



Victoria Government Gazette

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GENERAL

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As from 27 May 2010

The last Special Gazette was No. 192 dated 25 May 2010.

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

How To Submit Copy

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

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

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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
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

VICTORIA GOVERNMENT GAZETTE

Subscribers and Advertisers

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JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

Re: Estate of MARGARET MARY SMITH, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of MARGARET MARY SMITH, late of 122 Maroondah Highway, Croydon, Victoria, home duties, who died on 12 February 2010, are required by Cecilia Mary Mann, the proving executor of the Will of the deceased, to send particulars of their claim to Andrew McMullan & Co., solicitors, 64–66 Kingsway, Glen Waverley, in the said State, solicitors for the executor of the said estate, by 1 August 2010, after which time the executor may convey or distribute the assets, having regard only to claims of which she then has notice.

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

Re: Estate of LORNA LILLIAN WINTON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of LORNA LILLIAN WINTON, late of Unit 30, 77 Tanti Avenue, Mornington, Victoria, home duties, who died on 24 November 2009, are required by Angela Carolyn Winton-Keirl and Julie Annette Latimer, the executors of the Will of the deceased, to send particulars of their claim to Andrew McMullan & Co., solicitors, 64–66 Kingsway, Glen Waverley, Victoria, solicitors for the executors of the said estate, by 1 August 2010, after which time the executors may convey or distribute the assets, having regard only to claims of which they then have notice.

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

Trustee Act 1958

SECTION 33 NOTICE

Notice to Claimants

BERYL MARGARET GALLEY, late of 7 Fairmont Street, Boolarra, machinist, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 January 2006, are required by John Robert Banks, the executor of the Will of the deceased, to send particulars of their claims

to him, care of the undermentioned solicitors, by 31 July 2010, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

DELBURN LAWYERS & CONSULTANTS,
88 Ridgway, Mirboo North 3871.

Trustee Act 1958

SECTION 33 NOTICE

Notice to Claimants

LEEANNE MARGARET WILSON, late of 9/76 Bay Road, Sandringham, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 May 2009, are required by Kim Amanda Hogarth, the executor of the Will of the deceased, to send particulars of their claims to her, care of the undermentioned solicitors, by 31 July 2010, after which date she will convey or distribute the assets, having regard only to the claims of which she then has notice.

DELBURN LAWYERS & CONSULTANTS,
88 Ridgway, Mirboo North 3871.

Re: YVONNE JOAN JOHNSTONE, late of 4 Drouin Street, Broadmeadows, Victoria, retired packer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 January 2009, are required by the trustee, Neil Raymond Johnstone, 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.

Re: EVELYN MAY WALSH, late of 1A Virginia Street, Pascoe Vale, Victoria, retired team supervisor, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 April 2010, are required by the

trustee, Noel Patrick Walsh, 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.

Re: Estate of ELSIE MAY WALTERS.

Creditors, next-of-kin or others having claims in respect of the estate of ELSIE MAY WALTERS, late of 49 Pritchard Street, Swan Hill, in the State of Victoria, widow, deceased, who died on 19 February 2010, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 18 August 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.

ANDREW COULTHARD, late of 10 Connor Street, East Brighton 3187, chemist, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 November 2009, are required by the executors, Garry Wayne Perryman and Cindy Nicole Perryman, to send particulars to them, care of the undermentioned solicitors, by 30 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.

GEOFFREY A. FOX & ASSOCIATES, solicitors,
112 Patterson Road, Bentleigh 3204.

STELLA MAROTTA, late of 28 Gotha Street, West Heidelberg 3081, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 30 September 2009, are required by Vincenzo Marotta and Teresa Opasinis, the executors of the said estate, to send particulars by 9 August 2010, to their solicitors, Gullaci & Gullaci of 158 Bell Street, Coburg,

after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 24 May 2010

GULLACI & GULLACI, solicitors,
158 Bell Street, Coburg, Victoria 3058.

Re: DOROTHY HIGGINS, late of 43 Wimborne Avenue, Mount Eliza, Victoria, retired private secretary, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 February 2010, are required by the executor, Equity Trustees Limited of Level 2, 575 Bourke Street, Melbourne, Victoria, trustee company, to send particulars of their claims to the executor, care of James Higgins & Co., 443 Little Collins Street, Melbourne, by 26 July 2010, after which date the executor will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

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

Re: EDNA GERTRUDE KIRKCALDY, late of 4/41 Kays Avenue, Hallam, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 March 2010, are required by the trustees, David Thomas Brind and Bruce John Fletcher, care of 40–42 Scott Street, Dandenong, Victoria, to send particulars to the trustees by 27 July 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MACPHERSON + KELLEY, lawyers,
40–42 Scott Street, Dandenong 3175.

Re: DORIS IRENE PEACE OWEN, late of Unit 115, Wantirna Retirement Village, 2 Old Stud Road, Wantirna, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 January 2010, are required by the trustee, Gaylene Wilma Watson, care of 40–42 Scott Street, Dandenong, Victoria, to send

particulars to the trustee by 27 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.

MACPHERSON + KELLEY, lawyers,
40–42 Scott Street, Dandenong 3175.

Re: VINCENZO GIUSEPPE SEGHEISIO, late of 18 Waranga Street, Dandenong North, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 March 2010, are required by the trustee, Robert Seghesio, care of 40–42 Scott Street, Dandenong, Victoria, to send particulars to the trustee by 27 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.

MACPHERSON + KELLEY, lawyers,
40–42 Scott Street, Dandenong 3175.

BETTINE ELLEN RYAN, late of Mt Martha Valley Lodge, Safety Beach, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 November 2009, are required to send particulars of their claims to the trustee, care of the undermentioned solicitors, by 24 August 2010, after which date the trustee or personal representative or applicant for grant of administration may convey or distribute the assets, having regard only to the claims of which he then has notice.

McGUINNESS & HOSKING PTY, solicitors,
3 Eighth Avenue, Rosebud 3939.
Tel. (03) 5986 6999.

Re: PHILLIP GARTH LAW, late of The Gables, Room 12, 629 Riversdale Road, Camberwell, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 February 2010, are required by the trustee, Equity Trustees Limited, ABN 46 004 031 298, of 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee, care of the undermentioned solicitors, by 27 July

2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

McKEAN PARK, lawyers,
Level 11, 575 Bourke Street, Melbourne,
Victoria 3000.

FRANCESCA GILIBERTO, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 24 February 2010, are required by the trustee, Paul Giliberto, to send particulars of such claims to him, in care of the undermentioned lawyers, by 27 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.

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

Re: GIGLIO CANTATORE, deceased.

Creditors, next-of-kin and all other persons having claims against the estate of the said deceased, are required by Julie Elda Cantatore and Grant Anthony Darling, the executors of the estate of the said deceased, to send particulars of such claims to them, care of the undermentioned solicitors, by the date being two calendar months from the date of this advertisement, after which date they will distribute the estate, having regard only to the claims of which they then have notice.

RYAN, MACKAY & McCLELLAND, solicitors,
65 Main Street, Greensborough 3088.

Creditors, next-of-kin and others having claims in respect of the estate of BARBARA SUSAN NELSON ATKIN, deceased, late of 16/89 Neerim Road, Glen Huntly, administrative officer, who died on 10 October 2009, are requested to send particulars of their claims to the executor, Peta Spear, care of the undersigned solicitors, by 29 July 2010, after which date she will convey or distribute the assets, having regard only to the claims of which she then has notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of JACQUELINE ANNE BALEN, deceased, late of 31 Herbert Street, Footscray, sales representative, who died on 13 September 2008, are requested to send particulars of their claims to the administrator, Kreso Balen, care of the undersigned solicitors, by 29 July 2010, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of MARLENE THELMA GOSS, deceased, late of 2/4 Carlton Street, Braybrook, home duties, who died on 21 October 2009, are requested to send particulars of their claims to the executor, Andrew Alexander Grech, care of the undersigned solicitors, by 29 July 2010, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Creditors, next-of-kin and others having claims in respect of the estate of RAYMOND GORDON JEWELL, deceased, late of 4 William Street, Newport, gentleman, who died on 6 August 2009, are requested to send particulars of their claims to the administrator, Gary David Clough, care of the undersigned solicitors, by 29 July 2010, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Re: AILSA FORBES McCULLOUGH, late of 31 Florence Street, Glen Waverley, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 January 2010, are required by the personal representative, Olive Hunt, to send particulars to her, care of the undermentioned solicitors, by 28 July 2010, after which date she may convey or distribute the assets, having regard only to the claims of which she then has notice.

TAIT LEISHMAN TAYLOR, lawyers,
121 Kepler Street, Warrnambool 3280.

FREDA MARION JOHNSON, late of 22 Eglinton Street, Moonee Ponds, Victoria, retired personal secretary, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 March 2010, are required by Trust Company Limited, ACN 004 027 749, of 3/530 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 5 August 2010, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

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

STANLEY HAROLD LISTER, late of Euroaville, Weir Street, Euroa, Victoria 3666, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the Will of the abovenamed deceased, who died on 8 January 2010, are required by the executor, Raymond John Lister, to send particulars of their claims to Tehan, George & Co., lawyers, of 35 Binney Street, Euroa, Victoria 3666, by 31 August 2010, after which date the executor may convey or distribute the estate, having regard only to the claims of which he then has notice. Probate was granted in Victoria on 19 April 2010.

Dated 11 May 2010

TEHAN GEORGE & CO., lawyers,
35 Binney Street, Euroa, Victoria 3666.
PO Box 176, Euroa 3666 DX 66801 Euroa.
Ph: (03) 5795 2101 Fax: (03) 5795 2739.
MHT:DFC:25516 E
Contact Michael Henry Tehan

SUZANNE IVY LOONEY, late of 11 School Road, Willow Grove, in the State of Victoria, manager, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 September 2009, are required by the personal representative, Erin Leigh Cotton, of 46 Haigh Street, Moe, to send particulars to her, care of the undermentioned solicitors, by 26 July 2010, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

VERHOEVEN & CURTAIN, solicitors,
Suite 4, 46 Haigh Street, Moe 3825.

FRANCES BEATRICE HEGINBOTHOM, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of FRANCES BEATRICE HEGINBOTHOM, late of 3 Lorne Road, East Hawthorn, Victoria, retired, deceased, who died on 20 January 2010, are required to send particulars of their claims to the executors, care of the undermentioned solicitor, by 30 July 2010, after which date the executor will proceed to distribute the assets, having regard only to the claims of which she shall then have had notice.

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

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

On Thursday 1 July 2010 at 2.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

All the estate and interest (if any) of Peter Mackintosh of Unit 2, 23 Collins Street, Diamond Creek, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 10847 Folio 579, upon which is erected a unit known as Unit 2, 23 Collins Street, Diamond Creek.

Registered Mortgage No. AD429995H, Caveat No. AE702975J, Caveat No. AG230295U, Queens Caveat No. AG209516B and Owners Corporation 1 Plan No. PS511097H affect the said estate and interest.

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

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

There are no exceptions to these arrangements.

SW090096620

KEL GRIFFIN
Sheriff's Office
Phone (03) 9947 1539

All the estate and interest (if any) of Michelle Sophie Howell of 20 Kelly Road, Cranbourne, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 09312 Folio 077, upon which is erected a residential house known as 20 Kelly Road, Cranbourne.

Registered Mortgage No. AF676408D and Caveat No. AF992407R affect the said estate and interest.

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

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

There are no exceptions to these arrangements.

SW090063986

KEL GRIFFIN
Sheriff's Office
Phone (03) 9947 1539

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

On Thursday 1 July 2010 at 2.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

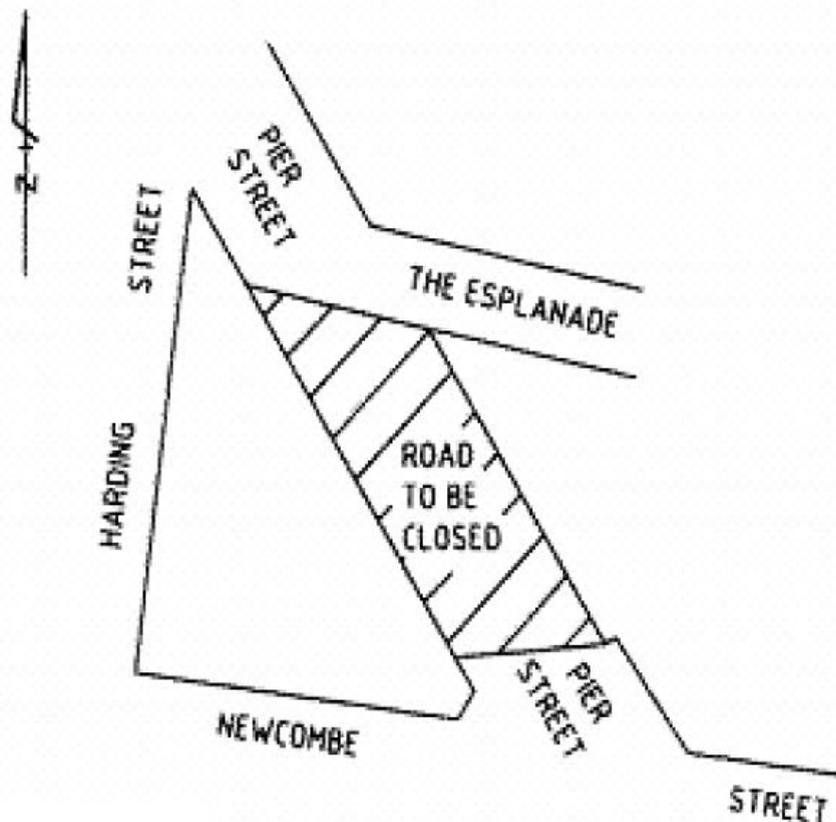
GREATER GEELONG CITY COUNCIL

Road Discontinuance – Pier Street, Portarlington

At its Ordinary Meeting of 11 May 2010 and pursuant to Clause 3 of Schedule 10 of the **Local Government Act 1989**, the Greater Geelong City Council resolved to discontinue Pier Street, Portarlington, between Newcombe Street and The Esplanade as shown on the attached plan.

The subject land is proposed to be added to the adjoining Crown Land Reserves.

The road is to be discontinued subject to any right, power or interest by Barwon Region Water Corporation in the road in connection with any sewers, drains or pipes under the control of that Authority in or near the road.



STEPHEN GRIFFIN
Chief Executive Officer

CITY OF MONASH

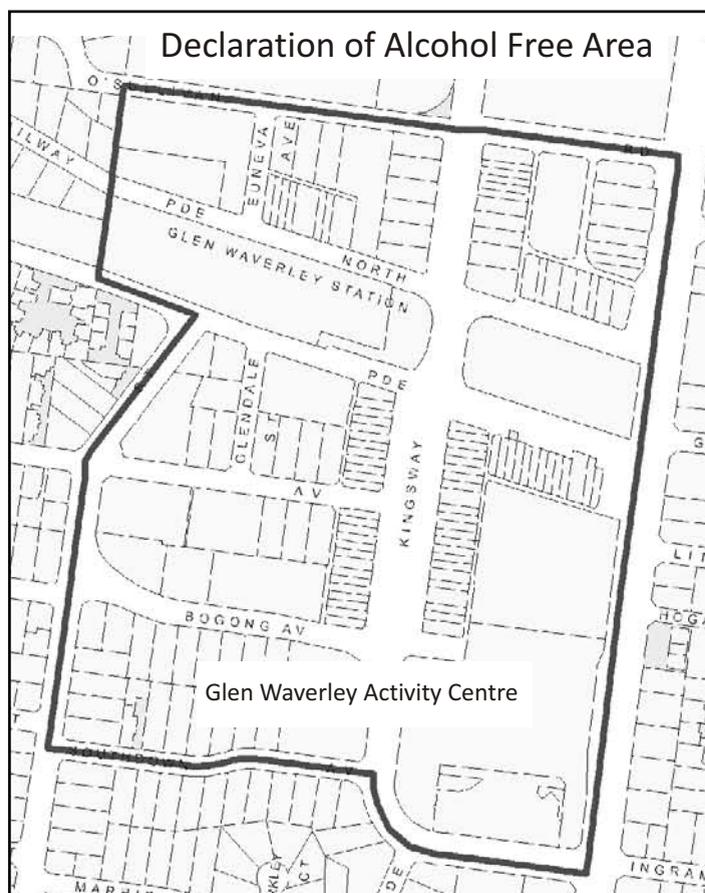
Alcohol Consumption

Declaration of Prohibited Areas

As provided by Local Law No. 3 Clause 102, the Council of the City of Monash resolved, at its meeting on 25 May 2010, that all roads, municipal places or public places within the Glen Waverley Activity Centre, as shown delineated on the following plan and as generally described, be declared prohibited places for alcohol consumption except for those areas which are licenced premises or authorised premises under the **Liquor Licence Control Act 1987**.

Glen Waverley Activity Centre

Described generally as the area bounded on the north by O'Sullivan Road, on the east by Springvale Road, on the south by Kingsway and Southdown Avenue, and on the west by Myrtle Street, Coleman Parade then across the railway to the start in O'Sullivan Road at the West Boundary of the Glen Waverley Secondary College.



Appointment of Police as Authorised Officers

The Council of the City of Monash also resolved that as provided by Clause 224A of the **Local Government Act 1989** to enable the use of any Police Officer to enforce the provisions of Clause 102 of the Local law.

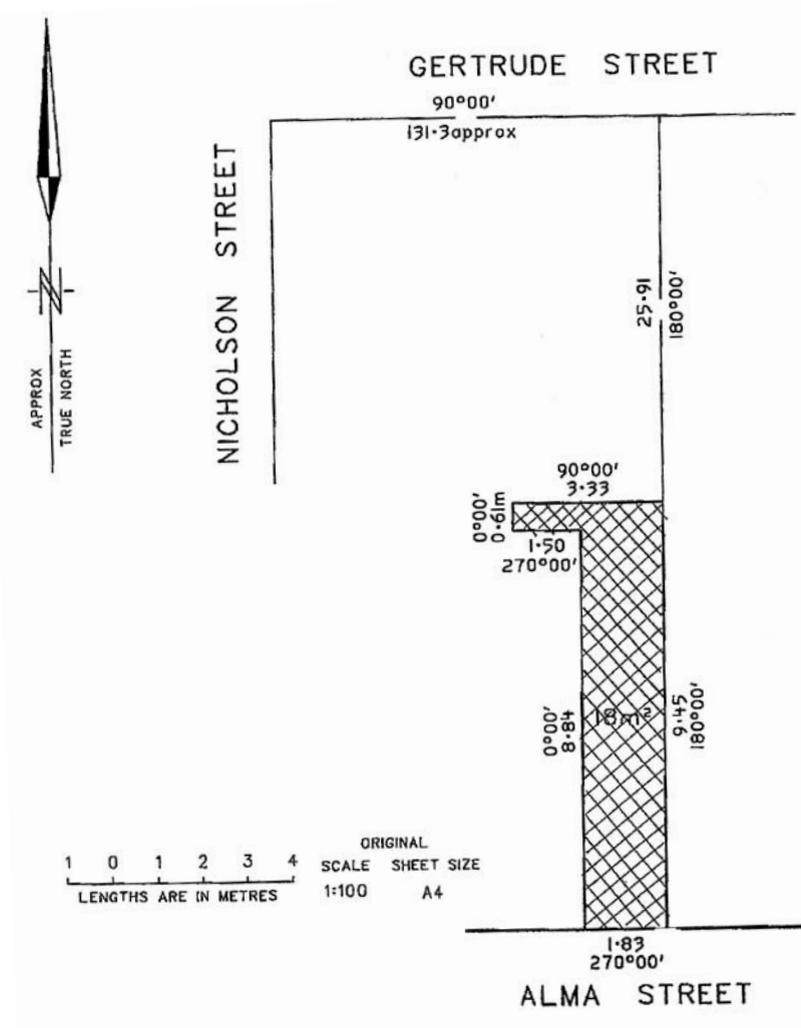
DAVID CONRAN
Chief Executive Officer



Road Discontinuance

At its meeting on 20 April 2010 and acting under clause 3 of schedule 10 to the **Local Government Act 1989** (Act), Yarra City Council resolved to discontinue and sell the road shown hatched on the plan below.

The road is to be sold subject to any right, power or interest held by City West Water in the road in connection with any sewers, drains, pipes, wires or cables under the control of that authority in or near the road.



ANDI DIAMOND
 Chief Executive Officer
 Yarra City Council



Mildura Rural City Council

Enforcement of
Alcohol Possession or Consumption

Notice is hereby given that in accordance with section 224A of the **Local Government Act 1989**, Mildura Rural City Council authorises that, from 27 May 2010 until this law becomes invalid, any members of the Victoria Police may enforce the provision of Mildura Rural City Council's Community Local Law No. 2 – Part 6 Consumption of Liquor in Public Places as if he or she was appointed to be an authorised officer under section 224 of the **Local Government Act 1989**.

MARK HENDERSON
Chief Executive Officer

WHITEHORSE MANNINGHAM
REGIONAL LIBRARY CORPORATION

Notice of Adoption of Local Laws

Pursuant to section 119 of the **Local Government Act 1989**, the Corporation hereby gives notification that the following Local Laws were adopted at the ordinary meeting of the Board of the Library Corporation on 24 February 2010 and ratified at the ordinary meetings of Manningham City Council on 30 March 2010 and the City of Whitehorse on 17 May 2010.

Local Law 1 – Meeting Procedures and Use of the Common Seal.

The purpose and general purport of the local law is to regulate the conduct of meetings of the Corporation and to regulate the use of the Common Seal.

Local Law 2 – Library Services Local Law.

The purpose and general purport of the local law is to regulate the management and control of library services provided by the Corporation.

A copy of the local laws may be obtained from the Corporation's Administration Office at 1040 Whitehorse Road, Box Hill, during business hours or from the Library's website at www.wml.vic.gov.au. For enquiries contact telephone 9896 4333.

GEOFF ROCKOW
Chief Executive Officer

Planning and Environment Act 1987

BAYSIDE PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C80

Authorisation AO1256

Bayside City Council has prepared Amendment C80 to the Bayside Planning Scheme.

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

The Amendment applies to the following specific areas of residential land in the municipality:

- areas of high neighbourhood character significance and shown on the maps to the Amendment in Neighbourhood Character Overlays, Design and Development Overlays and a Significant Landscape Overlay; and
- areas that are within Precincts A1, A2, B1, B2, B5, C1, D2, D3, E3, F1, G1, H3 and H4 in Clause 22.07 – Neighbourhood Character Policy.

The Amendment:

- updates the Municipal Strategic Statement at Clause 21.05 to reflect the Bayside Neighbourhood Character Review – Stage 2 Final Report, Planisphere, July 2008 report;
- includes the Bayside Neighbourhood Character Review – Stage 2 Final Report, July 2008 as a Reference Document in Clauses 21.05 and 22.07;
- amends Clause 22.07 – Neighbourhood Character Policy to reflect areas of high and moderate neighbourhood character significance as identified in the Bayside Neighbourhood Character Review – Stage 2 Final Report, Planisphere July 2008 as areas exemplifying or most consistently representing the character statement;
- includes seven residential areas in Neighbourhood Character Overlays and one area in a Significant Landscape Overlay. Two of the seven Neighbourhood Character Overlay areas are also covered by a new Design and Development Overlay to control fences; and

- amends the Schedule to Clause 61.03 to include the Neighbourhood Character Overlay and the Significant Landscape Overlay maps.

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: at the office of the planning authority, Bayside City Council, Corporate Centre, 76 Royal Avenue, Sandringham; at all Bayside City Council Public Libraries: Brighton Library, 14 Wilson Street, Brighton; Sandringham Library, 2–8 Waltham Street, Sandringham; Beaumaris Library, 96 Reserve Road, Beaumaris; Hampton Library, 1D Service Street, Hampton; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is Monday 28 June 2010.

A submission must be sent to Amendment C80 – Neighbourhood Character Controls, Bayside City Council, 76 Royal Avenue, Sandringham, Victoria 3191.

MICHAEL TOP
Director City Strategy

Planning and Environment Act 1987

EAST GIPPSLAND PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C88

Authorisation A01676

The East Gippsland Shire Council has prepared Amendment C88 to the East Gippsland Planning Scheme.

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

The land affected by the Amendment is at Bullock Island, Lakes Entrance.

The Amendment proposes to include a new Incorporated Document, being the Bullock Island Lakes Entrance Concept Plan into Clause 81 of the Planning Scheme.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the offices of the East Gippsland Shire Council, Lakes Entrance Library and Business Centre, Mechanics Street, Lakes Entrance; at the Shire Corporate Centre, 273 Main Street, Bairnsdale; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection from 27 May 2010.

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

The closing date for submissions is 28 June 2010. A submission must be sent to the East Gippsland Shire Council, PO Box 1618, Bairnsdale, Victoria 3875.

STEVE KOZLOWSKI
Chief Executive Officer

Planning and Environment Act 1987

GREATER DANDENONG

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 C112

Authorisation A01596

Planning Permit Application No. PLN09/0303

The Greater Dandenong City Council has prepared combined Amendment C112 and Planning Permit Application No. PLN09/0303 to the Greater Dandenong Planning Scheme.

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

The land affected by the Amendment is No. 495 Princes Highway, Noble Park (in part). The land affected by the application is No. 495 Princes Highway, Noble Park (in part) and No. 497–501 Princes Highway, Noble Park.

The Amendment proposes to rezone that part of the subject site at No. 495 Princes Highway, Noble Park, currently zoned Public Use Zone to the Business 1 Zone.

The application is for a permit to allow: buildings and works comprising an extension to the existing building; a reduction in the shop car parking requirements of Clause 52.06 of the Planning Scheme; the removal of native vegetation; the subdivision of land; and the removal and creation of easements.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the offices of the planning authority, Greater Dandenong City Council, 397–405 Springvale Road, Springvale; and 39 Clow Street, Dandenong; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is 30 June 2010. All submissions should be clearly marked 'Submission to Amendment C112 to the Greater Dandenong Planning Scheme' and must be sent to Manager Planning and Design, Greater Dandenong City Council, PO Box 200, Dandenong, Victoria 3175.

MR JODY BOSMAN
Manager Planning and Design
Greater Dandenong City Council

Planning and Environment Act 1987
GREATER GEELONG PLANNING SCHEME

Notice of Preparation of Amendment
Amendment C127
Authorisation A1594

The Greater Geelong City Council has prepared Amendment C127 to the Greater Geelong Planning Scheme.

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

The land affected by the Amendment includes land liable to inundation in Little River,

Point Wilson and Avalon and land subject to overland flows resulting from storm events in Corio, Norlane, North Shore, Rippleside, North Geelong, Bell Park Hamlyn Heights, Herne Hill, Geelong West, Newtown, Geelong, Newcomb, Whittington, Moolap and Barwon Heads.

The Amendment proposes to apply the Land Subject to Inundation Overlay and the Special Building Overlay, to the extent identified on the maps which form part of the exhibited Amendment documentation.

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: Greater Geelong City Council, Myers Street Customer Service Centre, Ground Floor, 131 Myers Street, Geelong – 8.00 am to 5.00 pm weekdays; 'Have a Say' section of the City's website, www.geelongaustralia.com.au/council/yoursay; and Department of Planning and Community Development website, www.dpcd.vic.gov.au/planning/publicinspection

For further information about Amendment C127, please contact the City's Strategic Implementation unit on 5272 4820 or via email, strategicplanning@geelongcity.vic.gov.au

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

The closing date for submissions is Monday 28 June 2010. Submissions must be in writing and sent to The Coordinator, Strategic Implementation Unit, City of Greater Geelong, either by mail to PO Box 104, Geelong, Victoria 3220; or by email to strategicplanning@geelongcity.vic.gov.au

JOANNE VAN SLAGEREN
Manager City Development

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

Planning and Environment Act 1987

SOUTH GIPPSLAND PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C54

Authorisation A01647

The South Gippsland Shire Council has prepared Amendment C54 to the South Gippsland Planning Scheme.

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

The land affected by the Amendment is: A) the Leongatha Hospital and surrounding area to a maximum radius of approximately 800 metres from the Hospital helipad site; and B) the Foster Hospital helipad (Foster Recreation Reserve oval) and the surrounding area to a maximum radius of approximately 1 kilometre. The Amendment C54 exhibition maps (DDO maps) show the exact details of the extent of the proposed controls.

The Amendment proposes to introduce two Design and Development Overlay Schedules to both Leongatha and Foster helipad sites and their surrounds for the purpose of introducing planning permit requirements for buildings and works likely to affect safe helicopter access to the helipads.

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, South Gippsland Shire Council, 9 Smith Street, Leongatha; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is 28 June 2010. Submissions must be sent to Ken Griffiths, Strategic Planning Officer, South Gippsland Shire Council, Private Bag 4, Leongatha 3953.

CHRIS WIGHTMAN
Manager Planning and Building

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

ALCORN, Malcolm Leslie, late of Brunswick Manor (Hostel), 17 Egginton Street, Brunswick West, Victoria 3055, pensioner, deceased, who died on 6 February 2010.

CSOKA, Imre, also known as John CSOKA, late of 250 Wallis Road, Broadford, Victoria 3658, quality control technician and farmer, deceased, who died on 31 December 2009.

GALLAGHER, John Vaughan, late of 3/552 Moreland Road, Brunswick West, Victoria 3055, deceased, who died on 22 February 2010.

HADLER, Arthur, late of Irvin House Nursing Home, Cobram, Victoria 3643, deceased, who died on 25 March 2010.

HREN, Vid, late of Bethlehem Hospital Inc., 476 Kooyong Road, Caulfield, Victoria 3162, pensioner, deceased who died on 10 January 2010.

MANN, Brenda Ann, late of Unit 166, Summerhill Village, 2 Gremel Road, Reservoir, Victoria 3073, pensioner, deceased, who died on 26 January 2010.

MARTIN, George, late of 1/30 Fehon Street, Yarraville, Victoria 3013, engineer, deceased, who died on 8 February 2010.

SCOTT, Bruce Victor, late of 2/38 Orbit Drive, Whittington, Victoria 3219, pensioner, deceased, who died on 2 March 2010.

STEWART-CAMERON, Gavin, also known as Gavin Seton CAMERON, late of Unit 1, Waldreas Village, The Manor, 211–217 Wantirna Road, Ringwood, Victoria 3134, nurse, deceased, who died on 16 February 2010.

TAAFFE, Sheila Lilian, late of Epping Nursing Home, 30 Epping Road, Epping, Victoria 3076, pensioner, deceased, who died on 11 March 2010.

VAUGHAN, Gwendoline Michele, also known as Gwendolyn VAUGHAN, late of 3 Homestead Close, Croydon South, Victoria 3136, deceased, who died on 30 March 2010.

Dated 19 May 2010

ROD SKILBECK
Manager
Client Services

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 3 August 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.

CAMERON, Graham John, late of Unit 50/1 Holmes Street, Northcote, Victoria 3070, deceased, who died on 9 March 2010.

CURRAN, Naomi Mary, late of 1 Hinkler Road, Glen Waverley, Victoria 3150, retired, deceased, who died on 27 April 2010.

HREN, Nichola, late of Unit 15/55 Clow Street, Dandenong, Victoria 3175, deceased, who died on 25 April 1994.

NIMMO, Frances Carlin, late of 3 Allen Street, Laverton, Victoria 3028, pensioner, deceased, who died on 31 January 2010.

PARKER, Marjorie Beryl, late of 5 Birch Street, Caulfield South, Victoria 3162, retired, deceased, who died on 26 February 2010.

PLUMMER, Freda Gertrude, Victoria Grange Aged Care, 502–514 Burwood Highway, Vermont South, Victoria 3133, deceased, who died on 21 December 2009.

Dated 25 May 2010

ROD SKILBECK
Manager
Client Services

EXEMPTION

Application No. A104/2010

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 Central Highlands Women's Collective Inc. (the applicant). The application for exemption is to enable the applicant to advertise for and employ only women within its service.

Upon reading the material submitted in support of the application, including the affidavit of Anita Koelle, 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 within its service.

In granting this exemption the Tribunal noted:

- The applicant has previously been granted exemptions of the same kind by the Tribunal, being A6/1992, A43/1999, A385/2003 and A13/2007.
- The applicant wishes to continue to provide a service for women and children experiencing the impact of family violence and firmly believes that female staff are best able to meet the needs of the users of the applicant's service.

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 within its service.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 26 May 2013.

Dated 24 May 2010

A. DEA
Member

EXEMPTION

Application No. A119/2010

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 83 of the **Equal Opportunity Act 1995** by St Michael's Grammar School (the applicant) for exemption from sections 37, 42, 100 and 195 of that Act. The application for exemption is to enable the applicant to engage in the specified conduct.

In this exemption, 'specified conduct' means any of the following –

- (a) to advertise for prospective female students to enter the applicant's school so as to promote an equal gender balance at the school;

- (b) to structure waiting lists, to allocate student placements, and to offer bursaries, scholarships and enrolments targeted at prospective and existing female students, so as to promote an equal gender balance at the school; and
- (c) to advertise these matters.

Upon reading the material submitted in support of the application, including the affidavit of Simon Gipson, Head of the applicant school and the Decision and Reasons for Decision given by the Tribunal in an earlier exemption application (A100/2007), the Tribunal is satisfied that it is appropriate to grant an exemption from sections 37, 42, 100 and 195 of the Act to enable it to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- It continues to be the case that the applicant is committed to coeducation and implementing the philosophy of equal opportunity. It seeks to maximise the advantages of coeducation by seeking to establish a 50/50 gender balance.
- The statistical information included in the application shows that, since the exemption was granted in 2007, the overall number of female students has increased but the total figure remains at less than 50%. In 2007 the proportion of female students attending the school was 44.9%. In 2008 the proportion of female students increased to 46.4%; in 2009 that figure declined to 45.9% and in 2010 it rose to 46.3%. The information shows that since 2007 there have been increases in the number of female students in certain year levels. The information also shows that in some year levels the percentage of female students is significantly less than the overall figures.

The Tribunal hereby grants an exemption to the applicant from the operation of sections 37, 42, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 26 May 2013.

Dated 24 May 2010

A. DEA
Member

EXEMPTION

Application No. A108/2010

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 Health, Aboriginal Health Branch (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Aboriginal or Torres Strait Islander person as Aboriginal Health Partnership Officer.

Upon reading the material submitted in support of the application, including the affidavit of Janet Laverick, 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 an Aboriginal or Torres Strait Islander person to fill the position of Aboriginal Health Partnership Officer.

In granting this exemption the Tribunal noted:

- In April 2002 the Council of Australian Governments commissioned a Steering Committee to produce a regular report about key indicators of Indigenous disadvantage. The report's objective is to inform Australian governments about whether policy programs and interventions are achieving positive outcomes for Aboriginal people. A survey undertaken by the Australian Government's Productivity Commission in 2005, which focussed on Aboriginal labour force participation and unemployment as an indicator of living standards and overall wellbeing, found that in 2002 52.1% of all Indigenous people aged 18 years and over were participating in the labour force, compared with 67.2% of non-Indigenous people.

- The research relied on in the report showed that Indigenous people may become discouraged about seeking work because they believe that there is not a suitable job in their area, the costs of searching for work are too great or they believe they do not have the appropriate skills or qualifications required. Compared with the broader Australian community, Indigenous people are more likely to be discouraged from looking for work. Jobseeker discouragement can, therefore, be an important determinant of labour force participation and so participation in economic life more generally.
- In May 2009 the Victorian State Government announced four-year funding to be committed towards the Australian Health National Partnership. Some of that funding has been allocated towards addressing Aboriginal health workforce needs over the next four years. Closing the Gap Regional Steering Committees have been established to consult with key stakeholders about how to achieve the aims of: increasing the supply of Victorian Aboriginal Health Workers; maintaining the existing workforce; and building efficiency through improved business practices and multidisciplinary approaches. The funding also provides an opportunity for Aboriginal people to live and work in their local area and to have a positive impact on the health and wellbeing of their own communities.
- The position of Aboriginal Health Partnership Officer plays a crucial role in the execution of the Hume Region Closing the Gap in Aboriginal Health Implementation Plan (the Plan). The role involves building meaningful and ongoing relationships with health service providers to increase utilisation of mainstream services systems by Aboriginal people.
- The Aboriginal Health Partnership Officer will be responsible for a number of matters including: providing support to the Lower Hume and Central Hume Community Committees through taking on the role of Department of Health sponsor on these Committees; resourcing and advising the Committees; providing information and change management advice and support to health services in the Region to promote Committee initiatives; providing information to Aboriginal community members about the Plan; working with the Mungabareena and Rumbalara Aboriginal Co-operatives to advertise and recruit Partnership Managers and work closely with the persons appointed to those roles; and build partnerships between the Department of Health, Aboriginal Community Controlled Organisations, health services, Divisions of General Practice and other relevant stakeholders to support implementation of the Plan.
- The Partnership Officer will work with Aboriginal communities, Aboriginal Controlled Community Organisations, health service providers and staff from a variety of Government and non-government organisations in the Hume region. The credibility of the incumbent in the eyes of the Aboriginal community will be a critical factor in terms of the person's ability to influence or negotiate beneficial change and meet the Plan's performance indicators and targets. The incumbent is required to work within a complex cultural and political environment in order to achieve the Plan's aims. The credibility of the incumbent is influenced by the degree to which that person can be trusted by Aboriginal communities. That in turn is influenced by historical events such as those relating to the 'Stolen Generations'. In discussions about Aboriginal health and wellbeing an Aboriginal or Torres Strait Islander person is afforded a much higher degree of trust than a person not of Aboriginal or Torres Strait Islander descent. A way in which Aboriginal communities believe that trust is built between communities and Government organisations is through the employment of Aboriginal or Torres Strait Islander people in positions which are intended to bridge the cultural divide and positively impact on Aboriginal people's health and wellbeing. Accordingly, an Aboriginal or Torres Strait Islander person is sought to fill this role.

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 an Aboriginal or Torres Strait Islander person as Aboriginal Health Partnership Officer.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 26 May 2013.

Dated 24 May 2010

A. DEA
Member

EXEMPTION

Application No. A109/2010

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 Health, Aboriginal Health Branch (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Aboriginal or Torres Strait Islander person as Partnership Manager: Closing the Aboriginal Health Gap in the Central and Upper Hume.

Upon reading the material submitted in support of the application, including the affidavit of Janet Laverick, 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 an Aboriginal or Torres Strait Islander person to fill the position of Partnership Manager: Closing the Aboriginal Health Gap in the Central and Upper Hume.

In granting this exemption the Tribunal noted:

- In April 2002 the Council of Australian Governments commissioned a Steering Committee to produce a regular report about key indicators of Indigenous disadvantage. The report's objective is to inform Australian governments about whether policy programs and interventions are achieving positive outcomes for Aboriginal people. A survey undertaken by the Australian Government's Productivity Commission in 2005, which focussed on Aboriginal labour force participation and unemployment as an indicator of living standards and overall wellbeing, found that in 2002 52.1% of all Indigenous people aged 18 years and over were participating in the labour force, compared with 67.2% of non-Indigenous people.
- The research relied on in the report showed that Indigenous people may become discouraged about seeking work because they believe that there is not a suitable job in their area, the costs of searching for work are too great or they believe they do not have the appropriate skills or qualifications required. Compared with the broader Australian community, Indigenous people are more likely to be discouraged from looking for work. Jobseeker discouragement can, therefore, be an important determinant of labour force participation and so participation in economic life more generally.
- In May 2009 the Victorian State Government announced four-year funding to be committed towards the Australian Health National Partnership. Some of that funding has been allocated towards addressing Aboriginal health workforce needs over the next four years. Closing the Gap Regional Steering Committees have been established to consult with key stakeholders about how to achieve the aims of: increasing the supply of Victorian Aboriginal Health Workers; maintaining the existing workforce; and building efficiency through improved business practices and multidisciplinary approaches. The funding also provides an opportunity for Aboriginal people to live and work in their local area and to have a positive impact on the health and wellbeing of their own communities.
- The position of Partnership Manager plays a crucial role in the execution of the Hume Region Closing the Gap in Aboriginal Health Implementation Plan (the Plan). The position is based at Mungabareena Aboriginal Cooperative in Wodonga. The role involves building meaningful and ongoing relationships with health service providers to increase utilisation of mainstream services systems by Aboriginal people.
- The Partnership Manager will be responsible for a number of matters including: resourcing, advising and supporting the Hume Region Closing the Health Gap Steering Committee; providing support to the Working Groups established to lead the work in the Region's Plan, in particular the Working Group established to lead the cultural competency project; leading activities undertaken to ensure that Aboriginal Community members in the Region have the skills and confidence to participate in local Cultural Competency Training and to be involved in review and evaluation activities; providing information and change management advice and support to hospitals and primary care organisations in the Region which are involved in

implementing the priorities outlined in the Plan; project management of activities, project workers and consultants engaged to deliver on key components of the Region's Plan; building partnerships between the Aboriginal Community Controlled Organisations, hospitals and primary care agencies, Divisions of General Practice and non-government organisations in the Region to support the achievement of the Plan; and engaging the Aboriginal Communities in the Region in all aspects of the Plan including program development, change management and evaluation.

- The Partnership Manager will work with Aboriginal communities, Aboriginal Controlled Community Organisations, health service providers and staff from a variety of Government and non-government organisations in the Hume region. The credibility of the incumbent in the eyes of the Aboriginal community will be a critical factor in terms of the person's ability to influence or negotiate beneficial change and meet the Plan's performance indicators and targets. The incumbent is required to work within a complex cultural and political environment in order to achieve the Plan's aims. The credibility of the incumbent is influenced by the degree to which that person can be trusted by Aboriginal communities. That in turn is influenced by historical events such as those relating to the 'Stolen Generations'. In discussions about Aboriginal health and wellbeing an Aboriginal or Torres Strait Islander person is afforded a much higher degree of trust than a person not of Aboriginal or Torres Strait Islander descent. A way in which Aboriginal communities believe that trust is built between communities and Government organisations is through the employment of Aboriginal or Torres Strait Islander people in positions which are intended to bridge the cultural divide and positively impact on Aboriginal people's health and wellbeing. Accordingly, an Aboriginal or Torres Strait Islander person is sought to fill this role.

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 an Aboriginal or Torres Strait Islander person as Partnership Manager: Closing the Aboriginal Health Gap in the Central and Upper Hume.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 26 May 2013.

Dated 24 May 2010

A. DEA
Member

EXEMPTION

Application No. A110/2010

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 Health, Aboriginal Health Branch (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Aboriginal or Torres Strait Islander person as Partnership Manager: Closing the Aboriginal Health Gap in the Lower Hume and Goulburn Valley.

Upon reading the material submitted in support of the application, including the affidavit of Janet Laverick, 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 an Aboriginal or Torres Strait Islander person to fill the position of Partnership Manager: Closing the Aboriginal Health Gap in the Lower Hume and Goulburn Valley.

In granting this exemption the Tribunal noted:

- In April 2002 the Council of Australian Governments commissioned a Steering Committee to produce a regular report about key indicators of Indigenous disadvantage. The report's objective is to inform Australian governments about whether policy programs and interventions are achieving positive outcomes for Aboriginal people. A survey undertaken

by the Australian Government's Productivity Commission in 2005, which focussed on Aboriginal labour force participation and unemployment as an indicator of living standards and overall wellbeing, found that in 2002 52.1% of all Indigenous people aged 18 years and over were participating in the labour force, compared with 67.2% of non-Indigenous people.

- The research relied on in the report showed that Indigenous people may become discouraged about seeking work because they believe that there is not a suitable job in their area, the costs of searching for work are too great or they believe they do not have the appropriate skills or qualifications required. Compared with the broader Australian community, Indigenous people are more likely to be discouraged from looking for work. Jobseeker discouragement can, therefore, be an important determinant of labour force participation and so participation in economic life more generally.
- In May 2009 the Victorian State Government announced four-year funding to be committed towards the Australian Health National Partnership. Some of that funding has been allocated towards addressing Aboriginal health workforce needs over the next four years. Closing the Gap Regional Steering Committees have been established to consult with key stakeholders about how to achieve the aims of: increasing the supply of Victorian Aboriginal Health Workers; maintaining the existing workforce; and building efficiency through improved business practices and multidisciplinary approaches. The funding also provides an opportunity for Aboriginal people to live and work in their local area and to have a positive impact on the health and wellbeing of their own communities.
- The position of Partnership Manager plays a crucial role in the execution of the Hume Region Closing the Gap in Aboriginal Health Implementation Plan (the Plan). The position is based at Rumbalara Aboriginal Cooperative in Shepparton. The role involves building meaningful and ongoing relationships with health service providers to increase utilisation of mainstream services systems by Aboriginal people.
- The Partnership Manager will be responsible for a number of matters including: resourcing, advising and supporting the Hume Region Closing the Health Gap Steering Committee; providing support to the Working Groups established to lead the work in the Region's Plan, in particular the Working Group established to lead the cultural competency project; leading activities undertaken to ensure that Aboriginal Community members in the Region have the skills and confidence to participate in local Cultural Competency Training and to be involved in review and evaluation activities; providing information and change management advice and support to hospitals and primary care organisations in the Region which are involved in implementing the priorities outlined in the Plan; project management of activities, project workers and consultants engaged to deliver on key components of the Region's Plan; building partnerships between the Aboriginal Community Controlled Organisations, hospitals and primary care agencies, Divisions of General Practice and non-government organisations in the Region to support the achievement of the Plan; and engaging the Aboriginal Communities in the Region in all aspects of the Plan including program development, change management and evaluation.
- The Partnership Manager will work with Aboriginal communities, Aboriginal Controlled Community Organisations, health service providers and staff from a variety of Government and non-government organisations in the Hume region. The credibility of the incumbent in the eyes of the Aboriginal community will be a critical factor in terms of the person's ability to influence or negotiate beneficial change and meet the Plan's performance indicators and targets. The incumbent is required to work within a complex cultural and political environment in order to achieve the Plan's aims. The credibility of the incumbent is influenced by the degree to which that person can be trusted by Aboriginal communities. That in turn is influenced by historical events such as those relating to the 'Stolen Generations'. In discussions about Aboriginal health and wellbeing an Aboriginal or Torres Strait Islander person is afforded a much higher degree of trust than a person not

of Aboriginal or Torres Strait Islander descent. A way in which Aboriginal communities believe that trust is built between communities and Government organisations is through the employment of Aboriginal or Torres Strait Islander people in positions which are intended to bridge the cultural divide and positively impact on Aboriginal people's health and wellbeing. Accordingly, an Aboriginal or Torres Strait Islander person is sought to fill this role.

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 an Aboriginal or Torres Strait Islander person as Partnership Manager: Closing the Aboriginal Health Gap in the Lower Hume and Goulburn Valley.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 26 May 2013.

Dated 24 May 2010

A. DEA
Member

EXEMPTION

Application No. A111/2010

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 Health, Aboriginal Health Branch (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Aboriginal or Torres Strait Islander person as Senior Project Officer: Closing the Aboriginal Health Gap in Central Hume.

Upon reading the material submitted in support of the application, including the affidavit of Janet Laverick, 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 an Aboriginal or Torres Strait Islander person to fill the position of Senior Project Officer: Closing the Aboriginal Health Gap in Central Hume.

In granting this exemption the Tribunal noted:

- In April 2002 the Council of Australian Governments commissioned a Steering Committee to produce a regular report about key indicators of Indigenous disadvantage. The report's objective is to inform Australian governments about whether policy programs and interventions are achieving positive outcomes for Aboriginal people. A survey undertaken by the Australian Government's Productivity Commission in 2005, which focussed on Aboriginal labour force participation and unemployment as an indicator of living standards and overall wellbeing, found that in 2002 52.1% of all Indigenous people aged 18 years and over were participating in the labour force, compared with 67.2% of non-Indigenous people.
- The research relied on in the report showed that Indigenous people may become discouraged about seeking work because they believe that there is not a suitable job in their area, the costs of searching for work are too great or they believe they do not have the appropriate skills or qualifications required. Compared with the broader Australian community, Indigenous people are more likely to be discouraged from looking for work. Jobseeker discouragement can, therefore, be an important determinant of labour force participation and so participation in economic life more generally.
- In May 2009 the Victorian State Government announced four-year funding to be committed towards the Australian Health National Partnership. Some of that funding has been allocated towards addressing Aboriginal health workforce needs over the next four years. Closing the Gap Regional Steering Committees have been established to consult with key stakeholders about how to achieve the aims of: increasing the supply of Victorian Aboriginal Health Workers; maintaining the existing workforce; and building efficiency through improved

business practices and multidisciplinary approaches. The funding also provides an opportunity for Aboriginal people to live and work in their local area and to have a positive impact on the health and wellbeing of their own communities.

- The position of Senior Project Officer is based in Wangaratta with outreach work to be undertaken in Mansfield, Benalla and other parts of Central Hume as required. The position plays a crucial role in the execution of the Hume Region Closing the Gap in Aboriginal Health Implementation Plan (the Plan). The role involves building meaningful and ongoing relationships with health service providers to increase utilisation of mainstream services systems by Aboriginal people.
- The Senior Project Officer will be responsible for a number of matters including: developing and implementing strategies to engage the Aboriginal Communities living in the Shires of Wangaratta, Benalla, Mansfield and Alpine to identify and document health needs and priorities; engage and build relationships with the primary care services and general practices in the Central Hume, in particular the hospitals, the Mungabareena Aboriginal Cooperative, the Shires of Wangaratta, Benalla, Mansfield and Alpine, the community health services and the North East Victoria Division of General Practice to identify and document health needs and priorities; develop and implement strategies to engage the Aboriginal communities and the primary care providers in the development of a culturally appropriate model of health care in Central Hume; prepare a submission outlining the health needs and priorities and proposed model of care for consideration by the Hume Region Closing the Health Gap Steering Committee; and prepare an implementation plan to guide the roll-out of the model and support the implementation of the model and other projects being rolled-out in the Region.
- The Senior Project Officer will work with Aboriginal communities, Aboriginal Controlled Community Organisations, health service providers and staff from a variety of Government and non-government organisations. The credibility of the incumbent in the eyes of the Aboriginal community will be a critical factor in terms of the person's ability to influence or negotiate beneficial change and meet the Plan's performance indicators and targets. The incumbent is required to work within a complex cultural and political environment in order to achieve the Plan's aims. The credibility of the incumbent is influenced by the degree to which that person can be trusted by Aboriginal communities. That in turn is influenced by historical events such as those relating to the 'Stolen Generations'. In discussions about Aboriginal health and wellbeing an Aboriginal or Torres Strait Islander person is afforded a much higher degree of trust than a person not of Aboriginal or Torres Strait Islander descent. A way in which Aboriginal communities believe that trust is built between communities and Government organisations is through the employment of Aboriginal or Torres Strait Islander people in positions which are intended to bridge the cultural divide and positively impact on Aboriginal people's health and wellbeing. Accordingly, an Aboriginal or Torres Strait Islander person is sought to fill this role.

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 an Aboriginal or Torres Strait Islander person as Senior Project Officer: Closing the Aboriginal Health Gap in Central Hume.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 26 May 2013.

Dated 24 May 2010

A. DEA
Member

EXEMPTION

Application No. A112/2010

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 Health, Aboriginal Health Branch (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Aboriginal or Torres Strait Islander person as a Senior Project Officer: Closing the Aboriginal Health Gap in Lower Hume.

Upon reading the material submitted in support of the application, including the affidavit of Janet Laverick, 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 an Aboriginal or Torres Strait Islander person to fill the position of Senior Project Officer: Closing the Aboriginal Health Gap in Lower Hume.

In granting this exemption the Tribunal noted:

- In April 2002 the Council of Australian Governments commissioned a Steering Committee to produce a regular report about key indicators of Indigenous disadvantage. The report's objective is to inform Australian governments about whether policy programs and interventions are achieving positive outcomes for Aboriginal people. A survey undertaken by the Australian Government's Productivity Commission in 2005, which focussed on Aboriginal labour force participation and unemployment as an indicator of living standards and overall wellbeing, found that in 2002 52.1% of all Indigenous people aged 18 years and over were participating in the labour force, compared with 67.2% of non-Indigenous people.
- The research relied on in the report showed that Indigenous people may become discouraged about seeking work because they believe that there is not a suitable job in their area, the costs of searching for work are too great or they believe they do not have the appropriate skills or qualifications required. Compared with the broader Australian community, Indigenous people are more likely to be discouraged from looking for work. Jobseeker discouragement can, therefore, be an important determinant of labour force participation and so participation in economic life more generally.
- In May 2009 the Victorian State Government announced four-year funding to be committed towards the Australian Health National Partnership. Some of that funding has been allocated towards addressing Aboriginal health workforce needs over the next four years. Closing the Gap Regional Steering Committees have been established to consult with key stakeholders about how to achieve the aims of: increasing the supply of Victorian Aboriginal Health Workers; maintaining the existing workforce; and building efficiency through improved business practices and multidisciplinary approaches. The funding also provides an opportunity for Aboriginal people to live and work in their local area and to have a positive impact on the health and wellbeing of their own communities.
- The position of Senior Project Officer is based in Seymour with outreach work to be undertaken in Broadford, Wallan and other parts of Lower Hume as required. The position plays a crucial role in the execution of the Hume Region Closing the Gap in Aboriginal Health Implementation Plan (the Plan). The role involves building meaningful and ongoing relationships with health service providers to increase utilisation of mainstream services systems by Aboriginal people.
- The Senior Project Officer will be responsible for a number of matters including: developing and implementing strategies to engage the Aboriginal Communities living in the Shires of Mitchell and Murrindindi to identify and document health needs and priorities; engage and build relationships with the primary care services and general practices in the Lower Hume, in particular the four hospitals, the Rumbalara Aboriginal Cooperative, the Shires of Mitchell and Murrindindi, the Mitchell Community Health Service, Family Care and the Goulburn Valley Division of General Practice to identify and document health needs and priorities;

develop and implement strategies to engage the Aboriginal communities and the primary care providers in the development of a culturally appropriate model of health care in Lower Hume; prepare a submission outlining the health needs and priorities and proposed model of care for consideration by the Hume Region Closing the Health Gap Steering Committee; and prepare an implementation plan to guide the roll-out of the model and support the implementation of the model and other projects being rolled-out in the Region.

- The Senior Project Officer will work with Aboriginal communities, Aboriginal Controlled Community Organisations, health service providers and staff from a variety of Government and non-government organisations. The credibility of the incumbent in the eyes of the Aboriginal community will be a critical factor in terms of the person's ability to influence or negotiate beneficial change and meet the Plan's performance indicators and targets. The incumbent is required to work within a complex cultural and political environment in order to achieve the Plan's aims. The credibility of the incumbent is influenced by the degree to which that person can be trusted by Aboriginal communities. That in turn is influenced by historical events such as those relating to the 'Stolen Generations'. In discussions about Aboriginal health and wellbeing an Aboriginal or Torres Strait Islander person is afforded a much higher degree of trust than a person not of Aboriginal or Torres Strait Islander descent. A way in which Aboriginal communities believe that trust is built between communities and Government organisations is through the employment of Aboriginal or Torres Strait Islander people in positions which are intended to bridge the cultural divide and positively impact on Aboriginal people's health and wellbeing. Accordingly, an Aboriginal or Torres Strait Islander person is sought to fill this role.

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 an Aboriginal or Torres Strait Islander person as Senior Project Officer: Closing the Aboriginal Health Gap in Lower Hume.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 26 May 2013.

Dated 24 May 2010

A. DEA
Member

EXEMPTION

Application No. A56/2010

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 Bizzy Belle Pty Ltd trading as Dinner At Eight (the applicant) for exemption from sections 42, 100 and 195 of that Act. The application for exemption is to enable the applicant to –

- (a) refuse to provide its service to a person who is married and not separated from their spouse;
- (b) obtain information from clients and potential clients of its service for the purpose of matching those clients and potential clients, including information about the attributes (within the meaning of the Act) of those clients and potential clients;
- (c) advise potential clients that, because of their attributes and the attributes preferred by the clients of the service, it will be difficult to find a match for them, where this advice is based on information in the possession of the service;
- (d) to charge no membership fee or a discounted membership fee for prospective clients of a particular sex or age group;
- (e) to advertise for potential clients from a particular sex or age group;
- (f) to state in advertisements for potential clients that an application from a person who is married and not separated from their spouse will not be accepted.

This conduct is called the exempt conduct.

Upon reading the material submitted in support of the application, and after hearing from Isabella Depetro, the Tribunal is satisfied that it is appropriate to grant the exemption from sections 42, 100 and 195 of the Act to enable the applicant to engage in the exempt conduct.

The Tribunal hereby grants the exemption to the applicant from the operation of sections 42, 100 and 195 of the Act to enable the applicant to engage in the exempt conduct.

Paragraph (c) of the definition of exempt conduct does not permit the applicant to refuse to provide the service of its agency to any person unless it would be an offence for the introduction agent to enter into an introduction agreement with that person under section 33 of the **Introduction Agents Act 1997**.

Paragraphs (d) and (e) of the definition of exempt conduct only permit the applicant to charge no fees or discounted fees or to advertise in respect of people of a particular sex or age group if the applicant considers that this is necessary to encourage people in those groups to join its service to correct an imbalance in the representation of those groups among the applicant's existing clients.

This exemption does not limit sections 33 and 34 of the **Introduction Agents Act 1997**.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 13 May 2013.

Dated 10 May 2010

MRS A. COGHLAN
Deputy President

EXEMPTION

Application No. A57/2010

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 Rumbalara Aboriginal Co-Operative Ltd (the applicant). The application for exemption is to enable the applicant and its partners, providers, contractors and subcontractors to give preference to Aboriginal persons in respect of employment and other services with respect to the development of a mix of accommodation and community facilities and their subsequent operation at 240 Verney Road, Shepparton (the specified conduct).

Upon reading the material submitted in support of the application, including the evidence of Felicia Dean, the Chief Executive Officer of the applicant, and the submissions of Julie Maxfield, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 13, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- The applicant is an Aboriginal organisation based in the Greater Shepparton area, the purposes and activities of which include the provision of accommodation, health, social and cultural services to Aboriginal persons and the creation of employment opportunities for Aboriginal persons.
- The applicant intends to undertake a substantial development on land located at 240 Verney Road, Shepparton ('property'). It is the applicant's goal to provide various services to Aboriginal persons at the property including accommodation, health services, social and cultural activities, training, education and other services and opportunities. Importantly, the applicant aims to provide training and employment opportunities to Aboriginal persons both during the construction of the intended development at the property and in the ongoing operations at the property following the construction phase.
- The applicant is party to a deed dated 21 December 2009 with the Indigenous Land Corporation ('ILC') (a statutory corporation established under the **Aboriginal and Torres Strait Islander Act 2005** (Cth) ('ATSI Act')) pursuant to which the ILC has agreed to make a grant of the land comprising the property to the applicant.

- As a condition of the acquisition of the property from the ILC, the applicant has made representations to the ILC that the construction and operation of the various proposed developments on the property will create employment opportunities for Aboriginal persons. The ILC Deed requires the applicant to report to the ILC in respect of ‘the benefits that have accrued to Indigenous persons arising from the activities undertaken on the Land (including the number of Indigenous persons employed and the number of Indigenous persons undergoing and who have completed vocational and other training)’.
- The applicant has received an approval in principle from the Commonwealth Department of Health and Ageing (‘DoHA’) to provide recurrent funding for 30 Aboriginal residential aged care residents pursuant to the National Aboriginal and Torres Strait Islander Flexible Aged Care Program. It has also received a grant of \$8,964,000 (‘ACF Grant’) via DoHA (allocated from the Rural and Regional Building Fund) to fund the construction of the ACF on the property to accommodate the residential care residents.
- It is a condition of the ACF Grant that the ACF be used to provide ‘quality, flexible, culturally appropriate aged care, to older members of Aboriginal and Torres Strait Islander people communities, close to their home and community’.
- The applicant has also entered into an Agreement to Lease dated 23 June 2009 with Rural Housing Network Ltd (‘RHNL’) in respect of part of the property for the purposes of RHNL constructing the assisted living units (ALUs). RHNL is a Registered Housing Association under the **Housing Act 1983** (Vic.) whose purposes and activities include working in partnership with Government, business, communities and individuals to develop and provide a full range of quality housing and homelessness services. RHNL has secured funding from the Victorian Office of Housing to support the construction and operation of the ALUs which it is intended will provide low cost supported accommodation for Aboriginal persons including the aged.
- RHNL has agreed with the applicant that it will use all reasonable endeavours to maximise the employment opportunities for Aboriginal persons during the course of the construction of the ALUs and in the subsequent operation and management of the ALUs.
- The applicant has received a grant of \$1,999,564.00 (‘DEEWR Grant’) via the Commonwealth Department of Education, Employment and Workplace Relations (allocated from the Australian Government Jobs Fund) to fund the construction of the Community Centre. The purpose of the grant is to:

‘create construction jobs and associated training opportunities by building community infrastructure for the Indigenous community. The intention is to foster increased participation by Indigenous workers in the construction and aged care industries by building a Community Centre on Indigenous owned land as part of an aged care facility and maximising opportunities for training and employment of Indigenous workers.’
- It is a condition of the DEEWR Grant that the applicant uses the funds to fulfil this purpose and seek to achieve various milestones including the creation of employment positions for Indigenous persons both during and after the construction of the community centre.
- In the process of constructing the various facilities, the applicant, RHNL, other partners and providers and their various contractors and sub-contractors, seek to give preference to Aboriginal persons in respect of the selection of contractors and employees.
- The applicant seeks to discriminate in this way in order to:
 - (a) seek to assist in addressing the significant disadvantages faced by Aboriginal persons in obtaining training and employment opportunities (DEEWR statistics suggest that the rate of unemployment amongst Aboriginal persons in the Greater Shepparton area is around 20–40%); and
 - (b) comply with the various funding and other arrangements detailed above to enable the intended development to proceed in order to enable the delivery of accommodation, assistance, services and other social and cultural benefits to Aboriginal persons in the Greater Shepparton area.

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 engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 13 May 2013.

Dated 11 May 2010

MRS A. COGHLAN
Deputy President

Department of Treasury and Finance

**SALE OF CROWN LAND
BY PUBLIC AUCTION**

On 18 June 2010 at 1.00 pm on site

Reference: 09/201.

Address of Property: 132A High Street, Charlton.

Crown Description: Crown Allotment 11^A, Section 6^A Township of Charlton, Parish of Charlton East.

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

Area: 3,205 m².

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

Selling Agent: Getley & Sons, 38 Mildura Way, Charlton, Vic. 3525.

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

Accident Towing Services Act 2007

ROADS CORPORATION

Tow Truck Application

Notice is hereby given that the following application will be considered by the Roads Corporation after 29 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 24 June 2010.

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

Emilio M. Parente

Application for variation of conditions of tow truck licence number TOW946 which authorises the licensed vehicle to be managed, controlled and operated from depot situated at 152 Great Alpine Road, Harrietville, Victoria 3841 to change the depot address to 38-40 Churchill Avenue, Bright, Victoria 3741.

Dated 27 May 2010

DON HOGBEN

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

Children's Services Act 1996

NOTICE OF EXEMPTION

Under section 29A(2) of the **Children's Services Act 1996**, the Secretary, Department of Education and Early Childhood Development, hereby declares that the Deans Marsh Community Cottage, licence ID 3961 ('the service'), is exempt from the qualified staff member requirements as set out in regulation 55(2)(a) (ii), 55(2)(b)(ii) and 55(3) of the Children's Services Regulations 2009.

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

Dated 19 May 2010

PROFESSOR PETER DAWKINS
Secretary
Department of Education and
Early Childhood Development

Education and Training Reform Act 2006

NOTICE OF ORDER

Notice is given that an Order dissolving Fawkner Secondary College Council was made under section 2.3.2(6) of the **Education and Training Reform Act 2006** on 19 May 2010.

The general purpose of the Order (No. 316) is to constitute John Fawkner Secondary College Council and provide for the dissolution and succession of Fawkner Secondary College Council.

BRONWYN PIKE, MP
Minister for Education

Legal Profession Act 2004

LEGAL SERVICES BOARD (VICTORIA)

Election of Members of the Board

Pursuant to regulation 6.2.25 (2) of the Legal Profession Regulations 2005, I hereby declare the following candidates elected to fill the vacancies on the Legal Services Board:

Advocate member – one vacancy

Peter Jopling

Non-advocate member – two vacancies

David John Faram

Richard Fleming

Dated 24 May 2010

ROGER MILLAR
Election Manager

08898 Folio 382 under the **Transfer of Land Act 1958**, is cancelled.

Dated 14 May 2010

CLAIRE NOONE
Director
Consumer Affairs Victoria

Retirement Villages Act 1986

SECTION 32

Extinguishment of Retirement Village Charge

I hereby declare that, pursuant to section 29 of the **Retirement Villages Act 1986**, Retirement Village Charge AE181136D, created on 14 February 2006 on Certificate of Title Volume 08898 Folio 382 under the **Transfer of Land Act 1958**, is extinguished.

Dated 14 May 2010

CLAIRE NOONE
Director
Consumer Affairs Victoria

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

DEPARTMENT OF PRIMARY INDUSTRIES

Exemption of Land from an
Exploration or Mining Licence

I, Tony Monardo, Acting Manager Earth Resources Tenements, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources, hereby exempt all that Crown land situated within the boundaries of exploration applications 5284, 5285, 5286, 5287, 5288, 5289 and 5290 from being subject to an exploration licence and a mining licence.

Dated 20 May 2010

TONY MONARDO
Acting Manager Earth Resources Tenements
Earth Resources Division

MEDICAL PRACTITIONERS BOARD
OF VICTORIA

Notice

Re: Dr Cynthia Weinstein

The Medical Practitioners Board of Victoria referred notifications in relation to the professional conduct of Dr Cynthia Weinstein for Formal Hearing by Notice of Formal Hearing on 24 January 2008 and by Amended Notice of Formal Hearing on 10 April 2008. A Panel commenced the Formal Hearing on 14 April 2008 and the matter was adjourned, part heard, on 18 April 2008.

Prior to the resumption of the Formal Hearing, under section 39 of the **Health Professions Registration Act 2005** (HPR Act) Dr Weinstein surrendered her certificate of registration for personal reasons and requested that the Board cancel her registration as a medical practitioner. The Board subsequently cancelled Dr Weinstein's registration on and from 30 April 2010.

Dr Weinstein has undertaken that, having surrendered her certificate of registration and requested that the Board cancel her registration under section 39 of the HPR Act, Dr Weinstein will not in future apply for registration as a medical practitioner in Victoria or elsewhere in Australia or New Zealand.

Dated 17 May 2010

BERNADETTE BROBERG
Hearings Co-ordinator

Psychologists Registration Act 2000PSYCHOLOGISTS REGISTRATION BOARD
OF VICTORIA

Pursuant to section 48(2)(h) of the **Psychologists Registration Act 2000** (Vic.) the registrant Ms Marta Balan, Registration 1514, is cancelled, effective 22 March 2010.

Retirement Villages Act 1986

SECTION 39

Cancellation of Retirement Village Notice

I hereby declare that, pursuant to section 9 of the **Retirement Villages Act 1986**, Retirement Village Notice AE181135F, registered on 14 February 2006 on Certificate of Title Volume

Fisheries Act 1995**MINISTERIAL DIRECTION SPECIFYING ELIGIBILITY CRITERIA FOR THE RENEWAL OF AQUACULTURE (CROWN LAND – BIVALVE SHELLFISH) LICENCES**

I, Anthony Hurst, Executive Director, Fisheries Victoria, Department of Primary Industries, (as delegate of the Minister for Agriculture) under section 61 of the **Fisheries Act 1995**, make the following direction specifying eligibility criteria that must be met before the renewal of an Aquaculture (Crown Land – Bivalve Shellfish) licence.

Dated 17 May 2010

ANTHONY HURST
Executive Director, Fisheries Victoria
Department of Primary Industries
As delegate of the Minister for Agriculture

1. Objective

The objective of this direction is to specify eligibility criteria that must be met before the renewal of an Aquaculture (Crown Land – Bivalve Shellfish) licence.

2. Authorising provision

This direction is made under section 61 of the **Fisheries Act 1995**.

3. Eligibility criteria

- (1) This clause applies where an Aquaculture (Crown Land – Bivalve Shellfish) licence for a specified area within an aquaculture fisheries reserve, declared under section 88(1) of the Act, is to be renewed.
- (2) An applicant for the renewal of an Aquaculture (Crown Land – Bivalve Shellfish) licence as described in sub-clause 3(1) must satisfy the eligibility criteria set out in sub-clause 3(3).
- (3) The applicant must –
 - (a) Provide an annual review of the classification of the shellfish growing area that includes an update of the sanitary survey in accordance with the Victorian Shellfish Operations Manual or section 20 of the Australian Shellfish Quality Assurance Program Operations Manual; and either
 - (b) Provide evidence that the costs of the water quality monitoring program for the period of the licence to be renewed subsequent to the date this direction was published were incurred by the licence holder; or
 - (c) Provide written evidence from the person or organisation coordinating a collaborative water quality monitoring program that the licence holder contributed an appropriate share of the costs for the collaborative water quality monitoring program undertaken during the period of the licence to be renewed subsequent to the date this direction was published;

for the specified area for which the licence is to be renewed.

**Marine Act 1988****SECTION 15 NOTICE**

I, Diane Julie Bates, the Director of Marine Safety, on the recommendation of Shane Papworth, Land and Water Management Officer, Goulburn–Murray Water (The Waterway Manager for Lake Hume) hereby give notice under subsection 15(1) of the **Marine Act 1988** that:

1. the rules regulating the operation of vessels on the waters of Lake Hume set out in Schedule 95 of Notice No.1 under section 15(2) of the **Marine Act 1988** are hereby revoked; and
2. replaced by the following rules regulating the operation of vessels on the waters of Lake Hume.

SCHEDULE 95**WATERS – LAKE HUME**

Waterway Manager – Goulburn–Murray Water

Vessel Operating and Zoning Rules for water levels above 171.2 metres (11% of capacity) Australian Height Datum (AHD) – as measured at the head gauge board located on the western pier of the Bethanga Bridge crossing of Lake Hume.

1. Access lane for the purposes of Clause 5.
The waters of Lake Hume adjacent to the Apex Park Boat Ramp bounded by two sets of beacons on the shore ^{1,2,5,6} each set having an orange disc on the rear beacon and a black and yellow chequered triangular top mark on the front beacon, and two buoys (in the approximate positions ^{3,4}) are set aside as an access lane.
2. 5 knot speed restriction zones for the purposes of Clause 7.
The following waters of Lake Hume are subject to a 5 knot speed restriction:
 - (a) The bay immediately south of Jackson's Point Reserve west of an imaginary line between two '5 Knot' signs ^{7,8} located on opposite shores at the entrance to the bay, and marked by a buoy on this line;
 - (b) The bay immediately north of Kookaburra Point Reserve west of an imaginary line between two '5 Knot' signs ^{9,10} located on opposite shores near the entrance to the bay, and marked by a buoy on this line;
 - (c) The bay immediately south of Kookaburra Point Reserve west of an imaginary line between two '5 Knot' signs ^{11,12} located on opposite shores near the entrance to the bay, and marked by a buoy on this line.
3. Areas prohibited to vessels for the purposes of Clause 9.
The waters of Lake Hume immediately upstream of the dam wall to a line approximately 200 metres to the southwest running parallel to the dam wall, delineated by 'Stop No Boats' red buoys in the water, and 'Prohibited Water Beyond this Point' signs on the shore ^{13,14} are prohibited to vessels.

Vessel Operating and Zoning Rules for water levels 171.19 metres AHD (11% of capacity) or less – as measured at the head gauge board located on the western pier of the Bethanga Bridge crossing of Lake Hume.

1. 5 knot speed restriction for the purposes of Clause 7.

The waters of Lake Hume bounded by the Bethanga Bridge in the north and an imaginary line running in an easterly direction from a point¹⁵ on the southern end of the Hume Dam wall embankment to a point¹⁶ located on the opposite shore and delineated by buoys on this line in the water except in the Prohibited to Vessels area, are subject to a speed restriction of 5 knots.

2. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Hume immediately upstream of the dam wall to a line approximately 200 metres to the southwest running parallel to the dam wall, delineated by 'Stop No Boats' red buoys in the water, and 'Prohibited Water Beyond this Point' signs on the shore^{13, 14} are prohibited to vessels.

Asset #	Actual Location			
	Decimal Degrees		DMS	
	Latitude	Longitude	Latitude	Longitude
1	-36.089911	147.050575	36° 05' 23.68"	147° 03' 02.07"
2	-36.089921	147.050597	36° 05' 23.72"	147° 03' 02.15"
3	-36.090745	147.053690	36° 05' 26.68"	147° 03' 13.28"
4	-36.093173	147.052167	36° 05' 35.42"	147° 03' 07.80"
5	-36.091583	147.049681	36° 05' 29.70"	147° 02' 58.85"
6	-36.091574	147.049667	36° 05' 29.67"	147° 02' 58.80"
7	-36.123318	147.023599	36° 07' 23.94"	147° 01' 24.96"
8	-36.126892	147.022357	36° 07' 36.81"	147° 01' 20.49"
9	-36.131843	147.018988	36° 07' 54.63"	147° 01' 08.36"
10	-36.134077	147.018216	36° 08' 02.68"	147° 01' 05.58"
11	-36.137653	147.016879	36° 08' 15.55"	147° 01' 00.76"
12	-36.142251	147.014084	36° 08' 32.10"	147° 00' 50.70"
13	-36.106577	147.038156	36° 06' 23.68"	147° 02' 17.36"
14	-36.115789	147.023172	36° 06' 56.84"	147° 01' 23.42"
15	-36.114333	147.023000	36° 06' 51.60"	147° 01' 22.80"
16	-36.114333	147.053767	36° 06' 51.60"	147° 03' 13.56"

Projection: GDA 94

ReferenceNo.9035/09/2218497

Dated 11 May 2010

DIANE JULIE BATES
Director of Marine Safety



Marine Act 1988

SECTION 15 NOTICE

I, Diane Julie Bates, the Director of Marine Safety, on the recommendation of Jeff Harrison, Land and Water Management Officer, Goulburn–Murray Water, hereby give notice under subsection 15(1) of the **Marine Act 1988** that:

1. the rules regulating the operation of vessels on the waters of Laanecoorie Reservoir set out in Schedule 65 of the Notice made under section 15(2) of the **Marine Act 1988** are hereby revoked; and
2. replaced by the following rules regulating the operation of vessels on the waters of Laanecoorie Reservoir

SCHEDULE 65

WATERS – LAANECOORIE RESERVOIR

Waterway Manager – Goulburn–Murray Water

Vessel Operating and Zoning Rules for water levels above 158.430 metres Australian Height Datum (AHD) – being 31.5% of maximum capacity – as measured at the head gauge board located on the main embankment at Laanecoorie Reservoir

Interpretation

In this Schedule –

‘Circuit’ means a path commencing immediately adjacent to the eastern boundary of the access lane proceeding in a clockwise direction and terminating at the commencement point keeping at all times to the left of a line between two red and yellow buoys located in the water approximately 100 metres from the northern and southern ends respectively of the speed boating area.

‘Speed Boating Area’ means those waters of the reservoir which are not prohibited areas or on which a speed limit applies.

1. Access lane for the purposes of Clause 5.
The waters of Laanecoorie Reservoir extending approximately 30 metres from the edge of the water in an area approximately 80 metres wide located approximately 80 metres south of the Brownbills launching ramp are an access lane.
2. 5 knot speed restriction zones for the purposes of Clause 7.
The following waters of Laanecoorie Reservoir are subject to a 5 knot speed restriction.
 - (a) The whole of the waters of Laanecoorie Reservoir between sunset and 10.00 am on any day.
 - (b) The waters of Laanecoorie Reservoir –
 - (i) around the perimeter of the reservoir for a distance of approximately 30 metres from the edge of the water for the time being except in the access lane and in the prohibited areas;
 - (ii) in Waanyarra Inlet west of a line between signs located on the foreshore each side of the entrance to the inlet;
 - (iii) in Bolands Lagoon south-east of a line between signs located on the foreshore each side of the entrance to the lagoon;
 - (iv) south of a line between a beacon located on the north shore of the reservoir approximately 60 metres north of the entrance to Waanyarra Inlet and a beacon located on the south-east shore of the reservoir approximately 180 metres south of the entrance to Bolands Lagoon.

3. Areas prohibited to vessels for the purposes of Clause 9.
The waters of Laanecoorie Reservoir –
 - (a) between the dam wall and a line approximately 200 metres to the south thereof between two beacons inscribed ‘Stop’ and ‘Prohibited Water Beyond This Point’ and located on opposite shores of the Reservoir;
 - (b) extending approximately 30 metres from the edge of the water for the time being in a swimming area approximately 60 metres wide located approximately 20 metres east of the Brownbills launching ramp, the boundaries of the swimming area being marked by red buoys are prohibited to vessels.
4. Exclusive use and special purpose areas for the purposes of Clause 13.
The following rules must be observed in the speed boating area:
 - (a) A person must not operate a vessel with an engine used for propulsion at a speed exceeding 5 knots –
 - (i) when four other vessels are operating in that area apparently at a speed exceeding 5 knots; or
 - (ii) for more than two circuits or, when engaged in waterskiing, for more than two circuits or for continuous period of more than 20 minutes, when another vessel with an engine used for propulsion apparently capable of speeds in excess of 5 knots is waiting within the access lane to operate;
 - (b) A person operating a vessel with an engine used for propulsion at a speed in excess of 5 knots –
 - (i) must complete an entire circuit before pulling into shore; and
 - (ii) must, when necessary to stop during a circuit, immediately pull in as close as is practicable to the shore, secure all equipment and proceed and complete the circuit only when it is safe to do so and so as not to impede the progress of other vessels in that area;
 - (c) A person operating a vessel with an engine used for propulsion at a speed not exceeding 5 knots during the time when speeds exceeding 5 knots are permitted must not, except for the purpose of assisting a water-skier or another person in the water or for emergency reasons when it would not be practicable to complete a circuit, stop or anchor and must operate in a clockwise direction as close as practicable to the shore line;
 - (d) A person operating a vessel which is manually or wind propelled during the time when speeds exceeding 5 knots are permitted must not stop or anchor or operate in a manner so as to impede the operation of other vessels.
5. Direction of travel for the purposes of Clause 14.
All vessels must proceed in a clockwise direction in relation to the approximate centre of the waters of Laanecoorie Reservoir.
Vessel Operating and Zoning Rules for water levels below 158.429 metres Australian Height Datum (AHD) – being less than 31.5% of maximum capacity – as measured at the head gauge board located on the main embankment at Laanecoorie Reservoir
 1. 5 knot speed restriction zones for the purposes of Clause 7.
The whole of the waters of Laanecoorie Reservoir are subject to a 5 knot speed restriction.
 2. Areas prohibited to vessels for the purposes of Clause 9.
The waters of Laanecoorie Reservoir-
 - (a) between the dam wall and a line approximately 200 metres to the south thereof between two signs inscribed ‘Stop’ and ‘Prohibited Water Beyond This Point’ and located on opposite shores of the Reservoir;

Reference No. 9035/09/113327

Dated 11 May 2010

DIANE JULIE BATES
Director of Marine Safety

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

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

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

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

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Beau Theodore Harris	Australian Receivables Ltd	363 King Street, Melbourne, Vic. 3000	Commercial Sub Agents Licence
Jessica Zoe McKay	Australian Receivables Ltd	363 King Street, Melbourne, Vic. 3000	Commercial Sub Agents Licence
Rahul Lal	Australian Receivables Ltd	363 King Street, Melbourne, Vic. 3000	Commercial Sub Agents Licence
Dean A. Smith	Cashflow Managers Australia P/L	4 Clive Court, Avondale Heights, Vic. 3034	Commercial Sub Agents Licence
Jamie McDowell	eCollect.com.au Pty Ltd	585 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub Agents Licence
Phillip Fokas	eCollect.com.au Pty Ltd	585 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub Agents Licence

Dated at Melbourne 19 May 2010

DEBRA GALLUCCI
Registrar
Magistrates' Court of Victoria

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

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

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

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

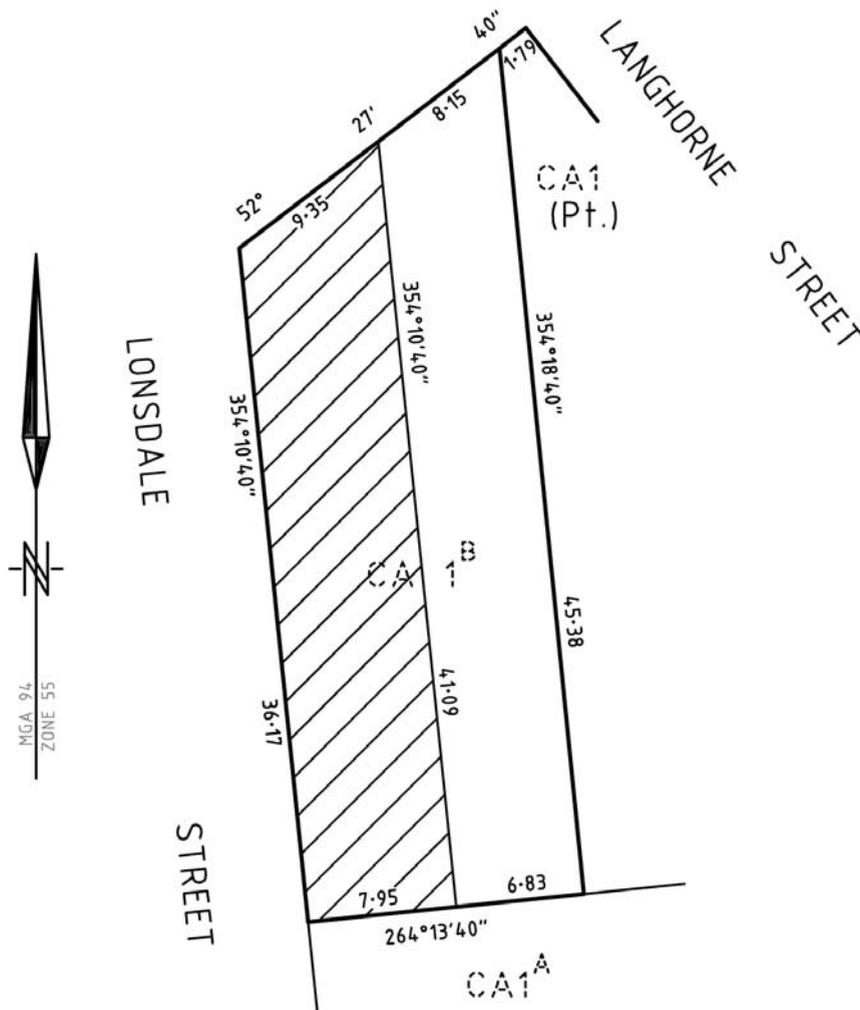
<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>
Guillermo E. Garzon	eCollect.com.au Pty Ltd	585 Little Collins Street, Melbourne, Vic. 3000	Commercial Sub Agents Licence
Rodney Clifford	Shield Mercantile P/L	Level 8, 167–169 Queen Street, Melbourne, Vic. 3000	Commercial Sub Agents Licence

Dated at Melbourne 19 May 2010

DEBRA GALLUCCI
Registrar
Magistrates' Court of Victoria

Victorian Urban Development Authority Act 2003
REVITALISING CENTRAL DANDENONG ROAD CLOSURES

Section 54 of the **Victorian Urban Development Authority Act 2003** ('the Act') requires notice of a decision under Part 3 of the Act to close a road to be published in the Government Gazette. The Victorian Urban Development Authority hereby gives notice of its decision to close the road shown hatched on the plan below abutting 228 Lonsdale Street, Dandenong.



If you require access to the associated road closure plans, contact the Revitalising Central Dandenong One Stop Shop on 03 8317 3566. For more information, www.revitalisingcentraldandenong.com

For and on behalf of
 The Victorian Urban Development Authority
 JOHN WARK
 Development Manager
 Urban Revitalisation

VICTORIAN WORKCOVER AUTHORITY

Exemption

On 27 April 2010, under Regulation 7.2.2 of the Occupational Health and Safety Regulations 2007, S.R. No. 54/2007, the Bendigo Mining Limited, Kangaroo Flat Mine at 66 Ham Street, Kangaroo Flat 3555, were granted an exemption from Regulation 3.6.2(a) of the Occupational Health and Safety Regulations 2007.

This exemption shall apply from 27 April 2010 until revoked by the Victorian Workcover Authority (VWA) in writing.

This exemption is issued with the following conditions:

1. This exemption does NOT include access from the surface via the Adam Street Shaft.
2. This exemption does NOT include any shaft where the shaft bottom – top offset is such that it is necessary to skid the Gig down part of the shaft wall in order to gain access to the bottom level, or there is a likelihood of the shaft lip at the lower level interfering with the Gig upon hoisting.
3. This exemption only applies to work procedures that require emergency access; or access to the shaft for the purpose of shaft inspection and maintenance where such activities comply with the requirements of a Mine Management Plan endorsed in conjunction with this exemption by WorkSafe.
4. For underground access from the surface, this exemption shall only apply to those shafts where the Merlo location and support system is identical to that employed at the top of the North Deborah shaft head identified in PRO-22-09-02 Revision 3.0, as 15.0 Plan and sectional views North Deborah Shaft.
5. For underground access from an underground shaft, this exemption shall only apply to those shafts where the Merlo location and support system is identical to that employed at the top of the underground North Deborah Leg 2 shaft head identified in PRO-22-09-02 Revision 3.0, as 17.0 Plan and sectional views North Deborah Leg 2.
6. This exemption shall apply from 27 April 2010 until revoked by the Victorian Workcover Authority (VWA) in writing.
7. This exemption shall only apply to manual winder driver operators authorised by Bendigo Mining having completed the manual winder driver training prescribed by Bendigo Mining and are the holders of a non-slewing mobile crane [CN] licence or slewing mobile crane licence of 20 tonne [C2] or greater.
8. In order for these employees to operate the Merlo P35.13 K telehandler when fitted with the Gig under this exemption, the following conditions shall be met by Bendigo Mining:
 - a. Each Merlo P35.13 K telehandler operator is required to hold, and provide evidence of, a winder driver licence or certificate of competency issued by Bendigo Mining.
 - b. Documentation of all Mobile Emergency Egress Carrier training, and the outcome of such training conducted by Bendigo Mining shall be retained by Bendigo Mining for the duration of this exemption.
 - c. All Mobile Emergency Egress Carrier training, operation and maintenance related documentation shall include, but is not limited to the following criteria contained in:
 - i. TRN-33-06-01 Revision 3, Issue Date 21/10/09 Mobile Emergency Egress Carrier Training Manual.
 - ii. ASM-33-06-01 Revision 2.0, Issue Date 21/10/09 Level 1 Theory Assessment.
 - iii. ASM-33-06-02 Revision 2.0, Issue Date 21/10/09 Level 1 Practical Assessment.

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- iv. ASM-33-06-03 Revision 1.0, Issue Date 22/10/09 Mobile Emergency Egress Carrier Level 2 Theory Assessment.
 - v. ASM-33-06-04 Revision 1.0, Issue Date 22/10/09 Mobile Emergency Egress Carrier Level 2 Practical Assessment.
 - vi. PRO-22-09-02 Revision 3.0, Issue Date 21/10/09 Gig Handling.
 - vii. CLT-22-09-01 Revision 1.1, Issue Date 21/10/09 Mobile Emergency Egress Carrier Setup Checklist.
9. Upon request, copies of this documentation and training records shall be readily available and be provided to the VWA for review.
-

Geographic Place Names Act 1998

NOTICE OF INTENTION TO REGISTER A GEOGRAPHIC NAME

The Registrar of Geographic Names hereby gives notice of intention to register the undermentioned place name(s) and/or amendments to the boundaries of the undermentioned localities. Any objections to the proposal(s) should be made in writing (stating the reasons therefor) and lodged with the Registrar within 30 days of publication of this notice. If no objections are lodged within this period, any newly proposed names will become the official names and/or any proposed locality boundary amendments will be registered in the Register of Geographic Names.

File No.	Naming Authority	Place Name	Location
GPN008219	City of Darebin	Koonda Lat Bridge	Between Merri Parade in Northcote and Holden Street in North Fitzroy.

Office of the Registrar of Geographic Names

c/- **LAND VICTORIA**

17th Floor
570 Bourke Street
Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

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

Notice of Approval of Amendment

Amendment C86

The Minister for Planning has approved Amendment C86 to the Brimbank Planning Scheme.

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

The Amendment:

- rezones the Lowther Hall Keilor Campus land at 32–50 Overnewton Road, Keilor, from the Rural Conservation Zone (RCZ) to the Special Use Zone (SUZ);
- includes a new Schedule to the Special Use Zone (Schedule 6). This Schedule will require that use and development of the land at the Keilor Campus site for the purpose of an education centre for the physical education and outdoor education programmes of the Lowther Hall Anglican Grammar School will occur in accordance with an endorsed Master Plan; and
- includes the site in the Schedule to Clause 57 Metropolitan Green Wedge Land.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Brimbank City Council, Old Calder Highway, Keilor, and Harvester Customer Service Centre, 301 Hampshire Road, Sunshine, Vic. 3020.

CHRIS TURNER

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

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

The Amendment:

- amends Clauses 21.02-4 (Key Issues Statement), 21.06-4 (Housing), and 21.11 (Monitoring and Review) of the Municipal Strategic Statement (MSS) to reflect the name change of the site from the 'East Bendigo Food Manufacturing Precinct' to the 'Wellsford Estate';
- amends Clauses 21.07-1, 21.07-2 and 21.07-3 (Economic Development) of the MSS, which summarises the current economic overview of the Greater Bendigo area and notes that the Wellsford Estate is the preferred area for food manufacturing and other compatible non-food industries;
- amends Clause 22.05 Industrial Policy by including additional words in Clause 22.05-2, removing current clause 22.05-3 and renumbering the clauses; and
- amends Schedule 13 to Clause 43.04 (Development Plan Overlay) to ensure that the Estate is developed in accordance with the revised policy direction.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Greater Bendigo City Council, Hopetoun Mill Building, 15 Hopetoun Street, Bendigo.

CHRIS TURNER

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

Planning and Environment Act 1987**GREATER BENDIGO PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C125

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

Planning and Environment Act 1987**GREATER BENDIGO PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C140

The Minister for Planning has approved Amendment C140 to the Greater Bendigo Planning Scheme.

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

The Amendment replaces the Schedule to clause 61.01 with a new Schedule, which changes the person or responsible authority for issuing planning certificates within the City of Greater Bendigo from Greater Bendigo City Council to the Minister for Planning.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Greater Bendigo City Council, Planning and Development Unit, 15 Hopetoun Street, Bendigo.

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

Planning and Environment Act 1987

INDIGO PLANNING SCHEME

Notice of Approval of Amendment

Amendment C21

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

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

The Amendment:

- rezones various land holdings adjacent to the Kiewa–Tangambalanga townships from Farming Zone to Residential 1, Low Density Residential and Rural Living Zones;
- rezones various land holdings in Tangambalanga from Township Zone to Residential 1 and Business 1 Zones;
- rezones an area of land in Kiewa from Low Density Residential Zone to Rural Living Zone;
- changes the Schedule to the Rural Living Zone to include a 10 hectare minimum lot size for the land to the west of the Kiewa Valley Highway;
- applies the Development Plan Overlay (Schedule 6) to the land in Tangambalanga being zoned for residential and rural residential purposes;

- deletes the Development Plan Overlay (Schedule 3) from land in Kiewa;
- introduces the Kiewa–Tangambalanga Structure Plan Report as a reference document; and
- updates the Municipal Strategic Statement relating to Kiewa–Tangambalanga.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Indigo Shire Council, 101 Ford Street, Beechworth and Indigo Shire Customer Service Centre, 34 High Street, Yackandandah.

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

Planning and Environment Act 1987

KNOX PLANNING SCHEME

Notice of Approval of Amendment

Amendment C83

The Minister for Planning has approved Amendment C83 to the Knox Planning Scheme.

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

The Amendment introduces the Wildfire Management Overlay into the planning scheme. The Wildfire Management Overlay comprises a new Clause 44.06 and associated planning scheme maps.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Knox City Council, 511 Burwood Highway, Wantirna South.

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

Planning and Environment Act 1987
MAROONDAH PLANNING SCHEME

Notice of Approval of Amendment
 Amendment C68

The Minister for Planning has approved Amendment C68 to the Maroondah Planning Scheme.

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

The Amendment:

- rezones the land at 222–226 Oban Road in Ringwood North, from a Low Density Residential Zone (LDRZ) to a Residential 1 Zone (R1Z) and applies a Development Plan Overlay to the subject land; and
- amends the Local Planning Policy at Clause 22.07 – Ringwood Activity Centre Policy by re-instating the Indicative Building Height Map.

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

Permit No. M/2007/829.

Description of land: 222–226 Oban Road, Ringwood North.

A copy of the Amendment and permit can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours at the office of the Maroondah City Council, Braeside Avenue, Ringwood.

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

Planning and Environment Act 1987
MITCHELL PLANNING SCHEME

Notice of Approval of Amendment
 Amendment C66

The Minister for Planning has approved Amendment C66 to the Mitchell Planning Scheme.

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

The Amendment introduces the Design and Development Overlay (Clause 43.02) and schedule 3 to Clause 43.02 to an area of Rural Living Zone to the north-east of Kilmore township to facilitate the co-existing use of residential dwellings and horse stables.

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

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

Planning and Environment Act 1987
MOORABOOL PLANNING SCHEME

Notice of Approval of Amendment
 Amendment C55

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

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

The Amendment changes the Schedule to Clause 61.01 to make the Minister for Planning responsible for issuing planning certificates for land in the Moorabool Planning Scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Moorabool Shire Council, 15 Stead Street, Ballan and at 197 Main Street, Bacchus Marsh.

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

Planning and Environment Act 1987
STONNINGTON PLANNING SCHEME

Notice of Approval of Amendment
Amendment C137

The Minister for Planning has approved Amendment C137 to the Stonnington Planning Scheme.

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

The Amendment makes the following changes:

- Amends the schedule to Clause 61.01 by making the Minister for Planning the responsible authority for considering and determining applications, in accordance with Divisions 1, 1A, 2, and 3 of Part 4 and exercising the powers set out in Section 171 and under Division 2 of Part 9 of the **Planning and Environment Act 1987** and for approving matters required by the scheme or a condition of a permit to be done to the satisfaction of the responsible authority, in relation to the use and development of land described in the incorporated document in the amended schedule to Clause 81.01, titled 'Social housing redevelopment, Horace Petty Estate, South Yarra, for which the Minister for Planning is the Responsible Authority'.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Stonnington City Council, corner Chapel and Greville Streets, Prahran.

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

Planning and Environment Act 1987
WEST WIMMERA PLANNING SCHEME
Notice of Approval of Amendment
Amendment C20

The Minister for Planning has approved Amendment C20 to the West Wimmera Planning Scheme.

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

The Amendment introduces the Wildfire Management Overlay into the planning scheme. The Wildfire Management Overlay comprises a new Clause 44.06 and associated planning scheme maps.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the West Wimmera Shire Council, 49 Elizabeth Street, Edenhope.

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

Planning and Environment Act 1987

YARRA PLANNING SCHEME

Notice of Approval of Amendment
Amendment C135

The Minister for Planning has approved Amendment C135 to the Yarra Planning Scheme.

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

The Amendment makes the following changes:

- Amends the schedule to Clause 61.01 by making the Minister for Planning the responsible authority for considering and determining applications, in accordance with Divisions 1, 1A, 2, and 3 of Part 4 and exercising the powers set out in Section 171 and under Division 2 of Part 9 of the **Planning and Environment Act 1987** and for approving matters required by the scheme or a condition of a permit to be done to the satisfaction of the responsible authority, in relation to the use and development of land described in the incorporated document in the amended schedule to Clause 81.01, titled 'Social housing redevelopment; Atherton Gardens Estate, Fitzroy, and Richmond Public Housing Estate, Richmond, for which the Minister for Planning is the Responsible Authority'.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Yarra City Council, 333 Bridge Road, Richmond.

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

ORDERS IN COUNCIL

Accident Compensation Act 1985 WORKCOVER LEGAL COSTS ORDER 2010

The Lieutenant-Governor, as the Governor's Deputy, with the advice of the Executive Council, under section 134AG of the **Accident Compensation Act 1985**, makes the following Order:

1. Citation

This Order may be cited as the WorkCover Legal Costs Order 2010.

2. Application

This Order specifies the legal costs that may be recovered on a party and party basis by a legal practitioner acting on behalf of a worker in respect of any claim, application or proceedings under section 134AB of the **Accident Compensation Act 1985** where no writ claiming damages has been filed in a court. This Order applies to applications brought or made on or after the date of commencement of the Order pursuant to section 134AG(2).

3. Definitions

Unless the context otherwise requires, or the contrary intention appears, terms defined in the Act have the same meaning.

In this Order:

'Act' means the **Accident Compensation Act 1985**;

'advice' means the advice of the Authority or self-insurer referred to in sections 134AB(7) of the Act;

'application' mean an application in the form referred to in section 134AB(5)(a) of the Act;

'certificate' means a certificate in writing as referred to in section 134AB(16)(a)(ii) of the Act;

'claim' means the proposed claim at common law, in respect of each cause of action which the worker seeks to maintain;

'County Court Rules' means the County Court Rules of Procedure in Civil Proceedings 1999 made under the **County Court Act 1958**;

'legal practitioner' has the same meaning as the term 'Australian lawyer' in the **Legal Profession Act 2004**;

'medical report' means a medical report as defined in section 134AB(37) of the Act;

'Scales of Costs' means the Scale of Costs contained in Appendix A to the County Court Rules or the Scale of Costs contained in Appendix A and B of Chapter 1 to the Supreme Court Rules;

'section 134AB(12) conference' means a meeting, discussion or series of meetings or discussions commenced in accordance with section 134AB(12) of the Act;

'statutory offer' and **'statutory counter offer'** mean the offers referred to in section 134AB(12) of the Act;

'Supreme Court Rules' means the Supreme Court (General Civil Procedure) Rules 2005 made under the **Supreme Court Act 1986**;

'treater's notes and records' means any notes, records, correspondence and/or medical reports held by or of any medical practitioner, hospital or any other person concerning any medical treatment by or any other health service provided to the worker.

4. Legal Costs

- A.** Where a worker, settles or compromises a claim and recovers damages after making an application and after a section 134AB(12) conference has commenced, and prior to commencing proceedings in accordance with section 134AB(12) of the Act, the worker's legal practitioner is entitled to recover on a party and party basis the costs of the application and the section 134AB(12) conference as follows:—

- (1) legal practitioner's professional costs, \$12,000 (inclusive of Counsel's fees); or
 - (2) if the worker obtains a certificate or is granted leave to bring proceedings in respect of pecuniary loss and pain and suffering damages after the commencement of an Originating Motion, \$9,600 (inclusive of Counsel's fees); or
 - (3) if the worker obtains a certificate or is granted leave to bring proceedings in respect of pain and suffering damages only after the commencement of an Originating Motion, \$8,034 (inclusive of Counsel's fees).
- B.** In addition to the items referred to at Part A above, the worker's legal practitioner is entitled to recover:
- (1) as a disbursement reasonable fees for relevant and necessary non-medical expert reports;
 - (2) reasonable interpreters' fees and travel allowances payable in accordance with the Scale of Costs contained in the County Court Rules; and
 - (3) in respect to medical reports and treaters' notes and records relied upon and exchanged on behalf of the worker, as a disbursement the reasonable cost of:
 - (a) obtaining a copy of all treaters' notes and records (excluding medico legal reports). Payment for the cost of obtaining a copy of treaters' notes and records shall be made within a reasonable time of a written request to the legal representative of the Authority or self insurer by the worker or the worker's legal practitioner at any time after the application is served on the Authority or self insurer and is not dependent on the worker obtaining payment of any damages; and
 - (b) one medico legal report per specialty relevant to the injury or injuries alleged to be and accepted as or determined to be serious. The Authority or self-insurer may allow the cost of more than one medico legal report per specialty. Payment for medico legal reports shall only be made where a worker settles or compromises a claim and recovers damages after making an application and after a section 134AB(12) conference has commenced, and prior to commencing proceedings in accordance with section 134AB(12) of the Act.
- C.** Where a worker settles or compromises a claim and recovers damages, or obtains judgment and is awarded damages after instituting proceedings under section 134AB (12) of the Act ("the proceeding") and if section 134AB(28)(b) of the Act applies, the worker's legal practitioner is entitled to costs on a party and party basis as follows:—
- (1) legal practitioner's professional costs and disbursements of the application and section 134AB(12) conference in accordance with the entitlements set out in Part A and Part B;
 - (2) legal practitioner's professional costs of the proceeding (including counsel's fees), calculated in accordance with the Scale of Costs that would in the absence of this Order have applied (but as if the amounts in the scale were reduced by 20 per cent), plus disbursements, but excluding any amount in respect of attendances or disbursements incurred prior to rejection of the statutory counter offer by the Authority or self-insurer or before the expiration of 21 days from receipt of the statutory counter offer, whichever is earlier.
- D.** In addition to the sums specified at Part A, where proceedings are instituted by a worker pursuant to section 134AB(16)(b) of the Act, and costs are awarded to the worker, the worker's legal practitioner shall be entitled to legal practitioner's professional costs on a party and party basis of the proceeding (including counsel's fees), calculated in accordance with the Scale of Costs that would in the absence of this Order have applied (but as if the amounts in the scale were reduced by 20 per cent) plus disbursements, but excluding any amount in respect of attendances and disbursements incurred prior to the delivery of the advice by the Authority or self-insurer.

E. Where a worker settles or compromises a claim and recovers damages prior to making an application (excluding claims made pursuant to sections 135BA and 135BBA), the worker’s legal practitioner shall be entitled to costs on a party and party basis as follows:–

- (1) legal practitioner’s professional costs, \$4,000 (inclusive of counsel’s fees);
- (2) disbursements in accordance with Part B, paragraphs (1), (2) and (3).

Dated 25 May 2010

Responsible Minister

TIM HOLDING MP

Minister for Finance, WorkCover and Transport Accident Commission

TOBY HALLIGAN
Clerk of the Executive Council

Flora and Fauna Guarantee Act 1988

ADDING ITEM TO THE LIST OF TAXA AND COMMUNITIES OF
FLORA AND FAUNA WHICH ARE THREATENED

Order in Council

The Lieutenant-Governor, as the Governor’s Deputy, with the advice of the Executive Council, under section 10(1) of the **Flora and Fauna Guarantee Act 1988**, adds the item described in the Schedule below to the list of taxa and communities of flora and fauna which are threatened.

Schedule

ITEM TO BE ADDED TO THE LIST OF TAXA AND COMMUNITIES OF
FLORA AND FAUNA WHICH ARE THREATENED

Callistemon wimmerensis Wimmera Bottlebrush

Dated 25 May 2010

Responsible Minister

GAVIN JENNINGS

Minister for Environment and Climate Change

TOBY HALLIGAN
Clerk of the Executive Council

Victorian Energy Efficiency Target Act 2007

GREENHOUSE GAS REDUCTION RATES

Order in Council

The Lieutenant-Governor, as the Governor’s Deputy, with the advice of the Executive Council, acting under section 32 of the **Victorian Energy Efficiency Target Act 2007**, fixes 0.13501 as the greenhouse gas reduction rate for electricity and fixes 0.00803 as the greenhouse gas reduction rate for gas for the year commencing 1 January 2010.

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

Dated 25 May 2010

Responsible Minister

PETER BATCHELOR MP

Minister for Energy and Resources

TOBY HALLIGAN
Clerk of the Executive Council

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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:

27. *Statutory Rule:* Marine
Amendment
Regulations 2010
Authorising Act: Marine Act 1988
Date first obtainable: 27 May 2010
Code A
28. *Statutory Rule:* Road Safety
(Drivers)
Amendment
(Repeat
Speeders Trial)
Regulations 2010
Authorising Act: Road Safety
Act 1986
Date first obtainable: 27 May 2010
Code A

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
H	241–288	\$22.90	# ZG	1861–1925	\$148.00
I	289–352	\$25.75	# ZH	1926–1990	\$153.00
J	353–416	\$30.10	# ZI	1991–2055	\$158.00
K	417–480	\$34.35			
L	481–544	\$40.10			
M	545–608	\$45.80			
N	609–672	\$50.55			
O	673–736	\$57.25			
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