover and intending seconder;

Local Law 14, Environment and Amenity Issues (Further Amendment) Local Law

- introduce additional control over vehicles being driven or parked in reserves other than in areas set aside for the purpose;
- reduce the penalty for infringing certain provisions in the Local Law from 2 penalty units down to 1 penalty unit;
- introduce permit requirements for the placement of a shipping container on private land, subject to amenity issues and conditions relating to the time that the container is allowed to remain;
- delete several clauses relating to graffiti prevention following introduction of the **Graffiti Prevention Act 2007** that made the Local Law provisions invalid;
- amend Clause 57.3 to remove reference to the Dry Sheep Equivalent of a residential property under 1000 m²; and
- introduce 'monkey bike' provisions similar to those provisions introduced by the City of Frankston. These provisions will make it an offence for any person to ride an unregistered monkey bike, mini-bike or trail bike on roads and public places (such as reserves) in the municipality.

Copies of the proposed Local Law can be obtained from the Cardinia Shire Council Offices, Henty Way, Pakenham or by contacting Customer Service on 1300 787 624. The documents also appear on Council's website at www.cardinia.vic.gov.au

Any person affected by the proposed local laws may make a written submission in accordance with the provisions of section 223 of the **Local Government Act 1989**. Submissions should be lodged within 28 days of the publication of this notice and should be forwarded to PO Box 7, Pakenham 3810.

Persons making a submission should state whether they wish to be heard in support of their submission. Any person who has made a written submission and requested to be heard will be given the opportunity to address a meeting of the Council or Committee appointed for the purpose and will be advised of the time and place for that meeting.



Proposal to Make a Local Law (Meeting Procedures)

Hepburn Shire Council Local Law No. 1

Notice is given that at a meeting of the Hepburn Shire Council held on 17 February 2009 the Council resolved to place a draft Local Law titled 'Meeting Procedures and Common Seal Local Law' on public exhibition pursuant to Part 5 of the **Local Government Act 1989**.

The Local Law is proposed to:-

- provide for the peace, order and good government of the municipal district of the Hepburn Shire Council;
- provide for the orderly proceedings of Council meetings and special committees of the Council;
- provide for the regulation and control of the use of the Council's seal.

A copy of the proposed Local Law can be obtained from the Shire offices, at either the Daylesford Offices, 76 Vincent Street, or Corner Duke and Albert Streets, Daylesford or at the Creswick office, 68 Albert Street, Creswick,

free of charge during office hours i.e. 8.30 am to 5.00 pm daily, Monday to Friday.

Any person affected by the Proposed Local Law may make a submission relating to the proposed Local Law under Section 223 of the **Local Government Act 1989**. Only written submissions received within twenty eight (28) days of publication of this notice will be considered.

Submissions should be addressed to the Chief Executive Officer, Hepburn Shire Council, PO Box 21, Daylesford, Vic. 3460, and be lodged no later than twenty eight (28) days from the date of this notice.

KAYLENE CONRICK
Chief Executive Officer



Road Management Act 2004

Review of Road Management Plan

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

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

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

A copy of the Council's current Road Management Plan may be inspected at the Hobsons Bay Civic Centre, 115 Civic Parade, Altona (8.00 am to 5.00 pm, Monday to Friday except public holidays), or accessed on line by viewing the Council's website at www.hobsonsbay.vic.gov.au and following the links.

Any person may make a submission on the proposed review to the Council by Tuesday 1 April 2009.

Persons making a submission may request that they be heard in support of their submission and are entitled to be represented in person or by a person acting on their behalf.

Any enquiries about the proposed review can be directed to Gary Lee on telephone 9932 1105 or by email at glee@hobsonsabay.vic.gov.au

BILL JABOOR
Chief Executive Officer

MOIRA SHIRE COUNCIL
Notice of Proposed Local Law

Moira Shire Council proposes to make a Local Law titled Environmental (Recreation Vehicles Amendment) Local Law 2009 (No. 1 of 2009).

The purpose (objectives) of the proposed Local Law is to:

- (a) make amendments to Clause 6 and Clause 15 of the Environmental Local Law 2003 (No. 2 of 2003);
- (b) remove any inconsistency with other legislation;
- (c) provide regulation and control of recreational vehicles in the environment as intended by Council; and
- (d) provide for the peace, order and good government of the municipality.

Copies of the proposed Local Law may be inspected at or obtained from the Moira Shire Council Service Centre at Station Street, Cobram.

Any person affected by the proposed Local Law or any part of the proposed Local Law may make a submission to the Council in accordance with section 223 of the **Local Government Act 1989**. Any person requesting to be heard in support of a written submission is entitled to appear before a meeting of Council either personally or by a representative acting on that person's behalf and will be notified of the time and date of that hearing.

Submissions may be lodged at the Council's Service Centre listed above or posted to the Moira Shire Council, PO Box 578, Cobram, so as to reach the Council no later than Friday 13 June 2009.

Any enquiries may be directed to the Chief Executive Officer on (03) 5871 9222.

GARY ARNOLD
Chief Executive Officer



Local Law No. 1 –

Meeting Procedures and Common Seal (2009)

Notice is hereby given pursuant to section 223 of the **Local Government Act 1989** that the Strathbogie Shire Council at its meeting held on 17 February 2009 resolved to revoke the Local Law No. 1 – Meeting Procedures and Common Seal (2002) and replace it with the proposed Local Law No. 1 – Meeting Procedures and Common Seal (2009).

The purpose of the proposed local law is to amend Schedule 1, Order of Business, to incorporate, (1) a general welcome to members of the public and, (2) to acknowledge the traditional custodians of the land; and to include additional principles in Division 6 – Public Participation.

A copy of the local law is available from the Shire Offices, corner Binney and Bury Streets, Euroa, or from the Council's website: www.strathbogie.vic.gov.au

Written submissions to the proposed local law can be made in accordance with section 223 of the **Local Government Act 1989**. Any such submissions should be addressed to the Chief Executive Officer, Strathbogie Shire Council, PO Box 177, Euroa 3666, and will be received until 5.00 pm on Wednesday 25 March 2009.

Any person lodging a written submission may request to be heard in support of their submission and shall be entitled to appear in person, or by a person acting on their behalf, before a meeting of Council scheduled to be held on Tuesday 31 March 2009, commencing at 4.00 pm. Persons lodging a written submission should state whether they wish to be heard by Council.

KEVIN HANNAGAN
Chief Executive Officer

RURAL CITY OF
Wangaratta

PUBLIC NOTICE

Road Management Plan

The Rural City of Wangaratta Road Management Plan, drafted in accordance with the requirements of Division 5 of the **Road Management Act 2004** was adopted by Council on 16 November 2004. In accordance with sections 1, 49 and 50 of the **Road Management Act 2004**, the purposes of the plan are to:

- establish a Register of Public Local Roads for which Council is responsible;
- establish a management system for the road management functions of Council based on policy and operational objectives and available resources;
- specify the relevant standards in relation to the discharge of duties in the performance of those road management functions; and
- detail the management system that Council proposes to implement in the discharge of its duty to inspect, maintain and repair public roads for which the Council is responsible.

The Road Management (General) Regulations 2005 require Council to conduct and complete a review of the Road Management Plan by 30 June 2009. Consequently, the Rural City of Wangaratta gives notice that:

- a review of the Road Management Plan is being conducted;
- the roads and classes of roads to which the road management plan applies are described in the Public Road Register; and
- a copy of the current road management plan may be obtained or inspected at the Municipal Offices, 64–68 Ovens Street, Wangaratta.

Any person wishing to make a submission on the review of the Road Management Plan may do so in writing to Council by 27 March 2009 addressed to Rural City of Wangaratta, PO Box 238, Wangaratta, Victoria 3676.

Authorised by:
TONY RAVEN
Manager – Business Planni

WARRNAMBOOL
CITY COUNCIL

PROPOSED LOCAL LAWS

Numbers 1, 2, 3, 4, 5, 6 and 7

Warrnambool City Council proposes to make new local laws. The purpose and general purport of the proposed laws is set out below.

A copy of the proposed local laws are available from Warrnambool City Council, 25 Liebig Street, Warrnambool, or online at www.warrnambool.vic.gov.au

An Information Session on the proposed local laws will be held at 6.00 pm, Tuesday 3 March 2009 at the Warrnambool Civic Centre.

Any person affected by the proposed laws has the right to make a written submission to Council under section 223 of the **Local Government Act 1989**. Written submissions must be addressed to the Chief Executive, Warrnambool City Council, PO Box 198, Warrnambool 3280, and received no later than 5.00 pm Friday 27 March 2009. You may also request to be heard in support of your submission at a Special Council Meeting on Monday 6 April 2009.

LOCAL LAW NUMBER 1 – MEETING PROCEDURES LOCAL LAW**Purposes:**

- a) to provide a mechanism to facilitate good governance and leadership by Council for the local community through its formal meeting procedure to ensure the primary objective and facilitating objectives set out under section 3C of the **Local Government Act 1989** are achieved;
- b) to promote and encourage community participation in the system of local government by providing mechanisms for the Council to ascertain the local community's views and expectations;
- c) to regulate and control the election of Mayor, and the Chairperson of any Special Committees;
- d) to regulate and control the procedures governing the conduct of meetings including:
 - i. the notice required for meetings;
 - ii. the keeping of minutes;

- e) to regulate and control the use of the Council's seal;
- f) to provide for the administration of the Council's powers and functions;
- g) to provide generally for the peace, order and good government of the municipal district; and
- h) to repeal any redundant local laws.

General Purport:

ELECTION OF MAYOR AND OTHER CHAIR PERSONS

COUNCIL MEETINGS

Procedures for holding Council meetings including notice, agendas, quorum, minutes, business, voting and addressing the meeting.

OTHER MEETING PROCEDURES

Further procedures in relation to motions, speaking time, points of order, notice of motion, notice of amendment or rescission, public participation, duties of chairperson, reports from advisory committees, the common seal and enforcement and penalties.

LOCAL LAW NUMBER 2 – ADMINISTRATION OF LOCAL LAWS LOCAL LAW**Purposes:**

- (a) to facilitate the easier reading of the City of Warrnambool's Local Laws ('the Local Laws');
- (b) to detail the common definitions in the Local Laws;
- (c) to facilitate the administration of the Local Laws;
- (d) to detail the general permit provisions of the City of Warrnambool's Local Laws;
- (e) to detail the general enforcement provisions of the City of Warrnambool's Local Laws;
- (f) to prohibit, regulate and control activities and circumstances associated with these objectives.

General Purport:

EXERCISE OF DISCRETIONS

To set out the criteria that the council must follow in exercising any discretion contained in the City of Warrnambool Local Laws.

REGISTER OF DETERMINATIONS

To set up a register of determinations and criteria for use.

TO EMPOWER AUTHORISED OFFICERS:

To direct in a notice to comply.

To obtain necessary information.

To act in urgent circumstances.

To impound.

To demand the name and address of any person he or she reasonably suspects of infringing any of the Local Laws.

To seize any liquor in the possession or control of persons contrary to the Local Laws.

To dispose of any such liquor.

To demand name and address.

THE RIGHTS OF AND PROCEDURES FOR APPEALS

REQUIREMENTS AND PROCEDURES FOR PERMITS

THE ABILITY TO SET FEES AND CHARGES

GENERAL OFFENCES AND PENALTIES

LOCAL LAW NUMBER 3 – ENVIRONMENT LOCAL LAW**Purposes:**

- (a) to provide a safe and healthy environment in which the residents of the municipal district enjoy a quality of life that meets the general expectations of the community;
- (b) to prohibit, regulate and control activities which may be dangerous or unsafe or detrimental to the quality of life in the municipal district;
- (c) to facilitate the provision of general public services, health and other community services, property services, recreational and cultural services, and other services in a way which enhances the environment and quality of life in the municipal district;
- (d) to control nuisances and noise, odour and smoke emissions, and other discharges to the environment which may adversely affect the enjoyment of life within the municipal district or the health, safety and welfare of persons within the municipal district;
- (e) to prohibit, regulate and control activities and circumstances associated with these objectives.

General Purport:**FIRE HAZARDS**

All owners/occupiers of land to ensure that all necessary steps are taken to prevent fires and minimize their spread.

DANGEROUS LAND

No owner or occupier may allow or permit his or her land to be kept in a manner which is dangerous or likely to cause danger to life or property.

UNSIGHTLY LAND

No owner or occupier may allow or permit his or her land to be kept in a manner which is unsightly or detrimental to the general amenity of the neighbourhood.

STORAGE OF MACHINERY OR SECOND HAND GOODS ON PROPERTY

No person may, without a permit, use any land for the storage of machinery or second hand goods of any kind or for the assembly or dismantling of such machinery or goods.

CHIMNEYS

No owner or occupier of land may cause or allow any chimney to discharge dust, grit, ashes or smoke to such an extent that it is dangerous to the health or is offensive to another person.

INCINERATORS

No person may light, allow to be lit or remain alight any domestic incinerator.

OPEN AIR BURNING

No person on their property without a permit may cause or allow any uncontained or open air burning in any part of the municipal district.

Increased penalty for a second offence and for an offence committed after a permit was refused.

RECREATION VEHICLES

No person may without a permit use a recreation vehicle on any Council or public land unless the land has been designated by the Council for that purpose.

No person may use any recreation vehicle in the municipal district on any fire ban day.

ADVERTISING, BILL POSTING AND JUNK MAIL

No person may without a permit write, deface, place or affix any letter, figure, device, poster, sign or advertisement on any property.

No person other than the Council may without a permit leave, affix or distribute to any property anything in writing where there is clearly displayed a sign or notice which states 'no junk mail' or words of similar effect.

This last clause does not apply to:

- (a) delivery of articles by the Australian Postal Corporation;
- (b) any newspaper, or any material folded or inserted into a newspaper; or
- (c) any document issued under, or for the purposes of any State or Commonwealth Act.

CAMPING

No person may without a permit camp on any municipal place in a tent, caravan or any other temporary or makeshift structure unless they are within a camping area declared by the Council.

CARAVANS

No owner or occupier of private land may without a permit place or permit or suffer to be placed on the land more than one caravan for the purpose of providing accommodation on the land.

No owner or occupier of private land may without a permit allow any person to occupy any caravan placed on private land for a total of greater than 30 days in a 12 month period.

No person may occupy any caravan placed on private land for a total of greater than 30 days in a 12 month period.

TEMPORARY DWELLINGS

No person may without a permit erect, establish or occupy a temporary dwelling within the municipal district.

BUSKING, CIRCUSES, CARNIVALS AND FESTIVALS

No person may without a permit may busk, conduct a circus, carnival or other similar event within the municipal district.

SALE OF GOODS

No person may without a permit use premises to sell or offer for sale any goods if contrary to the Council's planning scheme.

AMPLIFIED SOUND FROM SHOPS OR ON FOOTPATHS

No person without a permit may emit or allow amplified sound from shops or on roadways within the municipal district.

KEEPING ANIMALS

Unless permitted under the Planning Scheme, no owner or occupier of property may without a permit keep or allow to be kept more than 4 different types of animals on any one property at any time and must not keep or allow to be kept any more in number for each type of animal than as set out in the following table:

Type of Animal	Maximum Allowed
Dogs	2
Cats	2
Poultry (not including Roosters)	10
Roosters	Nil
Peafowl	Nil
Guinea fowl	Nil
Domestic Birds	100
Domestic Mice	10
Guinea Pigs	6
Ferrets	4
Domestic Rabbits	4
Domestic Fish	No maximum limit
Domestic Turtles, Tortoises, Frogs	No maximum limit
Horses, Donkeys, Mules	Nil

Cattle	Nil
Sheep	1
Goats	Nil
Pigs	Nil
Reptiles	Nil
Any other agricultural animals	Nil

The number of dogs, cats and roosters allowed to be kept has been reduced. Where an existing animal is lawfully kept, the new limit will not apply to that owner or occupier in respect of the excess numbers of dogs and cats for 5 years and in respect of roosters for 2 years ending on the anniversary of the operational date.

LITTERS OF ANIMALS

For the purpose of calculating the maximum limit of the numbers of animals kept, the progeny of any dog or cat lawfully kept will be exempt for a period of 12 weeks after their birth.

ANIMAL SHELTERS

The owner or occupier of any land on which animals are kept must provide reasonable shelter in accordance with the Council requirements.

ANIMAL LITTER

No person in charge of a dog may allow any part of the dog's excrement to remain on any road, street, nature strip, reserve or public or Council land.

Any person in charge of a dog in a municipal place must have at all times in their possession bags, containers or other facility for removal of that dog's excrement from the municipal place or road and must produce such facility upon the request of an authorised officer.

No person in charge of a horse may allow any part of the horse's excrement to remain on any road, street, nature strip, reserve or public or Council land, when specifically requested by the Council or an authorised officer to remove the excrement.

KEEPING OF BEEHIVES

No owner or occupier of a property may without a permit keep or allow to be kept any more than 3 beehives.

CONTROL OF EUROPEAN WASPS

Any owner or occupier of a property must destroy English, European or other non-native wasps nesting on the property, and must comply with any direction to do so and within the time, if specified by an Authorised Officer.

CONTROL OF DOGS OR CATS IN CERTAIN AREAS

Owners of dogs or cats not to allow those animals to enter designated prohibited areas.

Dogs to be controlled by a chain, cord or leash held by the owner or a person on the owner's behalf in all municipal places except those designated by Council.

The owner of a dog at large on a designated reserve must carry a leash, remain in effective voice or hand control, and not allow the dog to worry or threaten any person or animal.

Cats to be confined on the owner's property either in the dwelling or another building between the hours of sunset and sunrise.

HORSES ON BEACHES

No person, without a permit, must allow any horse in that person's charge to enter the foreshore reserve areas including beaches other than on the places and at the times designated.

DOMESTIC WASTE

The occupier of every dwelling or other property where the Council (or any party contracted by Council) provides a garbage service in the municipal district must comply with the Council requirements.

TRADE WASTE AND SKIPS (INCLUDING RECYCLING BINS)

An occupier of property may arrange for the collection of trade waste or for the placement of a waste skip or recycling bin subject to compliance with the Council requirements.

TRANSPORTATION OF WASTE

No person may transport waste unless:

- (a) no leakage occurs or material is dropped or deposited on any street or road or adjacent area from the vehicle; and
- (b) the possibility of escape of offensive odours is reduced.

THE MUNICIPAL TRANSFER STATION IS OPEN TO RESIDENTS AND RATEPAYERS

(Subject to the fees, charges, terms and conditions as determined by the Council from time to time).

COUNCIL MAY ALLOW USE OF TRANSFER STATION BY NON-RESIDENTS AND NON-RATEPAYERS**DEPOSITING OF WASTE AT MUNICIPAL TRANSFER STATION****DUMPING OF ICE CHESTS, TRUNKS OR SIMILAR CONTAINERS**

Can be an offence in certain circumstances.

RECLAIMING AT MUNICIPAL TRANSFER STATION

Is prohibited without permit.

DRAINAGE TAPPINGS

Is prohibited without permit.

BUILDING SITES

A builder or their agent must manage building site to prevent risks of storm water pollution.

Where building work is being carried out at a property the owner or builder or their agent must place a refuse facility on the land for the duration of the building work and ensure that it is covered or lidded except when in use. The refuse facility must be emptied when full. Council may waive these requirements at its discretion.

The builder or their agent must place all refuse in the refuse facility and refuse must not be placed in or on any other land or in or over any part of the storm water system.

On any land where building work is being, or has been, carried out, the builder engaged to carry out the building work or appointed agent must remove and lawfully dispose of all builder's refuse, including, without limiting the generality of the above, the builders' refuse in the refuse facility referred to in clause L 3.40, within seven (7) days of cessation of the construction period or issue of an occupancy permit, whichever occurs last.

The driver of any vehicle involved in placing or removing a refuse facility on or from a building site must access the building site by way of a temporary vehicle crossing, unless otherwise permitted by the Council and in accordance with that permission.

The builder engaged to carry out the building work; or appointed agent must not undertake or carry on any building, engineering or other work necessitating the employment or engagement of persons on a building site unless a toilet is provided, and is serviced as required (but at least monthly) for the use of persons on that building site to the satisfaction of the Council. Some exceptions apply.

If required by Council, and before commencing any building work on any land, the owner of the land, the builder engaged to carry out building work on the land or the appointed agent must prepare a waste management plan. The plan must be complied with.

CONTROL OF STRUCTURES AND MOORING IN RIVERS

No person, without the consent in writing of Council, may erect, demolish, enlarge or re-erect upon or adjacent to the foreshore or the bank of any lake or watercourse any wharf, jetty, boat ramp or other structure, whether fixed or floating, within defined areas.

No person without a permit may operate a vessel or use a mooring for the conduct of a commercial enterprise or for any purpose connected directly or indirectly with that enterprise.

No person may fasten or moor any vessel, log or thing of any kind to any wharf, jetty, piles, steps, or to any pontoon, staging, shed, or structure attached to or alongside any wharf or jetty or upon any foreshore, river, stream or creek within defined areas in such a manner as to prevent free access to any wharf, jetty, steps, pontoons, staging, shed or other structure.

No person without the written consent of the Council or an authorised officer may moor any vessel to any jetty or wharf for any period exceeding one hour.

No person without the written consent of Council may allow a vessel to remain on a lake or watercourse, other than on a jetty or mooring for a continuous period exceeding 24 hours.

MANAGEMENT OF ON-SITE WASTEWATER DISPOSAL SYSTEMS

No person shall operate a septic tank or wastewater management system without a permit or contrary to any condition or limitation of that permit. The septic tank system must be de-sludged at least every 3 years.

LAW NUMBER 4 – MUNICIPAL PLACES LOCAL LAW

Purposes:

- (a) to allow and protect the quiet enjoyment by people of municipal places within the municipal district;
- (b) to enable people in the municipal district to carry out their day to day activities and to enjoy their recreational pursuits without having their peace and enjoyment interfered with or destroyed;
- (c) to recognise and respond to community expectations relating to the quality of life they expect and require and are capable of influencing;
- (d) to control and prevent behaviour which is a nuisance, or which may be detrimental to health and safety or which affects the enjoyment of recreational or other facilities;
- (e) to enable the community and visitors and their families who use municipal places that are available to the public to be confident in their choice of the use of those facilities or places;
- (f) to protect Council and community assets and facilities on or in municipal places;
- (g) to prohibit, regulate and control activities and circumstances associated with these objectives.

General Purport:

BEHAVIOUR IN MUNICIPAL PLACES

No person may in any municipal place within the municipal district, behave in a manner which is boisterous or harmful and which would cause interference with the quiet enjoyment by any other person using the municipal place.

No person may behave in any municipal place in a way which would be detrimental to the municipal place or other public assets.

No person who owns or occupies land in the municipal district may allow trees, plants or any other matter on his or her land to cause damage to or interference with a municipal place.

Where the Council is of the opinion that trees, plants or any other matter are causing damage to or interfering with a municipal place, it may serve a Notice to Comply on the owner or occupier of the land.

A person must not in a municipal place:

- (a) use language or behave in a manner which is indecent, offensive or abusive and which annoys, disturbs, interrupts, molests or obstructs any person's enjoyment of a public place;
- (b) act in a way which endangers any person;

- (c) use any volatile, explosive or flammable matter;
- (d) damage, destroy, write on, interfere with, remove or affix anything to any building, improvement or other structure of any kind;
- (e) carry firearms unless specifically authorised to do so under the **Firearms Act 1996**;
- (f) shoot, snare, molest, injure or in any way harm or interfere with any bird or animal;
- (g) use any life saving or fire fighting device unless during an emergency or with the approval of a person in charge or an authorised officer; or
- (h) act contrary to any conditions of use which apply.

A person who is the driver or operator of a moving or stationary vehicle in a municipal place including any vehicle parked without a driver or operator present must not cause or allow to be emitted from that vehicle, amplified music or sound which in the opinion of an authorised officer is of an unreasonable volume.

SMOKING IN MUNICIPAL PLACES

The Council may declare a municipal place or part of a municipal place to be a smoke free area.

GLASS CONTAINERS IN MUNICIPAL PLACES

The Council by resolution may declare a municipal place or part of a municipal place to be a glass container free area.

MUNICIPAL PLACES WHERE LIQUOR MAY NOT BE CONSUMED

No person may consume or have in their possession or under their control any liquor other than in a sealed container, on any road or on any municipal place which is:

- 1) an area specified in the local laws. The area comprises the roads within the Banyan Street, Merri Street, Henna Street and Raglan Parade area and Swan Reserve or any other municipal place within the area bounded by those four roads;
- 2) an area which following prior consultation is declared by Council resolution to be such an area either permanently or for a specified period of time.

PLACES AND TIMES WHEN LIQUOR MAY BE CONSUMED SUBJECT TO RESTRICTIONS

No person during the times from 10.00 pm to 6.00 am may consume any liquor or have in their possession or under their control any liquor other than in a sealed container, whilst present within:

- 1) the specified area. The area includes the Lake Pertobe area, McGennans Car Park and the car park area at the Warrnambool Breakwater;
- 2) an area which following prior consultation is declared by Council resolution to be such an area either permanently or for a specified period of time.

EXEMPTIONS

The council may grant a permit for the consumption of any liquor or for the possession of liquor in unsealed containers outside the times and areas specified therein.

LOCAL LAW NUMBER 5 – STREETS AND ROADS LOCAL LAW

Purposes:

- (a) to provide and control for the management of traffic, use of roads by persons, vehicles and animals and to regulate the parking of vehicles for the safety and fair use by people in the municipal district;
- (b) to provide for the peace, order and well being of people in the municipal district;
- (c) to provide for the physical features of the road and adjacent properties to be managed in a way which attends to the safety and convenience of people travelling on or using the road (whether on foot or by vehicle); to establish mechanisms for adequate consultation to accompany major changes to traffic arrangements and the discontinuation of roads;

- (d) to control various types of vehicles and animals for the safety and convenience of road users;
to preserve and protect as far as possible the Council's assets from damage which may be caused from extraordinary use of streets and roads within the municipal district;
- (e) to control and regulate secondary activities on roads including:
 - trading;
 - the placing of goods and equipment;
 - repairs to vehicles; and
 - parties, festivals and processions –
in a fair, equitable and safe manner which does not compromise the primary need for the passage and re-passage of people and goods;
 - to provide free and safe access for people with sight and movement impairment or disabilities;
- (f) to provide for the safe and efficient management and control of parking on roads in the municipal district; and
to provide mechanisms to manage and control parking so as to cause minimal disruption, danger or nuisance to the users of Council's parking facilities.
- (g) to prohibit, regulate and control activities and circumstances associated with these objectives.

General Purport:

TREES AND PLANTS NOT TO OBSTRUCT OR OBSCURE

A person must not allow any tree or plant in or growing on land owned or occupied by him or her to obstruct or interfere with the passage of traffic.

PLACING OF SIGNS AND POSTS

A person must not place a sign, post or other similar object in such a way that it causes an obstruction.

FENCES AT INTERSECTIONS

An owner or occupier of property must not construct a boundary fence at an intersection of roads which interferes or obstructs with the clear visibility of vehicles or pedestrians at that intersection.

SIGNIFICANT CHANGES TO TRAFFIC PATTERNS

If the Council is proposing or is to be requested to adopt certain schemes of works, a proposal must be prepared for Council's consideration.

THE REQUIREMENTS FOR AND IN SUCH PROPOSALS

DURATION OF TRIAL OR TRAFFIC EXPERIMENT

THE REQUIREMENTS FOR AND IN SUCH PROPOSALS

NOTICE TO THE REGISTRAR OF TITLES ON CREATION OF A SHOPPING MALL

COUNCIL MAY PREPARE A PROPOSAL FOR ROAD DISCONTINUANCE

If it is considered that a section of a road vested in the Council is not longer required, a proposal to discontinue it, subject to sections 43 and 44 of the **Planning and Environment Act 1987** may be prepared for Council's consideration.

THE REQUIREMENTS FOR AND IN SUCH PROPOSALS

COUNCIL TO APPROVE, ADMINISTER AND RECORD ROAD NAMES

SIGNS TO ADVISE OF ROAD NAMES

PROPERTY NUMBERS TO BE DISPLAYED

A VEHICLE CROSSING IS REQUIRED

THE REQUIREMENTS FOR SUCH CROSSINGS

REQUIREMENTS TO PROVIDE EFFECTIVE FENCING – LIVESTOCK

CONTROL OF VEHICLES AND ANIMALS ON ROADS

If in the opinion of the Council a road, or part of a road, is likely to be damaged by a particular class of vehicle, the Council may prohibit such vehicles from using that road or part of the road, for as long as it considers is necessary to prevent the damage.

SIGNPOSTING OF RESTRICTIONS

LIVESTOCK TRAVELLING IN THE MUNICIPAL DISTRICT

Council permit required where more than twice in any one calendar year.

SPECIFIED ROADS

The Council may specify roads for the driving of livestock.

LEAVING SHOPPING TROLLEYS

- 1) A person must not leave or allow to be left a shopping trolley on any property (other than that of the trolley owner), road, or municipal place except in an area designed by the Council for the purpose.
- 2) The owner or person otherwise in control of a trolley must cause those trolleys to be secured in such a manner so as to prevent their unauthorised removal during all hours that are not 'trading hours' of the owner of those trolleys.

Any abandoned trolley may be removed by an authorised officer and impounded.

COIN OPERATED RELEASE MECHANISM

A person must not make available for use, or permit to be used, a shopping trolley which does not have a coin release mechanism installed. Clause not operational for one year.

Retailers with 25 trolleys or less exempt.

USE OF TOY VEHICLES

A person must not use a toy vehicle (which includes a skate-board) on the roads/footpaths/public areas in the area bounded by and including Fairy Street, Raglan Parade, Banyan Street, and Timor Street.

CONDUCT WHEN USING A TOY VEHICLE

Must not obstruct, hinder, endanger, alarm or prevent the free passage of any pedestrian or other user of the road.

RIDING HORSES ON RESERVATIONS OR MUNICIPAL PLACES

Except where written permission has been obtained from the Council, a person must not ride or lead a horse or cause or authorise another person to ride or lead a horse upon a nature strip.

PARKING ON ROADS

Vehicles longer than 7.5 metres (including any trailer and fittings) are not permitted to be parked on any road for longer than one hour, unless the area is specifically designated by the Council for parking such vehicles.

PARKING ON PRIVATE PROPERTY IN RESIDENTIAL ZONES

No person may without a permit allow a vehicle weighing more than 4.5 tonnes (including any load) to be parked, kept, stored or repaired on any property which is zoned Residential.

ASSET PROTECTION

Prior to the commencement of any building work (including work that does not require a building permit) Council must be notified about what, if any, damage already exists to any:

- a) footpath;
- b) kerb and channel;
- c) nature strip;
- d) vehicle crossing;
- e) street trees;
- f) drainage pits; and/or
- g) other assets vested in Council which are:
 - i) on or adjacent to the land to which the building permit relates; or
 - ii) likely to be affected by the building work.

Council must notify owner builder or agent of the obligations imposed by this law.

Where notice is not given to Council there is deemed to be no damage to Council assets prior to the commencement of building works.

Council must carry out an inspection before final certificate of completion issued.

Where damage caused, Council may give notice to owner, builder or agent requiring repair of damage to Council asset.

ERECTING OR PLACING ADVERTISING SIGNS

No person may without a permit erect or place an advertising sign over or on any part of a road.

PERMIT REQUIRED FOR ROADSIDE TRADING

REGULATION OF TRADING SITES

LOCATING GOODS FOR SALE

No person may without a permit place or display any goods for sale or cause or permit another person under his or her control to do so on:

- (a) any footpath;
- (b) any part of a carriageway designed for the use of passing vehicles;
- (c) within 700 mm of an area where vehicles may stand; or
- (d) any other part of a road.

GOODS LEFT ON ROADS

Any goods left or displayed on any part of a road contrary to this Part or displayed in contravention of any conditions of a permit may be removed by an authorised officer and impounded.

OUTDOOR EATING FACILITIES ON ROADS

No person may without a permit establish an outdoor eating facility on any footpath or other part of a road. An outdoor facility that is not permitted may be removed.

USE OF OUTDOOR EATING FACILITY

- (a) A person must not occupy a chair or otherwise use the equipment in an outdoor eating facility unless he or she intends to use them for the purpose of eating food or drinking drinks to be provided by the permit holder.
- (b) A person must not cause a nuisance or use offensive behaviour towards another person at an outdoor eating facility or a person passing by and must leave an outdoor eating facility when requested to do so by the permit holder.
- (c) A person must leave an outdoor eating facility when requested to do so by the permit holder.

BULK RUBBISH CONTAINERS ON ROADS

No person may without a permit place or cause or permit another person to place a bulk rubbish container on a road. Container left contrary to this law may be removed.

OCCUPATION OF THE ROAD FOR WORKS

No person without first obtaining a permit may on a road under the control of the Council:

- (a) occupy or fence off part of a road;
- (b) erect a hoarding or overhead protective awning;
- (c) use a mobile crane or travel tower for any building work;
- (d) make a hole or excavation; or
- (e) reinstate a hole or excavation.

Where any equipment or other items are being used for works an authorised officer may remove the equipment or other items and impound them.

REPAIR OF VEHICLES IS PROHIBITED

A person must not dismantle, paint, carry out maintenance on or, except for the purpose of removing it, repair a vehicle on a road and a person must not permit or authorise another person to do so.

SUBSTANCES FROM VEHICLES, ANIMALS AND LIVESTOCK

A person must not permit any grease, oil, mud, clay or other substance to fall or run off a vehicle or livestock onto a road into any drain on or under the road or permit or authorise another person to do so.

REMOVAL OF SUBSTANCES

Must be promptly done and the Council or member of the police force notified of the damage or hazard.

STREET PARTIES, STREET FESTIVALS AND PROCESSIONS

Subject to this Local Law a street festival or procession must not be held on a road unless the written consent of both the Warrnambool Police and if required the Officer in Charge of the Roads Corporation in Warrnambool has been obtained.

No person may without a permit hold a street party, street festival or procession on a road.

COLLECTIONS ON ROADS

No person may without a permit solicit or collect any waste materials, gifts of money or subscriptions from any footpath or from house to house adjacent to any road or cause or authorise another person to do so.

DISABLED PERSON'S PARKING SCHEME IS IN OPERATION

A disabled person's parking scheme can operate within the municipality.

METER AND TICKET MACHINE PARKING SIGNS

Where a sign associated with a parking area displays the word 'Meter' or 'Ticket Machine', the fee must be paid by the insertion of the necessary amount of money or credit in the meter or ticket machine applicable to the parking space in which the vehicle is left standing.

VALIDITY OF METER AND TICKET MACHINE DISPLAY

No person may park a vehicle in a parking area for a period in excess of the time paid or for a period in excess of the time limit displayed in that parking area.

PARKING BEYOND THE TIME ALLOWED

Where a sign associated with a parking area indicates that parking is limited in duration, the owner of a vehicle left standing in that parking area (whether unattended or not) on any day and during the hours fixed in relation to that parking area for a period longer than indicated on the sign is guilty of an offence.

ABBREVIATIONS ON PARKING CONTROL SIGNS**REMOVAL OF UNLAWFULLY PARKED VEHICLES**

Is permitted in specified circumstances.

OTHER OBSTRUCTIONS

Such as rubbish containers and movable structures or devices may removed in specified circumstances.

PARKING ON NATURE STRIP

No owner or registered owner may cause or allow to be parked on a nature strip a vehicle which in the opinion of an authorised officer is causing an obstruction, damage to council assets or has been parked for an unreasonable period of time.

NOTICE TO THE OWNER

Requirements for Council to give notice to the owner of a vehicle in certain circumstances.

PUBLIC SAFETY TO BE CONSIDERED**MUNICIPAL ENGINEER TO ADVISE COUNCIL**

Where in the opinion of the municipal engineer it is desirable for safety or to ease congestion to prohibit parking or standing in certain circumstances the Council may so determine and regulate.

LOCAL LAW NUMBER 6 – WARRNAMBOOL REGIONAL AIRPORT LOCAL LAW**Purposes:**

- (a) to provide for the care, protection management and use of any lands provided by the Council as landing grounds for aircraft and of any buildings erections, apparatus and equipment of such lands;
- (b) to prescribe reasonable fees for the use of such lands, buildings, erections, apparatus of equipment; and
- (c) to prohibit, regulate and control activities and circumstances associated with these objectives.

General Purport:**AIRPORT USE**

The owner of every aircraft shall be entitled upon and subject to compliance with this Local Law to use the airport in daylight hours for the landing, servicing and departure of an aircraft under the pilot's control, and the embarkment and disembarkment of aerial passengers and freights.

The airport shall be open to use for night flying, to those aircraft able to use the pilot actuated landing lights and in cases of emergency, night landings may be made entirely at the aircraft operator's risk.

The Board may:

erect, make or place upon the airport in such positions as it may see fit such buildings structures barriers, conveniences etc as it may see fit, or grant permission for others to do so subject to such terms and conditions as it may deem fit;

fix charges or fees;

limit and control access by people to the airport (or any part) and their behaviour whilst there;

have their employees give directions as reasonably required for the purpose of preserving order or promoting or facilitating the proper use and enjoyment of the airport.

A person shall not use any building, structure, convenience or amenity provided upon the airport for any purpose other than that for which it is provided or intended, or destroy, remove obliterate, deface, alter or otherwise interfere with any barrier, notice, sign or making designed or in tended for the direction, guidance, warning or information of persons using the airport.

All occupiers of buildings on the airport shall provide adequate fire-fighting equipment and shall take all precautions necessary for fire prevention.

No person shall bring, or permit to stray, on to the airport the birds, dogs, horses, cattle, sheep or goats without authority from the Authority.

Freighted animals or birds of any kind shall be crated or caged or under effective control at all times.

LOCAL LAW NUMBER 7 – LIVESTOCK EXCHANGE LOCAL LAW**Objectives:**

- (a) to provide for the care, protection, management and use of the market place known as 'The Warrnambool Livestock Exchange', Caramut Road, Warrnambool, being an area provided by the Council as a livestock exchange and of any buildings erections, apparatus and equipment on such area;

- (b) to prescribe reasonable fees for the use of such lands, buildings, erections, apparatus of equipment;
- (c) to prohibit, regulate and control activities and circumstances associated with these objectives.

General Purport:**OPERATIONS MANAGER**

The Council shall appoint a Livestock Exchange Operations Manager (hereinafter called 'the operations manager') and may appoint a deputy to the operations manager and such other assistants to the operations manager as it thinks fit, to control and manage the livestock exchange and all operations conducted therein.

The duties and powers of these appointed people shall include:

- (a) to enforce this Local Law and the provisions of the **Local Government Act 1989** relating to markets;
- (b) to allot the principal and drafting yards and pens to the use of all agents bringing stock to the livestock exchange for sale in such a manner as in each particular case may seem to such operations manager to be the most convenient;
- (c) to preserve order and cleanliness within the livestock exchange and to remove or cause to be removed therefrom any person who in their opinion is creating or being the cause of any noise or disturbance or swearing of using improper or indecent language or being guilty of improper or indecent conduct or being in a drunken condition therein.

In all matters not specifically provided for in this Local Law and relating to the conduct of sales and the control of the market the decision of the operations manager shall be final and binding on all parties.

AGENTS

Upon application by any agent and upon such terms and conditions as the Council from time to time may determine the Council by resolution may grant a permit to an agent authorizing the agent to sell stock at and otherwise carry on his business in the livestock exchange. No person shall sell or offer for sale in the livestock exchange any stock or other article unless such person is the holder of a permit issued by the Council as aforesaid.

All auction sales conducted at the livestock exchange shall be conducted on behalf of permitted agents by auctioneers licensed in that behalf under the **Auction Sales Act 1958** as amended.

The Council may grant to permitted agents and to any other person the use of any office building space or site in the livestock exchange upon such terms and conditions by annual lease, licence or otherwise as the Council may think fit, and upon payment of such monthly fee as the Council from time to time shall determine.

Agents are required to be members of the Victorian Stock Agents Association and the Warrnambool Stock Agents Association.

DAYS AND TIMES OF SALES

The livestock exchange shall be open each week day other than Public Holidays, during such hours as may be determined by the operations manager.

The livestock exchange shall be reserved for regular sales of stock by all permitted agents on every Wednesday and such other days as the Council from time to time shall determine. Such sale days herein are called 'regular sale days'.

Any agent or other person may apply in writing to use the livestock exchange on any other day for the conduct of stock sales or for any other purpose.

Not later than 1.30 pm on the Wednesday (or if the Wednesday is a public holiday, of the Tuesday) prior to a regular sale day (hereinafter called 'the ballot time') every agent proposing to sell stock or offer stock for sale shall furnish the operations manager with the number of stock in all classes of stock that such agent intends to sell or offer for sale on such next regular sale day.

At the ballot time prior to each regular sale day the operations manager shall conduct ballots by the drawing of lots to determine the order of priority in which the agents intending to sell stock on such next regular sale day shall sell sheep, cattle and calves and for such other class of stock as the operations manager thinks a ballot for order of sale is desirable.

Upon completion of the ballots the operations manager shall allot to each agent intending to sell stock on the next regular sale day such pens and yarding accommodation as the operations manager believes each agent will require.

The operations manager shall supervise the sale.

Each agent, in the balloted orders of priority of sale, shall have a minimum of two per pen (hereinafter called 'the allotted time') in which to sell each class of stock. If an agent has not disposed of the whole of the stock in his hands at the expiration of the allotted time the stock not disposed of shall not be offered for sale until each agent selling has completed his allotted time in respect of that class of stocking the order of ballot.

An agent's allotted time shall commence to run when he first calls for a bid.

Should any dispute arise regarding allotment of time the decision of the operations manager shall be final and binding on all concerned. No agent shall sell or offer for sale for a second time on any regular sale day any stock previously sold on that day.

MOVEMENT OF STOCK

All stock brought to the livestock exchange for sale shall be placed in the pens. No person other than agents or their servants shall remove stock from one pen to another except with the consent of the operations manager.

If any dispute arises as to the overcrowding of pens or as to priority of occupancy of pens the operations manager shall determine such dispute and the disputants shall be bound by the operations manager's decision.

All stocks shall be removed from the selling pens by ten o'clock on the morning following a sale day, unless otherwise authorized by the operations manager.

The Council may establish holding paddocks for use by any agent upon such terms and conditions and upon payment of such fee as the Council shall fix.

Any stock not removed from the livestock exchange before ten o'clock on the morning following a sale day shall be placed by an agent offering such stock in a holding paddock provided by the Council at the agent's cost.

The operations manager may remove or require an owner or agent to remove stock from one pen to another, or otherwise, within the livestock exchange.

FEES AND CHARGES

An agent selling stock or offering stock for sale in the livestock exchange or the approaches of the livestock exchange shall pay the stallages rents tolls and dues as shall be fixed by resolution of the Council from time to time.

The fees payable as fixed shall be due and payable on all stock brought to the livestock exchange for sale whether such stock is sold or having been offered for sale is taken from the livestock exchange unsold. Every agent selling on any sale day at the livestock exchange on completion of the sale shall furnish to the operations manager a certified statement of all stock and any other articles offered by such agent on that day.

All fees due and payable by an agent shall be paid by such agent to the Council within seven days after the day on which such fees were incurred.

No person shall remove any stock from the livestock exchange without the authority of the operations manager or on production to the operations manager of a pass issue by an agent.

Penalty Interest at the current rate as prescribed under the **Local Government Act 1989** may be charged by the Council on any outstanding fees, charges or rentals not paid within 7 days of the date such fees charges or rentals became payable.

OFFENCES AND CONDUCT WITHIN THE LIVESTOCK EXCHANGE

Various offences are prescribed.

Penalty for breach is a fine of up to \$500 and an agent faces cancellation of his or her permit to operate at the livestock exchange.

Copies of the proposed local laws can be inspected or obtained from the Warrnambool Civic Centre, 25 Liebig Street, Warrnambool, during normal office hours 8.30 am – 5.00 pm.

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

Notice of Preparation of Amendment

Amendment C102

Authorisation A01280

The Bass Coast Shire Council has prepared Amendment C102 to the Bass Coast Planning Scheme.

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

The land affected by the Amendment is:

- Crown Allotment 20M, Section 100 (South Dudley Road) Wonthaggi; and
- the Korumburra Road reserve located directly north of the subject site.

The Amendment proposes to:

- rezone Crown Allotment 20M, Section 100 from the Farming Zone to the Residential 1 Zone;
- apply the Development Plan Overlay – Schedule 20 to the subject site;
- amend the Environmental Significance Overlay – Schedule 4 that applies to Crown Allotment 20M, Section 100;
- rezone the Korumburra Road reserve from the Farming Zone to the Public Conservation and Resource Zone; and
- apply the Vegetation Protection Overlay – Schedule 1 to the Korumburra Road reserve.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the Wonthaggi Customer Service Centres of the planning authority, Bass Coast Shire Council; at the Bass Coast Shire Council website on www.basscoast.vic.gov.au; 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 Wednesday 1 April 2009. A written submission must be sent to: Bass Coast Shire Council, Att: Fiona Simonds, PO Box 118, Wonthaggi, Vic. 3995, or email: s.skilton@basscoast.vic.gov.au

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

Notice of Preparation of Amendment

Amendment C101

Authorisation A01282

The Bass Coast Shire Council has prepared Amendment C101 to the Bass Coast Planning Scheme.

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

The land affected by the Amendment are Lots 1–13 on Plan of Subdivision 5562 (Vicars Avenue) Wonthaggi.

The Amendment proposes to:

- rezone Lots 1–13 on Plan of Subdivision 5562 from the Low Density Residential Zone to the Residential 1 Zone; and
- apply the Development Plan Overlay – Schedule 20 to the subject site.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the Wonthaggi Customer Service Centres of the planning authority, Bass Coast Shire Council; at the Bass Coast Shire Council website on www.basscoast.vic.gov.au; 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 Wednesday 1 April 2009. A written submission must be sent to: Bass Coast Shire Council, Att: Fiona Simonds, PO Box 118, Wonthaggi, Vic. 3995, or email: s.skilton@basscoast.vic.gov.au

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

Notice of Preparation of Amendment

Amendment C94

Authorisation A01281

The Bass Coast Shire Council has prepared Amendment C94 to the Bass Coast Planning Scheme.

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

The land affected by the Amendment is Lot A on Plan of Subdivision 531081L (Wentworth Road), Wonthaggi.

The Amendment proposes to:

- rezone Lot A on Plan of Subdivision 531081L from Low Density Residential Zone to the Residential 1 Zone; and
- apply the Development Plan Overlay – Schedule 20 to the subject site.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the Wonthaggi Customer Service Centres of the planning authority, Bass Coast Shire Council; at the Bass Coast Shire Council website on www.basscoast.vic.gov.au; 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 Wednesday 1 April 2009. A written submission must be sent to: Bass Coast Shire Council, Att: Fiona Simonds, PO Box 118, Wonthaggi, Vic. 3995, or email: s.skilton@basscoast.vic.gov.au

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

Notice of Preparation of Amendment

Amendment C21

Authorisation A01201

The Campaspe Shire Council has prepared Amendment C21 to the Campaspe Planning Scheme.

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

The Amendment applies to various parcels of public and privately owned land within the Shire of Campaspe.

The Amendment proposes to:

- delete the current Wildfire Management Overlay mapping (7 maps);
- insert 15 new Wildfire Management Overlay maps throughout the municipality with updated mapping designated by the Shire of Campaspe Bushfire Prone Areas under the Building Regulations 2006;
- amend Clause 61 to reflect the updated list of Wildfire Management Overlay planning scheme maps, including the new maps that are being inserted into the Campaspe Planning Scheme.

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, Shire of Campaspe offices, corner Heygarth and Hare Streets, Echuca; during office hours, at the Rushworth Service Centre, High Street, Rushworth; at the Toolleen General Store, Northern Highway, Toolleen; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

Public information sessions in relation to the Amendment are to be held at the following locations: Wednesday 11 March 2009 at 2 till 4 in the Shire of Campaspe offices – Echuca Civic Centre Function room; and Thursday 12 March 2009 at 2 till 4 in the Shire of Campaspe Rushworth Service Centre.

The session will be an informal discussion attended by representatives of the Country Fire Authority and officers of the Shire of Campaspe.

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

The closing date for submissions is 10 April 2009. A submission must be sent to Andrew Cowin, Strategic Planner at the Shire of Campaspe, PO Box 35, Echuca 3564.

KEITH BAILLIE
Chief Executive Officer

Planning and Environment Act 1987

GREATER GEELONG PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C152

Authorisation A955

The Greater Geelong City Council has prepared Amendment C152 to the Greater Geelong Planning Scheme.

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

The land affected by the Amendment is Jetty Road Urban Growth Area Stage 1. The growth area is generally located west of the existing Drysdale and Clifton Springs township. The land is generally bound by Port Phillip Bay to the north, existing rural residential land to the south, existing farm holdings west and Griggs Creek in the north-east and Jetty Road in the east.

The Amendment proposes to change the Greater Geelong Planning Scheme by rezoning the land from Farming Zone to Residential 1 Zone and applying the Development Plan Overlay Schedule 20.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: during office hours at the office of the planning authority, City of Greater Geelong, Myers Street Customer Service Centre, Ground Floor, 131 Myers Street, Geelong; during office hours at the office of the planning authority, City of Greater Geelong, Drysdale Customer Service Centre, 18–20 Hancock Street, Drysdale; electronically via the 'Have your Say' section of the City's website at: www.geelongaustralia.com.au/Accessing_Council/Public_Comment_-_Your_Say; and electronically via the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection

If you have any queries please call the Strategic Implementation Unit on 5272 4192 and quote Amendment number C152.

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

The closing date for submissions is Monday 30 March 2009. Submissions must be in writing and sent to The Coordinator, Strategic Implementation Unit, City of Greater Geelong, either by mail to PO Box 104, Geelong, Vic. 3220; or by e-mail to strategicplanning@geelongcity.vic.gov.au

PETER SMITH
Coordinator Strategic Implementation

Any person who may be affected by the Amendment may make a submission to the planning authority. Please be aware that all submissions will be made available to the applicant and copies of objections/submissions received may be made available to any person for the purpose of consideration as part of the planning process. Submissions can be viewed at the office of the planning authority, City of Greater Geelong, Ground Floor, 131 Myers Street, Geelong, until the end of two months after the Amendment comes into operation or lapses. Anonymous submissions will not be considered.

Planning and Environment Act 1987

LATROBE PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C64

Authorisation A1269

The Latrobe City Council has prepared Amendment C64 to the Latrobe Planning Scheme.

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

The land affected by the Amendment is within a 926 metre radius of the Emergency Medical Service (EMS) helipad at the Latrobe Regional Hospital, Traralgon (Crown Land, Part 60A).

The Amendment proposes to insert two new schedules into the Design and Development Overlay (DDO) of the Latrobe Planning Scheme and new Planning Scheme DDO Maps for the purpose of designating a helicopter flightpath protection area for EMS helicopters servicing the Latrobe Regional Hospital.

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: Latrobe City Council, Corporate

Headquarters, 141 Commercial Road, Morwell, Vic. 3840; Moe Service Centre, 44 Albert Street, Moe, Vic. 3825; Traralgon Service Centre, 34–38 Kay Street, Traralgon, Vic. 3844; 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 3 April 2009. A submission must be sent to Lorrae Dukes, Strategic Land Use Planning Officer, PO Box 264, Morwell, Vic. 3840.

PAUL BUCKLEY
Chief Executive Officer

Planning and Environment Act 1987

MOIRA PLANNING SCHEME

Notice of the Preparation of an Amendment to a Planning Scheme and Notice of an Application for Planning Permit

Authorisation No. A01095

Amendment C42

Application TP0800324

The land affected by the Amendment is 70–74 Hovel Street and 15–19 McNally Street, Yarrowonga.

The land affected by the application is 70–74 Hovel Street, 15–21 and 16 McNally Street, and 153–163 Belmore Street, Yarrowonga.

The Amendment proposes to rezone the land from the Residential 1 Zone to the Business 1 Zone.

The application is for a permit for buildings and works associated with the development of a supermarket and 10 shops, reduction in the car parking requirements of Clause 52.06 of the Moira Planning Scheme in respect to the existing uses, waive the change room requirements of Clause 52.34 of the Moira Planning Scheme, display of advertising signs, and new/altered access to a Road Zone Category 1.

The person who requested the Amendment and the applicant for the permit is Urbanomics.

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, 44 Station Street, Cobram, and at the Shire Hall, 100 Belmore Street, Yarrawonga; 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 30 March 2009. A submission must be sent to the Moira Shire Council, PO Box 578, Cobram 3643.

RICHARD WHITING
Manager Planning

Planning and Environment Act 1987

MOIRA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C48

Authorisation A01223

The Moira Shire Council has prepared Amendment C48 to the Moira Planning Scheme.

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

The Amendment affects land within the Business Zones in Cobram.

The Amendment proposes to:

- amend the schedule to Clause 52.06–6 of the Moira Planning Scheme which applies to land in the Business Zones of Cobram to:
 - specify new car parking rates for different uses;
 - provide for a cash contribution to be accepted in lieu of actual provision of car spaces; and
 - discourage the reduction or waiver of car parking requirements;
- amend Clause 22.05 of the Local Planning Policy Framework by removing reference to a car parking rate for retail premises in Cobram and replacing it with a reference to the ‘Cobram Parking Precinct Plan’ and including the ‘Parking Demand and Traffic Study Cobram – February 2007’ as a reference document; and

- include the ‘Cobram Parking Precinct Plan’ as an Incorporated Document in the Schedule to Clause 81.01.

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, Moira Shire Council, 44 Station Street, Cobram 3644; 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 30 March 2009. A submission must be sent to the Moira Shire, PO Box 578, Cobram 3643.

Planning and Environment Act 1987

MOYNE PLANNING SCHEME

Notice of Preparation of Amendment and a concurrent Planning Permit application.

Amendment C34 and Planning Permit Application PL08–257

Authorisation A01252

Moynes Shire Council has prepared Amendment C34 to the Moyne Planning Scheme. A concurrent draft permit application has also been prepared and is also on exhibition.

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

The land affected by the Amendment is title plan 683494U, being 22 ha quarry at 988 Tower Hill Road, Tower Hill.

The Amendment would rezone the existing quarry to Special Use 7 (Extractive Industry) Zone. This zone schedule is applied to extractive industries throughout the State. The rezoning of the site to Special Use would enable a planning permit to be considered for a materials recycling facility to be located within the quarry. A materials recycling facility is defined under the Moyne Planning Scheme as land used to collect, dismantle, store, recycle, or sell, used or scrap materials.

This facility would only recycle building/demolition material as concrete and dry timber. Such materials are classified by the EPA as 'Solid Inert'.

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: Moyne Shire, Port Fairy Office, Princes Street, Port Fairy, Vic. 3284, Phone – (03) 5568 0555, Fax – (03) 5568 2515, opening hours – Monday to Friday 8.45 am – 4.45 pm; on the Moyne Shire Council website www.moyne.vic.gov.au/planning; and 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 Monday 23 March 2009.

A submission must be sent to the Moyne Shire Council, Princes Street, Port Fairy 3284.

RUSSELL GUEST
Manager Strategic Planning

Planning and Environment Act 1987

WODONGA PLANNING SCHEME

Notice of Amendment to Planning Scheme

Amendment C61

Authorisation Number A01233

The Wodonga Council has prepared Amendment C61 to the Wodonga Planning Scheme.

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

The land affected by the Amendment is Former Defence Department site (White Box Rise Estate) described as Lot 1 PS 420756Y (107.8 ha) and Lots 1 and 2 of PS 401562V (26.61) Pearce Street. The Amendment affects various parcels within the estate and includes:

- a number of minor zoning and overlay changes to ensure the planning scheme maps correspond with the approved subdivision layout;
- to rezone 8378 m² to the east of Mactier Ave from a Residential 2 Zone to a Business 1 Zone.;
- rezone the proposed Aquatic Centre site on Victoria Cross Pde from a Residential 2 Zone to Public Use Zone – Schedule 7 (other public use) and remove the Design and Development Overlay 6 from this site;
- rezone land bounded by Peeler Street, Sadlier Street, Axford Boulevard and Victoria Parade (north) from a Residential 2 Zone to a Mixed Use Zone;
- introduce a Local Planning Policy to guide land use and development decisions in the Mixed Use Zone for White Box Rise Estate;
- amend the schedule to the mixed use zone to restrict the use of land for a shop and to establish a maximum leasable floor area for an office in the White Box Rise Estate;
- remove the Environmental Audit Overlay from the north, east corner of the site, in accordance with a certificate of environmental audit.

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, Wodonga City Council, Hovell Street, Wodonga; 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 Friday 27 March 2009. A submission must be sent to the Chief Executive Officer, Wodonga City Council, Hovell Street, Wodonga 3690.

GAVIN CATOR
Chief Executive Office

Planning and Environment Act 1987

MILDURA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C44

Authorisation A1104

The Mildura Rural City Council has prepared Amendment C44 to the Mildura Planning Scheme.

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

The Amendment applies to all land within the Farming Zone, the Rural Conservation Zone and the Low Density Residential Zone and land affected by the following overlay controls:

- Environmental Significance Overlay Schedule 1 – Murray River Corridor
- Environmental Significance Overlay Schedule 2 – Mildura Waste Water Treatment Plant & Reuse Centre
- Environmental Significance Overlay Schedule 3 – Merbein Mushrooms Buffer area
- Environmental Significance Overlay Schedule 4 – Incompatible Land Use Buffer area
- Vegetation Protection Overlay Schedule 1 – Roadside Vegetation Protection area
- Design and Development Overlay Schedule 1 – Deakin Avenue
- Design and Development Overlay Schedule 2 – Town Entrances
- Design and Development Overlay Schedule 3 – Mildura CBD
- Design and Development Overlay Schedule 4 – Industrial areas
- Development plan Overlay Schedule 1 – Residential areas
- Salinity Management Overlay

The Amendment proposes to implement the recommendations of the Referrals Relationship Project, Stage 4 Report completed by Isis Planning in 2006 for the Department of Planning and Community Development (Department of Sustainability and Environment) on behalf of the Mildura Rural City Council. The Amendment also seeks to implement the recommendations of a 12 month internal permit review project conducted by the Mildura Council. The projects: (1) identify unnecessary permit requirements that do not contribute to the strategic outcomes sought by the Mildura Council, (2) recommend the introduction of decision guidelines, and (3) clarify the extent of controls and the removal of anomalies. The Amendment also seeks to correct an anomaly that was not identified in either report. The proposed Amendment affects 3 zones, 5 overlays and the schedule to Clause 66.06 within the Mildura Planning Scheme.

The following, Table 1.1, documents the nature of the change for each schedule:

Zone Schedule	Nature of Change
Farming Zone	<p>Introduce a maximum area (100 m²) for which no permit is required to alter or extend an existing dwelling.</p> <p>Introduce a maximum floor area (100 m²) for which no permit is required to construct an out-building associated with a dwelling.</p> <p>Introduce a maximum area (150 m²) for which a permit is not required to alter or extend an existing building used for agriculture.</p> <p>Introduce a minimum setback (20 m or 100 m) from a road.</p> <p>Introduce a minimum setback (5 m or 50 m) from a boundary.</p> <p>Introduce a minimum setback (50 m or 100 m) from a dwelling, not in the same ownership.</p>
Rural Conservation Zone	<p>Introduce a maximum area (100 m²) for which no permit is required to alter or extend an existing dwelling.</p> <p>Introduce a maximum floor area (100 m²) for which no permit is required to construct an out-building associated with a dwelling.</p> <p>Introduce a maximum area (150 m²) for which a permit is not required to alter or extend an existing building used for agriculture.</p>
Low Density Residential Zone	Introduce 100 m ² as the trigger point for a permit for an outbuilding.

Overlay Schedule	Nature of Change
Environmental Significance Overlay Schedule 1 – Murray River Corridor	<p>Clarify extent of control.</p> <p>Exempt mooring poles and minor subdivisions.</p> <p>Require a permit for fence that inhibit the flow of floodwaters.</p>
Environmental Significance Overlay Schedule 2 – Mildura Waste Water Treatment Plant and Reuse Centre	<p>Restructure schedule.</p> <p>Exempt extensions to existing dwellings and minor subdivisions.</p>
Environmental Significance Overlay Schedule 3 – Merbein Mushrooms Buffer Area	Exempt extensions to existing dwellings and minor subdivisions.
Environmental Significance Overlay Schedule 4 – Incompatible Land Use Buffer Area	<p>Clarify extent of control.</p> <p>Exempt minor subdivisions and extensions to existing dwellings.</p>
Vegetation Protection Overlay Schedule 1 – Roadside Vegetation Protection Area	<p>Clarify extent of control.</p> <p>Include decision guidelines.</p>

Overlay Schedule	Nature of Change
Design and Development Overlay Schedule 1 – Deakin Avenue	Exempt buildings and works not visible from Deakin Avenue, single storey buildings and minor subdivisions. Include fences as a permit requirement.
Design and Development Overlay Schedule 2 – Town Entrances	Clarify extent of control. Exempt buildings and works not visible from the road frontage, single storey buildings and minor subdivisions.
Design and Development Overlay Schedule 3 – Mildura CBD	Clarify extent of control. Exempt minor subdivisions. Make corrections.
Design and Development Overlay Schedule 4 – Industrial Areas	Restructure schedule. Exempt minor subdivisions that meet defined setback and landscaping requirements.
Development Plan Overlay – Schedule 1 – Residential Areas	Corrects an anomaly.
Salinity Management Overlay	Clarify requirements for single dwelling.
Schedule to Clause 66	Corrects an anomaly by introducing notification requirements for the ESO4.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: Planning Authority, Mildura Rural City Council, 108–116 Madden Avenue, Mildura; Mildura Rural City Council, Oke Street, Ouyen; Mildura Rural City Council website – www.mildura.vic.gov.au/planning; and Department of Sustainability and Environment, corner Taylor Street and Midland Highway, Epsom, Bendigo.

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

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

The closing date for submissions is Friday 24 April 2009.

All submissions must be sent to: Mr Garry Healy, General Manager Assets and Development, Mildura Rural City Council, PO Box 105, Mildura, Vic. 3502.

PHIL PEARCE
Chief Executive Officer

Planning and Environment Act 1987
MORNINGTON PENINSULA PLANNING SCHEME
 Notice of Preparation of Amendment
 Amendment C91
 Authorisation AO1154

The Mornington Peninsula Shire Council has prepared Amendment C91 to the Mornington Peninsula Planning Scheme.

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

The land affected by the Amendment is:

- Area A: the land bound by Alfred Street, Elizabeth Street, Queen Street and the rear of the properties fronting High Street, Hastings (refer to Figure 1); and
- Area B: the land bound by King Street, Elizabeth Street, Queen Street and the rear of the properties fronting High Street, Hastings (refer to Figure 2).

Figure 1.

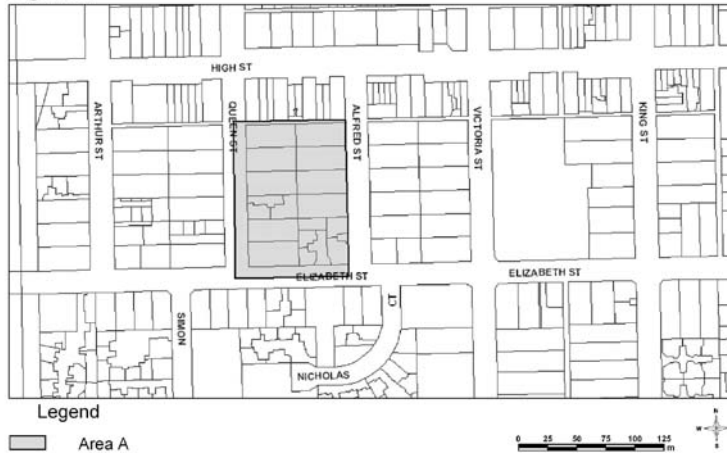
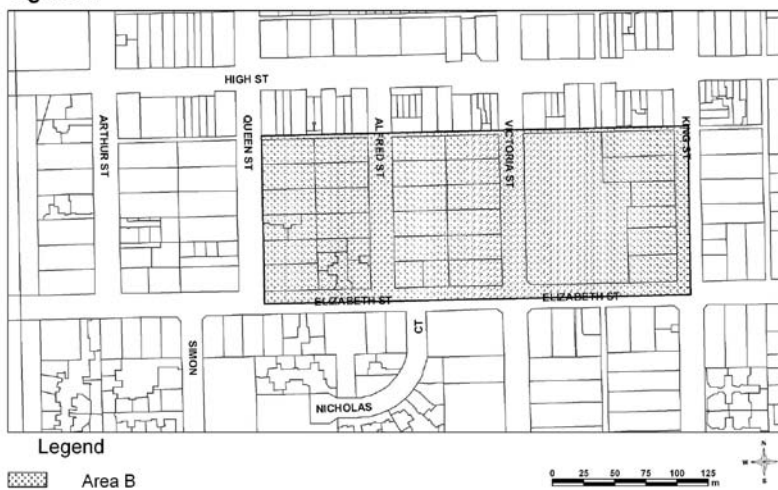


Figure 2.



The Amendment proposes to:

- Area A: rezone the land from a Business 5 Zone to a Business 1 Zone and change the Development Plan Overlay Schedule 3 to specify design criteria for the development of the land; and
- Area B: change the Development Plan Overlay Schedule 3 to specify an addition of 1,500 square metres to the maximum leasable floor area for shops within this area, increasing it from 11,000 square metres to 12,500 square metres.

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, Mornington Peninsula Shire Council: Hastings Office – 21 Marine Parade, Hastings; Mornington Office – 2 Queen Street, Mornington; Rosebud Office – 90 Besgrove Street, Rosebud; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is 13 April 2009. A submission must be sent to the Manager Strategic Planning, Mornington Peninsula Shire, Private Bag 1000, Rosebud 3939.

ALLAN COWLEY
Manager Strategic Planning

Planning and Environment Act 1987

YARRA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C97

Authorisation A0929

The City of Yarra (Council) has prepared Amendment C97 to the Yarra Planning Scheme.

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

The land affected by the Amendment is known as the Cremorne and Church Street Precinct. The area is generally bounded by Church Street, including properties within a Business 3 Zone on its eastern side, south of East Richmond Station, the Yarra River, Punt Road and Swan Street and the railway line to the north.

The Amendment proposes to implement the recommendations of the Cremorne Urban Design Framework by making it a reference document in the Yarra Planning Scheme, and makes the following changes to the Yarra Planning Scheme:

- rezoning of the properties fronting the east side of Punt Road in the precinct currently zoned Residential 1 to a Mixed Use Zone;
- rezoning land in the area affected by the Amendment from a Business 3 Zone to a Business 2 Zone, which includes rezoning a portion of the property at 549–555 Church Street, Richmond from Residential 1 to Business 2 to reflect the current use of the entire site as a warehouse, which corrects a mapping error;
- the introduction of an Environmental Audit Overlay (EAO) to the land rezoned to the Business 2 Zone;
- changes to the revised Municipal Strategic Statement (MSS);
- introduction of a Local Policy for the Cremorne and Church Street Precinct under clause 22 of the Yarra Planning Scheme;

- introduction of a new Design and Development Overlay Schedule (DDO8) over all the land affected by the Amendment; and
- deletion of Design and Development Overlay Schedule (DDO1) from all land affected by the Amendment.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection; during office hours, at the office of the planning authority, City of Yarra, Richmond Town Hall, Town Planning Counter, 333 Bridge Road, Richmond 3121; Richmond Library located at 415 Church Street, Richmond; or on Council's website at <http://www.yarracity.vic.gov.au>

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

The closing date for submissions is 9 April 2009. A submission must be sent to the City of Yarra Council, PO Box 168, Richmond 3121, or by email to strategicplanning@yarracity.vic.gov.au

SHERRY HOPKINS
Coordinator Strategic and Economic Policy

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 29 April 2009, after which date State Trustees Limited may convey or distribute the assets, having regard only to the claims of which State Trustees Limited then has notice.

COFFEY, Julia, late of Flat 10, Block B, 322 Orrong Road, Caulfield North, Victoria 3161, home duties, who died on 6 August 2008.

FOULDS, Shirley Margaret, late of Delbridge Gardens Hostel, 50 Community Road, Sydenham, Victoria 3037, pensioner, who died on 2 November 2008.

LONG, Karlene Gwenda, late of 10 Sheoak Court, Pakenham, Victoria 3810, who died on 6 June 2008.

MILAW, Maria, late of Woodend Aged Care, 2 Sullivans Road, Woodend, Victoria 3442, who died on 31 August 2008.

MILL, Edward Clyde, late of Glenroy Nursing Home, 85 Chapman Avenue, Glenroy, Victoria 3046, retired, who died on 19 June 2008.

TIPTON, Ellen Kathleen, late of Jessie Gilett, 117 Morgan Street, Sebastopol, Victoria 3356, pensioner, who died on 4 November 2008.

Dated 18 February 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 27 April 2009, after which date State Trustees Limited may convey or distribute the assets, having regard only to the claims of which State Trustees Limited then has notice.

BOWIE, Marion Stewart, late of Strathdon Community, 9 Jolimont Road, Forest Hill, Victoria 3131, pensioner, who died on 5 December 2008

BUTLER, Hilda Joyce, late of 4 Joan Court, St Albans, Victoria 3021, home duties, who died on 19 October 2008.

ENGLISH, Margaret Mary, late of Amity At Windsor, 102–104 Union Street, Windsor, Victoria 3181, who died on 8 September 2008.

FORD, Donald Ernest, late of Regis Waverley Gardens, 5 Bakers Road, Dandenong, Victoria 3175, retired, who died on 9 October 2008.

HARDMAN, Raymond Henry, late of George Vowell Nursing Home, 1254 Nepean Highway, Mount Eliza, Victoria 3930, who died on 16 October 2008.

HAYWARD, Stanley William, late of 213, 7 Greeves Street, St Kilda, Victoria 3182, retired, who died on 18 November 2008.

METCALF, Irene, late of Arcadia, 120 McCracken Street, Essendon, Victoria 3040, who died on 19 November 2008.

MILLER, John Edwin Augustus, also known as John Edwin Alexander Miller, late of Kirrak House, Baillieu Road West, Wonthaggi, Victoria 3995, who died on 12 September 2008.

RYDER, Queenie, formerly of 2/21 Dehnert Street, Doncaster East, but late of Montefiore Homes For The Aged Care, 619 St Kilda Road, Melbourne, Victoria 3000, pensioner, who died on 7 November 2008.

SORENSEN, Peter, late of 60 Clarks Road, Keilor East, Victoria 3033, carpenter, who died on 23 September 2008.

THOMAS, Anthony Roger, also known as Charles Guy Graves, late of Winchester Residential Care, 40 Winchester Street, Malvern, SA 5061, who died on 29 December 2004.

Dated 16 February 2009

ROD SKILBECK
Manager
Executor and Trustee Services

EXEMPTION

Application No. A41/2009

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Inner South Community Health Service – Southport Centre (ISCHS). The application for exemption is to enable the applicant to advertise and employ one female only health education and support worker to migrant street sex workers, migrant escort sex workers and migrant brothel sex workers (the exempt conduct).

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

In granting this exemption, the Tribunal noted:

- The sex industry is not an homogenous industry and requires different approaches to different streams. Furthermore, the majority of workers in the sex industry are females providing services for heterosexual male clients. All of the approximately 95 legally registered brothels in Victoria are staffed by female sex workers.
- Workers engaged in different aspects of the sex industry often have very different self

and professional concepts and relate quite differently to service providers. Further, within the street industry workforce there are levels of differentiation relating to gender and experience to be addressed if programs are to effectively reach and meet the needs of sex workers. Street sex workers, predominantly women and including young homeless women, are particularly vulnerable to violence and sexual assault and require knowledge of and sensitivity to women's experiences.

- This position is located at ISCH, and will provide services throughout the whole of Victoria. A female health education worker is appropriate for this position.

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

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 1 February 2012.

Dated 23 February 2009

HER HONOUR JUDGE HARBISON
Vice President

Department of Treasury and Finance
SALE OF CROWN LAND
BY PUBLIC AUCTION

On 20 March 2009 at 1.00 pm on site.

Reference: F07/28060.

Address of Property: 3–7 Nardoo Street, Red Cliffs.

Crown Description: Crown Allotment 2168, Parish of Mildura.

Terms of Sale: Deposit 10%, Balance 60 days or earlier by mutual agreement.

Area: 1940 m².

Officer Co-ordinating Sale: Garry McKenzie, Garry McKenzie & Associates Pty Ltd, 229 Lydiard Street North, Ballarat, Vic. 3350.

Selling Agent: Collie & Tierney, First National Real Estate, 67 Lime Avenue, Mildura, Vic. 3500.

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

Department of Treasury and Finance
**SALE OF CROWN LAND
 BY PUBLIC AUCTION**

On 21 March 2009 at 11.00 am on site.

Reference: F08/249.

Address of Property: 37 Third Street,
 Merbein.

Crown Description: Crown Allotment
 14, Section 19, Township and Parish of
 Merbein.

Terms of Sale: Deposit 10%, Balance 60 days
 or earlier by mutual agreement.

Area: 1926 m².

Officer Co-ordinating Sale: Garry McKenzie,
 Garry McKenzie & Associates Pty Ltd, 229
 Lydiard Street North, Ballarat, Vic. 3350.

Selling Agent: Collie & Tierney, First National
 Real Estate, 67 Lime Avenue, Mildura, Vic.
 3500.

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

Cemeteries and Crematoria Act 2003

SECTION 41(1)

Notice of Approval of
 Cemetery Trust Fees and Charges

I, Pauline Ireland, as Delegate of the Secretary
 to the Department of Human Services for the
 purposes of section 40(2) of the **Cemeteries
 and Crematoria Act 2003**, give notice that I
 have approved the scale of fees and charges
 fixed by the following cemetery trust. The
 approved scale of fees and charges will take
 effect from the date of publication of this
 notice in the Government Gazette and will be
 published on the internet.

The Boroondara Cemetery Trust

PAULINE IRELAND
 Assistant Director,
 Food Safety and Regulatory Activities

Coastal Management Act 1995

NOTICE OF APPROVAL OF
 MANAGEMENT PLAN

Capel Sound Foreshores Reserve
 Coastal Management Plan

The Capel Sound Foreshores Reserve Coastal
 Management Plan has been approved pursuant
 to section 32 of the **Coastal Management Act
 1995**.

The Management Plan takes effect on the
 date this notice is published in the Government
 Gazette.

The Management Plan provides for the
 management of coastal Crown land in the area
 of West Rosebud and Tootgarook Foreshore
 Reserves.

A copy of the Management Plan may be
 inspected free of charge, during office hours, at
 the office of the Department of Sustainability
 and Environment, 30 Prospect Street, Box Hill.

RODNEY P. WARREN
 Statewide Program Leader
 Public Land Services
 Department of Sustainability
 and Environment

Education and Training Reform Act 2006

NOTIFICATION CANCELLING THE
 REGISTRATION OF A TEACHER

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

On 10 February 2009, Matthew Walter
 Graeme Heley, born 30 December 1969, was
 found guilty of serious misconduct and not fit
 to teach.

On 10 February 2009, Matthew Walter
 Graeme Heley's registration to teach was
 cancelled, effective from 10 February 2009.

SUSAN HALLIDAY
 Chairperson
 Disciplinary Proceedings Committee
 Victorian Institute of Teaching

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 3 on Plan of Subdivision

328970L, Parish of Woodbourne, comprising 9,704 square metres and being part of the land described in Certificate of Title Volume 10181 Folio 191, shown as E1 on 105_10181_191_A.

Interest Acquired: That of ICR Properties Pty Ltd, ACN 074199965, and all other interests.

Published with the authority of Melbourne Water.

Dated 26 February 2009

For and on behalf of Melbourne Water
ROB SKINNER
Managing Director
Melbourne Water

the land described as Plan of Consolidation 171865G, Parish of Woodbourne, comprising 1.528 hectares and being land described in Certificate of Title Volume 9965 Folio 321, shown as E1 on Plan 385_9965_321_A.

Interest Acquired: That of Gordon Richard Davis and all other interests.

Published with the authority of Melbourne Water.

Dated 26 February 2009

For and on behalf of Melbourne Water
ROB SKINNER
Managing Director
Melbourne Water

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 321412L, Parish of Woodbourne, comprising 5,768 square metres and being part of the land described in Certificate of Title Volume 10134 Folio 689, shown as E1 on Plan 100_10134_689_Easement.

Interest Acquired: That of Malcolm Hunter and Joyce Nancy Hunter and all other interests.

Published with the authority of Melbourne Water.

Dated 26 February 2009

For and on behalf of Melbourne Water
ROB SKINNER
Managing Director
Melbourne Water

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 part of

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 1 on Title Plan 573134R, Parish of Woodbourne, comprising 8071 square metres and being part of the land described in Certificate of Title Volume 8972 Folio 579, shown as E1 on Plan 382_8972_579_A.

Interest Acquired: That of Brian David Muller and all other interests.

Published with the authority of Melbourne Water.

Dated 26 February 2009

For and on behalf of Melbourne Water
ROB SKINNER
Managing Director
Melbourne Water

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 Crown Allotment 15, Parish

of Woodbourne, comprising 5665 square metres and being part of the land described in Certificate of Title Volume 3179 Folio 686, shown as E1 on Plan 380_3179_686_A.

Interest Acquired: That of Ian Stanley Fraser and all other interests.

Published with the authority of Melbourne Water.

Dated 26 February 2009

For and on behalf of Melbourne Water
ROB SKINNER
Managing Director
Melbourne Water

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 1 on Title Plan 862064A, Parish of Woodbourne, comprising 1.821 hectares and being part of the land described in Certificate of Title Volume 3704 Folio 743, shown as E1 on Plan 384_3704_743_A.

Interest Acquired: That of Brian David Muller and Isobel Muller being the Legal Personal Representatives of the Estate of Allan Dawson Muller and all other interests.

Published with the authority of Melbourne Water.

Dated 26 February 2009

For and on behalf of Melbourne Water
ROB SKINNER
Managing Director
Melbourne Water

Liquor Control Reform Act 1998

LIQUOR LICENSING POLL – BALWYN NORTH NEIGHBOURHOOD

In the matter of an application by Dunyazad Lebanese Restaurant under the **Liquor Control Reform Act 1998** for an on-premises licence at 329 Doncaster Road, Balwyn North.

The resolution submitted to a poll on Monday 16 February was:

‘That an on-premises licence be granted in the neighbourhood of the premises situated at 329 Doncaster Road, Balwyn North.’

The result of the Dunyazad Lebanese Restaurant poll was:

Votes polled for the resolution	671
Votes polled against the resolution	610
Informal votes polled	7
Total votes polled	1,288

L. WILLIAMS
Victorian Electoral Commission

Public Holidays Act 1993

I, Joe Helper, Minister for Small Business, under sections 8(1)(a), 8(1)(b) and 8(2) of the **Public Holidays Act 1993** declare that:

- In 2010, as it falls on a Sunday, 25 April is not the ANZAC Day public holiday; and
- Monday 26 April 2010 is appointed as the substitute public holiday.
- In 2011, Monday 25 April is the Easter Monday public holiday but is not the ANZAC Day public holiday; and
- Tuesday 26 April 2011 is appointed as the substitute public holiday.

Dated 26 February 2009

JOE HELPER MP
Minister for Small Business

Water Act 1989

SECTION 278

Notice of Intention to Sell Property

Wannon Water declares that it intends to sell the property situated at and known as 99–101 Martin Street, Dunkeld, Victoria 3294, being the land described in Certificates of Title Volume 2317 and 2318, Folio 463400 and 463401, being Crown Allotments 4 and 5 respectively, Section 23, Parish of Dunkeld, comprising approximately 4,000 square metres, pursuant to the provisions of section 278 of the **Water Act 1989**.

Method, Time and Place of Sale: The property is to be sold by public auction on Saturday 28 March 2009 at 10.30 am on site.

Published with the authority of Wannon Water.

Dated 26 February 2009

For and on behalf of Wannon Water
SORANA WALKER
Credit Management Coordinator
99 Fairy Street, Warrnambool
1300 926 666

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

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Mark Andrew Reidy	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Ahmadnasar Babak	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Keith William Payne	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Jason Dickson	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Catalina Di Pasquale	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Arlette Evelyn Lobo	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence

Dated at Melbourne 23 February 2009

DEBRA GALLUCCI
Registrar
Magistrates' Court of Victoria

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

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Katerina Blanas	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Jason Bamford	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Nicole Maree Browne	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Luke Horne	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Surinder Mehta	Australian Receivables Ltd	363 King Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Allison Weinreich	L. & N. Nominees P/L	Level 24, 200 Queen Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence

Dated at Melbourne 23 February 2009

DEBRA GALLUCCI
Registrar
Magistrates' Court of Victoria

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

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Caroline Marescaux	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Rachael K. Cannon	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Helen Bournoxsis	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Nadine Bellette	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Michael Anderson	Insight Mercantile P/L	Level 10, 379 Collins Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Craig D. Spagnol	Promerc P/L	Level 11, 530 Little Collins Street, Melbourne, Vic. 3000	Commercial Agents Licence

Dated at Melbourne 17 February 2009

DEBRA GALLUCCI
Registrar
Magistrates' Court of Victoria

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

I, the undersigned, being a Registrar of the Magistrates' Court of Victoria at Frankston hereby give notice that applications, as listed below, have been lodged for hearing at the Frankston Magistrates' Court on 19 March 2009.

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>	<i>Date of Hearing</i>
Brian Douglas Anderson	Coastal Mercantile Pty Ltd	Level 1, Suite 10, 108–120 Young Street, Frankston 3199	Commercial Sub-Agents Licence	19/03/2009
Bevin James Dick	Coastal Mercantile Pty Ltd	Level 1, Suite 10, 108–120 Young Street, Frankston 3199	Commercial Sub-Agents Licence	19/03/2009

Dated at Frankston 17 February 2009

LOUISE GROSE
Deputy Registrar
Magistrates' Court of Victoria

Planning and Environment Act 1987

BRIMBANK PLANNING SCHEME

Notice of Approval of Amendment

Amendment C70

The Minister for Planning has approved Amendment C70 to the Brimbank Planning Scheme.

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

The Amendment applies Schedule 5 to the PAO to a portion of Lots 1 and 2, Title Plan 211220W, Volume 09493 Folio 406 to reserve land for the northern section of the Kings Road/Calder Freeway interchange and corrects the PAO reference from Schedule 8 to the PAO to Schedule 5 to the PAO applicable to Lot B, PS21659Y, Volume 09500 Folio 655 reserved for the southern section of the Kings Road/Calder Freeway interchange.

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 Brimbank City Council, Old Calder Highway (corner Borrel Street), Keilor.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

Planning and Environment Act 1987

EAST GIPPSLAND PLANNING SCHEME

Notice of Approval of Amendment

Amendment C66

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

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

The Amendment affects land at 1780 Princes Highway, Johnsonville, and it:

- rezones the land from Farming Zone (schedule 1) to Township Zone;
- applies the Environmental Audit Overlay (EAO); and

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

The Amendment was approved by the East Gippsland Shire Council on 4 February 2009, in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 1 August 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 East Gippsland Shire Council, 66 McCulloch Street and 273 Main Street, Bairnsdale.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

Planning and Environment Act 1987

MANNINGHAM PLANNING SCHEME

Notice of Approval of Amendment

Amendment C60

The Minister for Planning has approved Amendment C60 to the Manningham Planning Scheme.

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

The Amendment incorporates the Warrandyte Township Heritage Guidelines Parts 1 to 7 (July 2007) into the schedule to clause 81.01, and deletes reference to the Warrandyte Township Heritage Guidelines (February 1993). It also modifies the Municipal Strategic Statement and two local planning policies to update references to the Warrandyte Township Heritage Guidelines.

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

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 C34

The Minister for Planning has approved Amendment C34 to the Moorabool Planning Scheme.

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

The Amendment replaces Clause 21 and Clause 22 of the Moorabool Planning Scheme, in order to implement the findings of council's planning scheme review and to provide a framework for managing growth and development in the shire.

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, 197 Main Street, Bacchus Marsh, or 15 Stead Street, Ballan.

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

Planning and Environment Act 1987
MORNINGTON PENINSULA
PLANNING SCHEME
 Notice of Approval of Amendment
 Amendment C90 Part 1

The Mornington Peninsula Shire Council approved Amendment C90 Part 1 to the Mornington Peninsula Planning Scheme on 4 February 2009.

The Amendment applies to:

- 7 Stony Point Road, Crib Point (CA5, Sec. 11, Vol. 10205, Fol. 134), 9 Stony Point Road, Crib Point (CA4, Sec. 11, Vol. 9344, Fol. 783) and 11 Stony Point Road, Crib Point (CA4A, Sec. 11, Vol. 10314, Fol. 904);
- 818 Esplanade, Mornington (Lot 5, PS 013981, Vol. 08123, Fol. 144);

- Part of 49 Eramosa Road West, Somerville (Lot 1, PS 505223, Vol. 10745, Fol. 711) and Part of 57 Eramosa Road West, Somerville (Lot 1, PS 505244, Vol. 10774, Fol. 504); and
- Part of 2 St Aubins Way, Sorrento (Lot 1, TP 8415, Vol. 10317, Fol. 559); Part of 2 Leonard Court, Sorrento (Lot 1, TP 111986, Vol. 10188, Fol. 800); Part of 3440 Point Nepean Road, Sorrento (PC 156391, Vol. 10819, Fol. 050); and Part of 3444 Point Nepean Road, Sorrento (CP 156390).

The Amendment proposes to:

- rezone the land at 7 Stony Point Road, Crib Point, 9 Stony Point Road, Crib Point and 11 Stony Point Road, Crib Point from a Public Park and Recreation Zone (PPRZ) to a Residential 1 Zone (R1Z) and apply the Design and Development Overlay Schedule 3 (DDO3) and the Vegetation Protection Overlay Schedule 1 (VPO1) to these allotments;
- apply an Environmental Audit Overlay (EAO) to the land at 9 Stony Point Road, Crib Point;
- delete the interim Heritage Overlay at 818 Esplanade, Mornington and apply a permanent Heritage Overlay (HO);
- delete the Public Acquisition Overlay (PAO) from the land at 49 and 57 Eramosa Road West, Somerville;
- delete the Public Conservation and Resource Zone (PCRZ) on the land at 2 St Aubins Way, Sorrento, 2 Leonard Court, Sorrento, 3440 Point Nepean Road, Sorrento, and 3444 Point Nepean Road, Sorrento and include the land within a Residential 1 Zone (R1Z) and apply the Vegetation Protection Overlay Schedule 1 (VPO1) and Design and Development Overlay Schedule 3 (DDO3) to the remainder of the land.

The Amendment was approved by the Mornington Peninsula Shire Council in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 23 March 2007. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, during office hours, at the offices of the Mornington Peninsula Shire Council: 2 Queen Street, Mornington; 21 Marine Parade,

Hastings; 90 Besgrove Street, Rosebud and free of charge at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection

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

- introduce a Development Plan Overlay (DPO21) to the land.

The Amendment lapsed on 21 January 2009.

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

Planning and Environment Act 1987

STONNINGTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C96

The Minister for Planning has approved Amendment C96 to the Stonnington Planning Scheme.

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

The Amendment applies heritage controls to the Hunters Hill Precinct, Malvern East, by including the Precinct in the Schedule to the Heritage Overlay, on an interim basis, and identifying the land on the Planning Scheme Map as HO376.

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 Stonnington City Council, corner of Chapel Street and Greville Street, Prahran.

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

Planning and Environment Act 1987

GREATER BENDIGO PLANNING SCHEME

Notice of Lapsing of Amendment

Amendment C97

The Greater Bendigo City Council has resolved to abandon Amendment C97 to the Greater Bendigo Planning Scheme.

The Amendment proposed to:

- rezone 65 and 73 Bowles Road, Epsom, from the Farming Zone to the Residential 1 Zone;

ORDERS IN COUNCIL

Crown Land (Reserves) Act 1978

NOTICE OF INTENTION TO REVOKE TEMPORARY RESERVATIONS

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 reservations:

KORWEINGUBOORA – The temporary reservation by Order in Council of 8 August 1995 of an area of 2.1 hectares, more or less, of land being Crown Allotment 8, Section A, Parish of Korweinguboorra as a site for a School Forest Plantation. – (Rs 12586)

NAYOOK – The temporary reservation by Order in Council of 29 January 1918 of an area of 128.70 hectares, more or less, of land in the Parish of Nayook as a site for Public purposes. – (Rs 01731)

NULKWYNE – The temporary reservation by Order in Council of 21 February 1989 of an area of 2.805 hectares, being Crown Allotment 6C, Parish of Nulkwyne as a site for Water Supply. – (Rs 14033)

SWANWATER – The temporary reservation by Order in Council of 16 October 1876 of an area of 32.32 hectares, more or less, of land in the Parish of Swanwater as a site for Public purposes, revoked as to part by Order in Council of 3 March 1890 so far as the balance remaining containing 16.96 hectares, more or less. – (Rs 9980)

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

Dated 24 February 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and
Climate Change

RYAN HEATH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

REVOCAATION 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:

AXEDALE – The temporary reservation by Order in Council of 26 February 1872 of an area of 40.37 hectares, more or less, of land in Section 7, Parish of Axedale (formerly being Crown Allotments 12, 13 and 14, Section 7) as a site for Police Paddock purposes, revoked as to part by Orders in Council of 5 August 1947 and 12 December 1978 so far only as the portion containing 2831 square metres, more or less, being Crown Allotment 2017, Parish of Axedale as indicated by hatching on plan published in the Government Gazette of 18 December 2008 page 3048. – (Rs 2043)

SWANWATER – The temporary reservation by Order in Council of 20 July 1874 of an area of 21.85 hectares, more or less, of land in the Parish of Swanwater as a site for Watering and other Public purposes. – (Rs 10048)

SWANWATER – The temporary reservation by Order in Council of 17 December 1877 of an area of 40.06 hectares, more or less, of land in the Parish of Swanwater as a site for Watering purposes, in two separate portions. – (Rs 10048)

SWANWATER – The temporary reservation by Order in Council of 29 July 1975 of an area of 155 hectares, more or less, of land being Crown Allotment 5B, Section F, Parish of Swanwater as a site for Public Recreation purposes. – (Rs 10048)

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

Dated 24 February 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and
Climate Change

RYAN HEATH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978
TEMPORARY 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
GREATER BENDIGO CITY COUNCIL

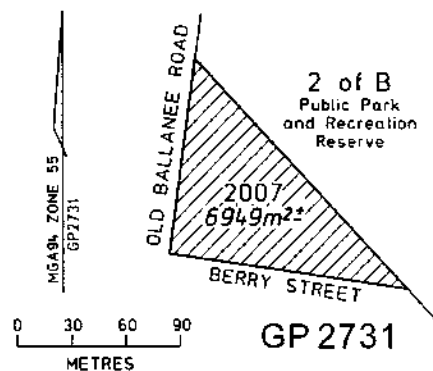
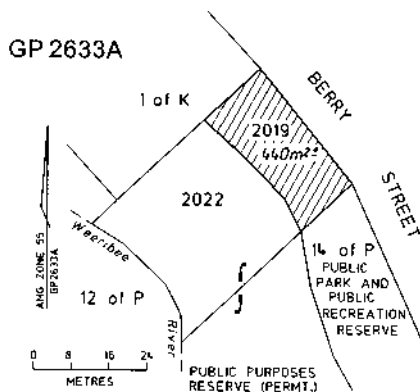
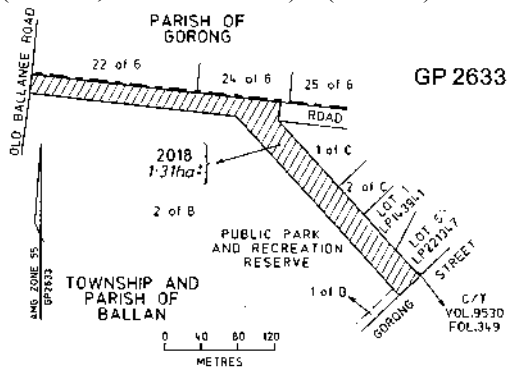
AXEDALE – Public Recreation, area 2.6 hectares, more or less, being Crown Allotment 2020, Parish of Axedale as shown on Plan No. LEGL./08–058 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (0606304)

MUNICIPAL DISTRICT OF THE
GREATER BENDIGO CITY COUNCIL

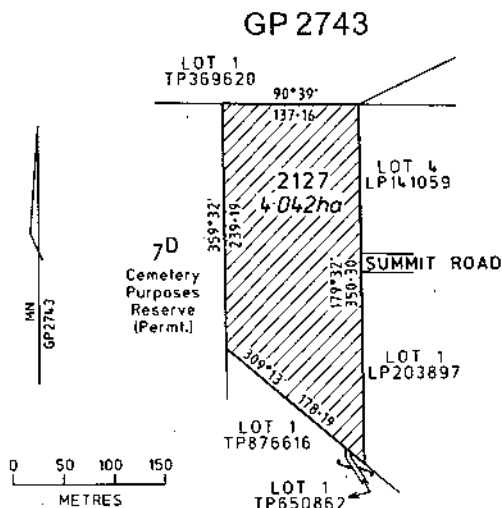
AXEDALE – Public purposes (Police purposes), area 7.5 hectares, more or less, being Crown Allotment 2021, Parish of Axedale as shown on Plan No. LEGL./08–058 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (0606865)

MUNICIPAL DISTRICT OF THE
MOORABOOL SHIRE COUNCIL

BALLAN – Public Park and Recreation, being Crown Allotment 2018, Township and Parish of Ballan (area 1.31 hectares, more or less), as indicated by hatching on plan GP2633 hereunder; Crown Allotment 2019, Township and Parish of Ballan (area 440 square metres, more or less), as indicated by hatching on plan GP2633A hereunder; and Crown Allotment 2007, Township of Ballan, Parish of Ballan (area 6949 square metres, more or less), as indicated by hatching on plan GP2731 hereunder. – (GP2633, 2633A and 2731) – (Rs 6597)

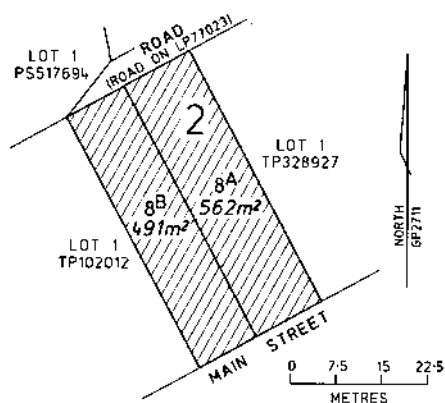


MUNICIPAL DISTRICT OF THE
GREATER DANDENONG CITY COUNCIL
DANDENONG – Cemetery and Crematoria purposes, area 4.042 hectares, being Crown Allotment 2127, Parish of Dandenong as indicated by hatching on plan GP2743 hereunder. – (GP2743) – (2015920)



MUNICIPAL DISTRICT OF THE SOUTH GIPPSLAND SHIRE COUNCIL

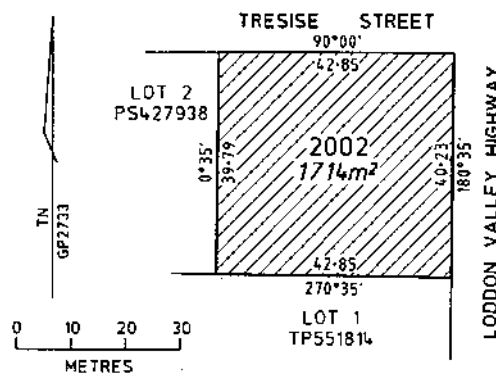
FOSTER – Public purposes (Police purposes), total area 1053 square metres, being Crown Allotments 8A and 8B, Section 2, Township of Foster, Parish of Wonga Wonga South as indicated by hatching on plan GP2711 hereunder. – (GP2711) – (2017604)



GP 2711

MUNICIPAL DISTRICT OF THE LODDON SHIRE COUNCIL

SERPENTINE – Public purposes (Police purposes), 1714 square metres, being Crown Allotment 2002, Township of Serpentine, Parish of Janiember East as indicated by hatching on plan GP2733 hereunder. – (GP2733) – (2017595)



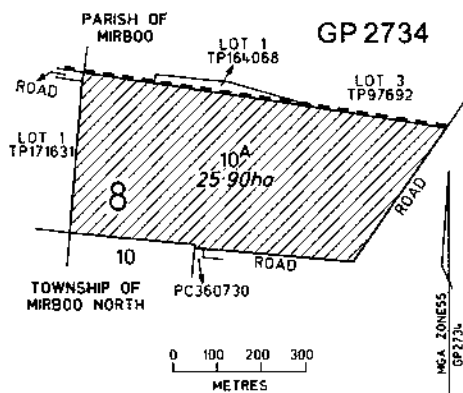
GP 2733

MUNICIPAL DISTRICT OF THE CENTRAL GOLDFIELDS SHIRE COUNCIL

LILLICUR – Preservation of an area of ecological significance, total area 162 hectares, more or less, being Crown Allotments 2004, 2005, 2006 and 2007, Parish of Lillicur as shown hatched on Plan No. LEGL/07-043 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (06L6-10912)

MUNICIPAL DISTRICT OF THE SOUTH GIPPSLAND SHIRE COUNCIL

MIRBOO NORTH – Public Recreation, area 25.90 hectares, being Crown Allotment 10A, Section 8, Township of Mirboo North, Parish of Mirboo as indicated by hatching on plan GP2734 hereunder. – (GP2734) – (1508736)



GP 2734

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

Dated 24 February 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and Climate Change

RYAN HEATH
Clerk of the Executive Council

Land Act 1958

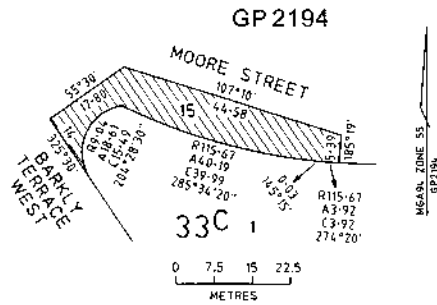
CLOSURE OF UNUSED ROADS

Order in Council

The Governor in Council under section 349 of the Land Act 1958 and with the concurrence in writing of the adjoining land owners and the municipalities in which the roads are situated closes the following unused roads:

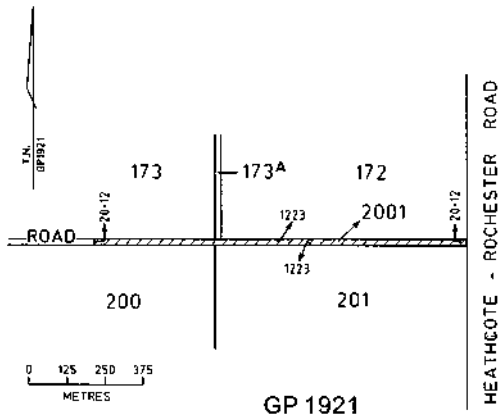
MUNICIPAL DISTRICT OF THE GREATER BENDIGO CITY COUNCIL

BENDIGO – The road At Bendigo, Parish of Sandhurst being Crown Allotment 15, Section 33C as indicated by hatching on plan GP2194 hereunder. – (GP2194) – (06L6-4360)



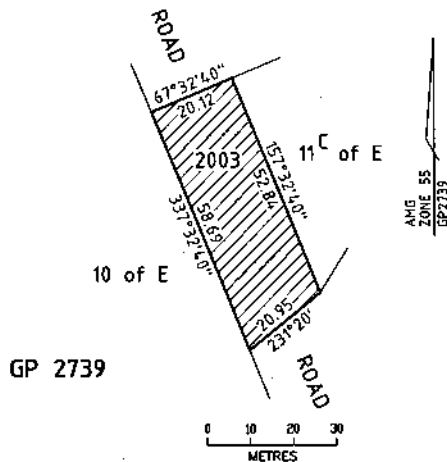
MUNICIPAL DISTRICT OF THE CAMPASPE SHIRE COUNCIL

COROP – The road in the Parish of Corop being Crown Allotment 2001 as indicated by hatching on plan GP1921 hereunder. – (GP1921) – (06L6–10840)



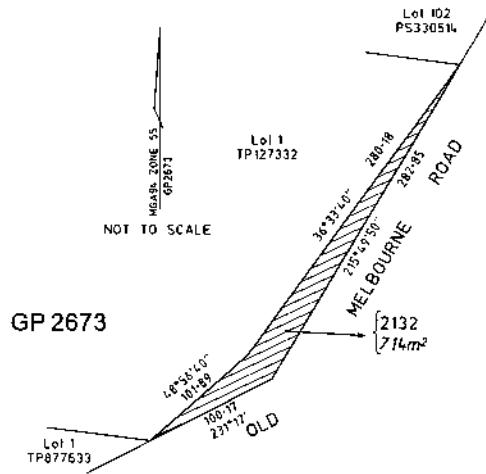
MUNICIPAL DISTRICT OF THE TOWONG SHIRE COUNCIL

MITTA MITTA – The road in the Parish of Mitta Mitta being Crown Allotment 2003 as indicated by hatching on plan GP2739 hereunder. – (GP2739) – (2016494)



MUNICIPAL DISTRICT OF THE YARRA RANGES SHIRE COUNCIL

MOOROOLBARK – The road in the Parish of Mooroolbark being Crown Allotment 2132 as indicated by hatching on plan GP2673 hereunder. – (GP2673) – (12L12–1884)



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

Dated 24 February 2009

Responsible Minister

GAVIN JENNINGS

Minister for Environment and Climate Change

RYAN HEATH

Clerk of the Executive Council

Plant Health and Plant Products Act 1995DECLARATION OF CONTROL AREAS IN VICTORIA FOR THE PURPOSE OF
PREVENTING THE SPREAD OF THE PEST PHYLLOXERA

Order in Council

The Governor in Council under section 9 of the **Plant Health and Plant Products Act 1995** –

- (a) for the purpose of preventing the spread of the pest, Phylloxera (*Daktulosphaira vitifoliae*) to other parts of Victoria, declares –
- (i) the area described in Schedule 1 to be a control area known as the North East Phylloxera Infested Zone; and
 - (ii) the area described in Schedule 2 to be a control area known as the Nagambie Phylloxera Infested Zone; and
 - (iii) the area described in Schedule 3 to be a control area known as the Upton Phylloxera Infested Zone; and
 - (iv) the area described in Schedule 4 to be a control area known as the Mooroopna Phylloxera Infested Zone; and
 - (v) the area described in Schedule 5 to be a control area known as the Maroondah Phylloxera Infested Zone; and
 - (vi) the area described in Schedule 6 to be a control area known as the Whitebridge Phylloxera Infested Zone; and
- (b) revokes the Order made under section 9 of the **Plant Health and Plant Products Act 1995** on 5 February 2008, and published in the Government Gazette G6 on 7 February 2008; and
- (c) specifies the prohibitions in Schedule 7 which are to operate in the control areas to prevent the spread of the pest Phylloxera to other parts of Victoria.

This Order is to come into operation on the day of its publication in the Government Gazette.

Dated 24 February 2009

Responsible Minister:

JOE HELPER

Minister for Agriculture

RYAN HEATH
Clerk of the Executive Council

SCHEDULE 1 – NORTH EAST PHYLLOXERA INFESTED ZONE

The area of land bounded by a line commencing at the intersection of the boundaries of the parishes of Dueran East, Toombullup and Whitfield South, then in a northerly direction along the western boundary of the parish of Whitfield South to the intersection of the boundaries of the parishes of Whitfield South, Toombullup and Toombullup North, then in a westerly, then northerly, then easterly direction along the southern, western and northern boundaries of the parish of Toombullup North to the intersection of the boundaries of the parishes of Toombullup North, Rothesay and Tatong, then in a generally northerly direction along the western boundaries of the parish of Tatong, Lurg, Winton, Mokaon, Boweya, Boomahnoomoonah and Bundalong to the intersection of the western boundary of the parish of Bundalong and the Murray River, then in a generally easterly direction along the Murray River to the intersection of the Murray River and the eastern boundary of the parish of Wodonga, then in a generally southerly direction along the eastern boundaries of the parishes of Wodonga, Baranduda, Yackandandah and Bruarong to the intersection of the boundaries of the parishes of Bruarong, Kergunyah and Dederang, then in a straight line in a southerly direction to the intersection of Lambert Lane and Mt Jack Track, then in a southerly direction along Mt Jack Track to the intersection of Mt Jack Track and Running Creek Road, then

in a westerly direction along Running Creek Road to the intersection of Running Creek Road and Kancoona Gap Track, then in a southerly direction along Kancoona Gap Track to the intersection of Kancoona Gap Track and Link Road, then in a westerly direction along Link Road to the intersection of Link Road and Barker Road, then in a generally southerly direction along Barker Road to the intersection of Barker Road and Rolland Road, then in a straight line in a south-easterly direction to the intersection of Kancoona South Road and Havilah Road, then in a south-easterly direction along Havilah Road to the intersection of Havilah Road and Mt Porepukah Road, then in a southerly direction along Mt Porepukah Road to the intersection of Mt Porepukah Road and Smart Creek–Tawonga Gap Track, then in a south-easterly direction along Smart Creek–Tawonga Gap Track to the intersection of Smart Creek–Tawonga Gap Track and Tawonga Gap Track, then in a southerly direction along Tawonga Gap Track to the intersection of Tawonga Gap Track and Big Flat Track, then in a south-easterly direction along Big Flat Track to the intersection of Big Flat Track and Dungey Track, then in a straight line in a southerly direction to the intersection of Razorback Walking Track and Razorback Track, then in a south-westerly direction along Razorback Track to the intersection of Razorback Track and Bungalow Spur Walking Track, then in a straight line in a south-westerly direction to the intersection of Cobbler Lake Track and Cobbler Lake–Abbeyard Road, then in a straight line in a north-westerly direction to the intersection of the boundaries of the parishes of Matong North, Dandongadale and Winteriga, then in a southerly, then westerly direction along the eastern and southern boundaries of the parish of Winteriga to the intersection of the boundaries of the parishes of Winteriga, Matong North and Wabonga, then in a westerly direction along the southern boundaries of the parishes of Wabonga and Whitfield South to the point of commencement.

SCHEDULE 2 – NAGAMBIE PHYLLOXERA INFESTED ZONE

The area of land bounded by a line commencing at the point where the northern boundary of the parish of Bailieston joins the western boundary of that parish, then easterly along the northern boundary of that parish, and east-north-easterly and generally south-westerly along the northern boundary of the parish of Noorilim to the intersection with the northern boundary of the parish of Wahring, then easterly along the northern boundary of that parish to the eastern boundary of that parish, then southerly along the eastern boundary of that parish, and the eastern boundary of the parish of Wormangal to the southern boundary of that parish, then westerly along the southern boundary of that parish, and part of the southern boundary of the parish of Tabilk, to the intersection with the Tocumwal Railway Line, then in a southerly direction along the Tocumwal Railway Line until the intersection of the Tocumwal Railway Line and Aerodrome Road, then in an easterly direction along Aerodrome Road, then in a northerly direction and a south-easterly direction along Aerodrome Road, across the Melbourne Albury Railway Line until the intersection of Aerodrome Road and Hughes Street, then in a south-easterly direction along Hughes Street until the intersection with the Old Hume Highway, then in a westerly direction along the Old Hume Highway until the intersection of the Old Hume Highway and Lambing Gully Road, then in a southerly direction along Lambing Gully Road until the intersection of Lambing Gully Road and the Hume Freeway, then in a south-westerly direction along the Hume Freeway until the northern boundary of the Department of Defence Munitions Depot, then in a westerly direction along the northern boundary of the Department of Defence Munitions Depot, until it meets the Old Hume Highway, then in a southerly direction along the Old Hume Highway until the intersection of the Old Hume Highway and O'Connors Road, then in a westerly direction along O'Connors Road until the intersection of O'Connors Road and the Tocumwal Railway Line, then in a north-westerly direction along the Tocumwal Railway Line until the Tocumwal Railway Line meets with the southern boundary of the parish of Avenel then in a westerly direction along that boundary to the intersection of the eastern boundary of the parish of Northwood, then in a southerly direction along that boundary to the southern boundary of that parish, then in a westerly direction along that boundary to the western boundary of that parish, then northerly along that parish boundary and the western boundaries of the parishes of Mitchell and Bailieston to the point of commencement.

SCHEDULE 3 – UPTON PHYLLOXERA INFESTED ZONE

The area at Upton within a five kilometre radius of the Upton Fire Station (S 36° 54.669, E 145° 22.710) Upton.

SCHEDULE 4 – MOOROOPNA PHYLLOXERA INFESTED ZONE

The area of land bounded by a line commencing at the point where the northern boundary of the Parish of Mooroopna joins with the western boundary of that parish; then easterly along the northern boundary of that parish to the junction with the Goulburn River, then generally southerly along the western bank of the Goulburn River to the junction of the River with the southern boundary of the Parish of Toolamba; then westerly along the southern boundary of that parish to the western boundary of that parish; then northerly along the western boundary of that parish and the western boundary of the Parish of Mooroopna to the point of commencement.

SCHEDULE 5 – MAROONDAH PHYLLOXERA INFESTED ZONE

The area of land bounded by a line commencing at the intersection of the Maroondah Highway and Nelson Road and proceeding in a generally northerly direction to the intersection of Nelson Road and the Olinda Creek Drain, then in a northerly direction along Olinda Creek Drain to the intersection of Olinda Creek Drain and Coldstream West Road, then in a westerly direction along Coldstream West Road to the intersection of Coldstream West Road and Victoria Road, then in a northerly direction along Victoria Road to the intersection of Victoria Road and MacIntyre Road, then in a straight line in a westerly direction to the intersection of Wendy Way and Skyline Road, then in a northerly direction along Skyline Road to the intersection of Skyline Road and Eltham–Yarra Glen Road, then in an easterly direction along Eltham–Yarra Glen Road to the intersection of Eltham–Yarra Glen Road and Skyline Road North, then in a northerly direction along Skyline Road North to the intersection of Skyline Road North and Tuans Track, then in an easterly direction along Tuans Track, which becomes Uplands Road, to the intersection of Uplands Road and Valley Road, then in an easterly direction along Valley Road to the intersection of Valley Road and Steels Creek Road, then in a northerly direction along Steels Creek Road to the intersection of Steels Creek Road and Hunts Lane, then in an easterly direction along Hunts Lane to the intersection of Hunts Lane and Melba Highway, then in a southerly direction along Melba Highway to the intersection of the Melba Highway and Bottings Lane, then in an easterly direction along Bottings Lane to the intersection of Bottings Lane and Bleases Lane, then in a south-easterly direction along Bleases Lane to the intersection of Bleases Lane and the Maroondah Aqueduct, then in a straight line in an easterly direction to the intersection of Walters Lane and Pauls Lane, then in a southerly direction along Pauls Lane to the intersection of Pauls Lane and Old Healesville Road, then in a south-easterly direction along Old Healesville Road to the intersection of Old Healesville Road and Healesville–Yarra Glen Road, then in a straight line in a southerly direction to the intersection of the Maroondah Highway and the Yarra River, then in a southerly direction along the Yarra River to the confluence of the Yarra River and Woori Yallock Creek, then in a straight line in a southerly direction to the intersection of Yarraloch Way and Killara Road, then in a westerly direction along Killara Road to the intersection of Killara Road and Armistead Road, then in a southerly direction along Armistead Road to the intersection of Armistead Road and Darling Road, then in a westerly direction along Darling Road to the intersection of Darling Road and Gruyere Road, then in a southerly direction along Gruyere Road to the intersection of Gruyere Road and Victoria Road, then in an westerly direction along Victoria Road to the intersection of Victoria Road and Warburton Highway, then in a westerly direction along Warburton Highway to the intersection of Warburton Highway and the Maroondah Highway, then in a south-easterly direction along Maroondah Highway to the point of commencement.

SCHEDULE 6 – WHITEBRIDGE PHYLLOXERA INFESTED ZONE

The area of land bounded by a line commencing at the intersection of Three Chain Road and Bolgers Lane, then in a southerly direction along Bolgers Lane to the intersection of Bolgers Lane and Rochford Road, then in an easterly direction along Rochford Road to the intersection

of Rochford Road and Monument Creek Road, then in a southerly direction along Monument Creek Road to the intersection of Monument Creek Road and Ochiltrees Road, then in an easterly direction along Ochiltrees Road to the intersection of Ochiltrees Road and Lukes Road, then in a northerly direction along Lukes Road to the intersection of Lukes Road and Boundary Road, then in an easterly direction along Boundary Road to the intersection of Boundary Road and Parks Road, then in a northerly direction along Parks Road to the intersection of Parks Road and McMasters Lane, then in a north-easterly direction along McMasters Lane to the intersection of McMasters Lane and Three Chain Road, then in a generally westerly direction along Three Chain Road to the point of commencement.

SCHEDULE 7 – PROHIBITIONS APPLYING TO PHYLLOXERA

1 Definitions

In this Schedule –

‘host material’ means any plant, plant part or plant product of the genus *Vitis*, including grapevines, potted vines, cuttings, rootlings, leaves, roots, stems, grapes for table use, grapes for wine making, grape marc, grape must, juice, germplasm and plant and soil samples for diagnostic purposes.

‘juice’ means fresh juice, unclarified or clarified juice or unfiltered or filtered juice, but not juice filtered or otherwise processed so as not to exceed a maximum particle size of 50 microns.

2 Prohibitions relating to the control area –

The removal from a control area of –

- (a) any host material; or
- (b) any agricultural equipment that has been used for the cultivation, harvesting, handling, transport or processing of plant, plant parts or plant products of the genus *Vitis*; or
- (c) any package which has contained any plant, plant part or plant product of the genus *Vitis*; or
- (d) soil originating from a property involved in the cultivation or handling of plants, plant parts or plant products of the genus *Vitis* –

is prohibited.

Note: Section 9(3) provides a penalty of 100 penalty units for a person who contravenes any prohibition or restriction in a control order if the person knows or has reason to believe that any place has been declared to be a control area, unless the person is authorised to do so under a permit issued by the Secretary.

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**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:

9. *Statutory Rule:* Gas Industry
(MSO Rules)
Regulations 2009
Authorising Act: Gas Industry
Act 2001
Date first obtainable: 26 February 2009
Code A
10. *Statutory Rule:* Wildlife (Game)
Amendment
Regulations 2009
Authorising Act: Wildlife Act 1975
Date first obtainable: 26 February 2009
Code A
11. *Statutory Rule:* Unclaimed Money
Regulations 2009
Authorising Act: Unclaimed Money
Act 2008
Date first obtainable: 26 February 2009
Code A
12. *Statutory Rule:* Residential
Tenancies
Amendment
(Prescribed
Tenancy
Agreements)
Regulations 2009
Authorising Act: Residential
Tenancies
Act 1997
Date first obtainable: 26 February 2009
Code A
13. *Statutory Rule:* Police Amendment
(Protective
Services Officers)
Regulations 2009
Authorising Act: Police Regulation
Act 1958
Date first obtainable: 26 February 2009
Code A

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