



Victoria Government Gazette

By Authority of Victorian Government Printer

No. G 50 Thursday 16 December 2010

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GENERAL

TABLE OF PROVISIONS

Private Advertisements		Sales by the Sheriff	
Dissolution of Partnership		Zoi Papadopoulos and	
Seelwood Pty Ltd and Morsand Pty Ltd	3061	Pangiota Papadopoulos	3064
Estates of Deceased Persons		John Adicho	3065
Basile & Co. Pty Ltd	3061	Milic Milenkovic	3065
Beckwith Cleverdon Rees	3061	Government and Outer Budget Sector	
C. J. Southall	3061		3066
De Marco Lawyers	3061		
Donaldson Trumble	3061		
Hall & Wilcox	3062		
Harris & Chambers Lawyers	3062		
Hunt & Hunt	3062		
Kirby & Co.	3062		
Moore's Legal	3062		
Ms M. G. S. Davies	3063		
Orr & Associates Lawyers Pty Ltd	3063		
Pearce Webster Dugdales	3063		
Peter A. Lunn & Co.	3063		
Ralph James Smith	3063		
Roberts Beckwith Partners	3063		
Slater & Gordon	3064		
Taits Legal	3064		
Verna A. Cook	3064		
Wills & Probate Victoria	3064		
Wilsons Lawyers	3064		
Wisewoulds Mahony Lawyers	3064		

Advertisers Please Note

As from 16 December 2010

The last Special Gazette was No. 493 dated 15 December 2010.

The last Periodical Gazette was No. 1 dated 9 June 2010.

How To Submit Copy

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

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

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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
CHRISTMAS PERIOD 2010**

PLEASE NOTE:

The final Victoria Government Gazette (General) for 2010 (G52/10) will be published on
Thursday 30 December 2010.

Copy deadlines:

Private Advertisements	9.30 am on Friday 24 December 2010
Government and Outer Budget Sector Agencies Notices	9.30 am on Friday 24 December 2010

Office Hours:

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

Where urgent gazettal is required after hours, arrangements should be made with the Government Gazette Officer on 0419 327 321.

JENNY NOAKES
Government Gazette Officer

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
NEW YEAR WEEK 2011**

Please Note:

The Victoria Government Gazette (General) for New Year week (G1/11) will be published on **Thursday 6 January 2011.**

Copy deadlines:

Private Advertisements	9.30 am on Friday 31 December 2010
Government and Outer Budget Sector Agencies Notices	9.30 am on Tuesday 4 January 2011

Office Hours:

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

Where urgent gazettal is required after hours, arrangements should be made with the Government Gazette Officer on 0419 327 321.

JENNY NOAKES
Government Gazette Officer

VICTORIA GOVERNMENT GAZETTE

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JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS**DISSOLUTION OF PARTNERSHIP**

Notice is given that the partnership between Seelwood Pty Ltd (atf the Townsend Family Trust) and Morsand Pty Ltd (atf the Cuddy Family Trust) has been dissolved with effect from 4 November 2010.

Re: Estate JOHN WILLIAM MUIR, deceased.

In the estate of JOHN WILLIAM MUIR, of 12 Wedgewood Road, Roxburgh Park, in the State of Victoria, retired, deceased.

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

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

Re: Estate ROBERT FRANCIS O'FLAHERTY, deceased.

In the estate of ROBERT FRANCIS O'FLAHERTY, of 74 Forest Street, Koondrook, in the State of Victoria, retired, deceased.

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

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

KENNETH ROBERT McWHA, late of 26 Herbert Street, Parkdale, in the State of Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 18 August 2010, are required to send particulars thereof to the executor, care of the undermentioned solicitors, on or before 18 February 2011, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Re: Estate of LESLIE CHARLES LOCK, deceased.

Creditors, next-of-kin and other persons having claims against the estate of LESLIE CHARLES LOCK, late of 68 Wattle Grove, Mulgrave, in the State of Victoria, retired council employee, deceased, who died on 21 September 2010, are required to send particulars of their claims to the executor, Rosemary Tanner, care of the undermentioned solicitors, by 28 March 2011, after which date the executor will distribute the assets, having regard only for the claims of which she then has had notice.

C. J. SOUTHALL, solicitor,
191 Greville Street, Prahran 3181.

Re: WINIFRED JESSIE REEVE, late of Hazeldean Nursing Home, 211 Osborne Street, Williamstown, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 September 2010, are required by the trustee, Joseph De Marco, to send particulars to the trustee, care of the undermentioned solicitors, within sixty days from the publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

ELIZABETH ANNE CORDNER, late of 'Ashmead', 43 Grimshaw Street, Greensborough, Victoria, widow, deceased.

Take notice that creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 December 2009, are required by the executors and trustees, Edward Baillieu Cordner and Margaret Anne Gillett (in the Will called Margaret Anne Cordner), both care of Donaldson Trumble Lawyers, Level 3, 84 William Street, Melbourne, to send particulars to them by 16 February 2011, after which date the executors and trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

DONALDSON TRUMBLE, lawyers,
Level 3, 84 William Street, Melbourne 3000.

Re: ALAN SMITH, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 August 2010, are required by the trustee, Rodger Kenneth Lenne, to send particulars to the trustee, care of his undermentioned solicitors, by 15 February 2011, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

HALL & WILCOX, solicitor,
Level 30, 600 Bourke Street, Melbourne 3000.

ALOYSIOUS JOHANNES MARTINUS DE VOIGT, late of 36 Avenne Street, Cranbourne, Melbourne Water employee, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 August 2010, are required by the trustee, care of Harris & Chambers Lawyers, of 4/250 Charman Road, Cheltenham 3192, to send particulars to them by 17 February 2011, 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.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased (who died on 24 June 2010) are required by Equity Trustees Limited of Level 2, 575 Bourke Street, Melbourne, the executor of the estate of the deceased, to send particulars of their claims to it, care of the undermentioned solicitor, by 14 February 2011, after which date the executor may convey or distribute the assets, having regard only to the claims of which it then has notice.

HUNT & HUNT,
Level 26, 385 Bourke Street, Melbourne,
Victoria 3000.
Ref. JMCL:9534350

CONSTANCE WEINGARTNER, late of 27 Shierlaw Avenue, Canterbury, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 April 2010, are required by Bruce John Legg, the executor of the Will of the deceased, to send particulars of their claims to him, care of the undermentioned solicitor, by 28 February 2011, after which date he will convey or distribute the assets, having regard only to the claims of which he has notice.

KIRBY & CO., solicitors,
Level 4, 488 Bourke Street, Melbourne 3000.

PHYLLIS JOY BROADWAY, late of 18–30 Richardson Street, Albert Park, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 June 2010, are required by Andrew Sydney Clifford Broadway and Suzanne Nichole Wilson, the executors of the Will of the deceased, to send particulars of their claims to them, care of the undermentioned solicitor, by 28 February 2011, after which date they will convey or distribute the assets, having regard only to the claims of which they then have notice.

KIRBY & CO., solicitors,
Level 4, 488 Bourke Street, Melbourne 3000.

Trustee Act 1958

SECTION 33 NOTICE

Notice to Claimants

MARY ISABEL ROBINSON, late of Hedley Sutton Community, 19 Canterbury Road, Camberwell, Victoria, widow, deceased.

Re: MAAIKE VAN HOORN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 July 2010, are required by the trustee, Equity Trustees Limited of Level 2, 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee by 28 February 2011,

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

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

HERMAN NICOLAAS FOLKERS, late of 67 Shoobra Road, Elsternwick, solicitor, deceased.

Creditors, next-of-kin and others having such claim in respect of the estate of the deceased, who died at Richmond on 14 December 2008, are required to send particulars of their claim to the legal personal representative, care of the undermentioned solicitor, by 14 February 2011, after which date the legal personal representative may convey or distribute the assets, having regard only to the claims on which she then has notice.

MS M. G. S. DAVIES, solicitor,
53 Murray Street, Elsternwick 3185.

Re: SALLY MAY BOTT, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 July 2010, are required by the trustee, Equity Trustees Limited, ABN 46 004 031 298, of 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustees by 1 March 2011, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

ORR & ASSOCIATES LAWYERS PTY LTD,
solicitors,
Suite 1, 84 Mt Eliza Way, Mt Eliza 3930.

Re: EDNA MAUDE LAWS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 July 2010, are required by the trustee, Andrew Peter Webster, to send particulars to him, care of the undermentioned solicitors, by 24 February 2011, after which date he may convey or distribute the assets, having regard only to the claims of which he then has notice.

PEARCE WEBSTER DUGDALES, solicitors,
4th Floor, 379 Collins Street, Melbourne 3000.

Creditors, next-of-kin and others having claims in respect of the estate of HENDRIK JOZEF MATHIEU HERBERIGS, late of Unit 15, 35 Olive Road, Eumemmerring, Victoria, gentleman, deceased, who died on 3 August 2010, are to send particulars of their claims to the executor, care of the undermentioned solicitors, by 15 February 2011, after which date the executor will distribute the assets, having regard only to the claims of which the executor then has notice.

PETER A. LUNN & CO., solicitors,
13 Langhorne Street, Dandenong 3175.

DOROTHY MAY FARNSWORTH, late of Domain South Valley, 209 South Valley Road, Highton, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 23 August 2010, are required by the trustee, Colin Leslie Farnsworth, to send particulars of their claims to the trustee, in the care of the undermentioned legal practitioner, by 14 February 2011, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

RALPH JAMES SMITH, solicitor,
6 The Centreway, Lara, Victoria 3212.

Re: BEVERLEY CHARLOTTE PEDLEY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 August 2010, are required by the trustee, Susan Colleen McEachern, to send particulars of such claims to her, in care of the undermentioned lawyers, by 15 February 2011, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

Re: FLORENCE JOAN WAREHAM, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 August 2010, are required by the

trustees, Vicky Joan Ikin and Darrell Geoffrey Oakes, to send particulars of such claims to them, in care of the undermentioned lawyers, by 15 February 2011, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

Re: JANE ELIZABETH INGLIS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of JANE ELIZABETH INGLIS, deceased, late of 3/99 Westbury Street, East St Kilda, editor, who died on 18 September 2010, are requested to send particulars of their claims to the executor, Carmel Mary Shute, care of the undersigned solicitors, by 22 February 2011, after which date she will convey or distribute the assets, having regard only to the claims of which she then has notice.

SLATER & GORDON, solicitors,
100 Paisley Street, Footscray 3011.

Re: GORDON ANDRESS KREPP, late of Dowling Downs, Mortlake, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 August 2000, are required by the executors to send particulars to them, care of the undermentioned solicitors, by 28 February 2011, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

TAITS LEGAL,
121 Kepler Street, Warrnambool 3280.

JESSIE EVELYN KOHRY, deceased.

Creditors, next-of-kin and others having claims against the estate of JESSIE EVELYN KOHRY, late of Mentone Gardens Aged Care, 66 Nepean Highway, Mentone, Victoria, widow, deceased, who died on 16 August 2010, are required to send particulars of their claims to the executor, care of the undermentioned solicitor, by 17 February 2011, after which date the executor will proceed to distribute the assets, having regard only to the claims of which he shall then have had notice.

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

Re: NINFA CONSTANCE LOWE, late of 139 Atherton Road, Oakleigh, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 August 2010, are required to send particulars of their claims to Equity Trustees Limited, of GPO Box 2307, Melbourne, Victoria 3001, by 14 March 2011, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

WILLS & PROBATE VICTORIA, lawyers,
Level 3, 20–22 McKillop Street, Melbourne 3000.

ROBERT ERNEST WARMAN, late of 185 Wattletree Road, Malvern.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 October 1993, are required by the administrator, Geoffrey Wilson, care of Wilsons Lawyers, Level 4, 552 Lonsdale Street, Melbourne 3000, to send particulars to him care of Wilsons Lawyers, by 14 February 2011.

Re: JOHN MITCHELL HIBBET, late of Kirribilli at Encounter Bay, 150 Bay Road, Victor Harbor, South Australia, retired teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 October 2010, are required by Equity Trustees Limited, ACN 004 031 298, of Level 2, 575 Bourke Street, Melbourne, Victoria, to send particulars to it by 17 February 2011, after which date Equity Trustees Limited may convey or distribute the assets, having regard only to the claims of which it then has notice.

WISEWOULD MAHONY LAWYERS,
419 Collins Street, Melbourne, Victoria 3000.

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

On Thursday 20 January 2011 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 Zoi Papadopoulos of Flat 2, 67–69 Moonya Road, Carnegie, joint proprietor with Panagiota

Papadopoulos of an estate in fee simple in the land described on Certificate of Title Volume 09266 Folio 436, upon which is erected a dwelling known as Flat 2, 67–69 Moonya Road, Carnegie, and Volume 9266 Folio 465 which is an accessory unit (car park) known as accessory unit 31, 67–69 Moonya Road, Carnegie.

Registered Mortgage No. W804002W and Owners Corporation Plan No. RP011841 affect the said estate and interest.

Payment Terms – Cash/Eftpos (Debit Cards only/no Credit Cards)/bank cheque or solicitors trust account cheque.

Note: Must be paid in full at the fall of the hammer.

There are no exceptions to these arrangements.

SW100031266

K. GRIFFIN
Sheriff's Office
Phone (03) 9947 1539

In the County Court of the State of Victoria

SALE BY THE SHERIFF

On Thursday 20 January 2011 at 2.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

All the estate and interest (if any) of John Adicho of 166 Jukes Road, Fawkner, sole proprietor of an estate in fee simple in the land described in the following properties:–

Firstly: Certificate of Title Volume 10314 Folio 436, upon which is erected a dwelling known as 32 Almands Avenue, Roxburgh Park.

Registered Mortgage No. AC304250T, and Agreement Section 173 **Planning and Environment Act 1987** No. U538291W affect the said estate and interest.

Secondly: Certificate of Title Volume 10729 Folio 262, which is vacant land known as 13 Ballarat Court, Craigieburn.

Registered Mortgage No. AC304245L, Caveat No. AE217141R and Covenant No. AC150140F affect the said estate and interest.

Payment Terms – Cash/Eftpos (Debit Cards only/no Credit Cards)/bank cheque or solicitors trust account cheque.

Note: Must be paid in full at the fall of the hammer.

There are no exceptions to these arrangements.

CW090082242

K. GRIFFIN
Sheriff's Office
Phone (03) 9947 1539

In the Supreme Court of the State of Victoria

SALE BY THE SHERIFF

On Thursday 20 January 2011 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 Milic Milenkovic of 14 Cabinda Drive, Keysborough, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 04300 Folio 813 upon which is erected a dwelling known as 29 Stanley Street, Brunswick.

Registered Mortgage No. AF082661B, Caveat No. AF668043P and Caveat No. AF685714U affect the said estate and interest.

Payment Terms – Cash/Eftpos (Debit Cards only/no Credit Cards)/bank cheque or solicitors trust account cheque.

Note: Must be paid in full at the fall of the hammer.

There are no exceptions to these arrangements.

SW100031799

K. GRIFFIN
Sheriff's Office
Phone (03) 9947 1539

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

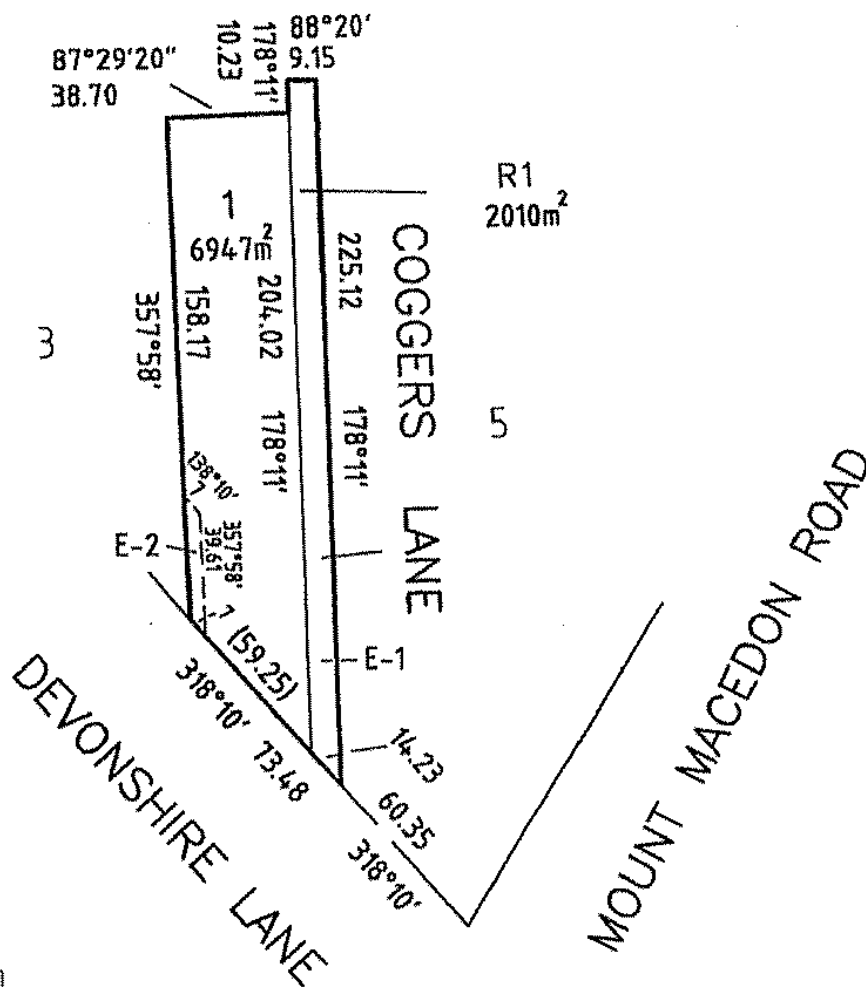
MACEDON RANGES SHIRE COUNCIL

Road Declaration

Section 204(1), **Local Government Act 1989**

Coggers Lane, Mount Macedon

Notice is hereby given that the Council, pursuant to its powers under the **Local Government Act 1989**, declare the area marked below (being part of Lot 1 TP 12937H P/Macedon Volume 10438 Folio 514) a public highway for the purposes of the **Local Government Act 1989**. Council, having advertised its intention in three local circulating newspapers and having received no submissions (pursuant to section 223 of **Local Government Act 1989**) and under instrument of delegation authorised by Resolution of Council made on 27 May 2009, do hereby declare this area known as Coggers Lane, Mount Macedon, to be a public highway.



PETER JOHNSTON
Chief Executive Officer

Land Acquisition and Compensation Act 1986

FORM 7

S. 21(a)

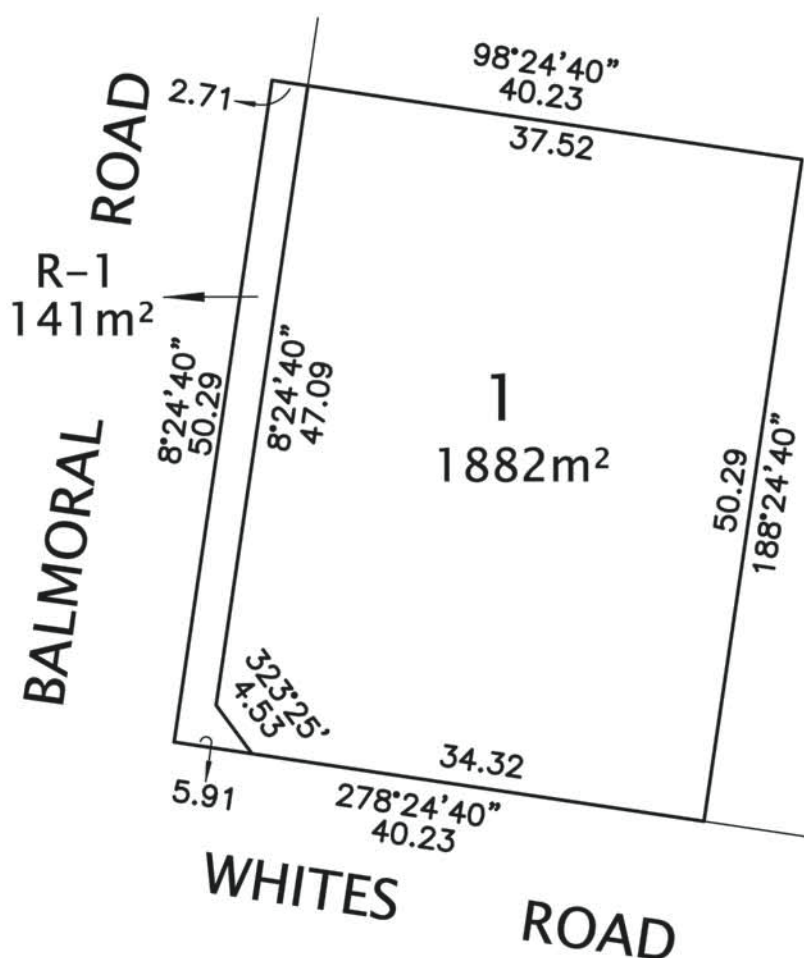
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

Warrnambool City Council declares that by this notice it acquires an interest in fee simple in the 141 square metre parcel of land marked 'R-1' on the plan below, being part of the land in Certificate of Title Volume 9442 Folio 154, and more particularly described as part of Lot 1 on Title Plan No. TP 77789E.

Interest Acquired: Brian and Joan Kelson and all or any other interests in the land.



Published with the authority of the Warrnambool City Council.

Dated 13 December 2010

For and on behalf of the Warrnambool City Council

Signed: MR BRUCE ANSON

Name: Bruce Anson

Chief Executive Officer

**Tree Protection Local Law 2010 No. 17**

Notice is given pursuant to section 119(3) of the **Local Government Act 1989** that Frankston City Council, at its meeting held on 6 December 2010, resolved to make Tree Protection Local Law 2010 No.17.

Purpose of the Local Law

The purpose of the Local Law is to:

- protect trees (as defined for the purpose of the Local Law) growing in the municipal district;
- to require a minimum standard of tree pruning for the protection of trees and public safety;
- provide for the peace, order and good government of the municipal district; and
- protect and enhance the amenity and environment of the municipal district.

General purport of the Local Law

The Local Law provides:

- (i) that without a permit, a person must not remove, damage, kill or destroy or direct, authorise or allow to be removed, damaged, killed or destroyed a tree (as defined);
- (ii) that without a permit, a person must not carry out, or direct, authorise or allow to be carried out any works near a tree (as defined) where any part of the works takes place within the tree protection zone and the accumulated effect of all works carried out at any time affect more than 10% of the tree protection zone;
- (iii) that without a permit, a person must not, in defined circumstances, prune, cut, trim, top or direct, authorise or allow to be pruned, cut, topped or trimmed a tree (as defined);
- (iv) procedures for applying for permits and issue of permits;
- (v) for impoundment of any item being used to undertake works in contravention of the local law and introduces release and disposal provisions for an impounded item; and
- (vi) penalties for offences under the local law.

A copy of the Local Law is available for inspection at the Civic Centre, Davey Street, Frankston, during office hours. The Local Law may be inspected on Council's website – www.frankston.vic.gov.au

GEORGE MODRICH
Chief Executive Officer

NILLUMBIK SHIRE COUNCIL**Domestic Animals Act 1994**

Section 10A Order

De-sexing of Cats

Pursuant to section 10A of the **Domestic Animals Act 1994**, Nillumbik Shire Council, at a meeting held on 23 November 2010, resolved not to register any cat after 10 April 2011 that has not been desexed or is otherwise exempt under the Act.

STUART BURDACK
Chief Executive Officer

Planning and Environment Act 1987
STONNINGTON PLANNING SCHEME
Notice of Preparation of Amendment
Amendment C129
Authorisation A01749

The Stonnington City Council has prepared Amendment C129 to the Stonnington Planning Scheme.

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

The Amendment affects land contained in the Chapel Street Precinct Study Area (as identified on 'Policy Map: Chapel St Precinct Study Area' which forms part of revised Clause 22.10 Licensed Premises Policy).

The Amendment proposes to make changes to existing Clause 22.10 Licensed Premises Policy to introduce policy and requirements for applications within the Chapel Street Precinct Study Area proposing to:

- use land for the purpose of a licensed hotel, tavern or nightclub with operating hours after 12.00 am;
- extend the licensed hours of trading of a hotel, tavern or nightclub beyond 12.00 am;
- increase the number of patrons for a licensed hotel, tavern or nightclub with operating hours after 12.00 am; and
- increase the licensed area of an existing hotel, tavern or nightclub with operating hours after 12.00 am.

The Amendment also removes an outdated reference document from Clause 21.06, includes three new reference documents in Clause 21.06 and makes a minor change to the Municipal Strategic Statement.

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, Stonnington City Council, corner Chapel and Greville Streets, Prahran; Council's website at www.stonnington.vic.gov.au/residents-and-services/planning/planning-scheme-amendments; and at the Department

of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection

Any person who may be affected by the Amendment may make a submission to the planning authority. Submissions must be made in writing, giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearings held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submission made. For further information on Council's Privacy Policy please call 8290 1333 or visit Council's website, www.stonnington.vic.gov.au

The closing date for submissions is 28 February 2011. A submission must be sent to City Strategy, City of Stonnington, PO Box 21, Prahran 3181.

KAREN WATSON
Executive Manager, Sustainable Future

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 18 February 2011, 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.

ANTONIE, Alfred John, late of Unit 52, Parkglenn Retirement Village, 360 Cheltenham Road, Keysborough, Victoria 3173, retired funeral director, deceased, who died on 23 July 2010.

BURIANEK, Frank, formerly of Flat 111, 150 Inkerman Street, St Kilda, Victoria 3182, but late of Villa O'Neill, 101 Lewisham Road North, Prahran, Victoria 3181, retired, deceased, who died on 20 September 2010.

DEACON, Samuel James, late of Hobsons Bay Nursing Centre, 28–30 Rymill Court, Altona North, Victoria 3025, retired wood machinist, deceased, who died on 14 July 2010.

HARVEY, John Audley, late of Golden Gate Lodge SRS, Western Highway, Ararat, Victoria 3377, retired, deceased, who died on 20 August 2010.

O'TOOLE, Neil Joseph, late of Unit 11, 166 Station Street, Box Hill South, Victoria 3128, pensioner, deceased, who died on 11 November 2010.

Dated 10 December 2010

ROD SKILBECK
Manager
Client 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 16 February 2011, 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.

IRVINE, Sylvia, late of 16 Sydney Street, Avondale Heights, Victoria 3034, pensioner, deceased, who died on 24 August 2010.

KRAMINS, Andrejs, late of Latvian Friendly Society Hostel, 60 Fraser Crescent, Wantirna South, Victoria 3152, deceased, who died on 24 July 2010.

KYRIAKOU, Fani, also known as Fania Kyriakou, late of The Epping Nursing Home, 30 Epping Road, Epping, Victoria 3076, pensioner, deceased, who died on 30 June 2010.

MALL, Alan, also known as Alan John Mall, late of 200 Coburns Road, Melton, Victoria 3337, deceased, who died on 1 March 2010.

MEEKSI, Friedel, late of Tabulam and Templar Homes For The Aged, 31 Elizabeth Street, Bayswater, Victoria 3153, pensioner, deceased, who died on 12 July 2010.

SAYER, Keith Ian, also known as Kurt Ian Sayer, late of 358 Graham Street, Port Melbourne, Victoria 3207, unemployed, deceased, who died on 20 September 2008.

TRETHOWAN, Russell, late of 2 Snipe Street, Miami, Qld 4220, deceased, who died on 5 March 1984.

WARNER, Florence Lilian, also known as Florence Lillian Warner, formerly of 13 Carina Drive, Melton, Victoria 3337, but late of Cumberland Manor, corner of Cumberland and Wiltshire Road, Sunshine North, Victoria 3020, deceased, who died on 10 November 2010.

WILSON, Berenice Marjorie, late of Amity Aged Care, 256 Station Street, Edithvale, Victoria 3196, pensioner, deceased, who died on 25 September 2010.

Dated 8 December 2010

ROD SKILBECK
Manager
Client Services

EXEMPTION

Application No. A269/2010

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 83 of the **Equal Opportunity Act 1995** by the Peel Hotel Pty Ltd (ACN 104 465 143) for exemption from sections 42, 100 and 195 of that Act. The application for exemption is to enable the applicant to engage in the exempt conduct.

In this exemption, 'exempt conduct' means –

- to refuse or restrict entry to the Peel Hotel Pty Ltd at 113 Wellington Street, Collingwood, to people where the applicant (through its employee or agent) believes on reasonable grounds that to allow entry or unrestricted entry would adversely affect the safety or comfort of the venue for its homosexual male patrons, or the nature of that venue as a venue primarily for homosexual male patrons;
- to explain the nature of the venue to prospective patrons wishing to enter it and to permit them to choose whether or not to enter; and
- to advertise those matters.

Upon reading the material submitted in support of the application, and upon hearing submissions from Mr Rice of counsel and Ms Fitzgerald of the Victorian Equal Opportunity

and Human Rights Commission, and for the Reasons for Decision given by the Tribunal on 8 December 2010, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 42, 100 and 195 of the Act to engage in the exempt conduct.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 42, 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 15 December 2013.

Dated 8 December 2010

C. McKENZIE
Senior Member

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**.

Irrigation Information Inc.; Lifeblood Campaign Inc.; Monash Accounting and Computing Society Inc.; The Country Fire Authority Cycling Club Inc.; Mid Murray Lucerne Inc.; Box Hill Uniting Churches Badminton Club Inc.; Gentree Australia Genealogical Services Inc.; Horsham Entertainment for Christian Kids Inc.; Dandenong Ranges Buddhist Community Inc.; White Shepherd Association of Australia Inc.; Swan Hill Regional Seedbank Inc.; Billanook T.O.W.N. Club Inc.; Woorabinda School Camp Inc.; Portland Camera Club Inc.; Wimmera Farming Systems Inc.; Music Across Borders Inc.; Lakes and Craters Environment Group Inc.; Spare Shrapnel Society Inc.; Bairnsdale Branch Blue Light Disco Inc.; Intellectual Freedom Association of China Inc.; Burwood Hebrew Congregation Inc.; Powlets Inc.; The Linton Garden Club Inc.; Highton Traders Association Inc.; The Lions Club of Roxburgh Park and District Inc.; The Robinson Crusoe Staff Association Inc.; Rochester Churches and District Tennis Association Inc.; Barwon Heads SK8 Park Association Inc.; Past Students' Tennis Association Inc.; Victorian Cockatiel and Aviary Bird Society Inc.; Wandiligong Nut Festival Inc.; Cave Hill Social Club Inc.; Association for University Students Welfare Inc.; Wangaratta Autism Resources Training & Support Inc.;

Broadmeadows Robbie Burns Club Inc.; National Seniors Association Whitehorse/Box Hill Branch Inc.; Mildura Boutique Wineries Association Inc.; The Health Openware Foundation Inc.

Dated this day 16 December 2010

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

Cemeteries and Crematoria Act 2003

SECTION 41(1)

Notice of Approval of Cemetery Trust Fees and Charges

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

The Devenish Cemetery Trust
The Donnybrook Cemetery Trust
The Rushworth Cemetery Trust
The Steiglitz Cemetery Trust

Dated 8 December 2010

BRYAN CRAMPTON
Manager
Cemeteries and Crematoria Regulation

Children's Services Act 1996

NOTICE OF EXEMPTION

Under section 29A(2) of the **Children's Services Act 1996**, the Secretary, Department of Education and Early Childhood Development, hereby declares that Piper Street Children's Centre, licence ID 4578, is exempt from the qualified staff member requirements as set out in regulation 53(1)(a)(ii), 53(1)(b)(ii) and 53(2) of the Children's Services Regulations 2009.

This exemption remains in force until 31 March 2011 unless revoked earlier.

Dated 9 December 2010

SECRETARY
Department of Education and
Early Childhood Development

Corrections Act 1986NOTICE OF AN AWARD OF DAMAGES
TO A PRISONER

In accordance with section 104Y of the **Corrections Act 1986**, notice is given that an award of damages has been made to the prisoner Andrew Steel in a claim against the State. The award money, excluding legal costs and medical expenses, has been paid into the Prisoner Compensation Quarantine Fund, where it will be held for a period of 12 months from 16 December 2010.

Creditors and victims in relation to criminal acts of Andrew Steel are invited to seek further information from the Secretary of the Department of Justice. To do so, please contact the Victims Register PCQF Co-ordinator on 1-800-819-817 or for interstate callers (03) 8684 6700.

Dated 9 December 2010

Country Fire Authority Act 1958DECLARATION OF FIRE DANGER PERIOD
2010/2011

In pursuance of the powers conferred by section 4 of the **Country Fire Authority Act 1958**, I, Mick Bourke, Chief Executive Officer of the Country Fire Authority, after consultation with the Secretary to the Department of Sustainability and Environment, hereby declare the following periods to be the Fire Danger Period in the municipal districts of the municipalities or parts of municipalities specified, commencing on the dates shown and, unless varied by subsequent declaration, ending at 0100 hours on 1 May 2011.

To commence from 0100 hours on
20 December 2010:

Greater Shepparton City Council
Moiria Shire Council
Strathbogie Shire Council
Towong Shire Council
Alpine Shire Council
Wodonga City Council
Falls Creek Alpine Resort Management Board
Indigo Shire Council
Mt Hotham Alpine Resort Management Board
Murrindindi Shire Council
Mitchell Shire Council

Mt Buller and Mt Stirling Alpine Resort
Management Board

Benalla Rural City Council

Mansfield Shire Council

Wangaratta Rural City Council

East Gippsland Shire Council

Glenelg Shire Council

MICK BOURKE
Chief Executive Officer

Education and Training Reform Act 2006NOTIFICATION OF CANCELLATION OF
REGISTRATION OF A TEACHER

Pursuant to section 2.6.29 of the **Education and Training Reform Act 2006**, (the Act), a person who is registered as a teacher ceases to be registered if the person is, in Victoria or elsewhere, convicted or found guilty of a sexual offence as defined in the Act and is disqualified from teaching in a school.

On 13 October 2010, Mr Danial John Boyce was convicted of the sexual offence of sexual penetration of a child under 16 years.

On 13 October 2010, Mr Danial John Boyce was disqualified from teaching and his registration as a teacher in Victoria was cancelled.

Electricity Industry Act 2000NOTIFICATION OF
VARIATION TO LICENCE

Change of Name of Licensee

The Essential Services Commission gives notice under section 30 of the **Electricity Industry Act 2000** (EI Act) that, pursuant to section 29(1)(b) of the EI Act, the electricity retail licence held by Victoria Electricity (ACN 69 100 528 327) has been varied by agreement by changing the name of the licensee to Lumo Energy (ACN 69 100 528 327).

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 calling the Commission's reception on (03) 9651 0222.

Dated 28 July 2010

MR DENNIS CAVAGNA
Acting Chairperson

Gas Industry Act 2001NOTIFICATION OF
VARIATION TO LICENCE

Change of Name of Licensee

The Essential Services Commission gives notice under section 39 of the **Gas Industry Act 2001** (GI Act) that, pursuant to section 38(1)(b) of the GI Act, the gas retail licence held by Victoria Electricity (ACN 69 100 528 327) has been varied by agreement by changing the name of the licensee to Lumo Energy (ACN 69 100 528 327).

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 calling the Commission's reception on (03) 9651 0222.

Dated 28 July 2010

MR DENNIS CAVAGNA
Acting Chairperson

Land Acquisition and Compensation Act 1986

FORM 7

S. 21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

Wyndham City Council declares that by this notice it acquires the entire land described as Reserve 1 on Plan of Subdivision 128986 and being the whole of the land contained in Certificate of Title Volume 07458 Folio 164.

Interest Acquired: that of Bianca Salvalaggio, Rosaria Pepe and Maria Di Quinzio.

Published with the authority of Wyndham City Council.

For and on behalf of
Wyndham City Council
Signed KERRY THOMPSON
Chief Executive Officer

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, David Boothroyd, Manager Earth Resources Tenements, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of

exploration applications 5328, 5329, 5330, 5331 and 5332 from being subject to an exploration licence and a mining licence.

Dated 10 December 2010

DAVID BOOTHROYD
Manager Earth Resources Tenements
Earth Resources Regulation Branch

**Offshore Petroleum and
Greenhouse Gas Storage Act 2006**

COMMONWEALTH OF AUSTRALIA

Revocation of a Safety Zone – South East
Longtom-1 (VIC/L9)

I, Doug Sceney, Director Earth Resources Regulation of Department of Primary Industries of Victoria, hereby revoke the Notice which appeared on page 2612 of the Victoria Government Gazette G43 on 28 October 2010, in relation to the Prohibition of Entry into Safety Zone – South East Longtom-1 (VIC/L9).

Made under the **Offshore Petroleum and Greenhouse Gas Storage Act 2006** of the Commonwealth of Australia.

Dated 13 December 2010

Signed by
DOUG SCENEY
Director Earth Resources Regulation
(formerly Minerals and Petroleum Regulation)
Department of Primary Industries

Veterinary Practice Act 1997VETERINARY PRACTITIONERS
REGISTRATION BOARD OF VICTORIA

Notice

Re: Dr Glenn Mark Tobiansky

A Panel of the Veterinary Practitioners Registration Board of Victoria on 8 November 2010 concluded a Formal Hearing into the professional conduct of Dr Glenn Mark Tobiansky, a registered veterinary practitioner.

The charges brought against Dr Tobiansky were a breach of conditions of his registration. Dr Tobiansky admitted the charges.

The Panel found as follows:

Pursuant to section 45(1) of the **Veterinary Practice Act 1997** ('the Act'), Dr Tobiansky was found to have engaged in unprofessional conduct of a serious nature within the meaning of paragraphs (a), (b) and (h) of the definitions of unprofessional conduct contained in section 3 of the Act.

The Panel made the following determinations:

- Pursuant to section 45(2)(c) of the Act Dr Tobiansky be reprimanded with respect to the unprofessional conduct which was the subject of this Formal Hearing.
- Pursuant to section 45(2)(f) of the Act Dr Tobiansky has his registration reinstated subject to the following conditions:

Must not practise as a sole practitioner and must only practise in a multi-vet practice; must inform any future employer of the conditions on his registration; must advise the Board within seven days of his commencing any employment with a veterinary practitioner; must provide fortnightly medical reports to the Board; must advise the Board if seeking or receiving treatment from a new medical practitioner; must undertake a drug testing regime; any treatment of an animal with narcotic drugs is to be directly supervised by a registered veterinary practitioner and the required S8 Drug of Addiction Register must be countersigned by the supervising practitioner.

- Pursuant to section 45(2)(h) of the Act Dr Tobiansky be required to pay the reasonable costs of, and incidental to, the Hearing.

Dated 8 December 2010

MARGARET B. WILSON
Registrar

Conservation, Forests and Lands Act 1987

NOTICE OF MAKING OF AN AGREEMENT TO TERMINATE A FARM FORESTRY INCENTIVE SCHEME LAND OWNER AGREEMENT

Notice is given under section 80 of the **Conservation, Forests and Lands Act 1987** that the Secretary to the Department of Sustainability and Environment and John Harold Stokes entered into an agreement to terminate a Farm Forestry Incentive Scheme Land Owner Agreement in respect of the land set out in the Schedule.

A copy of the agreement is available for public inspection between the hours of 9.00 am and 4.00 pm at the offices of DSE Legal Services, Department of Sustainability and Environment, 8 Nicholson Street, East Melbourne 3002 and at Benalla Office, Department of Sustainability and Environment, 35 Sydney Road, Benalla 3672.

PETER APPLEFORD
Executive Director, Parks and Forests

SCHEDULE

Site Location	Title Details Volume/Folio	Dealing No. of Agreement Terminated
Crown Allotment Eighteen, Section Sixteen A, Parish of Oxley.	11042/771	W444889A

Conservation, Forests and Lands Act 1987**NOTICE OF MAKING OF AN AGREEMENT TO TERMINATE A
FARM FORESTRY INCENTIVE SCHEME LAND OWNER AGREEMENT**

Notice is given under section 80 of the **Conservation, Forests and Lands Act 1987** that the Secretary to the Department of Sustainability and Environment and Katherine Elizabeth Houghton entered into an agreement to terminate a Farm Forestry Incentive Scheme Land Owner Agreement in respect of the land set out in the Schedule.

A copy of the agreement is available for public inspection between the hours of 9.00 am and 4.00 pm at the offices of DSE Legal Services, Department of Sustainability and Environment, 8 Nicholson Street, East Melbourne 3002 and at Benalla Office, Department of Sustainability and Environment, 35 Sydney Road, Benalla 3672.

PETER APPLEFORD
Executive Director, Parks and Forests

SCHEDULE

Site Location	Title Details Volume/Folio	Dealing No. of Agreement terminated
Lot 2 on Plan of Subdivision Number PS 347904S, Parish of Tatong.	10280/065	V790043C

Road Safety Act 1986**DECLARATION UNDER SECTION 99B(4)**

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

1. In this notice, unless the context or subject matter otherwise requires –
 '**Event**' means the Mars Australian Open Road Cycling Championships Time Trials to be conducted on Tuesday 11 January 2011;
 '**Road Rules**' means the Road Rules within the meaning of the Road Safety Road Rules 2009.
2. This declaration takes effect from the date of commencement of the Event until completion of the Event.

Schedule

STAGE AND TIME	HIGHWAYS SUBJECT TO THIS DECLARATION AS PART OF THE EVENT
Tuesday 11 January 2011 8.30 am to 4.00 pm	Sunraysia Highway, Battys Road, Donovans Road, Learmonth–Sulky Road, Coghills Creek Road, Learmonth–Clunes Road, Addington–Clunes Road, Ballarat–Maryborough Road, Cooks Road, Pickfords Road.

Dated 6 December 2010

STEVE BROWN
Executive Director
Regional Services
VicRoads

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

Urban Communities Limited

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

In accordance with a Funding Deed dated 27 January 2010 between the Director and Urban Communities Limited the following land is land in which the Director is deemed to have an interest in under section 107 of the Act.

Volume	Folio	Address
11205	399	Lot 2, 80 Ormond Street, Kensington
11205	400	Lot 3, 80 Ormond Street, Kensington
11205	401	Lot 4, 80 Ormond Street, Kensington
11205	402	Lot 5, 80 Ormond Street, Kensington
11205	404	Lot 7, 80 Ormond Street, Kensington
11205	405	Lot 8, 80 Ormond Street, Kensington
11205	406	Lot 9, 80 Ormond Street, Kensington
11205	407	Lot 10, 80 Ormond Street, Kensington
11205	408	Lot 11, 80 Ormond Street, Kensington
11205	409	Lot 12, 80 Ormond Street, Kensington
11205	410	Lot 13, 80 Ormond Street, Kensington
11205	411	Lot 14, 80 Ormond Street, Kensington
11205	412	Lot 15, 80 Ormond Street, Kensington
11205	413	Lot 16, 80 Ormond Street, Kensington
11205	414	Lot 17, 80 Ormond Street, Kensington

Dated 2 December 2010

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

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

Loddon Mallee Housing Services Limited

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

In accordance with a Funding Deed dated 30 June 2005 between the Director and Loddon Mallee Housing Services Limited the following land is land in which the Director is deemed to have an interest in under section 107 of the Act.

Volume	Folio	Address
08198	739	23–25 Chandler Road, Boronia
09386	468	23–25 Chandler Road, Boronia
10942	098	46 Chapel Street, Bendigo
11202	143	7 Peppermint Row, Officer
11202	161	8 Peppermint Row, Officer
11205	667	14 Maahu Amble, Mernda
11205	668	16 Maahu Amble, Mernda
11205	669	18 Maahu Amble, Mernda
11205	670	20 Maahu Amble, Mernda
11205	671	22 Maahu Amble, Mernda
11205	672	24 Maahu Amble, Mernda
11205	739	6 Amiens Green, South Morang
11205	740	8 Amiens Green, South Morang
11207	429	15 Larnook Place, South Morang
11207	430	17 Larnook Place, South Morang
11207	431	19 Larnook Place, South Morang
11207	432	21 Larnook Place, South Morang
11207	433	27 Torresdale Road, South Morang
11207	434	25 Torresdale Road, South Morang
11207	435	23 Torresdale Road, South Morang
11207	436	21 Torresdale Road, South Morang
11207	437	19 Torresdale Road, South Morang
11207	438	17 Torresdale Road, South Morang

Dated December 2010

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

Interpretation of Legislation Act 1984**VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT REGULATIONS 2010****Notice of Incorporation of Documents and Address for Inspection of Documents**

The Victorian Energy Efficiency Target Amendment Regulations 2010 ('The Regulations') apply, adopt or incorporate the following documents:

Statutory Rule Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Regulation 13 which inserts new Schedule 20 in the Principal Regulations	AS 4556–2000 (AG 106–2000) Indirect gas-fired ducted air heaters published by The Australian Gas Association in August 2000 and reprinted August 2002 incorporating Amendments Nos. 1 and 2.	The whole
Regulation 13 which inserts new Schedule 21 in the Principal Regulations	AS/NZS 4847.1:2010 Selfballasted lamps for general lighting services – Part 1: Test Methods – Energy performance 2nd Edition published by Standards Australia/Standards New Zealand on 21 May 2010.	The whole
	AS/NZS 4847.2:2010 Self ballasted lamps for general lighting services – Part 2: Minimum Energy Performance Standards (MEPS) requirements 2nd Edition published by Standards Australia/Standards New Zealand on 21 May 2010.	The whole
	IEC/TR 61341 Method of measurement of centre beam intensity and beam angle(s) of reflector lamps Edition 2.0 2010-02. Published by the International Electrotechnical Commission on 18 February 2010.	The whole

Statutory Rule Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Regulation 13 which inserts new Schedule 22 in the Principal Regulations	AS/NZS 4474.1:1997 Performance of household electrical appliances – Refrigerating appliances – Part 1: Energy consumption and performance published by Standards Australia/Standards New Zealand on 5 May 1997 and reissued December 2004 incorporating Amendments Nos. 1, 2 and 3.	The whole
	AS/NZS 4474.1:2007 Performance of household electrical appliances – Refrigerating appliances – Part 1: Energy consumption and performance 2nd Edition published by Standards Australia/Standards New Zealand on 15 August 2007 and reissued October 2008 incorporating amendment No. 1.	The whole
	AS/NZS 4474.2:2009 Performance of household electrical appliances – Refrigerating appliances Part 2: Energy labelling and minimum energy performance standard requirements 4th Edition published by Standards Australia/Standards New Zealand on 8 April 2009.	The whole
Regulation 13 which inserts new Schedule 23 in the Principal Regulations	AS 2913–2000 Evaporative airconditioning equipment 2nd Edition published by Standards Australia on 19 July 2000.	The whole
Regulation 13 which inserts new Schedule 24 in the Principal Regulations	AS/NZS 62087.2.2:2010 Power consumption of audio, video and related equipment – Part 2.2: Minimum energy performance standards (MEPS) and energy rating label requirements for television sets 2nd Edition published by Standards Australia/Standards New Zealand on 22 February 2010.	The whole

Statutory Rule Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Regulation 13 which inserts new Schedule 25 in the Principal Regulations	AS/NZS 2442.1:1996 Performance of household electrical appliances – Rotary clothes dryers – Part 1: Energy consumption and performance published by Standards Australia/Standards New Zealand on 5 March 1996 and reissued September 2006 incorporating Amendments Nos. 1, 2, 3 and 4.	The whole
	AS/NZS 2442.2:2000 Performance of household electrical appliances – Rotary clothes dryers – Part 2: Energy labelling requirements published by Standards Australia/Standards New Zealand on 31 March 2000 and reissued incorporating Amendment Nos. 1 and 2 in April 2007.	The whole
	AS 4554–2005 Gas laundry dryers published by Standards Australia on 19 December 2005.	The whole
Regulation 13 which inserts new Schedule 26 in the Principal Regulations	Voluntary Energy Rating Labelling Program for Swimming Pool Pump-units: Rules for Participation, April 2010, published by the Equipment Energy Efficiency (E3) Committee.	The whole
	AS 5102.1–2009 Performance of household electrical appliances – Swimming pool pump-units – Part 1: Energy consumption and performance published by Standards Australia on 21 December 2009.	The whole
	AS 5102.2–2009 Performance of household electrical appliances – Swimming pool pump-units – Part 2: Energy labelling and minimum energy performance standard requirements published by Standards Australia on 21 December 2009.	The whole

Copies of the materials applied, adopted or incorporated by the Regulations have been lodged with the Clerk of the Parliaments and are available for inspection by the public, free of charge, during normal business hours at the Essential Services Commission, Level 2, 35 Spring Street, Melbourne 3000, telephone 9651 0222.

MICHAEL O'BRIEN MP
Minister for Energy and Resources

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, forecar or sidecar 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 wheelchair 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.	\$1.82	\$2.92	\$3.47
2.	That part of the Link road between Racecourse Road and Dynon Road.	\$1.82	\$2.92	\$3.47
3.	That part of the Link road between Footscray Road and the West Gate Freeway.	\$2.28	\$3.66	\$4.34
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. 	\$2.28	\$3.66	\$4.34
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.	\$4.11	\$6.58	\$7.81
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.	\$1.82	\$2.92	\$3.47

7.	That part of the Link road between Burnley Street and Punt Road and including that part of the Link road – (a) between Punt Road and the exit to Boulton Parade, other than the eastbound carriageways; and (b) comprising Boulton Parade, other than: (i) the eastbound carriageways between Burnley Street and Punt Road; and (ii) that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$1.82	\$2.92	\$3.47
8.	That part of the Link road being the eastbound carriageways between Burnley Street and Glenferrie Road.	\$1.82	\$2.92	\$3.47
9.	That part of the Link road between Glenferrie Road and Burnley Street, other than the eastbound carriageways.	\$1.82	\$2.92	\$3.47
10.	That part of the Link road being the eastbound carriageways between Swan Street Intersection and Punt Road, other than – (a) that part of the Link road being the Burnley Tunnel; and (b) that part of the Link road comprising Boulton Parade.	\$1.14	\$1.82	\$2.17
11.	That part of the Link road between Punt Road and Swan Street Intersection, other than – (a) the eastbound carriageways; (b) that part of the Link road being the Burnley Tunnel; (c) that part of the Link road: (1) between Punt Road and the exit to Boulton Parade; and (2) comprising Boulton Parade; and (d) that part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road.	\$1.14	\$1.82	\$2.17

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 6.00 am and 8.00 pm on the same day.	\$6.86	\$9.14	\$9.14
2.	Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 8.00 pm on the one day and 6.00 am on the next.	\$6.86	\$6.86	\$6.86

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	\$4.10
Each Full Link Taxi Trip	\$6.40

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 10 September 2010 and published in the Victoria Government Gazette No. G 37 (pages 2137 to 2141), dated 16 September 2010 ('the Last Notice').

This notice takes effect on 1 January 2011 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 10 December 2010

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, forecar or sidecar 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 wheelchair 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	\$1.14	\$1.82	\$2.17

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 10 September 2010 and published in the Victoria Government Gazette No. G 37 (pages 2142 to 2143), dated 16 September 2010 ('the Last Notice').

This Notice takes effect on 1 January 2011, 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 10 December 2010

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, forecar or sidecar 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 wheelchair 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
	\$13.15	\$21.00	\$24.95

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
	\$13.15	\$21.00

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
	\$4.65	\$7.50

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 10 September 2010 and published in the Victoria Government Gazette No. G 37 (pages 2144 to 2146), dated 16 September 2010 ('the Last Notice').

This Notice takes effect on 1 January 2011, 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 10 December 2010

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, forecar or sidecar 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 wheelchair 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
	\$13.15	\$21.00	\$24.95

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
	\$13.15	\$21.00

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 10 September 2010 and published in the Victoria Government Gazette No. G 37 (pages 2147 to 2149), dated 16 September 2010 ('the Last Notice').

This Notice takes effect on 1 January 2011, 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 10 December 2010

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)

Plant Health and Plant Products Act 1995

ORDER PROHIBITING OR RESTRICTING THE ENTRY OR IMPORTATION OF SPIRALLING WHITEFLY HOST MATERIAL INTO VICTORIA

I, Patrick Sharkey, as delegate of the Minister of Agriculture, make the following Order:

Dated 13 December 2010

PATRICK SHARKEY
Manager Plant Standards

1 Objective

The objective of this Order is to prevent the entry or importation of spiralling whitefly into Victoria.

2 Authorising provision

This Order is made under section 24 of the **Plant Health and Plant Products Act 1995** ('the Act').

3 Revocation

The Order made on 21 December 2009 and published in Government Gazette G52 on 24 December 2009 is revoked.

4 Definitions

In this Order –

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

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

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

‘spiralling whitefly’ means the exotic pest *Aleurodicus dispersus* (Russell);

‘spiralling whitefly host material’ means any plant or part of a plant intended for propagation in a glasshouse, hothouse or indoor area.

5 Controls applying to spiralling whitefly

- (1) The entry or importation into Victoria of any spiralling whitefly host material is prohibited.

- (2) Sub-clause (1) does not apply if the spiralling whitefly host material –
 - (a) was grown on, or sourced from, a property that is located in a State or Territory, or part of a State or Territory, for which an area freedom certificate issued by an officer responsible for agriculture in the State or Territory where the spiralling whitefly host material was grown is currently in force certifying that the State or Territory or that part of the State or Territory is free of spiralling whitefly; or
 - (b) is packed, labelled and certified in accordance with any conditions prescribed by an accreditation program, administered by the department responsible for agriculture in the affected State or Territory; or
 - (c) is accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or
 - (d) is accompanied by a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying it has been treated in a manner approved by the Manager Plant Standards.

6 Verification of consignments

- (1) Where requested by an authorised inspector, spiralling whitefly host material imported into Victoria which is required by clause 5(2) to be accompanied by a certificate or declaration must be:
 - (a) presented to an authorised inspector for inspection; or
 - (b) verified by a person accredited to do so by the Department of Primary Industries.

Note: Section 25 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and a penalty not exceeding 50 penalty units for a natural person, or 200 penalty units for a body corporate, for knowingly breaching an importation order.

Planning and Environment Act 1987
VICTORIA PLANNING PROVISIONS
Notice of Approval of Amendment
Amendment VC75

The Minister for Planning has approved Amendment VC75 to the Victoria Planning Provisions (VPP) and all planning schemes in Victoria.

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

The Amendment changes references in Clause 16 of the SPPF that relate to the location of residential development and strategic redevelopment sites.

The Amendment is available for public inspection on the Department of Planning and Community Development (DPCD) website, www.dpcd.vic.gov.au/planning/publicinspection

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

Planning and Environment Act 1987
GREATER BENDIGO PLANNING SCHEME
Notice of Lapsing of Amendment
Amendment C128 Part 1

The Greater Bendigo City Council has resolved to abandon Amendment C128 Part 1 to the Greater Bendigo Planning Scheme.

Amendment C128 Part 1 proposed the following changes:

- rezone land at 112–114 High Street, Bendigo (part) from Special Use Zone 1 – Private Education or Religious Institution to Business 4 Zone;
- rezone land at 116–118 High Street, Bendigo (part) from Business 4 Zone to Special Use Zone 1 (Private Education or Religious Institution); and
- delete Heritage Overlay HO545 from land at 17–39 Jackson Street, Long Gully.

Amendment C128 Part 1 lapsed on 29 October 2009.

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

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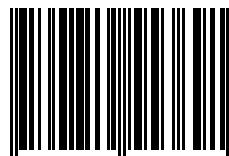
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