



Victoria Government Gazette

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No. G 25 Thursday 18 June 2009

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GENERAL

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The last Special Gazette was No. 188 dated 17 June 2009.

The last Periodical Gazette was No. 1 dated 3 June 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
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Copies of recent Special Gazettes can now be viewed at the following display cabinet:

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

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JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

Land Act 1958

Notice is hereby given that Telstra Corporation Limited has applied for a lease pursuant to section 134 of the **Land Act 1958**, for a term of 21 years in respect of Crown Allotment 2009, Parish of Towong, for the purposes of 'construction, maintenance and operation of a telecommunications network and telecommunications service'. File Ref: L8/7721 Wodonga.

DISSOLUTION OF PARTNERSHIP

Balance & Chaos

The partnership which existed between Belinda Millership and Linda Vogt of PO Box 463, Patterson Lakes, Victoria 3197, is hereby dissolved from 22 May 2009. This notice is dated 15 June 2009.

BELINDA MILLERSHIP AND LINDA VOGT

Re: Estate of ELIZABETH DAVIS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of ELIZABETH DAVIS, late of Unit 3, 20 Ophir Road, Mount Waverley, Victoria, home duties, who died on 31 January 2009, are required by Robert George Davis and William Douglas Inglis, the proving executors of the Will of the deceased, to send particulars of their claim to Andrew McMullan & Co., solicitors, 64-66 Kingsway, Glen Waverley, Victoria, solicitors for the executors of the estate, within 2 months of the date of this notice, after which time the executors may convey or distribute the assets, having regard only to claims of which they then have notice.

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

DAPHNE MAY ANNIE MANUEL, late of 13 Dunstan Street, Macleod, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 January 2009, are required by the executor, Edward Leslie Manuel, care of Arthur J. Dines & Co., solicitors, 2A Highlands

Road, Thomastown, in the said State, to send particulars to him by 20 August 2009, after which date the executor may convey or distribute the assets, having regards only to claims to which he has notice.

Dated 10 June 2009

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

HARRY RONALD JONES, late of 5 Burnewang Street, Sunshine, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 November 2008, are required by the trustees, Peter Michael Byrne and Frank John Zanatta, to send particulars to them, care of BJT Legal Pty Ltd of 38 Lydiard Street South, Ballarat, Victoria 3350, by 17 August 2009, at which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

BJT LEGAL PTY LTD, solicitors,
38 Lydiard Street South, Ballarat 3350.

Re: EILEEN AMY LAMOND, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 March 2009, are required by the trustee, Peter Grant Lees, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustee by 7 September 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: EDITH MARGARET AMERY, late of St John's Village, 138 Williams Road, Wangaratta, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of EDITH MARGARET AMERY, late of 138 Williams Road, Wangaratta, in the State of Victoria, deceased, who died on 7 December 2008, are required by the executors to send particulars of

their claims to the undermentioned solicitors within two months of this notice, after which date the executors will distribute the assets to the persons entitled, having regard only to the claims of which they then have notice.

CAMPAGNA GRAY & MALLINDER, lawyers,
8 Chisholm Street, Wangaratta 3677.

Re: Estate of KENNETH RAYMOND BATH, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of KENNETH RAYMOND BATH, late of 869 Murraydale Road, Swan Hill, Victoria, farmer, deceased, who died on 17 March 2009, are to send particulars of their claim to the executrix, care of the undermentioned legal practitioners, by 4 September 2009, after which the executrix will distribute the assets, having regard only to the claims of which she then has notice.

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

Re: Estate of CHRISTINA ISOBEL BENNETT, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of CHRISTINA ISOBEL BENNETT, late of Bennetts Road, Lalbert, Victoria, married woman, deceased, who died on 17 October 2003, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 28 August 2009, after which the executor will distribute the assets, having regard only to the claims of which he then has notice.

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

Re: GIOVANNI JACONA, also known as John Jacona, deceased.

GIOVANNI JACONA, also known as John Jacona, late of Wahroonga Friendship Village of 129 Coleman Parade, Glen Waverley, Victoria, but formerly of 324 Doncaster Road, North Balwyn, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 April 2009, are required by the trustee, Elizabeth Margaret McCrae, to send particulars to the trustee by 18 August 2009, care of the undermentioned solicitors, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

HAROLD WALTER LEE, late of 6 Garfield Street, Cheltenham, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 April 2009, are required by the trustee, care of Harris & Chambers Lawyers of 4/250 Charman Road, Cheltenham 3192, to send particulars to them by 19 August 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

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

LEONARD BARRETT SATCHELL, late of 13 Somerset Drive, Mt Martha, medical practitioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 May 2009, are required by the trustee, care of Harris & Chambers Lawyers of 4/250 Charman Road, Cheltenham 3192, to send particulars to them by 19 August 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

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

Re: Estate JOHN WILLIAM HANRAHAN.

Creditors, next-of-kin and others having claims against the estate of JOHN WILLIAM HANRAHAN, late of 3 Hexham Road, Gruyere, Victoria, pilot, deceased, who died on 9 April 2009, are requested to send particulars of their claims to the administrator, care of the undermentioned solicitors, by Friday 19 August

2009, after which date he will distribute the assets, having regard only to the claims on which date he then has notice.

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

Re: KEVIN CLIFFORD WISEMAN,
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 November 2008, are required by the trustee, Noel Thomas Wiseman, to send particulars to him, care of the undersigned, by 26 August 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Re: KENNETH ANDREW FINNIN, also known as Andy Finnin, late of The Village Glen Retirement Village, Villa 575, 355 Eastbourne Road, Rosebud West, Victoria, but formerly of 2/27 Cheviot Road, Mount Waverley, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 December 2008, are required by the trustee, Paul Andrew Finnin, to send particulars to his solicitors at the address below, by 18 August 2009, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: HELEN JANETTE ADAIR, in the Will called 'Helen Adair' and also known as 'Helen Jeanette Adair', late of 16 Moran Street, Benalla, Victoria, sales assistant, 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 executors, Ann Marie Hill of 34 Treetop Terrace, Plenty, Victoria, managing director, and Carolyn Pearl Felice Scott of 91 Amaroo Drive,

Chelsea Heights, Victoria, personal relationship manager, to send particulars to them, care of the undersigned, by 18 August 2009, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

Creditors, next-of-kin or others having claims in respect of the estate of BRIAN JAMES GERRATY, deceased, who died on 27 November 2008, are to send particulars of their claims to the executors, care of the undermentioned solicitors, by 20 August 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,
Victoria 3000.

FRANK STANGL, late of 22a Clifton Street, Caulfield East, company director, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 20 August 2008, are required to send particulars of their claim to the executor, Jennifer Andrews, care of the undermentioned lawyer, by 18 August 2009, after which date she will distribute the assets, having regard only to the claims of which she then has notice.

T. SCHWARCZ, lawyer,
137 Hawthorn Road, Caulfield 3161.

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

On Wednesday 8 July 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 Mario Anthony Charles Montalto of 5 Brentwood Avenue, Lalor, as shown on Certificate of Title as Mario Anthony Montalto, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 09987 Folio 006, upon which is erected a residential house known as 22 McKenzie Street, Broadford.

Registered Mortgage No. AC175654G and Caveat AD260971L affect the said estate and interest.

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

There are no exceptions to these arrangements.

CW080031880

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

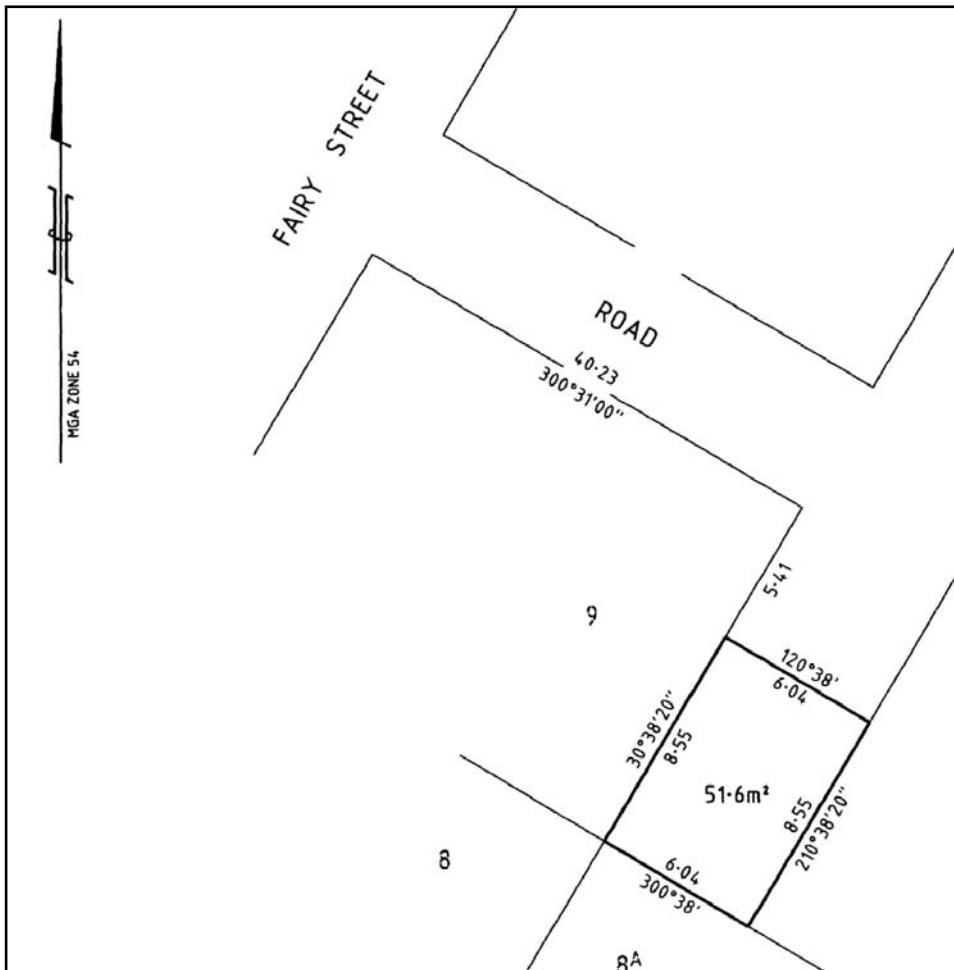
**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**



WARRNAMBOOL
CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10 clause 3 of the **Local Government Act 1989**, the Warrnambool City Council resolved on 1 June 2009 that the section of road at the rear of 166 Fairy Street, Warrnambool, shown as 51.6m² on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road to enable sale of the land to the Roman Catholic Church.



BRUCE A. ANSON
Chief Executive



ALPINE SHIRE

Proposal to Make a Local Law
Murray to the Mountains Rail Trail
Local Law No. 7

Notice is hereby given that at the ordinary meeting of the Alpine Shire Council on 2 June 2009, Council resolved to give public notice of the proposed Murray to the Mountains Rail Trail Local Law No 7.

The purpose of the Murray to the Mountains Rail Trail Local Law No. 7 is to:—

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

A copy of the proposed Murray to the Mountains Rail Trail Local Law No. 7 can be obtained from the Council Offices in Bright, at the Myrtleford and Mount Beauty Customer Service Centres, or downloaded from Council's website: www.alpineshire.vic.gov.au

Any person affected by the proposed Murray to the Mountains Rail Trail Local Law No. 7 may make a submission under the provisions of section 223 of the **Local Government Act 1989**. Submissions must be in writing, addressed to the Chief Executive Officer at the address below, and received by close of business on Friday 17 July 2009. A person making a written submission may request to be heard in person in support of their submission.

Submissions should be addressed to the Chief Executive Officer, Alpine Shire Council, Great Alpine Road, PO Box 139, Bright 3741, Phone: (03) 5755 0555; Fax: (03) 5755 1811.

GREATER GEELONG CITY COUNCIL

Review of Road Management Plan

In accordance with the **Road Management Act 2004** the Greater Geelong City Council notifies that it intends to conduct a review of its Road Management Plan.

The City's first Road Management Plan (Version 1.0) was adopted by Council in 2004. The City's current plan (Version 3.01) was adopted by Council at its meeting held on 11 March 2008.

The Regulations of the **Road Management Act 2004** require that the Road Management Plan be reviewed at prescribed intervals.

A copy of latest version of Road Management Plan may be inspected on request at Council offices, 131 Myers Street, or downloaded on Council's website, <http://www.geelongaustralia.com.au/>

Submissions may be made on the proposed review within a period of 28 days after the date of this notice. Submissions should be lodged at Council's Customer Service Centres or posted to City of Greater Geelong, PO Box 104, Geelong 3220.

STEPHEN GRIFFIN
A/Chief Executive Officer



Adoption of the Reviewed
Road Management Plan

In accordance with section 55 of the **Road Management Act 2004** notice is hereby given that Council, at its meeting of 10 June 2009, has adopted amendments to its Road Management Plan.

A copy of the amended plan is available for inspection at the Buloke Shire Council Offices. Further information may be obtained from Mr Ian Palmer, Manager Assets and Infrastructure, on (03) 5478 0140.

WARWICK HEINE
Chief Executive Officer

MORELAND CITY COUNCIL

Road Management Act 2004

Adoption of Road Management Plan

In accordance with section 54(5) of the **Road Management Act 2004** (Act), the Moreland City Council (Council) has completed the review of its Road Management Plan which was adopted by the Council on 10 June 2009.

The final copy of Road Management Plan may be inspected at or obtained from the Council's Municipal Offices at the Civic Centre, 90 Bell Street, Coburg 3058, or accessed online by viewing the Council's website www.moreland.vic.gov.au and following the links.

Any enquiries can be directed to George Stefanidis, Coordinator Asset Management, by calling 9240 1173 or by emailing gstefanidis@moreland.vic.gov.au

PETER BROWN
Chief Executive Officer



MANSFIELD SHIRE

Road Management Act 2004

Review of Road Management Plan

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

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

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

A copy of Council's current Road Management Plan may be inspected at or obtained from Council's Municipal Offices, 33 Highbury Street, Mansfield, or accessed online by viewing Council's website www.mansfield.vic.gov.au and following the links.

Any person may make a submission on the proposed review to the Council by Thursday 16 July 2009.

A person that 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, the day, time and place of which will be advised.

Any enquires about the proposed review can be directed to Mr Justin Hinch, Council's Senior Civil Engineer, on telephone (03) 5775 8546 or by email at justin.hinch@mansfield.vic.gov.au

DAVID ROFF
Chief Executive Officer

SOUTH GIPPSLAND SHIRE COUNCIL

Notice of the Adoption of the Road Management Plan 2009

In accordance with section 55 of the **Road Management Act 2004**, Council hereby gives notice that it has amended and adopted the Road Management Plan 2009. With the adoption of the plan Council has:

- Introduced a new Road Maintenance System detailed and included as an Appendix to the Road Management Plan.
- Emergency Conditions updated in accordance with adopted practices used throughout the Gippsland region.

A copy of the plan and referral documents are available on Council's website www.southgippsland.vic.gov.au



Road Management Act 2004

Adoption of Road Management Plan

In accordance with section 55(1) of the **Road Management Act 2004** (Act), the Wyndham City Council (Council) gives notice that, at its meeting of 9 June 2009, it adopted an amended Road Management Plan.

The purpose of the Plan is to:

- identify the relevant standards that Council will apply to the inspection, maintenance and repair of the roads and the classes of roads to which the Council's Road Management Plan applies having regard to available resources; and
- articulate a Road Management System in respect of Council discharging its duty to inspect, maintain and repair the roads and the classes of roads to which the Council's Road Management Plan applies.

A copy of the adopted Road Management Plan, Code of Practice 'Operational Responsibility for Public Roads' and the Register of Public Roads may be inspected at or obtained from the Council's Municipal Offices at 45 Princes Highway, Werribee, or accessed online by viewing the Council's website www.wyndham.vic.gov.au and following the links.

Any enquiries about the Plan can be directed to Mr Tony Mangiardi, Asset Management Co-ordinator, on telephone 8734 5402 or by e-mail at tony.mangiardi@wyndham.vic.gov.au

PETER MARSHALL
Chief Executive Officer

Planning and Environment Act 1987

GOLDEN PLAINS PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C46

Authorisation A01234

The Golden Plains Shire Council has prepared Amendment C46 to the Golden Plains Planning Scheme.

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

Land affected by the Amendment:

Town centre of Bannockburn.

What the Amendment proposes:

The Amendment proposes to make changes to the Municipal Strategic Statement at Clause 21.05, Bannockburn which is being updated to reflect the Bannockburn Town Centre Investment Strategy. The Amendment also proposes to implement the Design and Development Overlay Schedule 9 and the rezoning changes as follows:

- two areas to be rezoned to Residential 1 Zone (R1Z);
- two areas to be rezoned to Business 1 Zone (B1Z); and
- two areas to be rezoned to Public Use Zone, Schedule 6 (PUZ6).

Where you may inspect this Amendment:

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: Golden Plains Shire Council, Bannockburn Customer Service Centre, 2 Pope Street, Bannockburn, Victoria 3331; and Department of Planning and Community Development www.dpcd.vic.gov.au/planning/publicinspection

Any person who may be affected by the Amendment may make a submission to the planning authority, Golden Plains Shire Council. The closing date for submissions is 20 July 2009. A submission must be sent to Strategic Planning, Golden Plains Shire, PO Box 111, Bannockburn, Victoria 3331. Enquires should be directed to Laura Wilks, Strategic Planner by telephoning (03) 5220 7111 during business hours.

ROD NICHOLLS
Chief Executive Officer

Planning and Environment Act 1987

HUME PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C109

Authorisation AO1303

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

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

The land affected by the Amendment is:

- 1 (a) 135 Gunns Gully Road, Mickleham;
- (b) 155 Gunns Gully Road, Mickleham;
- 2 670 Donnybrook Road, Craigieburn;
- 3 42-44 Gap Road, Sunbury;
- 4 (a) 1/7 Barkly Street, Sunbury;
- (b) 2/7 Barkly Street, Sunbury;
- (c) 39 Brook Street, Sunbury;
- (d) 41 Brook Street, Sunbury;
- (e) 14 Sunbrook Court, Sunbury;
- (f) 15 Sunbrook Court, Sunbury;
- (g) 16 Sunbrook Court, Sunbury;
- (h) 17 Sunbrook Court, Sunbury;
- (i) 18 Sunbrook Court, Sunbury;

- (j) 19 Sunbrook Court, Sunbury;
- (k) 20 Sunbrook Court, Sunbury;
- (l) 21 Sunbrook Court, Sunbury;
- (m) 22 Sunbrook Court, Sunbury;
- (n) 23 Sunbrook Court, Sunbury;
- (o) 24 Sunbrook Court, Sunbury;
- (p) 25 Sunbrook Court, Sunbury;
- 5 790 Sunbury Road, Sunbury;
- 6 1–11 Eadie Street, Sunbury;
- 7 (a) 35 Fox Hollow Drive, Sunbury;
- (b) 115 Watsons Road, Sunbury;
- 8 30 Cemetery Lane, Bulla;
- 9 Lot B, PS 614242C, Volume 11076 Folio 319, part of 400 Somerton Road, Greenvale;
- 10 125–127 Greenvale Drive, Greenvale;
- 11 (a) 2/25 Fawkner Street, Westmeadows;
- (b) 32 Fawkner Street, Westmeadows;
- (c) 36 Fawkner Street, Westmeadows;
- (d) 1/38 Fawkner Street, Westmeadows;
- (e) 2/38 Fawkner Street, Westmeadows;
- (f) 3/38 Fawkner Street, Westmeadows;
- (g) 4/38 Fawkner Street, Westmeadows;
- (h) 40 Fawkner Street, Westmeadows;
- (i) 55 Coopers Hill Drive, Westmeadows;
- (j) 57 Coopers Hill Drive, Westmeadows;
- (k) 59 Coopers Hill Drive, Westmeadows;
- 12 21 Bent Street, Westmeadows;
- 13 12–28 Johnstone Street, Broadmeadows;
- 14 59–79 Johnstone Street, Jacana;
- 15 (a) 31 Lorraine Crescent, Jacana;
- (b) 33 Lorraine Crescent, Jacana;
- (c) 35 Lorraine Crescent, Jacana;
- (d) 37 Lorraine Crescent, Jacana;
- (e) 39 Lorraine Crescent, Jacana;
- 16 227 Camp Road, Broadmeadows;
- 17 1588–1628 Sydney Road, and 5, 8, 9–29 Brooklyn Court, and 119 and 121 Somerset Road, Campbellfield;
- 18 ‘Dunhelen’ 1240 Mickleham Road, Greenvale.

The Amendment proposes to rectify anomalies in the maps and ordinance of the Hume Planning Scheme that were identified during the triennial Municipal Strategic Statement review process.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the offices of the planning authority, Hume City Council, Broadmeadows Office, 1079 Pascoe Vale Road, Broadmeadows; Hume City Council, Craigieburn Office, 59 Craigieburn Road

West, Craigieburn; Hume City Council, Sunbury Office, 40 Macedon Street, Sunbury; 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 Monday 20 July 2009. A submission must be sent to Mr Michael Sharp, Acting Manager Strategic Planning, Hume City Council, PO Box 119, Dallas 3047.

DOMENIC ISOLA
Chief Executive Officer

Planning and Environment Act 1987

LATROBE PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C14

Authorisation A01358

The Latrobe City Council has prepared Amendment C14 to the Latrobe Planning Scheme.

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

The land affected by the Amendment is land within the municipality which is proposed to be included to the Heritage Overlay. The proposed properties are listed in a revised Schedule to the Heritage Overlay.

The Amendment proposes to:

- replace the existing schedule to the Heritage Overlay; and
- make changes to the LPPF, clauses 21 and 22 of the Latrobe Planning Scheme.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Latrobe City Council, Corporate Headquarters, 141 Commercial Road, Morwell, Victoria 3840; Moe Service Centre, 44 Albert Street, Moe, Victoria 3825; Traralgon Service Centre, 34–38 Kay Street, Traralgon, Victoria 3844; Churchill

Hub, 9–11 Phillip Parade, Churchill, Victoria 3842; 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 14 August 2009. A submission must be sent to Lorrae Dukes, Strategic Land Use Planning Officer, Latrobe City Council, PO Box 264, Morwell, Victoria 3840.

PAUL BUCKLEY
Chief Executive Officer

Planning and Environment Act 1987

MAROONDAH PLANNING SCHEME

Notice of Preparation of Amendment and Combined Planning Permit Application

Amendment C68

Planning Permit Application

Number M/2007/829

Authorisation AO1362

In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Minister for Planning authorised Maroondah City Council, as planning authority, to prepare Amendment C68 to the Maroondah Planning Scheme.

This Amendment is combined with a planning permit application pursuant to section 96 of the **Planning and Environment Act 1987**. The combined Amendment and planning permit application applies to the land situated at 222 Oban Road, Ringwood North.

The Amendment proposes to rezone the land from a Low Density Residential Zone to a Residential 1 Zone and implement a Development Plan Overlay.

The planning permit application proposes to subdivide the land into seventeen lots and remove trees.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the following offices of the planning authority: City Offices Service Centre, Braeside Avenue, Ringwood; Eastland Service Centre, Level 2, Shop G104, Eastland

Shopping Centre, Ringwood; Civic Square Service Centre, Civic Square, Croydon; and at the Department of Planning and Community Development website: www.dpcd.vic.gov.au/planning/publicinspection

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

Any person who may be affected by the Amendment or combined planning permit application for subdivision may make a submission to the planning authority.

The closing date for submissions is July 20 2009. A submission must be sent to Strategic Planning and Sustainability, Maroondah City Council, PO Box 156, Ringwood 3134.



Planning and Environment Act 1987
PYRENEES PLANNING SCHEME
 Notice of Preparation of Amendment
 Amendment C23
 Authorisation A01323

The Pyrenees Shire Council has prepared Amendment C23 to the Pyrenees Planning Scheme.

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

The Amendment affects various parcels of land within the vicinity of Raglan.

The Amendment proposes to extend the existing Environmental Significance Overlay (ESO1) controls that protect the water supply catchments on the slopes of Mt Cole north-west of Raglan to include the catchment of the Fiery Creek bore field near Raglan.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the office of the planning authority, Pyrenees Shire Council, 5 Lawrence Street, Beaufort; and at the Department of Planning and Community Development, State Government Offices, 402–406 Mair Street, Ballarat, Victoria 3350.

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

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

The closing date for submissions is 22 July 2009. A submission must be sent to the Pyrenees Shire Council, 5 Lawrence Street, Beaufort, Victoria 3373.

STEPHEN CORNISH
 Chief Executive Officer



Planning and Environment Act 1987
WELLINGTON PLANNING SCHEME
 Notice of Preparation of Amendment
 Amendment C53
 Authorisation A01262

The Wellington Shire Council has prepared Amendment C53 to the Wellington Planning Scheme.

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

The land affected by the Amendment is:

- Lot 2 PS 347797 Q (north-west corner of Cobains Road and Gibsons Road, Sale);
- Part of Lot 1 LP 128326 (1–5 Dawson Street, Sale); and
- Part of Lots 10–14 inclusive on LP 3222 (2–6 Charles Street, Port Albert), and part of Lot 1 inclusive on TP124126 (8 Charles Street, Port Albert).

The Amendment proposes to insert the Public Acquisition Overlay 4 (PAO4) into the Schedule to Clause 45.01 of the Wellington Planning Scheme to allow for the Wellington Shire Council to reserve and later acquire land for Stage 2 of the Gippsland Regional Sports Complex (GRSC). The Amendment also applies PAO4 to the relevant Planning Scheme maps for the affected land on the north-west corner of Cobains Road and Gibsons Road, Sale.

The Amendment also applies the Public Acquisition Overlay 2 (PAO2) to affected land in Sale (1–5 Dawson Street) and Port Albert (2–8 Charles Street) to allow for the Wellington Shire Council to reserve and later acquire land for a road/road widening respectively.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Wellington Shire Council; Port of Sale Civic Centre, 70 Foster Street, Sale, and at the Yarram Customer Service Centre, 156 Grant Street, Yarram; or at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection from 18 June 2009.

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

The closing date for submissions is 21 July 2009. A submission must be sent to: Attention: Ahsan Yousuf, Planning Project Officer, Wellington Shire Council, PO Box 506, Sale, 3850.

AHSAN YOUSUF
Planning Project Officer

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 19 August 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.

BECKETT, John Alan, late of 139 Bruce Street, Preston, Victoria 3072, upholsterer, who died on 5 April 2009.

CHARLESON, Anne Mitchell, late of Emily Lenny, 24 Sutherland Street, Coburg, Victoria 3058, retired, who died on 28 March 2009.

COVICH, William Paul, late of 7 Surrey Road, South Yarra, Victoria 3141, who died on 11 January 2009.

ELLIOTT, Ethel Mary, late of 49 Keith Street, Hampton East, Victoria 3188, who died on 1 April 2009.

LANE, Emily Maud, late of Unit 2, 40 Tara Drive, Frankston, Victoria 3199, home duties, who died on 8 January 2009.

LYONS, Angela Margaret, late of Unit 74, 360 Cheltenham Road, Keysborough, Victoria 3173, retired, who died on 7 April 2009.

SPITERI, Susanne, also known as: Susanna Spiteri, Susanne Mifsud, Suzanne Mifsud, late of 238 Edgars Road, Thomastown, Victoria 3074, home duties, who died on 29 March 2009.

WILLIAMS, Edward George Brian, late of Wattle Lodge Hostel, 209 Bay Street, Brighton, Victoria 3186, who died on 18 April 2009.

WILLIAMS, Morris Hodge, late of 464 Boronia Road, Wantirna South, Victoria 3152, who died on 5 February 2009.

Dated 10 June 2009

ROD SKILBECK
Manager
Executor and Trustee Services

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 21 August 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.

BUN, Thoeun, late of 28 Jarvis Crescent, Dandenong North, Victoria 3175, gentleman, who died on 21 September 2008.

HUBA, Paul, late of Andrina Private Nursing Home, 360 New Street, Brighton, Victoria 3186, pensioner, who died on 3 February 2009.

JONES, Stephen William, late of 36 Chatsworth Road, Derrinallum, Victoria 3325, who died on 28 March 2009.

KERSUL, Albina, formerly of 6 Akima Close, Greensborough, Victoria 3088, but late of Assisi Aged Care, 230 Rosanna Road, Rosanna, who died on 4 February 2009.

MICALLEF, Charles, also known as Charlie Micallef, late of Steele Haughton Units, Ballarat Health Service, Dana Street, Ballarat, Victoria 3353, who died on 8 March 2009.

THOMSON, May Helen, late of Dowell Court, 159 Lower Heidelberg Road, Ivanhoe East, Victoria 3079, retired, who died on 16 April 2009.

WILKINSON, Donald Oldfield, late of 4 Centenary Court, Keysborough, Victoria 3173, retired, pensioner, who died on 3 August 2008.

WILLIS, Jessica Scott, also known as Jessika Scott Willis, late of Flat 2, 79 Tennyson Street, Essendon, Victoria 3040, pensioner, who died on 17 December 2008.

WILSON, Bertha Leura Violet, late of The Alexander Nursing Home, 1720 Dandenong Road, Clayton, Victoria 3168, pensioner, who died on 12 December 2008.

Dated 12 June 2009

ROD SKILBECK
Manager
Executor and Trustee Services

EXEMPTION

Application No. A120/2009

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Heatherwood School. The application for exemption is to enable the applicant to advertise for and employ two male Education Support Officers (the exempt conduct).

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

In granting this exemption, the Tribunal noted:

- The school caters for children with mild intellectual disabilities.
- A male student of the school displays significant aggressive, challenging and sexually inappropriate behaviour toward students and staff, both inside and outside the classroom.

- For the safety of the student and others it is necessary that the student's behaviour and contact with others be monitored continually by a male Education Support Officer.

- These positions will fulfil that role and will enable this student to continue his education whilst ensuring that those around him are not put at risk by his behaviour.

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 17 June 2012.

Dated 10 June 2009

C. McKENZIE
Deputy President

EXEMPTION

Application No. A123/2009

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by RMIT University. The application for exemption is to enable the applicant to advertise for and employ six general and academic staff positions designated for Indigenous applicants only (the exempt conduct).

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

In granting this exemption, the Tribunal noted:

- The Federal Government and the Victorian Government have recognised the disadvantage suffered by Indigenous people who are under represented in the workforce in proportion to their population.
- The applicant is committed to play its part in reducing this disadvantage and this exemption is aimed at doing this.
- To that end, the applicant developed and implemented the 'Togip gabaareng' Indigenous Employment and Career

Development Action Plan which commenced in 2007, and which promoted the recruitment, retention, and career development of Indigenous people in both academic and general administrative positions within the University. This strategy not only helps to redress Indigenous under representation in employment, but also provides assistance and a support network for Indigenous staff currently working at the University and attempts to ensure that Indigenous staff maintain their links with their Indigenous communities.

- The 'Togip gabaareng' Plan has been successful in increasing the numbers of Indigenous 'effective full time' staff across the University and the University wishes to continue and increase its success in this area so that it will be an employer of choice for Indigenous people.
- The employment of additional Indigenous staff will contribute to cultural diversity across the University and to the growth of awareness within the University of unique Indigenous cultural perspectives. It will contribute to the development of relationships between the University and the Indigenous community.

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 17 June 2012.

Dated 11 June 2009

C. McKENZIE
Deputy President

EXEMPTION

Application No. A121/2009

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Multicultural Centre for Women's Health. The application for exemption is to enable the applicant to advertise for and employ women from non-English speaking backgrounds (the exempt conduct).

Upon reading the material submitted in support of the application by Dr Adele Murdolo, Executive Director of the Multicultural Centre for Women's Health, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 13, 100 and 195 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption, the Tribunal noted:

- Multicultural Centre for Women's Health is a women's health service that works primarily with immigrant and refugee women from non-English speaking backgrounds (NESB).
- In its work with women from many different cultural backgrounds, the applicant aims to match the client's cultural and linguistic background with the background of the worker. This enables communications about specific women's health issues, which may vary depending on cultural context to be effective, accurate and relevant.
- The applicant also conducts advocacy on behalf of NESB immigrant and refugee women in relation to their health needs. In this work it is important for staff to have a good understanding, based on experience, of some of the central issues such as migration, racism and discrimination in employment or the health care system.
- An exemption in similar terms was granted in October 2005.

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

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 17 June 2012.

Dated 10 June 2009

C. McKENZIE
Deputy President

EXEMPTION

Application No. A122/2009

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Department of Human Services. The application for exemption is to enable

the applicant to advertise for and employ an Aboriginal or Torres Strait Islander (ATSI) person to the position of Senior Aboriginal Planning Officer (the exempt conduct).

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

In granting this exemption, the Tribunal noted:

- The Department of Human Services is responsible for planning and coordinating services to enhance the health and wellbeing of all Victorians, either itself or in partnership with others.
- The Department's North and West Metropolitan Region (the Region) comprises 25% of Victoria's total Aboriginal population and 50% of metropolitan Melbourne's total Aboriginal population.
- This position is a senior role in the Department's regional structure and the holder's key tasks are to lead the Region in improving health outcomes for, and the engagement of, Aboriginal people and communities in regional health services.
- The holder of the role needs to have a deep knowledge, understanding and sensitivity in relation to Aboriginal culture, and an ability to communicate and be accepted by Aboriginal individuals, communities and organisations. A key focus of the role is to understand needs of the Aboriginal community in the Region and to develop, in consultation and partnership with Aboriginal communities and organisations, services that are responsive to the needs of Aboriginal people in the Region and are culturally appropriate.
- Another key focus of the role is the provision of authoritative advice in relation to issues surrounding the provision of services to Aboriginal communities in the Region and to play a key part in the development of the Region's Aboriginal Services Plan for 2010–2013.
- The role can most effectively be performed by an ATSI person.

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 17 June 2012.

Dated 11 June 2009

C. McKENZIE
Deputy President

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

on Saturday 18 July 2009 at 11.30 am on site

Reference: 07/28170.

Address of Property: 54–56 High Street, Elmhurst.

Crown Description: Crown Allotment 2003, Parish of Glenpatrick.

Terms of Sale: Deposit 10%, Balance payable 120 days or earlier by mutual agreement.

Area: 2,044 m².

Officer Co-ordinating Sale: Mark Lovell, Land and Property Group, Commercial Division, Department of Treasury and Finance, 5/1 Treasury Place, Melbourne, Victoria 3002.

Selling Agent: Professionals, Bucknall & Gowers, 93–95 High Street, Maryborough, Victoria 3465.

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

Accident Towing Services Act 2007
ROADS CORPORATION

Tow Truck Application

Notice is hereby given that the following application will be considered by the Licensing Authority after 22 July 2009.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Vehicle Management and Safety, Locked Bag 9000, Kew, Victoria 3101, not later than 16 July 2009.

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

John H. Major. Application for variation of conditions of tow truck licence number TOW318 which authorises the licensed vehicle to be managed, controlled and operated from depot situated at 174 Torquay Road, Grovedale 3216, to change the depot address to 29 Crows Road, Belmont 3216.

Note: This Licence is under consideration for transfer to Geelong A-One Towing Pty Ltd.

Dated 18 June 2009

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

Accident Towing Services Act 2007

ROADS CORPORATION

Tow Truck Application

Notice is hereby given that the following application will be considered by the Licensing Authority after 22 July 2009.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Vehicle Management and Safety, Locked Bag 9000, Kew, Victoria 3101, not later than 16 July 2009.

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

Vermont Motors Pty Ltd, Ringwood Panel Service Pty Ltd, Baywood Panel Service Pty Ltd, Wantirna Body Works (Vic.) Pty Ltd and Croydon District Crash Repairs Pty Ltd. Application for variation of conditions of tow truck licence numbers TOW513, TOW514, TOW515, TOW516, TOW518, TOW519, TOW520, TOW522, TOW710, TOW738 (Depot 853), TOW517, TOW521, TOW524, TOW777, and TOW810 (Depot 777), which authorises the licensed vehicles to be managed, controlled and operated from depot situated at 42 Thornton Crescent, Mitcham 3132 (Depot 853), and 435 Mount Dandenong Road, Kilsyth (Depot 777), to change the depot address to 17 Havelock Road, Bayswater 3153 (Depot 601).

Depot 853 and Depot 777 will close and merge with Depot 601.

Dated 18 June 2009

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

Accident Towing Services Act 2007

ROADS CORPORATION

Tow Truck Application

Notice is hereby given that the following application will be considered by the Licensing Authority after 22 July 2009.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Vehicle Management and Safety, Locked Bag 9000, Kew, Victoria 3101, not later than 16 July 2009.

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

Royale Pty Ltd. Application for variation of conditions of tow truck licence number TOW405 which authorises the licensed vehicle to be managed, controlled and operated from depot situated at 317 Skipton Street, Ballarat 3350, to change the depot address to 61 Old Melbourne Highway, Mount Rowan 3352.

Note: This Licence is under consideration for transfer to R. & M. Diesel Pty Ltd.

Dated 18 June 2009

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

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**.

Bethel Project Inc.; The Eastern Metropolitan Progress Association Inc.; North Serviceton Tennis Club Inc.; Albanvale Residents

Association Inc.; Health Care for Christian Workers Inc.; St. Joseph's College Parents and Friends Association Inc.; Victorian Jazz Development Association Inc.; Council of Australian Powerlifting Organisations (Capo Victoria) Inc.; Great Alpine Walkers Club Inc.; Interchange North West Inc.; Asia-Pacific Quality Network Inc.; Menzies Creek-Selby Cricket Club Inc.; Australia Nanyang University Alumni Association Inc.; Rotary Club of Dandenong Central Inc.; High Country Line Dancers Inc.; Dunolly Skate Park Inc.; Geelong Lifesaving Club Inc.; Bread of Life Christian Fellowship Inc.; Bairnsdale Angling Club Inc.; Footscray Combined Trugo Club Inc.; Singles in Society Inc.; The Barkly Ladies Probus Club Inc.; Newstead Playgroup Inc.; Amphitheatre Social Club Inc.; Barwon Mens Agency Network Inc.; Hye Art Inc.; Central Gippsland Community Radio Association Inc.; Caulfield Park Croquet Club Inc.; The Waranga Aged Care Hostel Inc.; Business Networking For Growth (Central Victoria) Inc.; The Probus Club of Ballarat Inc.; Teson Trims Social Club Inc.; The Victorian Community Health Association Inc.; Boonong Christian Community Inc.; Sidama Community Association in Australia Inc.

Dated 18 June 2009

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

Co-operatives Act 1996

NATIONAL AGRICULTURAL DATA
CO-OPERATIVE LTD
BUNYARND A HOUSING &
INFRASTRUCTURE CO-OPERATIVE LTD
WERRIMUL HORTICULTURAL CDEP
CO-OPERATIVE LTD

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

Dated at Melbourne 18 June 2009

DAVID BETTS
Deputy Registrar of Co-operatives
Consumer Affairs Victoria

Co-operatives Act 1996

SWINBURNE SENIOR COLLEGE
CO-OPERATIVE LTD

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

Dated at Melbourne 18 June 2009

DAVID BETTS
Deputy Registrar of Co-operatives
Consumer Affairs Victoria

Electoral Act 2002

CHANGE TO REGISTER OF
POLITICAL PARTIES

In accordance with section 51(5)(e) of the **Electoral Act 2002**, I hereby give notice of the following change to the Register of Political Parties.

Name of registered political party: Family First Party Victoria Inc.

Name of new Registered Officer: Ms Miriam Rawson.

Dated 12 June 2009

STEVE TULLY
Victorian Electoral Commission

Gas Industry Act 2001

ALINTA ASSET MANAGEMENT PTY LTD
(ABN 52 104 352 650)

Notice of Grant of Licence

The Essential Services Commission gives notice under section 39 of the **Gas Industry Act 2001** (GI Act) that it has, pursuant to section 26 of the GI Act, granted a licence to Alinta Asset Management Pty Ltd, ABN 52 104 352 650, to distribute gas in Victoria. This licence takes effect from 10 June 2009.

A copy of the licence is available on the Commission's website located at <http://www.esc.vic.gov.au> or a copy can be obtained by contacting the Commission's reception on (03) 9651 0222.

Dated 12 June 2009

RON BEN-DAVID
Chairperson



Psychologists Registration Act 2000

Pursuant to s. 48(2)(e) of the **Psychologists Registration Act 2000** (Vic.) the following conditions are imposed on the registration of Mr Steven Watts, Registration 5693, effective 1 June 2009:

- (i) For the period of his supervision (two years) or for such period as is recommended to be safe for Mr Watts' clients and notified to the Board by the approved supervisor, whichever period is longer, Mr Watts must only work as an employee psychologist within an established organisation.
- (ii) Mr Watts is to refrain from providing supervision to psychologists providing direct counselling services to members of the public for a period of not less than five years.

MS MELANIE SABA
CEO/Registrar
Psychologists Registration Board of Victoria

State Superannuation Act 1988

DECLARATION OF ELIGIBLE SALARY SACRIFICE CONTRIBUTORS

I, Tim Holding MP, Minister for Finance, WorkCover and the Transport Accident Commission for the State of Victoria, under paragraph (b) of section 3A of the **State Superannuation Act 1988** ('the Act'), by this instrument declare officers governed by the Victorian TAFE Teaching Staff Multi-Business Agreement 2009 and its successor industrial instruments and agreements, who are members of the revised scheme or new scheme (as those

terms are defined in the Act) to be eligible salary sacrifice contributors from the date of gazettal.

Dated 10 June 2009

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

State Employees Retirement Benefits Act 1979

DECLARATION OF ELIGIBLE SALARY SACRIFICE CONTRIBUTORS

I, Tim Holding MP, in my capacity as Minister for Finance, WorkCover and the Transport Accident Commission for the State of Victoria, under paragraph (b) of section 2A of the **State Employees Retirement Benefits Act 1979** ('the Act'), by this instrument declare officers governed by the Victorian TAFE Teaching Staff Multi-Business Agreement 2009 and its successor industrial instruments and agreements, who are members of the State Employees Retirement Benefits Scheme to be eligible salary sacrifice contributors from the date of gazettal of this declaration.

Dated 10 June 2009

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

Classification (Publications, Films and Computer Games) (Enforcement) Act 1995
CLASSIFICATION DIRECTION IN RELATION TO EXEMPTIONS OF
APPROVED ORGANISATIONS IN RESPECT OF ACTIVITIES OR FUNCTIONS THAT
RELATE TO FILMS OR COMPUTER GAMES

PREAMBLE

The intention of this Direction is to set out the minimum conditions necessary to provide an appropriate basis for an exemption by the Director of the Classification Board (the Director) when exempting approved organisations in Victoria from the operation of the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995** (Vic.) in respect of the organisation's activities or functions that relate to films or computer games.

The National Classification Scheme

A National Classification Scheme (NCS) operates in Australia in the form of a cooperative arrangement between the Commonwealth, States and Territories. The NCS consists of the **Classification (Publications, Films and Computer Games) Act 1995** (Cth) (the Classification Act), instruments made under the Classification Act and complementary State and Territory legislation.

The Commonwealth Act provides that the Classification Board classifies films (including videos and DVDs), computer games and certain publications. The States and Territories enforce classification decisions under their respective classification enforcement legislation. In Victoria the relevant legislation is the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995** (Vic.) (the Victorian Act).

Exemptions of Approved Organisations

Under section 64(2) of the Victorian Act, the Director may direct that the Victorian Act does not apply to an approved organisation in respect of any or all of its activities or functions that relate to films or computer games.

For the purposes of section 64(2) and this Direction, an approved organisation is an organisation approved by the Director under section 66A of the Victorian Act. The Director may approve an organisation if it is established by or under legislation and carries on activities of an educational, cultural or artistic nature.

Before approving an organisation, the Director must have regard to the purpose for which the organisation is established, its activities, its reputation in relation to the screening of films and the demonstration of computer games, as well as any conditions of admission to film screenings or computer game demonstrations.

An exemption under section 64(2) is subject to any condition or limitation specified in the Director's direction.

The Director must revoke an organisation's approval if it no longer satisfies the requirements to be established by or under legislation and carry on activities of an educational, cultural or artistic nature. The Director may also revoke an organisation's approval if the Director considers that it is no longer appropriate that the organisation be approved.

Ministerial Directions or Guidelines

In considering whether to exempt an approved organisation, the Director must also give effect to any directions or guidelines about the application of the Victorian Act that are issued by the Victorian Attorney-General as the Minister responsible for the Victorian Act.

This Direction therefore sets out the minimum conditions necessary to provide an appropriate basis for an exemption under section 64(2).

The effect of the Direction is not to provide an exemption for an organisation. Nor can the Direction require the Director to grant an exemption under section 64(2).

DEFINITIONS

For the purposes of this Direction:

Approved organisation is an organisation approved under section 66A of the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995** (Vic.).

Classification Act means the **Classification (Publications, Films and Computer Games) Act 1995** (Cth).

Code has the same meaning as in the **Classification (Publications, Films and Computer Games) Act 1995** (Cth).

Computer game has the same meaning as in the **Classification (Publications, Films and Computer Games) Act 1995** (Cth).

Demonstrate has the same meaning as the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995** (Vic.).

Director means the Director of the Classification Board.

Exempt computer game has the same meaning as in the **Classification (Publications, Films and Computer Games) Act 1995** (Cth).

Exempt film has the same meaning as in the **Classification (Publications, Films and Computer Games) Act 1995** (Cth).

Exhibit has the same meaning as the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995** (Vic.).

Film has the same meaning as in the **Classification (Publications, Films and Computer Games) Act 1995** (Cth).

Guidelines for the Classification of Films and Computer Games means the Guidelines made under the **Classification (Publications, Films and Computer Games) Act 1995** (Cth).

Moving image means any image created in a film, video, digital or other media format, being an image that alters with time and that is able to be displayed on a screen.

NCS means the National Classification Scheme which is established by the 'Intergovernmental Agreement Relating to a Revised Cooperative Legislation Scheme for Censorship in Australia' (the Agreement) and operating in Australia in the form of a cooperative arrangement between the Commonwealth, States and Territories.

Prohibited Film means a film that would be likely to be classified X18+ (Restricted) or RC (Refused Classification) if it were classified in accordance with the Classification Act, the Code and Classification guidelines.

Prohibited Computer game means a Computer game that would be likely to be classified RC (Refused Classification) if classified in accordance with the Classification Act, the Code and Classification guidelines.

Unrestricted Content means a film or computer game that would be likely to be classified G (General), PG (Parental Guidance) or M (Mature) if the film or computer game were classified in accordance with the Classification Act, the Code and Classification guidelines.

The Victorian Act means the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995** (Vic.).

DIRECTION**Operation**

The Direction is issued by the Victorian Attorney-General as the Minister responsible, in accordance with the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995** (Vic.).

1. The Direction is subject to revocation or amendment by the Victorian Attorney-General at any time and for any reason.
2. The Direction expires on 1 July 2011 unless revoked earlier.

Scope

3. The Director must give effect to this Direction, including a consideration of the requirements contained in [paragraphs 6 to 25 of] the Direction, in his/her determination of whether to issue a direction to approve an organisation pursuant to section 64(2) of the Victorian Act.
4. A direction of the Director referred to in paragraph 3 operates to exempt an approved organisation from the operation of the Victorian Act, to the extent and subject to any condition specified in the direction, in respect of Films and Computer games which have not previously been classified in accordance with the Classification Act, the Code and Classification guidelines.
5.
 - (1) Subject to subclause (2) the direction of the Director does not operate to exempt an approved organisation from the operation of the Victorian Act in respect of:
 - (a) The exhibition of Films and/or demonstration of Computer games in cinemas operated by the approved organisation on a commercial basis
 - (b) Exempt films
 - (c) Exempt Computer games
 - (d) Films and Computer games which have been classified.
 - (2) The direction of the Director does operate to exempt an approved organisation from the operation of the Victorian Act in respect of the exhibition of Films and/or demonstration of Computer games in cinemas operated by the approved organisation on a commercial basis where:
 - (a) the material to be exhibited and/or demonstrated has been created internally by the approved organisation and has a public education purpose¹; or
 - (b) the material to be exhibited and/or demonstrated has a public education purpose relating to the moving image or promotes discussion of the moving image²; and
 - (c) taking into account the purpose, content or structure of the material or any other factor(s) the Director considers relevant³, the Director is satisfied that any other exemption provision under the Victorian Act does not appropriately apply to the exhibition of the Film and/or demonstration of the Computer game in the cinema.⁴

Assessment of Unclassified Works

6. An approved organisation must not demonstrate a Film or Computer game covered by the Direction unless it has been assessed in accordance with clause 7 or 8 respectively.
7. An approved organisation must assess all unclassified Films as one of the following classification types:
 - (a) Unrestricted Content
 - (b) Restricted Content
 - (i) likely to be classified MA 15+ if classified in accordance with the Classification Act, the Code and Classification guidelines
 - (ii) likely to be classified R 18+ if classified in accordance with the Classification Act, the Code and Classification guidelines
 - (c) Prohibited Film.

¹ For example, where the approved organisation runs workshops that enable individual participants to script, create and edit their own 'digital stories' which have a social justice or health focus (amongst other important community issues), and these stories are subsequently screened in the cinemas run by the approved organisation.

² For example, education programs related to the discipline of the study of film, including the exhibition of student work or enabling interactive productions to be viewed and played by participants.

³ Other factors may be, for example, that a large number of short films are generated and it would be administratively burdensome for the approved organisation to apply for an exemption for each film.

⁴ Note: it is intended that the exemption will only apply to material exhibited and/or screened in cinemas run by the approved organisation where an application for a Film Festival exemption (pursuant to section 64 of the Victorian Act) is, taking into account the relevant factors, considered by the Director to be impracticable or inappropriate in all the circumstances.

8. An approved organisation must assess all unclassified Computer games as one of the following classification types:
 - (a) Unrestricted Content
 - (b) Restricted Content likely to be classified MA 15+ if classified in accordance with the Classification Act, the Code and Classification guidelines
 - (c) Prohibited Computer game.
9. An assessment in accordance with clause 7 or 8 must be made by staff of the approved organisation who have undertaken training approved by the Director.
10. An approved organisation must not apply classification markings contained in the Classification (Markings for Films and Computer Games) Determination to any Films or Computer games that it has assessed under the Direction.
11. An approved organisation must record the reasons for all assessment decisions in writing.

Content Warnings

12. Where an approved organisation assesses that a Film or Computer game contains Restricted Content, the organisation must:
 - (a) provide a content warning
 - (b) make publicly available prior to demonstration the reasons for an assessment that a Film or Computer game contains Restricted Content, including a description of the images contained in the Film or Computer game.
13. A content warning must:
 - (a) state that the Film or Computer game contains Restricted Content
 - (b) state any age restriction that applies
 - (c) be prominently displayed prior to demonstration
 - (d) be included on any promotional material provided by the approved organisation.
14. Where an approved organisation assesses that a Film or Computer game contains Unrestricted Content but parental supervision is recommended, the organisation must:
 - (a) provide a content warning that is prominently displayed prior to demonstration and states the recommended minimum age for viewing the Film or Computer game
 - (b) make publicly available prior to demonstration the reasons for the assessment decision that parental supervision is recommended, including a description of the images contained in the Film or Computer game.

Restricted Access

15. Where an approved organisation identifies that a Film contains Restricted Content that is:
 - (a) likely to be classified MA 15+ if classified in accordance with the Classification Act, the Code and Classification guidelines, persons younger than 15 years must not be admitted unless accompanied by a parent or adult guardian
 - (b) likely to be classified R 18+ if classified in accordance with the Classification Act, the Code and Classification guidelines, persons younger than 18 years must not be admitted.
16. Where an approved organisation identifies that a Computer game contains Restricted Content that is likely to be classified MA 15+ if classified in accordance with the Classification Act, the Code and Classification guidelines, persons younger than 15 years must not be admitted unless accompanied by a parent or adult guardian.

17. Where an approved organisation assesses that a Film or Computer game contains Restricted Content it must be located in a restricted area. A restricted area must be:
 - (a) constructed so that no part of the interior of the area is visible to any person outside the area
 - (b) managed by an adult who must be in attendance in or near the area at all times when the area is open to the public
 - (c) identified by signage displayed in a prominent place near the entrance to the area so that it is clearly visible from outside the area.

X18+ and RC Works

18. An approved organisation must not exhibit a Film that is classified:
 - (a) X 18+ (or is unclassified but, if classified, is likely to be classified X 18+)
 - (b) classified RC (or is unclassified but, if classified, is likely to be classified RC).
19. An approved organisation must not demonstrate a Computer game that is classified RC (or is unclassified but, if classified, is likely to be classified RC).

Complaints

20. An approved organisation must have a documented system for receiving and resolving complaints relating to the assessment or demonstration of Films and Computer games, content warnings, access to Restricted Content Films or Computer games and any other matter addressed in the Direction.
21. The complaints system must comply with the requirements or the Australian Standard on Complaints Handling AS 4269–1995 and must detail how personal information will be treated in accordance with the **Information Privacy Act 2000** (Vic.).
22. An approved organisation must provide documentation in relation to the complaints system upon request and must provide assistance to members of the public who wish to make a complaint.

Reporting and Review Requirements

23. An approved organisation must report to the Director in writing within 5 working days of becoming aware that it no longer satisfies the requirements outlined in section 66A(1), or if there is a change in any matter referred to in section 66A(2), of the Victorian Act.
24. In addition to any other reporting obligation, an approved organisation must within 5 working days of becoming aware of a breach or possible breach of any conditions contained in the direction issued by the Director, provide a written report of the breach or possible breach to the Director and to the Victorian Attorney-General.
25. An approved organisation must report to the Victorian Attorney-General in relation to matters set out in this Direction no later than 3 months prior to the expiry of the Direction. The report is to include details of the approved organisation's compliance with any conditions imposed by the Director and any issues that have arisen in relation to the operation of the Direction and any amendments to the Direction that may be desirable.

I, Rob Hulls, being the Minister administering the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995**, issue the following direction under section 65 of the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995**. The direction applies to an application made pursuant to section 64(2) of the **Classification (Publications, Films and Computer Games) (Enforcement) Act 1995**. The direction has effect from 1 July 2009.

Dated 10 June 2009

ROB HULLS MP
Attorney-General

Crown Land (Reserves) Act 1978

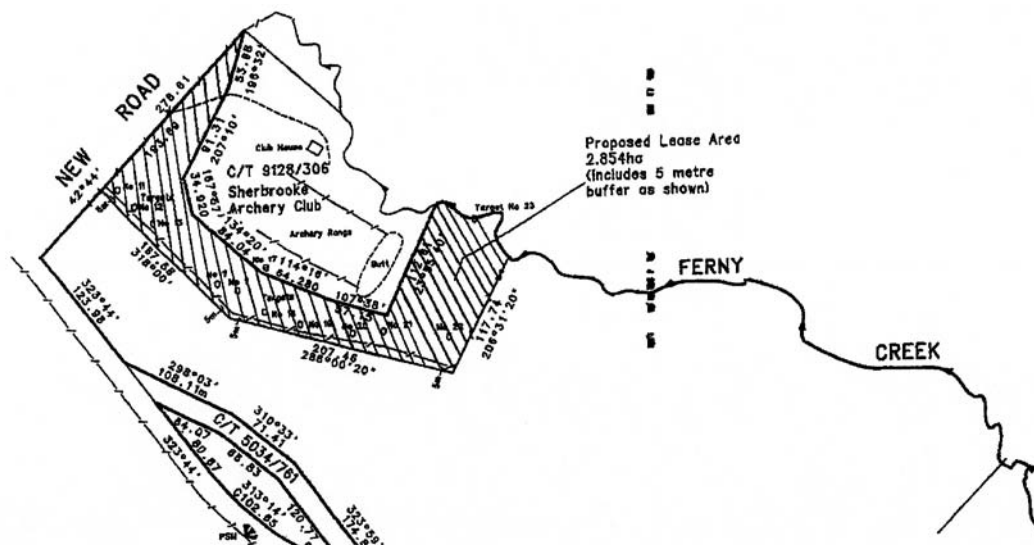
ORDER GIVING APPROVAL TO GRANT A LEASE UNDER SECTIONS 17D AND 17DA

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978**, I, Gavin Jennings MLC, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a lease by the Yarra Ranges Shire Council to Sherbrooke Archers Inc. for the purpose of competition, practice and social purposes associated with the club's activities over part of the Glenfern Valley Bushland Reserve described in the Schedule below and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

- (a) there are special reasons which make granting a lease reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE

The area of land shown hatched on the following plan, being part of the land temporarily reserved for Conservation of an Area of Natural Interest by Order in Council of 2 December 2003 (vide Government Gazette 4 December 2003, page 3095).



2013435

Dated 10 June 2009

GAVIN JENNINGS MLC
Minister for Environment and Climate Change

Crown Land (Reserves) Act 1978

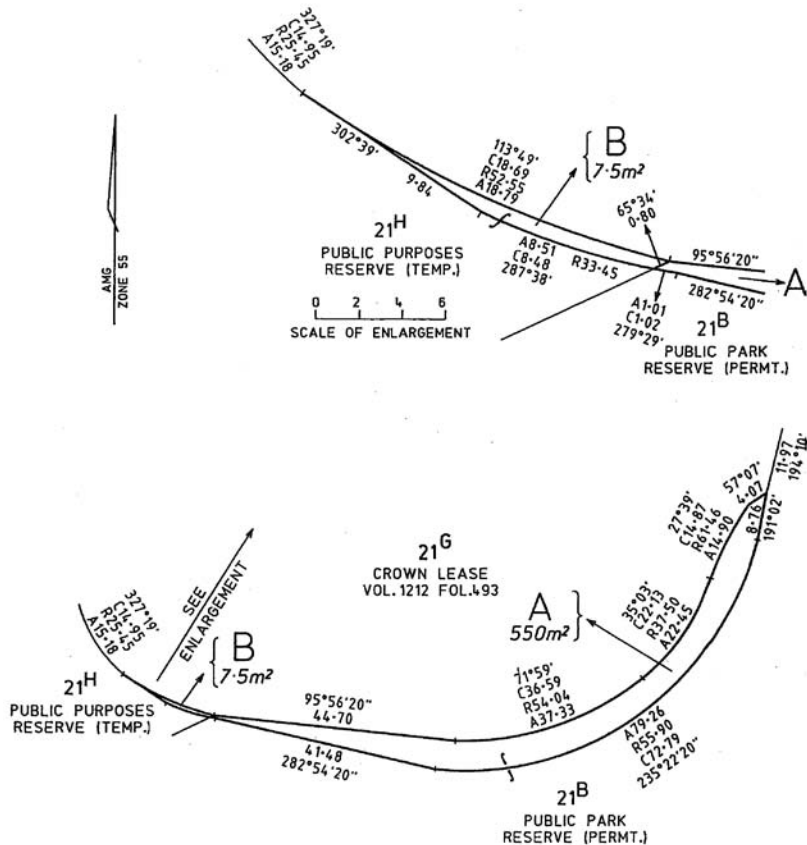
ORDER GIVING APPROVAL TO GRANT A LEASE UNDER SECTIONS 17D AND 17DA

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978**, I, Gavin Jennings, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a lease by the Bayside City Council to the Sandringham Yacht Club for the purpose of car parking over the area of Sandringham Beach Park described in the Schedule below and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

- (a) there are special reasons which make granting a lease reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE

The land shown as area ‘A’ on the following plan OP122707, being part of the land permanently reserved for Public Park by Order of the Governor in Council of 3 September 1888 (vide Government Gazette 7 September 1888, page 2783).



1204182
Dated 10 June 2009

GAVIN JENNINGS MLC
Minister for Environment and Climate Change

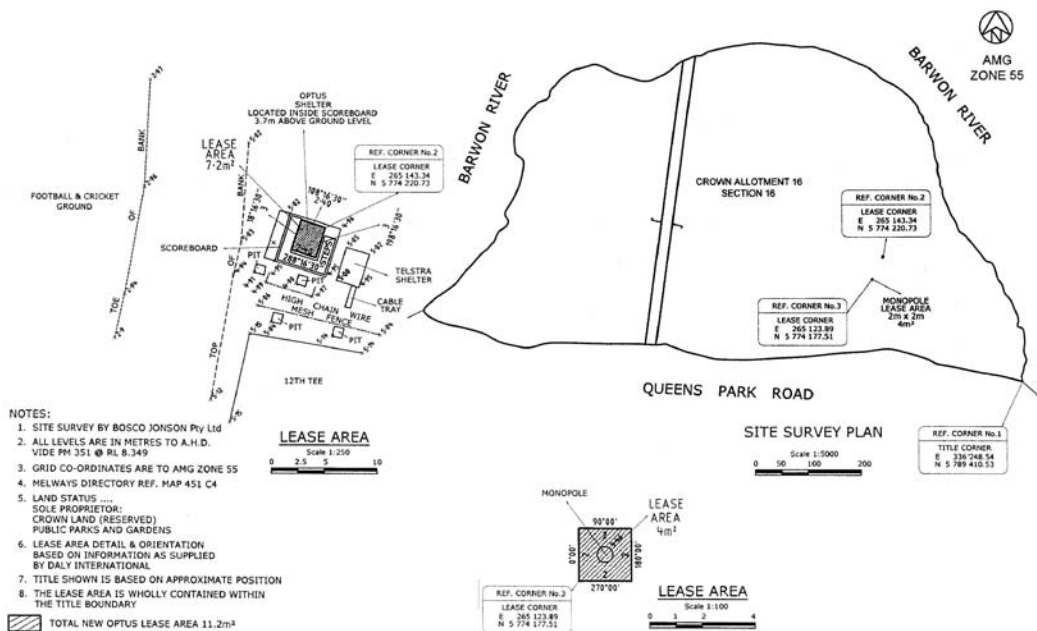
Crown Land (Reserves) Act 1978
ORDER GIVING APPROVAL TO GRANT OF A LEASE UNDER
SECTIONS 17D AND 17DA

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978** I, Gavin Jennings MLC, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a lease to Optus Mobile Pty Limited ACN 054 365 696 by the Greater Geelong City Council as the Committee of Management, for a term of nine (9) years and 364 days for the purpose of a Telecommunication Facility over the area of Crown land being part of Queens Park, Newtown, Geelong described in the Schedule below and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

- (a) there are special reasons which make granting the lease reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE

The land shown hatched on the following plan marked ‘Drawing No. 6471026AA’ and being part of Crown land permanently reserved for Public Park and Gardens by Order in Council of 13 April 1965 and by Notice published in the Government Gazette of 23 April 1965, page 1398.



Dated 10 June 2009

GAVIN JENNINGS MLC
 Minister for Environment and Climate Change

Land Acquisition and Compensation Act 1986

FORM 7

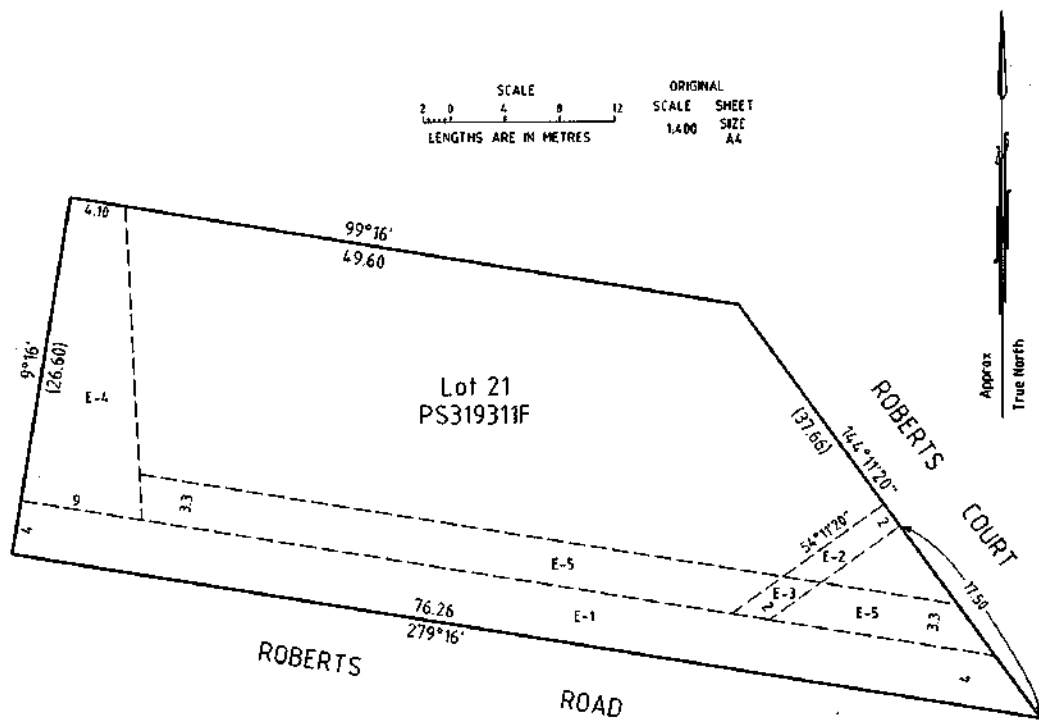
S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

Central Gippsland Region Water Corporation, ABN 75 830 750 413 ('Gippsland Water'), declares that by this notice it acquires the following interest in land described as two easements for sewerage purposes over part of the land being Lot 21 on Plan of Subdivision 319311F described in Certificate of Title Volume 10091 Folio 016 and being those portions of land the locations of which are marked 'E-3' and 'E-5' on the Plan for Creation of Easement annexed hereto.

Interest Acquired: That of Raymond Alan Fielden and Debra Joy Fielden and all other interests.



Published with the authority of Gippsland Water.
Dated 18 June 2009

For and on behalf of
Gippsland Water
DAVID MAWER
Managing Director

Electricity Industry Act 2000

NEIGHBOURHOOD ENERGY PTY LTD ABN 97 109 118 578

Deemed and standing offer tariffs to residential and small business customers pursuant to sections 35 and 39 of the **Electricity Industry Act 2000** effective 19 July 2009 until such time as the tariffs are varied.

DOMESTIC**Powercor Network**

D11CSP Single Rate (GD/GR) with Climate Saver	Excl. GST	Incl. GST	Units
First 1000 kWh/qtr	16.64	18.30	c/kWh
Balance	17.68	19.45	c/kWh
Supply charge	0.49	0.54	\$/per day
Climate saver winter (1 Nov to 31 Mar)	13.13	14.45	c/kWh
Climate saver summer (1 Apr to 31 Oct)	18.89	20.78	c/kWh

D12CSP Single Rate (GD/GR) with Dedicated Circuit (Y/J) and Climate Saver

	Excl. GST	Incl. GST	Units
First 1000 kWh/qtr	17.57	19.33	c/kWh
Balance	18.72	20.59	c/kWh
Off Peak	7.56	8.32	c/kWh
Supply charge	0.49	0.54	\$/per day
Climate saver winter (1 Nov to 31 Mar)	13.13	14.45	c/kWh
Climate saver summer (1 Apr to 31 Oct)	18.89	20.78	c/kWh

D25CSP Two Rate (GH/GL) with Climate Saver

	Excl. GST	Incl. GST	Units
Peak (7 am–11 pm/Monday to Friday)	21.49	23.64	c/kWh
Balance	22.13	24.34	c/kWh
Off Peak	8.44	9.28	c/kWh
Supply charge	0.49	0.54	\$/per day
Climate saver winter (1 Nov to 31 Mar)	13.13	14.45	c/kWh
Climate saver summer (1 Apr to 31 Oct)	18.89	20.78	c/kWh

SMALL BUSINESS**Citipower Network**

B12C Single Rate (E/E1) with Dedicated Circuit (J/Y)	Excl. GST	Incl. GST	Units
First 1250 kWh/month	15.76	17.34	c/kWh
Balance	15.61	17.17	c/kWh
Off Peak	8.41	9.25	c/kWh
Supply charge	0.82	0.90	\$/per day

Powercor Network

B12P Single Rate (E/E1) with Dedicated Circuit (J/Y)	Excl. GST	Incl. GST	Units
First 1250 kWh/month	17.4	19.14	c/kWh
Balance	18.42	20.26	c/kWh
Off Peak	7.93	8.72	c/kWh
Supply charge	0.58	0.63	\$/per day

SP AusNet Network

B12S Single Rate (E/ E1) with Dedicated Circuit (J/Y)	Excl. GST	Incl. GST	Units
First 1250 kWh/month	17.15	18.87	c/kWh
Off Peak	9.39	10.33	c/kWh
Supply charge	1.00	1.10	\$/per day

Jemena Network

B12A Single Rate (E/E1) with Dedicated Circuit (J/Y)	Excl. GST	Incl. GST	Units
First 1250 kWh/month	16.67	18.34	c/kWh
Balance	14.89	16.38	c/kWh
Off Peak	8.00	8.80	c/kWh
Supply charge	0.57	0.62	\$/per day

United Energy Network

B12U Single Rate (E/E1) with Dedicated Circuit (J/Y)	Excl. GST	Incl. GST	Units
First 1250 kWh/month	18.17	19.99	c/kWh
Balance	13.82	15.20	c/kWh
Off Peak	8.46	9.30	c/kWh
Supply charge	0.58	0.64	\$/per day

Private Agents Act 1966

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

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Leonie Joy Scott	Austral Mercantile Collections	Level 13, 628 Bourke Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Samantha Gauci	Australian Receivables Ltd	363 King Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Christine Bouch	Australian Receivables Ltd	363 King Street, Melbourne, Vic. 3000	Commercial Sub-Agents Licence
Vikrant Pangam	Probe Group P/L	214 Balaclava Road, Caulfield North	Commercial Sub-Agents Licence
Andre Luc Pasche	Probe Group P/L	214 Balaclava Road, Caulfield North	Commercial Sub-Agents Licence

Dated at Melbourne 10 June 2009

DEBRA GALLUCCI
 Registrar
 Magistrates' Court of Victoria

Prevention of Cruelty to Animals Act 1986
DECLARATION UNDER SECTION 15AB(3)

I, Joe Helper, pursuant to section 15AB(3) of the **Prevention of Cruelty to Animals Act 1986**, declare –

- (a) that the areas in which a large leghold trap of a type prescribed under Regulation 30 may be set or used for use on wild dogs are the areas included in the following parishes –

Acheron, Adjie, Albacutya, Alberton East, Alberton West, Alexandra, Angora, Arapiles, Arbuckle, Avenel, Awonga, Baawang, Babatchio, Bairnsdale, Balloong, Balmattum, Balrootan, Bambadin, Banu Bonyit, Banyarmbite, Barambogie, Baranduda, Barga, Barnawartha North, Barnawartha South, Barroworn, Barwidgee, Barwite, Baw Baw, Beechworth, Beenak, Beethang, Beewar, Beloka, Belvoir West, Bemboka, Bemm, Benalla, Benambra, Benayeo, Bendock, Bengworden, Bengworden South, Beolite, Berontha, Berringa, Berringama, Berrmarr, Bete Bolong North, Bete Bolong South, Betka, Bidwell, Big Billy, Big Desert, Billabong, Billian, Bindi, Binginwarri, Bingo-Munjie, Bingo-Munjie North, Bingo-Munjie South, Binnican, Binnuc, Birregun, Bogalara, Bogong North, Bogong South, Boho, Boikerbert, Boinka, Bolaira, Bolga, Bonang, Bondi, Bonegilla, Bontherambo, Boodyarn, Boola Boola, Boole Poole, Boonderoot, Boorgunyah, Boorhaman, Boorolite, Boorookpi, Boorpuk, Borodomanin, Bow-Worrung, Bralak, Bramby, Branjee, Brankeet, Briagolong, Bright, Brimbonga, Brimin, Brindat, Bringalbart, Broadlands, Bruarong, Bruthen, Buchan, Buckenderra, Buckland, Budgee Budgee, Bulga, Bulgaback, Bullamalk, Bullioh, Bullumwaal, Bullung, Bumberrah, Bundalaguah, Bundara-Munjie, Bundowra, Bungamero, Bungil, Bungil East, Bungywarr, Bunurouk, Bunyip, Buragwonduc, Burrowye, Burrungabugge, Butgulla, Buxton, Byawatha, Cabanandra, Combatong, Canabore, Carboor, Carchap, Carina, Carlyle, Carneek, Carrajung, Carraragarmungee, Carruno, Castlemaine, Catiabrim, Changue, Changue East, Charam, Chewton, Chilpin, Chiltern, Chiltern West, Chinaman Flat, Cobbannah, Cobon, Cobungra, Colac Colac, Colquhoun, Colquhoun East, Colquhoun North, Combienbar, Conga Wonga, Connangorach, Connewirrecoo, Cooack, Cooaggalah, Coolumbooka, Coolungubra, Cooma, Coongulla, Coongulmerang, Coopracambra, Coomburt, Corryong, Cowa, Coynallan, Crookayan, Cudgewa, Curlip, Curtayne, Daahl, Daalko, Dahwedarre, Dandongadale, Danyo, Darbalang, Dargo, Darlingford, Darragan, Darriman, Dartella, Deddick, Dederang, Delatite, Dellicknora, Denison, Derndang, Derril, Detarka, Devon, Dimboola, Ding-A-Ding, Dinyarrak, Doledrook, Dollin, Doodwuk, Doolam, Dopewora, Dorchap, Dropmore, Drouin West, Duchembegarra, Duddo, Dueran, Dueran East, Durndal, Durong, Edenhope, Edi, Eildon, El Dorado, Ellinging, Enano, Enochs Point, Ensay, Errinundra, Estcourt, Eucambene, Eumana, Eurandelong, Euroa, Everton, Flowerdale, Freeburgh, Fryers, Fumina, Fumina North, Gabo, Garratanbunell, Gelantipy East, Gelantipy West, Gembrook, Gerang Gerung, Ghin Ghin, Gibbo, Giffard, Gillingall, Gillum, Glenaladale, Glendale, Glenmaggie, Glenmore, Glenrowen, Glenwatts, Gnarr, Gobur, Gonzaga, Goolengook, Goon Nure, Goongee, Goongerah, Gooram Gooram Gong, Gooramadda, Goroke, Goulburn, Gracedale, Graham, Granton, Granya, Greta, Gunamalary, Gundowring, Gungarlan, Guttamura, Gymbowen, Harrierville, Harrow, Hensley, Hinnomunjie, Hotham, Howitt Plains, Howqua, Howqua West, Indi, Ingeegoodbee, Jallakin, Jamieson, Jemba, Jilpanger, Jilwain, Jinderboine, Jindivick, Jingallala, Jinjellie, Jirnkee, Jirrah, Jungkum, Kadnook, Kaerwut, Kalingur, Kalk Kalk, Kancobin, Kaniva, Karawah, Karlo, Karnak, Kattyong, Keelangie, Kelfeera, Kergunyah, Kergunyah North, Kerrisdale, Kevington, Kianeeck, Kiata, Kinglake, Killingworth, Kinimakatka, Kirkenong, Knockwood, Kobyboyn, Koetong, Konnepra, Koola, Koomberar, Koonda, Koonik Koonik, Koonika, Kooragan, Koorool, Kooroon, Kosciusko, Kout Narin, Kowat, Kuark, Kurnbrunin, Kybeyan, Laceby, Lauraville, Lawloit, Lazarini, Leeor, Licola, Licola North, Lillimur, Lilliput, Lima,

Little Billy, Lochiel, Lodge Park, Longwood, Loomat, Loongelaat, Lorquon, Lowan, Lowry, Loyola, Ludrik-Munjie, Lurg, Maffra, Magdala, Magdala South, Magorra, Maharatta, Mahrong, Maindample, Maintongoon, Majorlock, Malkara, Mallacoota, Mamengorook, Manango, Maneroo, Mangalore, Manpy, Mansfield, Manya, Maramingo, Marlooh, Marraweeny, Marroo, Matlock, Matong, Matong North, Meereek, Meerlieu, Mellick-Munjie, Merrijig, Merton, Milmed, Minimay, Miowera, Mirampiram, Mirimbah, Mitta Mitta, Mockinya, Mohican, Molesworth, Monda, Monea South, Monomak, Moolpah, Moondarra, Moonip, Moonkan, Moonlight, Moormurng, Moornapa, Moorngag, Moray, Morea, Morekana, Morockdong, Moroka, Mortat, Mowamba, Moyangul, Moyhu, Mudgeegonga, Mulcra, Mullangong, Mullawye, Mullindolingong, Mullungdung, Murmungee, Murramurrangbong, Murrandarra, Murrawong, Murrindal East, Murrindal West, Murrindindi, Murrungowar, Myrree, Myrtleford, Nangana, Nanowie, Nap-Nap-Marra, Nappa, Nar-Be-Thong, Nar-Nar-Goon, Narbourac, Nariel, Narrang, Narrobuk, Narrobuk North, Nateyip, Natimuk, Nayook, Nayook West, Neerim, Neerim East, Nerran, Neuarpur, Newmerella, Ngallo, Ni Ni, Niagaroon, Nillahcootie, Nindoo, Ninnie, Noojee, Noojee East, Noonga, Noorinbee, Noorongong, Norong, Nowa Nowa, Nowa Nowa South, Nowyeo, Noyong, Numbie-Munjie, Numbruk, Nungal, Nungatta, Nunniong, Nuntin, Nurcoung, Nurong, Nurrabel, Nyang, Omeo, Onyim, Orbost, Orbost East, Oxley, Pallarang, Panbulla, Peecheember, Perenna, Pigick, Pinnak, Pinnibar, Pomponderoo, Porepunkah, Propodollah, Purgagoolah, Purnya, Quag-Munjie, Ravenswood, Red Bluff, Reynard, Rothesay, Ruffy, Sale, Samaria, Sargood, Sarsfield, Seymour, Shadforth, Spinifex, St. Clair, Stander, Stanley, Steavenson, Stradbroke, Stratford, Strathbogie, Suggan Buggan, Switzerland, Tabbara, Tabberabbera, Taggerty, Talgarno, Tallageira, Tallandoon, Tallangalook, Tallarook, Tambo, Tamboon, Tamboritha, Tangambalanga, Tanjil, Tanjil East, Taponga, Tarcombe, Tarkeeth, Tarldarn, Tarra Tarra, Tarranginnie, Tarrawarra North, Tarrawingee, Tatong, Tatonga, Tawanga, Telangatuk, Telbit, Telbit West, Terlite-Munjie, Theddora, Thologolong, Thorkidaan, Thornley, Thornton, Thowgla, Thurra, Tildesley East, Tildesley West, Timbarra, Tinamba, Tingaringy, Tintaldra, Tongaro, Tonghi, Tongio-Munjie East, Tongio-Munjie West, Tonimbuk, Tonimbuk East, Toorour, Tooran, Toolome, Toolondo, Toolongrook, Toombon, Toombullup, Toombullup North, Toonambool, Toongabbie North, Toongabbie South, Toonginbooka, Toonyarak, Toorong, Torbreck, Towamba, Towong, Traawool, Tubbut, Tullyvea, Turandurey, Tutye, Tyalla, Tyamoonya, Tyar, Tyirra, Underbool, Undowah, Wa-De-Lock, Wabba, Wabonga, Wabonga South, Wagra, Walhalla, Walhalla East, Wallaby, Wallagoot, Wallowa, Walpa, Walwa, Wamba, Wandiligong, Wangarabell, Wangaratta North, Wangaratta South, Wappan, Warburton, Warragul, Warrambat, Warraquil, Warrenbayne, Wat Wat, Watchegatcheca, Wau Wauka, Wau Wauka West, Waygara, Weeragua, Welshpool, Welumla, Wentworth, Wermatong, Werrap, Whanregarwen, Whitfield, Whitfield South, Whorouly, Wibenduck, Willoby, Wills, Willung, Windarra, Windham, Wingan, Winiam, Winnindoo, Winteriga, Winton, Winyar, Wootwoara, Wodonga, Wollonaby, Wombelano, Wondoomarook, Wongungarra, Wonnangatta, Wonwron, Woodbourne, Woodside, Woolenook, Woongulmerang East, Woongulmerang West, Woorak, Woori Yallock, Woorragee, Woorragee North, Wooundellah, Wooyoot, Woraigworm, Woranga, Woroora, Worrrough, Worrowing, Wrathung, Wrixon, Wuk Wuk, Wurrin, Wurruk Wurruk, Wurutwun, Wy-Yung, Wyangil, Wyeetoo, Wytwarrone, Yabba, Yackandandah, Yallakar, Yalmy, Yambulla, Yanac-A-Yanac, Yangoura, Yanipy, Yarak, Yarck, Yarragon, Yarram Yarram, Yarrangook, Yarrock, Yat Nat, Yea, Yearinga, Yeerik, Yeerung, Yertoo, Yonduk, Youarrabuk, Youpella, Yuonga; and

- (b) that the areas in which a large leghold trap of a type prescribed under Regulation 29 may be set or used for use on foxes are all parishes included in the state of Victoria.

This order takes effect from the day it is published in the Government Gazette.

The previous order made by me under section 15AB(3) of the **Prevention of Cruelty to Animals Act 1986** and published in Special Government Gazette numbered S378 on 16 December 2008 is hereby revoked.

Responsible Minister:
JOE HELPER MP
Minister for Agriculture

Note: Regulation 31 of the Prevention of Cruelty to Animals Regulations 2008 provides –

31. Places where large leghold traps must not be set or used

- (1) A large leghold trap must not be set or used –
- (a) in any area unless that area has been declared by the Minister under section 15AB(3) of the Act to be an approved area for setting or using large leghold traps; and
 - (b) within an area declared to be approved under paragraph (a), except with the consent of the owner or occupier of the land, or, in the case of Crown land, the manager of the land.
- (2) If an area has been declared to be an approved area under section 15AB(3), a large leghold trap must not be used in any portion of the area that is urban and not predominately used for agriculture, except with the consent of the Minister.

Geographic Place Names Act 1998

NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

Place Name	Proposer and Location
Bass Coast Specialist School	Department of Education. A new school entity located at 26 McKenzie Street, Wonthaggi 3995.

Office of the Registrar of Geographic Names

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

JOHN E. TULLOCH
Registrar of Geographic Names

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

Car is a Motor Vehicle, other than:

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

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

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

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

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

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

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

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

and no other toll zone;

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

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

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

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

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

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

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

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

the Agreement has the same meaning as in the Act;

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

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

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

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

vehicle has the same meaning as in the Act.

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

Table One			
Toll Zone	Toll		
	Car	LCV	HCV
1. That part of the Link road between Moreland Road and Brunswick Road.	\$1.71	\$2.74	\$3.25
2. That part of the Link road between Racecourse Road and Dynon Road.	\$1.71	\$2.74	\$3.25
3. That part of the Link road between Footscray Road and the West Gate Freeway.	\$2.14	\$3.42	\$4.06
4. That part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road, other than that part of the Link road – <ul style="list-style-type: none"> (a) being the eastbound carriageways of the Link road; (b) between Punt Road and the exit to Boulton Parade; and (c) comprising Boulton Parade. 	\$2.14	\$3.42	\$4.06
5. That part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$3.85	\$6.16	\$7.32
6. That part of the Link road being the eastbound carriageways between Punt Road and Burnley Street other than that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$1.71	\$2.74	\$3.25

<p>7. That part of the Link road between Burnley Street and Punt Road and including that part of the Link road –</p> <p>(a) between Punt Road and the exit to Boulton Parade, other than the eastbound carriageways; and</p> <p>(b) comprising Boulton Parade, other than:</p> <p>(i) the eastbound carriageways between Burnley Street and Punt Road; and</p> <p>(ii) that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.</p>	\$1.71	\$2.74	\$3.25
<p>8. That part of the Link road being the eastbound carriageways between Burnley Street and Glenferrie Road.</p>	\$1.71	\$2.74	\$3.25
<p>9. That part of the Link road between Glenferrie Road and Burnley Street, other than the eastbound carriageways.</p>	\$1.71	\$2.74	\$3.25
<p>10. That part of the Link road being the eastbound carriageways between Swan Street Intersection and Punt Road, other than –</p> <p>(a) that part of the Link road being the Burnley Tunnel; and</p> <p>(b) that part of the Link road comprising Boulton Parade.</p>	\$1.07	\$1.71	\$2.03
<p>11. That part of the Link road between Punt Road and Swan Street Intersection, other than –</p> <p>(a) the eastbound carriageways;</p> <p>(b) that part of the Link road being the Burnley Tunnel;</p> <p>(c) that part of the Link road:</p> <p>(1) between Punt Road and the exit to Boulton Parade; and</p> <p>(2) comprising Boulton Parade; and</p> <p>(d) that part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road.</p>	\$1.07	\$1.71	\$2.03

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

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

Table Two			
Trip Cap	Toll		
	Car	LCV	HCV
1. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 6 am and 8 pm on the same day.	\$6.42	\$8.55	\$8.55
2. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 8 pm on the one day and 6 am on the next.	\$6.42	\$6.42	\$6.42

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

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

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 13 March 2009 and published in the Victoria Government Gazette No. 12 (pages 679 to 683), dated 19 March 2009 ('the Last Notice').

This notice takes effect on 1 July 2009 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 12 June 2009

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

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

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

Car is a Motor Vehicle, other than:

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

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

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

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

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

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act.

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

Table One			
Toll Zone	Toll		
	Car	LCV	HCV
12. The Extension road	\$1.07	\$1.71	\$2.03

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 13 March 2009 and published in the Victoria Government Gazette No. 12 (pages 684 to 685), dated 19 March 2009 ('the Last Notice').

This Notice takes effect on 1 July 2009, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 12 June 2009

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

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

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

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

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

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

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

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

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

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

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

the Agreement has the same meaning as in the Act;

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act; and

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

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

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$12.30	\$19.70	\$23.35

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

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$12.30	\$19.70

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

Table Three		
Tulla Pass	Toll	
	Car	LCV
	\$4.35	\$7.00

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 13 March 2009 and published in the Victoria Government Gazette No. G 12 (pages 686 to 688), dated 19 March 2009 ('the Last Notice').

This Notice takes effect on 1 July 2009, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 12 June 2009

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

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

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

vehicle has the same meaning as in the Act; and

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

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

Table One			
24 Hour Pass	Toll		
	Car	LCV	HCV
	\$12.30	\$19.70	\$23.35

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

Table Two		
Weekend Pass	Toll	
	Car	LCV
	\$12.30	\$19.70

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

For the avoidance of doubt, this Notice also:

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

the NOTICE UNDER SECTION 71(1) dated 13 March 2009 and published in the Victoria Government Gazette No. G 12 (pages 689 to 691), dated 19 March 2009 ('the Last Notice').

This Notice takes effect on 1 July 2009, and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

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

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

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

Dated 12 June 2009

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

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

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

Notice of Approval of Amendment

Amendment C49

The Minister for Planning has approved Amendment C49 to the Bayside Planning Scheme.

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

The Amendment implements the recommendations of the Beaumaris Concourse Structure Plan by introducing a new local policy (Clause 22.11), a new schedule to the Business 1 Zone, and applying a Design and Development Overlay Schedule 7 over the Beaumaris Neighbourhood Activity Centre.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices and libraries of the Bayside City Council, Bayside City Council Corporate Centre, 76 Royal Avenue, Sandringham; Hampton Library, 1D Service Street, Hampton; Brighton Library, 14 Wilson Street, Brighton; Sandringham Library, 2–8 Waltham Street, Sandringham; and Beaumaris Library, 96 Reserve Road, Beaumaris.

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

Planning and Environment Act 1987**COLAC OTWAY PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C17

The Minister for Planning has approved Amendment C17 to the Colac Planning Scheme.

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

The Amendment:

- rezones part of the land at Lots 2 and 3 PS137842, Marriners Lookout Road, Apollo Bay, from Rural Conservation Zone to Residential 1 Zone;

- amends the Schedule to the Rural Conservation Zone to provide for subdivision of the minimum area necessary to create balance lots in the Rural Conservation Zone and to allow that part of the land in the Residential 1 Zone to be subdivided for residential purposes; and
- applies the Development Plan Overlay to the site and introduces a new schedule to the Development Plan Overlay (DPO4) to guide the future development of the site.

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 Colac Otway Shire Council, 2–6 Rae Street, Colac.

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

Planning and Environment Act 1987**COLAC OTWAY PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C55

The Minister for Planning has approved Amendment C55 to the Colac Otway Planning Scheme.

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

The Amendment implements recommendations of Council's Planning Scheme Review project which have been informed by key strategic planning studies undertaken and adopted by Council, including the Colac Structure Plan, Apollo Bay Structure Plan, Rural Land Strategy and Great Ocean Road Region Landscape Assessment, and also State Government planning system reform initiatives to streamline local policies and planning permit requirements.

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

dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Colac Otway Shire Council, 2–6 Rae Street, Colac.

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

Planning and Environment Act 1987

EAST GIPPSLAND PLANNING SCHEME

Notice of Approval of Amendment

Amendment C62

The East Gippsland Shire Council has approved Amendment C62 to the East Gippsland Planning Scheme.

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

The Amendment affects land at 135 Great Alpine Road, Lucknow, as described in Volume 10391 and Folio 776 and it:

- rezones all land currently zoned Rural Living Zone (Schedule 1) to the Residential 1 Zone with a Business 1 Zone component adjacent to the main entrance to the site off the Great Alpine Road;
- updates the Schedule to the Business 1 Zone, relating to the land, to specify maximum combined leasable floor areas for shops, offices and trade supplies; and
- includes all land within a new Schedule 3 to the Development Plan Overlay (DPO3).

The Amendment was approved by the East Gippsland Shire Council on 3 June 2009 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 26 June 2008. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the East Gippsland Shire Council, 273 Main Street, Bairnsdale.

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

Planning and Environment Act 1987

GREATER SHEPPARTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C109

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

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

The Amendment:

- amends Zoning, Floodway Overlay and Land Subject to Inundation Overlay maps applying to various properties at Mooroopna and Tatura to remove dual zonings or following review of flood risk;
- amends the Heritage Overlay (HO79) to show the correct location of the Old Court House in Shepparton;
- amends Schedule 5 to Clause 43.04 (Development Plan Overlay) to require an assessment of any proposed development at the Freight Logistics Centre against the various plans; and
- amends the Schedule to the Clause 52.01 to include a requirement for public open space for subdivisions in the Township Zone.

The Amendment was approved by the Greater Shepparton City Council on 27 May 2009 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 27 November 2008. The authorisation has not been withdrawn.

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

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

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C96

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

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

The Amendment:

- rezones land at 1–9, 11–13, 15, 17 Balcombe Road, Mentone, from a Business 3 Zone to a Mixed Use Zone and applies the Environmental Audit Overlay to the land;
- rezones land at 33 Childers Street and 35 Childers Street, Mentone, from a Residential 1 Zone to a Mixed Use Zone; and
- modifies the Schedule to the Mixed Use Zone at Clause 32.04 of the Planning Scheme.

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 Kingston City Council, Level 1, 1230 Nepean Highway, Cheltenham.

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

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C98

The Minister for Planning has approved Amendment C98 to the Kingston Planning Scheme.

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

The Amendment rezones part of 1228 Nepean Highway, Cheltenham, from a Business 3 Zone to a Business 1 Zone and applies an Environmental Audit Overlay over the entire site.

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 Kingston City Council, Level 1, 1230 Nepean Highway, Cheltenham.

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

Planning and Environment Act 1987

LATROBE CITY PLANNING SCHEME

Notice of Approval of Amendment

Amendment C63

The Latrobe City Council has approved Amendment C63 to the Latrobe City Planning Scheme.

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

The Amendment will rezone the land from Public Park and Recreation Zone to Residential 1 Zone to reflect the private ownership of the land. This will enable the owner, the Morwell Bowls Club, to redevelop the site.

The Amendment was approved by the Latrobe City Council on 25 May 2009 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 19 December 2008. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Latrobe City Council 141 Commercial Road, Morwell 3840.

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

Planning and Environment Act 1987

MACEDON RANGES PLANNING SCHEME

Notice of Approval of Amendment

Amendment C56

The Macedon Ranges Shire Council has approved Amendment C56 to the Macedon Ranges Planning Scheme.

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

The changes to the scheme are:

- introduces two new schedules into the Design and Development Overlay (DDO14 and DD015);
- applies the Design and Development Overlay to the land in the vicinity of the Emergency Medical Service helipad at Kyneton District Health Service; and
- includes the Department of Human Services as a referral authority under the provisions of the two new schedules to the DDO in the Schedule to Clause 66.04.

The Amendment was approved by the Macedon Ranges Shire Council on 3 April 2009 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 3 April 2007. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Macedon Ranges Shire Council, 40 Robertson Street, Gisborne.

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

Planning and Environment Act 1987

MORELAND PLANNING SCHEME

Notice of Approval of Amendment

Amendment C93

The Minister for Planning has approved Amendment C93 to the Moreland Planning Scheme.

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

The Amendment:

- introduces a Local Heritage Policy at Clause 22.13 in the Local Planning Policy Framework section of the Moreland Planning Scheme;
- amends Clause 21.05–4 (Heritage) in the Municipal Strategic Statement to reflect the introduction of the Local Heritage Policy; and
- amends Clause 22.07 (Advertising Signs) to include additional policy statements and performance criteria for signs in heritage places.

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 Moreland City Council, 90 Bell Street, Coburg 3058.

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

Planning and Environment Act 1987

COLAC OTWAY PLANNING SCHEME

Notice of Lapsing of Amendment

Amendment C29

The Minister for Planning has refused to approve Amendment C29 to the Colac Otway Planning Scheme.

The Amendment proposed to:

- amend clause 21.04–10 of the Municipal Strategic Statement to provide a strategic framework for the future use and development of the land for an integrated recreation and residential development and to replace the Apollo Bay Local Structure Plan;
- rezone the land from Rural Conservation Zone and Public Park and Recreation Zone to Comprehensive Development Zone and incorporate a Comprehensive Development Plan;

- apply an Environmental Significance Overlay to manage the impact of acid sulphate soils on infrastructure;
- schedule permitted works within a Public Conservation and Resource Zone to enable future revegetation and access for works along land adjoining the Barham River flats;
- schedule exclusions to the provisions of the Land Subject to Inundation Overlay so that no permit is needed for dwellings built 600 mm above the 1 in 100 year flood level and which have flood free access;
- schedule exclusions for the removal of native vegetation if they are in accordance with an approved Environmental Management Plan; and
- remove the Erosion Management Overlay from the Great Ocean Green Development Area.

The Amendment lapsed on 10 June 2009.

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

ORDERS IN COUNCIL

Prevention of Cruelty to Animals Act 1986

**MAKING OF THE CODE OF PRACTICE FOR THE RESPONSIBLE BREEDING OF
ANIMALS WITH HERITABLE DEFECTS THAT CAUSE DISEASE**

The Governor in Council under section 7(1) of the **Prevention of Cruelty to Animals Act 1986** makes the attached Code of Practice for the Responsible Breeding of Animals with Heritable Defects that Cause Disease.

This Order takes effect on the date of its publication in the Government Gazette.

Dated 18 February 2009

Responsible Minister:

JOE HELPER

Minister for Agriculture

RYAN HEATH
Clerk of the Executive Council

PREVENTION OF CRUELTY TO ANIMALS ACT 1986

**CODE OF PRACTICE FOR THE
RESPONSIBLE BREEDING OF ANIMALS WITH
HERITABLE DEFECTS THAT CAUSE DISEASE**

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PREFACE

The **Prevention of Cruelty to Animals Act 1986** ('the Act') came into force on 20 May 1986 and is administered by the Department of Primary Industries (DPI). It has the purpose of protecting animals, encouraging the considerate treatment of animals and improving the level of community awareness about the prevention of cruelty to animals.

This Code of Practice for the Responsible breeding of Animals with Heritable Defects that cause Disease is made under Section 7 of the Act. It was developed by the Bureau of Animal Welfare DPI in consultation with a working group comprised of persons who have knowledge and expertise in animal welfare, veterinary science, the commercial use and breeding of animals and the testing, diagnosis and control of heritable diseases in animals and major stakeholders.

1. LEGAL REQUIREMENTS

The **Prevention of Cruelty to Animals Act 1986** sets out offences for intentionally or recklessly breeding an animal with a heritable defect that causes disease as listed in the Schedule ('the Schedule') of the Act.

It is a cruelty offence to permit an animal to suffer from a heritable disease.

The code requires that animals with disease caused by a heritable defect must not be disposed of to another person without advice of the animal's heritable defect status.

The advice provided by the breeder must include:—

1. Permanent identification details e.g. number of microchip implant, brand or ear tag or tattoo, depending on the accepted method of permanent identification for the species of animal; and
2. Veterinary certificate with details of the diagnosis linked to that permanent identification.

2. PURPOSE OF THE CODE

The purpose of the Code is to set standards for the prevention and spread of heritable defects and the expression of disease caused by them.

The Code aims to educate animal breeders how to best minimize or avoid the development of heritable disease in progeny caused by inappropriate selection and mating of animals with heritable (genetic) defects. It also outlines breeding practices that will assist the reduction of the prevalence of the heritable defect in the animal population.

The standards set by the Code should be practiced by owners and custodians of animals used for breeding that are affected by any heritable defect that causes disease and must be observed for breeding of animals with heritable (genetic) defects causing the diseases listed the Schedule of the Act.

A person breeding animals in a program that conforms at least to the principles in this code is not considered to be breeding animals recklessly or intentionally as defined as an offence in section 15C(1) of the **Prevention of Cruelty to Animals Act 1986**.

3. DEFINITIONS

ACES: AVA–ANKC Australian Canine Eye Scheme, a national certification system conducted by registered veterinary eye specialists to internationally recognised standards.

ANKC: Australian National Kennel Council.

Approved Organisation: for any species this is an organisation approved by reference in this Code of Practice in Section 8. Only this organisation may approve breeding programs for that species.

Approved Breeding Program: program developed in consultation with veterinary specialists, geneticists and organisations breeding the species, with support given by their respective professional bodies and associations of members. While the program must meet the standards of this code, there is no constraint on developing a higher standard of breeding management to reduce the prevalence of defective genes and heritable disease in the breeding population.

Approved collection officers: breed association designated collection officers nominated and approved to collect samples for testing at shows or specific testing days or a veterinary practitioner.

AVA: Australian Veterinary Association.

Veterinary practitioner: means a registered veterinary practitioner.

Affected: refers to the homozygous affected state, where the animal in question is abnormal in both phenotype and genotype and is diseased.

Clear: refers to the homozygous unaffected state, where the animal in question is normal in both phenotype and genotype. This can be proven by testing or evidence that both parents are Clear.

Collie Eye Anomaly: a complex of potentially blinding congenital eye defects, of which choroidal hypoplasia is the simplest and least threatening to vision.

Carrier: (or Normal) refers to the heterozygous unaffected state, where the animal in question is normal in phenotype but abnormal in genotype. For simple autosomal recessive conditions the animal is not diseased. With simple autosomal dominant conditions the Carrier state is diseased.

Desexing: means a scientifically accepted method that permanently prevents reproduction in the species e.g., surgical ovariectomy or castration, fallopian tube ablation or vasectomy. An exception for large animals such as livestock might be achieved by distinctively and permanently identifying the animals and preventing breeding of them with appropriate barriers endorsed by the approved breeding program.

Dominant: a genetic disease that appears when the progeny has received one copy of the defective gene, from either parent.

Heterozygous: possessing two different forms of a particular gene, one inherited from each parent.

Homozygous: possessing two identical forms of a particular gene, one inherited from each parent.

Intentional breeding: is breeding of animals done or made or performed with purpose and intent.

Recessive: a genetic disease that only appears when the progeny has received two copies of the defective gene, one from each parent.

Reckless breeding: is highly unreasonable conduct that is an extreme departure from ordinary care outlined in this code.

Test: is the recommended method of diagnosing the carrier or affected status of an animal. It may include DNA tests or other tests or physical examinations recommended by veterinary practitioners and scientists. Some conditions may require additional examinations as required by an approved breeding program e.g. CEA in some dog breeding programs may require an ACES Panellist examination before eight weeks of age. Such programs may require that only approved collection officers collect samples for testing in order to ensure high standards of identification of animals and record keeping. Test results must be recorded and kept by the breeder in a manner that permanently identifies the result to the animal tested.

Unknown: refers to an animal of a breed or cross-breed that is known to be at risk from the condition and the animal has not been tested for it. There is reason to suspect the animal for the condition due to a diagnosis in the progeny or parents. Such animals must be tested before use in a breeding program.

4. HERITABLE DISEASE GROUPS AND PERMITTED BREEDING PRACTICES

Breeding programs must consider the effects and ethics of high risk mating combinations that may, based on the principles of genetic inheritance, in theory produce animals with heritable disease. Where such heritable disease has potential to cause severe welfare issues for affected progeny such breeding programs must be justifiable. Affected progeny must be assessed and humanely destroyed if they suffer. Such animals must not be used for breeding.

Heritable diseases may be grouped by the manner in which they are inherited:

- 4.1 Dominant diseases** only require one defective gene to be present for the disease to be caused i.e. both the heterozygous and homozygous states for the defective gene each develop the disease. This also includes dominant conditions that can only show partially or are some conditions that only show in a particular sex. For example:
- Cats
 - Polycystic Kidney Disease.
 - Folded ears associated with osteochondrodystrophy (e.g. Scottish Folds).
 - Aplasia or hypoplasia of long bones (e.g. Munchkin cats or Twisty Cats).
 - Dogs
 - Progressive Retinal Atrophy (in those breeds where dominant inheritance has been scientifically established).
 - Hereditary cataract (in those breeds where dominant inheritance has been scientifically established).
- 4.2 Simple recessive diseases that result in severe signs of disease** in the homozygous state for the defective gene. For example:
- Dogs
 - Neuronal Ceroid Lipofuscinosis.
 - Von Willebrand's Disease type 3.
- 4.3 Simple recessive diseases that may take years to develop signs of the disease** in the homozygous state for the defective gene. For example:
- Dogs
 - Progressive Retinal Atrophy (in those breeds affected by the prcd form, also rcd 1,2,3).
 - Hereditary Cataract (in breeds where a simple recessive mode has been scientifically established).
- 4.4 Simple recessive diseases that are sex linked or show weak penetrance and limited expression of the disease** resulting in only a few affected individuals. While the following diseases are not listed in the Schedule of the Act some examples of this grouping are Haemophilia A, X-linked PRA type 1, X-linked PRA type 2 (described in crossbred dogs) and goniodysgenesis as an established risk factor for canine glaucoma.
- 4.5 Simple recessive diseases that are also dependant on over-riding or modifying genetic effects** for full expression, before they pose a threat as a debilitating condition. This includes conditions where the vast majority of genetically affected individuals fail to exhibit the full range of clinical signs unless modifying factors are present – factors that directly influence the degree to which the disease is ultimately expressed. For example:
- Dogs
 - Collie Eye Anomaly.
 - Von Willebrand's Disease type 1 and 2.
- 4.6 Polygenic disease** – where more than one gene is involved and environmental effects can add to the severity of the condition. While the following diseases are not listed in the Schedule of the Act they are examples of diseases in this grouping that have widely divergent signs – canine hip dysplasia and elbow dysplasia. These are also conditions where simple and/or effective DNA tests are unlikely to be developed.
- 4.7 Recognised inherited diseases** that produce significant potential health risks in small numbers of affected individuals, but where there is no advance warning mechanism offered through the early onset of signs or the availability of a reliable genetic test, to be able to predict the development of debilitating disease in later life. For example:
- Dogs
 - Hereditary Cataract (where late onset is characteristic of the condition).

5. HERITABLE DEFECT BREEDING STANDARDS

5.1 Heritable disease caused by a simple **dominant** defective gene

'Carrier' (is affected) = heterozygote (i.e. 1 clear gene and 1 defective gene), displays degrees of disease.

Affected = homozygous for heritable defect genes (i.e. 2 defective genes) displays severe form of disease.

Clear = homozygous for clear genes (i.e. 2 clear genes) and is free of the disease.

The breeding of animals with the following diseases caused by a heritable defect must be conducted in accordance with the Code.

- Cats
 - Polycystic Kidney Disease.
 - Folded ears associated with osteochondrodystrophy.
 - Aplasia or hypoplasia of long bones.
- Dogs
 - Progressive Retinal Atrophy (In those breeds where dominant inheritance has been scientifically established).
 - Hereditary cataract (in those breeds where dominant inheritance has been scientifically established).

Animals with a heritable disease of this type that causes suffering and disability in the animal must not be used for breeding. Where the carrier state will produce lethal outcomes in the progeny they must not be used for breeding.

In the following table breeding of animals with the heritable disease may be permitted but only under the specified conditions and only if approved by a veterinary practitioner as suitable for breeding.

Parent combination	Theoretical status of progeny	Heritable disease requirements
Clear x Clear	100% Clear	No restriction
Clear x Carrier	** 50% Clear 50% Carrier (that may be diseased to some degree)	<ol style="list-style-type: none"> 1. Progeny must be tested for the heritable defect**. 2. The severity of the disease in the Carrier progeny must be assessed by a veterinary practitioner and the animal managed in accordance with the instructions of a veterinary practitioner. 3. A diseased (Carrier) animal must not be disposed of to another person without advice of the animals heritable disease status. 4. A diseased (Carrier) animal must be de-sexed unless they are to be used in an approved breeding program, must not be permitted by their owner to suffer from their condition and must be under the supervision and monitoring of a veterinary practitioner.

Carrier x Carrier	** 25% Clear 50% Carrier (diseased to some degree) 25% Affected (usually seriously diseased)	<ol style="list-style-type: none"> 1. Breeding prohibited unless as part of an approved breeding program. 2. All progeny must be tested for the heritable disease. ** 3. The severity of the disease in Affected & Carrier progeny must be assessed by a veterinary practitioner and the animal managed in accordance with the instructions of a veterinary practitioner. 4. A diseased (Carrier and Affected) animal must not be disposed of to another person without advice of the animal's heritable disease status. 5. Diseased (Carrier and Affected) animals must be de-sexed unless they are to be used in an approved breeding program, must not be permitted by their owner to suffer from their condition and must be under the supervision and monitoring of a veterinary practitioner.
Affected x Clear	100% Carrier (will have a degree of the disease)	<ol style="list-style-type: none"> 1. Breeding prohibited unless as part of an approved breeding program and only with the purpose of establishing sufficient breeding stock for the breeding program to develop Clear animals. 2. The severity of the disease in progeny must be assessed by a veterinary practitioner and the animal managed in accordance with the instructions of a veterinary practitioner. 3. A diseased (Carrier and Affected) animals must not be disposed of to another person without advice of the animals' heritable disease status. 4. Diseased (Carrier and Affected) animals must be de-sexed unless to be used in an approved breeding program, must not be permitted by their owner to suffer from their condition and must be under the supervision and monitoring of a veterinary practitioner.
Affected x Carrier and Affected by Affected	50% Carrier, 50% Affected (all will be diseased to some degree or be seriously diseased) 100% Affected (usually seriously diseased)	<ol style="list-style-type: none"> 1. Breeding prohibited. 2. Use of this combination is an offence under the Act.

**Testing is required as in practice the unpredictable nature of the process of gene inheritance in these combinations may cause variation in the actual % outcomes per generation. As carriers may express varying degrees of the heritable disease they must be tested, assessed and monitored by a veterinary practitioner experienced with the disease to determine the impact on the animal.

5.2 Heritable disease caused by a simple recessive defective gene resulting in severe disease

Carrier = heterozygote (i.e. 1 clear gene and 1 defective gene) and does not exhibit the disease.

Affected = homozygous for heritable defect genes (i.e. 2 defective genes) and is affected by the disease.

Clear = homozygous for clear genes (i.e. 2 clear genes) and is free of the disease.

The breeding of animals with the following diseases caused by a heritable defect must be conducted in accordance with the Code.

- Dogs
 - Neuronal Ceroid Lipofuscinosis (CL).
 - Von Willebrand's disease Type 3.

Parent breeding combinations of animals with a heritable defect of this type that result in a disease that causes suffering and disability in progeny must not be used outside of an approved breeding program and only where the approved organisation believes it to be justifiable in the short term to establish breeding stock that are Clear.

Parent combination	Theoretical status of progeny	Heritable disease requirements
Clear x Clear	100% Clear	No restriction
Carrier x Clear	** 50% Clear 50% Carrier (not diseased)	<ol style="list-style-type: none"> 1. Progeny to be used for breeding purposes must be tested for the heritable defect**. 2. Progeny should all be tested for the heritable defect. 3. Carrier animals must be desexed if not to be used for breeding purposes.
Carrier x Carrier	** 25% Clear 50% Carrier 25% Affected (diseased)	<ol style="list-style-type: none"> 1. Breeding not recommended. Must only occur as part of an approved breeding program. 2. All progeny must be tested for the heritable defect**. 3. Diseased (Affected) and Carrier progeny must not be disposed of to another person without advice of the animal's heritable defect status. 4. Diseased (Affected) and Carrier animals must be de-sexed if not to be used for breeding purposes. 5. Diseased animals must not be permitted by their owner to suffer from their condition and must be under the supervision and monitoring of a veterinary practitioner.

Affected x Clear	100% Carrier	<ol style="list-style-type: none"> 1. Breeding not recommended. Must only occur as part of an approved breeding program and only with the purpose of establishing sufficient breeding stock for the breeding program to develop Clear animals. 2. Progeny must not be disposed of to another person without advice of the animal's heritable defect status. 3. Carrier animals must be de-sexed unless to be used in an approved breeding program.
Affected x Carrier	50% Carrier 50% Affected (diseased)	<ol style="list-style-type: none"> 1. Breeding prohibited. 2. Intentional or reckless use of this combination is an offence under the Act.
Affected x Affected	100% Affected (diseased)	

**Testing is required as in practice the unpredictable nature of the process of gene inheritance in these combinations may cause variation in the actual % outcomes per generation.

5.3 Heritable disease caused by simple recessive gene that may take years to develop symptoms of the disease

All progeny will initially appear to be unaffected by the disease. Depending on the severity of the disease and time of onset the breeding program the animal may be bred before it is known they carry the heritable defect.

- Dogs
 - Progressive Retinal Atrophy (where affected by the *percd* form, also *rcd* 1,2,3).
 - Hereditary Cataract (where a simple recessive mode has been scientifically established).

Parent combination	Theoretical status of progeny	Heritable disease requirements
Clear x Clear	100% Clear	No restriction
Clear x Carrier	50% Clear 50% Carrier	<ol style="list-style-type: none"> 1. Progeny to be used for breeding purposes should be tested for the heritable defect**. 2. All progeny should be tested for the heritable defect. 3. Carrier animals should be de-sexed if not to be used for breeding purposes.

Carrier x Carrier	** 25% Clear 50% Carrier 25% Affected (may develop disease)	<ol style="list-style-type: none"> 1. Breeding not recommended. Must only occur as part of an approved breeding program. 2. All progeny must be tested for the heritable defect. 3. A diseased (Affected) animal must not be disposed of to another person without advice of the animal's heritable defect status. 4. Affected progeny (or any juvenile offspring confirmed as 'Affected' on test) should be de-sexed unless they are to be used in an approved breeding program, must not be permitted by their owner to suffer from their condition if it develops and should be under the supervision, advice and monitoring of a veterinary practitioner.
Affected x Clear	100% Carrier	<ol style="list-style-type: none"> 1. Breeding not recommended. Should only occur as part of an approved breeding program and only with the purpose of establishing sufficient breeding stock for the breeding program to develop Clear animals. 2. Progeny must not be disposed of to another person without advice of the animal's heritable defect status. 3. Carrier animals should be de-sexed unless to be used in an approved breeding program.
Affected x Carrier and Affected x Affected	50% Carrier 50% Affected (may develop the disease) 100% Affected (may develop the disease)	<ol style="list-style-type: none"> 1. Breeding prohibited. 2. Intentional or reckless use of this combination is an offence under the Act. 3. Under exceptional circumstances the Affected x Carrier combination may occur as part of an approved breeding program but only with the purpose of establishing sufficient breeding stock for the breeding program to develop Clear animals. Progeny must not be disposed of to another person without advice of the animal's heritable defect status.

**Testing is required as in practice the unpredictable nature of the process of gene inheritance in these combinations may cause the actual % outcomes per generation to vary from the theoretical outcomes.

5.4 Heritable disease caused by simple recessive genes that are sex linked (or show weak penetrance or limited expression resulting in only a few affected individuals).

See section 4.4. Advice from a veterinary practitioner and approved organisation should be sought before considering a breeding program.

5.5 Heritable disease caused by a simple recessive defective gene that is dependant on over-riding or modifying genetic effects for full expression of disease.

This includes conditions where the vast majority of genetically affected individuals do not exhibit the full range of clinical signs of the disease unless modifying factors are present i.e. factors that directly influence the degree to which the disease is ultimately expressed. All progeny may initially appear to be unaffected by the disease.

- Dogs
Collie Eye Anomaly.
Von Willebrand's Disease type 1 and 2.

Parent combination	Theoretical status of progeny	Heritable disease requirements
Clear x Clear	100% Clear	No restriction.
Clear x Carrier	50% Clear 50% Carrier	<ol style="list-style-type: none"> 1. Progeny to be used for breeding purposes must be tested for the heritable defect. 2. All progeny should be tested for the heritable defect. 3. Carrier animals should be de-sexed if not to be used for breeding purposes.
Carrier x Carrier	** 25% Clear 50% Carrier 25% Affected (may develop disease)	<ol style="list-style-type: none"> 1. Not recommended. Should only occur as part of an approved breeding program. 2. All progeny should be tested for the heritable defect. 3. Affected (may develop disease) animals must not be disposed of to another person without advice of the animal's heritable defect status. 4. Carrier animals should be de-sexed if not to be used for breeding. 5. Affected (may develop disease) should be de-sexed if not to be used for breeding, must not be permitted to suffer from their condition by their owner if it develops and must be under the supervision, advice and monitoring of a veterinary practitioner if it does.
Affected x Clear	100% Carrier	<ol style="list-style-type: none"> 1. Must only occur as part of an approved breeding program. 2. Carrier animals should be de-sexed if not to be used in a breeding program.
Affected x Carrier	50% Carrier 50% Affected (may develop disease)	<ol style="list-style-type: none"> 1. Prohibited (see exception). 2. Intentional or reckless use of this combination outside of an approved breeding program is an offence under the Act.
Affected x Affected	100% Affected (may develop disease)	<ol style="list-style-type: none"> 3. The Affected x Carrier combination may occur but only as part of an approved breeding program and only with the purpose of establishing sufficient breeding stock for the breeding program to develop Clear animals. Affected progeny must not be disposed of to another person without advice of the animal's heritable defect status.

**Testing is required as in practice the unpredictable nature of the process of gene inheritance in these combinations may cause variation in the actual % outcomes per generation.

5.6 Polygenic based heritable diseases

See Sec 3.6.

Generally, where these conditions affect large numbers of the breed, broad-based surveillance and assessment schemes have been developed. The worst affected individuals should be removed from the breeding population before they reach maturity. Development of reliable statistical results such as sire's statistics can further help breeds lower the incidence and severity of the disease. These control schemes have been shown to work over the longer term, by raising the standard.

5.7 Recognised Inherited Diseases that produce significant health risks in small numbers of affected individuals, where there is no advance warning mechanism offered through the early onset of signs or the availability of a reliable genetic test. Some of these diseases are recognised as 'breed predilections', i.e. a higher than normal incidence may be observed within that breed. Many of these conditions appear unpredictably in the older animal, with no apparent inheritance pattern.

It may be impossible to establish whether or not a debilitating condition that arises at mature age is controlled by inherited factors at all, and is therefore able to be predicted, selected against or detected in advance by an established genetic test.

General awareness of a possible breed predilection is the best protection that can be issued against these conditions in the longer term. Purchasers of animals likely to develop the disease should consider this when making their selection of an animal to keep or breed.

- Dogs

Hereditary Cataract (where late onset is characteristic of the condition).

6 APPROVED BREEDING PROGRAMS AND APPROVED ORGANISATIONS**6.1** Approved breeding programs must be reviewed every 3 years by the approved organisation to evaluate progress in reducing the prevalence of the heritable defect and the disease it causes and to ensure that there is compliance by its members with this Code.**6.2** A breeder must be a member of an approved organisation to undertake its approved breeding program.**6.3** Organisations should aspire to develop breeding programs that reduce the prevalence of the heritable defect in their breeding stock.**6.4** Approved Organisations.

Species	Approved organisation
Cats and dogs	An 'applicable organisation' approved by the Minister for Agriculture in accordance with the Domestic (Feral and Nuisance) Animals Act 1994 .
Other species	A recognized professional body or association of breeders of the species.

7 PROCESS FOR AMENDING THE HERITABLE DEFECTS SCHEDULE OF THE PREVENTION OF CRUELTY TO ANIMALS ACT

Recommendations to amend the Schedule may be made by approved organisations to the Minister. Submissions should provide evidence of consultation with veterinary specialists, geneticists and the approved organisation with support given by their respective professional bodies and associations of members.

Diseases to be listed should:—

- i. Be established, well-researched inherited diseases or defects known to be present in a local breed population (or likely to be imported from overseas); and

- ii. Have sufficient researched information to allow the condition to be correctly diagnosed and categorized.

In making a recommendation to the Minister the following information must be provided:–

- i. The severity of the disease;
- ii. The mode of inheritance (dominant, simple recessive etc);
- iii. The proportion of ‘affected’; ‘carrier’; and ‘clear’ individuals within the breed;
- iv. The number of diseases being simultaneously tested/screened within a breed;
- v. Ease of access to a range of reliable and repeatable screening methods;
- vi. There should be a reliable test to diagnose the disease that is considered cost effective by the approved breeding program; and
- vii. Summary of consultation comments with breeders, veterinary specialists, geneticists and members of the approved organisation affected by the proposed amendment.

Where the number of affected individuals is very low, few affected animals will be bred from nor are needed in the gene pool for the breed. They should be prevented from breeding. When the percentage of affected and carriers is high, more time will be needed to manage the risk of producing affected individuals, so that other pressures present in any ‘closed’ population do not force the emergence of hitherto hidden diseases, as a result of disproportionate restrictions to the existing gene pool.

The more diseases being tested for or screened, the slower the overall progress will be in a breeding program. Some individuals may be shown to be genetically clear for one or two conditions under test, yet be affected by a third, perhaps milder condition.

Financial Management Act 1994

BRING FORWARD APPROPRIATION UNDER SECTION 28(1)

Order in Council

The Governor in Council under section 28(1) of the **Financial Management Act 1994** approves the allocation of \$24.772 million to the Department of the Sustainability and Environment in addition to amounts appropriated for the purposes of that Department, under Provision of Outputs, in the **Appropriation (2008–2009) Act 2008**.

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

Dated 17 June 2009

Responsible Minister:

JOHN LENDERS MP

Treasurer

TOBY HALLIGAN
Clerk of the Executive Council

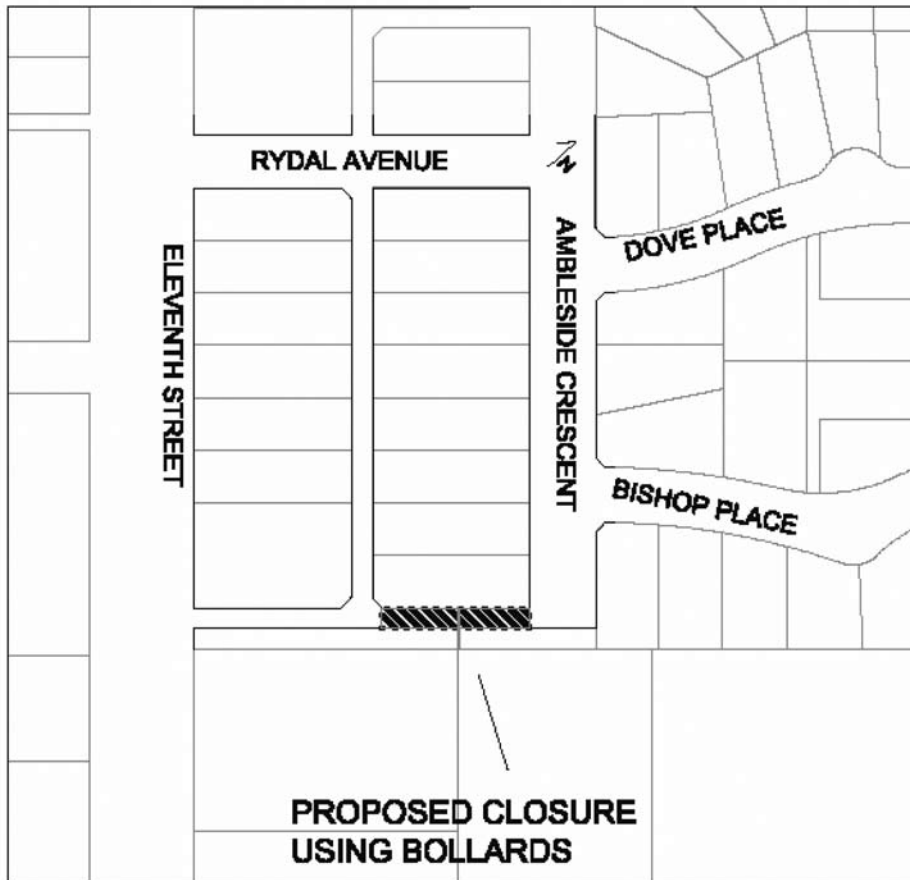
LATE NOTICES



Mildura Rural City Council

Mildura Rural City Council Road Discontinuance

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



CHERYL WOOD
Acting Chief Executive Officer
Mildura Rural City Council

**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:

65. *Statutory Rule:* Crimes
(Extra-Territorial
Offences)
Regulations 2009
Authorising Act: Crimes Act 1958
Date first obtainable: 18 June 2009
Code A
66. *Statutory Rule:* Sentencing
Amendment
Regulations 2009
Authorising Act: Sentencing
Act 1991
Date first obtainable: 18 June 2009
Code A
67. *Statutory Rule:* Country Fire
Authority
Amendment
Regulations 2009
Authorising Act: Country Fire
Authority Act 1958
Date first obtainable: 18 June 2009
Code A

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