



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 13 Thursday 1 April 2010**

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**GENERAL**

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**Advertisers Please Note**

As from 1 April 2010

The last Special Gazette was No. 118 dated 31 March 2010.

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

**How To Submit Copy**

- See our webpage [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)
  - or contact our office on 8523 4601  
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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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)  
EASTER HOLIDAYS 2010**

**Please Note:**

The Victoria Government Gazette (General) published immediately after Easter (G14/10) will be published on **Thursday 8 April 2010**.

**Copy deadlines:**

Private Advertisements **9.30 am on Thursday 1 April 2010**

Government and Outer  
Budget Sector Agencies Notices **9.30 am on Tuesday 6 April 2010**

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

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**VICTORIA GOVERNMENT GAZETTE**

**Subscribers and Advertisers**

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Website: [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)

JENNY NOAKES  
Government Gazette Officer

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## PRIVATE ADVERTISEMENTS

### Trustee Act 1958

#### MULTIPLEX DIVERSIFIED PROPERTY FUND

This notice is given pursuant to the **Trustee Act 1958** (Vic.) by Brookfield Multiplex Capital Management Limited, ABN 32 094 936 866, the registered office of which is at Level 22, 135 King Street, Sydney, New South Wales, in its capacity as responsible entity of the Multiplex Diversified Property Fund (ARSN 123 879 630) constituted by a deed poll made on 8 February 2007 (as amended to the date hereof) by Brookfield Multiplex Capital Securities Limited (the Fund). The responsible entity has resolved to terminate and wind-up the Fund.

Creditors and others having claims in respect of the Fund are required by the responsible entity to send particulars of any claim to the responsible entity at Level 22, 135 King Street, Sydney, New South Wales, by 2 June 2010, after which date the responsible entity may convey or distribute the assets of the Fund, having regard only to the claims of which it then has notice.

Dated 1 April 2010

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### Trustee Act 1958

#### MULTIPLEX DIVERSIFIED UPT INTERNATIONAL INVESTMENTS TRUST

This notice is given pursuant to the **Trustee Act 1958** (Vic.) by Brookfield Multiplex Capital Management Limited, ABN 32 094 936 866, the registered office of which is at Level 22, 135 King Street, Sydney, New South Wales, in its capacity as trustee of the Multiplex Diversified UPT International Investments Trust constituted by a deed poll made on 8 March 2007 (as amended to the date hereof) by Brookfield Multiplex Capital Securities Limited (the Trust). The trustee has resolved to terminate and wind-up the Trust.

Creditors and others having claims in respect of the Trust are required by the trustee to send particulars of any claim to the trustee at Level 22, 135 King Street, Sydney, New South Wales, by 2 June 2010, after which date the trustee may convey or distribute the assets of the Trust, having regard only to the claims of which it then has notice.

Dated 1 April 2010

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### Trustee Act 1958

#### MULTIPLEX DIVERSIFIED UPT DOMESTIC INVESTMENTS TRUST

This notice is given pursuant to the **Trustee Act 1958** (Vic.) by Brookfield Multiplex Capital Management Limited, ABN 32 094 936 866, the registered office of which is at Level 22, 135 King Street, Sydney, New South Wales, in its capacity as trustee of the Multiplex Diversified UPT Domestic Investments Trust constituted by a deed poll made on 8 March 2007 (as amended to the date hereof) by Multiplex Capital Securities Limited (the Trust). The trustee has resolved to terminate and wind-up the Trust.

Creditors and others having claims in respect of the Trust are required by the trustee to send particulars of any claim to the trustee at Level 22, 135 King Street, Sydney, New South Wales, by 2 June 2010, after which date the trustee may convey or distribute the assets of the Trust, having regard only to the claims of which it then has notice.

Dated 1 April 2010

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### DISSOLUTION OF PARTNERSHIP

I, Sonja Andresen, hereby inform the general public that from 11 March 2010, I am no longer responsible for any debts incurred by J. B. Andresen and S. M. Andresen, ABN 52 606 192 800.

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Re: PIERINA PALMA GAZZOLA,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 November 2009, are required by the trustee, Luigia Lostia, also known as Luisa Lostia, to send particulars to the trustee, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Next-of-kin and others having claims in respect of the estate of LEONIE ALPHA McVEIGH, late of 177 Spencer Road, Woodend, who died on 30 October 2007, are to send particulars of their claims to the administrators, Yvonne Gaye McVeigh, Dale Lindsay McVeigh and Deborah Fisher, care of the undermentioned solicitors, by 9 June 2010, after which date the administrators will distribute the assets, having regard only to the claims of which they then have notice.

ARMSTRONG LAWYERS,  
Level 7, 422 Little Collins Street,  
Melbourne 3000.

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ROBERT WILLIAM GATENS, late of Surrey Hills Private Nursing Home, 16 Florence Road, Surrey Hills, in the State of Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 June 2009, are required by the executrix, Anna-Louise Allen, care of Arthur J. Dines & Co., solicitors, 2A Highlands Road, Thomastown, in the said State, to send particulars to her by 2 June 2010, after which date the executrix may convey or distribute the assets, having regards only to claims of which she has notice.

Dated 21 March 2010

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

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GINA TROTTA, late of 6 Edwards Street, Thomastown, 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 18 October 2009, are required by the executor, Mario Trotta, care of Arthur J. Dines & Co., solicitors, 2A Highlands Road, Thomastown, in the said State, to send particulars to him by 2 June 2010, after which date the executor may convey or distribute the assets, having regards only to claims to which he has notice.

Dated 21 March 2010

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

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Re: EILEEN ADA STANNARD, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 October 2009, are required by the trustee, Cheryl Diane Martino, care of 44 Douglas Street, Noble Park, Victoria, writer, to send particulars to the trustee by 14 June 2010, 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.

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Re: DEMETRIO VETERI of 124 Templeton Street, Wangaratta, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of DEMETRIO VETERI, late of 124 Templeton Street, Wangaratta, in the State of Victoria, retired farmer, deceased, who died on 4 September 2009, 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.

GAMPAGNAGRAY & MALLINDER, solicitors,  
8 Chisholm Street, Wangaratta 3677.

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Re: COLIN FLETCHER PAUL, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of COLIN FLETCHER PAUL, late of 17 Kerami Crescent, Marysville, Victoria, retired, deceased, who died on 7 February 2009, are to send particulars of their claims to the executors, care of the undermentioned solicitors, by 25 June 2010, after which date the executors will distribute the assets, having regard only to the claims of which they then have notice.

E. P. JOHNSON AND DAVIES,  
52 Collins Street, Melbourne 3000.

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Creditors, next-of-kin and others having claims in respect of the estate of LOUIS EDMOND FITZPATRICK late of 5 Bourke Street, Essendon, Victoria, deceased, who died on 28 November 2009, are required to send particulars of their claims to Equity Trustees Limited, ACN 004 031 298, of 575 Bourke Street, Melbourne, Victoria, the executor of the

Will of the deceased, by 31 May 2010, after which date the executor may distribute the assets, having regard only to the claims of which it then has notice.

EQUITY TRUSTEES LIMITED,  
ACN 004 031 298,  
Level 2, 575 Bourke Street, Melbourne,  
Victoria 3000.

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Re: LORIN MARGARET CUNNINGHAM,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 April 2009, are required by the trustee, Equity Trustees Limited, ACN 46 004 031 298, of 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee by 31 May 2010, 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.

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DULCIE EDITH BAYES, late of 11 Kelmar Street, Cheltenham, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 September 2009, are required by the executor, Trust Company Fiduciary Services Limited, to send particulars to it, care of the undermentioned solicitor, by 1 June 2010, after which date the executor may convey or distribute the assets, having regard only to the claims of which it then has notice.

HARRY M. HEARN, solicitor,  
443 Little Collins Street, Melbourne 3000.

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IRENE MAY EMMINS, late of 8 Bracken Grove, Altona, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 October 2009, are required by the executrix, Marlene Shannon, to send particulars to her, care of the undermentioned solicitor, by 1 June 2010, after which date the executrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

HARRY M. HEARN, solicitor,  
443 Little Collins Street, Melbourne 3000.

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Re: ANNE FORSYTH BEAUGLEHOLE,  
late of Lewis Court, 18 Wellington Road,  
Portland, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 January 2010, are required by the executors, Huon Mervyn Beauglehole and Cindy Louise Huppatz, care of HBH Legal, 23 Percy Street, Portland, in the said State, to send particulars to the executors by 18 June 2010, after which date the executors may convey or distribute the assets, having regard only to the claims of which the executors have notice.

Dated 24 March 2010

HBH LEGAL, lawyers,  
23 Percy Street, Portland, Victoria 3305.

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Re: EDWIN KEITH CARNE CANDY, late of 6/35a Grandview Grove, Prahran, Victoria, banker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 November 2009, are required by the executor, Deirdre Jane Drummond of 86 Leopold Street, South Yarra, Victoria, gentlewoman, to send particulars of their claims to the executor, care of James Higgins & Co., 443 Little Collins Street, Melbourne, by 31 May 2010, after which date the executor will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

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

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Re: Estate of MARIE LILLIAN  
MONCKTON, deceased.

Creditors, next-of-kin and other persons having claims against the estate of MARIE LILLIAN MONCKTON, late of Lakeside Aged Care Accommodation, Church Street, Nagambie, in the State of Victoria, deceased, who died on 20 September 2009, are required to send particulars of their claims to the executor, John Keating, care of the undermentioned solicitors, by 4 June 2010, after which date the executor will distribute the assets, having regard only for the claims of which he has had notice.

JOHN KEATING & ASSOCIATES, solicitors,  
191 Greville Street, Prahran 3181.

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Re: LOUEZ MIMMO, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 September 2009, are required by the trustee, Brett Mimmo, to send particulars to him, care of the undersigned, by 2 June 2010, 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 (t/as Garden & Green), lawyers,  
4 McCallum Street, Swan Hill 3585.

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Re: MILDRED ANDERSON  
SCOTT-SMITH, late of 10 Henderson Road,  
Baxter, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 October 2009, are required by the trustee, Geoffrey Scott-Smith, to send particulars to their solicitors at the address below, by 31 May 2010, 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.

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Re: JUNE MARGARET MIDDLETON,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 October 2009, are required by the trustee, ANZ Trustees Limited, ACN 006 132 332, of Level 4, 100 Queen Street, Melbourne, Victoria, to send particulars to the trustee by 1 June 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: LEAH MARGARET GOODALL,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 September 2009, are required by the trustee, Christopher John Winchester, to send

particulars of such claims to him, in care of the undermentioned lawyers, by 1 June 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

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Re: BEATRICE NELLIE ABEL, late of 3  
Terrence Drive, Cranbourne North, Victoria,  
home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 November 2009, are required by the trustee, Peter Allen Abel of 4 Scott Close, Hallam, Victoria, forklift driver, to send particulars to the trustee by 25 June 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

RYAN CARLISLE THOMAS, lawyers,  
41 Robinson Street, Dandenong, Victoria 3175.

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ISABELLA NELSON HOOD CANN, late of  
6 Edward Street, Upper Ferntree Gully, Victoria,  
retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 November 2009, are required by Trust Company Limited, ACN 004 027 749, of 3/530 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 10 June 2010, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

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JOHN ALAN HEMINGWAY, late of Yooralla  
Society of Victoria, 25 Third Street, Clayton  
South, Victoria, invalid pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 September 2009, are required by Trust Company Limited, ACN 004 027 749, of 3/530 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 10 June 2010, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

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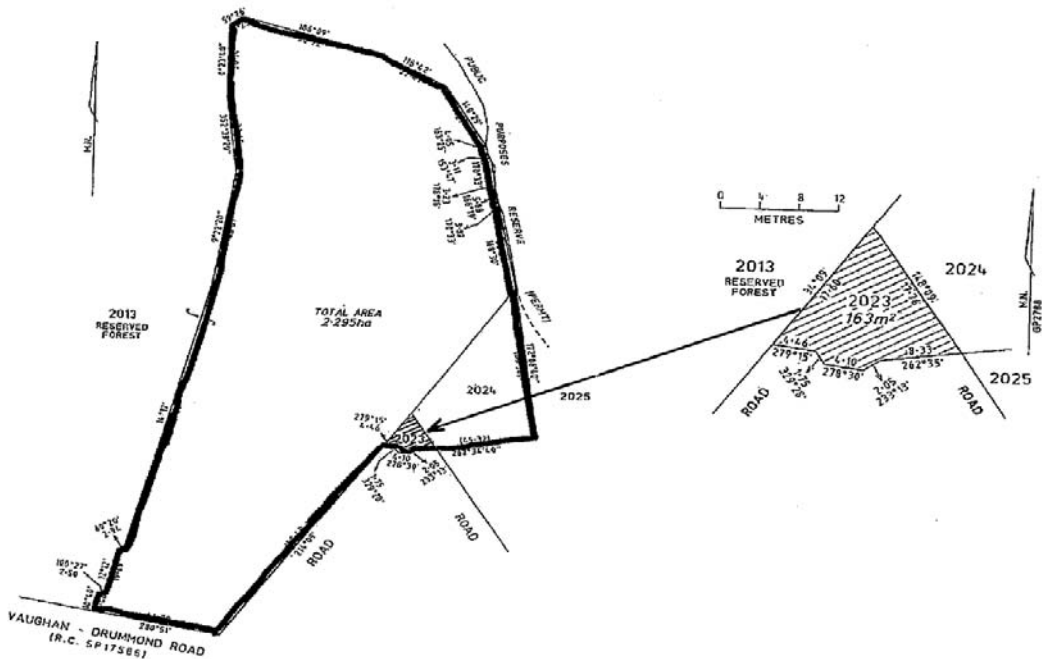


**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



Road Discontinuance

Pursuant to section 206, and schedule 10, clause 3 of the **Local Government Act 1989**, Hepburn Shire Council, at its ordinary meeting held on 20 October 2009, formed the opinion that the unmade and unnamed road reserve abutting the eastern boundary of the Doxa Youth Foundation in Drummond North comprising 163 m<sup>2</sup> on Crown Allotment 2023 and abutting Crown Allotment 24 and 25, as shown by hatching on the plan below, is not reasonably required for use as a road for public use and resolved to discontinue the road to allow for occupation of current buildings and fences that form part of the Doxa Youth Foundation.

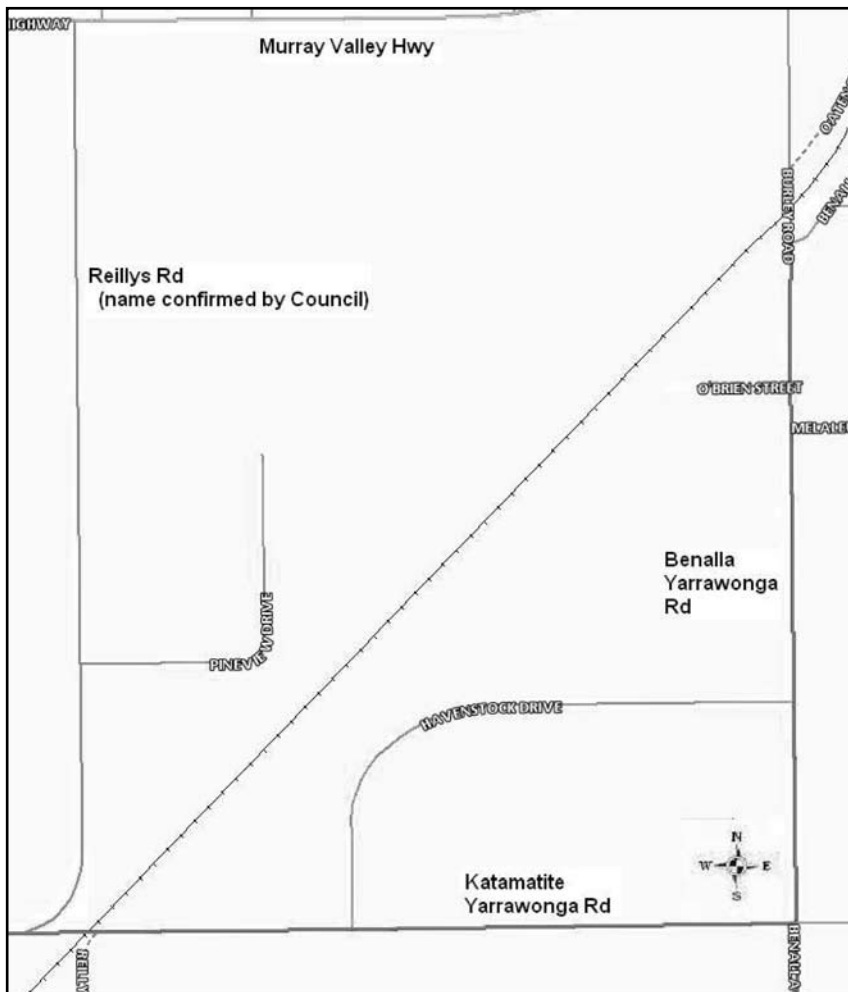


KAYLENE CONRICK  
Chief Executive Officer

MOIRA SHIRE COUNCIL

Road Naming – Reillys Road, West of Yarrowonga

At its meeting on 15 March 2010, acting under the **Road Management Act 2004**, Part 3, section 11, Moira Shire Council resolved to confirm the existing name for Reillys Road, west of Yarrowonga as shown on the map below.



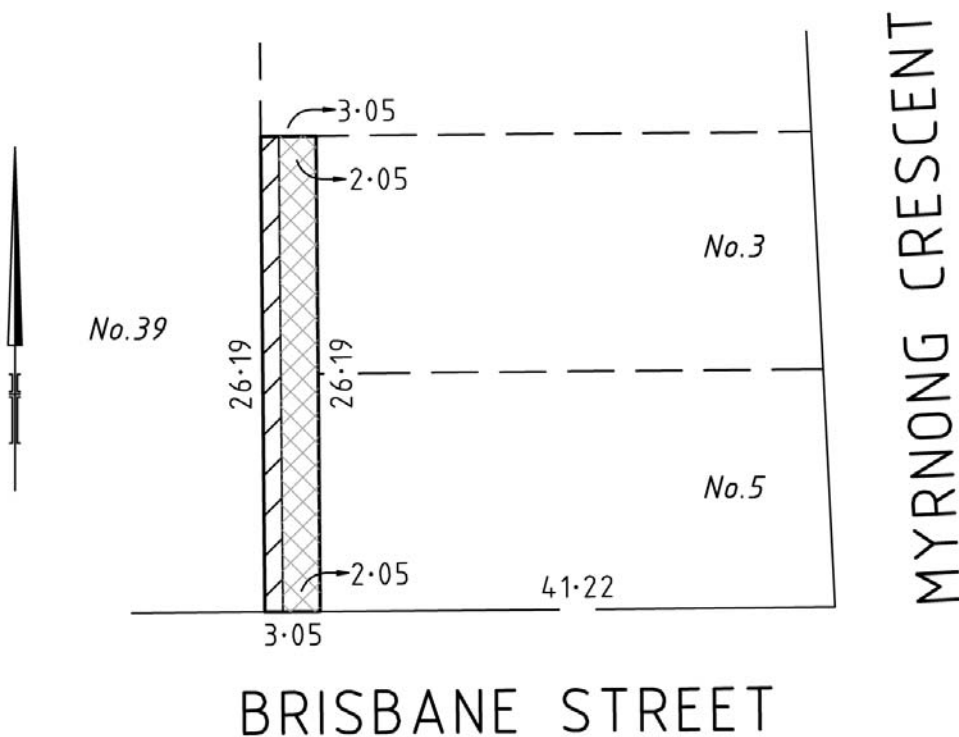
GARY ARNOLD  
Chief Executive Officer



Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Moonee Valley City Council, at its meeting on 16 March 2010, formed the opinion that the road abutting 39 Brisbane Street, 3 and 5 Myrnong Crescent, Ascot Vale, and shown hatched and cross-hatched on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and sell the land to the abutting owners.

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

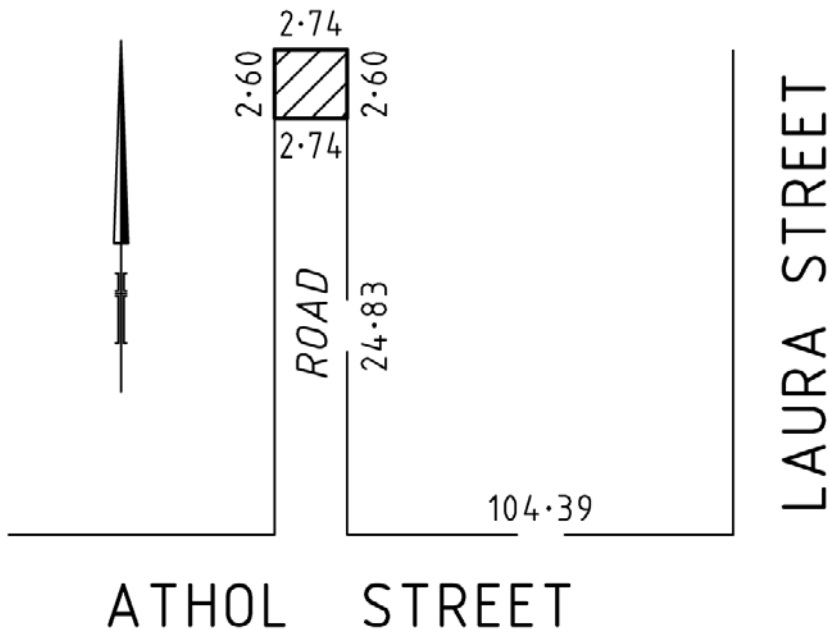


RASIAH DEV  
Chief Executive



Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Moonee Valley City Council, at its meeting in 16 March 2010, formed the opinion that the road located abutting 72 Athol Street, Moonee Ponds, and shown by hatching on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and sell the land to the abutting owner.



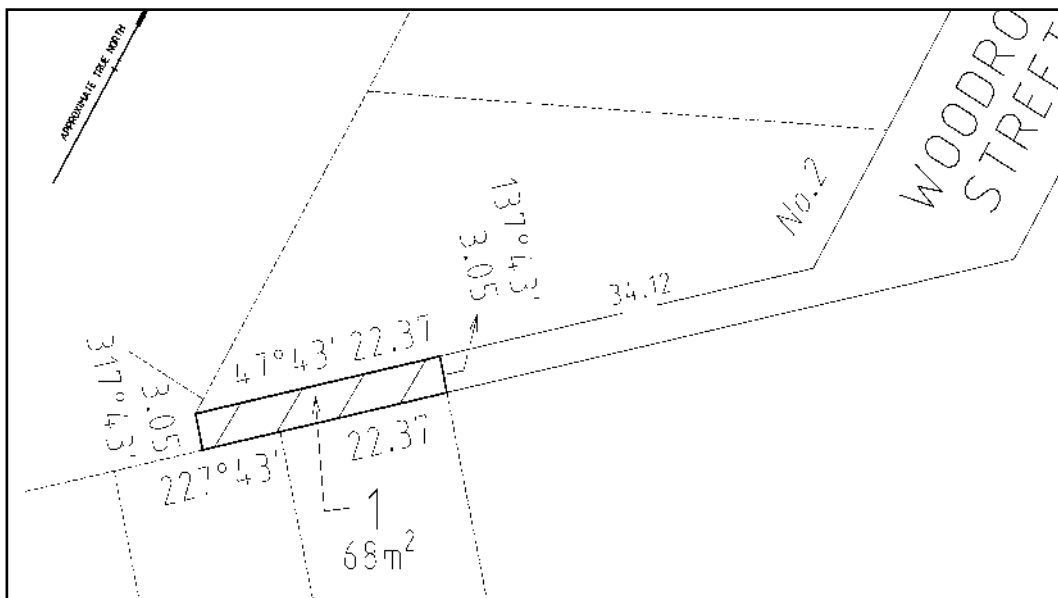
RASIAH DEV  
Chief Executive



COMMITTED TO A  
SUSTAINABLE  
PENINSULA

Discontinuance and Sale of Lane  
Adjacent to 2528 and 2530 Frankston–Flinders Road, Bittern

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Mornington Peninsula Shire Council has formed the opinion that the lane adjacent to Nos. 2528 and 2530 Frankston–Flinders Road, Bittern, as shown hatched on the plan below, is not reasonably required as a road for public use. The Shire has resolved to discontinue the lane and sell it by private treaty to the adjoining owner for consolidation with the adjoining title.



10.006877

DR MICHAEL KENNEDY OAM  
Chief Executive Officer

## CITY OF BALLARAT

## Community (Amendment) Local Law No. 17

Pursuant to section 119(2) of the **Local Government Act 1989**, notice is hereby given that at its 24 March 2010 meeting, the Ballarat City Council adopted Community (Amendment) Local Law No. 17 in order to effect various amendments to Community Local Law No. 15. The general purposes of the Local Law are to:

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

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

1. Clause 3.1.2 – Introduces a new clause to create an offence to place domestic, household or business waste into public waste bins.
2. Clause 5.24 – Introduces a new clause that requires a Local Law permit in order to conduct fireworks displays.
3. Clause 3.8 – Amends the clause that requires a Local Law permit to burn in the open or in incinerators. The amended clause will require a Local Law permit to burn in the open or in an incinerator on land less than 2,000 square meters.

4. Clause 5.17.1 – Introduces a new clause that will require shopping trolleys to be operated by means of a coin-lock mechanism.
5. Clause 4.6 – Amends the clause and allows discretion in regard to whether payment of a bond to Council is required when applying for an Asset Protection Permit.

Copies of the amended Community Local Law No. 15 can be obtained from the Town Hall, Sturt Street, Ballarat during normal office hours or via Council's website, [www.ballarat.vic.gov.au](http://www.ballarat.vic.gov.au)

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

ANTHONY SCHINCK  
Chief Executive Officer



Moreland City Council  
Notice of Making a Local Law  
'Meeting Procedure Local Law'

Notice is given pursuant to section 119(3) of the **Local Government Act 1989** that at its meeting held on 10 March 2010, Moreland City Council ('the Council') resolved to make Local Law titled 'Meeting Procedure Local Law'.

The purpose of the Local Law is to:

- (a) provide a mechanism to facilitate the good governance of Moreland City Council;
- (b) promote and encourage community leadership by Moreland City Council consistent with the community's views and expectations;
- (c) promote and encourage community participation in local government;
- (d) provide for the election of the Mayor and the Deputy Mayor;
- (e) provide for the procedures governing the conduct of meetings; and
- (f) provide for the use of the Council's common seal.

The general purport of the proposed Local Law is to:

- establish a law which will govern order of business, rules of debate, meeting procedure, public access and conduct of meetings;

- regulate the use and control of Council's common seal, and create an offence for a person using the common seal without authority;
- regulate the procedure for the election of the Mayor;
- regulate the procedure of Public Question Time at Ordinary Meetings of Council;
- allow Council to suspend Standing Orders;
- regulate the procedure for petitions;
- regulate the procedure for Points of Order; and
- revoke the existing 'Governance Local Legislation' made in January 2001.

A copy of the Local Law may be inspected at the Council Offices at Moreland Civic Centre, 90 Bell Street, Coburg; Brunswick Town Hall, 233 Sydney Road, Brunswick; and Glenroy Citizen Service Centre, 796N Pascoe Vale Road, Glenroy. Office hours are 8.30 am to 5.00 pm Monday to Friday except public holidays or Council's website at [www.moreland.vic.gov.au](http://www.moreland.vic.gov.au)

PETER BROWN  
Chief Executive Officer

#### MOYNE SHIRE COUNCIL

Moyne Land Capability and Biodiversity Study – Moyne Warrnambool Rural Housing and Settlement Strategy – Tower Hill Design Guidelines

These three strategies will be on public exhibition from 29 March 2010 until 30 June 2010 and the community is invited to make comment on these strategic planning documents.

The Land Capability and Biodiversity Study and Rural Housing and Settlement Strategy ultimately seeks to protect the viability of farming land, assist in securing the agricultural economic future of the municipalities and establish certainty for the future settlement needs of the municipalities. The Tower Hill Guidelines aims to provide a clear set of guidelines for development within the Significant Landscape Overlay 5 and 6 in and around the Tower Hill area.

The strategy documents are available at the following locations:

#### Internet

Download the documents from websites [www.moyne.vic.gov.au/publicnotices](http://www.moyne.vic.gov.au/publicnotices) or [www.warrnambool.vic.gov.au](http://www.warrnambool.vic.gov.au)

Full copies of documents to view will be located at:

- Moyne Shire Council offices at Port Fairy, Mortlake and Macarthur, and at the Warrnambool City Council office;
- Hawkesdale Family Services Centre;
- Panmure General Store;
- Allansford General Store;
- Peterborough General Store; and,
- Libraries at Port Fairy, Koroit and Mortlake.

#### 'Take away' documents

There will be a summary document available at the above locations for people to take away, or alternately there will also be a CD containing all of the documents in electronic format.

#### Information sessions

Information sessions will also be held at the following venues and dates between 7 pm until 9.30 pm:

- Wednesday 21 April at Yambuk – Yambuk Public Hall
- Thursday 22 April at Koroit – Koroit Football Club Social Club Rooms
- Tuesday 27 April at Mortlake – Moyne Shire Council office
- Wednesday 28 April at Peterborough – Peterborough Golf Club
- Thursday 29 April at Bushfield/Woodford – Woodford State School
- Monday 3 May at Nullawarre – Nullawarre Public Hall

#### Submissions can be sent

- about land in Moyne Shire, to Russell Guest, Strategic Planning Manager, Moyne Shire Council, PO Box 51, Port Fairy, Vic. 3284; or,
- about land in Warrnambool City, to Lisa Gervasoni, Coordinator City Strategy, Warrnambool City Council, PO Box 198, Warrnambool, Vic. 3280.

Submissions need to be written in the form of a letter to the above addresses or emailed to [moyne@moyne.vic.gov.au](mailto:moyne@moyne.vic.gov.au) or [wbool\\_city@warrnambool.vic.gov.au](mailto:wbool_city@warrnambool.vic.gov.au)

#### Close of submissions

Submissions must be received by the close of business 30 June 2010.

**Planning and Environment Act 1987**

## CASEY PLANNING SCHEME

## Notice of Preparation of Amendment

## Amendment C132

## Authorisation No. AO1569

The Casey City Council has prepared Amendment C132 to the Casey Planning Scheme.

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

The land affected by the Amendment is:

- part of No. 50 Memorial Drive, Narre Warren North (Lot 1 TP: 659178, Volume 9085, Folio 794), comprising an area of approximately 1,530 square metres; and
- Nos. 7–9 and 11 Fullard Road, Narre Warren (Lots 3, 2 and 1 LP 51172, Volume 8303, Folio 483 and Volume 8485, Folio 636), comprising an area of 12,113 square metres.

The Amendment proposes to:

- rezone part of the land at No. 50 Memorial Drive, Narre Warren North from a Public Use Zone – Service & Utility (PUZ1) to a Township Zone (TZ);
- rezone the land parcels at Nos. 7–9 and 11 Fullard Road, Narre Warren from a Public Use Zone – Service & Utility (PUZ1) to an Industrial 3 Zone (IN3Z); and
- introduce and apply a Design and Development Overlay, Schedule 1 (DDO1) over the land at Nos. 7–9 and 11 Fullard Road, Narre Warren.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the office of the planning authority: City of Casey, Customer Service Centre, Municipal Offices, Magid Drive, Narre Warren; City of Casey, Customer Service Centre, Shop 8 (Bendigo Bank building), Amberly Park Shopping Centre, 101 Seebeck Drive, Narre Warren South.

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

The Amendment is also available for viewing on the Department of Planning and Community Development website at [www.dpcd.vic.gov](http://www.dpcd.vic.gov).

[au/planning/publicinspection](http://au/planning/publicinspection) and on the City of Casey website at [www.casey.vic.gov.au/planningexhibition](http://www.casey.vic.gov.au/planningexhibition)

Any person who may be affected by the Amendment may make a submission to the planning authority. The closing date for submissions is 3 May 2010.

A submission must be sent to: Planning Scheme Amendment Coordinator, City of Casey, PO Box 1000, Narre Warren, Victoria 3805.

Please be aware that copies of objections or submissions received may be made available, including electronically, to any person for the purpose of consideration as part of the planning process.

Dated 1 April 2010

MICHAEL POLLARD  
Acting Manager Planning

**Planning and Environment Act 1987**

## STONNINGTON PLANNING SCHEME

## Notice of Preparation of Amendment

## Amendment C122

## Authorisation A01576

The Stonnington City Council has prepared Amendment C122 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 Minister for Planning has also authorised Council to approve the Amendment under section 35B of the Act.

The land affected by the Amendment is part 33–35 Jackson Street, Toorak.

The Amendment proposes to apply the Heritage Overlay (HO372) to part 33–35 Jackson Street, Toorak, and to allow for the consideration of a prohibited use with a planning permit.

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 Stonnington City Council, Prahran Town Hall, corner of Greville and Chapel Streets, Prahran; and at the Department of Planning and Community Development website [www.dpcd.vic.gov.au/planning/publicinspection](http://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](http://www.stonnington.vic.gov.au)

The closing date for submissions is 3 May 2010. A submission must be sent to City Strategy, City of Stonnington, PO Box 21, Prahran 3181.

STEPHEN LARDNER  
Manager City Strategy

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 3 June 2010, after which date State Trustees Limited may convey or distribute the assets, having regard only to the claims of which State Trustees Limited then has notice.

BURNETT, Ronald, late of 140 Witt Street, Yarrowonga, Victoria 3730, who died on 7 November 2009.

MENZ, Julie, late of 7 Hurst Court, Epping, Victoria 3076, pensioner, who died on 25 February 2010.

MILLS, Jean Elizabeth, formerly of 146 Park Drive, Parkville, but late of 50 Madeline Street, Glen Iris, Victoria 3146, who died on 8 March 2010.

TRIPPETT, Audrey Alice Jean, late of Villa Maria Nursing Home, 1424 Plenty Road, Bundoora, Victoria 3083, pensioner, who died on 1 October 2009.

WELLER, Mavis, late of 2 Headline Court, Heathmont, Victoria 3135, pensioner, who died on 28 November 2009.

Dated 25 March 2010

ROD SKILBECK  
Manager  
Client Services

## EXEMPTION

Application No. A48/2010

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995** by P. and A. Shelper Pty Ltd, t/as Hampton Ladies Health Club ACN 057 339 223, for exemption from sections 13, 42, 59, 65, 100 and 195 of that Act to engage in the specified conduct.

In this exemption the specified conduct means all of the following –

- (a) to provide a health and fitness centre for women only;
- (b) to employ women only to staff the fitness centre mentioned in paragraph (a);
- (c) to advertise the services mentioned in paragraph (a) and to advertise for and employ women for the positions mentioned in paragraph (b).

Upon reading the material submitted in support of the application, including the affidavit of Patricia Winifred Shelper, the Tribunal notes that –

- Exemptions for the same purpose were previously granted to the Applicant by the Tribunal in May 2003 and March 2007;
- Since then the Applicant has received no complaints in respect of its health club;
- Many of the members would not be exercising at a fitness centre if it was not for women only and staffed by women only.

The Tribunal is satisfied that it is appropriate to grant an exemption from sections 13, 42, 59, 65, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 13, 42, 59, 65, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 1 April 2013.

Dated 29 March 2010

MRS A. COGHLAN  
Deputy President

#### EXEMPTION

Application No. A49/2010

The Victorian Civil and Administrative Tribunal has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995**, by Rumbalara Aboriginal Co-operative Ltd. The application for exemption is to enable the applicant to recruit and employ an Aboriginal or Torres Strait Islander for the position of a deputy Chief Executive Officer (the exempt conduct).

Upon reading the material submitted in support of the application, including the affidavit of Felicia Dean, 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:

- The Rumbalara Aboriginal Co-operative Ltd philosophy is based upon self determination, self management and governance structure.
- The Chief Executive positions are always filled by aboriginal persons.
- The position ensures succession planning and ensures the Rumbalara Aboriginal Co-operative Ltd philosophy of self determination and self management is maintained.
- That an exemption in the same terms was granted on 24 April 2007 and is about to expire.

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 1 April 2013.

Dated 29 March 2010

MRS A. COGHLAN  
Deputy President

#### EXEMPTION

Application No. A51/2010

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995** (the Act), by FMC Relationship Services trading as the Family Mediation Centre (FMC) (the applicant). The application for exemption is to enable the applicant to advertise for and employ specifically either male or female family dispute resolution practitioners.

Upon reading the material submitted in support of the application, including the affidavit of Mary Rose Yuncken, 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 advertise for and employ specifically either male or female family dispute resolution practitioners.

In granting this exemption the Tribunal noted that:

- FMC is a not-for-profit organisation funded by the Commonwealth Attorney-General's Department and Department of Housing, Community Services and Indigenous Affairs.
- FMC provides family dispute resolution services to separated couples experiencing conflict who may otherwise be the subject of proceedings under the Family Law Act in regard to property settlement and arrangements for children.
- FMC offices are located in Moorabbin, Narre Warren, Ringwood, Frankston, Chadstone, Traralgon, Moonee Ponds and Broadmeadows.
- Family Dispute Resolution (FDR) Practitioners are required to have undergone specialist training and supervised experience to meet the legal requirements of accreditation pursuant to Family Law (Family Dispute Resolution Practitioners) Regulations 2008. There is a critical shortage of qualified FDR practitioners nationally, making recruitment difficult.
- The FMC's best practice model provides dispute resolution sessions facilitated by a male and a female FDR Practitioner together. It is important to provide a gender balance during sessions to ensure that both parties feel that their issues are being addressed in a non-judgmental and unbiased manner.

- FDR Practitioners are frequently required to address issues of domestic violence, power imbalance within relationships and parties who are at different emotional stages due to separation. It is essential that practitioners are able to quickly develop rapport and trust with clients and this can be facilitated more effectively when gender specific issues are addressed.
- Currently there is a gender imbalance of FDR practitioners at several of the FMC's offices. There is for example a shortage of female practitioners in our Traralgon office and a shortage of male practitioners at our Moorabbin and Frankston offices. An exemption would enable this imbalance to be addressed and ensure that client needs are met.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ specifically either male or female family dispute resolution practitioners.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 1 April 2013.

Dated 26 March 2010

MRS A. COGHLAN  
Deputy President

Department of Treasury and Finance

SALE OF CROWN LAND  
BY PUBLIC AUCTION

on Saturday 24 April 2010 at 11.30 am on site

**Reference:** F09/2627.

**Address of Property:** 21 Windsor Avenue, Springvale.

**Crown Description:** Crown Allotment 2016, Title Plan TP 914720F, Parish of Mordialloc.

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

**Area:** 1,501 m<sup>2</sup>.

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

**Selling Agent:** McDonald Real Estate, 287 Springvale Road, Springvale, Victoria 3171.

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

Department of Treasury and Finance

SALE OF CROWN LAND  
BY PUBLIC AUCTION

on Saturday 24 April 2010 at 11 am on site

**Reference:** F07/23.

**Address of Property:** 23 Windsor Avenue, Springvale.

**Crown Description:** Crown Allotment 2D, Title Plan TP 914721D, Section 12, Parish of Mordialloc.

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

**Area:** 1,171 m<sup>2</sup>.

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

**Selling Agent:** McDonald Real Estate, 287 Springvale Road, Springvale, Victoria 3171.

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

Department of Treasury and Finance

SALE OF CROWN LAND  
BY PUBLIC AUCTION

Public Auction to be held on site 11.00 am  
Saturday 1 May 2010

**Reference:** 2009/2532.

**Address of Property:** 9A Hurt Street, Violet Town.

**Crown Description:** Crown Allotment 15, Section 12, Township of Violet Town, Parish of Shadforth.

**Terms of Sale:** 10% deposit, Balance payable in 30/60 days or earlier by mutual agreement.

**Area:** 1320 m<sup>2</sup>.

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

**Selling Agent:** Landmark Real Estate, 13 Binney Street, Euroa, Victoria 3666.

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

### **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**.

Sale & District Tourism Association Inc.; St Patrick's Tennis Club Inc.; Southern Collective Against Violence & Abuse Inc.; Raywood Hotel Social Club Inc.; Bairnsdale Police Social Club Inc.; Living Traditions Inc.; Keep on Track Inc.; Temple of Vesta Inc.; Baw Baw Homebiz Association Inc.; Mid Week Winter Tennis Association Inc.; Waverley Junior Football Association Inc.; Wangaratta & District Young Men's Christian Association Youth Services Inc.; Royal Hotel Social Golf Club Inc.; Seni Arts Inc.; The Ecumenical Summer School Inc.; Murray Valley Rural Industry Assistance Group Inc.; Cranbourne Gymnastic Club Inc.; Lada Niva Club of Victoria Inc.; Wareek Neighbourhood Watch 039 Inc.; Friends of Kirralee Auxiliary Inc.; Viccentral Highlands Area Consultative Committee (VICCHACC) Inc.; Macarthur 150th 'Back To' Committee Inc.; The Apex Club of Altona Inc.; Apex Club of Bendigo Inc.; Apex Club of Maroondah Inc.; Apex Club of Nagambie Inc.; Apex Club of Koroit Inc.; Apex Club of Kialla Inc.; Apex Club of Dragon City (Bendigo) Inc.; Apex Club of Sea Lake & District Inc.; The Apex Club of Rochester Inc.; Apex Club of Swan Hill Inc.; Apex Club of Diamond Valley Inc.; Apex Club of Corryong Inc.; Benalla Apex Club Inc.

Dated this day 1 April 2010

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

### **Building Act 1993**

#### BUILDING REGULATIONS 2006

##### Notice of Accreditation

Pursuant to Part 14 of the Building Regulations 2006 a Certificate of Accreditation (Number V10/02) has been issued to Winns Folly Pty Ltd, 36 Edward Street, Mackay, Qld 4740, by the Building Commission for the Winns Water Saver.

The Building Regulations Advisory Committee appointed under Division 4 of Part 12 of the **Building Act 1993** after examination of an application for the accreditation of Winns Water Saver as suitable for use in a Class 1 building, has determined that Winns Water Saver complies with Performance Requirement:

##### P2.6.1 of Volume Two

of the Building Code of Australia, as adopted by the Building Regulations 2006, as that clause applies to the efficient use of water.

Conditions for use are provided on the Certificate.

KERIM OMANOVIC  
Secretary  
Building Regulations Advisory Committee

### **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 scale of fees and charges fixed by the following cemetery trust. The approved scale of fees and charges will take effect from 1 July 2010 and will be published on the internet.

Mornington Peninsula Cemetery Trust

BRYAN CRAMPTON  
Manager  
Cemeteries and Crematoria Regulation Unit

### **Congestion Levy Act 2005**

#### CONGESTION LEVY REVIEW

The Department of Treasury and Finance (DTF) is conducting a review of the effectiveness of the Congestion Levy, an annual charge imposed on non-exempt long-stay parking in the Melbourne CBD and some surrounding areas.

DTF would like to invite interested parties to make a submission addressing the Terms of Reference (below), to help inform the Review's final findings and recommendations.

Please forward your submission to:

Congestion Levy Review  
Department of Treasury and Finance  
1 Treasury Place  
East Melbourne, Vic. 3002  
Fax: (03) 9651 2062  
Email: congestionlevyreview@dtf.vic.gov.au

Generally, all submissions would be treated as public documents unless individuals or organisations request otherwise. Please note that freedom of information access requirements will apply to all submissions including those treated as confidential. Submissions close 5 pm, 1 May 2010.

#### Terms of Reference

On 1 January 2006, a Congestion Levy was introduced in parts of inner Melbourne to reduce congestion and associated negative impacts. The Levy applies to non-exempt long-stay parking spaces within the Levy Area as defined in the **Congestion Levy Act 2005**.

In line with the Government's commitment to review the effectiveness of the Levy after three years of operation, the Victorian Treasurer Mr John Lenders MP has asked the Department of Treasury and Finance to conduct a review of the Levy. The Review will take into account the first four years of operation of the Levy with the objectives of gauging its contributions to congestion management and assessing progress on streamlining its administration.

The Review will assess the effectiveness of the Levy having regard to trends in a range of indicators including:

- (i) parking supply and demand
- (ii) traffic volumes;
- (iii) air pollution levels; and
- (iv) public transport patronage.

In conducting the review, DTF will also consult with other agencies including:

- Department of Transport;
- Department of Sustainability and Environment;

- Department of Planning and Community Development;
- Environment Protection Authority;
- VicRoads; and
- City of Melbourne.

DTF should report to the Treasurer by 31 May 2010.

#### 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 Cranbourne Community House, licence ID995, is exempt from regulations 55(2)(a)(ii) and 55(3) of the Children's Services Regulations 2009.

This exemption remains in force until 28 February 2011 unless revoked earlier.

Dated 29 March 2010

PROFESSOR PETER DAWKINS  
Secretary  
Department of Education and  
Early Childhood Development

#### Education and Training Reform Act 2006

##### NOTIFICATION CANCELLING REGISTRATION OF A TEACHER

Pursuant to section 2.6.29 of the **Education and Training Reform Act 2006**, the Victorian Institute of Teaching must disqualify a registered teacher from teaching and cancel his/her registration where that person has been convicted or found guilty at any time in Victoria or elsewhere of a sexual offence.

On 10 March 2010, Brendan James Hegarty was convicted of the sexual offences of use carriage service – access child pornography and knowingly possess child pornography.

On 10 March 2010, Brendan James Hegarty was disqualified from teaching and his registration as a teacher in Victoria was cancelled.

**Education and Training Reform Act 2006**

## NOTICE OF ORDER

Notice is given that Ministerial Order No. 273 dissolving the school councils of Seymour Technical High School, Seymour Primary School, Seymour East Primary School and Seymour Special School with effect from 12 July 2010 was made under section 2.3.2(6) of the **Education and Training Reform Act 2006** on 25 March 2010.

The general purpose of Order No. 273 is to constitute Seymour P–12 College Council as a consequence of the merger of Seymour Technical High School, Seymour Primary School, Seymour East Primary School and Seymour Special School.

BRONWYN PIKE, MP  
Minister for Education

**Conservation, Forests and Lands Act 1987**

## NOTICE OF MAKING OF A LAND MANAGEMENT CO-OPERATIVE AGREEMENT

Notice is given under section 80 of the **Conservation, Forests and Lands Act 1987** that a Land Management Co-operative Agreement has been entered into by the Secretary to the Department of Sustainability and Environment with the following landowners.

A copy of the Agreements is available for public inspection between the hours of 9.00 am and 5.00 pm at Biodiversity and Ecosystem Services Branch, Department of Sustainability and Environment, Level 2, 8 Nicholson Street, East Melbourne 3002, and at the relevant regional Department of Sustainability and Environment office.

Registered Proprietor	Site Location	Title Details – Volume/Folio	Dealing No. of Agreement
<b>Ballarat Office</b>	<b>402–406 Mair Street, Ballarat 3350</b>		
Barnaby Clark Gray and Micheal Jemma Carrington	Crown Allotment 5 on Plan of Subdivision 517163P, Parish of Yeo	10817/127	AG881983N
Brenda Veronica Flynn	Crown Allotments 1, 2, 3 on Title Plan 117775X, Parish of Caralulup	09791/333	AG882090A
Daryl Hoffmann	Daryl Hoffmann in relation to Crown Allotment 2 on Plan of Subdivision 419121D, Parish of Wensleydale	10417/609	AG881905K
Dunkeld Pastoral Company	Crown Allotment 1 of TP449600H, Parish of Moutajup	10667/470	AG882062F
Dunkeld Pastoral Company	Crown Allotment 1 of TP418767T, Parish of Moutajup	10667/471	AG882062F
Dunkeld Pastoral Company	Crown Allotment 77C of TP546341P, Parish of Moutajup	10667/472	AG882062F
Eastview Valley Pty Ltd	Crown Allotment 1 on Plan of Subdivision 549332M, Parish of Wurdi–Youang	11061/585	AG982796Y and AG982797W
Eastview Valley Pty Ltd	Crown Allotment 2 on Plan of Subdivision 549332M, Parish of Wurdi–Youang	11061/586	AG982796Y and AG982797W
Eastview Valley Pty Ltd	Crown Allotment 3 on Plan of Subdivision 542621S, Parish of Wurdi–Youang	10940/097	AG897984W, AG898271G and AG982796Y

<b>Registered Proprietor</b>	<b>Site Location</b>	<b>Title Details – Volume/Folio</b>	<b>Dealing No. of Agreement</b>
Giuseppi Bruno Perri	Crown Allotment 38J, Parish of Caralulup	03959/695	AG535242S
Robert Shoebridge and Aniela Witkowska	Land in Plan of Consolidation 174829U, Parish of Moorbanool	10106/576	AG772365A
Terence John Convery	Crown Allotment 6 on Plan of Subdivision 139074, Parish of Ptwhaitjorrk	09450/277	AG535326L
Olive Jane Woodburn	Subdivision A on Crown Allotment 5 on Title Plan 310201Y, Parish of Dunkeld	06778/507	AG773009T, AG881937V and AG969932T
Olive Jane Woodburn	Crown Allotments 2 and 5 on Title Plan 157519R, Parish of Dunkeld	06778/506	AG881960B
<b>Bendigo Office</b>	<b>Corner Midland Highway and Taylor Street, Bendigo 3351</b>		
Jennifer Robyn Alden and Peter Jefferis Morison	Crown Allotments 103A and 104, Parish of Wanurp	06575/820	AG898060V
Trevor Richard Clymo, Jan Elizabeth Clymo, Jade Anthony Clymo and Belinda Maree Clymo	Crown Allotment 99 on Title Plan 450380M, Parish of Calivil	07844/172	AG969886X
Kevin Thomas Coogan and Catherine Coogan	Crown Allotment 54, Parish of Tarrango	08941/447	AG535375W
Paul David Dettmann	Crown Allotments 59, and 60 Section B, Parish of Korong	08086/293	AG982685J
Paul David Dettmann	Crown Allotments 57, 58 59 Section B, Parish of Korong	08086/293	AG982707B
Lindsard Francis Ezard and Anne Therese Ezard	Crown Allotment 50, Parrish of Tottington	08354/387	AG773069Y, AG846818D and AG98273R
Forest Edge Living Pty Ltd	Crown Allotment 2 on Plan of Subdivision 610856L, Parish of Axedale	11151/800	AG882077R
Marion DaCosta	Crown Allotment 3 Section 6, Parish of Painswick	09366/434	AG982599B and AG982631J
Marion DaCosta	Crown Allotment 10 Section 6, Parish of Painswick	09468/448	AG982599B and AG982631J
James Kevin O'Callaghan and Karen Anne O'Callaghan	Crown Allotment 14, Parish of Terrick Terrick East	01852/289	AG846854Y
<b>Traralgon Office</b>	<b>71 Hotham Street, Traralgon 3844</b>		
Ian Dartnell Dench	Crown Allotment 4 on Plan of Subdivision 129301, Parish of Binginwarri	09458/052	AG882010B
Ian Marcus Gunn and Amanda Briget Gunn	Crown Allotment 2 on Plan PS435510A, Parish of Tarwin South	10857/023	AG772933N
Joseph Thomas Kirby and Tania Debra Kirby	Crown Allotment 1 on Title Plan TP512787M, Parish of Darnium	06855/841	AG773311U

Registered Proprietor	Site Location	Title Details – Volume/Folio	Dealing No. of Agreement
Fethi Mehmed and Havva Mehmed	Crown Allotment 7 on Plan of Subdivision 054699, Parish of Moe	08404/820	AG772973A
<b>Box Hill Office</b>	<b>30 Prospect Street, Box Hill 3128</b>		
Wilhelm Viet and Irene Viet	Crown Allotment 97, Parish of Nangana	03288/590	AG882038C

Dated 1 April 2010

GREG WILSON  
Secretary  
Department of Sustainability and Environment

### 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>
Chloe Joan Rodda	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-agent's Licence
Brian John Savage	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-agent's Licence

Dated at Melbourne 30 March 2010

DEBRA GALLUCCI  
Registrar  
Magistrates' Court of Victoria



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

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Olga Elia	Ausreclaim Pty Ltd	71 Victoria Parade, Collingwood 3066	Commercial Agent's Licence
Louise Lesieli Taulii	Australian Receivables Ltd	363 King Street, West Melbourne, Vic. 3003	Commercial Sub-agent's Licence
Angus J. Tillott	Australian Receivables Ltd	363 King Street, West Melbourne, Vic. 3003	Commercial Sub-agent's Licence
Ashwin Kunar	Probe Group P/L	214 Balaclava Road, Caulfield North, Vic.	Commercial Sub-agent's Licence
George Christopoulos	Ecollect P/L	585 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-agent's Licence
Carly Ann Stelling	M. L. & C. Collections P/L	140 William Street, Melbourne, Vic. 3000	Commercial Sub-agent's Licence

Dated at Melbourne 30 March 2010

DEBRA GALLUCCI  
Registrar  
Magistrates' Court of Victoria

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

I, the undersigned, being a Registrar of the Magistrates' Court at Frankston, hereby give notice that application, as listed below, has been lodged for hearing at the Frankston Magistrates' Court on 15 April 2010.

Any person desiring to object to any of the applications must –

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>	<i>Date of Hearing</i>
Trevor Wheatley	Skip Tracker Pty Ltd	PO Box 3010, Mornington, Vic. 3931	Commercial Sub-agent's Licence	15 April 2010

Dated at Frankston 12 March 2010

SCOTT MacDONALD  
Registrar  
Magistrates' Court of Victoria

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

I, the undersigned, being a Registrar of the Magistrates' Court at Frankston, hereby give notice that application, as listed below, has been lodged for hearing at the Frankston Magistrates' Court on 15 April 2010.

Any person desiring to object to any of the applications must –

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>	<i>Date of Hearing</i>
Aaron Stokes	Skip Tracker Pty Ltd	PO Box 3010, Mornington, Vic. 3931	Commercial Sub-agent's Licence	15 April 2010

Dated at Frankston 12 March 2010

SCOTT MacDONALD  
Registrar  
Magistrates' Court of Victoria

**Land Acquisition and Compensation Act 1986**

FORM 7

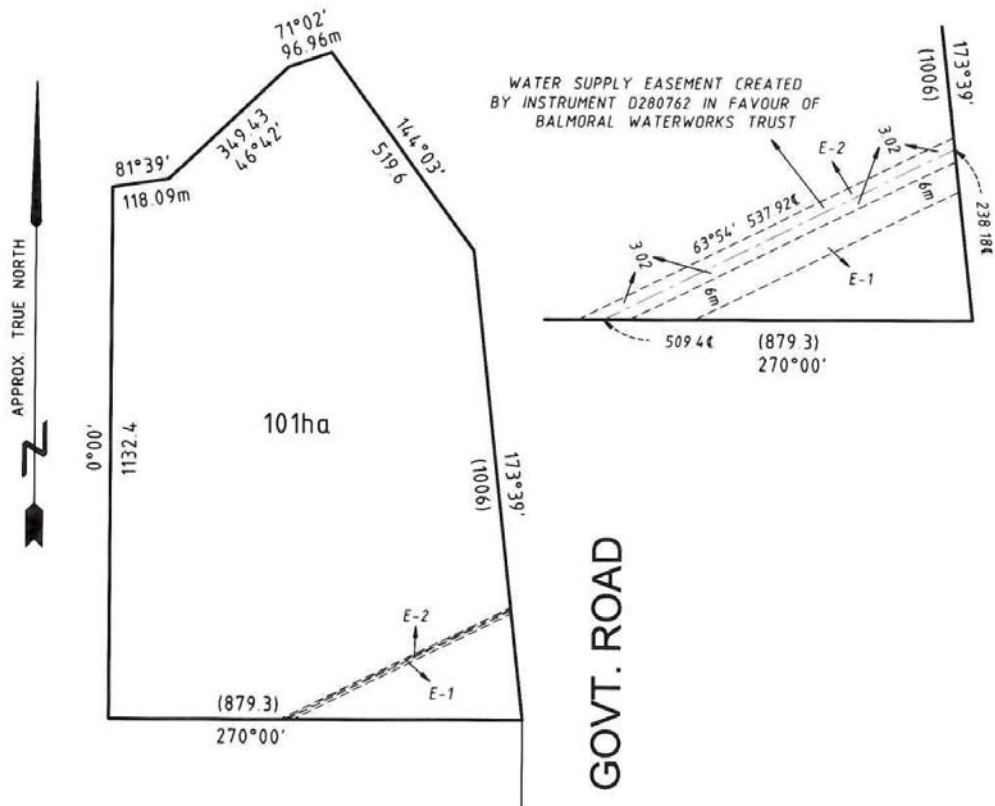
S. 21  
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

Wannon Region Water Corporation, ABN 94 007 404 851, of 99 Fairy Street, Warrnambool, Victoria 3280 ('the Authority'), declares that by this notice it acquires the following interest in the land described as:

Easement for water supply purposes over that piece of land being portion of the land comprised and described in Certificate of Title Volume 06930 Folio 838 the location of which is marked ('E1') on the Plan annexed hereto ('the land').



Dated 24 February 2010

Signed, sealed and delivered by the General Manager Service Delivery of Wannon Region Water Corporation pursuant to the power delegated to that position by an Instrument of Delegation dated 30 January 2009 in the presence of

Signed  
ANDREW JEFFERS  
General Manager Service Delivery

Signed  
JOHN HUF  
Witness

**Land Acquisition and Compensation Act 1986**

FORM 7

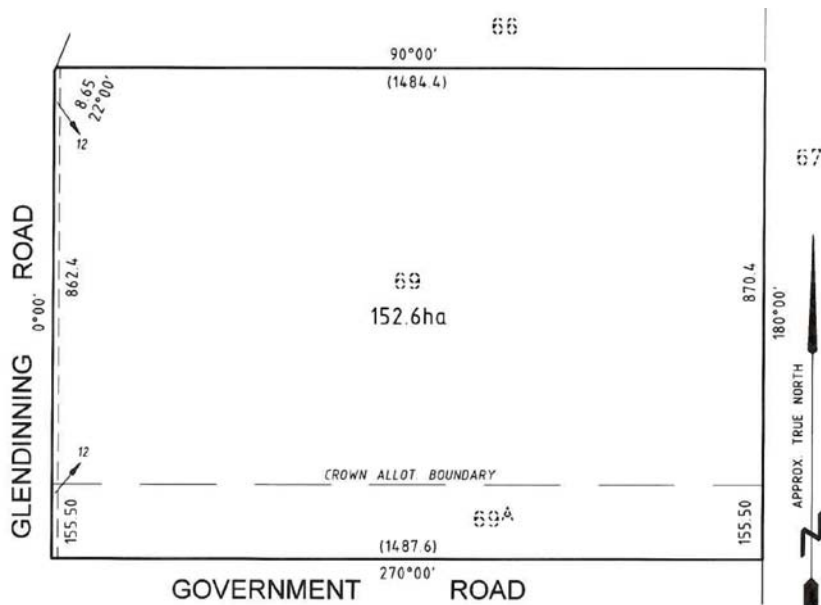
S. 21  
Reg. 16

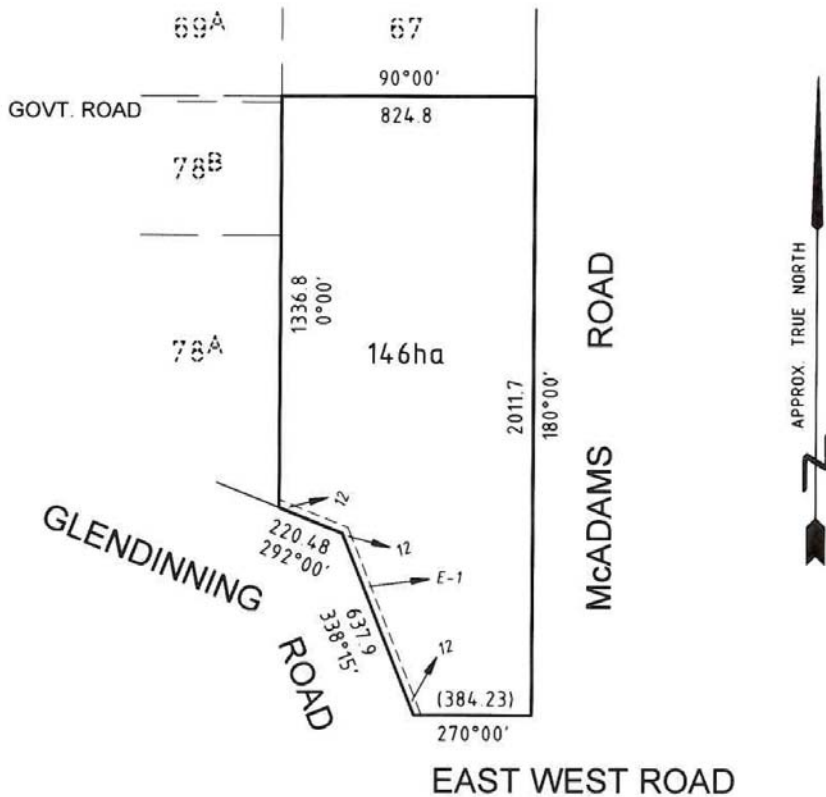
Notice of Acquisition

Compulsory Acquisition of Interest in Land

Wannon Region Water Corporation, ABN 94 007 404 851, of 99 Fairy Street, Warrnambool, Victoria 3280 ('the Authority'), declares that by this notice it acquires the following interest in the land described as:

Easement for water supply purposes over that piece of land being portion of the land comprised and described in Certificate of Title Volume 11007 Folio 708, Volume 10957 Folio 889 and Volume 08244 Folio 603 the location of which is marked ('E1') on the Plans annexed hereto ('the land').





Dated 24 February 2010

Signed, sealed and delivered by the General Manager Service Delivery of Wannon Region Water Corporation pursuant to the power delegated to that position by an Instrument of Delegation dated 30 January 2009 in the presence of

Signed  
 ANDREW JEFFERS  
 General Manager Service Delivery

Signed  
 JOHN HUF  
 Witness

**Land Acquisition and Compensation Act 1986**

FORM 7

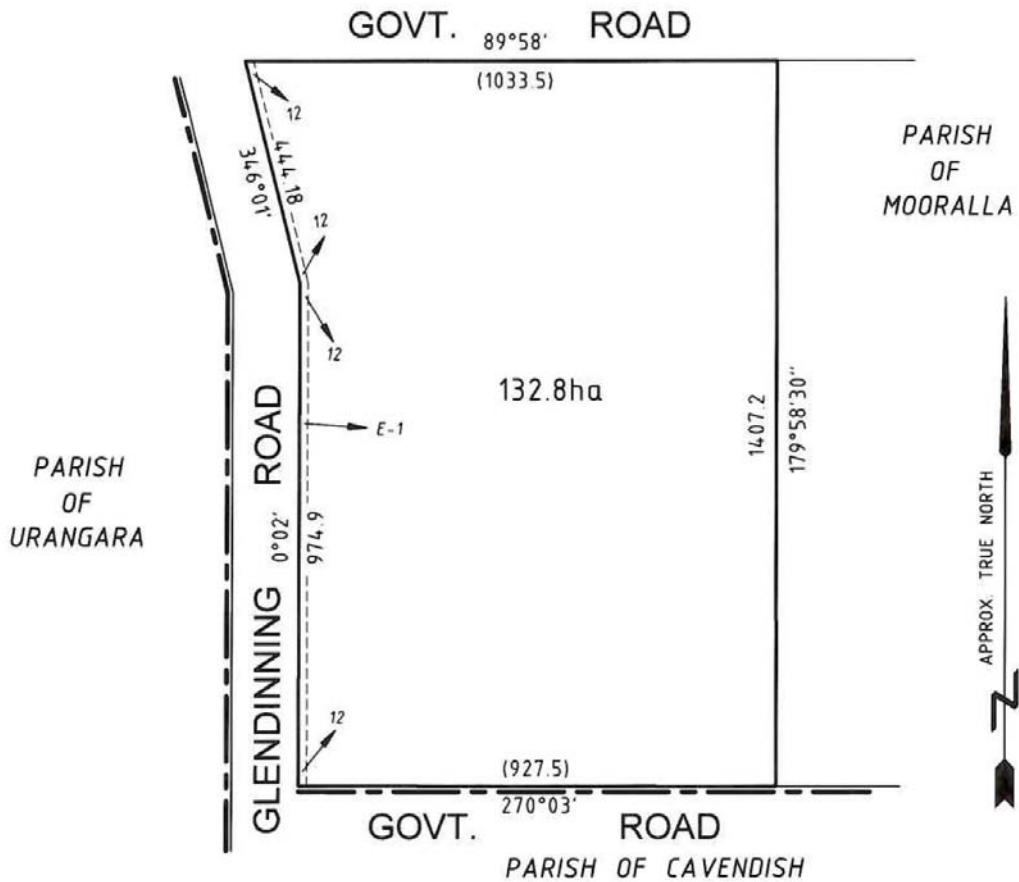
S. 21  
Reg. 16

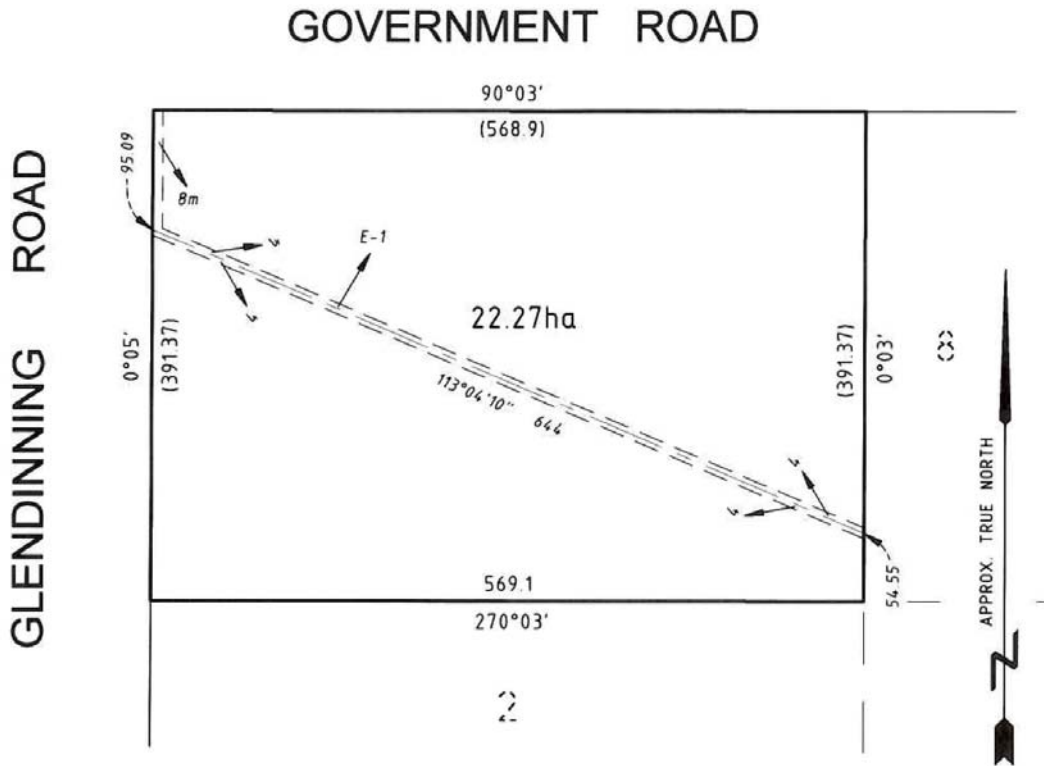
Notice of Acquisition

Compulsory Acquisition of Interest in Land

Wannon Region Water Corporation, ABN 94 007 404 851, of 99 Fairy Street, Warrnambool, Victoria 3280 ('the Authority'), declares that by this notice it acquires the following interest in the land described as:

Easement for water supply purposes over that piece of land being portion of the land comprised and described in Certificate of Title Volume 07844 Folio 159 and Volume 08618 Folio 698 the location of which is marked ('E1') on the Plans annexed hereto ('the land').





Dated 24 February 2010

Signed, sealed and delivered by the General Manager Service Delivery of Wannon Region Water Corporation pursuant to the power delegated to that position by an Instrument of Delegation dated 30 January 2009 in the presence of

Signed  
ANDREW JEFFERS  
General Manager Service Delivery

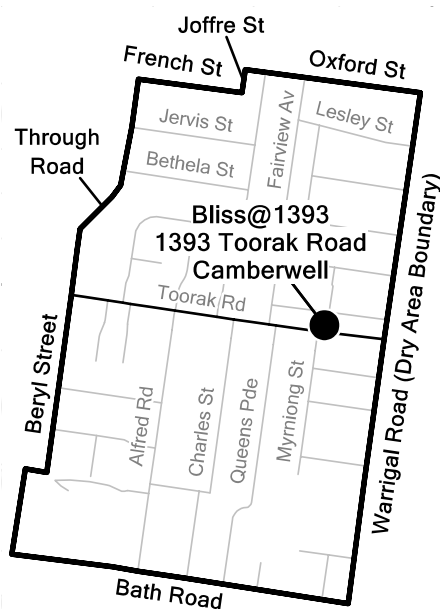
Signed  
JOHN HUF  
Witness



**Liquor Control Reform Act 1998****LIQUOR LICENSING POLL****Camberwell Neighbourhood**

The Director of Liquor Licensing has received an application for an on-premises licence for Bliss@1393, 1393 Toorak Road, Camberwell. As the application for a licence is in a 'dry area', the Director of Liquor Licensing, pursuant to clause 17 of Schedule 3 of the **Liquor Control Reform Act 1998**, has ordered a poll of electors in the neighbourhood surrounding the above premises. The Director of Liquor Licensing determines this neighbourhood. The Victorian Electoral Commission (VEC) will conduct the poll entirely by post.

1. The neighbourhood delineated by the Director of Liquor Licensing for Bliss@1393 licensing poll comprises the neighbourhood on the map below:



2. The resolution to be submitted to the electors  
Electors in the Camberwell neighbourhood for Bliss@1393 licensing poll will be asked to vote 'yes' or 'no' with respect to the following resolution:  
'That an on-premises licence be granted in the neighbourhood of the premises situated at 1393 Toorak Road, Camberwell.'
3. Persons entitled to vote at the poll  
All electors who reside within the neighbourhood delineated, and were enrolled on the electoral roll used for State elections as of Thursday 4 March 2010, must vote at the poll. Copies of the official roll for the poll may now be inspected at the Victorian Electoral Commission, Level 8, 505 Little Collins Street, Melbourne.
4. Voting is compulsory  
Electors enrolled in the licensing poll neighbourhood as at Thursday 4 March 2010 are obliged to vote. The penalty for failing to vote without a valid and sufficient reason is currently \$58.00.
5. Postal voting  
The poll will be conducted entirely by post. Ballot papers will be mailed to all eligible electors from Wednesday 14 April 2010. To be included in the count, ballot papers must be received by the VEC by 5.00 pm on Monday 3 May 2010.

ROGER MILLAR  
Returning Officer

## VICTORIAN ENERGY EFFICIENCY TARGET (VEET) REGULATIONS 2008

Register of Products to be kept by the Essential Services Commission under section 9 of the VEET Regulations – Applicable from Commencement of the VEET scheme.

**UPDATES TO PRODUCT REGISTERS AS OF MARCH 2010****VEET Scheme – Register of Products**

<b>Electric Boosted Solar or Heat Pump Water Heaters (Schedule 1C)</b>			<b>Added or Deleted</b>
<b>Item</b>	<b>Product Model</b>	<b>Product Brand</b>	<b>Status</b>
1	GTD3402 Australis Series 2	Edwards	A
2	GTD3403 Australis Series 2	Edwards	A
3	272SLV	Solahart	A
4	273SLV	Solahart	A
5	325HAV	Solahart	A
6	342SLV	Solahart	A
7	343SLV	Solahart	A
8	432SLV	Solahart	A
9	433SLV	Solahart	A
10	434SLV	Solahart	A

**VEET Scheme – Register of Products**

<b>Gas/LPG Boosted Solar Water Heaters (Schedules 1D &amp; 3)</b>			<b>Added or Deleted</b>
<b>Item</b>	<b>Product Model</b>	<b>Product Brand</b>	<b>Status</b>
1	D2FL20T2AC	Dux Manufacturing	A
2	D2FN20T2AC	Dux Manufacturing	A
3	GTD3402 Australis Series 2 GS	Edwards	A
4	GTD3403 Australis Series 2 GS	Edwards	A
5	271SLVg	Solahart	A
6	272SLVg	Solahart	A
7	273SLVg	Solahart	A
8	341SLVg	Solahart	A
9	342SLVg	Solahart	A
10	343SLVg	Solahart	A
11	431SLVg	Solahart	A
12	432SLVg	Solahart	A
13	433SLVg	Solahart	A
14	434SLVg	Solahart	A

**VEET Scheme – Register of Products**

<b>High Efficiency Ducted Air to Air Heat Pumps (Schedules 7 &amp; 8)</b>			<b>Added or Deleted</b>
<b>Item</b>	<b>Product Model</b>	<b>Product Brand</b>	<b>Status</b>
1	SRA17C/SRA17E	Actron Air	A
2	40QPA15-7-E/ 38QPA15-7	Carrier	A
3	40QPA15-7SE/ 38QPA15-7	Carrier	A

Item	Product Model	Product Brand	Status
4	40QPA18-7-E+38QPA18-9	Carrier	A
5	40QPA18-7SE+38QPA18-9	Carrier	A
6	FDYP100DL / RZP100D	Daikin	D
7	DD16M10	Derby	A
8	DD17M10	Derby	A
9	ARTC36LATU	Fujitsu	D
10	ARTC72LATU	Fujitsu	A
11	ARTC90LATU	Fujitsu	A
12	B36AWYN762/B36AWYUE62	LG	A
13	ISD135K OSA140RKS	Temperzone	A
14	ISD135K OSA140RKT	Temperzone	A
15	ISD230K OSA230RKT	Temperzone	A
16	OPA170RKTG	Temperzone	A
17	OPA333	Temperzone	A
18	RAV-SM1102BT-E & RAV-SP1104AT-E	Toshiba	A
19	RAV-SM1402BT-E & RAV-SP1404AT-E	Toshiba	A

#### VEET Scheme – Register of Products

High Efficiency Space Air to Air Heat Pump (Schedule 10)			Added or Deleted
Item	Product Model	Product Brand	Status
1	AWM-33A	AGER	A
2	SIRA BF-34T KFR-34GW/T	Astle Air	A
3	EHP6.0AA	Bosch Thermoteknik AB	A
4	42LUVH026K & 38LUVH026K	Carrier	A
5	42LUVH034K & 38LUVH034K	Carrier	A
6	42ND026H/38ND026H	Carrier	A
7	ASW-H09A4/SAR1DI-AU	Daijitsu	A
8	FTXD50B / RXD50B	Daikin	D
9	FTXS25J****/RXS25J***	Daikin	A
10	FTXS35J**** / RXS35J***	Daikin	A
11	FTXS50J****/RXS50J***	Daikin	A
12	FTYN35H**** / RYN35H****	Daikin	A
13	LD-12CHS KFR-36GW S-12H	Danair	A
14	LD-12CHS KFR-36GW S-12H(Danair)	Danair	D
15	DEB-F12HRDN1-QC8G	DE	A
16	ESC-09HRDN1	Eclipse	A
17	ESC-12HRDN1	Eclipse	A
18	FO-I 184 LG	Fonko	A
19	FSD - 18Y3	Fujiair	A
20	AUS-12H53R130Dx(b2)	Galanz	A
21	GWH09MB-K3NNA3B	Gree	A
22	GWH12MB-K3NNA2B	Gree	A
23	GWH12MB-K3NNA3B	Gree	A

Item	Product Model	Product Brand	Status
24	GWHN09C2NK1CAT	Gree	A
25	HFR1222	Hisense	A
26	RAS/RCI-2.5HVRNSx2	Hitachi	A
27	RAS-35YHA/RAC-35YHA	Hitachi	D
28	HPS12	Hotpoint	A
29	KFR-26GW/AF2BP	Interfridge	A
30	KSV35HRA	Kelvinator	A
31	C12AWR NE0/C12AWU UE0	LG	A
32	C12AWR-NE2 / C12AWU-UE2	LG	A
33	R09AWN-NB10/R09AWN-UB10	LG	A
34	R12AWN-NB10/R12AWN-UB10	LG	A
35	R18AWN-NC10/R18AWN-UC10	LG	A
36	R22AWN-NC10/R22AWN-UC10	LG	A
37	R24AWN-NC10/R24AWN-UC10	LG	A
38	LNI0302541005	Luxai	A
39	MSC-12HRN1-QC7	MDV	A
40	MSH-12HRDN1-QC6	Midea	A
41	MSH-12HRDN1-QC6(Midea)	Midea	D
42	MSH-18HRIN1	Midea	A
43	MSS3.3B	Mistral	A
44	FDTC50ZIXVB	Mitsubishi	A
45	FDTVA502HENA1R	Mitsubishi	A
46	MCFH-A12WV-A*	Mitsubishi	D
47	MFZ-FB50VAH	Mitsubishi	A
48	MSC-A07YV*	Mitsubishi	D
49	MSZ-GE60VA	Mitsubishi	A
50	MSZ-GE71VA	Mitsubishi	A
51	SLZ-A12AR*	Mitsubishi	D
52	SRK20ZJ-S	Mitsubishi	A
53	SRK25ZJ-S	Mitsubishi	A
54	SRK35ZJ-S	Mitsubishi	A
55	FSD - 18Y3	Odenki	A
56	ASW-H09A4/SFR1DI-AU	Onsen	A
57	CS-E12JKR/CS-E12JKR	Panasonic	A
58	CS-E12JKR/CS-E12JKR-3	Panasonic	A
59	PWHO-12A	Phelpson	A
60	PRO-151N09	Proma	A
61	PRO-15IN09	Proma	A
62	QFNMR09-410	Q-Flow	A
63	AC09RLCSYS	Sharp	A
64	TAC-09CHSA/*I	TCL	A
65	RAS-10JKVP-E/RAS-10JAVP-E	Toshiba	D
66	RAS-10NKHP-A2/RAS-10N2AH-A2	Toshiba	A
67	RAS-10UKHP-AS2/RAS-10UAH-AS2	Toshiba	D

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<b>Item</b>	<b>Product Model</b>	<b>Product Brand</b>	<b>Status</b>
68	RAS-10UKV-E/RAS-10UAV-E	Toshiba	D
69	RAS-13JKVP-E/RAS-13JAVP-E	Toshiba	D
70	RAS-13UKV-E2/RAS-13UAV-E2	Toshiba	D
71	RAV-SM1101CT-E/RAV-SM1100AT-E	Toshiba	D
72	RAV-SM1102CT-E/RAV-SM1102AT-E	Toshiba	D
73	TWE/A100	Trane	D
74	SO9HS-1	Weathermaker	D
75	RAHC09FSAAAA-III	York	A
76	RAHC12FSAAAA-III	York	A
77	RVHC09DSAAAF-III	York	A
78	RVHC12DSAAAF-III	York	A
79	YJHC12FSAAAA-II	York	A
80	YJHC12FSAAAA-III	York	A

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**Planning and Environment Act 1987**

## ALPINE PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C24

The Minister for Planning has approved Amendment C24 to the Alpine Planning Scheme.

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

The Amendment alters the planning scheme maps and the schedule to the Heritage Overlay so that 13 heritage places included in Victorian Heritage Register are shown in the Alpine 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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the Alpine Shire Council, Great Alpine Road, Bright, Victoria 3741.

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 C60

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

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

The Amendment extends the expiry date specified in Subclause 5 of Schedule 5 to the Environmental Significance Overlay to 31 December 2011.

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](http://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 3215.

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

**Planning and Environment Act 1987**

## DAREBIN PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C79

The Darebin City Council has approved Amendment C79 to the Darebin Planning Scheme.

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

The Amendment:

- rezones two (2) parcels of land which form part of HP Zwar Reserve from the Public Use Zone 2 – Education to the Public Park and Recreation Zone;
- rezones 43 and 45 Cramer Street, Preston, from the Residential 1 Zone to the Public Use Zone 2 – Education; and
- rezones 2, 16, 22, 24 and 36 Leicester Street, Preston, from the Public Use Zone 2 – Education to the Residential 1 Zone.

The Amendment was approved by the Darebin City Council on 12 March 2010 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 12 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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Darebin City Council, Strategic Planning Unit, First Floor, 274 Gower Street, Preston, Victoria 3072.

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

**Planning and Environment Act 1987**

## GLENELG PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C48

The Minister for Planning has approved Amendment C48 to the Glenelg Planning Scheme.

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

The Amendment applies the Environmental Audit Overlay to 52 Jackson Street and 42 Shiels Terrace, Casterton.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Glenelg Shire Council, Cliff Street, Portland.

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 Approval of Amendment

## Amendment C101

The City of Greater Bendigo has approved Amendment C101 to the Greater Bendigo Planning Scheme.

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

The Amendment rezones the land known as 579 Napier Street, White Hills, and 20 Priest Street, White Hills, from Residential 1 Zone to Business 3 Zone and applies a Design and Development Overlay over the entire site.

The Amendment was approved by the City of Greater Bendigo on 18 March 2010 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 7 April 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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the City of Greater Bendigo, 195–229 Lyttleton Terrace, Bendigo, Victoria 3552.

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

**Planning and Environment Act 1987**

## GREATER GEELONG PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C185

The Minister for Planning has approved Amendment C185 to the Greater Geelong Planning Scheme.

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

The Amendment rezones 141–144 and 146–158 Torquay Road, Grovedale, from Business 4 Zone to Business 1 Zone.

The Minister has granted the following permit under Division 5 Part 4 of the Act:  
Permit No. 1511/2008.

Description of land: 142–144 Torquay Road, Grovedale.

A copy of the Amendment and permits can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours at the office of the City of Greater Geelong Council, 131 Myers Street, Geelong.

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

**Planning and Environment Act 1987**

## HOBSONS BAY PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C75

The Minister for Planning has approved Amendment C75 to the Hobsons Bay Planning Scheme.

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

The Amendment rezones land at part 2–10 Nelson Place (specifically the land on the south-west corner of Kanowna and Cecil Street) and 3–57 Nelson Place, from an Industrial 1 Zone and Special Use Zone 5 to a Residential 1 Zone and applies an Environmental Audit Overlay over the same land.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Hobsons Bay City Council, 115 Civic Parade, Altona.

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

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### **Planning and Environment Act 1987**

#### LATROBE PLANNING SCHEME

##### Notice of Approval of Amendment

###### Amendment C21

The Minister for Planning has approved Amendment C21 to the Latrobe Planning Scheme.

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

The Amendment:

- replaces the Schedule to Clause 52.03 by introducing the incorporated document ‘Latrobe Regional Airport Interim Land Use and Development Controls, 2010’; and
- replaces the Schedule to Clause 81.01 by introducing the incorporated document ‘Latrobe Regional Airport Interim Land Use and Development Controls, 2010’

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](http://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.

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

### **Planning and Environment Act 1987**

#### MELBOURNE PLANNING SCHEME

##### Notice of Approval of Amendment

###### Amendment C151

The Minister for Planning has approved Amendment C151 to the Melbourne Planning Scheme.

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

The Amendment will rezone:

- 1 Rankins Road, Kensington, from an Industrial 3 Zone to a Business 1 Zone;
- 203, 225, 235 and 247 Racecourse Road, Kensington, from an Industrial 3 Zone to Mixed Use Zone and apply the Environmental Audit Overlay to these sites; and
- 1 Nottingham Street, Kensington, from a Residential 1 Zone to a Mixed Use Zone and apply the Environmental Audit Overlay to this 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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the City of Melbourne, Level 3, 240 Little Collins Street, Melbourne, Victoria 3000.

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

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### **Planning and Environment Act 1987**

#### MORNINGTON PENINSULA PLANNING SCHEME

##### Notice of Approval of Amendment

###### Amendment C139

The Minister for Planning has approved Amendment C139 to the Mornington Peninsula Planning Scheme.

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

The Amendment makes changes to amend the schedules to both Clause 52.03 – Specific Sites and Exclusions and Clause 81.01 – Table



of Documents Incorporated in this Scheme, to insert the Incorporated Document titled 'Inghams Somerville Redevelopment, February 2010'.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Mornington Peninsula Shire at the following addresses: Hastings Office – Marine Parade, Hastings; Mornington Office – Queen Street, Mornington; and Rosebud Office – Besgrove Street, Rosebud.

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

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### **Planning and Environment Act 1987**

#### **MORELAND PLANNING SCHEME**

##### Notice of Approval of Amendment

##### Amendment C97

The Minister for Planning has approved Amendment C97 to the Moreland Planning Scheme.

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

The Amendment:

- rezones 81A Bell Street and 2–24 Rodda Street, Coburg, from a Residential 1 Zone (R1Z) to a Mixed Use Zone (MUZ);
- uses the schedule to the Mixed Use Zone to specify a maximum combined leasable floor area for shop of 1000 m<sup>2</sup>;
- removes the Heritage Overlay (HO21 and HO31) from the subject site and deletes reference to HO21 in the Schedule to the Heritage Overlay; and
- replaces Clause 22.12 (Coburg Activity Centre) Local Policy with an amended version of the local policy.

The Minister has granted the following permit(s) under Division 5 Part 4 of the Act:

Permit No. MPS/2009/73.

Description of land: 81A Bell Street and 2–24 Rodda Street, Coburg.

A copy of the Amendment and permit/s can be inspected, free of charge, at the Department

of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours at the office of the Moreland City Council, 90 Bell Street, Coburg.

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

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### **Planning and Environment Act 1987**

#### **MOYNE PLANNING SCHEME**

##### Notice of Approval of Amendment

##### Amendment C5

The Minister for Planning has approved Amendment C5 to the Moyne Planning Scheme.

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

The Amendment:

- introduces a new Schedule 3 to Clause 37.01 – Special Use Zone (SUZ3);
- rezones the Warrnambool Regional Airport from Farming Zone to SUZ3;
- introduces a new Schedule 22 and 23 to Clause 43.02 – Design and Development Overlay (DDO22 and DDO23);
- applies DDO22 and DDO23 to land within the vicinity of the airport, particularly land under the approach and take-off paths of the aerodrome's runways;
- introduces Clause 45.02, Airport Environs Overlay and new Schedule 2 (AEO2);
- applies AEO2 to land affected by the Australian Noise Exposure Forecasts chart; and
- amends Clause 66.04 to include the airport owner as a referral authority.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Moyne Shire Council, Princes Street, Port Fairy.

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

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**Planning and Environment Act 1987**

## PYRENEES PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C23

The Pyrenees Shire Council approved Amendment C23 to the Pyrenees Planning Scheme on 16 February 2010.

The Amendment extends existing Environmental Significance Overlay controls to protect 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.

The Amendment was approved by the Pyrenees Shire Council on 16 February 2010 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 7 May 2009. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, during office hours, at the offices of the Pyrenees Shire Council, Lawrence Street, Beaufort, and free of charge at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://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**

## PYRENEES PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C28

The Minister for Planning has approved Amendment C28 to the Pyrenees Planning Scheme.

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

The Amendment changes the Schedule to Clause 61.01 to make the Minister for Planning the person responsible for issuing of planning certificates in the Pyrenees 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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Pyrenees Shire Council, Lawrence Street, Beaufort.

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

**Planning and Environment Act 1987**

## STONNINGTON PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C123

The Minister for Planning has approved Amendment C123 to the Stonnington Planning Scheme.

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

The Amendment applies to all land affected by Schedules 5 and 7 to the Design and Development Overlay. The Amendment provides a six month extension to the interim height controls applying to the Waverley Road Neighbourhood Activity Centre while the permanent planning controls for the Centre are being finalised.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Stonnington City Council, corner of Chapel Street and Greville Street, Prahran.

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

**Planning and Environment Act 1987**

## SURF COAST PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C46

The Minister for Planning has approved Amendment C46 to the Surf Coast Planning Scheme.

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

The Amendment rezones part of 1445 Surf Coast Highway, Torquay, from Residential 1 Zone to part Public Use Zone 6 and part Public Park and Recreation Zone to facilitate the Torquay Community and Civic Precinct development. The Amendment also applies a new Schedule 16 to the Design and Development Overlay to land rezoned Public Use Zone 6, and deletes Schedule 8 to the Development Plan Overlay and Schedule 1 to the Design and Development Overlay from the rezoned land.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Surf Coast Shire Council, 25 Grossmans Road, Torquay.

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

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**Planning and Environment Act 1987**  
WARRNAMBOOL PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C17

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

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

The Amendment introduces a new Schedule 16 to Clause 43.02 – Design and Development Overlay (DDO16), and applies DDO16 to land in the vicinity of the Warrnambool Regional Airport, particularly land under the approach and take-off paths of the aerodrome's runways.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and

free of charge, during office hours, at the offices of the Warrnambool City Council, 25 Liebig Street, Warrnambool.

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

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**Planning and Environment Act 1987**  
WARRNAMBOOL PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C61 (Part 1)

The Minister for Planning has approved Amendment C61 (Part 1) to the Warrnambool Planning Scheme.

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

The Amendment rezones land at 24 and 38 Aberline Road and 31–41 Dales Road, Warrnambool, to the Residential 1 Zone and applies Development Plan Overlay 7 and Design and Development Overlay 4 to the land.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Warrnambool City Council, 25 Liebig Street, Warrnambool.

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

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**Planning and Environment Act 1987**  
WHITEHORSE PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C125

The Minister for Planning has approved Amendment C125 to the Whitehorse Planning Scheme.

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

The Amendment extends the expiry date of Schedules 5 and 6 to the Design and Development Overlay – Interim Mitcham Neighbourhood Activity Centre Height Limit Area 1 and Area 2 (1–19 Colombo Street, Mitcham) until 7 July 2010.

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](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Whitehorse City Council, 379–397 Whitehorse Road, Nunawading.

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

and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Yarra Ranges Shire Council, Anderson Street, Lilydale.

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

### **Planning and Environment Act 1987**

#### **YARRA RANGES PLANNING SCHEME**

##### **Notice of Approval of Amendment**

##### **Amendment C96**

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

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

##### The Amendment:

- rezones most of the existing Chirside Park golf course site from a Special Use Zone 5 (Outdoor Recreation Facility) to a Residential 1 Zone;
- retains the existing Chirside Park Country Club tennis courts, bowling facility and club house in a Special Use Zone and update Schedule 5 to allow the facilities to continue to operate in accordance with the zone provisions; and
- applies a Development Plan Overlay Schedule 3 to the Residential 1 Zoned area of the site, requiring that future subdivision meets certain development parameters.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning

## ORDERS IN COUNCIL

### **Borrowing and Investments Powers Act 1987**

APPROVAL BY THE GOVERNOR IN  
COUNCIL OF BORROWING AND  
INVESTMENT POWERS FOR WANNON  
REGION WATER CORPORATION

Order in Council

The Governor in Council under section 17A of the **Borrowing and Investment Powers Act 1987** (the Act) hereby declares that sections 5, 8, 11, 11AA, 12, 14, 15, 20, 20A and 21 of the Act apply to Wannon Region Water Corporation, an 'Authority' within the meaning of the **Water Act 1989**, with effect from and including the date it is published in the Government gazette.

Dated 30 March 2010

Responsible Minister

JOHN LENDERS MP

Treasurer

TOBY HALLIGAN  
Clerk of the Executive Council

### **Crown Land (Reserves) Act 1978**

RESERVATION OF LAND –  
DECOMMISSIONED CAULFIELD  
RESERVOIR SITE GLENHUNTLY

Order in Council

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

MUNICIPAL DISTRICT OF THE  
GLEN EIRA CITY COUNCIL

CAULFIELD – Public recreation; area 1.684 hectares, being Crown Allotment 2016, at Caulfield, Parish of Prahran as shown on Original Plan No. 122909 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (12L12–1916)

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

Dated 30 March 2010

Responsible Minister

GAVIN JENNINGS

Minister for Environment and  
Climate Change

TOBY HALLIGAN  
Clerk of the Executive Council

### **Crown Land (Reserves) Act 1978**

RESERVATION AND MANAGEMENT –  
DECOMMISSIONED CAULFIELD  
RESERVOIR SITE – GLENHUNTLY

Order in Council

The Governor in Council:

- (a) under section 4(1) of the **Crown Land (Reserves) Act 1978** (the Act) temporarily reserves the following Crown land which in his opinion is required for water supply purposes; and
- (b) under section 18(1) of the Act places the following Crown land under the control and management of South East Water Limited.

MUNICIPAL DISTRICT OF THE  
GLEN EIRA CITY COUNCIL

CAULFIELD – Crown Allotment 2015, at Caulfield, Parish of Prahran, [area 379 square metres] as shown on Plan No. OP122909 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (12L12–1916)

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

Dated 30 March 2010

Responsible Minister

GAVIN JENNINGS

Minister for Environment and  
Climate Change

TOBY HALLIGAN  
Clerk of the Executive Council

**Emergency Services Superannuation Act 1986**  
**Parliamentary Salaries and Superannuation Act 1968**  
**State Employees Retirement Benefits Act 1979**  
**State Superannuation Act 1988**  
**Transport Superannuation Act 1988**

SPECIFIED STANDARDS FOR THE ADMINISTRATION AND OPERATION OF  
 FAMILY LAW PROVISIONS 2010

Order in Council

The Governor in Council makes the following Order in Council:

**1 Title**

This Order in Council may be cited as the Specified Standards for the Administration and Operation of Family Law Provisions 2010.

**2 Purpose**

The purposes of this Order in Council are –

- (a) to specify the standards to be applied in the administration and operation of the family law provisions of the **Emergency Services Superannuation Act 1986**, the **Parliamentary Salaries and Superannuation Act 1968**, the **State Employees Retirement Benefits Act 1979**, the **State Superannuation Act 1988** and the **Transport Superannuation Act 1988**; and
- (b) to revoke the previous Order.

**3 Authorising Provisions**

This Order is made under –

- (a) sections 29A(1)(ca) and 29A(1)(cb) of the **Emergency Services Superannuation Act 1986**;
- (b) sections 24C(1)(ca) and 24C(1)(cb) of the **Parliamentary Salaries and Superannuation Act 1968**;
- (c) sections 73(1)(ca) and 73(1)(cb) of the **State Employees Retirement Benefits Act 1979**;
- (d) sections 92A(1)(ca) and 92A(1)(cb) of the **State Superannuation Act 1988**;
- (e) sections 53(1)(ca) and 53(1)(cb) of the **Transport Superannuation Act 1988**.

**4 Commencement**

This Order in Council comes into operation on the day it is published in the Government Gazette.

**5 Definitions**

In this Order –

**actuary** means a fellow or accredited member of the Institute of Actuaries of Australia approved by the Minister;

**administered scheme** means a superannuation scheme administered by the Trustee;

**debt account** means the debt account established under clause 11(1);

**previous Order** means the Specified Standards for the Administration and Operation of Family Law Provisions Order of 21 October 2003 published at page 2721 of the Victorian Government Gazette G 43 on 23 October 2003;

**relevant Act** means –

- (a) the **Emergency Services Superannuation Act 1986**; or
- (b) the **Parliamentary Salaries and Superannuation Act 1968**; or
- (c) the **State Employees Retirement Benefits Act 1979**; or

- (d) the **State Superannuation Act 1988**; or
  - (e) the **Transport Superannuation Act 1988**;
- relevant family law provisions** means the family law provisions of a relevant Act;  
**specified period** means the period for response by a non-member spouse under clause 7;  
**Trustee** means the Board or Parliamentary Trustee as described in the relevant Act.

**6 Revocation**

The previous Order is revoked.

**7 Specified period**

For the purposes of the relevant family law provisions and this Order, the specified period is –

- (a) 28 days from the date of the payment split notice by the trustee; or
- (b) such longer period as the Trustee may in its absolute discretion allow.

**8 Standards for the administration and operation of a payment split**

- (1) Subject to clause 9, this clause sets out the standards for the administration and operation of the relevant family law provisions where a superannuation interest in an administered scheme becomes subject to a payment split.
- (2) The Trustee must provide a written payment split notice to both the member spouse and the non-member spouse –
  - (a) for a payment split under a superannuation agreement or a flag lifting agreement, within 28 days after the operative time for the payment split;
  - (b) for a payment split under a splitting order, by the end of 28 days after the operative time for the payment split or the end of 28 days after the trustee receives a copy of the order, whichever is the later.
- (3) When a non-member spouse is required to request in writing –
  - (a) that a lump sum be transferred to an eligible superannuation plan; or
  - (b) that a lump sum be paid –the request, in order to be considered valid, must –
  - (c) be signed and dated by the person making the request; and
  - (d) include the name and postal address of the person making the request; and
  - (e) be submitted within the specified period; and
  - (f) comply with any requirements of the relevant Act as to the content of that request.
- (4) The Trustee must pay or transfer the non-member spouse's entitlement under a payment split –
  - (a) where the Trustee has received a valid written request by the non-member spouse –
    - (i) within 90 days of receiving that request; or
    - (ii) any longer period approved by the Trustee;
  - (b) where no valid written request has been received by the Trustee –
    - (i) within 90 days after the expiry of the specified period; or
    - (ii) any longer period approved by the trustee.
- (5) The Trustee must give to the non-member spouse within 28 days after the payment or transfer of the non-member spouse's entitlement under subclause (4) a written notice stating –
  - (a) that the benefits have been paid or transferred;
  - (b) the amount that was paid or transferred;

- (c) details on the components of the amount that was paid or transferred;
  - (d) the name and contact details of the transferee fund;
  - (e) the method and amount of adjustment to the base amount.
- (6) The Trustee must give to the member spouse within 28 days after payment or transfer of the non-member spouse's entitlement under subclause (4) a written notice stating –
- (a) that the benefits have been paid or transferred;
  - (b) the amount that was paid or transferred;
  - (c) if the payment split is a base amount, the amount of any adjustment that has been made to the member spouse's benefit entitlement;
  - (d) details regarding the method of adjustment to the member spouse's benefit entitlement.

## 9 Exercise of discretion where superannuation payment is a disability pension

- (1) In this clause –
- relevant provision** means –
- (a) section 22F(6) of the **Emergency Services Superannuation Act 1986**; or
  - (b) section 21CC(6) of the **Parliamentary Salaries and Superannuation Act 1968**; or
  - (c) section 66AC(6) of the **State Employees Retirement Benefits Act 1979**; or
  - (d) section 59AC(6) of the **State Superannuation Act 1988**; or
  - (e) section 36AC(6) of the **Transport Superannuation Act 1988**.
- (2) The Trustee may only make a determination under the relevant provision if the trustee has determined that there may be a further review undertaken in respect of the disability pension during the lifetime of the disability pensioner.
- (3) Clause 8 does not apply to the payment split if a determination has been made under the relevant provisions.

## 10 Splitting of member spouse's benefit entitlement

In splitting the member spouse's benefit entitlement under the relevant family law provisions –

- (a) a proportion must be taken from –
  - (i) the unrestricted non-preserved benefits; and
  - (ii) the restricted non-preserved benefits; and
  - (iii) the preserved benefitsof the member spouse;
- (b) the proportion taken from each category of benefits under paragraph (a) must be the same as the interest held by the member spouse in each category of benefits immediately before the benefits were paid or transferred to the non-member spouse.

## 11 Establishment of debt account

- (1) The Trustee must establish and maintain a separate debt account for each member spouse in respect of whom a payment or transfer of the non-member spouse's entitlement has been paid or transferred under clause 8(4).
- (2) The Trustee must debit to a member spouse's debt account an amount equal to the amount of entitlement paid or transferred under clause 8(4)
- (3) The member spouse's debt account must be indexed using a methodology approved by the Minister, on the advice of an actuary.
- (4) The Trustee must credit to a member spouse's debt account any repayments made under clause 12.



**12 Repayment of debt account**

- (1) A member spouse may, at any time prior to a benefit becoming payable, make a repayment to reduce or pay out the balance of the debt account.
- (2) The minimum amount of any repayment under subclause (1) is –
  - (a) if the debt account is less than \$5000, the balance of the debt account; or
  - (b) \$5000.

**13 Reduction of benefits or accrued benefits**

- (1) This clause sets out the standard for the reduction of benefits or accrued benefits under the relevant family law provisions.
- (2) If a member spouse continues in an administered scheme after an entitlement has been paid or transferred under clause 8(4) the contributions of the member spouse and the employer must continue as if no reduction of the benefits or accrued benefits had occurred.
- (3) If benefits are due to the member spouse –
  - (a) the entitlement of the member spouse must be calculated as if no reduction had occurred;
  - (b) the entitlement of a member spouse must be reduced by the balance of the debt account.
- (4) If the entitlement of a member spouse is a pension, the amount deducted in accordance with subclause (3)(b) must be treated as a commutation of the pension.

Dated 30 March 2010

Responsible Minister

TIM HOLDING MP

Minister for Finance, WorkCover  
and the Transport Accident Commission

TOBY HALLIGAN  
Clerk of the Executive Council

**Port Services Act 1995****DECLARATION OF PORT LAND  
– PORT OF PORTLAND****Order in Council**

The Governor in Council under section 5(5) of the **Port Services Act 1995** amends the Order made on 24 May 2005 and published in the Government Gazette on 26 May 2005 declaring certain areas of lands coloured yellow on map numbered LEGL./04–243 to be the port land of the port of Portland, to exclude an area of land as depicted in blue on map number LEGL./10–002.

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

Dated 30 March 2010

Responsible Minister

TIM PALLAS MP

Minister for Roads and Ports

TOBY HALLIGAN  
Clerk of the Executive Council

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