



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 20 Thursday 20 May 2010**

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**GENERAL**

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**Advertisers Please Note**

As from 20 May 2010

The last Special Gazette was No. 185 dated 19 May 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)  
QUEEN'S BIRTHDAY WEEK 2010 (MONDAY 14 JUNE 2010)**

**Please Note:**

The Victoria Government Gazette (General) for Queen's Birthday week (G24/10) will be published on **Thursday 17 June 2010**.

**Copy deadlines:**

Private Advertisements **9.30 am on Friday 11 June 2010**

Government and Outer  
Budget Sector Agencies Notices **9.30 am on Tuesday 15 June 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 hereby given that Sorrento Sea Baths Pty Ltd has applied for a lease, pursuant to section 134 of the **Land Act 1958**, for a term of twenty one (21) years in respect of Coppin Jetty as shown on Plan N/5.11.2004 containing 22 m<sup>2</sup> as a site for activities associated with a jetty.

Ref No.: 1203613

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RONALD CHARLES NELSON, late of 521 Kline Street, Ballarat, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 September 2009, are required by the trustee, Claire Maree Nelson, to send particulars to them, care of BJT Legal of 38 Lydiard Street South, Ballarat, Victoria 3350, by 19 July 2010, at which date the trustee may convey or distribute the assets, having regard only to the claims of which they then have notice.

BJT LEGAL PTY LTD, solicitors,  
38 Lydiard Street South, Ballarat 3353.

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Re: EDWIN OVERINGTON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 November 2009, are required by the trustees, Margaret Christine Smith and Brian William Francis, to send particulars to them, care of the undermentioned solicitors, by 2 August 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

BRIGGS FRANCIS & ASSOCIATES, solicitors,  
94 Barkly Street, Ararat 3377.

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Re: AGATA GRILLINZONI, late of 54 Box Forest Road, Glenroy, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 March 2010, are required by the trustee, Elena Cerasani, to send particulars to the trustee, care of the undermentioned solicitors, within sixty days from the publication hereof,

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

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

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Re: Estate of the late MARY MARGARET GIDDINGS.

Creditors, next-of-kin or others having claims in respect of the estate of MARY MARGARET GIDDINGS, late of 9 Clark Street, Swan Hill, Victoria, widow, deceased, who died on 25 February 2010, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 12 July 2010, after which the executors 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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Re: Estate of MYRTLE FLORENCE KING.

Creditors, next-of-kin or others having claims in respect of the estate of MYRTLE FLORENCE KING, late of 25 Howard Street, Sea Lake, in the State of Victoria, home duties, deceased, who died on 16 December 2009, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 6 July 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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Re: Estate of RODNEY GEORGE WALSH, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of RODNEY GEORGE WALSH, late of 16 El Alamein Avenue, Swan Hill, Victoria, retired farmer, deceased, who died on 1 November 2009, are to send particulars of their claim to the executors, care of the

undermentioned legal practitioners, by 13 July 2010, after which the executors 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 RAYMOND ALBERT PUNNETT, late of 51 Goldsmith Street, Elwood, Victoria, retired, deceased, who died on 28 September 2009, are required by the executors, Peter Godfrey Allaway and David Alan Tunnock, to send particulars of their claims to the executors, care of the undersigned solicitors, by 22 July 2010, after which date the executors may convey or distribute the assets, having regard only to the claims of which the executors then have notice.

HENTY STAMFORDS, solicitors,  
Level 4, 84 William Street, Melbourne 3000.

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PETER EDWIN SWALLOW, deceased,  
late of 31 Liberty Parade, Ivanhoe, purchasing  
officer.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 October 2009, are requested by the personal representative of the deceased, Geoffrey John Swallow, care of Horsley, Ryan & Associates, solicitors of 85 School Road, St Andrews, Victoria 3761, to send particulars of their claims to the said representative care of the undermentioned solicitors, by 21 July 2010, after which date he may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 18 May 2010

HORSLEY, RYAN & ASSOCIATES, solicitors,  
85 School Road, St Andrews 3761.

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Re: JOHN BERESFORD GRANT, late of  
44 Saint Vincents Place North, Albert Park,  
Victoria, gentleman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 September 2007, are required by

the trustee, Perpetual Trustees Victoria Limited of Level 28, 360 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 19 July 2010 after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MADDOCKS, lawyers,  
140 William Street, Melbourne 3000.

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ENA MAY MACFARLANE, late of  
Room 244, Serviced Apartments, Cameron  
Close Retirement Village, 155 Warrigal Road,  
Burwood, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 24 September 2009, are required by the executors, Felicity Anne MacFarlane, Ian Andrew Ness and John Desmond Taubman, to send particulars to them, care of Marsh & Maher of Level 1, 551 Little Lonsdale Street, Melbourne, by 30 July 2010, after which date the executors intend to convey or distribute the assets of the estate, having regard only to the claims of which the executors may have notice.

MARSH & MAHER, solicitors,  
Level 1, 551 Little Lonsdale Street, Melbourne  
3000.

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THE ENA MACFARLANE NO. 1 FAMILY  
TRUST.

Creditors, next-of-kin and others having claims in respect of THE ENA MACFARLANE NO. 1 FAMILY TRUST are required by the trustees to send particulars to the trustees, care of Marsh & Maher, Level 1, 551 Little Lonsdale Street, Melbourne, by 30 July 2010, after which date the trustees intend to convey or distribute the assets of the trust, having regard only to the claims of which the trustees may have notice.

MARSH & MAHER, solicitors,  
Level 1, 551 Little Lonsdale Street, Melbourne  
3000.

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THE ENA MACFARLANE NO. 2 FAMILY  
TRUST.

Creditors, next-of-kin and others having claims in respect of THE ENA MACFARLANE NO. 2 FAMILY TRUST are required by the

trustee to send particulars to the trustee, care of Marsh & Maher, Level 1, 551 Little Lonsdale Street, Melbourne, by 30 July 2010, after which date the trustee intends to convey or distribute the assets of the trust, having regard only to the claims of which the trustee may have notice.

MARSH & MAHER, solicitors,  
Level 1, 551 Little Lonsdale Street, Melbourne  
3000.

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Re: PAL GELENSCER (also known as Pal Gelencser), late of 26 Leander Street, Footscray, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 December 2009, are required by the executor, Alex Gelencser, to send particulars of their claim to him, care of the undermentioned solicitors, by 20 July 2010, after which date the executor may convey or distribute the assets, having regard only to the claims of which he may then have notice.

PATRICK CASH & ASSOCIATES, solicitors,  
161 Nicholson Street, Footscray 3011.

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BUDIMAN RAHARDJA, late of Gunung Bromo 27 Lippo Karawaci, Tangerang, Indonesia, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 12 June 2007, are required by the trustee, Peter Cavendish Nevile of Level 11, 100 Collins Street, Melbourne, Victoria 3000, to send particulars of their claims by 19 July 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice. Letters of Administration were granted in Victoria on 1 April 2010.

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Re: ELIZABETH MAY ANGLISS, deceased, late of MECWA, 70 Charles Street, Prahran, Victoria, charity worker.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 June 2009, are required by the trustees, William Arthur Angliss and Cyril Ralph Ward-Ambler, to send particulars to the trustees, care of the solicitors named below, by 2 August 2010, after which date the trustees may convey

or distribute the assets, having regard only to the claims of which the trustees have notice.

RUSSELL KENNEDY, solicitors,  
Level 12, 469 La Trobe Street, Melbourne 3000.

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EDNA MAY BENSON, late of 22 Turnbull Street, Mornington, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 February 2010, are required by the executor, Michael George Hall of 79 Sherwood Avenue, Rosebud, Victoria, to send particulars to him, care of Stidston Warren Lawyers, by 24 July 2010, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

STIDSTON WARREN LAWYERS,  
Suite 1, 10 Blamey Place, Mornington 3931.

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TEIK SIN LEOW, late of 2 Quest Court, Glen Waverley, foreign exchange trader, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 November 2009, are required to send particulars of their claims to the executors, care of Trust Company Fiduciary Services Limited, PO Box 361, Collins Street West, Melbourne, Victoria 8007, by 29 July 2010, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

TCL LEGAL SERVICES (VIC.) PTY LTD,  
3/530 Collins Street, Melbourne, Victoria 3000.

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FRANCIS EDWARD O'SULLIVAN, late of Oak Towers, 139 Atherton Road, Oakleigh, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 2 December 2009, are required to send particulars of their claims to the executrix, Frances Mary Newbold, care of the undermentioned lawyers, by 22 July 2010, after which date the said executrix will distribute the assets, having regard only to the claims of which she then has notice.

T. J. MULVANY & CO., lawyers,  
PO Box 560, Melbourne 3001.

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Re: VALMA JOYCE GUEST-GALT (also known as Valma Joyce Guest and Valma Joyce Galt), late of Unit 122, The George, 15–25 George Street, Sandringham, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 October 2009, are required by the executor, Gregory John Walter Galt, to send particulars to him, care of the undersigned solicitors, by 28 July 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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Re: ALAN LINDSAY MONCUR MacLEAN, late of Unit 1, 138 Bluff Road, Black Rock, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 February 2010, are required by the executor, Valma Jean MacLean, to send particulars to her, care of the undersigned solicitors, by 23 July 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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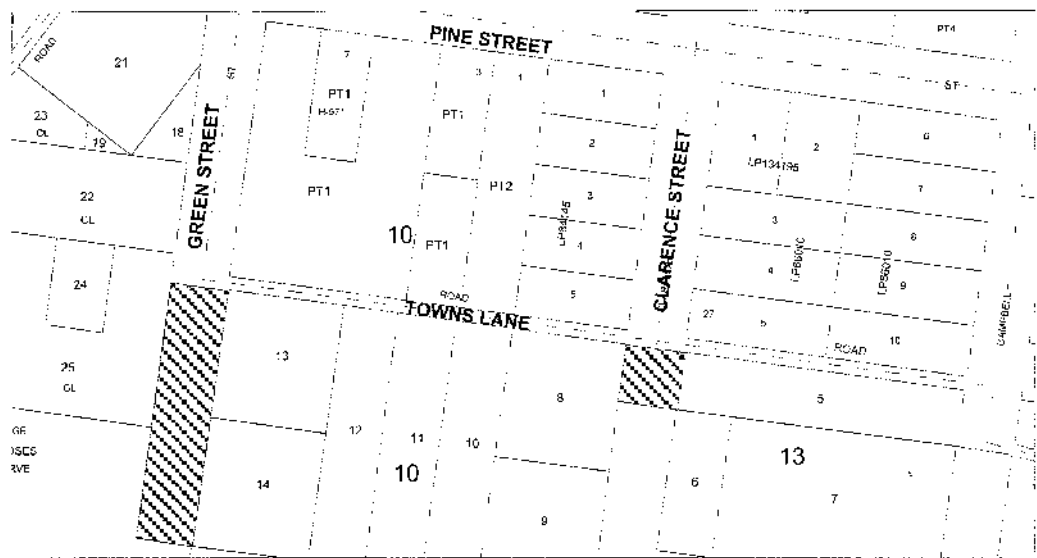
**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**

**HINDMARSH SHIRE COUNCIL**

**Part Closure of Green Street and Clarence Street, Nhill**

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, Hindmarsh Shire Council, at its meeting held on 17 February 2010, formed the opinion that parts of Green Street and Clarence Street, Nhill, south of Towns Lane, are not reasonably required for public use.

Council has resolved to discontinue these parts of Green Street and Clarence Street, Nhill, and transfer ownership to the Crown to be incorporated in the Nhill Lake reserve and Nhill Swamp and Wildlife reserve.



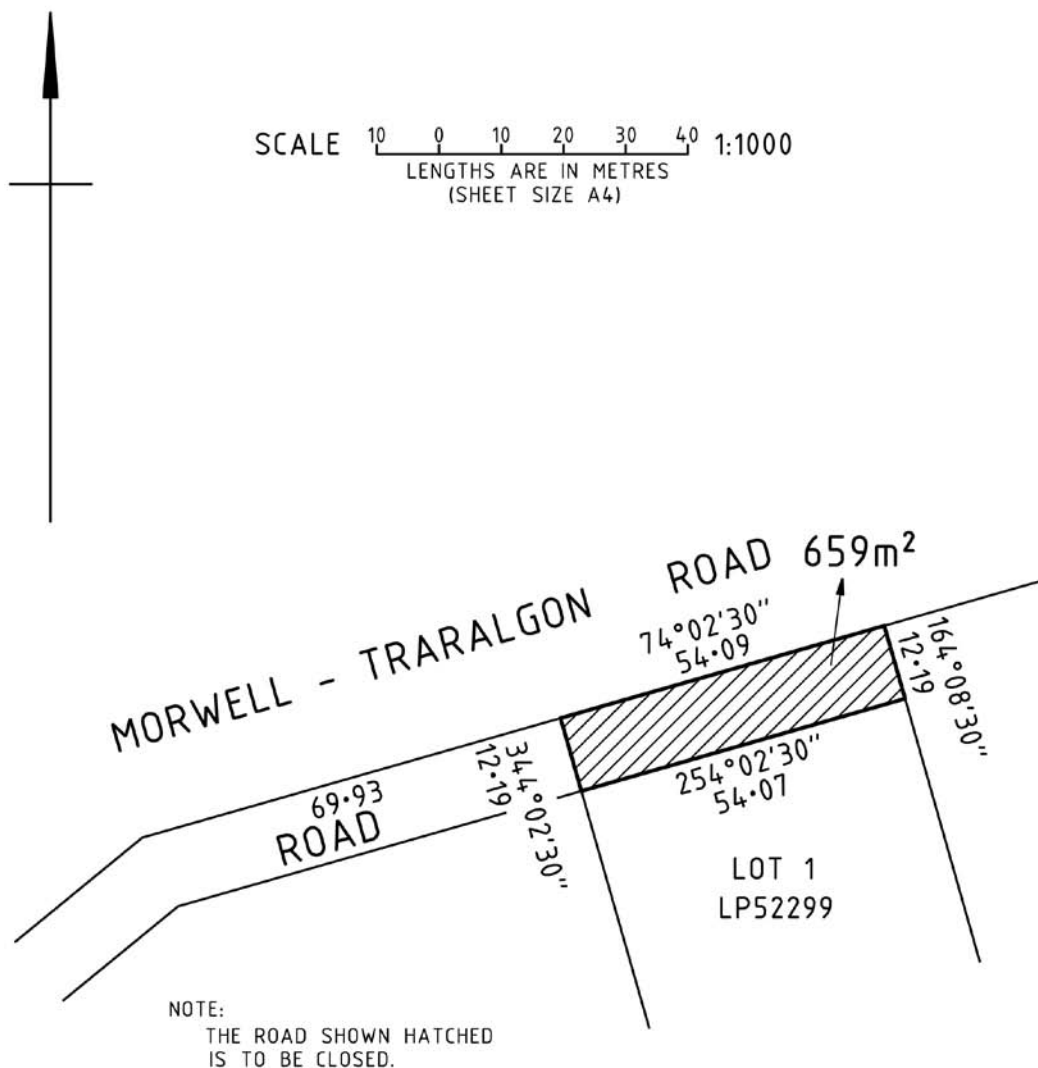
**DEAN MILLER**  
Chief Executive Officer

LATROBE CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Latrobe City Council, at its ordinary meeting held on 21 December 2009, formed the opinion that the section of Corser Road adjoining 192–208 Princes Drive, Morwell, which is shown hatched on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and transfer the land by private treaty to the adjoining property owners.

**ROAD CLOSURE DIAGRAM  
PARISH OF MARYVALE  
CROWN ALLOTMENT 64 (PART)**



PAUL BUCKLEY  
Chief Executive Officer

## WELLINGTON SHIRE COUNCIL

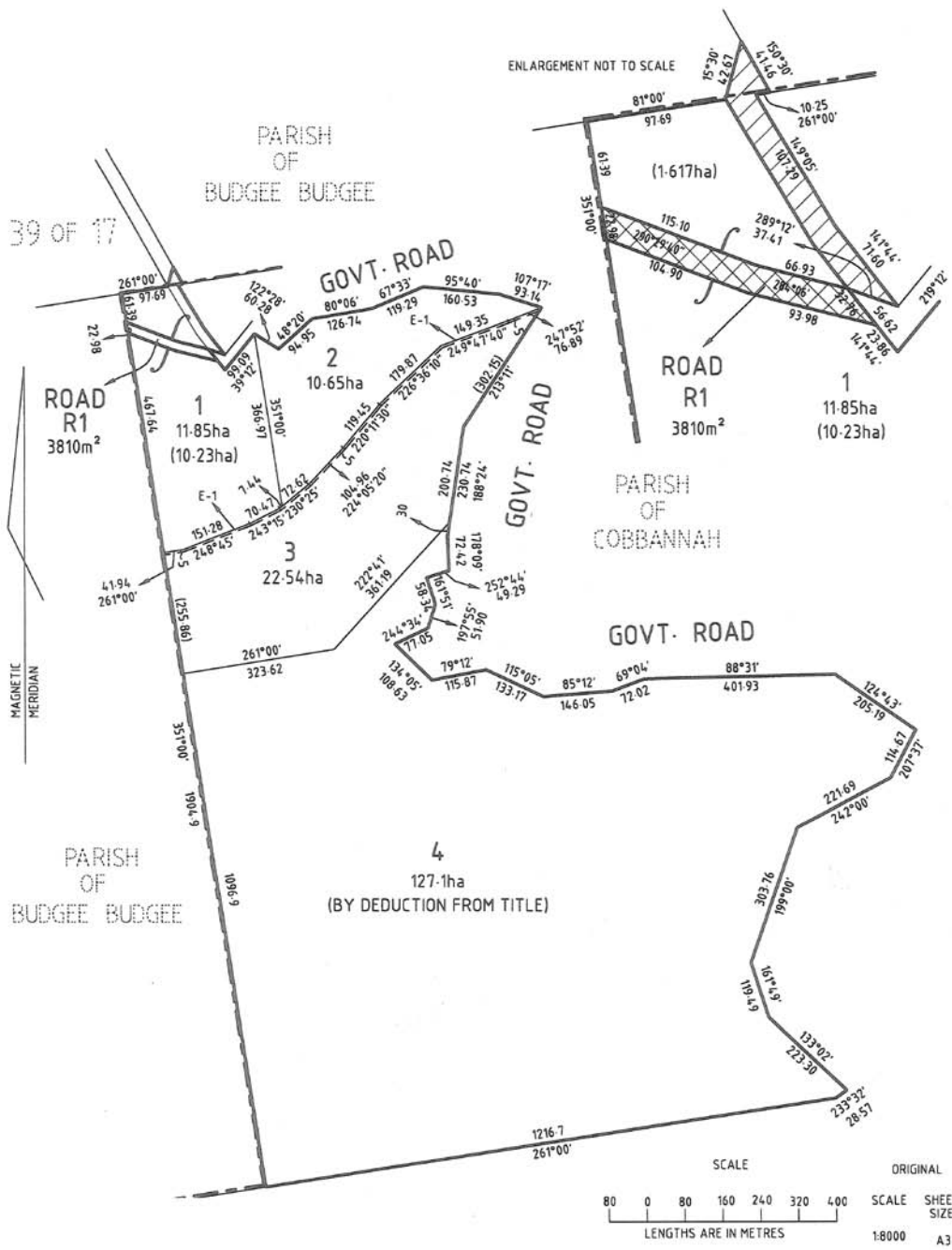
Road Discontinuance and Deviation – Castleburn Creek Road  
Parishes of Budgee Budgee and Cobbannah

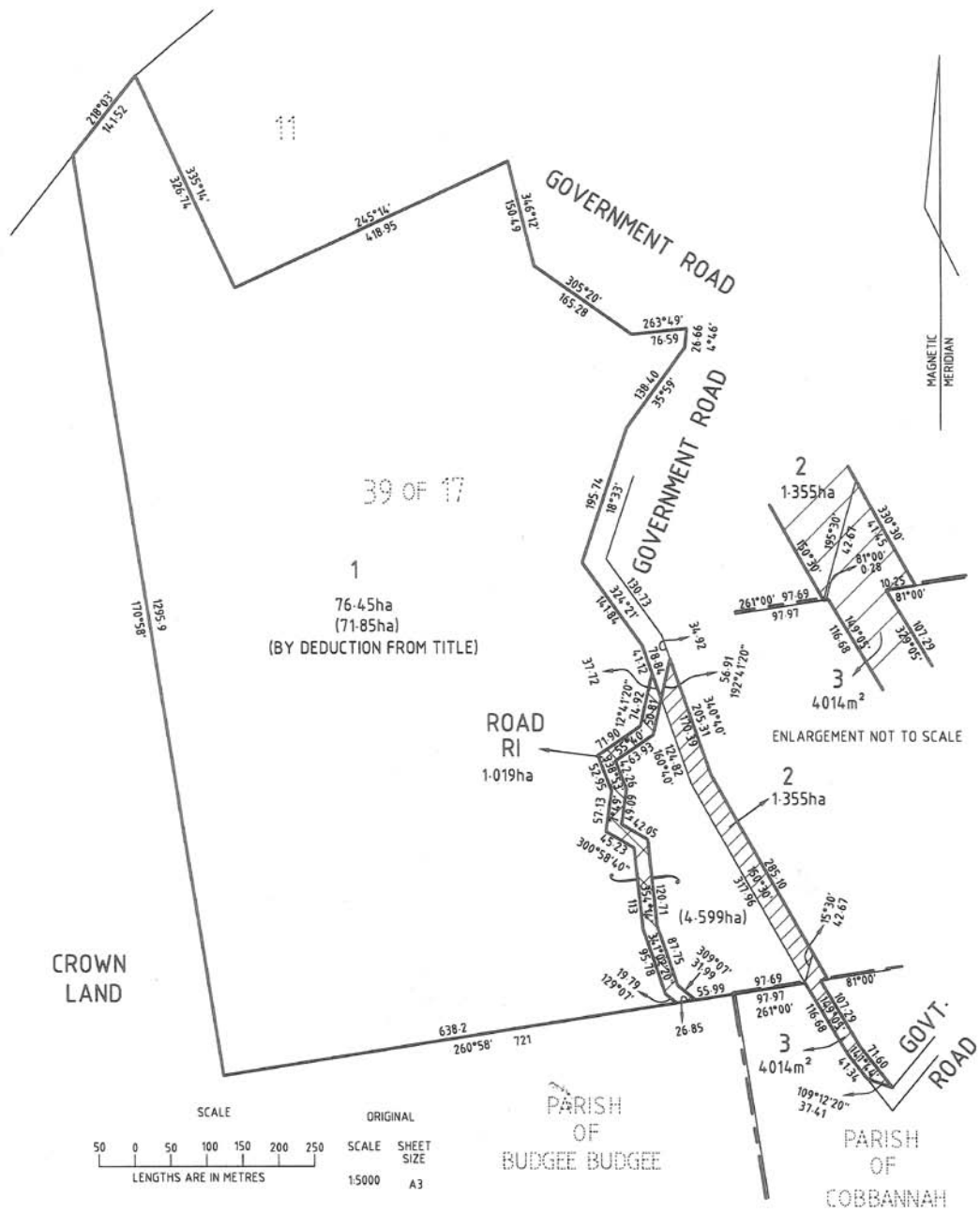
At its meeting on 18 May 2010, the Wellington Shire Council, in accordance with the powers set out in Schedule 10 of the **Local Government Act 1989**, formed the opinion that portions of road adjacent to Castleburn Creek through Crown Allotments 39 and 39B (Crown Land), Parish of Budgee Budgee and through Crown Allotment 19, Parish of Cobbannah, shown hatched on the plans below, is not reasonably required as a road for public use and accordingly:

1. deviates the road shown hatched on the plans below onto the land shown crosshatched on the plans;
2. discontinues the road shown hatched on the plans;
3. that the land shown crosshatched be exchanged for the land shown hatched; and
4. gives notice pursuant to Clause 2(3) of Schedule 10 of the **Local Government Act 1989** that it intends to start works to give effect to the deviation.

At its meeting on 18 May 2010, Council noted that the land shown hatched is a Government Road and that this land is subject to the responsible Minister giving consent to the proposed deviation, discontinuance and exchange.

On 25 January 2008 the delegate for the Minister for Environment and Conservation gave consent under Clause 2(2) of Schedule 10 of the **Local Government Act 1989** (Plan reference No. B-12-11-2007) to the deviation of the road on Crown Land in the Parishes of Budgee Budgee and Cobbannah by hatching on the plan below onto the land shown by crosshatching on the plan which is not Crown Land.





Dated 19 May 2010

TIM JOHNSON  
Chief Executive Officer



Local Law No. 2 of 2010  
Environmental

This Notice is published to comply with section 119(2) of the **Local Government Act 1989**.

Notice is hereby given that the Indigo Shire Council, at its Ordinary Meeting on 14 October 2008, resolved to give public notice of the proposed Local Law No. 2 of 2010 Environmental (formerly Local Law No. 2 of 2008).

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

- a) ensure a safe and healthy environment for the municipal residents by regulating and controlling activities which may be dangerous or unsafe or be a nuisance;
- b) prohibit, regulate and control activities and circumstances associated with audible bird scaring devices, fire hazards, dangerous and unsightly land, emissions from chimneys, fires in the open air or in an incinerator, burning of offensive materials, recreation vehicles, advertising, bill posting and junk mail, noise in a public place, audible intruder alarms, camping, circuses and carnivals, keeping of animals, waste, non-compliance with public signs, graffiti prevention and control, consumption and possession of alcohol, behaviour, municipal buildings, municipal swimming pools and reserves; and
- c) provide for peace, order and good government of the municipal district.

A copy of the Local Law can be inspected at any of Council's Customer Service Centres located at Beechworth, Yackandandah, Rutherglen and Chiltern or on Council's website at [www.indigoshire.vic.gov.au](http://www.indigoshire.vic.gov.au)

In accordance with section 223 of the **Local Government Act 1989**, any person may make a submission on the proposed Local Law. A person making a submission may request to be heard in person in support of their submission. Any person who has previously made a submission in relation to this Local Law need not make any further submission.

Submissions must be in writing, addressed to the Chief Executive Officer, PO Box 28, Beechworth, Victoria 3747, and must be received by close of business on Monday 14 June 2010.

Further details on this Local Law can be obtained by contacting Ms Jo Riley, Manager Governance and Risk, phone (03) 5728 8000.

BRENDAN McGRATH  
Chief Executive Officer

PUBLIC COMMENT INVITED  
ENVIRONMENT EFFECTS STATEMENT  
MORNINGTON PENINSULA PLANNING  
SCHEME

Amendment C107

Authorisation A01599

Planning Permit Application No. CP09/005

Mornington Safe Harbour Project

Written submissions on the exhibited documents are now invited. Submissions are due by 5.00 pm on 5 July 2010.

Proposal

Mornington Boat Haven Limited, acting on behalf of the Mornington Yacht Club, proposes to develop a 'safe harbour' at the existing Mornington Harbour near the Mornington township on the east coast of Port Phillip Bay. The proposal includes a north-west facing wavescreen along the outer half of the existing Mornington Pier, a Pier extension (approximately 20 metres in length), a new public jetty and a north facing wavescreen located east of the Pier (approximately 210 metres in length), a public boat wash-down and sewerage pump-out facilities and a travel lift to replace the existing slipway. This infrastructure would create a 'safe harbour' for approximately 170 floating berths, eight 'fore and aft' moorings, 12 swing moorings and 20 short term and emergency services berths.

Statutory requirements

The Victorian Minister for Planning determined on 1 August 2005 that an Environment Effects Statement (EES) was required for the proposal under the **Environment Effects Act 1978**. The outcomes of the EES process will inform decisions whether to grant an approval for the proposal under Victorian law and any associated requirements.

In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Victorian Minister for Planning has authorised the Mornington Peninsula Shire as planning authority to prepare Amendment C107 to the Mornington Peninsula Planning Scheme to facilitate the use and development of the Mornington Harbour for the purpose of a pleasure boat facility.

The land affected by the Amendment and accompanying planning permit is the Mornington Harbour including the Pier and Fisherman's Jetty, the Mornington Yacht Club building and lease area, the car park, boat ramp, foreshore and adjoining seabed generally located between the Mornington Pier, Mothers Beach, Scout Beach and Shire Hall Beach (Crown Allotments 7A, 8A, 8B, 8C, 8D, 8G, 8H, 8J, 8K, 9A, 2003, 2004, 2005, 2006, 2008, 2009 Township of Mornington and unreserved Crown land).

Mornington Peninsula Shire has prepared Amendment C107 to the Mornington Peninsula Planning Scheme. The Amendment proposes to rezone the land from a Public Conservation and Resource Zone to a Public Park and Recreation Zone. The rezoning is required as part of the proposal is prohibited under the current zoning.

The accompanying Draft Planning Permit (CP09/005) is for the use and development of the land for the purpose of a pleasure boat facility. The permit would allow the following:

- alteration to a Heritage Place – the Mornington Pier – including perpendicular extension of the Pier to the south-east and associated wavescreen works;
- a marina that includes the following elements: harbour wavescreen, which also functions as a public jetty; marina pontoons, berths arranged as marina pens and other moorings, the use of which is restricted to members of a club or group, members' guests or to the public on payment of a fee; a limited number of public access berths; berths for emergency services; sewage pump-out and refuelling facility adjacent to the public jetty;
- refurbishment of the existing Mornington Yacht Club building to provide marina manager's office, upgraded toilets, shower facilities and storage facilities;
- travel lift facility and associated works (including any associated dredging);
- new lighting on the public jetty, pier extension and pen berths;
- modifications to existing public car park to improve vehicle access and pedestrian safety and a shuttle bus from public car park to Mornington town centre;
- a boat wash-down facility;
- an artificial reef;
- the removal or destruction of native vegetation from the seabed required to construct the works; and
- signs for the purpose of the identification or operation of the marina and for heritage interpretation.

#### Public exhibition

The EES, Amendment C107 and the Planning Permit Application (CP09/005), together with Draft Planning Permit (CP09/005) and all supporting documents, have been placed on public exhibition from 20 May 2010 until 5 July 2010 and may be examined during normal business hours at the following locations: the offices of the planning authority, Mornington Peninsula Shire Council: 2 Queen Street, Mornington; 21 Marine Parade, Hastings; or 90 Besgrove Street, Rosebud; and InfraLib, Department of Transport, Level 5, 121 Exhibition Street, Melbourne (phone 9655 8600 before visiting).

The EES, Amendment C107, Planning Permit Application (CP09/005), the Draft Planning Permit (CP09/005) and all supporting documents are also available on the Mornington Peninsula Shire website, [www.mornpen.vic.gov.au](http://www.mornpen.vic.gov.au). Amendment C107, Planning Permit Application (CP09/005), the Draft Planning Permit (CP09/005) and all supporting documents can be viewed at [www.dpdc.vic.gov.au/planning/publicinspection](http://www.dpdc.vic.gov.au/planning/publicinspection)

### Purchase of EES

To purchase copies of the EES Main Report and Technical Reports contact Mornington Boat Haven Limited c/o Mornington Yacht Club by email: [mbhl@morningtonyc.net.au](mailto:mbhl@morningtonyc.net.au) and phone: (03) 5975 7001.

Hard copies of the EES Main Report (Volume 1) can be purchased for \$50.00.

Hard copies of Technical Reports (Volume 2) can be purchased for \$50.00.

The EES Summary Brochure and a CD of the complete EES Main Report and Technical Reports are available at no cost at all display locations.

### Public submissions

Interested persons and organisations wishing to comment on the EES, Amendment C107 and/or the Planning Permit Application (No. CP09/005) are invited to make written submissions by 5.00 pm 5 July 2010.

Submissions should be forwarded to: Planning Panels Victoria – Mornington Safe Harbour Project, Level 1, 8 Nicholson Street, East Melbourne, Victoria 3002; GPO Box 2392, Melbourne, Victoria 3001.

Submissions must provide the name and postal address of the submitter, as well as phone and/or email address. Anonymous or email submissions will not be considered. Copies of all submissions received on the exhibited documents will be forwarded to Department of Planning and Community Development, the Mornington Peninsula Shire and Mornington Boat Haven Limited. Submissions on these jointly exhibited documents will be considered in relation to both the EES and the combined Amendment C107 and the Planning Permit Application (No. CP09/005).

Submissions on the EES must take account of the Terms of Reference of the Inquiry appointed under EE Act (see below) and will be considered in relation to these Terms of Reference.

Submissions will be treated as public documents. All submissions will be made available for any person to inspect during office hours, upon request by appointment, at the office of the planning authority, Mornington Peninsula Shire Council, 2 Queen Street, Mornington, or at the Planning Panels Victoria, Level 1, 8 Nicholson Street, East Melbourne, by telephone appointment on 9637 9690. The submissions may be placed on the Internet for public access. However, if this is done, contact details of individuals will be kept confidential.

Following the public exhibition phase and receipt of submissions, it is anticipated that a Panel Inquiry will be convened to consider submissions, jointly appointed as an Inquiry under the **Environment Effects Act 1978** and as a Panel under the **Planning and Environment Act 1987**. Persons or organisations lodging submissions should state whether or not they wish to be heard by the Panel Inquiry. Information on the panel inquiry process will be published on the Internet at [www.dpcd.vic.gov.au/planning/ees](http://www.dpcd.vic.gov.au/planning/ees) as it becomes available.

The Panel Inquiry is planning to hold a Directions Hearing on 19 August 2010 at Council Chambers, Mornington Peninsula Shire, 2 Queen Street, Mornington, to establish necessary arrangements and timetable for the public hearing. Requests to be heard by the Panel Inquiry must be received by the end of the Directions Hearing. All public submitters who wish to present to the Panel Inquiry are asked to note these arrangements and commence preparations in advance.

### Questions

Questions relating to the EES process should be directed to the Department of Planning and Community Development, Environment Assessment Unit: Margo Kozicki, Senior Environmental Assessment Officer, phone: 9637 9624.

Questions relating to the Amendment and draft planning permit should be directed to the Mornington Peninsula Shire Council: Frank Mangan, Team Leader Strategic Projects and Planning, phone: (03) 5950 1963, email: [frank.mangan@mornpen.vic.gov.au](mailto:frank.mangan@mornpen.vic.gov.au)

Questions relating to the project itself should be directed to the Mornington Boat Haven Limited: Philip Coombs, phone: (03) 5975 7001.

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**Planning and Environment Act 1987**

**CASEY PLANNING SCHEME**

Notice of the Preparation of an  
Amendment to a Planning Scheme and  
Notice of an Application for Planning Permit  
Given under S96C of the

**Planning and Environment Act 1987**

Amendment C126

Authorisation No. A01561

Planning Permit Application P291/09

The land affected by the Amendment is:

- part of 2 Princes Domain Drive, Hallam (Lot 110 on LP54906, C/T Vol. 8407 Fol. 076) and 4 Princes Domain Drive, Hallam (Reserve No. 1 on LP54909; C/T Vol. 8521 Fol. 565);
- land identified as Road R1 on LP 54909 (C/T Vol. 8521 Fol. 562).

The land affected by the permit application is part of 2 Princes Domain Drive, Hallam (Lot 110 on LP54906, C/T Vol. 8407 Fol. 076) and 4 Princes Domain Drive, Hallam (Reserve No. 1 on LP54909; C/T Vol. 8521 Fol. 565).

The Amendment proposes to:

- rezone 4 Princes Domain Drive, Hallam and part of 2 Princes Domain Drive, Hallam, from the Public Use Zone 6 – Local Government (PUZ6) to a Business 1 Zone (B1Z); and
- introduce a new Clause 45.06 Road Closure Overlay into the planning scheme and apply a Road Closure Overlay (RXO) to land identified as Road R1 on LP 54909.

Concurrent with the preparation of the planning scheme Amendment is a planning permit application that affects the subject land and proposes the development of a supermarket, reduction in car parking requirements, display of business identification and internally illuminated signs and alteration of access to a Category 1 road to facilitate the redevelopment of the Spring Square Neighbourhood Activity Centre.

The person who requested the Amendment is Meredith Withers & Associates Pty Ltd on behalf of Coles Group Ltd.

The applicant for the permit application is Meredith Withers & Associates Pty Ltd on behalf of Coles Group Ltd.

You may inspect the Amendment, the explanatory report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at the following locations: during office hours, at the office of the planning authority, City of Casey, Customer Service Centre, Municipal Offices, Magid Drive, Narre Warren.

The Amendment is also available for viewing on 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 on the City of Casey website at [www.casey.vic.gov.au/planningexhibition](http://www.casey.vic.gov.au/planningexhibition)

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

The closing date for submissions is 21 June 2010. A submission must be sent to the Planning Scheme Amendment Coordinator, City of Casey, PO Box 1000, Narre Warren, Victoria 3805.

Dated 20 May 2010

MICHAEL POLLARD  
Acting Manager Planning

**Planning and Environment Act 1987**

**GLENELG PLANNING SCHEME**

Notice of Preparation of Amendment

Amendment C50

Authorisation A01611

The Glenelg Shire Council has prepared Amendment C50 to the Glenelg Planning Scheme.

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

The land affected by the Amendment is at

- CA 19 PT Sec 7 (12 Otway Court, Portland)
- Lot 1 TP 15633 (51 Barclay Street, Heywood)
- Lot 1 TP 95762 (49 Barclay Street, Heywood)
- Lot 1 TP 13364 (45 Barclay Street, Heywood)
- CA 5 PT Sec 3 (41 Barclay Street, Heywood)

- Lot 1 TP 9857 (37 Barclay Street, Heywood)
- CA 6 Pt Sec 3 (35 Barclay Street, Heywood)
- Lot 1 LP 209332 (94–100 Fawthrop Street, Portland)
- Lot 1 PS 406240 (170 Must Street, Portland).

The Amendment proposes to make corrections to the zoning to reflect the existing use to all subject land.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Glenelg Shire Council Office, Cliff Street, Portland, and Heywood Customer Service Centre, Edgar Street, Heywood; and at the Department of Planning and Community Development website [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

The closing date for submissions is 18 June 2010. A submission must be sent to the Glenelg Shire Council, PO Box 152, Portland, Victoria 3305.

SYD DEAM  
Group Manager  
Planning and Economic Development  
Glenelg Shire

### Planning and Environment Act 1987

#### MACEDON RANGES PLANNING SCHEME

##### Notice of Preparation of Amendment

##### Amendment C64

##### Authorisation A1207

The Macedon Ranges Shire Council has prepared Amendment C64 to the Macedon Ranges Planning Scheme.

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

The land affected by the Amendment is all land within the Macedon Ranges Shire.

The Amendment proposes to:

- amend the Municipal Strategic Statement at Clause 21.07-4 and 21.07-5 to introduce strategic policy on entertainment, recreation and gaming machines;
- amend the Municipal Strategic Statement at Clause 21.08 to introduce Macedon Ranges Shire Gaming Policy Framework Coomes Consulting Group 2008 and the Electronic Gaming Machine (Pokies) Community Policy, Macedon Ranges Shire Council, 2009 as reference documents;
- introduce a Local Planning Policy on Gaming at Clause 22.21 to guide the location and assessment of gaming machines within the municipality;
- specify strip shopping centres and shopping complexes in the municipality at Clause 52.28 where gaming machines are prohibited; and
- list the Macedon Ranges Prohibited and Discouraged Gaming Areas 2009 as an Incorporated Document in the schedule to Clause 81.01.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the offices of the planning authority: Macedon Ranges Shire Council, Kyneton Municipal Office, 129 Mollison Street, Kyneton; Macedon Ranges Shire Council, Gisborne Administration Centre, 40 Robertson Street, Gisborne; Macedon Ranges Shire Council, Woodend Service Centre Woodend Library, corner High and Forest Streets, Woodend; Macedon Ranges Shire Council, Romsey Service Centre/Community Hub, 96–100 Main Street, Romsey; Macedon Ranges Shire Council website, <http://www.mrsc.vic.gov.au>; and at the Department of Planning and Community Development's website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

Any person who may be affected by the Amendment may make a written submission to the planning authority. The closing date for submissions is 25 June 2010. Owners and occupiers of land referred to at section 19(1)(b)

of the **Planning and Environment Act 1987** are entitled to make submissions in accordance with sections 21 and 21A of the Act.

A submission must be in writing and addressed to Peter Johnston, Chief Executive Officer, Macedon Ranges Shire Council, PO Box 151, Kyneton, Victoria 3444.

PETER JOHNSTON  
Chief Executive Officer

**Planning and Environment Act 1987**  
**MAROONDAH PLANNING SCHEME**  
Notice of preparation of an Amendment.

Amendment C69

Authorisation A01625

In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Minister for Planning authorised Maroondah City Council, as planning authority, to prepare Amendment C69 to the Maroondah Planning Scheme.

The Amendment is composed of four parts that affect different areas of land:

- The Public Acquisition Overlay will affect specific sites located at Numbers 4 (Unit 1 only), 6, 10, 18 and 20 Grey Street, Ringwood East.
- The Local Policy will apply to the area of land comprising the properties situated on both sides of Ware Crescent, Davey Drive and the section of Grey Street bounded by Mount Dandenong Road and Dunn Street, Ringwood East. The local policy will also apply to proposals to establish specialised medical centres elsewhere in the municipality.
- An alteration to the Maroondah Neighbourhood Character Policy will affect the area of land comprising the properties situated on both sides of Ware Crescent, Davey Drive and the section of Grey Street bounded by Mount Dandenong Road and Dunn Street, Ringwood East.
- The Design and Development Overlay will affect the area of land comprising the properties situated on both sides of Ware Crescent, Davey Drive with the exception of 1–15 Davey Drive (the main Maroondah Hospital Site) and the section of Grey Street bounded by Mount Dandenong Road and Dunn Street, Ringwood East.

The Amendment proposes to implement a number of changes:

- The Public Acquisition Overlay is required in order that Eastern Health may acquire five properties on Grey Street needed for the future expansion of the Maroondah Hospital.
- The Local Planning Policy proposes to designate a specific area in the vicinity of the Maroondah Hospital as the Maroondah Hospital Medical Precinct. This will allow for the expansion of the hospital and associated specialised medical facilities in a strategic manner. The local policy also includes general design provisions to encourage quality design that responds to the context of the area and minimises the impact of non-residential developments on residential neighbours.
- The Design and Development Overlay Schedule 9 is required in order to apply setback, height, landscaping and car parking controls that will enable medical service providers to develop buildings pragmatic for their needs.
- Editing of the Maroondah Neighbourhood Character Policy is required exclusively to alter the extent of its application, so that it does not apply to the medical precinct area. If left unchanged, it would conflict with the Design and Development Overlay Schedule 9. Specifically, the precinct area falls into neighbourhood area 19 under the Neighbourhood Character Policy.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the following offices of the planning authority: City Offices Service Centre, Braeside Avenue, Ringwood; Eastland Service Centre, Level 2, Shop G104, Eastland Shopping Centre, Ringwood; Civic Square Service Centre, Civic Square, Croydon; and at the Department of Planning and Community Development website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

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

The closing date for submissions is 21 June 2010. Submissions must be sent to Strategic Planning and Sustainability, Maroondah City Council, PO Box 156, Ringwood 3134.

For further information please contact Geoff Alexander, Strategic Planner for Maroondah City Council, by telephone on 9298 4362 or by email at [geoff.alexander@maroondah.vic.gov.au](mailto:geoff.alexander@maroondah.vic.gov.au)

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

Notice of Preparation of Amendment  
Amendment C90

The Minister for Planning has prepared Amendment C90 to the Maribyrnong Planning Scheme.

The land affected by the Amendment is within the Footscray Central Activities District (CAD) area as identified in the 'Footscray Central Activities District Comprehensive Development Plan (May 2010)' (CDP) to be included as an incorporated document in the schedule to Clause 81.01.

The Amendment rezones the land within the Footscray CAD to the Comprehensive Development Zone, schedule 4 (CDZ4), which excludes the Station Precinct (with the exception of the Footscray Market site) and the Joseph Road Precinct, both currently zoned Priority Development Zone (PDZ).

The Amendment changes clauses in the Local Planning Policy Framework, including the Municipal Strategic Framework, amends the schedules to the Mixed Use, Business 2 and 3 Zones and the Priority Development Zone, and the schedules to select clauses in the Particular and General Provisions of the Scheme.

The Amendment implements the provisions of the 'Footscray Central Activities District: Strategic Framework Report April 2010' (SFR) to be made a reference document in the Scheme.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the Maribyrnong City Council, corner Hyde and Napier Streets, Footscray; during office hours, at the Footscray

One Stop Planning Shop, 92 Nicholson Street, Footscray; and at the Department of Planning and Community Development website [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

The closing date for submissions is Monday 21 June 2010.

A written submission must be sent via post to: Planning Panels Victoria, Level 1, 8 Nicholson Street, East Melbourne, Victoria 3002.

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 **Planning and Environment Act 1987**. If a submission is referred to a Panel, a Directions Hearing and Panel Hearing are to be held on the following dates:

Directions Hearing: 10.00 am, Tuesday 6 July 2010, Planning Panels Victoria.

Panel Hearing: from Monday 26 July 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 of any Directions or Panel Hearing and the date.

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

Notice of Preparation of Amendment.  
Amendment C40

Authorisation AO1546

Moyne Shire Council has prepared Amendment C40 to the Moyne Planning Scheme. In accordance with section 8A(3) of the **Planning and Environment Act 1987**, the Minister for Planning authorised Moyne Shire Council as planning authority to prepare the Amendment.

The land affected by the Amendment is:

- King Street, Koroit (Lot 1 TP 748741, Lots 1 and 3 TP 677490); and
- 46 King Street, Koroit (Plan CP167811).

The Amendment seeks to:

- rezone the land from the Farming Zone (FZ) to the Residential 1 Zone (R1Z);

- apply the Development Plan Overlay (DPO) to the affected land; and
- amend the Koroit Framework Plan in Clause 22.01–8.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: Moyne Shire, Port Fairy Office, Princes Street, Port Fairy, Victoria 3284, phone (03) 5568 0555, fax (03) 5568 2515 – opening hours Monday to Friday 8.45 am–4.45 pm; on the Moyne Shire Council website, [www.moyne.vic.gov.au/publicnotices](http://www.moyne.vic.gov.au/publicnotices); and the Department of Planning and Community Development website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

Any person who may be affected by the Amendment may make a submission to the planning authority. The closing date for submissions is Monday 21 June 2010. Submissions must be sent to Moyne Shire Council, PO Box 51 (Princes Street), Port Fairy, Victoria 3284.

RUSSELL GUEST  
Manager Strategic Planning

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

#### WHITTLESEA PLANNING SCHEME

##### Notice of Preparation of Amendment

##### Amendment C34

##### Authorisation A01570

The Whittlesea City Council has prepared Amendment C34 to the Whittlesea Planning Scheme.

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

The land affected by the Amendment is Lot 1 PS316019S (No. 730) Bridge Inn Road, Doreen (the southern portion of Ivanhoe Grammar School – Plenty Campus).

The Amendment proposes to rezone the land from the Special Use Zone 5 to the Residential 1 Zone, introduce a new Development Plan Overlay (Schedule 28) and apply a Design and Development Overlay (Schedule 4).

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, 25 Ferres Boulevard, South Morang; and at the Department of Planning and Community Development website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

The closing date for submissions is Monday 21 June 2010. A submission must be sent to Chief Executive Officer, Whittlesea City Council, Locked Bag 1, Bundoora MDC, Victoria 3083.

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

CHISHOLM, Amelia Madeline Alice, also known as Mimi Chisholm, late of Achmore Lodge SRS, 2–6 Melaleuca Drive, Clarinda, Victoria 3169, pensioner, deceased, who died on 27 August 2009.

CHRISTIE, Violet Voight, late of Ward East 1, Kingston Centre, Warrigal Road, Cheltenham, Victoria 3192, but late of Weeroona Senior Citizens Residence, 400 Waverley Road, Malvern East, Victoria 3145, retired, deceased, who died on 17 April 2010.

GREEN, John Allen, late of Prague House, 253 Cotham Road, Kew, Victoria 3101, deceased, who died on 6 February 2010.

KURE, Olga, late of Craigcare Pascoe Vale, 1A Virginia Street, Pascoe Vale, Victoria 3044, deceased, who died on 22 February 2010.

McKENZIE, Peggy Frances, late of 61 Moroney Street, Bairnsdale, Victoria 3875, pensioner, deceased, who died on 16 December 2009.

PERRY, William Bruce, late of 30 Evans Court, Toorak, Victoria 3142, deceased, who died on 27 August 2008.

ROBERTS, Raymond Edmund, late of 60A Lardner Road, Frankston, Victoria 3199, pensioner, deceased, who died on 15 March 2010.

VICKERS, Robert Alan, late of 23 Lesley Close, Nyora, Victoria 3987, retired, deceased, who died on 18 April 2010.

WILTON, William John, late of 2 Chirnside Crescent, Laverton, Victoria 3028, retired, deceased, who died on 19 February 2010.

Dated 12 May 2010

ROD SKILBECK  
Manager  
Client Services

### EXEMPTION

Application No. A87/2010

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995** (the Act), by Council of Single Mothers and Their Children Incorporated (the applicant). The application for exemption is to enable the applicant to advertise for and employ only women who are or have been single mothers and their daughters.

Upon reading the material submitted in support of the application, including the affidavits of Jane Sarah Stanley, Melinda Kaye Johnstone, Geraldine Schokman and Helen Said, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ only women who are or have been single mothers and their daughters.

In granting this exemption the Tribunal noted:

- The applicant was established in 1969 and has a membership of over 2,200. Its mission statement lists the broad objectives of the applicant as –

To provide an information, referral and advocacy service, through telephone and personal contact, to single mothers concerning financial relief, housing, legal and material aid

To provide housing in the form of shared accommodation to homeless single mothers

To provide educational resources in the form of a library, information pamphlets, student kits, computers and job training to single mothers

To overturn the social, economic and legal discrimination against single mothers

To raise the public and political status of single mothers and their children.

- The applicant employs five part-time employees. All employees are required to assist in all areas of the organisation, including answering telephones, speaking with single mothers who contact the applicant, representing the applicant at community events and forums.
- The applicant is funded principally by the Victorian Government through the Department of Human Services and it receives some funding from the RE Ross Trust to distribute a limited amount of emergency relief payments to single mothers and their families. Other grants have been received from time to time from various Federal and State government departments and philanthropic trusts to undertake specific projects that benefit single mothers and their children.
- The applicant operates in accordance with the principles of self-help and mutual support which recognise that people sharing a common experience are best placed to assist others in a similar situation. The applicant undertakes an annual survey of callers to its telephone line of which the 2009 results were provided. When asked about the most valuable aspect of the applicant's service, the majority of respondents made statements indicating that the fact that the employees were all single mothers or the daughters of single mothers meant that they more readily understood and identified with what they were experiencing and the difficulties they faced. The affidavits filed in support of the applicant reflected this position also. For this reason it is important that the applicant employ women who are or have been single mothers and their daughters.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ only women who are or have been single mothers and their daughters.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 19 May 2013.

Dated 12 May 2010

A. DEA  
Member

#### EXEMPTION

Application No. A89/2010

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995** (the Act), by Whitehorse Community Health Service Limited (the applicant). The application for exemption is to enable the applicant to advertise for and employ a male as a Baby Makes Three Facilitator in its Men's Health Team.

Upon reading the material submitted in support of the application, including the affidavit of Nicki Hockley, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ a male to fill the position of Baby Makes Three Facilitator.

In granting this exemption the Tribunal noted:

- The applicant operates the Baby Makes Three project with four partner organisations, Whitehorse Community Health Service, Birralee Maternity Service (Box Hill Hospital), Maternal and Child Health Service (City of Whithorse) and Eastern Domestic Violence Service. The project is funded by VicHealth.
- The project aims to work across partner organisations in antenatal, postnatal and community health settings to reduce family violence by addressing cultural norms and gender roles in new families. It also aims to give first time parents the information and skills they need to create equal and respectful relationships.
- The Baby Makes Three program is a three week group program with sessions being run by both male and female facilitators. During the course of the program sessions the parents break into all male and female

groups to discuss issues relevant to their gender with a facilitator of the same gender. In order to do so it is necessary for there to be adequate numbers of male and female facilitators. At present the applicant has adequate female facilitators but requires another male facilitator.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ a male in the role of Baby Makes Three Facilitator.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 19 May 2013.

Dated 12 May 2010

A. DEA  
Member

#### EXEMPTION

Application No. A90/2010

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application, pursuant to section 83 of the **Equal Opportunity Act 1995** (the Act), by Department of Education and Early Childhood Development (the applicant). The application for exemption is to enable the applicant to advertise for and employ one male person and one female person to work as Overnight Supervision Staff at the Alpine School – Snowy River Campus.

Upon reading the material submitted in support of the application, including the affidavit of Mr Mark Reeves, Principal of the Alpine School, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ one male person and one female person to work as Overnight Supervision Staff at the Alpine School – Snowy River Campus.

In granting this exemption the Tribunal noted:

- The school's Snowy River Campus (the campus) conducts co-education residential programs of about nine weeks for female and male students in the middle years of schooling in Victorian government schools. The curriculum is designed to maximise

the nurturing of leadership and enterprise skills with particular focus on care, welfare, personal and team development, self-efficacy, self-esteem and community projects.

- The campus is divided into two gender accommodation wings so that male and female students are housed separately.
- The duties of the Overnight Supervision Staff include overnight supervision of students, and staff must be able to move freely through the accommodation wing which he or she supervises. The Overnight Supervision Staff sleep in the appropriate gender wing of the building.
- It is essential that Overnight Supervision Staff be of the same gender as those accommodated in the wing they supervise in order to protect staff and students.
- An exemption in similar terms was granted to The Alpine School – Snowy River Campus in November 2006.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ one male person and one female person to work as Overnight Supervision Staff at the Alpine School – Snowy River Campus.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 19 May 2013.

Dated 12 May 2010

A. DEA  
Member

### **Accident Towing Services Act 2007**

#### **ROADS CORPORATION**

##### **Tow Truck Application**

Notice is hereby given that the following application will be considered by the Roads Corporation after 22 June 2010.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Vehicle Management and Safety, Locked Bag 9000, Kew, Victoria 3101, not later than 17 June 2010.

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

Giovanni Nominees Pty Ltd and John Ariano.

Application for variation of conditions of tow truck licence numbers TOW712, TOW533, 007HTT and TOW531 which authorises the licensed vehicles to be managed, controlled and operated from Depot 855 situated at 782 Ballarat Road, Deer Park 3023, to change the depot address to 570 Geelong Road, Brooklyn 3025.

Dated 20 May 2010

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

### **Accident Towing Services Act 2007**

#### **ROADS CORPORATION**

##### **Tow Truck Application**

Notice is hereby given that the following application will be considered by the Roads Corporation after 22 June 2010.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Vehicle Management and Safety, Locked Bag 9000, Kew, Victoria 3101, not later than 17 June 2010.

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

Morgan Towns Pty Ltd, Precise Towing Pty Ltd and Careful Towing Pty Ltd.

Application for variation of conditions of tow truck licence numbers TOW459, TOW575, TOW716, TOW499 and TOW498 which authorises the licensed vehicles to be managed, controlled and operated from Depot 762 situated at 248 McIntyre Road, North Sunshine 3020, to change the depot address to 782 Ballarat Road, Deer Park 3023.

Dated 20 May 2010

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



**Adoption Act 1984**

Under the functions and powers assigned to me by the Secretary, Department of Human Services under section 10(2) of the **Community Services Act 1970** in relation to section 5 of the **Adoption Act 1984**:

I, Jan Snell, approve the following person under section 5(1) and section 5(2) of the **Adoption Act 1984** as approved counsellor for the purposes of section 35 of the **Adoption Act 1984**.

Merri Gabriel  
Centacare Catholic Family Services  
3 Wingfield Street  
Footscray, Victoria 3011

JAN SNELL  
Regional Director  
North and West Metropolitan Region

**Adoption Act 1984**

Under the functions and powers assigned to me by the Secretary, Department of Human Services under section 8A of the **Health Act 1958** in relation to section 5 of the **Adoption Act 1984**, I, Jan Snell, revoke the following person under section 5[1] and section 5[2](b) of the **Adoption Act 1984** as approved counsellor for the purposes of section 35 of the **Adoption Act 1984**.

Helen Gabriel  
Centacare Catholic Family Services  
3 Wingfield Street  
Footscray, Victoria 3011

JAN SNELL  
Regional Director  
North and West Metropolitan Region

**Adoption Act 1984**

Under the functions and powers assigned to me by the Secretary, Department of Human Services under section 8A of the **Health Act 1958** in relation to section 5 of the **Adoption Act 1984**, I, Jan Snell, revoke the following person under section 5[1] and section 5[2](b) of the **Adoption Act 1984** as approved counsellor for the purposes of section 35 of the **Adoption Act 1984**.

Lalietta Bordas  
Anglicare Victoria  
41 Somerville Road  
Yarraville, Victoria 3013

JAN SNELL  
Regional Director  
North and West Metropolitan Region

**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**.

Moroccan Community Association Inc.; Australasian Envelope Manufacturers Association Inc.; Wilkur South Weighbridge Inc.; Equity Research Centre Inc.; Probus Club of Coburg Inc.; Sth Kingsville Senior Citizen's Club Inc.; Maroondah Police Seniors Register Inc.; Blaze Warrender Foundation Creative Art Supporting Wildlife Inc.; Diamond Valley Horse and Pony Club Inc.; Area Consultative Committee of North East Victoria Inc.; Wattle Woods Playgroup Inc.; Community Computer Recyclers Inc.; Diamond Creek Living and Learning Centre Inc.; Women's Rights Action Network of Australia Inc.; Association of Australian Snow Sculpting Inc.; National Seniors Association Gippsland Branch Inc.; 4 C's Computer Club Inc.; Lake Boga Farmers Market Inc.; Maryborough – Castlemaine Umpires Group Inc.; The Ladies Probus Club of Jells Park Inc.; Australia-Asian Women's Writers Society Inc.; Harcourt Swimming Pool Committee Inc.; Melbourne Push Hands Club Inc.; Australian Babywearing Association Inc.; Southern Victoria Community Action Group Inc.; Indi Foundation Inc.; Darebin Community Health Service Inc.; World Fire Fighters Games Victorian Committee Inc.; Upper Hume Arthritis Support Group Inc.; Somalian Cultural School Inc.; Wangaratta Axemans Association Inc.; Tin Hau Temple Association Inc.; The United Druze Association Inc.; Talbot Neighbourhood Watch CGF3 Inc.; Seymour Bushwalking Club Inc.; Victoria Chinese Soccer Club Inc.; Victorian Touch Association Inc.

Dated 20 May 2010

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

**Children's Services Act 1996**

## NOTICE OF EXEMPTION

Under section 6 of the **Children's Services Act 1996**, the Minister for Children and Early Childhood Development hereby declares that all licensed children's services are exempt from the qualified staff member requirements as set out in regulations 53(1)(a)(ii), 53(1)(b)(ii), 53(2),

54(b), 55(2)(a)(ii), 55(2)(b)(ii), 56(1)(a)(ii), 56(1)(b)(ii), 56(2)(c) and 56(3) of the Children's Services Regulations 2009 during a qualified staff member's prescribed lunch break.

This exemption is granted subject to the condition that the proprietor must ensure that whenever children are being cared for or educated by the service the qualified staff member on lunch break must remain on the premises of the children's service and must be directly and immediately available to care for children as the need arises.

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

Dated 13 May 2010

MAXINE MORAND MP  
Minister for Children and  
Early Childhood Development

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

#### NOTICE OF MAKING AN AMENDING AGREEMENT

In accordance with section 18 of the **EastLink Project Act 2004** ('the Act'), notice is hereby given of the making of an Amending agreement to the Agreement for the EastLink Project entitled 'EastLink Concession Deed Second Amending Deed' ('the Amending Deed').

The Amending Deed commences on the date this notice is published in the Government Gazette.

The Amending Deed has been published and may be inspected free of charge during office hours at the offices of the Southern and Eastern Integrated Transport Authority, trading as 'Linking Melbourne Authority', Building 1, Level 1, 540 Springvale Road, Glen Waverley 3150.

Dated 20 May 2010

KEN MATHERS  
Chief Executive Officer  
Linking Melbourne Authority

#### **Electricity Industry Act 2000**

WESTWIND ENERGY PTY LTD  
(ACN 109 132 201)

Notice of Grant of an  
Electricity Generation Licence

The Essential Services Commission gives notice under section 30 of the **Electricity Industry Act 2000** (EI Act) that it, at its meeting of 12 May 2010, pursuant to section 19 of the EI Act, granted a licence to WestWind

Energy Pty Ltd (ACN 109 132 201) to generate electricity in Victoria.

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

Dated 14 May 2010

DR RON BEN-DAVID  
Chairperson

#### HIGH COUNTRY LIBRARY CORPORATION

Local Law No. 1  
Meeting Procedures

Notice is given that at a meeting of the Board of High Country Library Corporation on 12 April 2010 the Board resolved to make a Local Law entitled 'Meeting Procedures' in accordance with Part 5 of the **Local Government Act 1989**. The purpose of the Local Law is to regulate:

- i) the use of the Corporation's Common Seal;
- ii) the election of the Chairperson of the Board; and
- iii) the proceedings of meetings of the Board of the Corporation and Committees of the Corporation.

A copy of the Local Law can be obtained from the Corporation's Head Office during normal business hours.

ELAINE RICHMOND  
Chief Executive Officer

#### **Land Acquisition and Compensation Act 1986**

FORM 7 S. 21  
Reg. 16

#### Notice of Acquisition

#### Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Crown Allotment A Section 37 on Title Plan 945206V, Parish of Duneed, comprising 1.0997 hectares and being land described in Certificate of Title 11193 Folio 834 (formerly Conveyance Book 837 Memorial No. 334), shown as Parcels 12

and 15 on Survey Plan 22234 (formerly shown as Parcels 12 and 15 on Compiled Survey Plan 22015).

**Interest Acquired:** That of Robert Charles Astall and Karen Olive Astall and all other interests.

Published with the authority of VicRoads.

Dated 20 May 2010

For and on behalf of VicRoads  
Signed TIM PONTEFRACT  
Acquisition Manager  
Property Services

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### Land Acquisition and Compensation Act 1986

FORM 7 S. 21  
Reg. 16

#### Notice of Acquisition

##### Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Title Plan 343306X (formerly known as part of Portion 1 Section A) Parish of Duneed, comprising 1.316 hectares and being land described in Certificate of Title Volume 8554 Folio 441, shown as Parcel 1 on Survey Plan 22115.

**Interest Acquired:** That of Raymond John Hovey and Judith Frances Hovey and all other interests.

Published with the authority of VicRoads.

Dated 20 May 2010

For and on behalf of VicRoads  
Signed TIM PONTEFRACT  
Acquisition Manager  
Property Services

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### Plant Health and Plant Products Act 1995

#### NOTICE OF EXTENSION

##### Order Declaring a Restricted Area at Barnawartha for the Control of Queensland Fruit Fly

I, Joe Helper, Minister for Agriculture, extend the Order made on 28 May 2008, under section 20 of the **Plant Health and Plant**

**Products Act 1995**, declaring a restricted area at Barnawartha for the control of Queensland Fruit Fly, for a further period of 12 months commencing on 28 May 2010.

The Order was published in Government Gazette G24 on 12 June 2008, and extended by Notice published in Government Gazette S145 on 27 May 2009. The Order specifies prohibitions, restrictions and requirements so as to prevent the spread of Queensland Fruit Fly from Barnawartha to other parts of Victoria.

A copy of the Order may be obtained by contacting the Plant Standards Branch on (03) 9210 9390.

Dated 12 May 2010

JOE HELPER  
Minister for Agriculture

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### Subordinate Legislation Act 1994

#### NOTICE OF DECISION

##### Forests (Recreation) Regulations 2010

I, Gavin Jennings, Minister for Environment and Climate Change, and Minister responsible for administering the **Forests Act 1958**, 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 Forests (Recreation) Regulations 2010. The objectives of these Regulations are to –

- maintain and conserve biodiversity and features of natural scenic significance in State forests, forest reserves and forest parks;
- protect water supply catchment areas;
- maintain and improve the capacity of forest ecosystems to support recreation and tourism; and
- promote safe visitor use and enjoyment of State forests.

The RIS was advertised on 4 February 2010 seeking public comment. Twenty-five submissions were received.

After careful consideration of the submissions, I have decided that the proposed Regulations be made with the following amendments:

- A person who occupies or uses a site to camp, or who occupies or uses a recreation ground in a State forest must remove all litter for which they are responsible.
- If a permit is cancelled by the Secretary, the holder of the permit will be notified of the cancellation of that permit in writing within 28 days of the cancellation.
- The reference to ‘Secretary’ has been replaced with ‘managing body’ in relation to permits issued for activities in a forest reserve or forest park.
- The responsibility for the payment of a fee with regards to vehicles brought into a forest reserve to establish or occupy a camp is the responsibility of that person who brings the vehicle into the forest reserve.
- A person may bring a scent-trailing hound into a forest reserve if they are acting in accordance with any permit or licence required by the **Wildlife Act 1975** and any Regulations made under that Act, however, this will not apply to the Murrindindi Scenic Reserve, Sylvia Falls Scenic Reserve, Steavenson Falls Scenic Reserve, or the You Yangs Regional Park.
- The offence to possess or carry a firearm in an area set aside in a forest park by the Secretary has been removed.
- The offence to possess or carry any poison, trap, snare, net or bow in an area set aside in a forest park by the Secretary has been removed.
- the licence issued to R Staff Pty Ltd, ACN 115 526 504 (formerly known as ‘Rivers Restaurant Cruises (Southgate) Pty Ltd’), on 29 August 2006 under section 135A(1) of the **Water Industry Act 1994** in respect of waterways land at Southgate for the berthing of a vessel for commercial purposes.

The licence is cancelled effective from the date of publication of this notice.

Dated 5 May 2010

ALAN FARQUHAR  
Manager

Commercial Services – Parks Victoria  
(authorised by MARK STONE  
Chief Executive, Parks Victoria)

Dated 9 April 2010

GAVIN JENNINGS MLC  
Minister for Environment and  
Climate Change

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### **Water Industry Act 1994**

#### NOTICE OF DECLARATION OF CANCELLATION OF LICENCE

In accordance with section 135A(7) of the **Water Industry Act 1994**, I, Mark Stone, Chief Executive of Parks Victoria and delegate of the Minister for Environment and Climate Change, hereby declare the following licence to be cancelled:

**Conservation, Forests and Lands Act 1987**

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

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

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

<b>Registered Proprietor</b>	<b>Site Location</b>	<b>Title Details – Volume/Folio</b>	<b>Dealing No. of Agreement</b>
Ballarat Office	402–406 Mair Street, Ballarat 3350		
Grant Bruce Flynn	Crown Allotments 2A and 2B Section B, Parish of Napier	03657/246	AH189256X
Traralgon Office	71 Hotham Street, Traralgon 3844		
Gregor McNaughton and Ida McNaughton	Lot 1 of Plan TP4176C, Parish of Wulla Wullock	08274/526	AH188653S
Ida McNaughton	Crown Allotment 58 Section C, Parish of Wulla Wullock	08060/526	AH188791E

Dated 20 May 2010

GREG WILSON  
Secretary

Department of Sustainability and Environment

**Conservation, Forests and Lands Act 1987**

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

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

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

<b>Registered Proprietor</b>	<b>Site Location</b>	<b>Title Details – Volume/Folio</b>	<b>Dealing No. of Agreement</b>
Box Hill Office	30 Prospect Street, Box Hill 3128		
Anita Joan Trease	Lot 2 on Plan of Subdivision 601577R, Parish of Kirrak	10995/138	AH189198K

Dated 20 May 2010

GREG WILSON  
Secretary

Department of Sustainability and Environment

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

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

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

PETER APPLEFORD  
Executive Director, Parks and Forests

## SCHEDULE

Site Location	Title Details Volume/Folio	Dealing No. of Agreement Terminated
Lot 1 on Title Plan 848246Y (formerly known as part of Crown Allotment 1E Section 28 Moyhu Pre-emptive Right, Parish of Laceby)	10038/618	V790056N

**Flora and Fauna Guarantee Act 1988**

The **Flora and Fauna Guarantee Act 1988** is the main biodiversity legislation in Victoria. The Act enables members of the public to nominate species, ecological communities and potentially threatening processes for listing. Nominations under the Act are considered by an independent Scientific Advisory Committee, which makes recommendations to the Minister.

The Committee has made the following preliminary recommendation. A Recommendation Report has been prepared for the preliminary recommendation. Copies of the report can be obtained from the Head Office (<http://www.dse.vic.gov.au>) and major country offices of the Department of Sustainability and Environment (DSE). The **Flora and Fauna Guarantee Act 1988** and the Flora and Fauna Guarantee Regulations 2001 can be viewed at these offices or on the internet.

## PRELIMINARY RECOMMENDATION OF THE SCIENTIFIC ADVISORY COMMITTEE

The Scientific Advisory Committee has made a preliminary recommendation on the evidence available, in accordance with section 14 of the Act, that the nomination for listing of the following item be supported in accordance with section 11 of the Act.

**Item supported for listing**807 *Caligrion billinghursti*

Large Riverdamsel

**Criteria satisfied**

1.1.1, 1.2.1

The reason that the nomination is supported is that the item satisfies at least one primary criterion of the set of criteria maintained under section 11 of the Act and stated in Schedule 1 of the Flora and Fauna Guarantee Regulations 2001.

SUBMISSIONS INVITED ON PRELIMINARY RECOMMENDATIONS OF THE  
SCIENTIFIC ADVISORY COMMITTEE

Electronic (by email) or written submissions (in envelopes marked CONFIDENTIAL) supplying evidence that supports or contradicts the preliminary recommendation will be accepted until Friday 2 July 2010. Submissions must be signed and provide a full postal address and daytime telephone number of the person or group making the submission. Emailed submissions should include a postal address so that those making a submission can be advised of developments by letter. Please note that the Scientific Advisory Committee considers only nature conservation issues.

Submissions should be sent to Martin O'Brien, Executive Officer, Scientific Advisory Committee, care of Department of Sustainability and Environment, 2/8 Nicholson Street (PO Box 500), East Melbourne 3002. Email: martin.o'brien@dse.vic.gov.au

For inquiries regarding the Act please contact Martin O'Brien (03) 9637 9869. For information on specific items please contact Martin O'Brien or flora and fauna staff at DSE offices.

MARTIN O'BRIEN  
Executive Officer  
Scientific Advisory Committee, May 2010

The Scientific Advisory Committee is committed to protecting information provided in accordance with the principles of the **Information Privacy Act 2000**. Information contained in any submissions, nominations or other correspondence is stored and used by the Committee for the purpose of advising the Minister for Environment and Climate Change on nature conservation matters related to the **Flora and Fauna Guarantee Act 1988**. This information may be disclosed to other relevant government agencies, or if required by law. Those people making submissions can access their contact details held by the Committee by contacting the Executive Officer at the address above.

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#### PREPARATION OF ACTION STATEMENTS

Under section 19 of the **Flora and Fauna Guarantee Act 1988**, the Secretary to the Department of Sustainability and Environment is required to prepare an Action Statement (or management plan) for each listed item. Action Statements set out what has been done and what is intended to be done to conserve or manage that item.

Groups or individuals wishing to comment on a particular action statement at the draft stage, if and when the above items are listed by the Governor in Council on the recommendation of the Minister, should express their interest to Kimberley Dripps, Executive Director, Biodiversity and Ecosystem Services Division, Department of Sustainability and Environment, PO Box 500, East Melbourne 3002.

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#### Geographic Place Names Act 1998

##### NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

Place Name	Proposer and Location
Fleetwood Primary School	Department of Education and Early Childhood Development. Formerly known as Hallam Valley Primary School; located at Fleetwood Drive, Narre Warren 3805.

Office of the Registrar of Geographic Names

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

JOHN E. TULLOCH  
Registrar of Geographic Names

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

The Director of Liquor Licensing has received an application for an on-premises licence for La Casalinga, 259 Camberwell Road, Camberwell. As the application for a licence is in a 'dry area', the Director of Liquor Licensing, pursuant to clause 17 of Schedule 3 of the **Liquor Control Reform Act 1998**, has ordered a poll of electors in the neighbourhood surrounding the above premises. The Director of Liquor Licensing determines this neighbourhood. The Victorian Electoral Commission (VEC) will conduct the poll entirely by post.

1. The neighbourhood delineated by the Director of Liquor Licensing for La Casalinga licensing poll comprises the neighbourhood on the map below:



2. The resolution to be submitted to the electors  
Electors in the Camberwell neighbourhood for the La Casalinga licensing poll will be asked to vote 'yes' or 'no' with respect to the following resolution:  
'That an on-premises licence be granted in the neighbourhood of the premises situated at 259 Camberwell Road, Camberwell.'
3. Persons entitled to vote at the poll  
All electors who reside within the neighbourhood delineated, and who were enrolled on the electoral roll used for State elections as of 5.00 pm on Thursday 22 April 2010, must vote in the poll. Copies of the official roll for the poll may now be inspected at the Victorian Electoral Commission, Level 8, 505 Little Collins Street, Melbourne.
4. Voting is compulsory  
Electors enrolled in the licensing poll neighbourhood as of 5.00 pm on Thursday 22 April 2010 are obliged to vote. The penalty for failing to vote without a valid and sufficient reason is currently \$58.00.
5. Postal voting  
The poll will be conducted entirely by post. Ballot papers will be mailed to all eligible electors from Wednesday 2 June 2010. To be included in the count, ballot papers must be received by the VEC by 5.00 pm on Monday 21 June 2010.

PHILLIPPA HESKETT  
Returning Officer



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

## Melbourne Affordable Housing

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

In accordance with a Funding Deed dated 15 December 2005 between the Director and Melbourne Affordable Housing the following land is land in which the Director is deemed to have an interest in under section 107 of the Act.

Volume	Folio	Address
11140	061	Drill Hall, 49–53 Victoria Street, Melbourne
11172	475–531	Units 101 to 119, 201 to 219 and 301 to 319 838 Bourke Street, Victoria Harbour, Docklands

Dated 9 May 2010

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

**Supreme Court Act 1986**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE  
Common Law Division

No. 9891 of 2008

IN THE MATTER of an application pursuant to section 21 of the **Supreme Court Act 1986**

**BETWEEN:**

THE ATTORNEY GENERAL FOR THE STATE OF VICTORIA

Plaintiff

and

DALE GARY O'SULLIVAN

Defendant

**GENERAL FORM OF ORDER**

JUDGE: The Honourable Justice Pagone

DATE GIVEN: 2 December 2009

ORIGINATING PROCESS: Originating Motion

HOW OBTAINED: On return of the order of the Honourable Associate Justice Kings made on 11 August 2009.

ATTENDANCE: Mr P. Golombek of Counsel for the Plaintiff  
Mr M. Gumbleton of Counsel for the Defendant.

OTHER MATTERS: Not applicable.

## THE COURT ORDERS THAT:

1. Pursuant to section 21 of the **Supreme Court Act 1986** the Defendant is declared to be a vexatious litigant.
2. The Defendant must not without leave of the Court (save for the exceptions listed in paragraph 3 below) do the following:
  - a) Continue any proceeding commenced by him (whether civil or criminal) in the Court, an inferior court or any tribunal constituted or presided over by a person who is an Australian lawyer of the Court; or

- b) Commence any legal proceedings (whether civil or criminal) in the Court, an inferior court or any tribunal constituted or presided over by a person who is an Australian lawyer of the Court.
3. The following exceptions apply to the orders made in paragraph 2:
- a) Any institution of civil proceedings in this Court, the County Court of Victoria or the Magistrates' Court of Victoria (except applications and appeals under the **Family Violence Protection Act 2008** or the **Stalking Intervention Orders Act 2008**) may be commenced without leave of this Court provided the Defendant is legally represented.
  - b) Any appeal or application related to any criminal proceeding against the Defendant in this Court, the County Court of Victoria or the Magistrates' Court of Victoria may be commenced without leave of this Court provided the Defendant is legally represented.
  - c) Supreme Court proceeding number 9361 of 2009 instituted by Nicholsons Lawyers & Consultants on behalf of the Defendant on 1 October 2009 be allowed to continue.
  - d) Any application to vary or revoke this order.

DATE AUTHENTICATED: 3 December 2009

PROTHONOTARY

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**Planning and Environment Act 1987**  
**BOROONDARA PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C93

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

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

The Amendment corrects mapping anomalies in the Boroondara Planning Scheme. It extends the existing Heritage Overlay (HO224) to cover the entire site of the property known as 150 Mont Albert Road, Canterbury; and rezones land at 20 Maverston Street, Glen Iris, from the Public Park and Recreation Zone (PPRZ) to the Residential 1 Zone (R1Z).

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Boroondara City Council, 8 Inglesby Road, Camberwell.

CHRIS TURNER  
 Acting Executive Director  
 Statutory Planning Systems Reform  
 Department of Planning and  
 Community Development

**Planning and Environment Act 1987**  
**BOROONDARA PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C105

The Minister for Planning has approved Amendment C105 to the Boroondara Planning Scheme.

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

The Amendment removes the Heritage Overlay No. 164 as it applies to part of 584–586 Glenferrie Road, Hawthorn.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and

free of charge, during office hours, at the offices of the Boroondara City Council, 8 Inglesby Road, Camberwell.

CHRIS TURNER  
 Acting Executive Director  
 Statutory Planning Systems Reform  
 Department of Planning and  
 Community Development

**Planning and Environment Act 1987**  
**CARDINIA PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C113

The Minister for Planning has approved Amendment C113 to the Cardinia Planning Scheme.

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

The land affected by the Amendment is generally along a ridgeline in Pakenham North. Specifically, the properties affected are:

- Lot 2 LP86652 (Pakenham Road, Pakenham);
- Lot 3 LP6710 (110 Pakenham Road, Pakenham);
- Lot 1 LP8840 (120 Pakenham Road, Pakenham);
- Lot 2 LP8840 (150 Pakenham Road, Pakenham);
- Lot 1 PS441730 (162 Pakenham Road, Pakenham);
- Lot A PS611885 V11081 F288 (Pakenham Road, Pakenham);
- Lot 1 PS611885 V11081 F289 (180 Pakenham Road, Pakenham);
- Lot 1 LP135102 (137 Ahern Road, Pakenham);
- Lot 2 LP135102 (143 Ahern Road, Pakenham);
- Lot 8 LP8840 (151 Ahern Road, Pakenham);
- Lot 1 TP201472, Lot 1 TP201473 (153 Ahern Road, Pakenham);
- Lot 2 LP145843 (155 Ahern Road, Pakenham); and
- Lot A LP148429 (177–183 Ahern Road, Pakenham).

The Amendment proposes to replace the current interim control affecting the land, being Environmental Significance Overlay (Schedule 4 – Pakenham North Ridge), with a permanent control of the same form.

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 office of the planning authority, Cardinia Shire Council, Henty Way, Pakenham.

CHRIS TURNER  
Acting Executive Director  
Statutory Planning Systems Reform  
Department of Planning and  
Community Development

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**Planning and Environment Act 1987**

GREATER SHEPPARTON  
PLANNING SCHEME

Notice of Approval of Amendment  
Amendment C94

The Greater Shepparton City Council has approved Amendment C94 to the Greater Shepparton Planning Scheme.

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

The Amendment rezones land at 135 Channel Road, Shepparton and land reserved as a 'road' on the title to the property at 145 Channel Road, Shepparton from Public Use Zone 1 to Residential 1 Zone.

The Amendment was approved by the Greater Shepparton City Council on 29 April 2010 in accordance with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 8 January 2008. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Greater Shepparton City Council, 90 Welsford Street, Shepparton.

CHRIS TURNER  
Acting Executive Director  
Statutory Planning Systems Reform  
Department of Planning and  
Community Development

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**Planning and Environment Act 1987**

WHITTLESEA PLANNING SCHEME

Notice of Approval of Amendment  
Amendment C125

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

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

The Amendment modifies the schedules to Clauses 52.03 and 81.01 to introduce the 'South Morang Rail Extension Incorporated Document, April 2010' as an incorporated document in the Whittlesea Planning Scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Whittlesea City Council, 25 Ferres Boulevard, South Morang.

CHRIS TURNER  
Acting Executive Director  
Statutory Planning Systems Reform  
Department of Planning and  
Community Development

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**Planning and Environment Act 1987**

WODONGA PLANNING SCHEME

Notice of Approval of Amendment  
Amendment C79

The Minister for Planning has approved Amendment C79 to the Wodonga Planning Scheme.

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

The Amendment deletes the Environmental Audit Overlay from the Silky Oak Estate, Anzac Parade, Wodonga, and amends the boundary of the Environmental Significance Overlay to accord with the surveyed boundaries of the reserve No. 1, within the estate.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and

free of charge, during office hours, at the offices of the Wodonga City Council, 104 Hovell Street, Wodonga.

CHRIS TURNER  
Acting Executive Director  
Statutory Planning Systems Reform  
Department of Planning and  
Community Development

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**ORDERS IN COUNCIL**

**Port Services Act 1995**

DECLARATION OF THE LOCAL PORT OF  
PORTLAND BAY

PORT LAND AND WATERS DECLARATION  
AND PORT MANAGER APPOINTMENT

Order in Council

The Governor in Council:

- a) under sections 5(1) and 5(2) of the **Port Services Act 1995** (the Act) declares the areas of port land and waters, as delineated on map numbered LEGL./09-422 lodged at the Central Plan Office of the Department of Sustainability and Environment, to be the port land and waters of the local port of Portland Bay;
- b) under section 6(a) of the Act, names the port established by the area of land and waters declared under section 5(1) and 5(2) and delineated on map number LEGL./09-422, to be the local port of Portland Bay;
- c) under section 6(b) of the Act, declares the local port of Portland Bay to be a local port; and
- d) under section 44A(1) of the Act, appoints Glenelg Shire Council, the committee of management of Crown land that is within the local port of Portland Bay, to be the port manager for the local port of Portland Bay.

This Order comes into effect from the date it is published in the Government Gazette.

Dated 18 May 2010

Responsible Minister

TIM PALLAS MP

Minister for Roads and Ports

TOBY HALLIGAN

Clerk of the Executive Council

Woods as properly qualified analysts for the purposes of those sections.

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

Dated 18 May 2010

Responsible Minister

TIM PALLAS MP

Minister for Roads and Ports

TOBY HALLIGAN

Clerk of the Executive Council

**Road Safety Act 1986**

APPROVAL OF PROPERLY QUALIFIED  
ANALYSTS

Order in Council

The Governor in Council under sections 57, 57A and 57B of the **Road Safety Act 1986** by this Order approves Ms Melynda Jodie Hargreaves, Ms Jennifer Maree Wallington, Ms Katherine Mary Wong and Ms Jessica Lee

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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:

25. *Statutory Rule:* Magistrates' Court  
Civil Procedure  
(Amendment  
No. 1) Rules 2010
- Authorising Act:* Magistrates' Court  
Act 1989
- Date first obtainable:* 17 May 2010
- Code A*
26. *Statutory Rule:* Road Safety  
(Vehicles)  
Amendment  
Regulations 2010
- Authorising Act:* Road Safety  
Act 1986
- Date first obtainable:* 18 May 2010
- Code B*

### PRICING FOR SPECIAL GAZETTE, PERIODICAL GAZETTE AND VICTORIAN LEGISLATION

Retail price varies according to the number of pages in each Victoria Government Special Gazette, Victoria Government Periodical Gazette and Victorian legislation. The table below sets out the prices that apply.

<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>	<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>
A	1–16	\$3.80	# Z	1406–1470	\$113.00
B	17–32	\$5.70	# ZA	1471–1535	\$118.00
C	33–48	\$7.80	# ZB	1536–1610	\$123.00
D	49–96	\$12.20	# ZC	1611–1665	\$128.00
E	97–144	\$15.75	# ZD	1666–1730	\$133.00
F	145–192	\$18.65	# ZE	1731–1795	\$138.00
G	193–240	\$21.50	# ZF	1796–1860	\$143.00
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