



Victoria Government Gazette

No. S 55 Tuesday 22 February 2011
By Authority of Victorian Government Printer

Administrative Arrangements Act 1983

ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 209) 2011

The Governor in Council makes the following Order:

Dated 22 February 2011

Responsible Minister:
TED BAILLIEU MP
Premier

MATTHEW McBEATH
Clerk of the Executive Council

1. **Title**
This Order is called the **Administrative Arrangements Order (No. 209) 2011**.
2. **Authorising provision**
This Order is made under section 3 of the **Administrative Arrangements Act 1983**.
3. **Commencement**
This Order takes effect on 8 December 2010.
4. **Definitions**
In this Order –
‘**Body**’ means Minister, Department or officer;
‘**instrument**’ includes contract and agreement;
‘**Old Body**’ means a Body specified in Column 1 of the Schedule;
‘**New Body**’ means a Body specified in Column 3 of the Schedule;
‘**Schedule**’ means Schedule to this Order;
‘**transaction**’ includes –
 - (a) agreement, bond, contract, deed or other consensual arrangement; and
 - (b) action, appeal, arbitration, prosecution or other legal proceeding; and
 - (c) assignment, charge, lease, mortgage, transfer or other dealing with property; and
 - (d) loan, guarantee, indemnity or other dealing with money; and
 - (e) approval, consent, delegation, direction, licence, order, permit, requirement or other authority; and
 - (f) notice; and
 - (g) any other act, entitlement or liability at law.
5. **Construction of references**
In respect of each item in the Schedule, a reference to an Old Body –
 - (a) in a provision of an Act specified in Column 2 of the Schedule; or
 - (b) in a statutory instrument or other instrument made under an Act specified in Column 2 of the Schedule; or
 - (c) in respect of any other matter or thing done under a provision of an Act specified in Column 2 of the Schedule; or
 - (d) in an instrument specified in Column 2 of the Schedule –is taken to be a reference to the New Body.

SPECIAL

6 Saving of existing transactions

If a transaction happened in relation to an Old Body before this Order takes effect –

- (a) the transaction shall continue in the same way it would have continued if this Order had not been made; and
- (b) the transaction may be given effect to, or enforced or completed, by or in relation to the New Body in the same way as it would have been given effect to, enforced or completed, by or in relation to the Old Body if this Order had not been made.

7 Keeping financial accounts and reports

- (1) The Secretary, Department of Health must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in item 73 in the Schedule that is transferred to the New Body specified in that item as if the function had not been transferred.
- (2) The Secretary, Department of Human Services must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in:
 - (a) item 38 in the Schedule that is transferred to the New Body specified in that item; or
 - (b) item 41 in the Schedule that is transferred to the New Body specified in that item,as if the function had not been transferred.
- (3) The Secretary, Department of Innovation, Industry and Regional Development must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in:
 - (a) item 45 in the Schedule that is transferred to the New Body specified in that item;
 - (b) item 50 in the Schedule that is transferred to the New Body specified in that item;
 - (c) item 53 in the Schedule that is transferred to the New Body specified in that item;
 - (d) item 76 in the Schedule that is transferred to the New Body specified in that item;
 - (e) item 90 in the Schedule that is transferred to the New Body specified in that item; or
 - (f) item 92 in the Schedule that is transferred to the New Body specified in that item,as if the function had not been transferred.
- (4) The Secretary, Department of Justice must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in item 3 in the Schedule that is transferred to the New Body specified in that item as if the function had not been transferred.
- (5) The Secretary, Department of Planning and Community Development must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in:
 - (a) item 8 in the Schedule that is transferred to the New Body specified in that item;

- (b) item 60 in the Schedule that is transferred to the New Body specified in that item;
 - (c) item 81 in the Schedule that is transferred to the New Body specified in that item;
 - (d) item 84 in the Schedule that is transferred to the New Body specified in that item; or
 - (e) item 94 in the Schedule that is transferred to the New Body specified in that item,
- as if the function had not been transferred.
- (6) The Secretary, Department of Premier and Cabinet must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in item 87 in the Schedule that is transferred to the New Body specified in that item as if the function had not been transferred.
 - (7) The Secretary, Department of Primary Industries must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in item 13 in the Schedule that is transferred to the New Body specified in that item as if the function had not been transferred.
 - (8) The Secretary, Department of Sustainability and Environment must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in:
 - (a) item 17 in the Schedule that is transferred to the New Body specified in that item;
 - (b) item 20 in the Schedule that is transferred to the New Body specified in that item;
 - (c) item 23 in the Schedule that is transferred to the New Body specified in that item; or
 - (d) item 26 in the Schedule that is transferred to the New Body specified in that item,as if the function had not been transferred.
 - (9) The Secretary, Department of Transport must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in item 69 in the Schedule that is transferred to the New Body specified in that item as if the function had not been transferred.
 - (10) The Secretary, Department of Treasury and Finance must ensure that financial accounts are kept and records are provided for the purposes of the **Financial Management Act 1994** until 31 December 2010 in respect of a function under an Act specified in:
 - (a) item 31 in the Schedule that is transferred to the New Body specified in that item; or
 - (b) item 34 in the Schedule that is transferred to the New Body specified in that item,as if the function had not been transferred.

8 Providing financial accounts and reports

A Secretary to a Department to which a function is transferred must, if requested by a Secretary to a Department who is an Old Body, provide that Old Body with any financial accounts and records or other information required to enable the Old Body to comply with clause 7.

SCHEDULE

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
1.	Attorney-General	Confiscation Act 1997 – ● Section 134	Attorney-General and Minister for Crime Prevention
2.	Attorney-General	Wrongs Act 1958 – ● Part VI	Attorney-General and Minister responsible for the Aviation Industry
3.	Secretary, Department of Justice	The Act listed in Column 2 of item 2, to the extent specified in that item	Secretary, Department of Justice and Secretary, Department of Business and Innovation
4.	Department of Justice	The Act listed in Column 2 of item 2, to the extent specified in that item	Department of Justice and Department of Business and Innovation
5.	Minister for Agriculture	Agricultural and Veterinary Chemicals (Control of Use) Act 1992 Agricultural and Veterinary Chemicals (Victoria) Act 1994 Agricultural Industry Development Act 1990 Biological Control Act 1986 Broiler Chicken Industry Act 1978 Conservation, Forests and Lands Act 1987 – ● In so far as it relates to the exercise of powers for the purposes of the Fisheries Act 1995 Control of Genetically Modified Crops Act 2004 Dairy Act 2000 Domestic (Feral and Nuisance) Animals Act 1994 Drugs, Poisons and Controlled Substances Act 1981 – ● Part IVA ● Part XI Fisheries Act 1995 Grain Handling and Storage Act 1995 – ● Part 3 Impounding of Livestock Act 1994	Minister for Agriculture and Food Security

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
		Livestock Disease Control Act 1994 Livestock Management Act 2010 Meat Industry Act 1993 Plant Biosecurity Act 2010 Plant Health and Plant Products Act 1995 Prevention of Cruelty to Animals Act 1986 Rain-making Control Act 1967 Seafood Safety Act 2003 Shire of Omeo (Tourist Gold Mine) Act 1979 – <ul style="list-style-type: none"> ● Sections 3 and 5 Stock (Seller Liability and Declarations) Act 1993 Veterinary Practice Act 1997	
6.	Minister for Children and Early Childhood Development	Education and Training Reform Act 2006 – <ul style="list-style-type: none"> ● Division 5 of Part 2.2 	Minister for Education
7.	Minister for Community Development	Gambling Regulation Act 2003 – <ul style="list-style-type: none"> ● Division 1 of Part 3 of Chapter 10 	Treasurer
8.	Secretary, Department of Planning and Community Development	The Act listed in Column 2 of item 7, to the extent specified in that item	Secretary, Department of Treasury and Finance
9.	Department of Planning and Community Development	The Act listed in Column 2 of item 7, to the extent specified in that item	Department of Treasury and Finance
10.	Minister for Education	Education and Training Reform Act 2006 – <ul style="list-style-type: none"> ● Part 2.6 	Minister for Education or Minister responsible for the Teaching Profession or both
11.	Minister for Emergency Services	Country Fire Authority Act 1958 Emergency Management Act 1986 Emergency Services Telecommunications Authority Act 2004 Fire Services Commissioner Act 2010 Forests Act 1958 – <ul style="list-style-type: none"> ● Sections 3(3) and 3(4)(b) Metropolitan Fire Brigades Act 1958 Victoria State Emergency Service Act 2005	Minister for Police and Emergency Services

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
12.	Minister for Energy and Resources	Coal Mines (Pensions) Act 1958 – Except: <ul style="list-style-type: none"> ● Part 3 	Assistant Treasurer
13.	Secretary, Department of Primary Industries	The Act listed in Column 2 of item 12, to the extent specified in that item	Secretary, Department of Treasury and Finance
14.	Department of Primary Industries	The Act listed in Column 2 of item 12, to the extent specified in that item	Department of Treasury and Finance
15.	Minister for Environment and Climate Change	Catchment and Land Protection Act 1994	Minister for Environment and Climate Change or Minister for Water, or both
16.	Minister for Environment and Climate Change	Flora and Fauna Guarantee Act 1988 – <ul style="list-style-type: none"> ● Section 5 ● Parts 3, 5 and Divisions 1 and 2 of Part 6 Land Conservation (Vehicle Control) Act 1972 – <ul style="list-style-type: none"> ● Section 3 Wildlife Act 1975 – <ul style="list-style-type: none"> ● Parts I, III, IIIA, IIIB, VIII, IX ● Sections 16, 20, 21, 35, 41–44, 53–56, 58–58E and 86–86C ● Section 87 in so far as it relates to the effective management of hunting, including preserving good order among hunters of wildlife 	Minister for Environment and Climate Change and Minister for Agriculture and Food Security
17.	Secretary, Department of Sustainability and Environment	The Acts listed in Column 2 of item 16, to the extent specified in that item	Secretary, Department of Sustainability and Environment and Secretary, Department of Primary Industries
18.	Department of Sustainability and Environment	The Acts listed in Column 2 of item 16, to the extent specified in that item	Department of Sustainability and Environment and Department of Primary Industries

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
19.	Minister for Environment and Climate Change	Forests Act 1958 Forestry Rights Act 1996	Minister for Environment and Climate Change or Minister for Agriculture and Food Security, or both
20.	Secretary, Department of Sustainability and Environment	The Acts listed in Column 2 of item 19	Secretary, Department of Sustainability and Environment or Secretary, Department of Primary Industries, or both
21.	Department of Sustainability and Environment	The Acts listed in Column 2 of item 19	Department of Sustainability and Environment or Department of Primary Industries, or both
22.	Minister for Environment and Climate Change	Forests (Wood Pulp Agreement) Act 1996 Sustainable Forests (Timber) Act 2004 Victorian Plantations Corporation Act 1993	Minister for Agriculture and Food Security
23.	Secretary, Department of Sustainability and Environment	The Acts listed in Column 2 of item 22	Secretary, Department of Primary Industries
24.	Department of Sustainability and Environment	The Acts listed in Column 2 of item 22	Department of Primary Industries
25.	Minister for Environment and Climate Change	Aboriginal Lands Act 1991	Minister for Environment and Climate Change or Minister for Aboriginal Affairs, or both

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
26.	Secretary, Department of Sustainability and Environment	The Act listed in Column 2 of item 25	Secretary, Department of Sustainability and Environment or Secretary, Department of Planning and Community Development, or both
27.	Department of Sustainability and Environment	The Act listed in Column 2 of item 25	Department of Sustainability and Environment or Department of Planning and Community Development, or both
28.	Minister for Finance, WorkCover and the Transport Accident Commission	Accident Compensation Act 1985 – Except: <ul style="list-style-type: none"> ● Division 1 of Part III ● Division 7 of Part IV Accident Compensation (Occupational Health and Safety) Act 1996 Accident Compensation (WorkCover Insurance) Act 1993 Asbestos Diseases Compensation Act 2008 Coal Mines (Pensions) Act 1958 – <ul style="list-style-type: none"> ● Part 3 Dangerous Goods Act 1985 Equipment (Public Safety) Act 1994 Emergency Services Superannuation Act 1986 Government Superannuation Act 1999 Occupational Health and Safety Act 2004 Parliamentary Contributory Superannuation Act 1962 Parliamentary Salaries and Superannuation Act 1968 – <ul style="list-style-type: none"> ● Part 3 Police Regulation Act 1958 – <ul style="list-style-type: none"> ● Part III State Employees Retirement Benefits Act 1979 State Superannuation Act 1988 Superannuation (Portability) Act 1989 Transport Accident Act 1986 Transport Superannuation Act 1988 Workers Compensation Act 1958 – Except: <ul style="list-style-type: none"> ● Division 8 of Part 1 	Assistant Treasurer

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
29.	Minister for Finance, WorkCover and the Transport Accident Commission	<p>Audit Act 1994 –</p> <ul style="list-style-type: none"> ● Parts 3, 4 and 5 <p>Casino Control Act 1991 –</p> <ul style="list-style-type: none"> ● Section 128K(2) <p>Crown Land (Reserves) Act 1978 –</p> <ul style="list-style-type: none"> ● Only in so far as it relates to the land shown as: <ul style="list-style-type: none"> ○ Crown Allotments 2A, 3 and 4 of Section 5, City of Melbourne, Parish of Melbourne North (Parish Plan No. 5514C) and known as the Treasury Reserve ○ Crown Allotments 4A and 4B on Certified Plan 111284 lodged with the Central Plan Office and to be known as the Old Treasury Building Reserve <p>Essential Services Commission Act 2001</p> <p>Financial Management Act 1994 –</p> <ul style="list-style-type: none"> ● Sections 1–3 and 7 ● Sections 5, 6, 8, 13–16, 18–23(1) and 41–59 ● Sections 62–63 <p>House Contracts Guarantee Act 1987</p> <p>Land Act 1958 –</p> <ul style="list-style-type: none"> ● In so far as it relates to the exercise of powers relating to leases and licences under Subdivisions 1 and 2 of Division 9 of Part I in respect of: <ul style="list-style-type: none"> ○ land in the Melbourne Casino area within the meaning of Part 9A of the Casino Control Act 1991 ○ Crown land coloured brown on Plans numbered LEGL./93-211, LEGL./93-212, LEGL./93-213, LEGL./93-214 and LEGL./93-215 lodged in the Central Plan Office ○ land shown as Crown Allotments M1 and M2 on Certified Plan 110473 dated 25/2/1991 and known as Erskine House ○ land shown as Crown Allotment 1, section 100 on Original Plan No. 35799 lodged in the Central Plan Office in the Department of Sustainability and Environment ○ land shown as Crown Allotment 5A, section 67D on Certified Plan No. 104852 lodged in the Central Plan Office in the Department of Sustainability and Environment ○ land shown as Crown Allotment 19A, section 67E on Certified Plan No. 116975 lodged in the Central Plan Office in the Department of Sustainability and Environment 	Minister for Finance

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
		<ul style="list-style-type: none"> o land shown as Crown Allotment 32E, section 7 on Certified Plan No. 108871 lodged in the Central Plan Office in the Department of Sustainability and Environment o The area of 1608 square metres of land at North Melbourne shown as Plan LEGL./96-215 lodged in the Central Plan Office in the Department of Sustainability and Environment o land shown as Crown Allotment 8B, section 1A on Certified Plan No. 103660-A lodged in the Central Plan Office in the Department of Sustainability and Environment o land shown as Crown Allotment 4A, section 1A on Certified Plan No. 75050 lodged in the Central Plan Office in the Department of Sustainability and Environment o land shown as Crown Allotment 4D, section 1A on Certified Plan No. 112128 lodged in the Central Plan Office in the Department of Sustainability and Environment o The area of 3643 square metres of land in the city of Port Melbourne shown on Plan LEGL./96-216 lodged in the Central Plan Office in the Department of Sustainability and Environment o land shown as Crown Allotment 4, section 1A on Certified Plan No. 109991 lodged in the Central Plan Office in the Department of Sustainability and Environment o land shown as Allotment 103B, on Certified Plan No. 109350 lodged in the Central Plan Office in the Department of Sustainability and Environment o land shown as Crown Allotment 104B, on Certified Plan No. 109349 lodged in the Central Plan Office in the Department of Sustainability and Environment o land shown as Crown Allotment M3 on Certified Plan OP 120968 dated 22/9/2000 ● Division 6 of Part I, Subdivision 3 of Division 9 of Part I, section 209, and the remainder of the Act where it relates to the sale and alienation of Crown Lands as set out in Administrative Arrangements Order No. 58 ● Sections 201, 201A and 399 	

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
		Petroleum Products Subsidy Act 1965 Port Management Act 1995 – <ul style="list-style-type: none"> ● Sections 63AA-63J The Constitution Act Amendment Act 1958 Unclaimed Money Act 2008 Victorian Managed Insurance Authority Act 1996	
30.	Minister for Finance, WorkCover and the Transport Accident Commission	Year 2000 Information Disclosure Act 1999	Minister for Technology
31.	Secretary, Department of Treasury and Finance	The Act listed in Column 2 of item 30	Secretary, Department of Business and Innovation
32.	Department of Treasury and Finance	The Act listed in Column 2 of item 30	Department of Business and Innovation
33.	Minister for Finance, WorkCover and the Transport Accident Commission	Superannuation (Public Sector) Act 1992 – Except: <ul style="list-style-type: none"> ● Part 2 	Premier
34.	Secretary, Department of Treasury and Finance	The Act listed in Column 2 of item 33, to the extent specified in that item	Secretary, Department of Premier and Cabinet
35.	Department of Treasury and Finance	The Act listed in Column 2 of item 33, to the extent specified in that item	Department of Premier and Cabinet
36.	Minister for Finance, WorkCover and the Transport Accident Commission	Financial Management Act 1994 – <ul style="list-style-type: none"> ● Sections 11, 24–27 and 35 ● Sections 36-39 	Treasurer
37.	Minister for Housing	Housing Act 1983 – <ul style="list-style-type: none"> ● Part 8 ● Schedules 7 and 8 	Minister for Finance
38.	Secretary, Department of Human Services	The Act listed in Column 2 of item 37, to the extent specified in that item	Secretary, Department of Treasury and Finance

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
39.	Department of Human Services	The Act listed in Column 2 of item 37, to the extent specified in that item	Department of Treasury and Finance
40.	Minister for Housing	Housing Act 1983 – • Sections 143(1), 143(2)(d), 143(2)(e) and 143(3)	Minister for Housing or Minister for Finance, or both
41.	Secretary, Department of Human Services	The Act listed in Column 2 of item 40, to the extent specified in that item	Secretary, Department of Human Services or Secretary, Department of Treasury and Finance, or both
42.	Department of Human Services	The Act listed in Column 2 of item 40, to the extent specified in that item	Department of Human Services or Department of Treasury and Finance, or both
43.	Minister for Industrial Relations	Child Employment Act 2003 Construction Industry Long Service Leave Act 1997 Outworkers (Improved Protection) Act 2003 Owner Drivers and Forestry Contractors Act 2005 Trade Unions Act 1958	Minister for Employment and Industrial Relations
44.	Minister for Industrial Relations	Long Service Leave Act 1992 Public Sector Employment (Award Entitlements) Act 2006	Minister for Finance
45.	Secretary, Department of Innovation, Industry and Regional Development	The Acts listed in Column 2 of item 44	Secretary, Department of Business and Innovation or Secretary, Department of Treasury and Finance, or both
46.	Department of Innovation, Industry and Regional Development	The Acts listed in Column 2 of item 44	Department of Business and Innovation or Department of Treasury and Finance, or both

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
47.	Minister for Industry and Trade	Aerodrome Landing Fees Act 2003 Australian Airlines (Intrastate Services) Act 1990 Civil Aviation (Carriers' Liability) Act 1961	Minister responsible for the Aviation Industry
48.	Minister for Industry and Trade	Agent-General and Commissioners for Victoria Act 2007 – Except: ● Sections 4, 5, 6, 7 and 8 Victorian Industry Participation Policy Act 2003	Minister for Innovation, Services and Small Business
49.	Minister for Industry and Trade	City of Greater Geelong Act 1993 – ● Part 5	Minister for Local Government
50.	Secretary, Department of Innovation, Industry and Regional Development	The Act listed in Column 2 of item 49, to the extent specified in that item	Secretary, Department of Planning and Community Development
51.	Department of Innovation, Industry and Regional Development	The Act listed in Column 2 of item 49, to the extent specified in that item	Department of Planning and Community Development
52.	Minister for Industry and Trade	Albury–Wodonga Agreement (Repeal) Act 2003	Minister for Regional Cities
53.	Secretary, Department of Innovation, Industry and Regional Development	The Act listed in Column 2 of item 52	Secretary, Department of Planning and Community Development
54.	Department of Innovation, Industry and Regional Development	The Act listed in Column 2 of item 52	Department of Planning and Community Development
55.	Minister for Information and Communication Technology	Road Management Act 2004 – ● Section 31(2)(m)	Minister for Technology
56.	Minister for Innovation	Howard Florey Institute of Experimental Physiology and Medicine (Repeal) Act 2007 Medical Research Institutes Repeal Act 2008	Minister for Technology

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
57.	Minister for Innovation	Film Act 2001 – <ul style="list-style-type: none"> ● Part 2 ● Parts 1, 4 and 5 	Minister for Innovation, Services and Small Business
58.	Minister for Multicultural Affairs	Multicultural Victoria Act 2004 Racial and Religious Tolerance Act 2001 State Owned Enterprises Act 1992 – <ul style="list-style-type: none"> ● Part 3 and Division 2 of Part 2 in so far as they relate to the Victorian Interpreting and Translating Service 	Minister for Multicultural Affairs and Citizenship
59.	Minister for Planning	Planning and Environment Act 1987 – <ul style="list-style-type: none"> ● Part 3C 	Minister for Planning and Minister responsible for the Aviation Industry
60.	Secretary, Department of Planning and Community Development	The Act listed in Column 2 of item 59, to the extent specified in that item	Secretary, Department of Planning and Community Development and Secretary, Department of Business and Innovation
61.	Department of Planning and Community Development	The Act listed in Column 2 of item 59, to the extent specified in that item	Department of Planning and Community Development and Department of Business and Innovation
62.	Minister for Police	Australian Crime Commission (State Provisions) Act 2003 Commissioner for Law Enforcement Data Security Act 2005 Drugs, Poisons and Controlled Substances Act 1981 – <ul style="list-style-type: none"> ● Sections 95(2), 96(1) and 96(2) Firearms Act 1996 Graffiti Prevention Act 2007 – Except: <ul style="list-style-type: none"> ● Part 3 Major Crime (Investigative Powers) Act 2004 – <ul style="list-style-type: none"> ● Part 3 	Minister for Police and Emergency Services

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
		<p>Police Assistance Compensation Act 1968 Police Integrity Act 2008 Police Regulation Act 1958 – Except:</p> <ul style="list-style-type: none"> ● Part III <p>Private Security Act 2004 Seamen’s Act 1958 Sex Offenders Registration Act 2004 Terrorism (Community Protection) Act 2003 –</p> <ul style="list-style-type: none"> ● Part 4 <p>Unlawful Assemblies and Processions Act 1958 Witness Protection Act 1991</p>	
63.	Minister for Police	<p>Control of Weapons Act 1990 Graffiti Prevention Act 2007 –</p> <ul style="list-style-type: none"> ● Part 3 	Minister for Police and Emergency Services or Minister for Crime Prevention, or both
64.	Minister for Roads and Ports	<p>Crown Land (Reserves) Act 1978 –</p> <ul style="list-style-type: none"> ● Only in so far as it relates to the land shown as Crown Allotment 18, section 12, City of Port Melbourne, Parish of Melbourne South as shown on Original Plan No. 119746-A lodged in the Central Plan Office – (LA/32/0012) known as Station Pier <p>Marine Act 1988 Marine Safety Act 2010 Marine Safety Legislation (Lakes Hume and Mulwala) Act 2001 Pollution of Waters by Oil and Noxious Substances Act 1986 – Except:</p> <ul style="list-style-type: none"> ● Sections 8, 9, 10, 11, 12, 13, 18, 19, 20, 21, 22, 23, 23B, 23D, 23E, 23G, 23J, 23K, 23L and 24E <p>Port Management Act 1995 – All sections and Schedules except:</p> <ul style="list-style-type: none"> ● Sections 160, 171 and 173 ● Sections 63AA–63J <p>Transport (Compliance and Miscellaneous) Act 1983 –</p> <ul style="list-style-type: none"> ● Section 84A and Part VIIA <p>Transport Integration Act 2010 –</p> <ul style="list-style-type: none"> ● Part 6, Divisions 3A and 3B ● Part 6, Division 4 insofar as it relates to the Port of Melbourne Corporation and the Victorian Regional Channels Authority <p>Westernport (Crib Point Terminal) Act 1963</p>	Minister for Ports

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
65.	Minister for Roads and Ports	<p>Accident Towing Services Act 2007 Chattel Securities Act 1987 –</p> <ul style="list-style-type: none"> ● Part 3 <p>East Link Project Act 2004 Local Government Act 1989 –</p> <ul style="list-style-type: none"> ● Clauses 4 and 9(3) of Schedule 11 and section 123 in so far as it relates to the revocation of local laws made pursuant to the powers conferred by those clauses by reason of section 207 of the Act <p>Major Transport Projects Facilitation Act 2009 Melbourne City Link Act 1995 Road Management Act 2004 Road Safety Act 1986 – Except:</p> <ul style="list-style-type: none"> ● Part 6A <p>Transport (Compliance and Miscellaneous) Act 1983 –</p> <ul style="list-style-type: none"> ● Part VI and Part VII, Division 3 <p>Transport Integration Act 2010 –</p> <ul style="list-style-type: none"> ● Part 5, Division 2 ● Part 6, Division 3 ● Part 6, Division 4 insofar as it relates to the Linking Melbourne Authority 	Minister for Roads
66.	Minister for Roads and Ports	<p>Transport (Compliance and Miscellaneous) Act 1983 – Except:</p> <ul style="list-style-type: none"> ● Part II, Division 1, Subdivisions 2 and 4; Part VI, Division 10; and Part VII, Divisions 4, 4AA, 4A and 4B ● Section 77A ● Part VI and Part VII, Division 3 ● Section 84A and Part VIIA <p>Transport Integration Act 2010 –</p> <ul style="list-style-type: none"> ● Parts 1, 2, 3, 4, 7 and 8 	Minister for Roads or Minister for Ports
67.	Minister for Roads and Ports	<p>Land Act 1958 –</p> <ul style="list-style-type: none"> ● In so far as it relates to the land coloured green on Plans numbered LEGL./08-002 and LEGL./08-003, lodged in the Central Plan Office <ul style="list-style-type: none"> ○ Except Division 6 of Part I, Subdivision 3 of Division 9 of Part I, section 209, and the remainder of the Act where it relates to the sale and alienation of Crown Lands as set out in Administrative Arrangements Order No. 58 ○ Except sections 201, 201A and 399 	Minister for Roads or Minister for Ports, or both

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
		<ul style="list-style-type: none"> ● In so far as it relates to the exercise of power relating to the leases and licences under Subdivisions 1 and 2 of Division 9 of Part I in respect of the land described as Allotment 18 of section 12 City of Port Melbourne Parish of Melbourne South being the land in Certified Plan No. 119746 lodged in the Central Plan Office of the Department of Sustainability and Environment Transport (Compliance and Miscellaneous) Act 1983 – <ul style="list-style-type: none"> ● Section 77A 	
68.	Minister for Roads and Ports	Road Safety Act 1986 – <ul style="list-style-type: none"> ● Part 6A 	Minister for Roads and Minister for Crime Prevention
69.	Secretary, Department of Transport	The Act listed in Column 2 of item 68, to the extent specified in that item	Secretary, Department of Transport and Secretary, Department of Justice
70.	Department of Transport	The Act listed in Column 2 of item 68, to the extent specified in that item	Department of Transport and Department of Justice
71.	Minister for Senior Victorians	Health Services Act 1988 – <ul style="list-style-type: none"> ● Sections 99–101, 103, 106, 106A, 106B, 106C, 107, 108 and 108A–108S ● Sections 11, 70–76, 82–97, 102, 104–105, 109–112, 114, 115, 119, 140 and 158 in so far as they relate to supported residential services 	Minister for Ageing or Minister for Community Services or both
72.	Minister for Senior Victorians	Health Services Act 1988 – <ul style="list-style-type: none"> ● Part 5 (except for section 119) and sections 145–157 	Minister for Ageing, Minister for Health, Minister for Community Services, or any two or more of those Ministers

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
73.	Secretary, Department of Health	The Acts listed in Column 2 of items 71 and 72, to the extent specified in those items	Secretary, Department of Health or Secretary, Department of Human Services, or both
74.	Department of Health	The Acts listed in Column 2 of items 71 and 72, to the extent specified in those items	Department of Health or Department of Human Services, or both
75.	Minister for Skills and Workforce Participation	<p>Australian Catholic University (Victoria) Act 1991 Deakin University Act 1974 Deakin University Act 2009 Deakin University (Victoria College) Act 1991 Deakin University (Warrnambool) Act 1990 Education and Training Reform Act 2006 –</p> <ul style="list-style-type: none"> ● Sections 2.5.3(2)(ab), (ib), (ic), (p)(ii) & (tb) and section 2.5.3(5) ● Section 2.5.3 (except for sections 2.5.3(2)(ab), (ib), (ic), (p)(ii) & (tb) and section 2.5.3(5)) insofar as it relates to international education, vocational education and training, and senior secondary certificate delivery by registered education and training organisations and adult community and further education providers; Chapter 3; Sections 4.2.7A and 4.2.7B; Division 3 of Part 4.3 insofar as it relates to courses delivered and qualifications issued to students other than students in schools; Division 4 of Part 4.3; Division 5 of Part 4.3; Division 6 of Part 4.3; sections 4.4.1 and 4.4.2 insofar as they relate to courses delivered and qualifications issued to students other than students in schools; section 4.4.3; section 4.4.4; section 4.4.5 insofar as it relates to courses delivered and qualifications issued to students other than students in schools; Part 4.5 in so far as it relates to courses delivered to overseas students, other than overseas students in schools; section 4.6.3; section 4.6.4; section 4.7.5; section 4.7.6; section 5.2.1(2)(d)(ii); section 5.2.1(2)(d)(iii); section 5.2.1(2)(d)(iv); Divisions 2 and 3 of Part 5.4; Part 5.5; Section 6.1.6; Schedules 3 and 4 	Minister for Higher Education and Skills

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
		<ul style="list-style-type: none"> ● Sections 4.2.4, 4.2.5 and 4.2.8 ● Chapter 1 (except section 1.1.3(1)); Part 4.1; Sections 4.2.1, 4.2.2, 4.2.3, 4.2.6, 4.2.7; section 4.6.1; section 4.6.2; Part 4.7 (except sections 4.7.1, 4.7.5 and 4.7.6); Part 4.8; Part 4.9; Part 5.1; Part 5.2 (except subparagraphs (i) to (iv) of section 5.2.1(2)(d) and section 5.2.1(6)); section 5.3.1; section 5.3.2; section 5.3.3; Part 5.3A; Division 1 of Part 5.4; section 5.7.2; Part 5.8 (except section 5.8.5); Part 5.9; Part 5.10; Section 6.1.9; and Schedules 2, 5, 6, 8 and 9 ● Section 1.1.3(1) <p>La Trobe University Act 2009 Marcus Oldham College Act 1995 Melbourne College of Divinity Act 1910 Monash University Act 2009 Royal Melbourne Institute of Technology Act 2010 Swinburne University of Technology Act 1992 Swinburne University of Technology Act 2010 University of Ballarat Act 2010 University of Melbourne Act 2009 Victoria University Act 2010 Victorian College of Agriculture and Horticulture Act 1982</p>	
76.	Secretary, Department of Innovation, Industry and Regional Development	The Acts listed in Column 2 of item 75, to the extent specified in that item	Secretary, Department of Education and Early Childhood Development
77.	Department of Innovation, Industry and Regional Development	The Acts listed in Column 2 of item 75, to the extent specified in that item	Department of Education and Early Childhood Development
78.	Minister for Small Business	<p>ANZAC Day Act 1958 – Except:</p> <ul style="list-style-type: none"> ● Sections 3 and 4A ● Section 4 <p>Public Holidays Act 1993 Retail Leases Act 2003 Shop Trading Reform Act 1996 Small Business Commissioner Act 2003 Summer Time Act 1972</p>	Minister for Innovation, Services and Small Business

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
79.	Minister for Sport, Recreation and Youth Affairs	ANZAC Day Act 1958 – <ul style="list-style-type: none"> ● Section 4 Commonwealth Games Arrangements Act 2001 <ul style="list-style-type: none"> – Except: ● Part 2 ● Divisions 1 and 2 of Part 3 ● Part 4 ● Section 48B Crown Land (Reserves) Act 1978 – <ul style="list-style-type: none"> ● Only in so far as it relates to the land described as Crown Allotment 16F, section 37B, City of South Melbourne in the Parish of Melbourne South, County of Bourke and known as the former Distance Education Centre in Albert Park Major Sporting Events Act 2009 Professional Boxing and Combat Sports Act 1985 Sport and Recreation Act 1972 Sports Anti-doping Act 2005 World Swimming Championships Act 2004	Minister for Sport and Recreation
80.	Minister for Sport, Recreation and Youth Affairs	Girl Guides Association Act 1952 Scout Association Act 1932	Minister for Youth Affairs
81.	Secretary, Department of Planning and Community Development	The Acts listed in Column 2 of item 80	Secretary, Department of Human Services
82.	Department of Planning and Community Development	The Acts listed in Column 2 of item 80	Department of Human Services
83.	Minister for Sport, Recreation and Youth Affairs	Melbourne and Olympic Parks Act 1985 – <ul style="list-style-type: none"> Except: ● Sections 24-28 Melbourne Cricket Ground Act 2009 State Sport Centres Act 1994	Premier
84.	Secretary, Department of Planning and Community Development	The Acts listed in Column 2 of item 83, to the extent specified in that item	Secretary, Department of Premier and Cabinet
85.	Department of Planning and Community Development	The Acts listed in Column 2 of item 83, to the extent specified in that item	Department of Premier and Cabinet

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
86.	Premier	Bushfires Royal Commission (Report) Act 2009	Minister for Bushfire Response
87.	Secretary, Department of Premier and Cabinet	The Act listed in Column 2 of item 86	Secretary, Department of Justice
88.	Department of Premier and Cabinet	The Act listed in Column 2 of item 86	Department of Justice
89.	Treasurer	Financial Management Act 1994 – <ul style="list-style-type: none"> ● Sections 27A–27C ● Sections 62–63 	Minister for Finance
90.	Secretary, Department of Innovation, Industry and Regional Development	Aerodrome Landing Fees Act 2003 Agent-General and Commissioners for Victoria Act 2007 – Except: <ul style="list-style-type: none"> ● Sections 4, 5, 6, 7 and 8 ANZAC Day Act 1958 – Except: <ul style="list-style-type: none"> ● Sections 3 and 4A ● Section 4 Australian Airlines (Intrastate Services) Act 1990 Australian Grands Prix Act 1994 Civil Aviation (Carriers' Liability) Act 1961 Child Employment Act 2003 Chinatown Historic Precinct Act 1984 Commonwealth Games Arrangements Act 2001 – <ul style="list-style-type: none"> ● Part 2 ● Divisions 1 and 2 of Part 3 ● Part 4 Construction Industry Long Service Leave Act 1997 Crown Land (Reserves) Act 1978 – In so far as it relates to the following land: <ul style="list-style-type: none"> ● Crown allotments 2219, 2220, 2221 and 2222 on OP122930 and Crown allotments 2026, 2031, 2162 and 2223 on OP122933, County of Bourke, Parish of Melbourne South, City of South Melbourne Emerald Tourist Railway Act 1977 Film Act 2001 – <ul style="list-style-type: none"> ● Part 2 ● Parts 1, 4 and 5 Howard Florey Institute of Experimental Physiology and Medicine (Repeal) Act 2007	Secretary, Department of Business and Innovation

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
		Medical Research Institutes Repeal Act 2008 Melbourne Convention and Exhibition Trust Act 1996 Melbourne Market Authority Act 1977 Outworkers (Improved Protection) Act 2003 Owner Drivers and Forestry Contractors Act 2005 Project Development and Construction Management Act 1994 – <ul style="list-style-type: none"> ● Parts 5A (except to the extent that it relates to the exercise of powers and functions under Part 9A of the Planning and Environment Act 1987) and 8 Public Holidays Act 1993 Retail Leases Act 2003 Road Management Act 2004 <ul style="list-style-type: none"> ● Section 31(2)(m) Shop Trading Reform Act 1996 Small Business Commissioner Act 2003 Summer Time Act 1972 Tourism Victoria Act 1992 Trade Unions Act 1958 Victorian Industry Participation Policy Act 2003	
91.	Department of Innovation, Industry and Regional Development	The Acts listed in Column 2 of item 90, to the extent specified in that item	Department of Business and Innovation
92.	Secretary, Department of Innovation, Industry and Regional Development	Regional Development Victoria Act 2002 Regional Infrastructure Development Fund Act 1999	Secretary, Department of Planning and Community Development
93.	Department of Innovation, Industry and Regional Development	The Acts listed in Column 2 of item 92	Department of Planning and Community Development
94.	Secretary, Department of Planning and Community Development	Abortion Law Reform Act 2008 Queen Victoria Women’s Centre Act 1994 Young Women’s Christian Association of Australia Incorporation Act 1962 Disability Act 2006	Secretary, Department of Human Services
95.	Department of Planning and Community Development	The Acts listed in Column 2 of item 94	Department of Human Services

This page was left blank intentionally

bluestar  **PRINT**

The *Victoria Government Gazette* is published by Blue Star Print with the authority of the Government Printer for the State of Victoria

© State of Victoria 2011

This publication is copyright. No part may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Address all enquiries to the Government Printer for the State of Victoria

Level 2 1 Macarthur Street
Melbourne 3002
Victoria Australia

How To Order**Mail Order****Victoria Government Gazette**

Level 5 460 Bourke Street
Melbourne 3000
PO Box 1957 Melbourne 3001
DX 106 Melbourne

**Telephone**

(03) 8523 4601

**Fax**

(03) 9600 0478

email

gazette@bluestargroup.com.au

**Retail &
Mail Sales****Victoria Government Gazette**

Level 5 460 Bourke Street
Melbourne 3000
PO Box 1957 Melbourne 3001

**Telephone**

(03) 8523 4601

**Fax**

(03) 9600 0478

**Retail
Sales****Information Victoria**

505 Little Collins Street
Melbourne 3000

**Telephone**

1300 366 356

**Fax**

(03) 9603 9920

Price Code A