



Victoria Government Gazette

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No. G 18 Thursday 30 April 2009

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GENERAL

TABLE OF PROVISIONS

Private Advertisements		Sales by the Sheriff	
Land Act 1958 –		John Rashleigh Shaw	986
Stawell Harness Racing Club	982	Andrew David Conquest	986
Dissolution of Partnership		Government and Outer Budget Sector	
Lost Magazine –		Agencies Notices	987
Brunswick Street & Surrounds	982	Orders in Council	1026
Mt Eliza Charcoal Chicken	982	Acts: Education and Training Reform	
Strategic Financial Management	982		
Estates of Deceased Persons			
A. B. Natoli Pty	982		
Basile Pino & Co.	982		
Beckwith Cleverdon Rees	982		
Bruce M. Cook & Associates	983		
De Kever Spaulding	983		
De Marco Lawyers	983		
Gilberthorpes Business Lawyers	983		
Gullaci & Gullaci	983		
Hicks Oakley Chessell Williams	983		
John J. Byrne	984		
Kim Bainbridge Legal Services Pty Ltd	984		
Klooger Forbes Hassett	984		
Mills Oakley	984		
Radford Legal	984		
Rigby Cooke	985		
R. T. Breen & Co.	985		
Stidston & Williams Weblaw	985		
Tolhurst Druce & Emmerson	985		
Trust Company Fiduciary Services Ltd	985		
Verna A. Cook	985		

Advertisers Please Note

As from 30 April 2009

The last Special Gazette was No. 115 dated 28 April 2009.

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

How To Submit Copy

- See our webpage www.gazette.vic.gov.au
 - or contact our office on 9642 5808
between 8.30 am and 5.30 pm Monday to Friday
-

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

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

VICTORIA GOVERNMENT GAZETTE

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JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

Land Act 1958

Notice is hereby given that Stawell Harness Racing Club Incorporated has applied for a lease pursuant to section 134 of the **Land Act 1958** for a term of twenty-one (21) years in respect of Allotment 14A of Sec. 59A, Parish of Stawell, County of Borung, containing 9.262 hectares (more or less) as a site for amusement and recreation and social activities connected therewith (Stawell Harness Racing Club). Ref No: 200883: Horsham.

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership subsisting between Danielle Petkovic and Shelly McGillivray carrying on the business of magazine publication from 15 Fourteenth Street, Hepburn Springs under the business name 'Lost Magazine – Brunswick Street & Surrounds' has been dissolved as from 21 January 2009 so far as concerns the said Shelly McGillivray who retires from the said business.

WEBB KORFIATIS, solicitors,
Suite 1, Ground Floor, Lansdowne House,
182 Victoria Parade, East Melbourne 3002.

DISSOLUTION OF PARTNERSHIP

The partnership between Roselyn Cox and Nick Deliyiannis trading as Mt Eliza Charcoal Chicken has been terminated effective 24 April 2009.

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership previously subsisting between Krakouer-SFM Pty Ltd as trustee for the Krakouer-SFM Trust, Hardwick-SFM Pty Ltd as trustee for the Hardwick-SFM Trust and Shorday Pty Ltd as trustee for the Mac-SFM Trust, trading as Strategic Financial Management at Suite 1, 1 Milton Parade, Malvern, Victoria, was dissolved by mutual consent with effect from 25 February 2009.

Re: PETERIS SKUSKAVNIEKS, in the will called Peter Henry Skuskavnieks, also known as Peter Skuskavnieks, late of 17 Dianna Street,

Croydon, Victoria, but formerly of 49 Berkley Road, Ringwood North, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 10 December 2008, are required by the trustee, Beverley May Forbes, to send particulars to the trustee 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: FLORA PETRIA McMANUS, late of 173 Best Street, Sea Lake, Victoria, shop assistant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 May 1991, are required by the trustees, Marylyn Margaret Raudino of 39 School Road, Beverford, Victoria, teachers assistant, daughter, Ainslee Elizabeth McManus of 'Newlands', Apsley, Victoria, nurse, daughter and Andrew Grant McManus of Tetargona Que, Rowville, Victoria, electrician, son, to send particulars to the trustees, by 30 June 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

ISABEL OGILVY HAINING, late of 8 Joffre Street, Camberwell, in the State of Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 9 October 2008, are required to send particulars thereof to the executor, care of the undermentioned solicitors, on or before 3 July 2009, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

BECKWITH CLEVERDON REES, solicitors,
294 Collins Street, Melbourne 3000.

Re: NEVILLE HERBERT ADAMS, also known as Bill Adams, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of NEVILLE HERBERT ADAMS, also known as Bill Adams, late of Unit 31, Heathglen Village, 2 Glendale Court, Werribee, Victoria, retired, who died on the 22 February 2009, are to send particulars of their claims to the personal representative/s, care of the undermentioned solicitors, by 1 July 2009, after which date the personal representative/s will distribute the assets, having regard only to the claims of which they then had notice.

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

Re: PAUL NORMAN DIXON, deceased.

Creditors, next-of-kin and other persons having claims against the estate of Paul Norman Dixon, deceased, late of 89 Pine Road, Mooroolbark, Victoria, retired, who died on 14 January 2009, are required by the trustee, Marilyn Ann Dixon of 89 Pine Road, Mooroolbark, Victoria, teacher, to send particulars of their claims to her, care of the undermentioned solicitors, by 10 July 2009, after which date she may convey or distribute the estate, having regard only to the claims of which she then has notice.

DE KEVER SPAULDING, lawyers,
173 Boronia Road, Boronia 3155.

Re: ALPHONSA CLARA MARIA FRANCKEN, late of 11 Park Street, Pascoe Vale, Victoria, retired school teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 February 2009, are required by the trustees, Marie-Louise Laurine Francken and Herman Rene Marie Francken, to send particulars to the trustees, care of the undermentioned solicitors, within sixty days from the publication hereof, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

DE MARCO LAWYERS,
794 Pascoe Vale Road, Glenroy 3046.

Re: KENNETH JOHN WINFIELD, late of 86 Dianne Avenue, Craigieburn, Victoria, carpenter, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 February 2009, are required by the trustee, David John Winfield, to send particulars to the trustee, care of the undermentioned solicitors, within sixty days from the 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.

DE MARCO LAWYERS,
794A Pascoe Vale Road, Glenroy 3046.

Creditors, next-of-kin and other persons having claims against the estate of ENID HELEN SMITH of 8 Browtop Road, Narre Warren North, Victoria, who died on 7 July 2008, are required by the executor, Ann Marie Waugh, care of 15 Blackburne Square, Berwick, Victoria 3806, to send particulars of their claims to her, at the following address, by 30 June 2009, after which date she may convey or distribute the estate, having regard only to the claims of which she then has notice.

GILBERTHORPES BUSINESS LAWYERS,
15 Blackburne Square, Berwick, Victoria 3806.

ROSA LAZZARA, late of 46 King Street, East Doncaster, Victoria 3109, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 19 February 2009, are required by Maria Tallarico, the executrix of the said estate, to send particulars, by 3 July 2009, to her solicitors, Gullaci & Gullaci of 158 Bell Street, Coburg, Victoria 3058, after which date the executrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated 21 April 2009

GULLACI & GULLACI, solicitors,
158 Bell Street, Coburg, Victoria 3058.

Re: Estate JOHN FRANK GRADY.

Creditors, next-of-kin and others having claims against the estate of John Frank Grady, late of 21 Dover Street, Albanvale, Victoria, fitter and turner, deceased, who died on 12 December 2008, are requested to send particulars

of their claims to the administrators, care of the undermentioned solicitors, by Tuesday 30 June 2009, after which date they will distribute the assets, having regard only to the claims on which date they then have notice.

HICKS OAKLEY CHESSELL WILLIAMS,
solicitors,
13/379 Collins Street, Melbourne 3000.

Creditors, next-of-kin and others having claims against the estate of JAMES McROBBIE WEBSTER, late of 35 Washington Drive, Oakleigh, Victoria, who died on 13 December 2008, are required by the executor, Ann June Gregory, to send particulars of their claims to the said executor, care of John J. Byrne Lawyer Pty Ltd of 216 Charman Road Cheltenham 3192, by 30 June 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,
216 Charman Road, Cheltenham 3192.

Re: IVY ISABEL JOLLEY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 December 2008, are required by the trustees, Lawrence Rodney Jolley and Daryl John Jolley, to send particulars to them, care of the undersigned, by 1 July 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

KIM BAINBRIDGE LEGAL SERVICES PTY LTD, trading as Garden & Green,
4 McCallum Street, Swan Hill, Vic. 3585.

Re: Estate MERVYN LESLIE PURTON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 September 2008, are required by the trustees, Phillip James Purton, Noel Leslie Purton, Gavin Christopher Purton and Jennifer Catherine Elaine Cockfield, to send particulars to them, care of the undersigned, by 1 July 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

KIM BAINBRIDGE LEGAL SERVICES PTY LTD, trading as Garden & Green,
4 McCallum Street, Swan Hill, Vic. 3585.

Re: FELICITY GREEN, late of 10/4 Raith Avenue, Sandringham, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 December 2008, are required by the trustees, Alan Stuart Coy and George Anthony Green, to send particulars to the trustees, care of Alan Stuart Coy of 1 Newcastle Court, Greenvale, Victoria 3059, by 7 July 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

KLOOGER FORBES HASSETT, lawyers,
Level 1, 1395 Toorak Road, Camberwell 3124.

Estate of THELMA MAY KING, late of Hedley Sutton Nursing Home, 19 Canterbury Road, Canterbury, 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 1 July 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.

Re: ELLEN SARAH CLARKE, late of Rural North West Health, Warracknabeal, Victoria, but formerly of Landt Hostel, Cox Street, Warracknabeal, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 December 2008, are required by the trustees, Rhonda Ellen Barbetti and Leslie Victor Eric Winsall, care of the undermentioned solicitors, to send particulars to the trustees, by 10 July 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: MARGARET MARY SAGAL, late of Inglewood Nursing Home, Hospital Street, Inglewood, Victoria, but formerly of Specimen Hill, Wedderburn, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 June 2008, are required by the trustees, Robert John Sagal and Alex Sagal, care of the undermentioned solicitor, to send particulars to the trustees by 10 July 2009, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of KATHLEEN FRANCES FOLEY, deceased, who died on 17 October 2008, are to send particulars of their claims to the executors, care of the undermentioned solicitors, by 2 July 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.

Creditors, next-of-kin and others having claims in respect of the estate of BARBARA JEAN PACE, late of Mornington House Hostel, 79 Bentons Road, Mornington, deceased, who died on 19 November 2008, are requested to send particulars of their claims to Equity Trustees Ltd, ABN 46 044 031 298, of 575 Bourke Street, Melbourne, by 6 July 2009, after which date it will convey or distribute the assets, having regard to the claims of which it then has notice.

R. T. BREEN & CO.,
19 Carpenter Street, Brighton 3186.

KEITH MORRIS HAYES, late of 8 Wiringa Crescent, Mount Eliza, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 February 2009, are required by the executor, John Alan Hayes, to send particulars

to him, care of Stidston & Williams Weblaw, by 5 July 2009, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Creditors, next-of-kin and others having claims against the estate of IAN MORRISON AVERY, deceased, late of 54 Manningtree Road, Hawthorn, who died on 21 May 1991, are required to send particulars of their claims to Graham Peter Norman and John Patrick Toohey, care of Mancell Pty Ltd, Suite 7, 50 Upper Heidelberg Road, Ivanhoe, Victoria, the trustees of the estate of the said deceased, on or before 10 July 2009, after which date they will distribute the assets having regard only to the claims of which they then have notice.

TOLHURST DRUCE & EMMERSON,
solicitors, 520 Bourke Street, Melbourne 3000.

ANDREW ROBERT BENNS, late of 8 Portland Place, South Yarra, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 October 2008, are required by Trust Company Fiduciary Services Limited, ACN 000 000 993, of 3/530 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 17 July 2009, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

OLIVE MAY HANCOCK, deceased.

Creditors, next-of-kin and others having claims against the estate of OLIVE MAY HANCOCK, late of 3/7 Park Avenue, Glenhuntly, Victoria, retired, deceased, who died on 29 December 2008, are required to send particulars of their claims to the executors, care of the undermentioned solicitor, by 3 July 2009, after which date the executors will proceed to distribute the assets, having regard only to the claims of which they shall then have had notice.

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

MARGARET YANDELL RUSSELL, deceased.

Creditors, next-of-kin and others having claims against the estate of Margaret Yandell Russell, late of 233 New Street, Brighton, Victoria, widow, deceased, who died on 13 February 2009, are required to send particulars of their claims to the executors, care of the undermentioned solicitor, by 5 July 2009, after which date the executors will proceed to distribute the assets, having regard only to the claims of which they shall then have had notice.

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

of Title Volume 08938 Folio 480, upon which is erected a dwelling shown as 29 Narbethong Drive, Greensborough.

Registered Mortgage No. AB769455L affects the said estate and interest.

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

There are no exceptions to these arrangements.

SW080045641

M. JACKSON
Sheriff's Office
Phone (03) 9947 1540

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

On Wednesday 27 May 2009 at 2.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

All the estate and interest (if any) of John Rashleigh Shaw of 5 Mast Gully Road, Upwey, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 04119 Folio 629, upon which is erected a dwelling shown as 5 Mast Gully Road, Upwey.

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

There are no exceptions to these arrangements.

SW080069819

M. JACKSON
Sheriff's Office
Phone (03) 9947 1540

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

On Wednesday 27 May 2009 at 2.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

All the estate and interest (if any) of Andrew David Conquest of 29 Narbethong Drive, Greensborough, sole proprietor of an estate in fee simple in the land described on Certificate

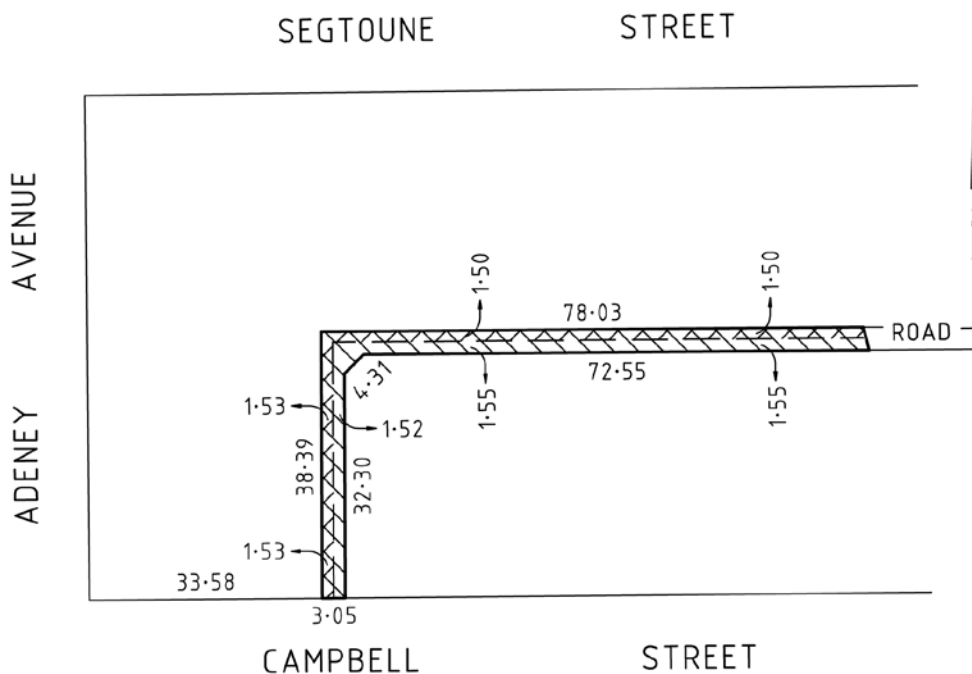
**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

BOROONDARA CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Boroondara City Council has formed the opinion that the road adjoining 2 to 10 Segtoun Street, 1 to 11 Campbell Street and 96 to 106 Adeney Avenue, Kew, shown by both hatching and cross-hatching on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and to sell the land from the road by private treaty to the adjoining property owners.

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

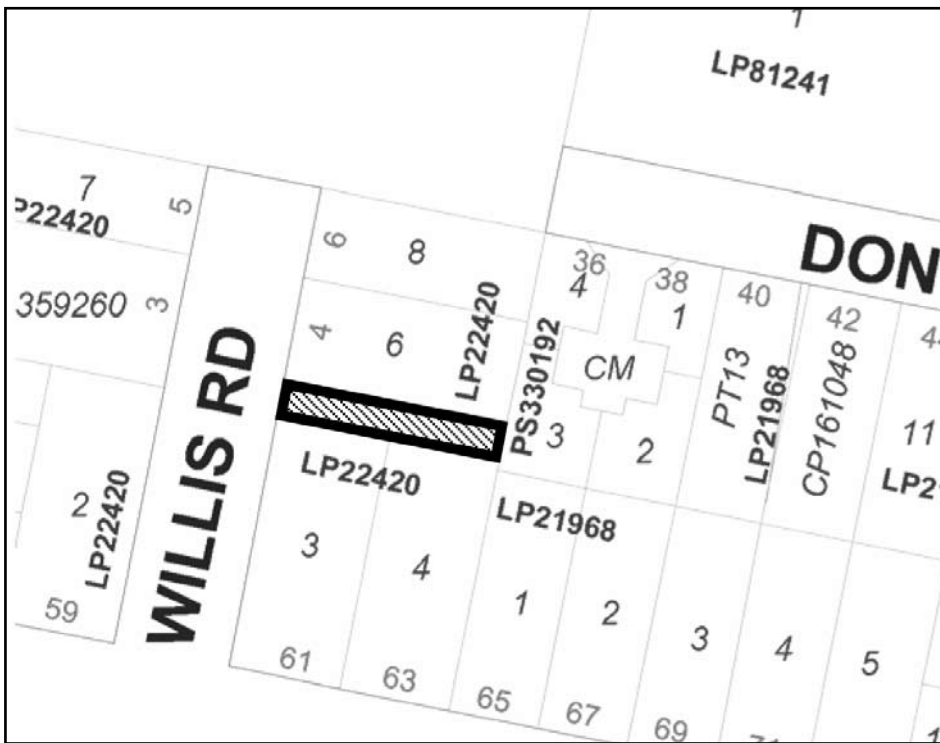


CATHERINE DALE
Chief Executive Officer



Road Discontinuance

Pursuant to section 207 and schedule 10, clause 3 of the **Local Government Act 1989**, the East Gippsland Shire Council, at its ordinary meeting on 10 March 2009, formed the opinion that a portion of the unused road at rear of 61 Coates Road, Lakes Entrance, and shown hatched on the plan below, is not reasonably required for public use and resolved to discontinue the section of road and to sell the land from the section of road by private treaty to the owner of 61 Coates Road, Lakes Entrance.



STEVE KOZLOWSKI
Chief Executive Officer

CARDINIA SHIRE COUNCIL

Meeting Procedure (Further
Amendment) Local Law

Notice is hereby given that the Cardinia Shire Council, at its meeting held on 20 April 2009, made Local Law No. 13 'Meeting Procedure (Further Amendment) Local Law'.

The purposes and general purport of the Local Law is to amend Council's Meeting Procedure Local Law, Local Law 8 to:

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

Copies of the Local Law are available for inspection at, and can be obtained from, the Cardinia Shire Council Offices, Henty Way, Pakenham and on Council's website at www.cardinia.vic.gov.au

The Local Law is to commence on the day after notice of its making appears in the Victoria Government Gazette.

GARRY McQUILLAN
Chief Executive Officer



Colac Otway
SHIRE

Road Management Act 2004

Review of Road Management Plan

In accordance with section 54 of the **Road Management Act 2004** (the 'Act'), the Colac Otway Shire gives notice that it intends to conduct a review of its Road Management Plan.

The purpose of this review is to ensure that the standards in relation to the inspection, maintenance, and repair of roads and the classes of road to which Council's Road Management Plan applies, are safe, efficient, and appropriate for use by the community served by Council.

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

A copy of the proposed Colac Otway Shire Road Management Plan – Version 2.0 may be inspected or obtained from Council's Customer Service Centres located at 2–6 Rae Street, Colac and 69–71 Nelson Street, Apollo Bay, or accessed online by viewing Council's website at www.colacotway.vic.gov.au and following the links.

Any person may make a submission on the proposed Road Management Plan. Submissions should be in writing and are to be addressed to: Chief Executive Officer, Colac Otway Shire, PO Box 283, Colac, Victoria 3250 and must be received by 29 May 2009.

A person who has made a submission and requested that they be heard in support of their submission is entitled to appear in person or by a person acting on their behalf before Council on 10 June 2009 at 1.00 pm at COPACC.

Persons wishing to obtain further information in relation to this review should contact Mr Neil Allen, General Manager Infrastructure & Services on (03) 5232 9400 during normal business hours.

JACK GREEN
Acting Chief Executive Officer

CITY OF GREATER GEELONG

Notice of Proposed Local Law

Council Meeting Procedures Local Law 2009

The Greater Geelong City Council, at a meeting held on 14 April 2009, resolved to make Council Meeting Procedures Local Law 2009, the objectives of which are to:

- regulate and control the use of the Common Seal of the Council;
- regulate and control the election of Mayor;
- regulate and control the procedures of meetings of Greater Geelong City Council and Special Committees;
- facilitate the good government of the City of Greater Geelong and ensure that the Council's decisions are made in the best interests of the people;
- promote and encourage community participation in the government of the City.

Copies of the Local Law can be obtained from our Customer Service Centres:

- Geelong City Hall – 30 Gheringhap Street
Weekdays 8.00 am–5.00 pm
- Geelong West – Geelong West Library,
153A Pakington Street
Weekdays 10.00 am–2.00 pm
- Myers Street – 131 Myers Street
Weekdays 8.00 am–5.00 pm
- Corio – Corio Village
Weekdays 9.00 am–5.00 pm, Saturday
9.00 am – 1.00 pm
- Belmont – Belmont Library, 163 High
Street
Weekdays 9.00 am–5.00 pm
- Drysdale – 18–20 Hancock Street
Weekdays 9.00 am–5.00 pm
- Ocean Grove – The Grove Centre (corner
The Avenue and Presidents Avenue)
Weekdays 9.00 am–5.00 pm

Any person may make a submission relating to the proposed Local Law in accordance with section 223 of the **Local Government Act 1989**. Any person requesting, in writing, to be heard in support of their submission is entitled to appear before a meeting of Council or a Committee appointed by Council, either personally or by a person acting on his or her behalf and will be notified of the time and date of the hearing.

Submissions close on Friday 29 May 2009 and should be addressed to the Chief Executive Officer, City of Greater Geelong, PO Box 104, Geelong Vic. 3220.



Hepburn Shire Council Local Law No. 1

Notice is hereby given that the Hepburn Shire Council at its Ordinary Meeting held on 21 April 2009 made a Local Law titled 'Local Law No. 1 – Meeting Procedures and Common Seal'.

The purpose and general purport of the Local Law is 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; and

- provide for the regulation and control of the use of the Council's seal.

A copy of the 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).

KAYLENE CONRICK
Chief Executive Officer



Road Management Act 2004

Proposed Amendment of Road Management Plan

In accordance with section 54(6) of the **Road Management Act 2004**, Maribyrnong City Council (Council) gives notice that it intends to amend its Road Management Plan.

The purpose and general purport of the proposed amendment is to ensure that the standards in relation to, and 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 proposed amendment will apply to all of the roads and classes of roads to which the Road Management Plan applies.

A copy of the proposed amendment may be inspected during office hours at Council Offices located at the corner of Hyde and Napier Streets, Footscray.

Any person who is aggrieved by the proposed amendment may make a written submission on the proposed amendment. Written submissions marked 'Proposed Amendment of the Road Management Plan' must be received by 5.00 pm on Friday 29 May 2009, and are to be addressed to the Chief Executive Officer, Maribyrnong City Council, PO Box 58, Footscray.

A person who has made a submission and requested that they be heard in support of their submission is entitled to appear in person or by a person acting on their behalf before a Committee of Council to be held at the Council Chamber commencing at 5.30 pm on Tuesday 2 June 2009.

Any enquiries about the proposed amendment can be directed to Soma Thevarajan, General Manager Infrastructure Services, on 9688 0251.
Dated 30 April 2009

JENNY McMAHON
Acting Chief Executive Officer



Notice of Making a Local Law

Notice is hereby given that the Moira Shire Council, at its ordinary meeting held on 20 April 2009, resolved to adopt and make a local law titled Environmental (Recreation Vehicles Amendment) Local Law 2009 (No. 1 of 2009).

The purposes (objectives) of the local law are to:

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

This local law also provides for, and fixes penalties for, the breach of the provisions.

A copy of the local law may be inspected at, or obtained from, the Moira Shire Council Service Centre at 44 Station Street, Cobram.

GARY ARNOLD
Chief Executive Officer



Local Law No. 1 – Meeting Procedures and Common Seal

Notice is hereby given, pursuant to section 119 of the **Local Government Act 1989**, that at a meeting of the Strathbogrie Shire Council held on Tuesday 21 April 2009, Council resolved to adopt Local Law No. 1 – Meeting Procedures and Common Seal (2009).

The purpose of the local law is to regulate and control the procedures governing the conduct of meetings and the use of the common seal of Council.

A copy of the local law is available at the Euroa Civic Centre, corner Binney and Bury Streets, Euroa, during office hours. It is also available at Council's website – www.strathbogrie.vic.gov.au

KEVIN HANNAGAN
Chief Executive Officer



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 draft 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 draft Road Management Plan may do so in writing to Council by 29 May 2009, addressed to Rural City of Wangaratta, PO Box 238, Wangaratta, Victoria 3676.

TONY RAVEN
Manager – Business Planning



Notice of Murray to the Mountains
Rail Trail Local Law No. 1

Notice is hereby given that the Rural City of Wangaratta, at its Ordinary Meeting of 21 April 2009, resolved to give public notice of the proposed Murray to the Mountains Rail Trail Local Law No. 1.

The purpose of the proposed Murray to the Mountains Rail Trail Local Law No. 1 of 2009 is to:

- prohibit, regulate and control activities which may be dangerous or unsafe or detrimental to the enjoyment and use of the Rail Trail;
- prohibit, regulate and control access to, behaviour on and use of, the Rail Trail; and
- provide for the peace, order and good governance of the municipal district.

Copies of the proposed Murray to the Mountains Rail Trail Local Law No. 1 of 2009 can be obtained from the Wangaratta Government Centre, 62–68 Ovens Street, Wangaratta, during normal business hours.

In accordance with section 223 of the **Local Government Act 1989**, any person may make a submission on the proposed Local Law. Submissions must be in writing, addressed to the Chief Executive Officer, PO Box 238, Wangaratta and must be received by the Council on or before Monday 29 May 2009.

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

Further details on the proposed Murray to the Mountains Rail Trail Local Law No. 1 can

be obtained by contacting Mr Graham Nickless, Executive Manager – Economic Development, Wangaratta Government Centre, 62–68 Ovens Street, Wangaratta, (03) 5722 0888.

DOUG SHARP
Chief Executive Officer

YARRA CITY COUNCIL

Notice of Intention to Make Amendments
to the Road Management Plan and the
Register of Public Roads

Yarra City Council proposes to make amendments to the Road Management Plan and Road Register in accordance with section 54 of the **Road Management Act 2004**.

The amendments include:

Section One – Clarification of roles and responsibilities

Section Two – Review Service levels, include paths in parks and shared pathways review inspection programs

Section Three – Update of relevant data

Section Four – Include additional asset hierarchy, Bike paths, Park paths, shared pathways, Signs, and Traffic Calming Measures

Section Six – Review Financial Projections and funding requirements

Attachment 3 – Update Council's Road Register

Attachment 4 – Revise levels of Service

Attachment 5 – Revise High Pedestrian Streets

Attachment 6 – Revise List of Defects

The amendments include the clarification of work processes, the updating of charts, tables and diagrams, and word changes and corrections where required.

The amendments build on the existing Road Management Plan that established a management system for Council for the discharge of its duty to inspect, maintain and repair its public roads based on policy and operational objectives and available resources.

The amended Road Management Plan, together with the updated Register of Public Roads, is available for review and can be inspected until 5.00 pm on 29 May 2009 at Council's Municipal Offices at 333 Bridge Road, Richmond, and 140 Hoddle Street, Collingwood, or at Council's libraries. Alternatively, the plan and the register can be viewed on Council's website at www.yarracity.vic.gov.au/consultation

Any person may make a written submission on the proposed amendments to the Road Management Plan. Written submissions marked 'Amendment Road Management Plan' must be received by close of business 29 May 2009 and are to be addressed to the Chief Executive Officer, Yarra City Council, PO Box 168, Richmond 3121.

A person requesting to be heard in support of their written submission will have an opportunity to do so at a Committee of Council meeting at a date and time to be advised.

Any enquiries relating to the proposed amendments can be directed to Bill Sharpe, Capital Works Planner, on 9205 5714.

ANDI DIAMOND
Chief Executive Officer



Adopted Local Laws No. 1-7

On 20 April 2009 Warrnambool City Council adopted new Local Laws. The operative date of the new Local Laws is 24 May 2009. The purpose and general purport of the proposed laws is set out below.

Copies of the Local Laws may be inspected or purchased at Warrnambool City Council offices at 25 Liebig Street, Warrnambool, during normal office hours 8.30 am-5.00 pm or viewed online at www.warrnambool.vic.gov.au

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 CHAIRPERSONS

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 person may keep on their property a greater number of beehives than that allowed under the Apiary Code of Practice.

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 a 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.

LOCAL 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 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 lifesaving or firefighting 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 by resolution 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

- 1) 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 an area specified in the local laws shown in Schedule 4.1. The area currently in the schedule 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) The Council by resolution may remove or add to the areas where liquor may not be consumed, shown in Schedule 4.1 following consultation in accordance with section 223 of the Act.
- 3) The Council by resolution may designate a municipal place or part of a municipal place not shown in Schedule 4.1 to be a liquor free area in accordance with sub-clause (1) for a period of up to 7 consecutive days without prior consultation.

PLACES AND TIMES WHEN LIQUOR MAY BE CONSUMED SUBJECT TO RESTRICTIONS

- 1) No person during the times from 10.00 pm to 6.00 am or any other times specified by Council in accordance with sub-clause (2) or (3) may consume any liquor or have in their possession or under their control any liquor other than in a sealed container, whilst present within an area located or contained within the hatched area shown on the map in Schedule 4.2. The area includes the Lake Pertobe area, McGennans Car Park and the car park area at the Warrnambool Breakwater.
- 2) The Council by resolution may remove or add to the areas shown in Schedule 4.2 or may specify additional times during which sub-clause (1) applies following consultation in accordance with section 223 of the Act.
- 3) The Council by resolution may specify additional times during which sub-clause (1) applies for a period of up to 7 consecutive days without prior consultation.
- 4) The Council by resolution may designate a municipal place or part of a municipal place that is not shown in Schedule 4.2 to be a liquor free area during such times specified Council for a period of up to 7 consecutive days without prior consultation.

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 wellbeing 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 establish mechanisms for the notification to Council of new building works and procedures for the protection of Council assets;
- f) 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;
- g) 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.
- h) 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**NOTICE TO THE REGISTRAR OF TITLES ON CREATION OF A SHOPPING MALL****DURATION OF TRIAL OR TRAFFIC EXPERIMENT****THE REQUIREMENTS FOR AND IN SUCH PROPOSALS****COUNCIL MAY PREPARE A PROPOSAL FOR ROAD DISCONTINUANCE**

If it is considered that a section of a road vested in the Council is no 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 owner of land must ensure that each point of vehicular access from a carriageway on a road to the land has a properly constructed vehicle crossing.

THE REQUIREMENTS FOR SUCH CROSSINGS
REQUIREMENTS TO PROVIDE EFFECTIVE FENCING – LIVESTOCK
CONTROL OF VEHICLES AND ANIMALS ON ROADS
RESTRICTION OF USE

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.

NOTICE OF INTENTION

Before prohibiting any class of vehicle, the Council must advise its intentions by a public notice and a notice on or adjacent to the road.

SIGNPOSTING OF RESTRICTIONS
PERMITS FOR EXEMPTIONS
CONTROL OF LIVESTOCK ON ROADS

Any person in charge of livestock must not move, drive or graze livestock across, over, along or on a road or allow another person to do so unless certain conditions are met.

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.

DEPARTURE FROM ROUTE
RESPONSIBILITY OF APPLICANT
TIME FOR DRIVING LIVESTOCK
EXEMPT AREAS

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 approved by the Council for that 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 without a permit 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 are exempt.

USE OF TOY VEHICLES

A person must not use a toy vehicle (which includes a skateboard) 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.

USE IN NON-DESIGNATED AREAS

Where any person continues to use a toy vehicle in contravention of this Division and after an authorised officer has issued a warning to the user it may be removed by an authorised officer and impounded.

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 is 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

TRADING TO A PERSON ON A ROAD

No person without a permit may sell or offer for sale or cause to be sold or offered for sale any goods or services from a property or a municipal place adjacent to a road to any person who is on that road or municipal place.

REGULATION OF TRADING SITES**IMPOUNDING OF GOODS AND EQUIPMENT****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.

REMOVAL OF NON-APPROVED OUTDOOR EATING FACILITY**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.

REMOVAL OF OUTDOOR EATING FACILITY ON REQUEST**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 PERSONS PARKING SCHEME IS IN OPERATION

A disabled persons 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

Requirement 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 embankment 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 Council 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; and

have 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 intended for the direction, guidance, warning or information of persons using the airport.

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

No person shall bring, or permit to stray onto the airport 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; and
- 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 or 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 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, on 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 stock shall be removed from the selling pens by ten o'clock on the morning following a sale day, unless otherwise authorised 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.

BRUCE A. ANSON
Chief Executive



Wodonga City Council (Council) resolved on 16 February 2009 to review and amend its Road Management Plan, in accordance with the provisions of the Road Management (General) Regulations 2005 and section 54 of the **Road Management Act 2004** (Act). Written submissions are invited on the Road Management Plan by Friday 29 May 2009.

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

Council's current Road Management Plan can be inspected at the council's offices at 104 Hovell Street, Wodonga, or online at www.wodonga.vic.gov.au

A person, who has made a written submission and requested that they be heard in support of their submission, is entitled to appear in person or by a person acting on their behalf before council's meeting on Monday 29 June 2009.

Enquiries on the Road Management Plan review should be directed to the asset manager on (02) 6022 9300.

Submissions should be addressed to the Chief Executive Officer, Wodonga City Council, PO Box 923, Wodonga, Victoria 3689.

GAVIN CATOR
Chief Executive Officer



Meeting Procedure Local Law

Pursuant to section 119(2) of the **Local Government Act 1989** ('the Act'), the Wodonga City Council, at its ordinary meeting held on 20 April 2009, resolved to give notice of its intention to make the Meeting Procedure Local Law [No. 1 of 2009].

The purpose of the Meeting Procedure Local Law [No. 1 of 2009] is to:

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

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

If the proposed Local Law is adopted council's existing Meeting Procedure Local Law [No. 1 of 2007] would be revoked.

A copy of the proposed local law is available from the council offices, Hovell Street, Wodonga, or from council's website, www.wodonga.vic.gov.au

Any person affected by the proposed Local Law may make a written submission pursuant to section 223 of the Act. Only submissions received by council by 5.00 pm on Friday 29 May 2009 shall be considered.

Please note that unless a submitter advises council to the contrary, the submission may be made available to the public, as part of a council agenda.

Any person who has made a written submission to council and requested that he or she be heard in support of their written submission is entitled to appear before a meeting of Council or a committee appointed for this purpose. Where a person wishes to be heard by Council they must advise of such in their written submission. Persons requesting to be heard will be notified of a day, time and place at which the meeting will be held.

Submissions should be addressed to: Chief Executive Officer, City of Wodonga, PO Box 923, Wodonga 3689.

GAVIN CATOR
Chief Executive Officer

Planning and Environment Act 1987

BAYSIDE PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C76

Authorisation AO1267

The Bayside City Council has prepared Amendment C76 to the Bayside Planning Scheme.

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

The Amendment proposes to:

- apply heritage controls to the new heritage precincts of Durrant Street, Lawrence Street, Male Street, Moffat Street and Orchard Street, Brighton, by amending Clause 22.06 – Heritage Policy and the schedule to Clause 43.01 – Heritage Overlay in the Bayside Planning Scheme; and
- include the property at 137 Head Street, Brighton, as part of the existing Heritage Overlay HO204.

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: at the office of the planning authority, Bayside City Council, Corporate Centre, 76 Royal Avenue, Sandringham; at all Bayside City Council Public Libraries: Brighton Library, 14 Wilson Street, Brighton; Sandringham Library, 2–8 Waltham Road, Sandringham; Beaumaris Library, 96 Reserve Road, Beaumaris; Hampton Library, 1D Service Street, Hampton; 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 10 June 2009. A submission must be sent to the Chief Executive Officer, Bayside City Council, PO Box 27, Sandringham, Victoria 3191.

MICHAEL TOP
Group Manager Sustainability

Planning and Environment Act 1987

GLEN EIRA PLANNING SCHEME

Notice of the Preparation of an Amendment to a Planning Scheme and Notice of an Application for Planning Permit given under S96C of the **Planning and Environment Act 1987**

Amendment C67

Authorisation No. A01196

Planning Permit Application

GE/PP – 20913/2008

The land affected by the Amendment is 1115–1129 Glen Huntly Road and 1151 Glen Huntly Road, Glen Huntly.

The land affected by the application is 1115–1129 Glen Huntly Road and 1151 Glen Huntly Road, Glen Huntly.

The Amendment proposes to:

- increase the extent of the Business 1 Zone at 1115–1129 Glen Huntly Road;
- rezone the remainder of 1115–1129 Glen Huntly Road from Residential 1 Zone to Mixed Use Zone; and
- rezone 1151 Glen Huntly Road from Residential 1 Zone, Business 1 Zone and Public Use Zone to Mixed Use Zone.

The application is for a permit to:

- develop and use of part of the land at 1151 Glen Huntly Road for the purpose of a car park;
- develop and use of the land at 1115–1129 Glen Huntly Road including:
 - the extension of the existing supermarket and rearrangement of the existing car park; and
 - reduction of the standard car parking requirement.

The person who requested the Amendment is Urbis Pty Ltd on behalf of Woolworths Limited.

The applicant for the permit is Woolworths Limited care of Urbis Pty Ltd.

You may inspect the Amendment, the explanatory report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at the following locations: during office hours, at the

office of the planning authority: Glen Eira City Council Municipal Offices, corner Glen Eira and Hawthorn Roads, Caulfield, Victoria; 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 or by the granting of the permit may make a submission to the planning authority.

The closing date for submissions is 1 June 2009. A submission must be sent to: Strategic Planning Department, Glen Eira City Council, PO Box 42, Caulfield South, Victoria 3162.

RON TORRES
Manager Planning

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 2 July 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.

BEASLEY, Laurence Rueben, late of Pattinson House Hostel, 53 Hughes Street, Ouyen, Victoria 3940, dairy hand, who died on 18 October 2008.

BUOZZI, Laura Vaccari, also known as Laura BuoZZi, late of Via Brizio Petrucci, 33 44044 Porotto, Firenze, Italy, who died on 24 June 1984.

CHRISTIE, David James, late of 44 LL Road, Beaconsfield, Victoria 3807, forklift driver, who died on 7 September 2008.

HIGGINS, Malcolm Duncan, also known as Malcolm Duncan Cowan, late of 4 Acacia Street, Elsternwick, Victoria 3185, boilermaker, who died on 14 December 2008.

KERR, Eunice Adelle, formerly of 7 Twyford Street, Box Hill North, but late of Blackburn Lodge, 14 Lithgow Avenue, Blackburn, Victoria 3130, retired, who died on 9 December 2008.

O'HALLORAN, Veronica Eileen, formerly of 37 Snell Grove, Oak Park, but late of Plumpton Villa, 7 Lewis Street, Glenroy, Victoria 3046, pensioner, who died on 13 January 2009.

PUGH, Janet Fay, also known as Janet Ray Pugh, late of Unit 1, 5 The Glade, Ferntree Gully, Victoria 3156, who died on 12 June 2008.

STAGG, Beverly Eunice, late of Unit 1/55 Beverly Street, Doncaster East, Victoria 3109, retired, who died on 25 August 2008.

Dated 23 April 2009

ROD SKILBECK
Manager
Executor and Trustee Services

EXEMPTION

Application No. A55/2009

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 83 of the **Equal Opportunity Act 1995** by YMCA Victoria – Ascot Vale Leisure Centre for exemption from sections 13, 14, 42, 65 and 195 of that Act. The application for exemption is to enable the applicant to engage in the exempt conduct.

In this exemption, 'exempt conduct' means – the opening of the Ascot Vale Leisure Centre (a facility managed by the Applicant on behalf of the Moonee Valley City Council) from 8.00 to 10.00 pm on Sunday evenings (both inclusive) for women only swimming sessions and related programs, to be staffed by women only during those hours, and to advertise those services.

Upon reading the material submitted in support of the application and upon hearing submissions from Ms Ella Liberto, Centre Director, Ascot Vale Leisure Centre and for the reasons for decision given by the Tribunal on 27 April 2009, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 13, 14, 42, 65 and 195 of the Act to engage in the exempt conduct.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 13, 14, 42, 65 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 29 April 2012.

Dated 27 April 2009

C. McKENZIE
Deputy President

EXEMPTION

Application No. A79/2009

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Uniting Care Cutting Edge. The application for exemption is to enable the applicant to advertise and employ an Indigenous person in the full time position of Wannik Transition Worker within the Youth Transition Support Initiative (YTSI) at Uniting Care Cutting Edge (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:

- YTSI is funded by the Department of Education and Early Childhood Development (DEECD).
- The Wannik Transition Support Worker will provide specific case management support to Indigenous young people to re-engage them with education or employment. To be eligible for the program young people need to be aged 15 to 19, not currently in education, and have not completed year 12 or an equivalent qualification and not be working more than 15 hours per week. The purpose of this support is to assist young people to achieve a sustainable education or employment outcome.
- Funding has been provided for an additional Transition Support Worker working solely with indigenous young people. This is part of a 12 month pilot, titled Wannik YTSI, which will operate in three of the current YTSI service areas.
- Eligibility for young people's participation in the Wannik YTSI program will be: young people aged between 15 to 19 and who are Indigenous and qualify for the eligibility criteria stated in the second dot point (above).
- The Wannik YTSI pilot is part of a broader strategy which attempts to address the issue that Koorie students are more likely to be early school leavers. Presently, 16% of Koorie students leave school between years

9 and 10, 22% leave between years 10 and 11, and 41% leave between years 11 and 12. The rates for non-Koorie students in the Goulburn–Murray area are 3%, 5% and 18% respectively. Out of 127 eligible Koorie students, 107 completed VCE in 2006 – a completion rate compared to 96.7% for all other students.

- The Goulburn–Murray area was selected as a service area for the twelve month Wannik YTSI pilot due to its high concentration of disengaged Indigenous young people.
- The position requires an active participation in local Indigenous community networks and forums, working in partnership with other organisations (particularly those working with Indigenous and Koorie young people), and promotion of the YTSI program in the broader community.
- Indigenous young people are more likely to engage with a support worker and a support program if the support staff are also Indigenous. The Victorian Aboriginal Educational Association and the local Aboriginal Education Consultation groups in consultation have recommended the position be open only to Indigenous applicants.

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 April 2012.

Dated 23 April 2009

HER HONOUR JUDGE HARBISON
Vice President

Associations Incorporation Act 1981

SUB-SECTION 36E(5)

Notice is hereby given that the incorporation of the association mentioned below is cancelled in accordance with section 36E(5) of the **Associations Incorporation Act 1981**.

Hellenic Students Theatre Group Inc.

Dated 30 April 2009

DAVID BETTS
Deputy Registrar of
Incorporated Associations
PO Box 4567
Melbourne, Victoria 3001

Associations Incorporation Act 1981

SUB-SECTION 36E(5)

Notice is hereby given that the incorporation of the associations mentioned below is cancelled in accordance with section 36E(5) of the **Associations Incorporation Act 1981**.

Gladstone Park Playgroup Inc.; Shepparton and Benalla Debt Counselling Service Inc.; Region 4, Division 4 & 5, Neighbourhood Watch Inc.; New Life Church International Inc.; Daylesford Recreation Centre Inc.; Red Star Australia Inc.; Harvest Music and Film Association Inc.; WSV Water Ski Clubs Victoria Inc.; Croxton Park Soccer Club Inc.; Australian Location Managers Association Incorporated; Grace with Community Inc.; Christian Brethren Family Care Inc.; A Lantern for East Timor Inc.; Berringa Senior Citizens Centre Inc.; The Lions Club of Bayside Business Inc.; Yaapeet Football Club Inc.; Australian Vietnamese Youth Media Inc.; Merton Ward Residents Association Inc.; Maryborough Spinning and Woolcraft Group Inc.; Darebin Community Church Inc.; Northern Comets Athletic Club Inc.; Hillside Christian Fellowship Inc.; Southmoor Sports Club Inc.; Tunstall Square Shopping Centre Merchants Association Inc.; Japanese Business Council Inc.; Shepparton Youth Club Inc.; Montessori Early Learning Centre Inc.; The Duke of Edinburgh's Award Scheme, Victorian Award Holders' Association Inc.; Balmoral and District Kindergarten Inc.; Northern Mallee Horse Drawn Vehicle Society Inc.; Yarrawonga Old Peoples Welfare Committee Inc.; FMIT Chaffey Restoration Association Inc.; Nazaret – Spanish Speaking Baptist Church Inc.; Lake Glenmaggie Yacht Club Inc.

Dated 30 April 2009

DAVID BETTS

Deputy Registrar of Incorporated Associations
PO Box 4567
Melbourne, Vic. 3001

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 Preston Cemetery Trust

PAULINE IRELAND

Assistant Director,
Food Safety and
Regulatory Activities

Children's Services Act 1996

NOTICE OF EXEMPTION

Under section 6 of the **Children's Services Act 1996** ('the Act'), the Minister for Children and Early Childhood Development hereby declares that the Collingwood Neighbourhood House Occasional Care, Licence Number 11225 ('the service') is exempt from regulation 42(1)(b) of the Children's Services Regulations 1998.

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

Dated 7 December 2008

MAXINE MORAND, MP
Minister for Children and
Early Childhood Development

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

An Order of the Minister for Education was made on 16 April 2009 under section 2.3.2(1) of the **Education and Training Reform Act 2006** constituting a school council for a Government school at the corner of Harold and Hoyle Streets, Morwell, named Woolum Bellum College a Koorie Pathway School.

HON BRONWYN PIKE MP
Minister for Education

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

An Order of the Minister for Education was made on 16 April 2009 under section 2.3.2(1) of the **Education and Training Reform Act 2006** constituting a school council for a Government school at Benetook Avenue, Mildura, named Two Rivers College a Koorie Pathway School.

HON BRONWYN PIKE MP
Minister for Education

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

An Order of the Minister for Education was made on 16 April 2009 under section 2.3.2(1) of the **Education and Training Reform Act 2006** constituting a school council for a Government school at Murray Valley Highway, Swan Hill, named Payika College a Koorie Pathway School.

HON BRONWYN PIKE MP
Minister for Education

INTERIM CREDITING RATE FOR
STATE SUPERANNUATION FUND FROM
23 APRIL 2009

For the purposes of the sub-sections 46(1) and 58(1) of the **State Superannuation Act 1988**, sub-section 35(1) of the **Transport Superannuation Act 1988** and sub-section 37(1) of the **State Employees Retirement Benefits Act 1979**, the Emergency Services Superannuation Board has determined an annual rate of 0.00% to be applied as an interim crediting rate on exits on or after 23 April 2009.

MICHAEL DUNDON
Acting CEO

Local Government Act 1989APPROVAL OF AGREEMENT BETWEEN
GREATER BENDIGO CITY COUNCIL,
MOUNT ALEXANDER SHIRE COUNCIL,
MACEDON RANGES SHIRE COUNCIL
AND LODDON SHIRE COUNCIL TO
OPERATE A REGIONAL LIBRARY
CORPORATION

I, Richard Wynne, MP, Minister for Local Government, acting pursuant to section 196(2) of the **Local Government Act 1989**, hereby approve of the Agreement executed by Greater Bendigo City Council, Mount Alexander Shire Council, Macedon Ranges Shire Council and Loddon Shire Council for the operation of a Regional Library Corporation under section 196 of the **Local Government Act 1989**.

Dated 24 April 2009

RICHARD WYNNE MP
Minister for Local Government

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, Cliff Kavonic, Acting Executive Director Earth Resources Division, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration application 5222 from being subject to an exploration licence and a mining licence.

Dated 21 April 2009

CLIFF KAVONIC
Acting Executive Director
Earth Resources Division
(formerly Minerals and Petroleum)

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, Cliff Kavonic, Acting Executive Director Earth Resources Division, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration application 5221 from being subject to an exploration licence and a mining licence.

Dated 21 April 2009

CLIFF KAVONIC
Acting Executive Director
Earth Resources Division
(formerly Minerals and Petroleum)

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, Cliff Kavonic, Acting Executive Director Earth Resources Division, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation

from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration application 5216 from being subject to an exploration licence and a mining licence.

Dated 21 April 2009

CLIFF KAVONIC
Acting Executive Director
Earth Resources Division
(formerly Minerals and Petroleum)

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, Cliff Kavonic, Acting Executive Director Earth Resources Division, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration application 5219 from being subject to an exploration licence and a mining licence.

Dated 21 April 2009

CLIFF KAVONIC
Acting Executive Director
Earth Resources Division
(formerly Minerals and Petroleum)

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, Cliff Kavonic, Acting Executive Director Earth Resources Division, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration application 5220 from being subject to an exploration licence and a mining licence.

Dated 21 April 2009

CLIFF KAVONIC
Acting Executive Director
Earth Resources Division
(formerly Minerals and Petroleum)

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, Cliff Kavonic, Acting Executive Director Earth Resources Division, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration application 5190 from being subject to an exploration licence and a mining licence.

Dated 21 April 2009

CLIFF KAVONIC
Acting Executive Director
Earth Resources Division
(formerly Minerals and Petroleum)

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, Cliff Kavonic, Acting Executive Director Earth Resources Division, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration application 5217 from being subject to an exploration licence and a mining licence.

Dated 21 April 2009

CLIFF KAVONIC
Acting Executive Director
Earth Resources Division
(formerly Minerals and Petroleum)

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Tarni Kerri McKenzie

Identification Number 1674920

Registered in Division 2

Following a formal hearing into the professional conduct of Tarni Kerri McKenzie, a Panel appointed by the Nurses Board of Victoria found, on 17 April 2009, that the nurse had engaged in unprofessional conduct of a serious nature.

The Panel therefore determined that:

Under section 48(2)(g) of the Act the Panel suspends the registration of Ms McKenzie for a period of 12 months commencing at midnight on 25 March 2009.

Under section 48(2)(e) of the Act:

- For 12 months from Ms McKenzie's return to work as a Registered Nurse Division 2, Ms McKenzie is required to provide the Board with satisfactory reports from each of her employers every 3 months.
- For 12 months from Ms McKenzie's return to work as a Registered Nurse Division 2, she is required to inform any employer who engages her as a Registered Nurse Division 2 of the condition placed on her registration requiring employer reports and to authorise those employers to provide reports to the Board.

NIGEL FIDGEON
Registrar

Retirement Villages Act 1986

SECTION 39

Cancellation of Retirement Village Notice

I hereby declare that pursuant to section 9 of the **Retirement Villages Act 1986**, Retirement Village Notice AF447300E, registered on 2 November 2007, on Certificate of Title Volume 10963 Folio 079, under the **Transfer of Land Act 1958**, is extinguished.

Dated 24 April 2009

CLAIRE NOONE
Director
Consumer Affairs Victoria

Retirement Villages Act 1986

SECTION 32

Extinguishment of Retirement Village Charge

I hereby declare that pursuant to section 29 of the **Retirement Villages Act 1986**, Retirement Village Charge AF447301C, created on 2 November 2007 on Certificate of Title Volume 10963 Folio 079, under the **Transfer of Land Act 1958**, is extinguished.

Dated 24 April 2009

CLAIRE NOONE
Director
Consumer Affairs Victoria

Retirement Villages Act 1986

SECTION 39

Cancellation of Retirement Village Notice

I hereby declare that pursuant to section 9 of the **Retirement Villages Act 1986**, Retirement Village Notice U002719J, registered on 14 December 1995, and Retirement Village Notice U152487E, registered on 28 March 1996, on Certificate of Title Volume 11054 Folio 226, under the **Transfer of Land Act 1958**, are extinguished.

Dated 27 April 2009

CLAIRE NOONE
Director
Consumer Affairs Victoria

Retirement Villages Act 1986

SECTION 32

Extinguishment of Retirement Village Charge

I hereby declare that pursuant to section 29 of the **Retirement Villages Act 1986**, the Retirement Village Charge created on Certificate of Title Volume 11054 Folio 226, under the **Transfer of Land Act 1958**, is extinguished.

Dated 27 April 2009

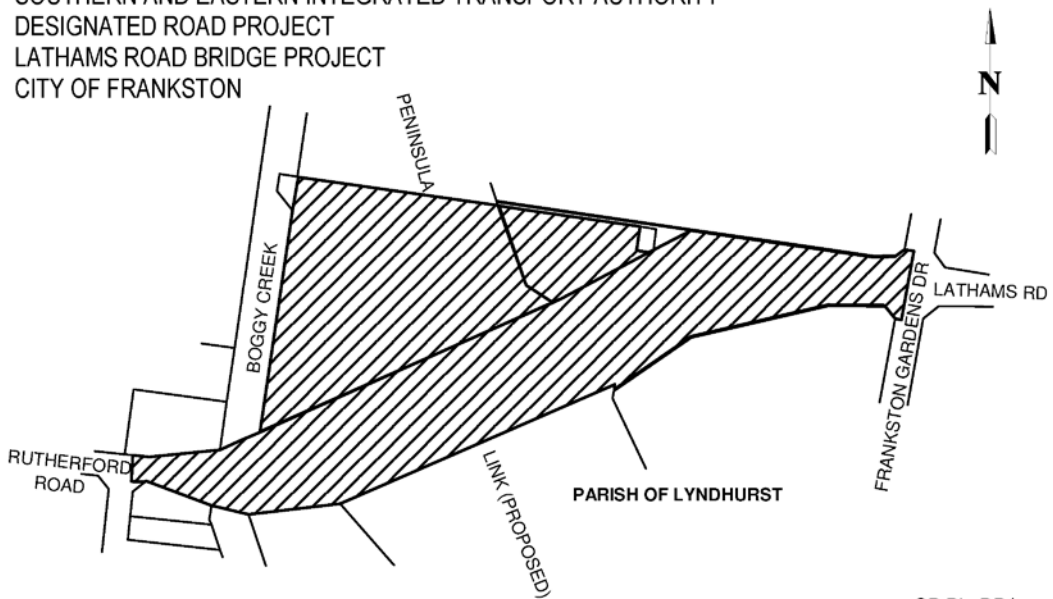
CLAIRE NOONE
Director
Consumer Affairs Victoria

ERRATUM

Determination of the Lathams Road Bridge
Project to be a Designated Road Project

Notice is hereby given that the map of the project area published in Gazette S108 of the Government Gazette dated 21 April 2009 is incorrect. The map below replaces the map set out in Government Gazette S108 published on 21 April 2009.

SOUTHERN AND EASTERN INTEGRATED TRANSPORT AUTHORITY
DESIGNATED ROAD PROJECT
LATHAMS ROAD BRIDGE PROJECT
CITY OF FRANKSTON



LEGEND

 DESIGNATE

GP PL_DP1
Compiled from
SP 21768, SP 16529
& VicMap Cadastre

Dated 21 April 2009

TIM PALLAS
Minister for Roads and Ports

Geographic Place Names Act 1998

NOTICE OF REGISTRATION OF GEOGRAPHIC NAME

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

File No.	Naming Authority	Place Name	Proposer & Location
GPN007969	Brimbank City Council	Delahey Emerald Park	Granite Way, Delahey
GPN007970	Mornington Peninsula Shire Council	Clifford Drive Bushland Reserve	Clifford Drive, Tyabb

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**

17th Floor

570 Bourke Street

Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

Health Professions Registration Act 2005

CHIROPRACTORS REGISTRATION BOARD OF VICTORIA

Fees

In accordance with s. 140 of the **Health Professions Registration Act 2005**, the Chiropractors Registration Board of Victoria (the Board) has fixed the following fees which will apply to registration as a Chiropractor in Victoria for the 2009/2010 financial year:

Initial Registration	\$400
Renewal of General Registration	\$350
Renewal of Non-Practitioner Registration	\$150
Late Fee	\$150
Initial Registration by Mutual Recognition	\$235
Application for Acupuncture Endorsement	\$150
Copy of the Register	\$250
(subject to individual application and approval by the Board)	
Student Registration Free	Free

Notification amount

Under s. 34(1) of the **Health Professions Registration Act 2005** if a person has claimed damages or other compensation from a registered health practitioner for alleged negligence in the course of providing regulated health services, the health practitioner must provide the Board with information about the amount of damages or other compensation the health practitioner is ordered by a court to pay, within 30 days after the order is made. This obligation arises if the amount is more than the amount fixed by the Board. In accordance with s. 34(6) of the **Health Professions Registration Act 2005** the amount the Chiropractors Registration Board of Victoria has fixed for this purpose is \$1.00.

PAUL FISHER
Registrar
Chiropractors Registration
Board of Victoria

Plant Health and Plant Products Act 1995**ORDER DECLARING A RESTRICTED AREA AT ELDORADO FOR THE CONTROL OF QUEENSLAND FRUIT FLY**

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

Dated 27 April 2009

JOE HELPER
Minister for Agriculture

1. Objective

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

2. Authorising provisions

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

3. Definition

In this Order –

‘**accreditation program**’ means any program under which a person is permitted to issue an assurance certificate, including any procedures available under the Interstate Certification Assurance (ICA) Scheme;

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

‘**authorised person**’ means a person authorised by the Department of Primary Industries;

‘**inspector**’ means a person authorised as an inspector under the Act;

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

‘**Queensland Fruit Fly**’ means the exotic pest *Bactrocera tryoni* (Froggatt); and

‘**Queensland Fruit Fly host material**’ means any fruit or vegetable listed in Schedule 1.

4. Restricted area for the control of Queensland Fruit Fly

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

5. Prohibitions, restrictions and requirements

(1) The removal from the restricted area into any part of Victoria of any Queensland Fruit Fly host material is prohibited.

(2) Subclause (1) does not apply if the Queensland Fruit Fly host material is –

(a) packed, labelled and certified in accordance with any conditions prescribed by an accreditation program, administered by the Department of Primary Industries; or

(b) accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or

(c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.

(3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.

- (4) The owners and occupiers of land described in Schedule 3 must, on instruction from an inspector, strip Queensland Fruit Fly host materials from plants, collect and dispose of waste material, or treat the material in a manner approved by the Manager Plant Standards.

6. Verification of Consignments

Any Queensland Fruit Fly host material removed from the restricted area in accordance with clause 5(2), and the accompanying certificate or declaration, must be:

- (1) presented to an inspector for inspection; or
- (2) verified by a person accredited to do so by the Department of Primary Industries.

Schedule 1

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

Schedule 2

The area of land bounded by a line commencing at the intersection of Barambogie Road and Edgar Track, then in a southerly direction along Edgar Track to the intersection of Edgar Track and Pine Road, then in a straight line in a south-easterly direction to the intersection of Norm Road and Beechworth–Chiltern Road, then in a southerly direction along Beechworth–Chiltern Road to the intersection of Beechworth–Chiltern Road and Woolshed Road, then in a straight line in a southerly direction to the intersection of McFeeters Road and Malakoff Road, then in a southerly direction along Malakoff Road to the intersection of Malakoff Road and Flat Rock Road, then in a straight line in a south-westerly direction to the intersection of Flat Rock Road and Beechworth–Wangaratta

Road, then in a south-westerly direction along Beechworth–Wangaratta Road to the intersection of Beechworth–Wangaratta Road and Voigts Road, then in a southerly direction along Voigts Road to the intersection of Voigts Road and Newey Lane, then in a straight line in a south-westerly direction to the intersection of Diffey Road and Horseshoe Gap Road, then in a straight line in a south-westerly direction to the intersection of Carboor–Everton Road and Markwood–Everton Road, then in a straight line in a north-westerly direction to the intersection of Milawa–Tarrawingee Road and Oxley Flats Road, then in a north-westerly direction along Oxley Flats Road to the intersection of Oxley Flats Road and Williams Lane, then in a straight line in a north-westerly direction to the intersection of Great Alpine Road and Detour Road, then in a generally northerly direction along Detour Road to the intersection of Detour Road and Bowser Road, then in an north-easterly direction along Bowser Road to the intersection of Bowser Road and Back Estcourt Road, then in a north-westerly direction along Back Estcourt Road to the intersection of Back Estcourt Road and Hayward Road, then in an easterly direction along Hayward Road to the intersection of Hayward Road and Federation Way, then in a northerly direction along Federation Way to the intersection of Federation Way and Boland Road, then in an easterly direction along Boland Road to the intersection of Boland Road and Hughes Road, then in a northerly direction along Hughes Road to the intersection of Hughes Road and Robbins Road, then in an easterly direction along Robbins Road to the intersection of Robbins Road and Boralma–Rutherglen Road, then in a northerly direction along Boralma–Rutherglen Road to the intersection of Boralma–Rutherglen Road and McMahons Road, then in an easterly direction along McMahons Road to the intersection of McMahons Road and O’Brien Road, then in a northerly direction along O’Brien Road to the intersection of O’Brien Road and Boorhaman–Springhurst Road, then in an easterly direction along Boorhaman–Springhurst Road, which becomes Church Road, to the intersection of Church Road and Anzac Road, then in northerly direction along Anzac Road to the intersection of Anzac Road and School Road, then in a straight line in a south-easterly direction to the intersection of Benton Road and Vipond Road, then in a southerly direction along Vipond Road to the intersection of Vipond Road and Sanderson Road, then in an easterly direction along Sanderson Road to the intersection of Sanderson Road and Rocky Creek Road, then in a straight line in a north-easterly direction to the intersection of Orchard Lane and Rogers Lane, then in a straight line in a south-easterly direction to the intersection of Water–Trust Road and Barambogie Road, then in a north-easterly direction along Barambogie Road to the point of commencement.

Schedule 3

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 146.51200° East, 36.30797° South.

Note: Section 21 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and liable for a penalty not exceeding 50 penalty units in the case of a natural person, and 100 penalty units in the case of a body corporate for moving any host material from a restricted area contrary to any restrictions, unless authorised to do so by a permit issued by an Inspector.

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

I, the undersigned, being the Deputy Registrar of the Magistrates' Court at Ringwood 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>Address for Registration</i>	<i>Type of Licence</i>	<i>Date of Hearing</i>
Peter Panopoulos	6 McGlone Street, Mitcham 3132	Commercial Sub-Agents	25 May 2009

Dated at Ringwood 27 April 2009

BRUCE HAMILTON
Deputy Registrar
Magistrates' Court of Victoria

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

Notice of Approval of Amendment

Amendment C91

The Minister for Planning has approved Amendment C91 to the Bass Coast Planning Scheme.

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

The Amendment rezones land adjacent to the existing Bass Coast Civic Centre from Residential 1 Zone to Public Use Zone 6 – local government. This will facilitate the expansion of the civic centre and provision of public open space.

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 Bass Coast Shire Council, 76 McBride Avenue, Wonthaggi.

DAVID HODGE
Executive Director
Planning Services and
Development Facilitation
Department of Planning and
Community Development

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

Notice of Approval of Amendment

Amendment C81

The Minister for Planning has approved Amendment C81 to the Manningham Planning Scheme.

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

The Amendment modifies Schedule 1 to the Comprehensive Development Zone, which applies to part of the Doncaster Hill Activity Centre, to allow a permit for a Shop to be applied for where the combined leasable floor area for all shops on the land does not exceed 15% of the lot area or the entire ground floor level whichever is the greater.

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.

DAVID HODGE
Executive Director
Planning Services and
Development Facilitation
Department of Planning and
Community Development

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

Notice of Approval of Amendment

Amendment C144

The Minister for Planning has approved Amendment C144 to the Melbourne Planning Scheme.

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

The Amendment replaces the existing Schedule 9 to the Development Plan Overlay to amend the setbacks shown on the Building Envelope Plan to the land at 52–76 Bunclie Street, North Melbourne, and amend development plan requirements to anticipate development facing north-south and provide a pedestrian access way connection between Pearl and Mark Streets.

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 Melbourne City Council, Level 3, 240 Little Collins Street, Melbourne.

DAVID HODGE
Executive Director
Planning Services and
Development Facilitation
Department of Planning and
Community Development

Planning and Environment Act 1987
PORT PHILLIP PLANNING SCHEME
Notice of Approval of Amendment
Amendment C68

The Minister for Planning has approved Amendment C68 to the Port Phillip Planning Scheme. The Amendment comes into operation on the date this notice is published in the Government Gazette.

The Amendment:

- applies a permanent Heritage Overlay (HO439) to 31 to 55 (inclusive) Marlborough Street, 24 to 58 (inclusive) Rosamond Street, 27 to 57 (inclusive) Rosamond Street, 32 to 58 (inclusive) Nightingale Street, 19 to 47 (inclusive) Nightingale Street, 19 and 21 Woodstock Street, 1 to 17 (inclusive) Gibbs Street, 2 to 20 (inclusive) Gibbs Street and 1 to 5 Railway Place, Balaclava;
- replaces the interim Heritage Overlay (HO438) affecting 32 Nightingale Street, Balaclava with a permanent Heritage Overlay (HO439);
- includes HO439 in the schedule to the Heritage Overlay on a permanent basis;
- modifies the Incorporated Documents to reflect the permanent Heritage Overlay (HO439) as follows:
 - includes new citations for 32 Nightingale Street, Balaclava and the Nightingale Street Precinct in an updated Port Phillip Heritage Review – Version 11;
 - shows the individual heritage grading of the 102 properties within the Nightingale Street Precinct on an updated City of Port Phillip Heritage Policy Map (adopted October 2008);
 - deletes the Nightingale Street Precinct from the City of Port Phillip Neighbourhood Character Policy Map (adopted October 2008) given its inclusion in a Heritage Overlay; and
- updates references to the modified Incorporated Documents in Clause 21.05, Clause 22.01, Clause 22.04 and the Schedule to Clause 81.01 – Incorporated Documents.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Port Phillip City Council, St Kilda Town Hall, corner Carlisle Street and Brighton Road, St Kilda.

DAVID HODGE
Executive Director
Planning Services and Development Facilitation
Department of Planning and Community Development

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

Notice of Approval of Amendment

Amendment C43 Part 1

The Minister for Planning has approved Amendment C43 Part 1 to the Surf Coast Planning Scheme.

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

The Amendment facilitates residential development in the Torquay North Growth Area by rezoning 1445 Surf Coast Highway, 90 and 110 South Beach Road and 1095 Horseshoe Bend Road, Torquay, from Farming Zone to Residential 1 and applying Schedule 1 to the Design and Development Overlay and Schedule 8 to the Development Plan Overlay to all of the land. It also applies the Environmental Audit Overlay to part of the land. The Amendment also makes changes to Clause 21.09 Rural Residential Strategy and Clause 21.10 Torquay Jan Juc.

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 Surf Coast Shire Council, 25 Grossmans Road, Torquay.

DAVID HODGE
Executive Director
Planning Services and
Development Facilitation
Department of Planning and
Community Development

The Amendment rezones approximately 100 hectares of land in Whytes Road, Baranduda, from Residential 1 Zone and Farming Zone to a Rural Living Zone, includes a minimum lot size requirement of 2 hectares in the schedule to the Rural Living Zone, applies an Environmental Significance Overlay (ESO3) and Vegetation Protection Overlay (VPO4) to parts of the land and along the roadside of Kinchington Road, Baranduda, and amends an existing VPO4 along Streets Road.

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 Wodonga City Council, Hovell Street, Wodonga.

DAVID HODGE
Executive Director
Planning Services and
Development Facilitation
Department of Planning and
Community Development

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

Notice of Approval of Amendment

Amendment C54

The Minister for Planning has approved Amendment C54 to the Wodonga Planning Scheme.

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

ORDERS IN COUNCIL**Education and Training Reform Act 2006**APPOINTMENT OF MEMBERS TO THE
ADULT, COMMUNITY AND FURTHER EDUCATION BOARD

Order in Council

The Lieutenant-Governor, as the Governor's Deputy, with the advice of the Executive Council under sections 3.3.10 and 3.3.11 and clause 2(1) to Schedule 2 of the **Education and Training Reform Act 2006** appoints Mr Robert Britten and Ms Annelies Kamp as members of the Adult, Community and Further Education Board, from the date of this Order until 31 December 2011.

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

Dated 28 April 2009

Responsible Minister

JACINTA ALLAN, MP

Minister for Skills and Workforce Participation

RYAN HEATH

Clerk of the Executive Council

Education and Training Reform Act 2006APPOINTMENT OF MEMBERS TO THE
ADULT, COMMUNITY AND FURTHER EDUCATION BOARD

Schedule to the Order in Council

1. Appointment Arrangements

The appointments are part-time.

2. Period of Appointment

The period of the appointments is from the date of this Order until 31 December 2011.

3. Duties and responsibilities of the position

Section 3.3.3(1) of the **Education and Training Reform Act 2006** (the Act) states that the main functions of the Adult, Community and Further Education Board (the ACFE Board) are to plan for and promote adult learning, allocate resources, develop policies and advise the Minister for Skills and Workforce Participation on matters related to adult, community and further education.

4. Termination Arrangements

Clause 2(3) of Schedule 2 to the Act, stipulates that the office of a member becomes vacant if the member becomes bankrupt, is found guilty of an offence which is, or which would if committed in Victoria be, an indictable offence or is absent from 3 consecutive meetings of the Board without the leave of the Chairperson or in the case of the Chairperson without the Minister's leave.

5. Payment Provisions

Under clause 3(1) of Schedule 2 to the Act the members of the ACFE Board are entitled to receive the remuneration and fees that are fixed in the member's instrument of appointment or are fixed from time to time by the Governor in Council. The current remuneration for Board members is a sitting fee of \$342 per full day or \$171 per half day Board commitment.

6. Superannuation Obligations

Superannuation will be paid in accordance with the Commonwealth **Superannuation Guarantee (Administration) Act 1992**.

7. Travel and Personal Expenses Arrangements

Members of the ACFE Board are entitled to travel and personal expense arrangements as per the Guidelines for the Provision of Allowances for Travelling and Personal Expenses in the Victorian Public Service, issued in August 1993.

8. Leave Arrangements

There are no leave provisions for these part-time statutory positions.

9. Prior Service

Not applicable.

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

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

35. *Statutory Rule:* Magistrates' Court (Arbitration) (Professional Costs) Regulations 2009
Authorising Act: Magistrates' Court Act 1989
Date first obtainable: 27 April 2009
Code A
36. *Statutory Rule:* Electricity Safety (Equipment) Regulations 2009
Authorising Act: Electricity Safety Act 1998
Date first obtainable: 27 April 2009
Code B
37. *Statutory Rule:* Electricity Safety (Equipment Efficiency) Regulations 2009
Authorising Act: Electricity Safety Act 1998
Date first obtainable: 27 April 2009
Code D
38. *Statutory Rule:* Subordinate Legislation (Health (Immunisation) Regulations 1999 - Extension of Operation) Regulations 2009
Authorising Act: Subordinate Legislation Act 1994
Date first obtainable: 27 April 2009
Code A

39. *Statutory Rule:* Magistrates' Court Civil Procedure (Amendment No. 25) Rules 2009
Authorising Act: Magistrates' Court Act 1989
Date first obtainable: 30 April 2009
Code A

**PRICING FOR SPECIAL GAZETTE,
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