



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 16 Thursday 22 April 2010**

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**GENERAL**

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**Advertisers Please Note**

As from 22 April 2010

The last Special Gazette was No. 139 dated 21 April 2010.

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

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**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
- 

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

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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)  
ANZAC DAY WEEK 2010 (Monday 26 April 2010)**

**Please Note:**

The Victoria Government Gazette (General) for ANZAC Day week (G17/10) will be published on **Thursday 29 April 2010**.

**Copy deadlines:**

Private Advertisements **9.30 am on Friday 23 April 2010**

Government and Outer  
Budget Sector Agencies Notices **9.30 am on Tuesday 27 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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JENNY NOAKES  
Government Gazette Officer

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## PRIVATE ADVERTISEMENTS

### Land Act 1958

Notice is given that Karen Garraway has applied for a lease pursuant to section 134 of the **Land Act 1958** for a term of 5 years in respect of Allotment 6, section 11, Parish of Bittern containing 1567 m<sup>2</sup> as a site for residence and kiosk.

Ref No.: 1203085

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Re: Estate of MARJORIE GRANSDEN.

Creditors, next-of-kin and others having claims in respect of the estate of MARJORIE GRANSDEN, late of Unit 2, 17 Foote Street, Brighton 3186, in the State of Victoria, the deceased, who died on 24 October 2009, are required by Geoffrey William Glew, the executor named in the Will of the said Marjorie Gransden, to send particulars thereof to the undermentioned solicitors by 30 June 2010, after which date he will distribute the assets, having regard only to the claims of which notice has been received.

CELINA ROTH, solicitor,  
146 Church Street, Brighton 3186.

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Re: Estate of STEFANIA WIRTH.

Creditors, next-of-kin and others having claims in respect of the estate of STEFANIA WIRTH, late of 447 Glen Eira Road, Caulfield North 3161, in the State of Victoria, the deceased, who died on 16 December 2009, are required by Andrew Wirth, the executor named in the Will of the said Stefania Wirth, to send particulars thereof to the undermentioned solicitors by 30 June 2010, after which date he will distribute the assets, having regard only to the claims of which notice has been received.

CELINA ROTH, solicitor,  
146 Church Street, Brighton 3186.

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Re: BARBARA DEWHURST STUBBS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of BARBARA DEWHURST STUBBS, late of Unit 2, 21 Narrak Road, Balwyn, in the said State, retired, deceased, who died on 20 August 2009, are required by the executor to send particulars of their claim to him, care of the undermentioned solicitors, by 2 September 2010, after which date the said executor will distribute the assets

of the deceased, having regard only to the claims of which he then shall have notice.

DONALD & RYAN LAWYERS, solicitors,  
304 High Street, Kew 3101.

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Re: BAILEY BALFOUR CARRODUS, late of Briatys Road, Gruyere, vigneron, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 September 2008, are required by the trustee, Jeremy Lawrence Pascoe, to send particulars to the trustee, care of the undermentioned solicitors, by 24 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.

DONALDSON TRUMBLE LAWYERS,  
84 William Street, Melbourne, Victoria 3000.

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Re: NORMA MAVIS RONALD (Tay Ronald), late of 1–3 Brewer Road, Brighton East, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 May 2009, are required by the trustee, Neil Hart-Smith, to send particulars to the trustee, care of the undermentioned solicitors, by 24 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.

DONALDSON TRUMBLE LAWYERS,  
84 William Street, Melbourne, Victoria 3000.

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Re: Estate of ERNEST JOHN CADD.

Creditors, next-of-kin or others having claims in respect of the estate of ERNEST JOHN CADD, late of 2 Mitchell Street, Swan Hill, in the State of Victoria, retired farmer, deceased, who died on 22 January 2010, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 14 June 2010, after which the executor will distribute the assets, having regard only to the claims of which they then have notice.

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

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Creditors, next-of-kin and others having claims in respect of the estate of JOAN LYON, late of 14 South Circular Road, Gladstone Park, Victoria, deceased, who died on 3 January 2006, 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 21 June 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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GIOVANNI BORTOLOTT (also known as John Bortolot), late of 4 Winifred Street, Preston, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 December 2009, are required by the trustees, Caterina Bortolot and Matthew Bortolot, to send particulars to the trustees by 22 June 2010, care of the undermentioned solicitors, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

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BERTHA MARY CHAPLIN, late of 33 Homestead Avenue, Wallington, Victoria, but formerly of 42 The Parade, Ocean Grove, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 January 2010, are required by the trustees, Donald Francis Weston and Ruth Evelyn Weston, to send particulars to the trustees by 22 June 2010, care of the undermentioned solicitors, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

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GEORGE PATRICK CARROLL, late of 256 Station Street, Edithvale, yardman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased,

who died on 8 March 2010, are required by the trustees, care of Harris & Chambers Lawyers of 4/250 Charman Road, Cheltenham 3192, to send particulars to them by 23 June 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

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

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Re: MICHAEL JOHN MILBURN, late of 17 South Lyonville, Victoria, company manager, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, who died on 3 December 2009, are required by Martin James Peacock, the executor of the Will of the deceased, to send particulars of their claims to him, care of the undermentioned solicitors, by 22 July 2010, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

JOHN CURTAIN & ASSOCIATES PTY,  
solicitors,  
Level 10, 575 Bourke Street, Melbourne 3000.

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Re: VICTOR JOHN YOUNES, late of 60 McGregor Street, Middle Park, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, who died on 1 June 2009, are required by Marguerite Marie Younes & Madeline Nancy Cummins, the executors of the Will of the deceased to send particulars of their claims to them, care of the undermentioned solicitors, by 22 July 2010, after which date they will convey or distribute the assets, having regard only to the claims of which they then have notice.

JOHN CURTAIN & ASSOCIATES PTY,  
solicitors,  
Level 10, 575 Bourke Street, Melbourne 3000.

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Creditors, next-of-kin and others having claims against the estate of JOYCE FRANCES SCHOFIELD, late of 19 Kildare Court, Frankston, Victoria, who died on 5 January 2010, are required by the executor, Karen Gordon, to send detailed particulars of their claims to the said executor, care of John J. Byrne Lawyer Pty

Ltd of 216 Charman Road, Cheltenham 3192, by 29 June 2010, after which date it will proceed to distribute the said estate, having regard only to the claims of which it then has notice.

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

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Creditors, next-of-kin and others having claims in respect of the estate of ANDREW SAITIS, late of Villa Maria Nursing Home, 355 Stud Road, Wantirna, State of Victoria, gentleman, who died on 28 February 2009, are required by the personal representative of the deceased, Ruth Pellen, gentlewoman, to send particulars to her, care of the undermentioned solicitor, by 30 July 2010, after which date the said personal representative will distribute the assets of the deceased, having regard only to the claims of which she then shall have notices.

LUKAITIS PARTNERS, solicitors and notary,  
123 Church Street, Hawthorn 3122.  
(Ref: AZ:SM:096388)

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DAVID ANTHONY EMSDEN, late of 74 Miller Street, Carnegie, Victoria, retired teacher.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 January 2010, are required by the trustee, Ruth Hilary Emsden of 40 Kent Street, Richmond, Victoria, lawyer, to send particulars to her by 22 October 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated 22 April 2010

MS RUTH EMSDEN, lawyer,  
40 Kent Street, Richmond, Victoria 3121.

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Creditors, next-of-kin and others having claims against the estate of ELIZABETH MARY HORAN, late of 7 Penlow Court, Hillside, in the State of Victoria, home duties, deceased, who died on 30 April 2009, are required to send particulars of the claims to the executor, Anthony Thomas Horan, care of the undermentioned solicitor, by 29 June 2010, after which date he will distribute the estate of the deceased, having regard only to the claims of which he then has notice.

PETER GARDINER, solicitor,  
Office 1, 2 Colin Avenue, Warrandyte 3113.

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Re: IAN TREVOR MASHFORD, late of 133 Roberts Street, Essendon, Victoria, retired builder, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 December 2009, are required by the executors, Elaine Margaret Clarke of 17 Yarra Street, Richmond, Victoria, retired, and Daniel Leslie Minogue of 431 Riversdale Road, Hawthorn East, Victoria, solicitor, to send particulars to them, care of the undersigned, by 22 June 2010, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: VENORA SOPHIA ADELAINE GIBSON, deceased.

Creditors, next-of-kin and others having claims against the estate of VENORA SOPHIA ADELAINE GIBSON, late of 484 New Street, Brighton, Victoria, widow, deceased, who died on 17 July 2009, are required to send particulars of their claims to the executors, care of the undermentioned solicitor, by 25 June 2010, after which date the executors will proceed to distribute the assets, having regard only to the claims of which they shall then have had notice.

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

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Re: DORIS IRENE KEYS, deceased.

Creditors, next-of-kin and others having claims against the estate of DORIS IRENE KEYS, late of Unit 5, 24 Holyrood Street, Hampton, Victoria, retired, deceased, who died on 21 January 2010, are required to send particulars of their claims to the executors, care of the undermentioned solicitors, by 30 June 2010, after which date the executors will proceed to distribute the assets, having regard only to the claims of which they shall then have had notice.

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

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Re: KAY IRVING HOLDER, late of Parkdale House, 43–53 Herbert Street, Parkdale, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 January 2010, are required by the executor, Soraya Maria Grey, to send particulars to them, care of the undersigned solicitors, by 23 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.

WILLIS SIMMONDS LAWYERS,  
legal practitioners,  
6/1 North Concourse, Beaumaris 3193.

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

On Tuesday 25 May 2010 at 2.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

All the estate and interest (if any) of Rosemary Ellen Ellis of 680 Bessie Creek Road, Nar Nar Goon, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 08591 Folio 965, upon which is erected a dwelling shown as 9 Wadsley Avenue, Pakenham.

Registered Mortgage No. AG132773F affects the said estate and interest.

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

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

There are no exceptions to these arrangements.

SW090094253

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

All the estate and interest (if any) of Ralph Heinz Kiaupat of 38 Statesman Drive, Kurunjang, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 10890 Folio 453, upon which is erected a dwelling shown as 38 Statesman Drive, Kurunjang.

Registered Mortgage No. AE633852J and Covenant No. AE633851L affect the said estate and interest.

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

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

There are no exceptions to these arrangements.

CW090092886

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

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

On Tuesday 25 May 2010 at 2.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

## PROCLAMATIONS

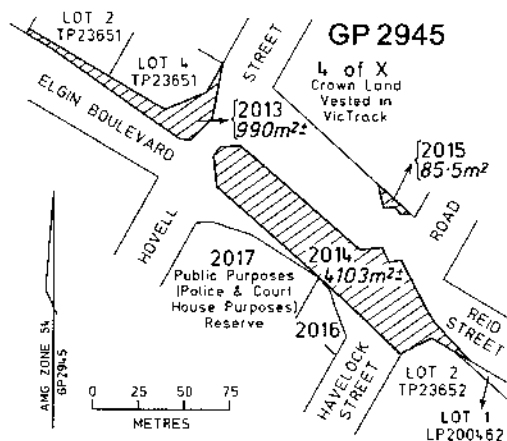
### Land Act 1958

#### PROCLAMATION OF ROAD

I, David de Kretser, Governor of Victoria with the advice of the Executive Council and under section 25(3)(c) of the **Land Act 1958** proclaim as road the following land:

#### MUNICIPAL DISTRICT OF THE CITY OF WODONGA

WODONGA – The land being Crown Allotments 2013, 2014 & 2015, Township of Wodonga, Parish of Wodonga shown by hatching on plan GP2945 hereunder.



(GP2945) – (L8-6381)

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

Given under my hand and the seal of Victoria on 20th April 2010.

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

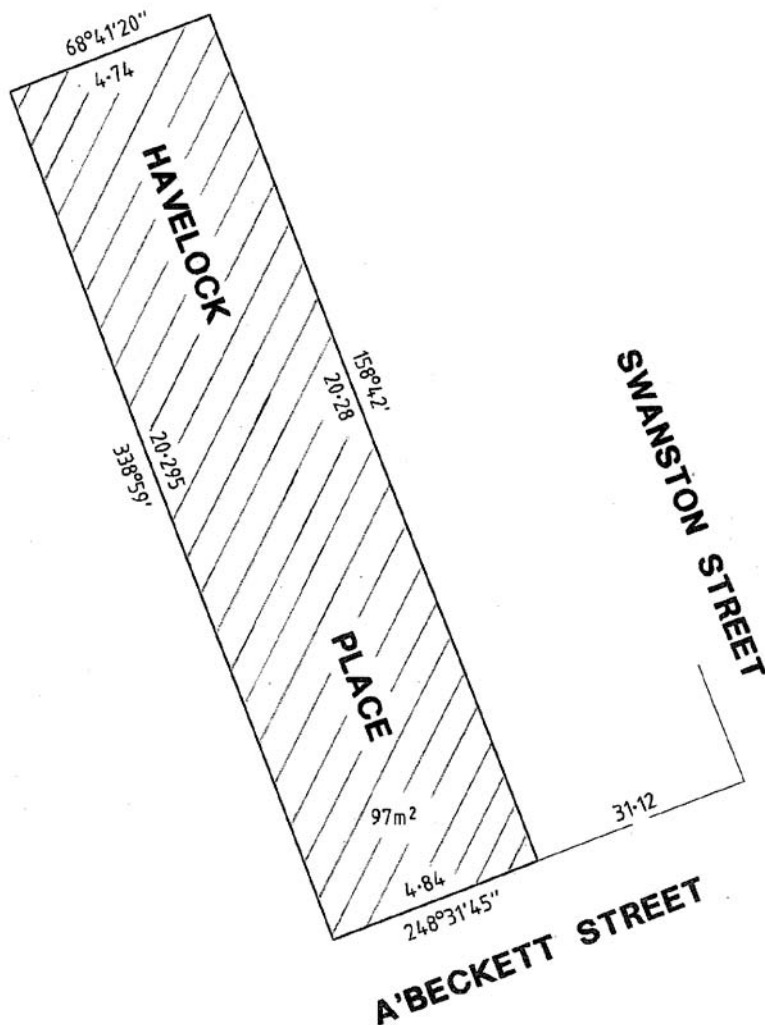


**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



Discontinuance of a Road

Pursuant to section 206(1) and clause 3(a) of schedule 10 of the **Local Government Act 1989**, Melbourne City Council declares the road known as Corporation Lane No. 108, Melbourne, discontinued, as shown hatched on the plan hereunder.



DR KATHY ALEXANDER  
Chief Executive Officer





### Adoption of Bendigo Livestock Exchange Local Law No. 9

At its meeting on 14 April 2010, the Greater Bendigo City Council resolved to adopt the Bendigo Livestock Exchange Local Law No. 9.

The Local Law has been developed with the following objectives:

- to provide for the administration and management of the City of Greater Bendigo owned Bendigo Livestock Exchange;
- to protect the Council's assets and facilities;
- to provide a safe and healthy environment;
- to provide for peace, order and good government of the municipality;
- to promote and enforce appropriate adherence to occupational health and safety practices at the Bendigo Livestock Exchange;
- to ensure the humane treatment of stock offered for sale or located within the Bendigo Livestock Exchange; and
- to adopt, apply and ensure compliance with the Contract of a Stock Agent for Operation at the Bendigo Livestock Exchange.

A new reference document, 'Contract of a Stock Agent for Operation at the Bendigo Livestock Exchange', has been introduced to ensure stock agents using the facility are clearly aware of the terms of use of the Exchange and comply with the requirements of the Local Law.

The table below identifies the key changes which were incorporated into the new Local Law replacing the 'sun setted' Local Law.

Section	Summary of changes
2. Objectives	<ul style="list-style-type: none"> <li>– Includes: 'to protect Council assets and facilities'.</li> <li>– To provide for peace, order and good government.</li> <li>– To promote and enforce appropriate adherence to OH&amp;S practices.</li> </ul>
5. Revocation of Local Law	Revokes the previous Local Law No. 9 – Bendigo Livestock Exchange – January 2000 by Section 122(1) of the <b>Local Government Act 1989</b> .
6. Application of Local Law	– Replaces 'Scope' of previous Local Law No. 9.
8. Definitions	– Has been expanded to include Council, holding paddocks/pens, livestock, livestock cartage contractor, owner, working dogs, penalty unit and 'Annual Registration and Contract of Stock Agent for Operation at the Bendigo Livestock Exchange'.
9. Code of practice	<ul style="list-style-type: none"> <li>– Recognises the updated 'code' of practices relating to farming practices for the welfare of animals at saleyards.</li> <li>– Advises that when a new 'code' is published, Council will follow section 223 of the <b>Local Government Act 1989</b> to incorporate the document into the Local Law.</li> </ul>

Section	Summary of changes
12. Use of Bendigo Livestock Exchange	<ul style="list-style-type: none"> <li>– Requires agents to obtain written consent in the form of ‘Annual Registration and Contract of a stock agent/company for operation at the Bendigo Livestock Exchange’. This strengthens previous requirement to gain consent.</li> <li>– Requires agents to provide ‘indemnity’ to Council for their actions and livestock whilst using the exchange.</li> </ul>
17. Pre-sale procedure	<ul style="list-style-type: none"> <li>– Requires agents to notify Manager 48 hours prior to the proposed sale on approximate number and class of livestock.</li> <li>– Reduces notification time to Manager for sheep and lamb sales held on the second day of split sales.</li> <li>– Manager has discretion to accept late notifications.</li> <li>– Agents must ensure that stock numbers and classifications are accurate.</li> <li>– Manager can issue infringement notice to agents who fail to accurately provide stock numbers and classifications.</li> </ul>
18. Allocations	<ul style="list-style-type: none"> <li>– Allows Manager to allocate pens and ramps.</li> <li>– Requires agents to use only allocated pens and ramps, or receive a penalty notice.</li> <li>– Does allow for Manager to reallocate pens if agent no longer requires or is not using the pen unless negotiated between agents.</li> <li>– Commencement of auctions and selling times will remain the determination of the Manager.</li> </ul>
19. Penning	<p>Sets out the requirements regarding penning of stock at the exchange including:</p> <ul style="list-style-type: none"> <li>– responsibilities;</li> <li>– times for stock to be removed/delivered;</li> <li>– allowing for discretion of the Manager on stock removal if agreement is made beforehand;</li> <li>– feeding/watering of stock; and</li> <li>– requirement for agents to ensure stock they are selling are ‘fit’ for sale.</li> </ul>
20. Stock not connected with sale	<ul style="list-style-type: none"> <li>– Requires that permission be granted for stock not for sale, to be unloaded and penned.</li> <li>– Allows for yard fees to be charged.</li> </ul>
22. Agents	<ul style="list-style-type: none"> <li>– Requires agents to keep record of stock sold by them at the exchange. Information that must be kept includes numbers, description, origin, vendor details, property identification and national vendor declaration.</li> <li>– Provide such information to Manager for statistical and traceability purpose.</li> </ul>

Section	Summary of changes
23. Behaviour	– No changes, except section previously referred to ‘Conduct of Persons’.
24. Exclusion from Bendigo Livestock Exchange	– Removes referral to other legislation, which is either no longer current or non-compliance is on offer under that legislation.
27. Moving of stock	– Requires that no stock be moved within the exchange unless the permission of the owner of the stock or the Manager.
28. Vehicles	<ul style="list-style-type: none"> <li>– Allows for designation of truck rest area.</li> <li>– Requires that only livestock transportation vehicles be washed in the truck wash area.</li> <li>– Requires that vehicles are not parked so that they obstruct or interfere with pedestrian, vehicle or livestock movement.</li> </ul>
30. Obstruction	Makes it an offence to obstruct the Manager, whilst undertaking the requirements of this.
32. Security	Makes it an offence to purposely allow stock to escape from the saleyards.
33. Selling of sundry items	Requires written permission from the Manager to sell anything other than livestock in the exchange.
34. Livestock cartage contractors	<ul style="list-style-type: none"> <li>– Requires that cartage contractors comply with all lawful direction in relation to the use of the exchange.</li> <li>– Requires that contractors comply with relevant legislation and regulations.</li> <li>– Requires livestock to be transported in compliance with welfare standards.</li> <li>– Requires contractors to comply with regulation standards in relation to vehicle standards and OHS practices.</li> </ul>

A copy of the adopted Local Law may be inspected or obtained from the City of Greater Bendigo Council Offices at Lyttleton Terrace, Bendigo and High Street, Heathcote or online at [www.bendigo.vic.gov.au](http://www.bendigo.vic.gov.au)

CRAIG NIEMANN  
Chief Executive



### Notice of Revised Local Laws

At its meeting held on 18 February 2010, Council resolved, pursuant to the provisions of the **Local Government Act 1989**, to revise the following Local Laws:

#### **Local Law No. 2 – Droving of Livestock**

The purpose of this Local Law is to:

- (a) regulate the droving of livestock within or through the Municipal district;
- (b) regulate the droving of livestock to or from a location within the Municipal district along the most direct practicable route;
- (c) regulate the droving of livestock along certain streets or roads within the Municipal district for purposes of:–
  - (i) preventing damage to roadside vegetation;
  - (ii) preventing damage to properties adjoining certain streets or roads within the Municipal district;
  - (iii) preventing the spread of disease in the Municipal district;
  - (iv) preventing the spread of noxious weeds in the Municipal district;
  - (v) preventing damage to road pavements, formations and drainage;
- (d) regulate the grazing of livestock on certain roads within the Municipal district for fire reduction purposes;
- (e) control the manner in which livestock are driven to provide as far as possible, for safety of users of streets and roads within the Municipal district;
- (f) prescribe the fees to be paid for any permits issued under this Local Law;
- (g) prescribe the penalties to be imposed for contravention of certain provisions of this Local Law; and
- (h) repeal Local Laws which become redundant upon the making of this Local Law.

#### **Local Law No. 3 – Control of Unsightly, Untidy, Dangerous or Hazardous Premises**

The purpose of this Local Law is to:

- (a) provide for the peace, order and good government of the Municipal District;
- (b) provide for the administration of Council powers and functions;
- (c) regulate the tidiness and cleanliness of any land;
- (d) regulate the keeping or storage of any goods, materials or chattels on any land that may be unsightly, untidy, dangerous or hazardous to the community;
- (e) protect against behaviour, conduct, action or inaction which causes detriment to the amenity and environment of the Municipal District;
- (f) protect and enhance the amenity and environment of the Municipal District; and
- (g) protect the community.

At its meeting held on 1 April 2010, Council resolved, pursuant to the provisions of the **Local Government Act 1989**, to revise the following Local Laws:

**Local Law No. 1 – Meeting Procedure**

The purpose of this Local Law is to:

- (a) regulate the use of the common seal;
- (b) prohibit unauthorised use of the common seal or any device resembling the common seal;
- (c) regulate proceedings for the election of the Mayor and Chairperson of various committees; and
- (d) regulate proceedings at Council Meetings, Special Committee Meetings, Advisory Committee Meetings, and other meetings conducted by or on behalf of Council where Council has resolved that the provisions of this Local Law are to apply.

**Local Law No. 5 – Environmental Local Law**

The purpose of this local law is to regulate and control:

- (a) Vermin and Noxious Weed;
- (b) Unsightly and Dangerous Land;
- (c) Graffiti;
- (d) Storage of Old/Used Motor Vehicles, Machinery;
- (e) Camping on Roads and Council Land;
- (f) Temporary Dwellings;
- (g) Drains on Private Land;
- (h) Camping and Residing on Land; and
- (i) Animals and Birds.

JAMES McKAY  
Chief Executive Officer



WEST WIMMERA SHIRE COUNCIL

Notice of Adoption of a Road Management Plan

In accordance with section 54 of the **Road Management Act 2004**, the West Wimmera Shire Council, at its meeting on 1 April 2010, adopted a Road Management Plan.

A copy of the plan may be inspected at the Municipal offices at 25 Baker Street, Kaniva, and 49 Elizabeth Street, Edenhope.

JAMES McKAY  
Chief Executive Officer



## ALPINE SHIRE

## Local Law No. 5 – Amenity

Alpine Shire wish to advise, in accordance with section 119 of the **Local Government Act 1989**, Council has implemented a revised Local Law No. 5 – Amenity.

The purpose of the Local Law No. 5 – Amenity (previously known as the Environment Local Law) is to protect the amenity of our neighbourhood and community as follows:

- (a) To provide a safe and healthy environment in which the residents of the municipal district enjoy a quality of life that meets the general expectations of the community; and
- (b) To prohibit, regulate and control activities which may be dangerous or unsafe or detrimental to the quality of the life in an environment of the municipal district; and
- (c) To facilitate the provision of general public services, health and other community services, property services, recreational and cultural services, and other services in a way which enhances the environment and quality of life in the municipal district; and
- (d) To control nuisances and noise, odour and smoke emissions, and other discharges to the environment which may adversely affect the enjoyment of life within the municipal district or the health, safety and welfare of persons within the municipal district; and
- (e) To provide generally for the peace, order and good government of the municipal district including in particular the administration of council's powers and functions.

A copy of the new Local Law 5 may be inspected at the Alpine Shire Council offices in Bright, Myrtleford or Mount Beauty or may be downloaded from Council's web page at [www.alpineshire.vic.gov.au](http://www.alpineshire.vic.gov.au)

ALPINE SHIRE  
Great Alpine Road, Bright 3741  
Phone 03 5755 0555  
Fax 03 5755 1811



## Notice of Making of Local Law No. 1

## Local Law No. 1 (Meeting Procedures)

Notice is hereby given pursuant to section 119(3) of the **Local Government Act 1989** that Campaspe Shire Council, at its meeting on 16 February 2010, resolved to adopt its amended Local Law No. 1 (Meeting Procedures) with all statutory requirements having been met.

The purpose and general purport of the proposed Local Law is to:

- regulate proceedings for the election of the Mayor and Deputy Mayor;
- regulate proceedings of Ordinary and Special meetings of Council;
- regulate proceedings of Special Committees;
- promote and encourage community participation;
- regulate and control the use of Council's Common Seal; and
- revoke Local Law No. 1 (Meeting Procedures) June 2006.

This Local Law came into operation on 16 February 2010. A copy of the Local Law may be inspected or purchased from any Shire of Campaspe Service Centre or is available on Council's website at [www.campaspe.vic.gov.au](http://www.campaspe.vic.gov.au)

KEITH BAILLIE  
Chief Executive Officer

**Planning and Environment Act 1987**

## GREATER GEELONG PLANNING SCHEME

## Notice of Preparation of Amendment

## Amendment C202

## Authorisation A1519

The Greater Geelong City Council has prepared Amendment C202 to the Greater Geelong Planning Scheme.

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



The land affected by the Amendment is bounded by Portarlington Road, Moss Road, Kensington Road and to the north of the Bellarine Rail Trail, Leopold.

The Amendment proposes to rezone the land from Farming Zone to Residential 1 Zone and make the land subject to a Development Plan Overlay (DPO) and is accompanied by a draft Agreement pursuant to section 173 of the Act for community infrastructure contributions.

You may inspect the Amendment, including supporting documents, free of charge, at the following locations: Greater Geelong City Council, Myers Street Customer Service Centre, Ground Floor, 131 Myers Street, Geelong – 8.00 am to 5.00 pm weekdays; ‘Have a Say’ section of the City’s website [www.geelongaustralia.com.au/council/yoursay](http://www.geelongaustralia.com.au/council/yoursay); and Department of Planning and Community Development website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

For further information call 5272 4496 or email [strategicplanning@geelongcity.vic.gov.au](mailto:strategicplanning@geelongcity.vic.gov.au)  
Panel Hearing

A submission which seeks to change the Amendment and is not accepted by the planning authority will be referred to an independent Panel appointed by the Minister under Part 8 of the Act. If submissions are referred to a Panel, hearings will be held on the following dates:

- Directions Hearing: Monday 16 August 2010.
- Panel Hearing: Monday 13 September and Tuesday 14 September 2010.

Anyone who has made a submission which has been referred to a Panel has an opportunity to be heard. All submitters will be formally advised in writing if a panel hearing is to occur.

Submissions close Monday 24 May 2010 and must be in writing.

Send submissions to the Coordinator, Strategic Implementation Unit, City of Greater Geelong, PO Box 104, Geelong, Victoria 3220, or email [strategicplanning@geelongcity.vic.gov.au](mailto:strategicplanning@geelongcity.vic.gov.au)

PETER SMITH  
Coordinator Strategic Implementation

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

## Planning and Environment Act 1987

### KNOX PLANNING SCHEME

#### Notice of Preparation of Amendment

#### Amendment C62

#### Authorisation A01243

The Knox City Council has prepared Amendment C62 to the Knox Planning Scheme.

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

The Amendment applies to all land within the Boronia Major Activity Centre.

The Amendment seeks to implement the Boronia Structure Plan.

Since the previous notice, Council has clarified the colours on Map 1, Schedule 7 to the Design and Development Overlay to clearly show the building heights proposed.

You may inspect the Amendment including supporting documentation and explanatory report at Council’s Customer Service Building and Planning counter at the Knox Council Civic Centre, 511 Burwood Highway, Wantirna South, during business hours 8.30 am to 5.00 pm Monday, Wednesday, Thursday, Friday and 8.30 am to 8.00 pm Tuesday.

The Amendment can also be inspected free of charge at: Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection); and Knox City Council’s website at [www.knox.vic.gov.au](http://www.knox.vic.gov.au) – search ‘Amendment C62’.

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

The closing date for submissions has been extended until Friday 21 May 2010. A submission must be sent to the Strategic Planning and Economic Development Department, Knox City Council, 511 Burwood Highway, Wantirna South 3152, or by emailing [boronia@knox.vic.gov.au](mailto:boronia@knox.vic.gov.au)

ANGELO KOURAMBAS  
Director – City Development

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 22 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.

BAILEY, Kenneth, late of Blackwood Cottage, 52 Sydney Road, Beechworth, Victoria 3747, deceased, who died on 20 September 2009.

BAIOCCHI, Guido, late of Via Due Palazzi 204, 35136 Padova, Italy, deceased, who died on 11 September 2009.

BORRMANN, Elsa Ida, late of Bodelschwingsche Anstalten Bethel Maraweg 7 Bielefeld 33617, Germany, deceased, who died on 7 May 2000.

CARNALL, Mavis Adelaide, late of Arcare Delbridge, 50 Community Hub, Sydenham, Victoria 3037, home duties, deceased, who died on 20 January 2010.

FOULSHAM, Josephine Cecelia, late of St Bernadette's Catholic Nursing Home, 17 Park Drive, Sunshine North, Victoria 3020, home duties, deceased, who died on 4 February 2010.

GIBB, John Marshall, late of 8 Cootamundra Street, Doveton, Victoria 3177, retired, deceased, who died on 6 March 2010.

PLOWMAN, Norma Ashton, formerly of 55 Hawthorn Road, Northcote, Victoria 3070, but late of Lorikeet Lodge, 24-28 Moorooduc Highway, Frankston, Victoria 3199, deceased, who died on 11 December 2009.

REBESCHINI, Maria, late of The Grange – The Village Baxter, 8 Robinsons Road, Frankston South, Victoria 3199, home duties, deceased, who died on 27 July 2009.

WILSON, Judith, late of 15 Miram Court, Westmeadows, Victoria 3049, deceased, who died on 28 October 2009.

Dated 13 April 2010

ROD SKILBECK  
Manager  
Client Services

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 28 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.

ATTARD, Shane George, late of 15 Symon Crescent, Greensborough, Victoria 3088, pensioner, deceased, who died on 8 October 2009.

BINGHAM, Olive Valentine, late of Room 50, Adventcare Whitehorse, 183-185 Centre Road, Nunawading, Victoria 3131, deceased, who died on 12 February 2010.

DORIEAN, Henry George, late of 63 Inkerman Street, Dunolly, Victoria 3472, deceased, who died on 25 July 2009.

FEKETE, Ladislav, late of Benlynn Park Private Nursing Home, 2 Killara Street, Sunshine West, Victoria 3020, deceased, who died on 28 January 2010.

LAMENTA, Mariusz, Late of Unit 4, 26 Beaumont Parade, West Footscray, Victoria 3012, pensioner, deceased, who died on 6 February 2010.

SANDO, Bruce Newman, late of Room 55, 752 Corowa Court, Mornington, Victoria 3931, deceased, who died on 20 January 2010.

STAAF, Nellie Dollena, also known as Nellie Dalena Staaf, late of Unit 27, The Rose Colonial Drive, Mildura, Victoria 3500, pensioner, deceased, who died on 11 January 2010.

Dated 19 April 2010

ROD SKILBECK  
Manager  
Client Services

#### EXEMPTION

Application No. A286/2009

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 Shane Gardner on behalf of Wet on Wellington (the applicant). The application for exemption is to enable the applicant to limit patronage at its establishment to those aged 30 or younger at one function per month and to advertise that fact.

Upon reading the material submitted in support of the application, and having heard from Mr Gardner, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 42, 100 and 195 of the Act to enable the applicant to limit patronage at its establishment to those aged 30 or younger at one function per month and to advertise that fact.

In granting this exemption the Tribunal noted that:

- the applicant has been operating primarily as a gay and bisexual men's sauna since 2001;
- the premises provides younger persons with a safe alternative meeting place other than the usual hotel or nightclub which can be daunting;
- the applicant was originally granted an exemption in the same terms in 2006;
- the application is supported by the Victoria Aids Council and the South Eastern Centre Against Sexual Assault;
- the function has operated without complaint for many years; and
- the application has been advertised in the local press and at the venue.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 42, 100 and 195 of the Act to enable the applicant to limit patronage at its establishment to those aged 30 or younger at one function per month and to advertise that fact.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 22 April 2013.

Dated 19 April 2010

MRS A. COGHLAN  
Deputy President

Department of Treasury and Finance

SALE OF CROWN LAND  
BY PUBLIC AUCTION

on Friday 14 May 2010 at 12 noon on site

**Reference:** FAC/99/010580.

**Address of Property:** 9 School Lane, Coghills Creek.

**Crown Description:** Crown Allotment 2001, Parish of Glendaruel.

**Terms of Sale:** Deposit 10%, Balance upon 60 days.

**Area:** 7,183 m<sup>2</sup>.

**Officer Co-ordinating Sale:** Peter Joustra, Program Team 1, Infrastructure Division, Department of Education & Early Childhood, Development, 2 Treasury Place, Melbourne, Victoria 3002.

**Selling Agent:** Matthew Stevens, Hocking Stuart (Ballarat) Pty Ltd, 729 Sturt Street, Ballarat, Victoria 3350.

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

Department of Treasury and Finance

SALE OF CROWN LAND  
BY PUBLIC TENDER

Tenders close Wednesday 19 May 2010 at  
2.00 pm at the offices of the Department of  
Treasury and Finance, Mail Centre, Basement,  
1 Treasury Place, Melbourne

**Reference:** 04/01868.

**Address of Property:** 12-62 Cook Street, Port Melbourne.

**Crown Description:** Crown Allotment 2018, Parish of Melbourne South, City of Port Melbourne.

**Terms of Sale:** 1% on lodgement, 9% on acceptance, balance 90 days or earlier by mutual agreement.

**Area:** 3.122 hectares.

**Officer Co-ordination Sale:** Brian Dee, Senior Project Manager, Land and Property Group, Commercial Division, Department of Treasury and Finance, Level 5, 1 Treasury Place, Melbourne, Vic. 3002.

**Selling Agent:** Jones Lang LaSalle, Level 21, Bourke Place, 600 Bourke Street, Melbourne, Vic. 3000.

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**.

Springvale Traders Association and Communities Inc.; Dawes Road Junior Football Club Inc.; Haslem Street Football Club Inc.

Dated 22 April 2010

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

### 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 the Maldon Neighbourhood Centre Childcare, licence ID 2191, is exempt from the qualified staff member requirements as set out in regulation 55(2)(a)(ii), 55(2)(b)(ii) and 55(3) of the Children's Services Regulations 2009.

This exemption remains in force until 31 December 2010 unless revoked earlier.

Dated 18 March 2010

PROFESSOR PETER DAWKINS  
Secretary  
Department of Education and  
Early Childhood Development

### Mineral Resources (Sustainable Development) Act 1990

#### DEPARTMENT OF PRIMARY INDUSTRIES

#### Exemption of Land from an Exploration or Mining Licence

I, Vickey Dods, Manager Earth Resources Tenements, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration application 5279 from being subject to an exploration licence and a mining licence.

Dated 14 April 2010

VICKEY DODS  
Manager Earth Resources Tenements  
Earth Resources Division

### Subordinate Legislation Act 1994

#### NOTICE OF DECISION

#### Electricity Safety (Registration and Licensing) Regulations 2009

I, Peter Batchelor, Minister for Energy and Resources, and Minister responsible for administering the **Electricity Safety Act 1998**, give notice under section 12 of the **Subordinate Legislation Act 1994** as follows:

A Regulatory Impact Statement (RIS) was prepared in relation to the proposed Electricity Safety (Registration and Licensing) Regulations 2010. The RIS was advertised to invite public comment on 25 February 2010. Sixteen submissions were received.

I have decided that other than minor and typographical amendments the proposed Regulations be made without amendment.

Dated 14 April 2010

PETER BATCHELOR MP  
Minister for Energy and Resources

### COMMONWEALTH OF AUSTRALIA

#### Delegation under Section 66 of the **Offshore Petroleum and Greenhouse Gas Storage Act 2006** (The Act)

The Joint Authority in respect of the offshore area of the State of Victoria hereby revokes all existing delegations made pursuant to section 66 of the Act and delegates all its functions and powers under the Act (other than the power to delegate), or under an Act that incorporates the Act, to the following two persons together:

- the person from time to time performing the duties of General Manager, Offshore Resources Branch, Resources Division, Commonwealth Department of Resources, Energy and Tourism, as the person representing the Commonwealth Minister; and
- the person from time to time holding, occupying or performing the duties of the office of Director of Earth Resources Regulation, Department of Primary Industries of the State of Victoria, as the person representing the State Minister.

Dated 1 February 2010

MARTIN JOHN FERGUSON  
Minister for Resources and Energy

Dated 8 April 2010

PETER BATCHELOR  
Minister for Energy and Resources

**Legal Profession Act 2004****LEGAL SERVICES BOARD ELECTIONS**

Pursuant to regulation 6.2.12 of the Legal Profession Regulations 2005, I hereby advise that at the close of nominations at 12 noon on Wednesday 14 April 2010 I received the following nominations to fill vacancies on the Legal Services Board.

The candidates' names (shown in ballot paper order) are:

**Advocate Member (1 vacancy)**

PANAYI, Paul

DENTON, David H.

JOPLING, Peter

**Non-advocate Members (2 vacancies)**

FARAM, David John

FLEMING, Richard

OWEN, Gail

Ballot material will be posted to local legal practitioners on the roll of advocates and non-advocates from Tuesday 4 May 2010.

I must receive the votes no later than 5.00 pm on Wednesday 19 May 2010.

Dated 15 April 2010

ROGER MILLAR  
Election Manager

**Occupational Health and Safety Act 2004****VICTORIAN WORKCOVER AUTHORITY**

## Notice of Issue of Major Hazard Licence

On 31 March 2010, a licence was issued under Chapter 6 of the Occupational Health and Safety Regulations 2007 to LyondellBasell Australia Pty Ltd, Level 5, 627 Chapel Street, South Yarra, Vic. 3141, to operate the Major Hazard Facility located at Refinery Road, Corio, Vic. 3214. The licence was amended under Regulation 6.1.33(3) to update both the name and address of the Major Hazard Facility.

The Major Hazard Facility Licence was issued for a term of five years on 29 November 2005 and will expire on 28 November 2010.

The following Schedule 9 materials were authorised by the licence:

From Table 1 of Schedule 9

Material	UN Nos. included under Name
Hydrogen	1049
LP gases	1077, 1978, 1075

From Table 2 of Schedule 9

Material	Description
Compressed and liquefied gases	Compressed or liquefied gases of Class 2.1 or Subsidiary Risk 2.1
Flammable materials	Spontaneously combustible materials which meet the criteria for Class 4.2 Packing Group I or II
Peroxides	Organic peroxides which meet the criteria for Class 5.2

Note: Small quantities of other Schedule 9 materials mentioned in the Safety Case are noted.

GREG TWEEDLY  
Chief Executive

**Livestock Disease Control Act 1994****ORDER DECLARING A CONTROL AREA WITH RESPECT TO  
MENANGLE VIRUS (PORCINE PARAMYXOVIRUS) AND  
BUNGOWANNAH VIRUS (PORCINE MYOCARDITIS)**

I, Joe Helper, Minister for Agriculture, under section 29 of the **Livestock Disease Control Act 1994** –

- (a) revoke the Order declaring a Control Area with respect to Menangle virus (porcine paramyxovirus) and Bungowannah virus (porcine myocarditis) made on 9 September 2009 and published in the Government Gazette No. G38 (page 2454) on 17 September 2009; and
- (b) declare the State of Victoria to be a Control Area in respect of the exotic diseases Menangle virus (porcine paramyxovirus) and Bungowannah virus (porcine myocarditis); and
- (c) specify the requirements in Schedule 1 as those which are to operate in the Control Area; and
- (d) identify pigs as the class of livestock that are affected by this Order.

This Order has effect for 12 months from the day it is published in the Government Gazette

In this Order –

**Act** means the **Livestock Disease Control Act 1994**;

**Inspector** means an Inspector of Livestock appointed under the Act;

**National Vendor Declaration** means a national vendor declaration for pigs that is in or to the like effect of the form specified by the Secretary, by notice published in the Government Gazette, under section 18A of the **Stock (Seller Liability and Declarations) Act 1993**;

**Secretary** means the Secretary to the Department of Primary Industries;

**Pig** means any boar, sow, gilt, finisher, baconer, porker, grower, weaner or sucker.

**SCHEDULE 1**

The requirements within the Control Area are that:

1. A person who dispatches a pig for sale at a saleyard or for slaughter at an abattoir must, no later than the time of delivery, provide the person receiving the pig with a correctly completed National Vendor Declaration.
2. A person who dispatches a pig to a place that is not a saleyard or abattoir must, no later than the time of delivery, provide the person receiving the pig with a correctly completed National Vendor Declaration, unless ownership of the pig is unchanged and the property from which the pig was dispatched can otherwise be identified at any time during the life of the pig or the pig is dead at the time of dispatch and is dispatched to a knackery.
3. A person who receives a National Vendor Declaration in accordance with paragraph 1 or 2 above must retain the form for 3 years and make it available to an Inspector on request.
4. A person who receives a National Vendor Declaration as a selling agent must provide a copy of the National Vendor Declaration to the purchaser of a pig to which the declaration relates.

Dated 15 April 2010

JOE HELPER MP  
Minister for Agriculture

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

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

Dated 15 April 2010

JOE HELPER  
Minister for Agriculture

**1. Objective**

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

**2. Authorising provisions**

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

**3. Definition**

In this Order –

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

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

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

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

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

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

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

**4. Restricted area for the control of Queensland Fruit Fly**

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

**5. Prohibitions, restrictions and requirements**

- (1) The removal from the restricted area into any part of Victoria of any Queensland Fruit Fly host material is prohibited.
- (2) Subclause (1) does not apply if the Queensland Fruit Fly host material is –
  - (a) packed, labelled and certified in accordance with any conditions prescribed by an accreditation program, administered by the Department of Primary Industries; or
  - (b) accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or
  - (c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.

- (3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.
- (4) The owners and occupiers of land described in Schedule 3 must, on instruction from an inspector, strip Queensland Fruit Fly host materials from plants, collect and dispose of waste material, or treat the material in a manner approved by the Manager Plant Standards.

#### 6. Verification of consignments

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

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

#### Schedule 1

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



### Schedule 2

The area of land bounded by a line commencing at the intersection of Hume Freeway and Avenel–Longwood Road, then in an westerly direction along Avenel–Longwood Road to the intersection of Avenel–Longwood Road and Dargalong Road, then in a northerly direction along Dargalong Road to the intersection of Dargalong Road and Nagambie–Locksley Road, then in an westerly direction along Nagambie–Locksley Road to the intersection of Nagambie–Locksley Road and McDonalds Road, then in a northerly direction along McDonalds Road to the intersection of McDonalds Road and Kirwans Bridge–Longwood Road, then in a westerly direction along Kirwans Bridge–Longwood Road to the intersection of Kirwans Bridge–Longwood Road and Goulburn Valley Highway, then in a north-easterly direction along Goulburn Valley Highway to the intersection of Goulburn Valley Highway and Warring–Murchison East Road, then in a northerly direction along Warring–Murchison East Road to the intersection of Warring–Murchison East Road and McMasters Road, then in an easterly direction along McMasters Road to the intersection of McMasters Road and Dargalong Road, then in a northerly direction along Dargalong Road to the intersection of Dargalong Road and Douglas Road, then in an easterly direction along Douglas Road, which becomes Burkes Road, which becomes Carters Road, to the intersection of Carters Road and Angle Road, then south-easterly direction along Angle Road to the intersection of Angle Road and Creightons Siding Road, then in a southerly direction along Creightons Siding Road to the intersection of Creightons Siding Road and Hume Freeway, then in a south-westerly direction along Hume Freeway to the point of commencement.

### Schedule 3

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 145.345° East, 36.75806° South.

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

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

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

Dated 15 April 2010

JOE HELPER  
Minister for Agriculture

**1. Objective**

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

**2. Authorising provisions**

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

**3. Definition**

In this Order –

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

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

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

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

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

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

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

**4. Restricted area for the control of Queensland Fruit Fly**

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

**5. Prohibitions, restrictions and requirements**

- (1) The removal from the restricted area into any part of Victoria of any Queensland Fruit Fly host material is prohibited.
- (2) Subclause (1) does not apply if the Queensland Fruit Fly host material is –
  - (a) packed, labelled and certified in accordance with any conditions prescribed by an accreditation program, administered by the Department of Primary Industries; or
  - (b) accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or
  - (c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.

- (3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.
- (4) The owners and occupiers of land described in Schedule 3 must, on instruction from an inspector, strip Queensland Fruit Fly host materials from plants, collect and dispose of waste material, or treat the material in a manner approved by the Manager Plant Standards.

#### 6. Verification of consignments

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

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

#### Schedule 1

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

### Schedule 2

The area of land bounded by a line commencing at the intersection of the Great Alpine Way and Petticoat Lane, then in a north-easterly direction along Petticoat Lane to the intersection of Petticoat Lane and Wangaratta–Eldorado Road, then in a generally easterly direction along Wangaratta–Eldorado Road, which becomes Main Street, which becomes Woolshed Road, to the intersection of Woolshed Road and Reedy Creek Road, then in a straight line in a south-easterly direction to the intersection of Bridge Road and Mellish Street, then in a southerly direction along Mellish to the intersection of Mellish Street and Buckland Gap Road, then in a southerly direction along Buckland Gap Road to the intersection of Buckland Gap Road and the Great Alpine Way, then in a south-easterly direction along the Great Alpine Road to the intersection of the Great Alpine Road and Glenrowan–Myrtleford Road, then in a westerly direction along Glenrowan–Myrtleford Road to the intersection of Glenrowan–Myrtleford Road and Carboor–Whorouly Road, then in a straight line in a westerly direction to the intersection of Carboor–Everton Road and Docker–Carboor Road, then in a north-westerly direction along Docker–Carboor Road to the intersection of Docker–Carboor Road and Milawa–Bobinawarra Road, then in a northerly direction along Milawa–Bobinawarra Road to the intersection of Milawa–Bobinawarra Road and Whorouly–Bobinawarra Road, then in an easterly direction along Whorouly–Bobinawarra Road to the intersection of Whorouly–Bobinawarra Road and Oxley–Meadow Creek Road, then in a northerly direction along Oxley–Meadow Creek Road to the intersection of Oxley–Meadow Creek Road and Glenrowan–Myrtleford Road, then in a straight line in a northerly direction to the point of commencement.

### Schedule 3

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 146.54220° East, 36.43539° South.

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

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

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

Dated 15 April 2010

JOE HELPER  
Minister for Agriculture

**1. Objective**

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

**2. Authorising provisions**

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

**3. Revocation**

The Order declaring a Restricted Area at Bairnsdale for the control of Queensland Fruit Fly made on 1 February 2010 and published in Government Gazette S41 on 2 February 2010 is revoked.

**4. Definition**

In this Order –

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

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

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

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

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

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

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

**5. Restricted area for the control of Queensland Fruit Fly**

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

**6. Prohibitions, restrictions and requirements**

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

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

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

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

- (c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.
- (3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.
- (4) The owners and occupiers of land described in Schedule 3 must, on instruction from an inspector, strip Queensland Fruit Fly host materials from plants, collect and dispose of waste material, or treat the material in a manner approved by the Manager Plant Standards.

#### 7. Verification of consignments

Any Queensland Fruit Fly host material removed from the restricted area in accordance with clause 6(2), and the accompanying certificate or declaration, must be:

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

#### Schedule 1

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

### Schedule 2

The area of land bounded by a line commencing at the intersection of the Nicholson River and Store Creek Track, then in a straight line in a westerly direction to the intersection of Beverleys Road and Mt Ray Road, then in a straight line in a southerly direction to the intersection of Fernbank–Glenaladale Road and Princes Highway, then in a straight line in a south-easterly direction to the intersection of Bushs Road and Bengworden Road, then in a south-easterly direction along Bengworden Road to the intersection of Bengworden Road and Hollands Landing Road, then in a south and easterly direction along Hollands Landing Road to the intersection of Hollands Landing Road and Lake Victoria, then in a straight line in a north-easterly direction to the intersection of Metung Road and Lake King, then in a north-westerly direction along the northern shoreline of Lake King to the Nicholson River, then in a generally northerly direction along the Nicholson River to the point of commencement.

### Schedule 3

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentres at 147.59387° East, 37.82539° South and 147.60363° East, 37.86130° South.

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

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

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

Dated 15 April 2010

JOE HELPER  
Minister for Agriculture

**1. Objective**

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

**2. Authorising provisions**

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

**3. Definition**

In this Order –

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

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

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

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

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

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

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

**4. Restricted area for the control of Queensland Fruit Fly**

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

**5. Prohibitions, restrictions and requirements**

- (1) The removal from the restricted area into any part of Victoria of any Queensland Fruit Fly host material is prohibited.
- (2) Subclause (1) does not apply if the Queensland Fruit Fly host material is –
  - (a) packed, labelled and certified in accordance with any conditions prescribed by an accreditation program, administered by the Department of Primary Industries; or
  - (b) accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or
  - (c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.



- (3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.
- (4) The owners and occupiers of land described in Schedule 3 must, on instruction from an inspector, strip Queensland Fruit Fly host materials from plants, collect and dispose of waste material, or treat the material in a manner approved by the Manager Plant Standards.

#### 6. Verification of consignments

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

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

#### Schedule 1

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

### Schedule 2

The area of land bounded by a line commencing at the intersection of Taminick Gap Road and Glenrowan–Boweya Road and proceeding in a northerly direction along Glenrowan–Boweya Road to the intersection of Glenrowan–Boweya Road and Lake Mokoan Road, then in a south-westerly direction along Lake Mokoan Road to the intersection of Lake Mokoan Road and Bowcher Road, then in a straight line in a north-westerly direction to the intersection of Goorambat–Thoona Road and Sammon Road, then in a northerly direction along Sammon Road which becomes Bungeet Road to the intersection of Bungeet Road and Boweya–Saint James Road, then in a straight line in a north-easterly direction to the intersection of Wangaratta Road and Boomahnoomoonah Road, then in a northerly direction along Boomahnoomoonah Road to the intersection of Boomahnoomoonah Road and Almonds Road, then in an easterly direction along Almonds Road to the intersection of Almonds Road and Forest Road, then in a northerly direction along Forest Road to the intersection of Forest Road and Tungamah–Peechelba Road, then in an easterly direction along Tungamah–Peechelba Road to the intersection of Tungamah–Peechelba Road and Wangaratta–Yarrowonga Road, then in a straight line in a south-easterly direction to the intersection of Sandford Road and Boorhaman Road, then in a generally south-easterly direction along Boorhaman Road to the intersection of Boorhaman Road and Wangaratta Road, then in a south-westerly direction along Wangaratta Road which becomes Glenrowan Road to the intersection of Glenrowan Road and Taminick Gap Road, then in a westerly direction along Taminick Gap Road to the point of commencement.

### Schedule 3

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 146.19730° East, 36.31350° South.

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

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**Plant Health and Plant Products Act 1995****ORDER PROHIBITING OR RESTRICTING THE ENTRY OR IMPORTATION OF  
BLUEBERRY RUST HOST MATERIAL INTO VICTORIA**

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

Dated 14 April 2010

PATRICK SHARKEY  
Manager Plant Standards

**1. Objective**

The objective of this Order is to prevent the entry or importation of the exotic disease blueberry rust into Victoria.

**2. Authorising provision**

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

**3. Revocation**

The Order made on 22 April 2009 and published in Government Gazette S109 on 22 April 2009 is revoked.

**4. Definitions**

In this Order:

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

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

**'blueberry rust'** means the exotic disease caused by the fungus *Pucciniastrum vaccinii*;

**'blueberry rust host plant'** means any plant or plant product of *Vaccinium* spp. (including blueberry, cranberry and huckleberry), *Gaylussacia* (black huckleberry), *Tsuga* (hemlock), *Rhododendron* spp. (including azalea), *Lyonia*, *Menziesia*, *Pernettya*, *Hugeria*, *Pieris*, *Leucothoe*, *Oxycoccus*;

**'blueberry rust host material'** means any blueberry rust host plant, agricultural equipment or used package.

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

**5. Controls applying to blueberry rust host material**

(1) The entry or importation into Victoria of any blueberry rust host material is prohibited.

(2) Sub-clause (1) does not apply if the blueberry rust host material –

- (a) was grown, sourced or last used on a property that is located in a State or Territory or part of a State or Territory for which an area freedom certificate, issued by an officer responsible for agriculture in the State or Territory where the blueberry rust host material was grown, sourced or last used, is currently in force certifying that the State or Territory or part of the State or Territory is known to be free of blueberry rust; or
- (b) is packed, labelled and certified in accordance with any conditions prescribed by an accreditation program administered by the department responsible for agriculture in the affected State or Territory; or
- (c) is accompanied by a plant health declaration issued by an authorised person declaring that it has been treated in a manner approved by the Manager Plant Standards; or

- (d) is accompanied by a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that it has been treated in a manner approved by the Manager Plant Standards; or
- (e) is treated in accordance with conditions specified in a permit issued by the Manager Plant Standards.

**6. Verification of consignments**

- (1) Where requested by an authorised inspector, blueberry rust host material imported into Victoria which is required by clause 4(2) to be accompanied by a certificate or declaration, must be:
  - (i) presented to an authorised inspector for inspection; or
  - (ii) verified by a person accredited to do so by the Department of Primary Industries.

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

**Public Holidays Act 1993**

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

- Tuesday 2 November 2010 (Melbourne Cup Day) is not a public holiday in:
  - the township of Kerang in Gannawarra Shire;
  - Golden Plains Shire;
  - areas west of the Campaspe River in Greater Bendigo City;
  - the townships of Clunes, Creswick, Smeaton and Newlyn in Hepburn Shire;
  - the townships of Rainbow, Kenmare, Albacutya, Nhill, Little Desert, Gerang Gerang, Kiata, Glenlee, Netherby, Lorquon, Yanac, Broughton and Kaniva in Hindmarsh Shire;
  - the townships of Cadello and Carlsruhe and the postcodes of 3444, 3446 and 3458 in Macedon Ranges Shire;
  - all areas west of the township of Boinka to the South Australian border in Mildura Rural City;
  - Wycheproof and District in Buloke Shire; and
  - Murtoa, Minyip, Rupanyup and Warracknabeal in Yarriambiack Shire.
- The following days are appointed as public holidays in lieu of Melbourne Cup Day 2010:
  - Friday 1 October 2010 in the township of Murtoa in Yarriambiack Shire;
  - Tuesday 5 October 2010 in the township of Minyip in Yarriambiack Shire;
  - Tuesday 5 October 2010 in the township of Kerang in Gannawarra Shire;
  - Wednesday 6 October 2010 in the township of Rupanyup in Yarriambiack Shire;
  - Wednesday 6 October 2010 in all areas west of the township of Boinka to the South Australian border in Mildura Rural City;
  - Thursday 7 October 2010 in the township of Warracknabeal in Yarriambiack Shire;
  - Tuesday 12 October 2010 in the townships of Rainbow, Kenmare and Albacutya in Hindmarsh Shire;
  - Thursday 14 October 2010 in the townships of Nhill, Little Desert, Gerang Gerang, Kiata, Glenlee, Netherby, Lorquon, Yanac, Broughton and Kaniva in Hindmarsh Shire;
  - Friday 15 October 2010 in the areas east of Wingeel Road, Gumley–Mt Mercer Road and Meredith–Mt Mercer Road in Golden Plains Shire;
  - Wednesday 20 October 2010 in Wycheproof and District in Buloke Shire;
  - Wednesday 27 October 2010 in all areas west of the Campaspe River in Greater Bendigo City;
  - Wednesday 3 November 2010 in the townships of Cadello and Carlsruhe and the postcodes of 3444, 3446 and 3458 in Macedon Ranges Shire;
  - Friday 12 November 2010 in the areas including and west of Wingeel Road, Gumley–Mt Mercer Road and Meredith–Mt Mercer Road in Golden Plains Shire; and
  - Friday 12 November 2010 in the townships of Clunes, Creswick, Smeaton and Newlyn in Hepburn Shire.

Dated 22 April 2010

JOE HELPER MP  
Minister for Small Business

**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>
Michael J. Keane	Recoveries Corporation Pty Ltd	Level 7, 505 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub-agent's Licence
Brent H. Tisdale	Australian Receivables Ltd	363 King Street, Melbourne, Vic. 3000	Commercial Sub-agent's Licence
Dilek Donmez	Austral Mercantile Collections P/L	Level 13, 628 Bourke Street, Melbourne, Vic. 3000	Commercial Agent
John Khoury	Major Mediations P/L	571 Canning Street, Carlton, Vic. 3053	Commercial Agent

Dated at Melbourne 20 April 2010

DEBRA GALLUCCI  
Registrar  
Magistrates' Court of Victoria

**Planning and Environment Act 1987**

## HEPBURN PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C50

The Minister for Planning has approved Amendment C50 to the Hepburn 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 42 heritage places included in Victorian Heritage Register are shown in the Hepburn 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 Hepburn Shire Council, Town Hall, 76 Vincent Street, Daylesford.

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 C119

The Minister for Planning has approved Amendment C119 to the Stonnington 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 52 heritage places included in Victorian Heritage Register are shown in the Stonnington 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 City of Stonnington Council, corner Greville and Chapel Streets, Prahran.

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

**Planning and Environment Act 1987**

## SOUTH GIPPSLAND PLANNING SCHEME

## Notice of Approval of Amendment

## Amendment C49

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

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

The Amendment rezones land at 40 Greens Road, Bena, former Bena Primary School, from Public Use Zone 2 (Education) to Farming Zone and applies a Heritage Overlay Schedule 25.

The Minister has granted the following permit under Division 5 Part 4 of the Act:  
Permit No. 2008/110.

Description of land: Bena Primary School (former), 40 Greens Road, Bena. Lot 1 TP910279 and Lot 1 LP71652.

A copy of the Amendment and permit 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 South Gippsland Shire Council, 9 Smith Street, Leongatha.

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

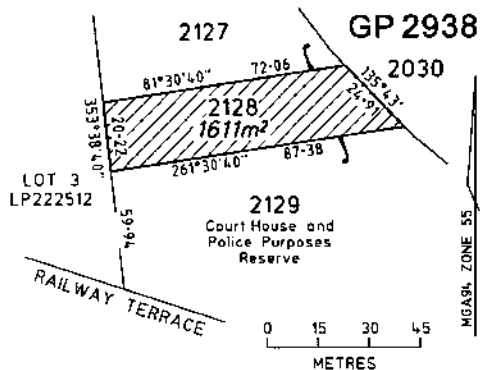
**ORDERS IN COUNCIL**

**Crown Land (Reserves) Act 1978**  
**NOTICE OF INTENTION TO REVOKE**  
**TEMPORARY RESERVATIONS**

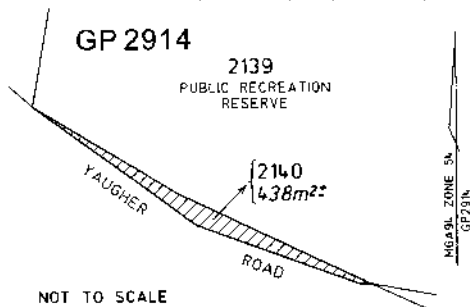
Order in Council

The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations:

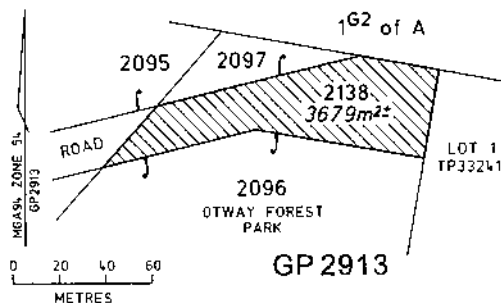
**GEELONG** – The temporary reservation by Order in Council of 16 November 1999 of an area of 1.512 hectares of land being Crown Allotment 2, Section 44A, City of Geelong, Parish of Corio as a site for Court House and Police purposes, so far only as the portion containing 1611 square metres being Crown Allotment 2128, City of Geelong, Parish of Corio as indicated by hatching on plan GP2938 hereunder. (GP2938) – (Rs 4025)



**YAUGHER** – The temporary reservation by Order in Council of 17 August 1927 of an area of 8.44 hectares, more or less, of land in Section A, Parish of Yaughar as a site for Public Recreation, revoked as to part by Order in Council of 3 August, 1954 so far only as the portion containing 438 square metres, more or less, being Crown Allotment 2140, Parish of Yaughar as indicated by hatching on plan GP2914 hereunder. (GP2914) – (Rs 3543)



**YAUGHER** – The temporary reservation by Order in Council of 28 January 1981 of an area of 8.178 hectares, of land being Crown Allotment 1F3, Section A, Parish of Yaughar as a site for Public Recreation, so far only as the portion containing 3679 square metres, more or less, being Crown Allotment 2138, Parish of Yaughar as indicated by hatching on plan GP2913 hereunder. (GP2913) – (Rs 3543)



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

Dated 20 April 2010

Responsible Minister  
**GAVIN JENNINGS**  
 Minister for Environment  
 and Climate Change

**TOBY HALLIGAN**  
 Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**TEMPORARY RESERVATION**  
**OF CROWN LANDS**

Order in Council

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

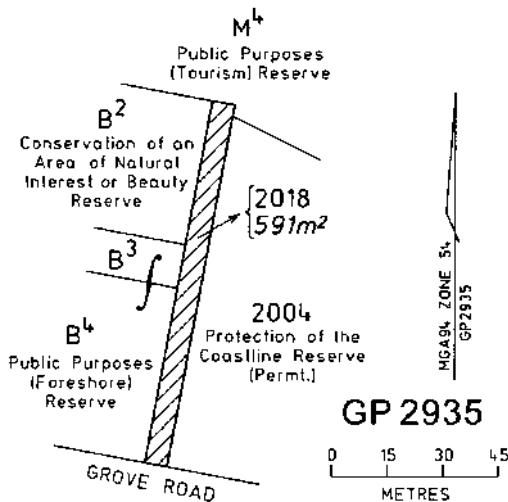
**MUNICIPAL DISTRICT OF THE**  
**BALLARAT CITY COUNCIL**

**BALLARAT** – Public purposes (Police purposes), area 5942 square metres, being Crown Allotment 2050, Parish of Ballarat as shown on Original Plan No. 122688 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (2018472)



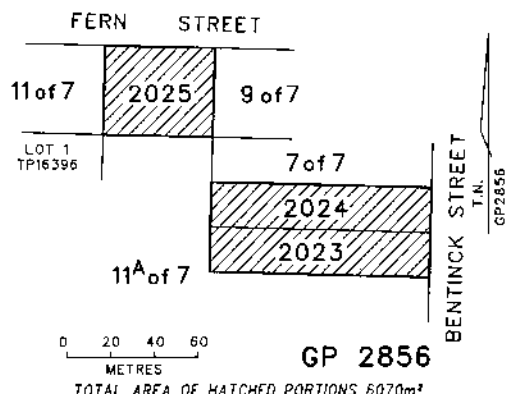
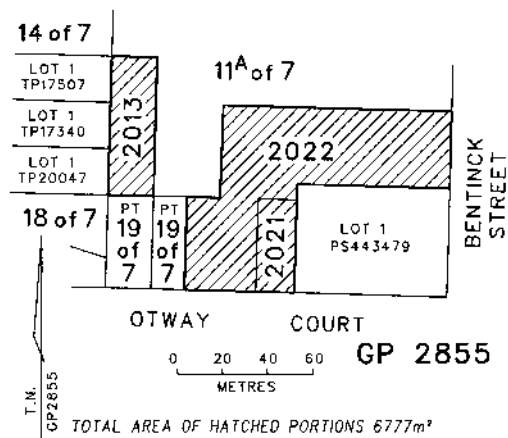
MUNICIPAL DISTRICT OF THE SURF COAST SHIRE COUNCIL

LORNE – Public purposes; area 591 square metres, being Crown Allotment 2018, Township of Lorne, Parish of Lorne as indicated by hatching on plan GP2935 hereunder. – (GP2935) – (0511732)



MUNICIPAL DISTRICT OF THE GLENELG SHIRE COUNCIL

PORTLAND – Hospital purposes; being Crown Allotments 2013, 2021 and 2022, Township of Portland, Parish of Portland [total area 6777 square metres], as indicated by hatching on plan GP2855 hereunder and Crown Allotments 2023, 2024 and 2025, Township of Portland, Parish of Portland [total area 6070 square metres], as indicated by hatching on plan GP2856 hereunder. (GP2855 & 2856) – (0304411)

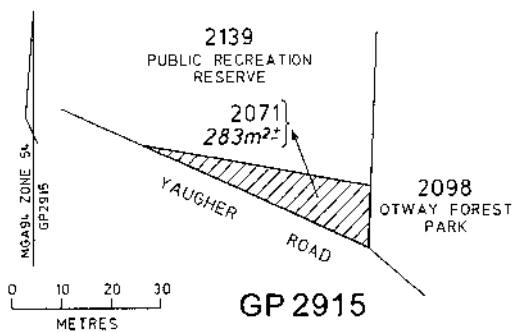


MUNICIPAL DISTRICT OF THE CAMPASPE SHIRE COUNCIL

RUSHWORTH – Public purposes (Community Use), area 915 square metres, being Crown Allotment 1A, Section 11, Township of Rushworth, Parish of Moora as shown on Original Plan No. 112772 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (06L-10057)

MUNICIPAL DISTRICT OF THE COLAC-OTWAY SHIRE COUNCIL

YAUGHER – Public Recreation; area 283 square metres, more or less, being Crown Allotment 2071, Parish of Yaugher as indicated by hatching on plan GP2915 hereunder. – (GP2915) – (0511748)



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

Dated 20 April 2010

Responsible Minister

GAVIN JENNINGS

Minister for Environment and Climate Change

TOBY HALLIGAN

Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**PERMANENT RESERVATION**  
**OF CROWN LANDS**

Order in Council

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

**MUNICIPAL DISTRICT OF THE**  
**WODONGA CITY COUNCIL**

**BARANDUDA** – Conservation of an area of natural interest and preservation of species of native plants and wildlife; Crown Allotments 2006 & 2007, Parish of Baranduda, being Lot 52 on Plan of Subdivision No. 617046L [area 9.847 hectares] lodged in the Land Registry of the Department of Sustainability and Environment; and Crown Allotment 2025, Parish of Baranduda, being Lot 2 on Plan of Subdivision No. 617040Y [area 27.03 hectares] lodged in the Land Registry of the Department of Sustainability and Environment. – (2017767 & 2018129)

**WODONGA** – Conservation of an area of natural interest and preservation of species of native plants and wildlife; Crown Allotment 2016, Parish of Wodonga, being Lot F on Plan of Subdivision No. 616586G [area 11.91 hectares] lodged in the Land Registry of the Department of Sustainability and Environment; and Crown Allotment 2017, Parish of Wodonga, being Lot E on Plan of Subdivision No. 616586G [area 19.83 hectares] lodged in the Land Registry of the Department of Sustainability and Environment. – (2018472 & 2017750)

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

Dated 20 April 2010

Responsible Minister

**GAVIN JENNINGS**  
 Minister for Environment  
 and Climate Change

**TOBY HALLIGAN**  
 Clerk of the Executive Council

Hall and Recreation Reserve Incorporated' constituted by Order in Council 19 June 2001 vide Government Gazette of 21 June 2001 – page 1381. – File Ref : Rs 3366 [1104470]

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

Dated 20 April 2010

Responsible Minister

**GAVIN JENNINGS**  
 Minister for Environment  
 and Climate Change

**TOBY HALLIGAN**  
 Clerk of the Executive Council

**Land Act 1958**

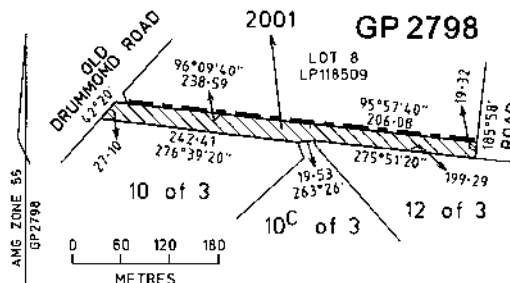
**CLOSURE OF UNUSED ROADS**

Order in Council

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

**MUNICIPAL DISTRICT OF THE**  
**MOUNT ALEXANDER SHIRE COUNCIL**

**DRUMMOND** – The road in the Parish of Drummond being Crown Allotment 2001 as indicated by hatching on plan GP2798 hereunder. – (GP2798) – (L6-11144)



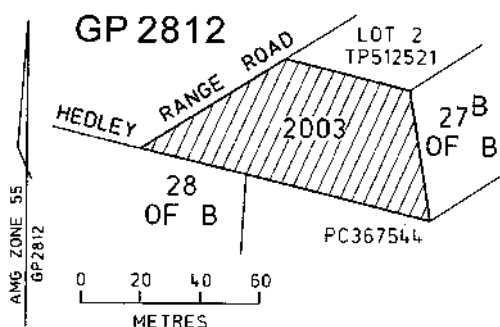
**Crown Land (Reserves) Act 1978**  
**DISSOLUTION OF INCORPORATED**  
**COMMITTEE OF MANAGEMENT**

Order in Council

The Governor in Council under section 14A(7) of the **Crown Land (Reserves) Act 1978** dissolves the 'Carboor Soldiers Memorial

**MUNICIPAL DISTRICT OF THE**  
**SOUTH GIPPSLAND SHIRE COUNCIL**

**WELSHPOOL** – The portion of road in the Parish of Welshpool being Crown Allotment 2003 as indicated by hatching on plan GP2812 hereunder. – (GP2812) – (15L10-7354)



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

Dated 20 April 2010

Responsible Minister

GAVIN JENNINGS  
Minister for Environment  
and Climate Change

TOBY HALLIGAN  
Clerk of the Executive Council

#### **Crown Grant Volume 7275 Folio 814**

#### **APPOINTMENT OF A TRUSTEE TO THE CAULFIELD RACECOURSE RESERVE TRUST**

Order in Council

The Governor in Council in accordance with section 12 of the **Crown Land (Reserves) Act 1978**, and in accordance with the terms and conditions of Crown Grant Volume 7275 Folio 814, appoints Mr Nikolaos (Nick) STAIKOS, as a trustee of the Caulfield Racecourse Reserve Trust.

Dated 20 April 2010

Responsible Minister

GAVIN JENNINGS  
Minister for Environment  
and Climate Change

TOBY HALLIGAN  
Clerk of the Executive Council

#### **Land Act 1958**

#### **APPROVAL BY THE GOVERNOR IN COUNCIL TO THE SALE OF CROWN LAND BY PRIVATE TREATY**

Order in Council

The Governor in Council, pursuant to sections 99A(1)(a) and 99A(2) of the **Land Act 1958**, approves the sale by private treaty of

Crown Allotment 188<sup>B1</sup>, Parish of Tinamba and located at Winnindoo Avenue, Heyfield.

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

Dated 20 April 2010

Responsible Minister

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

TOBY HALLIGAN  
Clerk of the Executive Council

#### **EastLink Project Act 2004**

#### **ORDER UNDER SECTION 62 FOR REVOCATION OF PART OF THE TEMPORARY RESERVATION OF CROWN LAND**

Order in Council

The Governor in Council, under section 62(2)(a) of the **EastLink Project Act 2004** ('the Act'), on the Recommendation of the Minister for Roads and Ports given in accordance with section 62(1) of the Act, revokes the Order in Council dated 4 December 2001 which temporarily reserves certain land for conservation, recreation, leisure and tourism purposes, to the extent that the Order in Council of 4 December 2001 (referred to above) relates to the land shown as hatched on the plans numbered LEGL./10-069 and LEGL./10-070 lodged at the Central Plan Office of the Department of Sustainability and Environment.

Dated 20 April 2010

Responsible Minister

TIM PALLAS MP  
Minister for Roads and Ports

TOBY HALLIGAN  
Clerk of the Executive Council

#### **EastLink Project Act 2004**

#### **ORDER UNDER SECTION 55 FOR THE DIVESTMENT OF LAND FROM THE ROADS CORPORATION**

Order in Council

The Governor in Council, under section 55(1)(b) of the **EastLink Project Act 2004** ('the Act'), on the recommendation of the Minister for Roads and Ports and on recommendation of

the Minister for Public Transport, given in accordance with section 55(5) of the Act, divests from the Roads Corporation, the land coloured yellow on the plan numbered LEGL./10–072 lodged at the Central Plan Office of the Department of Sustainability and Environment.

Dated 20 April 2010

Responsible Ministers

TIM PALLAS MP

Minister for Roads and Ports

MARTIN PAKULA MLC

Minister for Public Transport

TOBY HALLIGAN  
Clerk of the Executive Council

### **EastLink Project Act 2004**

#### **ORDER UNDER SECTION 56 FOR SURRENDER OF INTERESTS IN UNRESERVED CROWN LAND**

##### **Order in Council**

The Governor in Council, under section 56(3) of the **EastLink Project Act 2004** ('the Act'), on the Recommendation of the Minister for Roads and Ports, given in accordance with section 56(1) of the Act, declares that the interests (if any) in the Crown land coloured green on the plan numbered LEGL./10–069 lodged at the Central Plan Office of the Department of Sustainability and Environment, are surrendered to the Crown.

Dated 20 April 2010

Responsible Minister

TIM PALLAS MP

Minister for Roads and Ports

TOBY HALLIGAN  
Clerk of the Executive Council

### **Livestock Disease Control Act 1994**

#### **ORDER DECLARING DISEASES AND EXOTIC DISEASES**

##### **Order in Council**

The Governor in Council under section 6 of the **Livestock Disease Control Act 1994** –

- (a) revokes the Order made by the Governor in Council listed in Schedule 1; and
- (b) declares the contagious or infectious diseases and conditions listed in Schedule 2 to be diseases for the purposes of the Act; and
- (c) declares the contagious or infectious diseases and conditions listed in Schedule 3 to be exotic diseases for the purposes of the Act.

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

#### **SCHEDULE 1**

##### **Revocations**

<b>Order</b>	<b>Date Order made by Governor in Council</b>	<b>Publication of Order in Government Gazette</b>
Order declaring diseases and exotic diseases	30 April 2008	Published in Government Gazette No. G18 on 1 May 2008 at page 949.

**SCHEDULE 2****\*Diseases**

\*Section 3 definition of 'disease'

**Part A Diseases of Mammals and Birds**

Anaplasmosis	Johne's disease
Anthrax	Lead Poisoning (in food production animals)
Babesiosis	Leptospirosis
Bovine genital campylobacteriosis	Listeriosis
Bovine malignant catarrh	Mucosal disease
Bovine malignant tumour of the eye larger than 2 cm	Ovine brucellosis
Buffalo fly	Ovine footrot
Caprine arthritis encephalitis	Ovine ked
Cattle tick	Ovine lice
Cysticercosis ( <i>C. bovis</i> )	Psittacosis
Enzootic bovine leukosis	Pullorum disease ( <i>Salmonella pullorum</i> )
Equine herpes-virus 1 (abortigenic and neurological strains)	Salmonellosis
Equine infectious anaemia	Strangles
Equine piroplasmiasis ( <i>Babesia caballi</i> and <i>Babesia equi</i> )	Swine brucellosis ( <i>B. suis</i> )
Equine viral arteritis	Trichomoniasis
Infectious bovine rhinotracheitis	Tuberculosis
Infectious laryngotracheitis	Verocytotoxigenic <i>E. coli</i>

**Part B Diseases of Bees**

American foul brood disease ( <i>Paenibacillus larvae</i> )	European foul brood disease
Braula fly ( <i>Braula coeca</i> )	Nosema ( <i>Nosema apis</i> )
Chalk brood disease	Small hive beetle ( <i>Aethina tumida</i> )

**Part C Diseases of Fish****Diseases of Fin Fish**

*Aeromonas salmonicida* – atypical strains  
 Epizootic haematopoietic necrosis – EHN virus  
 Epizootic ulcerative syndrome (*Aphanomyces invaderis*)

**Diseases of Molluscs**

Bonamiosis (*Bonamia* species)

**Diseases of Amphibians**

Chytridiomycosis – *Batrachochytrium dendrobatidis*  
 Ranavirus

**SCHEDULE 3**  
**\*Exotic Diseases**

Section 3 definition of 'exotic disease'

**Part A Exotic Diseases of Mammals and Birds**

African horse sickness	Infectious bursal disease (hypervirulent and exotic antigenic variant forms)
African swine fever	Japanese encephalitis
Aujeszký's disease	Jembrana disease
Australian lyssaviruses including bat lyssavirus	Leishmaniosis
Avian influenza (highly pathogenic)	Louping ill
Avian influenza (low pathogenic virus subtypes)	Lumpy skin disease
Avian mycoplasmosis ( <i>M. synoviae</i> )	Maedi-visna
Bluetongue	Menangle virus (porcine paramyxovirus)
Borna disease	Nairobi sheep disease
Bovine spongiform encephalopathy	Newcastle disease
Brucella canis	Nipah virus
Brucellosis – bovine ( <i>B. abortus</i> )	Peste des petits ruminants
Brucellosis – caprine and ovine ( <i>B. melitensis</i> )	Porcine myocarditis
Camel pox	Porcine reproductive and respiratory syndrome
Chagas disease ( <i>T. cruzi</i> )	Post-weaning multisystemic wasting syndrome
Chronic wasting disease of deer	Potomac fever
Classical swine fever	Pulmonary adenomatosis (Jaagsiekte)
Contagious agalactia	Rabies
Contagious equine metritis	Rift Valley fever
Contagious bovine pleuropneumonia	Rinderpest
Contagious caprine pleuropneumonia	<i>Salmonella enteritidis</i> infection in poultry
Crimean Congo haemorrhagic fever	Salmonellosis ( <i>S. abortus-equi</i> )
Cysticercosis ( <i>C. cellulosae</i> )	Salmonellosis ( <i>S. abortus-ovis</i> )
Devil facial tumour disease	Scrapie
Dourine	Screw worm fly
Duck virus enteritis (duck plague)	Sheep pox and goat pox
Duck virus hepatitis	Sheep scab
East coast fever	Spongiform encephalopathies
Eastern equine encephalomyelitis	Surra ( <i>Trypanosoma evansi</i> )
Elaphostrongylosis	Swine influenza
Epizootic lymphangitis	Swine vesicular disease
Encephalitides (tick-borne)	Teschen disease (Porcine enterovirus encephalomyelitis)
Equine encephalosis	Transmissible gastroenteritis
Equine influenza	Trichinellosis
Equine piroplasmiasis ( <i>Theileria equi</i> ,)	Trypanosomiasis
Fasciola gigantica	Tularaemia
Foot and mouth disease	Venezuelan equine encephalomyelitis
Fowl typhoid ( <i>S. gallinarum</i> )	Vesicular exanthema
Getah virus	Vesicular stomatitis
Goat pox	Warble fly myiasis
Glanders	Wesselsbron disease
Haemorrhagic septicaemia	West Nile virus clinical infection
Heartwater	Western equine encephalomyelitis
Hendra virus	

**Part B Exotic Diseases of Bees**

Africanised bees

Tracheal mite (*Acarapis woodi*)Tropilaelaps mite (*Tropilaelaps clareae*)Varroasis (*Varroa destructor*)Varroasis (*Varroa jacobsonii*)**Part C Exotic Disease of Fish****Exotic Diseases of Fin Fish**Bacterial kidney disease (*Renibacterium salmoninarum*)

Channel catfish virus disease

Enteric Redmouth disease (*Yersinia ruckeri* – Hagerman strain)Enteric septicaemia of catfish (*Edwardsiella ictaluri*)

Epizootic haematopoietic necrosis – European catfish virus/European sheatfish virus

Furunculosis (*Aeromonas salmonicida* subsp. *salmonicida*)

Grouper iridoviral disease

Gyrodactylosis (*Gyrodactylus salaris*)

Infectious haematopoietic necrosis

Infectious pancreatic necrosis

Infectious salmon anaemia

Koi herpesvirus disease

Piscirickettsiosis (*Piscirickettsia salmonis*)

Red sea bream iridoviral disease

Spring viraemia of carp

Viral encephalopathy and retinopathy

Viral haemorrhagic septicaemia

Whirling disease (*Myxobolus cerebralis*)**Exotic Diseases of Molluscs**

Abalone viral mortality

Abalone viral ganglioneuritis

Akoya Oyster disease

Bonamiosis (*Bonamia ostreae*, *Bonamia exitiosus*)*Marteilioides chungmuensis*Marteiliosis (*Marteilia refringens*, *Marteilia sydneyi*)Mikrocytosis (*Mikrocytos mackini*)Perkinsosis (*Perkinsus marinus*, *Perkinsus olseni*)

Iridoviroses

Withering syndrome of abalones (*Xenohaliotis californiensis*)**Exotic Diseases of Crustacea**Crayfish plague (*Aphanomyces astaci*)

Gill-associated virus

Infectious hypodermal and haematopoietic necrosis

Infectious myonecrosis

*Monodon* slow growth syndrome

Taura syndrome

White spot disease

White tail disease

Yellowhead disease

Dated 20 April 2010

Responsible Minister

JOE HELPER

Minister for Agriculture

TOBY HALLIGAN  
Clerk of the Executive Council

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

## Order in Council

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

- (a) for the purpose of preventing the spread of the pest, Phylloxera (*Daktulosphaira vitifoliae*) to other parts of Victoria, declares –
- (i) the area described in Schedule 1 to be a control area known as the North East Phylloxera Infested Zone; and
  - (ii) the area described in Schedule 2 to be a control area known as the Nagambie Phylloxera Infested Zone; and
  - (iii) the area described in Schedule 3 to be a control area known as the Upton Phylloxera Infested Zone; and
  - (iv) the area described in Schedule 4 to be a control area known as the Mooroopna Phylloxera Infested Zone; and
  - (v) the area described in Schedule 5 to be a control area known as the Maroondah Phylloxera Infested Zone; and
  - (vi) the area described in Schedule 6 to be a control area known as the Whitebridge Phylloxera Infested Zone; and
- (b) revokes the Order made under section 9 of the **Plant Health and Plant Products Act 1995** on 24 November 2009, and published in the Government Gazette G48 on 26 November 2009; and
- (c) specifies the prohibitions in Schedule 7 which are to operate in the control areas to prevent the spread of the pest Phylloxera to other parts of Victoria.

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

Dated 20 April 2010

Responsible Minister

JOE HELPER

Minister for Agriculture

TOBY HALLIGAN  
Clerk of the Executive Council

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SCHEDULE 1 – NORTH EAST PHYLLOXERA INFESTED ZONE

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



then in a southerly direction along Kancoona Gap Track to the intersection of Kancoona Gap Track and Link Road, then in a westerly direction along Link Road to the intersection of Link Road and Barker Road, then in a generally southerly direction along Barker Road to the intersection of Barker Road and Rolland Road, then in a straight line in a south-easterly direction to the intersection of Kancoona South Road and Havilah Road, then in a south-easterly direction along Havilah Road to the intersection of Havilah Road and Mt Porepukah Road, then in a southerly direction along Mt Porepukah Road to the intersection of Mt Porepukah Road and Smart Creek–Tawonga Gap Track, then in a south-easterly direction along Smart Creek–Tawonga Gap Track to the intersection of Smart Creek–Tawonga Gap Track and Tawonga Gap Track, then in a southerly direction along Tawonga Gap Track to the intersection of Tawonga Gap Track and Big Flat Track, then in a south-easterly direction along Big Flat Track to the intersection of Big Flat Track and Dungey Track, then in a straight line in a southerly direction to the intersection of Razorback Walking Track and Razorback Track, then in a south-westerly direction along Razorback Track to the intersection of Razorback Track and Bungalow Spur Walking Track, then in a straight line in a south-westerly direction to the intersection of Cobbler Lake Track and Cobbler Lake–Abbeyard Road, then in a straight line in a north-westerly direction to the intersection of the boundaries of the parishes of Matong North, Dandongadale and Winteriga, then in a southerly, then westerly direction along the eastern and southern boundaries of the parish of Winteriga to the intersection of the boundaries of the parishes of Winteriga, Matong North and Wabonga, then in a southern, then westerly direction along the eastern, then southern boundary of the parish of Wabonga to the intersection of the parishes of Wabonga, Whitfield South and Cambatong, then in a southerly direction along the western boundary of the parish of Cambatong to the intersection of the boundaries of the parishes of Cambatong, Dueran East and Merrijig, then in a westerly direction along the northern boundary of the parish of Merrijig to the intersection of the boundaries of the parishes of Merrijig, Dueran East and Gonzaga, then in a southerly, then westerly direction along the eastern then southern boundaries of the parish of Gonzaga to the intersection of the southern boundary of the parish of Gonzaga and Glenroy Road, then in a south-westerly direction along Glenroy Road to the intersection of Glenroy Road and Mt Buller Road, then in a westerly direction along Mt Buller Road to the intersection of Mt Buller Road and Scullys Lane, then in a northerly direction along Scullys Lane to the intersection of Scullys Lane and Graves Road, then in a westerly direction along Graves Road to the intersection of Graves Road and Old Tolmie Road, then in a straight line in a north-westerly direction to the intersection of Saligari Road and Barwite Road, then in a westerly direction along Barwite Road to the intersection of Barwite Road and Mansfield–Whitfield Road, then in a northerly, then north-easterly direction along Mansfield–Whitfield Road to the intersection of the Mansfield–Whitfield Road and the southern boundary of the parish of Toombullup, then in an easterly direction along the southern boundary of the parish of Toombullup to the point of commencement.

#### SCHEDULE 2 – NAGAMBIE PHYLLOXERA INFESTED ZONE

The area of land bounded by a line commencing at the intersection of the boundaries of the parishes of Wirrate, Whroo and Bailieston, then in an easterly direction along the northern boundary of the parish of Bailieston to the intersection of the parishes of Bailieston, Murchison and Noorilim, then in an easterly, then north-easterly direction along the northern boundary of the parish of Noorilim to the intersection of the boundary of the parish of Noorilim and Day Road, then in westerly direction along Day Road to the intersection of Day Road and Murchison–Goulburn Weir Road, then in a northerly direction along Murchison–Goulburn Weir Road to the intersection of Murchison–Goulburn Weir Road and Buffalo Swamp Road, then in a westerly direction along Buffalo Swamp Road to the intersection of Buffalo Swamp Road and Willow Road, then in a northerly direction along Willow Road to the intersection of Willow Road and Bendigo–Murchison Road, then in a south-easterly direction along Bendigo–Murchison Road to the intersection of Bendigo–Murchison Road and Stewart Road, then in a northerly direction along Stewart Road to the intersection of Stewart Road and Chinamans Hill Road, then in an easterly direction along Chinamans Hill Road to the intersection of Chinamans Hill Road and Hammond Road, then in a north-easterly direction along Hammond Road to the intersection of Hammond Road and McMillan

Road, then in an easterly direction along McMillan Road to the intersection of McMillan Road and Murchison–Tatura Road, then in a southerly direction along Murchison–Tatura Road to the intersection of Murchison–Tatura Road and River Road, then in a north-easterly direction along River Road to the intersection of River Road and Freestone Road, then in a straight line in a south-easterly direction to the intersection of Cassidys Road and Duggans Road, then in a southerly direction along Duggans Road, which becomes Dargalong Road, to the intersection of Dargalong Road and the Goulburn Valley Freeway, then in a south-westerly direction along the Goulburn Valley Freeway to the intersection of the Goulburn Valley Freeway and the northern boundary of the parish of Wahrung, then in an easterly direction along the northern boundary of the parish of Wahrung to the intersection of the boundary of the parishes of Wahrung, Dargalong and Bunganail, then in a southerly direction along the eastern boundary of the parish of Wahrung to the intersection of the boundaries of the parishes of Wahrung, Bunganail, Monea North and Wormangal, then in a southerly then westerly direction along the eastern and southern boundaries of the parish of Wormangal to the intersection of the boundaries of the parishes of Wormangal, Avenel and Tabilk, then in a westerly direction along the southern boundary of the parish of Tabilk to the intersection of the boundary of the parish of Tabilk and the Tocumwal Railway Line, then in a southerly direction along the Tocumwal Railway Line to the intersection of the Tocumwal Railway Line and Aerodrome Road, then in a generally easterly direction along Aerodrome Road to the intersection of Aerodrome Road and Hughes Street, then in a south-easterly direction along Hughes Street to the intersection of Hughes Street and Henry Street, then in a westerly direction along Henry Street to the intersection of Henry Street and Lambing Gully Road, then in a southerly direction along Lambing Gully Road to the intersection of Lambing Gully Road and the Hume Freeway, then in a south-westerly direction along the Hume Freeway to the intersection of the Hume Freeway and the northern boundary of the Department of Defence Munitions Depot, then in a westerly direction along the northern boundary of the Department of Defence Munitions Depot to the intersection of northern boundary of the Department of Defence Munitions Depot and Seymour–Avenel Road, then in a southerly direction along Seymour–Avenel Road to the intersection of Seymour–Avenel Road and O’Connors Road, then in a westerly direction along O’Connors Road to the intersection of O’Connors Road and the Tocumwal Railway Line, then in a north-westerly direction along the Tocumwal Railway Line to the intersection of the Tocumwal Railway Line and the southern boundary of the parish of Avenel, then in a westerly direction along the southern boundary of the parish of Avenel to the intersection of the boundaries of the parishes of Avenel, Mangalore and Northwood, then in a generally southerly, then westerly, then northerly direction along the eastern, southern and western boundaries of the parish of Northwood to the intersection of the boundaries of the parishes of Northwood, Puckapunyal and Mitchell, then in a generally northerly direction along the western boundary of the parish of Mitchell to the intersection of the parishes of Mitchell, Wirrate and Bailleston, then in a northerly direction along the western boundary of the parish of Bailleston to the point of commencement.

#### SCHEDULE 3 – UPTON PHYLLOXERA INFESTED ZONE

The area commencing at grid reference 610200 (Longwood North topographic map, 7924-2-N, 2008), then in a straight line in a westerly direction to grid reference 570200, then in a straight line in a southerly direction to grid reference 570180, then in a straight line in a westerly direction to grid reference 520180, then in a straight line in a southerly direction to grid reference 520110 (Longwood South topographic map, 7924-2-S, 2008), then in a straight line in a south-easterly direction to grid reference 530090, then in a straight line in a southerly direction to grid reference 530080, then in a straight line in an easterly direction to grid reference 610080, then in a northerly direction to the point of commencement.

#### SCHEDULE 4 – MOOROOPNA PHYLLOXERA INFESTED ZONE

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

boundary of the Parish of Toolamba, then westerly along the southern boundary of that parish to the western boundary of that parish; then northerly along the western boundary of that parish and the western boundary of the Parish of Mooroopna to the point of commencement.

#### SCHEDULE 5 – MAROONDAH PHYLLOXERA INFESTED ZONE

The area of land bounded by a line commencing at the intersection of the Warburton Highway and the Maroondah Highway, then in a south-westerly direction along the Maroondah Highway to the intersection of the Maroondah Highway and Plymouth Road, then in a westerly direction along Plymouth Road, which becomes Warranwood Road, to the intersection of Warranwood Road and Wonga Road, then in a north-westerly direction along Wonga Road to the intersection of Wonga Road and Croydon Road, then in a north-westerly direction along Croydon Road to the intersection of Croydon Road and Ringwood–Warrandyte Road, then in a northerly direction along Ringwood–Warrandyte Road to the intersection of Ringwood–Warrandyte Road and Brumbys Road, then in a north-easterly direction along Brumbys Road to the point of termination, then in a straight line in an easterly direction to the intersection of Yarra Road and Holloway Road, then in an easterly direction along Holloway Road to the intersection of Holloway Road and Brushy Park Road, then in a northerly direction along Brushy Park Road to the intersection of Brushy Park Road and Black Springs Road, then in an easterly direction along Black Springs Road to the intersection of Black Springs Road and Stanley Street, then in a northerly direction along Stanley Street to the point of termination, then in a straight line in an easterly direction to the intersection of Edward Street and Switchback Road, then in an easterly direction along Switchback Road to the intersection of Switchback Road and Victoria Road, then in a northerly direction along Victoria Road to the intersection of Victoria Road and MacIntyre Road, then in a straight line in a westerly direction to the intersection of Wendy Way and Skyline Road, then in a northerly direction along Skyline Road to the intersection of Skyline Road and Eltham–Yarra Glen Road, then in an easterly direction along Eltham–Yarra Glen Road to the intersection of Eltham–Yarra Glen Road and Skyline Road North, then in a northerly direction along Skyline Road North to the intersection of Skyline Road North and Tuans Track, then in an easterly direction along Tuans Track, which becomes Uplands Road, to the intersection of Uplands Road and Valley Road, then in an easterly direction along Valley Road to the intersection of Valley Road and Steels Creek Road, then in a northerly direction along Steels Creek Road to the intersection of Steels Creek Road and Hunts Lane, then in an easterly direction along Hunts Lane to the intersection of Hunts Lane and Melba Highway, then in a southerly direction along Melba Highway to the intersection of the Melba Highway and Bottings Lane, then in an easterly direction along Bottings Lane to the intersection of Bottings Lane and Bleases Lane, then in a south-easterly direction along Bleases Lane to the intersection of Bleases Lane and the Maroondah Aqueduct, then in a straight line in an easterly direction to the intersection of Walters Lane and Pauls Lane, then in a southerly direction along Pauls Lane to the intersection of Pauls Lane and Old Healesville Road, then in a south-easterly direction along Old Healesville Road to the intersection of Old Healesville Road and Healesville–Yarra Glen Road, then in an easterly direction along Healesville–Yarra Glen Road to the intersection of Healesville–Yarra Glen Road and Healesville–Kinglake Road, then in a south-easterly direction along Healesville–Kinglake Road to the intersection of Healesville–Kinglake Road and the Maroondah Highway, then in an easterly direction along the Maroondah Highway to the intersection of the Maroondah Highway and Don Road, then in a south-easterly direction along Don Road to the intersection of Don Road and Mt Riddell Road, then in a south-westerly direction along Mt Riddell Road to the intersection of Mt Riddell Road and Airlie Road, then in a westerly direction along Airlie Road to the intersection of Airlie Road and Maroondah Highway, then in a south-westerly direction along the Maroondah Highway to the intersection of the Maroondah Highway and the Yarra River, then in a southerly direction along the Yarra River to grid reference 679240 (Juliet South topographic map, 8022-4-S), then in a straight line in an easterly direction to the Healesville–Koo wee rup Road (grid reference 694240), then in southerly direction along the Healesville–Koo wee rup Road to grid reference 700221, then in a straight line in a south-westerly direction to the Yarra River (grid reference 694217), then in a north-westerly direction along the Yarra River to the intersection of the Yarra

River and Woori Yallock Creek, then in a straight line in a southerly direction to the intersection of Yarraloch Way and Killara Road, then in a westerly direction along Killara Road to the intersection of Killara Road and Armistead Road, then in a southerly direction along Armistead Road to the intersection of Armistead Road and Darling Road, then in a westerly direction along Darling Road to the intersection of Darling Road and Gruyere Road, then in a southerly direction along Gruyere Road to the intersection of Gruyere Road and Victoria Road, then in an westerly direction along Victoria Road to the intersection of Victoria Road and Warburton Highway, then in a westerly direction along Warburton Highway to the point of commencement.

#### SCHEDULE 6 – WHITEBRIDGE PHYLLOXERA INFESTED ZONE

The area of land bounded by a line commencing at the intersection of Three Chain Road and Bolgers Lane, then in a southerly direction along Bolgers Lane to the intersection of Bolgers Lane and Rochford Road, then in an easterly direction along Rochford Road to the intersection of Rochford Road and Monument Creek Road, then in a southerly direction along Monument Creek Road to the intersection of Monument Creek Road and Ochiltrees Road, then in an easterly direction along Ochiltrees Road to the intersection of Ochiltrees Road and Lukes Road, then in a northerly direction along Lukes Road to the intersection of Lukes Road and Boundary Road, then in an easterly direction along Boundary Road to the intersection of Boundary Road and Parks Road, then in a northerly direction along Parks Road to the intersection of Parks Road and McMasters Lane, then in a north easterly direction along McMasters Lane to the intersection of McMasters Lane and Three Chain Road, then in a generally westerly direction along Three Chain Road to the point of commencement.

#### SCHEDULE 7 – PROHIBITIONS APPLYING TO PHYLLOXERA

##### 1. Definitions

In this Schedule—

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

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

##### 2. Prohibitions relating to control areas –

The removal from a control area of –

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

is prohibited.

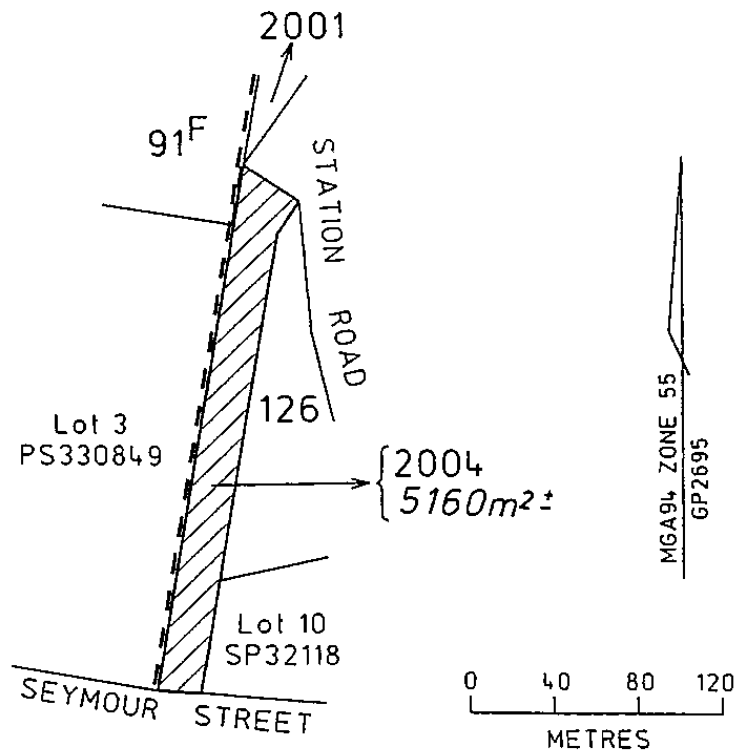
Note: Section 9(3) provides a penalty of 100 penalty units for a person who contravenes any prohibition or restriction in a control order if the person knows or has reason to believe that any place has been declared to be a control area, unless the person is authorised to do so under a permit issued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

**LATE NOTICES**

## YARRA RANGES SHIRE COUNCIL

Road Discontinuance  
Part Drummond Street, Seville

Under section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Yarra Ranges Shire Council, at its meeting held on 13 April 2010, formed the opinion that the section of government road (part Drummond Street, Seville) being Crown Allotment 2004, Township of Seville, Parish of Wandin Yallock, shown hatched on the plan below, is not reasonably required for public use as a road and resolved to discontinue the road.

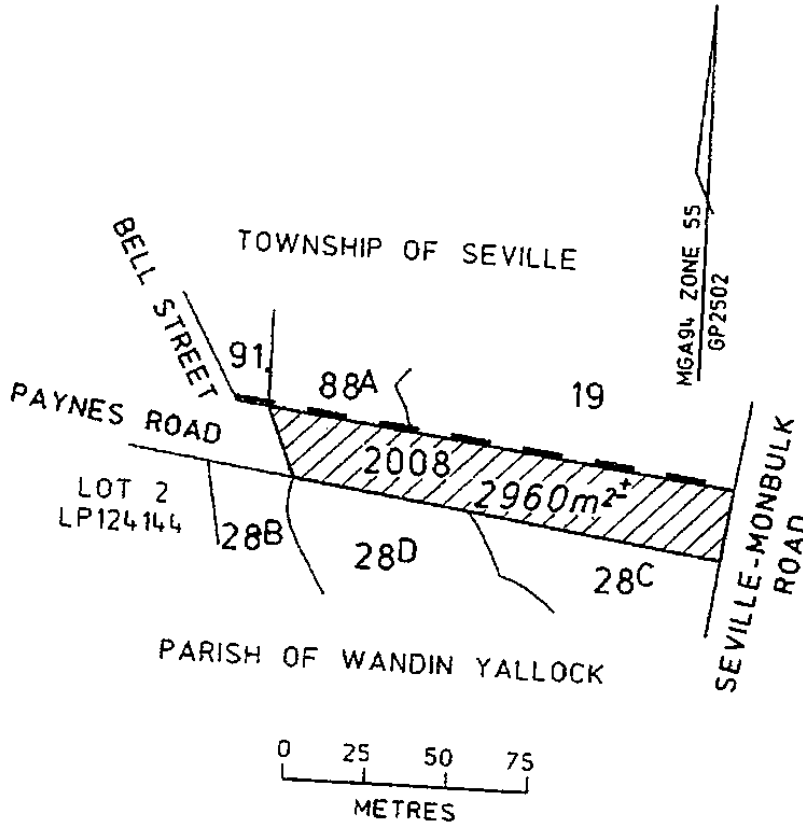


GLENN PATTERSON  
Chief Executive Officer

YARRA RANGES SHIRE COUNCIL

Road Discontinuance  
Part Paynes Road, Seville

Under section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Yarra Ranges Shire Council, at its meeting held on 13 April 2010, formed the opinion that the section of government road (part Paynes Road, Seville), being Crown Allotment 2008, Township of Seville, Parish of Wandin Yallock, shown hatched on the plan below, is not reasonably required for public use as a road and resolved to discontinue the road.



GLENN PATTERSON  
Chief Executive Officer

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

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

18. *Statutory Rule:* Occupational Health and Safety Amendment (Hazardous Substances Classification) Regulations 2010
- Authorising Act:* Occupational Health and Safety Act 2004
- Date first obtainable:* 20 April 2010
- Code A*
19. *Statutory Rule:* Subordinate Legislation (Planning and Environment (Fees) Regulations 2000 - Extension of Operation) Regulations 2010
- Authorising Act:* Subordinate Legislation Act 1994
- Date first obtainable:* 20 April 2010
- Code A*
20. *Statutory Rule:* Subordinate Legislation (Subdivision (Permit and Certification Fees) Regulations 2000 - Extension of Operation) Regulations 2010
- Authorising Act:* Subordinate Legislation Act 1994
- Date first obtainable:* 20 April 2010
- Code A*

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