



# **Victoria Government Gazette**

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**GENERAL**

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As from 2 February 2012

The last Special Gazette was No. 23 dated 1 February 2012

The last Periodical Gazette was No. 1 dated 14 June 2011.

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**VICTORIA GOVERNMENT GAZETTE**

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JENNY NOAKES  
Government Gazette Officer

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**PRIVATE ADVERTISEMENTS****Trustee Act 1958****VICTORIA****Notice of Intended Distribution**

**Ansett Residual Superannuation Fund**  
ABN 72 138 705 849

Creditors, next-of-kin and others having claims in respect of the assets of the Ansett Residual Superannuation Fund are required by the Trustee, Mercer Superannuation (Australia) Limited (MSAL), ABN 79 004 717 533, AFSL number 235906, GPO Box 9946, Melbourne, Victoria 3001, to send particulars to it by 2 April 2012, after which date the Trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated 2 February 2012

**DISSOLUTION OF PARTNERSHIP**

Take notice that as and from 5 December 2011 the partnership carried on by David Arthur Young and Charles Nikakis trading as Haines and Polites has been dissolved and as from that date Charles Nikakis and Paul Raymond Tomlinson carry on the business under the same trading name.

**DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the partnership between D. J. Pullen and D. K. Connolly registered as Stellar Landscapes & Property Maintenance, conducting business in the south-eastern suburbs was dissolved on 1 November 2011 and continues to be carried on by D. K. Connolly as a sole trader.

**DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the partnership between S. Chong and S. A. Wilkinson, registered as The Measure Creative, conducting business in Collingwood, Victoria 3066, was dissolved on 31 January 2012 and carried on solely by S. A. Wilkinson.

DIMITRIOS ROSSIDIS, late of 82 Lincoln Drive, Thomastown, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 August 2011, are required by the executor, Con Rossidis, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said State, to send particulars to him by 3 April 2012, after which date the executor may convey or distribute the assets, having regards only to claims to which he has notice.

Dated 23 January 2012

ARTHUR J. DINES & CO., solicitors,  
2 Enterprise Drive, Bundoora 3083.

Re: EILEEN INEZ SMITH, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 November 2011, are required by the trustee, Donna Kathleen Wade, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustee by 13 April 2012, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

BORCHARD & MOORE, solicitors,  
44 Douglas Street, Noble Park 3174.

Re: Estate of ALFRA KATHLEEN McALLEN, late of Mentone Gardens Special Accommodation Home, 60–70 Nepean Highway, Mentone, Victoria, widow, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of the deceased, who died on 2 September 2011, are required by the trustee, Karen Decima Buxton, to send particulars of their claims to the trustee, care of the undermentioned legal practitioners, by 3 April 2012, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

BRENDAN HOLLAND & MICHAEL CAHIR,  
legal practitioners,  
130 Balcombe Road, Mentone 3194.

Creditors, next-of-kin and others who have claims in respect of the estate of JEAN LILLIAN HARDWIDGE, late of Harnham Drive, Bairnsdale, in the State of Victoria, deceased,

who died on 21 October 2011, are to send particulars of their claims to the administrators, care of Engel & Partners Pty of 109 Main Street, Bairnsdale, by 2 April 2012, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

ENGEL & PARTNERS PTY, legal practitioners,  
109 Main Street, Bairnsdale 3875.

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Creditors, next-of-kin and others who have claims in respect of the estate of RONALD ALFRED PLYMIN, late of 17 Nicholson Court, Nicholson, in the State of Victoria, deceased, who died on 14 October 2011, are to send particulars of their claims to the administrators, care of Engel & Partners Pty of 109 Main Street, Bairnsdale, by 2 April 2012, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

ENGEL & PARTNERS PTY, legal practitioners,  
109 Main Street, Bairnsdale 3875.

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NORMAN CHARLES LEESON, late of 34 Iona Avenue, Belmont, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 April 2010, are required by Ivan Brian Leeson, the executor of the deceased's estate, to send particulars to him, care of the undermentioned lawyers, by 2 April 2012, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

HARWOOD ANDREWS LAWYERS,  
70 Gheringhap Street, Geelong 3220.

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Re: HENRY ROBERT BEAMES, late of 42 Olive Road, Lynbrook, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 June 2011, are requested by the trustees to send particulars of their claim to them at the office of their solicitors, John Burgess & Co., solicitors, 255 Springvale Road, Springvale, Victoria 3171, by 5 April 2012, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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Re: NORMA ELAINE BOYLE, late of Noble Gardens Aged Care, 55 Thomas Street, Noble Park, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 May 2011, are required by the trustee, Keith James Boyle, to send particulars to the trustee, care of the undermentioned solicitors, by 6 April 2012, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

MAHONS with Yuncken & Yuncken, solicitors,  
178 Whitehorse Road, Blackburn 3130.

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Creditors, next-of-kin and others having claims in respect of the estate of FELIX KWIAT, late of Noble Manor, 33 Frank Street, Noble Park, Victoria, pensioner, deceased, who died on 21 December 2011, are required to send particulars of such claims to the executor, care of the undermentioned solicitors, by 3 April 2012, after which date the executor will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

PIETRZAK SOLICITORS,  
222 LaTrobe Street, Melbourne 3000.

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Re: MARIA TERESA MARGHERITA MASTROMANNO (in the Will called Teresa Mastromanno), late of Monash Gardens Nursing Home, 355 Wellington Road, Mulgrave, in the State of Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 September 2011, are required by Enio Mastromanno (in the Will called Ennio Mastromanno), the trustee of the estate of the deceased, to send particulars of their claims to him, care of the undermentioned lawyers, by 2 April 2012, by which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

RUSSO PELLICANO CARLEI, lawyers,  
43 Atherton Road, Oakleigh, Victoria 3166.

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Re: JEANETTE ADA RUSSELL, late of Unit 13, 8 Robinson Road, Baxter, Melbourne, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 November 2011, are required to send particulars of their claims to Equity Trustees Limited of GPO Box 2307, Melbourne, Victoria 3001, by 25 April 2012, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

WILLS & PROBATE VICTORIA, lawyers,  
Level 3, 20–22 McKillop Street, Melbourne 3000.

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**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES****Planning and Environment Act 1987****GLEN EIRA PLANNING SCHEME**

## Notice of Preparation of Amendment

## Amendment C87

## Authorisation A01980

The Glen Eira Council has prepared Amendment C87 to the Glen Eira Planning Scheme.

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

The land affected by the Amendment includes areas of residential land in the municipality that have been identified as having a high degree of neighbourhood character significance and shown on the maps to the Amendment in Neighbourhood Character Overlays and Design and Development Overlays.

The Amendment proposes to:

- update the Municipal Strategic Statement at Clause 21.04 to reflect the 'Glen Eira Neighbourhood Character Review Final Report, March 2011 (Planisphere)';
- include the 'Glen Eira Neighbourhood Character Review Final Report, March 2011 (Planisphere)' as a reference document in Clauses 21.04; and 22.08;
- amend Clause 22.08 – Minimal Change Area Policy to reflect the changes in status of the Significant Character Areas not proposed to be included in a Neighbourhood Character Overlay and the Final Report;
- amend Clause 22.07 – Housing Diversity Area Policy to reflect the change in status of some of the Significant Character Areas not proposed to be included in the Neighbourhood Character Overlays;
- include 17 residential areas of the municipality in Neighbourhood Character Overlays and Design and Development Overlays; and
- amend the Schedule to Clause 61.03 to include the Neighbourhood Character Overlay and the Design and Development 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: during office hours, at the office of the planning authority, Glen Eira City Council, Customer Service Centre, corner Glen Eira and Hawthorn Roads, Caulfield; at the Department of Planning and Community Development website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection); at the City of Glen Eira website, [www.gleneira.vic.gov.au](http://www.gleneira.vic.gov.au); during library opening hours at the following public libraries: Bentleigh Library, 161 Jasper Road, Bentleigh, Victoria 3204; Carnegie Library, 7 Shepparson Avenue, Carnegie, Victoria 3163; Caulfield Library, corner Hawthorn and Glen Eira Roads, Caulfield South, Victoria 3162; and Elsternwick Library, 4 Staniland Grove, Elsternwick, Victoria 3185.

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

The closing date for submissions is 5 March 2012. A submission must be sent to: Town Planning Department (Strategic Planning), Glen Eira City Council, PO Box 42, Caulfield South, Victoria 3162.

JEFF AKEHURST  
Director City Development

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

## Notice of Preparation of Amendment

## Amendment C239

## Authorisation A2126

The City of Greater Geelong Council has prepared Amendment C239 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 City of Greater Geelong Council as planning authority to prepare the Amendment.

The Amendment affects land within the Township Zone of Anakie, Batesford and Ceres by implementing the findings of a 'Review of DDO14 – dwellings over 7.5 metres', for

Anakie, Batesford and Ceres townships. This Amendment seeks to delete DDO14 from Anakie and Batesford, whilst retaining it permanently on Ceres.

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

For further information call 5272 4820.

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

Submissions close Monday 5 March 2012.

Submissions must be in writing and sent to: The Coordinator, Strategic Implementation Unit, City of Greater Geelong, PO Box 104, Geelong, Victoria 3220; or by email to [strategicplanning@geelongcity.vic.gov.au](mailto:strategicplanning@geelongcity.vic.gov.au)

PETER SMITH

Coordinator Strategic Implementation

Please be aware that all submissions received will be made publicly available for consideration as part of the planning process. Submissions can be viewed at 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

### THE CITY OF KINGSTON PLANNING SCHEME

#### Notice of Preparation of Amendment

#### Amendment C111

#### Authorisation A01776

The City of Kingston Council has prepared Amendment C111 to the Kingston Planning Scheme.

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

The land affected by the Amendment is at the Southern Road North Precinct, Mentone.

In summary the Amendment now proposes to (changes made to the original Amendment are highlighted in bold):

- Rezone the Southern Road North Precinct from an Industrial 1 Zone to a Residential 3 Zone;
- **Introduce a site specific provision, utilising Clause 52.03 of the Kingston Planning Scheme, for the whole of the subject land providing guidance to future development. The proposed provisions provide for:**
  - **Limiting the maximum overall building height to 12 m;**
  - **Applying a minimum setback for any fourth storey, of 9 metres from number 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31 Deville Avenue, number 34 Southern Road and number 58 Allandale Road, Mentone; and**
  - **Applying the same standards as those applied to land located in a Residential 1 Zone in the City of Kingston for Clauses 54 and 55 of the Kingston Planning Scheme in relation to Standards A5 and B8 (site coverage) and A17 and B28 (private open space).**
- Apply an Environmental Audit Overlay to the land affected by the Amendment;
- Include the land within a Schedule to the Design and Development Overlay (DDO) and **include a notation to refer to Clause 52.03 of the Kingston Planning Scheme;**
- Amend Clause 21.07 Industrial Framework Plan of the Local Planning Policy Framework by deleting the Southern Road Precinct as an existing industrial area and including the area in the medium – long term redevelopment for housing and/or mixed uses; and
- Amend Clause 21.05 Residential Land Use Framework Plan of the Local Policy Framework by including the area for promotion of Incremental Housing Change.

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,



City of Kingston, Level 1, 1230 Nepean Highway, Cheltenham; at the Kingston City Council website, <http://www.kingston.vic.gov.au>; and at the Department of Planning and Community Development website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

The closing date for submissions is 2 March 2012. A submission must be sent to the City of Kingston, care of Sarah Capenerhurst, Strategic Planning Department, PO Box 1000, Mentone, Victoria 3194.

JONATHAN GUTTMANN  
Manager, City Strategy

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**Planning and Environment Act 1987**

**MOUNT ALEXANDER  
PLANNING SCHEME**

**Notice of Preparation of Amendment**

**Amendment C55**

**Authorisation A02142**

The Mount Alexander Shire Council has prepared Amendment C55 to the Mount Alexander Planning Scheme.

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

The Amendment affects places in the former Shire of Newstead and includes the towns and rural centres of Campbells Creek, Fryerstown, Guildford, Newstead and Vaughan.

The Amendment proposes to implement the findings of the former Shire of Newstead Heritage Study by:

- amending the schedule to the Heritage Overlay to include 244 new places of individual heritage significance and introducing 5 new heritage precincts;
- updating the list of reference documents; and
- introducing two new Incorporated Documents into 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 following locations: Mount Alexander Shire Council, Town Hall, 25 Lyttleton Street, Castlemaine; Mount Alexander Shire Council, Municipal Offices, 9 Halford Street, Castlemaine; and at the Department of Planning and Community Development website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

The closing date for submissions is 23 March 2012. A submission must be sent to the Shire of Mount Alexander.

PHIL ROWLAND  
Chief Executive Officer

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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, of 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 9 April 2012, 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.

BAKER, Mena Lillian, late of 4 Norman Grove, Thomastown, Victoria 3074, retired, deceased, who died on 29 November 2010.

BUFFHAM, Bryan Phillip, late of Lilley Lodge Nursing Home, 9 Brown Street, Long Gully, Victoria 3550, deceased, who died on 13 July 2011.

BURTON, Maxwell William, late of 34 Thomas Street, Croydon South, Victoria 3136, retired, deceased, who died on 19 October 2011.

CONGDON, John Edward Daniel, late of Unit 2/60 Abbotsford Street, Abbotsford, Victoria 3067, retired, deceased, who died on 6 January 2011.

HELLMAN, Egon, late of Kirralie Residential Aged Care Facility, 207 Richards Street, Ballarat East, Victoria 3350, retired, deceased, who died on 15 September 2011

HOFFMAN, Lois Noelle, late of Unit 2/6A Witchwood Close, Albanvale, Victoria 3021, bank clerk, deceased, who died on 8 September 2011.

KRUEGER, Hans, late of Heathmont Lodge, 261 Canterbury Road, Heathmont, Victoria 3135, pensioner, deceased, who died on 1 August 2011.

McINNES, Annette Maria, late of Community Accommodation Sunbury, 14 Ross Court, Sunbury, Victoria 3429, gentlewoman, deceased, who died on 26 September 2011.

OGILVIE, Geoffrey John Leslie, late of Unit 3/757 Point Nepean Road, Rosebud, Victoria 3939, deceased, who died on 18 August 2011.

PURSER, Roma Mary, late of Hazeldean Nursing Home, 211–215 Osborne Street, Williamstown, Victoria 3016, deceased, who died on 4 October 2011.

STEWART, John Michael, late of 25 Stradbroke Road, Montrose, Victoria 3765, deceased, who died on 2 September 2011.

WEINMAN, Patricia Maud, late of Elizabeth Gardens Nursing Home, 2 Elizabeth Street, Burwood, Victoria 3125, deceased, who died on 23 April 2011.

Dated 30 January 2012

STEWART MACLEOD  
Manager  
Client Services

#### EXEMPTION

Application No. A305/2011

The Victorian Civil and Administrative Tribunal (the Tribunal) has received an application, pursuant to section 89 of the **Equal Opportunity Act 2010**, by BAE Systems Australia Limited (the Applicant). The application, received on 21 October 2011, is for an exemption in the same terms as an exemption previously granted to the Applicant, which expired on 22 October 2011 (A362/2007).

Pending the hearing and determination of the current application for an exemption, the Applicant has sought an interim exemption on the same terms as that granted in 2008. An interim exemption in those terms was granted with effect from 3 November 2011 to 2 February 2012. A further interim exemption is required, as the hearing and determination of the current application has not been completed.

The application for exemption is to enable the Applicant to discriminate on the grounds of nationality against any member of its Victorian workforce or person wishing to join its Victorian workforce in relation to controlling access to specified technology or technical data for defence-related projects undertaken or to be undertaken by it, to the extent required to enable it to comply with its other statutory obligations and its contractual obligations. Details of the conduct in respect of which the exemption is sought are set out in the application filed with the Tribunal.

In this exemption –

‘Commission’ means the Victorian Equal Opportunity and Human Rights Commission.

‘Controlled information’ means information (including classified or sensitive information and technical data) to which the security requirements apply.

‘Controlled material’ means material (including equipment, technology, articles and services) to which the security requirements apply.

‘Discriminate’, ‘employee’ and ‘contract worker’ each have the meaning given in the EO Act.

‘EO Act’ means the **Equal Opportunity Act 2010** (Vic.).

‘Security requirements’ means any of the following –

- (a) requirements made by the Australian government, that government’s Department of Defence or any other department of that government under the Customs (Prohibited Exports) Regulations 1958 (Cth), the Defence Services Manual, or a term or condition of a licence or approval granted under those Regulations or under the **Customs Act 1901** (Cth), including requirements for personal security clearances;

- (b) the requirements of laws of the United States of America, including but not limited to, the International Trafficking in Arms Regulations and the Export Administration Regulations including requirements of any permit, licence or approval granted, or agreement made, under those laws;
- (c) Contractual requirements applying to the Applicant and relating to any of the requirements mentioned in paragraph (a) or (b).

‘Specified conduct’ means to discriminate on the ground of the nationality against any member of the Applicant’s Victorian workforce or anyone who wishes to join that workforce, in relation to defence-related projects undertaken or to be undertaken by the Applicant, and only to the extent required to enable the Applicant to comply with the security requirements, and includes but is not limited to the following conduct to the extent that it is required to enable the Applicant to comply with the security requirements –

- (a) requiring members or potential members of the Applicant’s Victorian workforce to provide details of their nationality and country of origin to enable the Applicant to determine whether they are permitted under the security requirements to work on certain defence-related projects or to have access to controlled material or controlled information;
- (b) identifying (by means of a badge, maintenance of a list or otherwise) those in its Victorian workforce permitted by virtue of their nationality to work on certain defence-related projects or have access to related controlled material or controlled information so as to distinguish them from those not so permitted;
- (c) preventing the release of controlled material or controlled information to members of that workforce on the basis of their nationality;
- (d) requiring members of that workforce to execute formal security agreements based on nationality;
- (e) restricting access to controlled material and controlled information connected with certain defence-related projects to particular members of that workforce based on their nationality;
- (f) restricting access to areas of its facilities connected with certain defence-related projects to particular members of its Victorian workforce based on their nationality;
- (g) rejecting applications to join its Victorian workforce in positions relating to certain defence-related projects based on the Applicant’s nationality, and taking into account a person’s nationality in determining who should be offered employment or contract work requiring access to controlled material or controlled information;
- (h) transferring members of its Victorian workforce from certain defence-related projects on the basis that, due to their nationality, the Applicant may not permit them to work on those projects, whether that transfer takes into account existing or changed nationality;
- (i) disclosing information about the nationality of members of its Victorian workforce to –
  - (i) the US Department of State;
  - (ii) the US Department of Commerce;
  - (iii) the US Federal Aviation Authority;
  - (iv) the Australian Department of Defence;
  - (v) any other organisation for which or on whose behalf or at whose request the Applicant undertakes work in respect of which the Applicant has (directly or indirectly) an obligation not to transfer defence-related information to non-Australian citizens.

‘US’ means United States of America.

‘Workforce’ of the Applicant means the Applicant’s employees and contract workers.

No exception or current exemption already applies to the exempt conduct and in the absence of an exemption the exempt conduct would amount to prohibited discrimination.

When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of certain members of the Applicant's Workforce. I am satisfied that for the purposes of this further interim exemption, the limit imposed by this exemption is reasonable and justified under the Charter.

Upon reading the Orders made on 11 September 2008 and 16 October 2008 and the Reasons given for those Orders and material submitted in support of the current application, including the affidavits of David Mahony, the Tribunal is satisfied that it is appropriate to grant an exemption on the same terms as the 2008 exemption for a limited period of three months to allow the current application to be heard and determined.

The Tribunal hereby grants an exemption to the Applicant from the operation of sections 16, 18, 21, 107 and 182 of the EO Act to enable the Applicant to engage in the specified conduct.

This exemption is subject to the conditions in the Schedule. The exemption is to remain in force from 3 February 2012 to 2 May 2012.

Dated 23 January 2012

A. DEA  
Member

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#### SCHEDULE OF CONDITIONS TO EXEMPTION NO A305/2011

1. This exemption applies only to conduct by the Applicant where it has taken all steps reasonably available (including steps that might be taken in negotiating or performing any contract) to avoid the necessity to engage in the specified conduct.
2. Where the specified conduct involves moving a member of the Applicant's Victorian workforce from one project, area or facility to another, the Applicant must, through a duly authorised officer, explain to the person why he or she is being transferred and must otherwise take all reasonable steps to avoid or limit harm or loss to that person which might arise from the transfer.
3. Where the Applicant has a system of badges or security passes to identify those in its Victorian workforce permitted by virtue of their nationality to work on certain defence-related projects or to access related controlled material or controlled information, or levels of access to that material or information, the pass or badge may show a code that indicates the holder's nationality, but not in such a way that a person unfamiliar with the code would be able to identify that nationality.
4. All information relating to security passes or badges, security clearance levels, or access to controlled material or controlled information, must be restricted to the Applicant's Manager of Security and Human Resources Manager and their properly appointed nominees on a 'need to know' basis.
5. The Applicant's employment policies must be amended as soon as reasonably possible so as to refer to the terms and conditions of this exemption, and to make it clear that the purpose of requiring information regarding nationality is solely to enable compliance with the security requirements.
6. The Applicant must provide a copy of this exemption to –
  - (a) existing contractors who supply it with contract workers, as soon as is reasonably possible after this exemption commences; and
  - (b) any new contractors who supply it with contract workers, as soon as is reasonably possible after the relevant contract is entered into.

7. The Applicant must report in writing to the Commission and the Tribunal six months after the commencement of this exemption, and every six months thereafter while the exemption is in force detailing in respect of the period to which the report relates, and in respect of the matters covered by this exemption –
  - (a) the steps taken by the Applicant to comply with the EO Act and the terms and conditions of this exemption, including training and education given to its Victorian workforce, compliance audits, and any complaints made under the EO Act;
  - (b) the number of applications to join its Victorian workforce rejected under the exemption and whether any (and if so, how many) were subsequently appointed to other roles;
  - (c) the number of members of its Victorian workforce moved to other projects, areas or facilities under the exemption, and any steps taken to minimise harm or loss to those people arising from the transfers;
  - (d) the number of Victorian workforce vacancies advertised or offered under the exemption.
8. The Tribunal, in determining whether to renew or revoke this exemption, may (as well as other factors) take into account any breach of these conditions and anything in any report under condition 7.

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#### EXEMPTION

Application No. A343/2011

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Northern Family and Domestic Violence Service, Berry Street Victoria Inc. (the applicant). The application for exemption is to enable the applicant to advertise for and employ only women to work within the applicant's Northern Family and Domestic Violence Service (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavit of Ric Pawsey, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 16, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- The applicant is an independent, not-for-profit community organisation that provides services to children, young people and families who have experienced the trauma of family violence, child abuse and neglect. The Northern Family and Domestic Violence Service (NFDVS) provides services to support women and children who are victims of domestic violence. Users of the service include Indigenous women and children, women and children from culturally and linguistically diverse backgrounds, women and children with disabilities, lesbian, bisexual, transgender and intersex people, female sex workers and women prisoners and ex prisoners. In the 2010–2011 financial year the NFDVS provided services to over 3,500 women and 100% of the adult clients in that period were female.
- As at November 2011, the applicant employed approximately 529 effective full time staff. As at 30 July 2011, the permanent workforce was approximately 25% male and 75% female. As at November 2011, the NFDVS employed 25 people. The exemption to employ only women is confined to the NFDVS and no exemption is sought for the applicant's other services or the broader organisation.
- In order to receive services, clients are required to disclose details of their experiences of violence. The majority of the perpetrators of family and domestic violence are male and the overwhelming majority of the victims of this violence are female. Due to the often very serious and sensitive nature of family and domestic violence, it is not appropriate to expect a woman to disclose those experiences to a male worker. Women may experience re-traumatisation if they are expected to disclose experiences to a male worker. It is appropriate, in this instance, for women to engage with a female worker only and the applicant can better provide services where it can guarantee that women who are victims can engage with women workers. If requests for services are received from males who are

victims of family and domestic violence, they can be referred to another community support organisation, the Victims Support Agency or the Men's Referral Service.

- The applicant was previously granted an exemption in the same terms, which expired on 1 February 2011 (A343/2011). No exception applies to the exempt conduct and in the absence of an exemption the exempt conduct would amount to prohibited discrimination.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of men who would wish to be employed by the applicant in the NFDVS. I am satisfied that, in the circumstances discussed above, the limit imposed by this exemption is reasonable and justified under the Charter.

The Tribunal hereby grants an exemption from the operation of sections 16, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 1 February 2017.

Dated 25 January 2012

A. DEA  
Member

### **Associations Incorporation Act 1981**

#### **SUB-SECTION 36E(5)**

Notice is hereby given that the incorporation of the associations mentioned below is cancelled in accordance with section 36E(5) of the **Associations Incorporation Act 1981**.

Associated Angling Club Inc.; Lal Lal and Elaine Landscape Action Group Inc.; Australian Automotive Industry Association (AAIA) Inc.; Australian Plastic Fabricators Association Inc.; Victorian Council of Law Student Societies Inc.; Gavin Kornan Foundation Inc.; The District 9780 Rotary Foundation Alumni Association Inc.; The Ethnic Community Care Welfare Association (ECCWA) Inc.; Melbourne Paf Users Group Inc.; Echuca Y's Menettes Club Inc.; Omeo District Blue Light Inc.; Australian Turkish Friendship Society Inc.; DCA Quarter Century Club (Central Office) Inc.; Malaysian Migrants Council Society Inc.; Come Let Us Engage (Clue) Inc.; The Churches of God in Australia Inc.; Brim Technology Group Inc.; Friends of Glass Creek Parklands, Kew East Inc.; Warrandyte Community Centre Supporters Group Inc.; Bellarine District Ladies Bowling Association Inc.; Security Practical Pistol Club Inc.; Bright Rural Self Help Television Committee Inc.; Finding a Balance Inc.; Olsen Place Traders Association Inc.; West Gippsland Tourism Inc.; Yarra Valley Aboriginal Elders Association Inc.; Walk The Talk Indigenous Ministries Inc.; The Premature Babies Foundation Inc.; The Miscarriage and Stillborn Foundation Inc.; The Victorian Bar Theatre Company Inc.; Cornish Association of Bendigo and District Inc.; Arts Network – East Gippsland Inc.; Grand Annual Club Inc.; Australian Water Campaigners Inc.; Circolo Pensionati Italiani Di North & West Melbourne Inc.; Hope City Church Inc.; Your Cambodian Street Children Organization Inc.; West Gippsland Senior Ladies Golf Association Inc.; Council of Ex-Servicewomen's Associations (Victoria) Inc.; Your Memoirs Association Inc.; The Royal Australian Army Ordnance Corps Association (Victorian Division) Inc.; Princes Hill Badminton Association Inc.; Wallan Take Off Weight Naturally Club of Victoria Inc.; The Seesaw Project Inc.; Overseas Students' Support Network Australia Inc.; Essendon & District Netball Association Inc.; Yarra Interior Sculpture Exposition Inc.

Dated 2 February 2012

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

**Co-operatives Act 1996**

DERRIMUT HEATH PRIMARY SCHOOL  
CO-OPERATIVE LTD

HAWKESDALE COLLEGE  
CO-OPERATIVE SOCIETY LTD

On application under section 601AA(1) of the **Corporations Act 2001** (the Act), by the co-operatives named above, notice is hereby given under section 601AA(4) of the Act, as applied by section 316 of the **Co-operatives Act 1996**, that, at the expiration of two months from the date of this notice, the names of the co-operatives listed above will, unless cause is shown to the contrary, be removed from the register of co-operatives and their registration will be dissolved.

Dated 2 February 2011

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

**Land Act 1958**

CANCELLATION OF LICENCE FOR  
FAILURE TO COMPLY WITH TERMS OR  
CONDITIONS

I, Mike Behnke, A/Program Manager, Public Land Services, Department of Sustainability and Environment, as delegate of the Minister for Environment and Climate Change, in accordance with section 133C(2) of the **Land Act 1958**, being satisfied that the licensee has failed to comply with the terms or conditions of licence 1201280, cancel the licence of Frank Romeo and Mary Romeo issued on 1 October 2009 in respect to the use of Crown land known as Crown Allotment 82A, Parish of Woori Yallock, where it abuts Lot 2 on Lodged Plan 116853, for the purpose of grazing, effective on 2 February 2012.

Dated 27 January 2012

MIKE BEHNKE  
A/Program Manager, Public Land Services,  
Department of Sustainability and Environment  
as delegate of the Minister for  
Environment and Climate Change

**Land Act 1958**

CANCELLATION OF LICENCE FOR  
FAILURE TO COMPLY WITH TERMS OR  
CONDITIONS

I, Mike Behnke, A/Program Manager, Public Land Services, Department of Sustainability and Environment, as delegate of the Minister for Environment and Climate Change, in accordance with section 133C(2) of the **Land Act 1958**, being satisfied that the licensee has failed to comply with the terms or conditions of licence 1201194, cancel the licence of Frank Romeo and Mary Romeo issued on 1 October 2009 in respect to the use of Crown land known as Crown Allotment 82A, Parish of Woori Yallock, where it abuts Lot 1 Plan of Subdivision 300556, for the purpose of grazing, effective on 2 February 2012.

Dated 27 January 2012

MIKE BEHNKE  
A/Program Manager, Public Land Services,  
Department of Sustainability and Environment  
as delegate of the Minister for  
Environment and Climate Change

**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 created on Certificate of Title Volume 06828 Folio 507, under the **Transfer of Land Act 1958**, is extinguished.

Dated 3 August 2011

CLAIRE NOONE  
Director  
Consumer Affairs Victoria

**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 W171429V, registered on 20 July 1999, on Certificate of Title Volume 06828 Folio 507, under the **Transfer of Land Act 1958**, is cancelled.

Dated 3 August 2011

CLAIRE NOONE  
Director  
Consumer Affairs Victoria

**Geographic Place Names Act 1998****NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES**

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

**Feature Naming:**

<b>Place Name</b>	<b>Naming Authority and Location</b>
Kellie O'Connell Kindergarten	Brimbank City Council Formerly known as Ridgeway Parade Kindergarten 125–127 Ridgeway Parade, Sunshine West 3020 See map at <a href="http://www.dse.vic.gov.au/namingplaces">www.dse.vic.gov.au/namingplaces</a>
Waters Falls	Parks Victoria South of Bogong Village in the vicinity of Fainter Creek. See map at <a href="http://www.dse.vic.gov.au/namingplaces">www.dse.vic.gov.au/namingplaces</a>
Tree Fern Falls	Parks Victoria South of Bogong Village in the vicinity of Fainter Creek. See map at <a href="http://www.dse.vic.gov.au/namingplaces">www.dse.vic.gov.au/namingplaces</a>
Ringwood Gateway Bridge	VicRoads Pedestrian and cyclist bridge over the Maroondah Highway, Ringwood. See map at <a href="http://www.dse.vic.gov.au/namingplaces">www.dse.vic.gov.au/namingplaces</a>

**School Naming:**

<b>Place Name</b>	<b>Proposer and Location</b>
Phoenix P–12 Community College – Redan Campus	Department of Education and Early Childhood Development Formerly known as Ballarat South Community Learning Precinct. 32–48 Hertford Street, Sebastopol 3356
Phoenix P–12 Community College – Sebastopol Campus	53–71 Hertford Street, Sebastopol 3356

Office of Geographic Names

Land Victoria  
570 Bourke Street  
Melbourne 3000

JOHN E. TULLOCH  
Registrar of Geographic Names



**Land Acquisition and Compensation Act 1986**

FORM 7

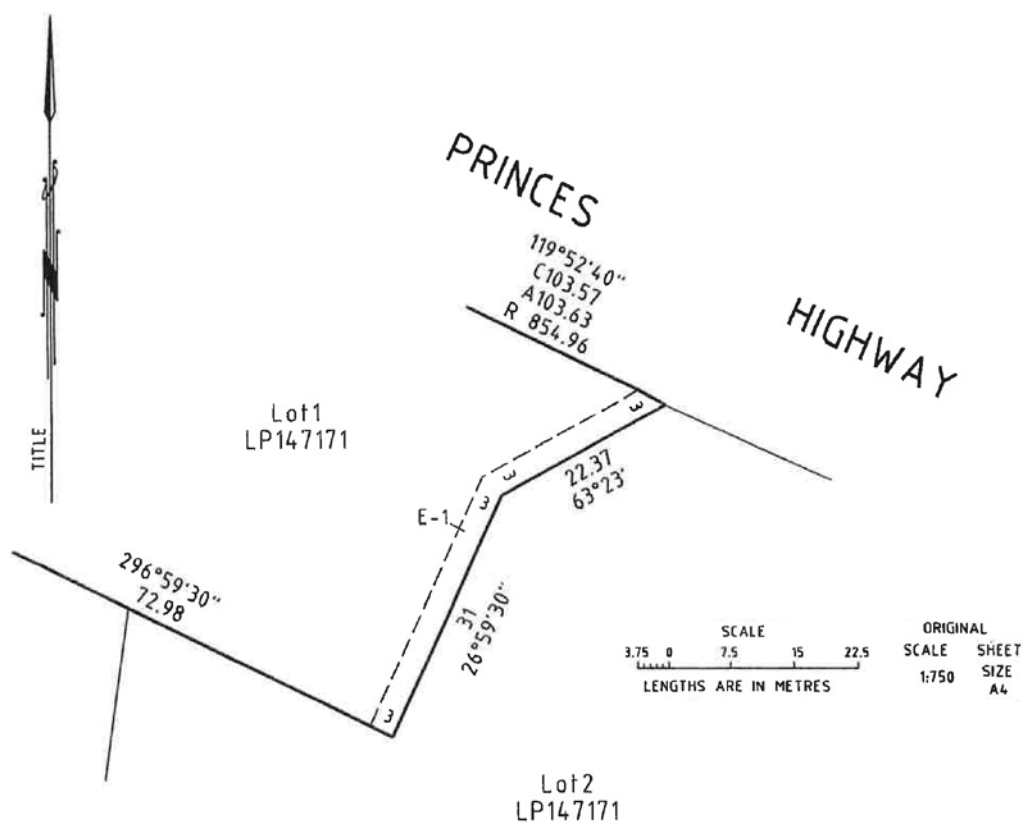
S. 21(a)  
Reg. 16

## Notice of Acquisition

## Compulsory Acquisition of Interest in Land

Central Gippsland Region Water Corporation (ABN 75 830 750 413) ('Gippsland Water') declares that by this notice it acquires the following interest in land described as an easement for sewerage and water supply purposes over part of the land being Lot 1 on Plan of Subdivision LP147171R described in Certificate of Title 09686 Folio 881 and being the portion of land the location of which is marked 'E-1' on the Plan for Creation of Easement annexed hereto.

**Interest Acquired:** That of Latrobe Property Group Pty Ltd (ACN 120 774 843) and all other interests.



Published with the authority of Gippsland Water.

Dated 2 February 2012

For and on behalf of Gippsland Water  
Signed LYNLEY KEENE  
Manager Commercial Services

**Plant Health and Plant Products Act 1995**

## NOTICE OF EXTENSIONS

Orders declaring Restricted Areas at Boundary Bend for the Control of Queensland Fruit Fly

I, Peter Walsh, Minister for Agriculture and Food Security, extend the Orders made on 14 February 2011, under section 20 of the **Plant Health and Plant Products Act 1995**, declaring restricted areas at Boundary Bend and Boundary Bend West for the control of Queensland Fruit Fly, for a further period of 12 months commencing on 14 February 2012.

The Orders were published in Government Gazette G8 on 24 February 2011. The Orders specify prohibitions, restrictions and requirements so as to prevent the spread of Queensland Fruit Fly from Boundary Bend and Boundary Bend West to other parts of Victoria.

Copies of the Orders and Notices may be obtained by contacting Biosecurity Victoria on (03) 9210 9390.

Dated 26 January 2012

PETER WALSH MLA

Minister for Agriculture and Food Security

**Plant Health and Plant Products Act 1995**

## NOTICE OF EXTENSION

Order declaring a Restricted Area in Victoria, near Gol Gol (NSW) for the Control of Queensland Fruit Fly

I, Peter Walsh, Minister for Agriculture and Food Security, extend the Order made on 10 February 2011, under section 20 of the **Plant Health and Plant Products Act 1995**, declaring a restricted area in Victoria, near Gol Gol (NSW) for the control of Queensland Fruit Fly, for a further period of 12 months commencing on 10 February 2012.

The Order was published in Government Gazette S42 on 14 February 2011. The Order specifies prohibitions, restrictions and requirements so as to prevent the spread of Queensland Fruit Fly from near Gol Gol (NSW) to other parts of Victoria.

A copy of the Order and Notices may be obtained by contacting Biosecurity Victoria on (03) 9210 9390.

Dated 26 January 2012

PETER WALSH MLA

Minister for Agriculture and Food Security

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

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

Dated 26 January 2012

PETER WALSH MLA

Minister for Agriculture and Food Security

**1. Objective**

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

**2. Authorising provisions**

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

**3. Definition**

In this Order –

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

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

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

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

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

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

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

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

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

**5. Prohibitions, restrictions and requirements**

- (1) The removal from the restricted area into any part of Victoria of any Queensland Fruit Fly host material is prohibited.
- (2) Subclause (1) does not apply if the Queensland Fruit Fly host material is –
  - (a) packed, labelled and certified in accordance with any conditions prescribed by an accreditation program administered by the Department of Primary Industries; or
  - (b) accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or
  - (c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.
- (3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.
- (4) The owners or occupiers of land described in Schedule 3 must, on instruction from an inspector, strip Queensland Fruit Fly host materials from plants, collect and dispose of waste material, or treat the material in a manner approved by the Manager Plant Standards.

**6. Verification of Consignments**

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

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

**Schedule 1**

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

**Schedule 2**

The area of land in Victoria within a radius of fifteen kilometres of the outbreak epicentre at 143.34069° East, 34.86266° South.

**Schedule 3**

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 143.34069° East, 34.86266° South.

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

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

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

Dated 26 January 2012

PETER WALSH MLA  
Minister for Agriculture and Food Security

**1. Objective**

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

**2. Authorising provisions**

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

**3. Definition**

In this Order –

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

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

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

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

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

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

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

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

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

**5. Prohibitions, restrictions and requirements**

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

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

- (a) packed, labelled and certified in accordance with any conditions prescribed by an accreditation program administered by the Department of Primary Industries; or
- (b) accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or
- (c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.

(3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.

- (4) The owners or occupiers of land described in Schedule 3 must, on instruction from an inspector, strip Queensland Fruit Fly host materials from plants, collect and dispose of waste material, or treat the material in a manner approved by the Manager Plant Standards.

## 6. Verification of Consignments

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

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

### Schedule 1

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

### Schedule 2

The area of land in Victoria within a radius of fifteen kilometres of the outbreak epicentre at 145.20741° East, 36.05131° South.

### Schedule 3

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 145.20741° East, 36.05131° South.

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

**Road Safety Act 1986****DECLARATION UNDER SECTION 99B(4)**

Under section 99B(4) of the **Road Safety Act 1986**, I declare that for the purposes of a cycling event, fun run and triathlon events known as the Geelong Multi Sport Festival that the Road Rules do not apply to the activities of the Event, for the times and with respect to the highway or parts of the highway listed in the Schedule.

1. In this notice, unless the context or subject-matter otherwise requires –  
     ‘**Event**’ means the Geelong Multi Sport Festival to be conducted on Saturday 11 February 2012 and Sunday 12 February 2012;  
     ‘**Road Rules**’ means the Road Rules within the meaning of the Road Safety Road Rules 2009.
2. This declaration takes effect from the date of commencement of the Event until completion of the Event.

ROADS SUBJECT TO THIS DECLARATION AS PART OF THE EVENT  
 ONCE THE ROADS ARE DECLARED CLOSED BY THE EVENT ORGANISER

**Schedule**

STAGE AND TIME	ROADS SUBJECT TO THIS DECLARATION AS PART OF THE EVENT
Saturday 11 February 2012	The Esplanade between Glenleith Avenue and Western Beach Road
	Western Beach Road between The Esplanade and Eastern Beach Road
	Eastern Beach Road between Western Beach Road and Ritchie Boulevard
	Ritchie Boulevard
	Hearne Parade between Upper Hearne Parade and Limeburners boat ramp car park entrance
	Eastern Park Circuit between Limeburners Road and Podbury Crescent
Sunday 12 February 2012	Upper Hearne Parade between Hearne Parade and Eastern Park Circuit
	The Esplanade between Glenleith Avenue and Western Beach Road
	Western Beach Road between The Esplanade and Eastern Beach Road
	Eastern Beach Road between Western Beach Road and Ritchie Boulevard
	Ritchie Boulevard
	Bellerine Street between Ritchie Boulevard and Upper Eastern Beach Road

## STAGE AND TIME

ROADS SUBJECT TO THIS DECLARATION AS PART OF  
THE EVENT

Upper Eastern Beach Road between Bellerine Street and Hearne Parade

Hearne Parade between Podbury Crescent and Limeburners Road

Limeburners Road between Hearne Parade and Geelong–Portarlington Road

Podbury Crescent between Hearne Parade and Eastern Park Circuit

Eastern Park Circuit

Holt Road between Eastern Park Circuit and Geelong–Portarlington Road

Geelong–Portarlington Road between Normanby Street East  
Geelong to Hermsley Road Curlewis

Point Henry Road between Geelong–Portarlington Road and the  
unsealed section of Point Henry Road.

Dated 19 January 2012

STEVE BROWN  
Executive Director Regional Services  
VicRoads  
Delegate for the Minister for Roads

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**Water Act 1989****BULK ENTITLEMENT (CAMPASPE SYSTEM – GOULBURN–MURRAY WATER)  
AMENDMENT ORDER 2012**

I, Peter Walsh, as Minister administering the **Water Act 1989** (the Act), make the following Order –

**1 Title**

This Order is called the Bulk Entitlement (Campaspe System – Goulburn–Murray Water) Amendment Order 2012.

**2 Preliminary**

The Bulk Entitlement (Campaspe System – Goulburn–Murray Water) Conversion Order 2000 (the Bulk Entitlement) was made by the Minister on 23 May 2000 and published in the Government Gazette on 6 August 2000. This entitlement was subsequently amended in October 2005, June 2007, and July 2009.

**3 Purpose**

The purpose of this Order is to amend the Bulk Entitlement (Campaspe system – Goulburn–Murray Water) Conversion Order 2000 (the Bulk Entitlement) to improve flexibility in the delivery of passing flows, define the volume of dead storage in Lake Eppalock, define spill rules for water in Lake Eppalock, and to make minor amendments.

**4 Authorising provision**

This Order is made in accordance with section 44 of the **Water Act 1989**.



**5 Commencement**

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

**6 Amendment of clause 4 – Definitions**

In clause 4 of the Bulk Entitlement Order –

- (a) in the definition of ‘Authority’, for the words ‘Goulburn–Murray Rural Water Authority’, **substitute** the words ‘Goulburn–Murray Rural Water Corporation’;
- (b) the definition of ‘Campaspe Basin Water Accounts’ is **deleted**;
- (c) **insert** the following definition –  
‘**“dead storage”** means water held in the bottom of a storage that is below the elevation of the invert of the lowest constructed outlet;’;
- (d) in the definition of ‘entitlement holder’, after the words ‘bulk entitlement’ **insert** the words ‘or environmental entitlement’;
- (e) for the definition of ‘passing flow account’ **substitute** –  
‘**“Passing Flow Account”** means the account kept by the Storage Manager in accordance with clause 11 to record the water available in Lake Eppalock for providing additional passing flows in reaches downstream of the storage;’;
- (f) **insert** the following definition –  
‘**“pre-release”** means additional regulated releases from Lake Eppalock by the Storage Manager on the expectation that forecast inflows will replenish the volume released;’;
- (g) for the definition of ‘Resource Manager’ **substitute** –  
‘**“Resource Manager”** means any person appointed by the Minister under section 43A of the Act to be the resource manager for the Campaspe System;’;

**7 Change of reference**

- (1) For ‘actual flow’, wherever appearing in the Bulk Entitlement, **substitute** ‘actual inflow’.
- (2) For ‘Storage Operator’, wherever appearing in the Bulk Entitlement, **substitute** ‘Storage Manager’.

**8 Amendment of clause 6 – bulk entitlement**

- (1) In sub-clause 6.3 of the Bulk Entitlement for the words ‘, 6.2 and 6.4’ **substitute** the words ‘and 6.2’.
- (2) Sub-clause 6.4 of the Bulk Entitlement is **deleted**.

**9 Amendment of clause 9**

In sub-clause 9.1(a) of the Bulk Entitlement –

- (a) for ‘312 000 ML’ **substitute** ‘304 651 ML’; and,
- (b) for ‘193.92 metres AHD’ **substitute** ‘193.91 metres AHD’.

**10 Amendment of clause 10**

After sub-clause 10.3 of the Bulk Entitlement, **insert** –

‘10.4 The Authority must provide, from its share of Lake Eppalock, 82% of the portion of water held in dead storage in Lake Eppalock, where the volume of water held in dead storage is 1 024 ML at a level of 163.44 metres AHD.’

**11 Amendment to Clause 11**

For clause 11 of the Bulk Entitlement **substitute** –

**‘11. PASSING FLOW**

- 11.1 The Authority, subject to sub-clauses 11.2 to 11.7, must provide from its share of Lake Eppalock 82% of the portion of regulated releases required to maintain the following minimum passing flows –

- (a) in the reach of the waterway between Lake Eppalock and the Campaspe Weir pool, as measured immediately downstream of Lake Eppalock –
    - (i) the lower of 10 ML/d or the actual inflow to Lake Eppalock if the total storage volume in Lake Eppalock is less than or equal to 150 000 ML; or
    - (ii) the lower of 50 ML/d or the actual inflow to Lake Eppalock, if the total storage volume in Lake Eppalock is between 150 001 ML and 200 000 ML; or
    - (iii) the lower of 80 ML/d or the actual inflow to Lake Eppalock, if the total storage volume in Lake Eppalock is between 200 001 ML and 250 000 ML; or
    - (iv) where the total storage volume in Lake Eppalock is greater than 250 000 ML, the lower of –
      - A. 90 ML/d or the actual inflow to Lake Eppalock in the months of January, March, May, June and December; and
      - B. 80 ML/d or the actual inflow to Lake Eppalock in the months of February and April; and
      - C. 150 ML/d or the actual inflow to Lake Eppalock in the months of July and November; and
      - D. 200 ML/d or the actual inflow to Lake Eppalock in the months of August to October inclusive; and
  - (b) in the reach of the waterway between the Campaspe Siphon and the River Murray, after meeting commitments to authorised diverters in respect of that reach of the waterway, and excluding any water delivered downstream of the Campaspe Siphon from the Goulburn system via Waranga Western Channel –
    - (i) where the total storage volume in Lake Eppalock is less than or equal to 200 000 ML, the lower of 35 ML/d or the modified natural flow immediately downstream of the Campaspe Siphon; or
    - (ii) where the total storage volume in Lake Eppalock is greater than 200 000 ML, the lower of 70 ML/d or the modified natural flow immediately downstream of the Campaspe Siphon.
- 11.2 The Water Holder may request the Storage Manager to release a specified daily volume of water from Lake Eppalock which is less than the volumes specified in sub-clause 11.1.
- 11.3 The Storage Manager may agree to a request under sub-clause 11.2, subject to the following conditions:
- (a) the passing flow may not be reduced below the rate required to meet downstream commitments during that period; and
  - (a) the volume of any agreed reduction in releases must be recorded by the Storage Manager in the Passing Flow Account.
- 11.4 The volume of water recorded in the Passing Flow Account must be made available to the Water Holder on request for release from Lake Eppalock and delivery in either of the two reaches specified in clause 11.1, at any time, in consultation with the Storage Manager.
- 11.5 At the end of each year, the volume in the Passing Flow Account must be carried over, minus 5% for losses.
- 11.6 Any water in the Passing Flow Account, including any water carried over under sub-clause 11.5, is subject to the spill rules established by clause 3A in Schedule 4 of this bulk entitlement.

- 11.7 If the Storage Manager must temporarily reduce passing flows for dam safety or operational purposes, the Storage Manager must –
- (a) prior to any reduction in passing flows, consider the impacts and timing of the reduction in consultation with the Water Holder and, if relevant, any primary entitlement holder; and,
  - (b) if passing flows are reduced, record the volume of any reduction in the Passing Flow Account.’.

## 12 Amendment to Schedule 1

In Schedule 1 of the Bulk Entitlement, for Table 4 **substitute** –

**‘Table 4 Entitlements originally issued in respect of the Campaspe water system which have been cancelled and issued in respect of another system**

Description	Nominal Volume (ML)
<b>(b) Bulk obligation to supply other water systems, arising from legacy exchange rate trade</b>	
To Greater Goulburn (zone 1A)	78
To VIC Murray (zone 7)	978

## 13 Amendment to Schedule 3

For Schedule 3 of the Bulk Entitlement, **substitute** –

### **‘Schedule 3**

#### **Reliability of Primary Entitlements**

##### **1. Low Reliability Water Shares and Licences**

The Authority may make a seasonal determination against the primary entitlements listed in Schedule 1, Table 2 when the following conditions are satisfied:

- (a) There is a 100% allocation against the primary entitlements specified in:
  - (i) Schedule 1, Clause 1, table 1; and
  - (ii) Schedule 1, Clause 2; and
  - (iii) Schedule 2, table 2, excluding any low reliability entitlements as relevant; and
- (b) A sufficient volume of water has been retained in the Authority’s share of Lake Eppalock to deliver the obligations outlined in sub-clause (a) above, in the following year, with 99% reliability based on the historical record.’.

## 14 Amendment to Schedule 4

In Schedule 4 of the Bulk Entitlement –

- (a) Clause 1A is **deleted**;
- (b) In sub-clause 2.3 (d), after the words ‘passing flow c(i)’ **insert** the words ‘subject to any agreement to modify the flow under sub-clauses 11.2, 11.3 or 11.7 of this Order;’;
- (c) For sub-clause 2.3(g) **substitute** –
  - ‘(g) if f(ii) is less than f(i), then increase the release from Lake Eppalock to achieve a release equal to the required passing flow f(i), subject to any agreement to modify the flow under sub-clauses 11.2, 11.3 or 11.7 of this Order;’;

(d) After clause 3 **insert** –

**‘3A. Spills from the Authority’s share of Lake Eppalock**

Whenever the Authority’s share of Lake Eppalock spills, including internal spill, physical spill or pre-release, the volume of the spill shall be deducted from the following accounts pro rata, up to the total volume of water held in these accounts:

- (a) water held in the Passing Flow Account;
- (b) Spillable Water Accounts held in Lake Eppalock;
- (c) carryover in the Campaspe Inter-valley Trade Account; and
- (d) the Extended Use Account of the Environmental Entitlement (Campaspe River – Living Murray Initiative) 2007.’.

Dated 26 January 2012

Responsible Minister  
PETER WALSH MLA  
Minister for Water

**Water Act 1989**

**BULK ENTITLEMENT (CAMPASPE SYSTEM – COLIBAN WATER)  
AMENDMENT ORDER 2012**

I, Peter Walsh, Minister for Water, under the provisions of the **Water Act 1989**, make the following Order –

**1 Title**

This Order is called the Bulk Entitlement (Campaspe System – Coliban Water) Amendment Order 2012.

**2 Preliminary**

The Bulk Entitlement (Campaspe system – Coliban Water) Conversion Order 1999 (the Bulk Entitlement) was signed by the Minister on 19 August 1999 and published in the Government Gazette on 16 September 1999. This entitlement was subsequently amended in October 2005.

**3 Purpose**

The purpose of this Order is to amend the Bulk Entitlement (Campaspe system – Coliban Water) Conversion Order 1999 (the Bulk Entitlement) to improve flexibility in the delivery of passing flows, define the volume of dead storage in Lake Eppalock, define spill rules for water that can be carried over in the storages, and to make minor amendments.

**4 Authorising provision**

This Order is made in accordance with section 44 of the **Water Act 1989**.

**5 Commencement**

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

**6 Amendment of clause 4 – Definitions**

In clause 4 of the Bulk Entitlement Order –

- (a) in the definition of ‘Authority’, for the words ‘Coliban Region Water Authority’, **substitute** the words ‘Coliban Region Water Corporation’;
- (b) the definition of “Campaspe Basin Water Accounts” is **deleted**;
- (c) **insert** the following definition –  
 ‘**“dead storage”** means water held in the bottom of a storage that is below the elevation of the invert of the lowest constructed outlet;’;

- (d) in the definition of 'entitlement holder', after the words 'bulk entitlement' **insert** the words 'or environmental entitlement';
- (e) the definition for 'Fernhill storages' is **deleted**;
- (f) **insert** the following definition –  
‘**“Malmsbury Passing Flow Account”** means the account kept in accordance with clause 11A by the Coliban Storage Manager to record the water available in Malmsbury Reservoir for providing additional passing flows downstream of the storage;’;
- (g) for the definition of 'passing flow account' **substitute** –  
‘**“Passing Flow Account”** means the account kept in accordance with clause 11 by the Eppalock Storage Manager to record the water available in Lake Eppalock for providing additional passing flows in reaches downstream of the storage;’;
- (h) **insert** the following definition –  
‘**“pre-release from Lake Eppalock”** means additional regulated releases from Lake Eppalock by the Eppalock Storage Manager on the expectation that forecast inflows will replenish the volume released;’;
- (i) **insert** the following definition –  
‘**“pre-release from Malmsbury Reservoir”** means additional regulated releases from Malmsbury Reservoir by the Coliban Storage Manager on the expectation that forecast inflows will replenish the volume released;’;
- (j) in the definition of 'regulated releases', for the words 'Storage Operator', **substitute** 'Coliban Storage Manager';
- (k) for the definition of 'Resource Manager' **substitute** –  
‘**“Resource Manager”** means any person appointed by the Minister under section 43A of the Act to be the resource manager for the Campaspe System;’;
- (l) **insert** the following definition –  
‘**“Water Holder”** has the same meaning as provided under section 3(1) of the Act;’.

## 7 Change of reference

- (1) For 'Coliban Storage Operator', wherever appearing in the Bulk Entitlement, **substitute** 'Coliban Storage Manager'.
- (2) For 'Eppalock Storage Operator', wherever appearing in the Bulk Entitlement, **substitute** 'Eppalock Storage Manager'.
- (3) For 'actual flow', wherever appearing in the Bulk Entitlement, **substitute** 'actual inflow'.

## 8 Amendment of clause 6 – bulk entitlement

Sub-clause 6.3 of the Bulk Entitlement is **deleted**.

## 9 Amendment of clause 9

- (1) In sub-clause 9.1(d) of the Bulk Entitlement –
  - (a) for '130 ML' **substitute** '66 ML'; and
  - (b) for '593.3 metres AHD' **substitute** '590.83 metres AHD'.
- (2) In sub-clause 9.1(e) of the Bulk Entitlement –
  - (a) for '147 ML' **substitute** '52 ML'; and
  - (b) for '616.4 metres AHD' **substitute** '612.96 metres AHD'.
- (3) In sub-clause 9.1(f) of the Bulk Entitlement –
  - (a) for '322 ML' **substitute** '214 ML'; and
  - (b) for '285.9 metres AHD' **substitute** '283.40 metres AHD'.

- (4) In sub-clause 9.1(h) of the Bulk Entitlement –
  - (a) for ‘312 000 ML’ **substitute** ‘304 651 ML’; and
  - (b) for ‘193.92 metres AHD’ **substitute** ‘193.91 metres AHD’.

#### 10 Amendment of clause 10

- (1) Sub-clause 10.2 (b) of the Bulk Entitlement is **deleted**.
- (2) Sub-clause 10.2 (c) of the Bulk Entitlement is **deleted**.
- (3) Sub-clause 10.2 (d) of the Bulk Entitlement is **deleted**.
- (4) After sub-clause 10.3 of the Bulk Entitlement, **insert** –
 

‘10.4 The Authority must provide, from its share of Lake Eppalock, 18% of the portion of water held in dead storage in Lake Eppalock, where the volume of water held in dead storage is 1 024 ML at a level of 163.44 metres AHD.’

#### 11 Amendment to Clause 11

For clause 11 of the Bulk Entitlement **substitute** –

##### ‘11. PASSING FLOWS FROM LAKE EPPALOCK

- 11.1 The Authority, subject to sub-clauses 11.2 to 11.6, must provide from its share of Lake Eppalock, 18% of the portion of regulated releases required to maintain the following minimum passing flows –
  - (a) in the reach of the waterway between Lake Eppalock and the Campaspe Weir pool, as measured immediately downstream of Lake Eppalock –
    - (i) the lower of 10 ML/d or the actual inflow to Lake Eppalock if the total storage volume in Lake Eppalock is less than or equal to 150 000 ML; or
    - (ii) the lower of 50 ML/d or the actual inflow to Lake Eppalock, if the total storage volume in Lake Eppalock is between 150 001 ML and 200 000 ML; or
    - (iii) the lower of 80 ML/d or the actual inflow to Lake Eppalock, if the total storage volume in Lake Eppalock is between 200 001 ML and 250 000 ML; or
    - (iv) where the total storage volume in Lake Eppalock is greater than 250 000 ML, the lower of –
      - A. 90 ML/d or the actual inflow to Lake Eppalock in the months of January, March, May, June and December; and
      - B. 80 ML/d or the actual inflow to Lake Eppalock in the months of February and April; and
      - C. 150 ML/d or the actual inflow to Lake Eppalock in the months of July and November; and
      - D. 200 ML/d or the actual inflow to Lake Eppalock in the months of August to October inclusive; and
  - (b) in the reach of the waterway between the Campaspe Siphon and the River Murray, after meeting commitments to authorised diverters in respect of that reach of the waterway, and excluding any water delivered downstream of the Campaspe Siphon from the Goulburn system via Waranga Western Channel –
    - (i) where the total storage volume in Lake Eppalock is less than or equal to 200 000 ML, the lower of 35 ML/d or the modified natural flow immediately downstream of the Campaspe Siphon; or
    - (ii) where the total storage volume in Lake Eppalock is greater than 200 000 ML, the lower of 70 ML/d or the modified natural flow immediately downstream of the Campaspe Siphon.

- 11.2 The Water Holder may request the Eppalock Storage Manager to release a specified daily volume of water from Lake Eppalock which is less than the volumes specified in sub-clause 11.1.
- 11.3 The Eppalock Storage Manager may agree to a request under sub-clause 11.2 subject to the following conditions:
  - (a) the passing flow may not be reduced below the rate required to meet downstream commitments during that period; and
  - (b) the volume of any agreed reduction in releases must be recorded by the Eppalock Storage Manager in the Passing Flow Account.
- 11.4 The volume of water recorded in the Passing Flow Account must be made available to the Water Holder on request for release from Lake Eppalock and delivery in either of the reaches specified in clause 11.1, at any time, in consultation with the Eppalock Storage Manager.
- 11.5 At the end of each year, the volume in the Passing Flow Account must be carried over, minus 5% for losses.
- 11.6 Any water in the Passing Flow Account, including any water carried over under sub-clause 11.4, is subject to the spill rules in clause 3A of Schedule 3 to this Order.
- 11.7 If the Eppalock Storage Manager must temporarily reduce passing flows for dam safety or operational purposes, the Eppalock Storage Manager must –
  - (a) consider the impacts and timing of the reduction in consultation with the Water Holder and, if relevant, any primary entitlement holder prior to any reduction in passing flows; and,
  - (b) if passing flows are reduced, record the volume of any reduction in the Passing Flow Account.’.

## 12 Insertion of new clauses 11A and 11B

- (1) After clause 11 of the Bulk Entitlement **insert** –

### ‘11A. PASSING FLOWS FROM MALMSBURY RESERVOIR

- 11A.1 The Authority, subject to sub-clauses 11A.2 to 11A.7, must provide a minimum passing flow of the lower of 8 ML per day or the natural flow, in the Coliban River, immediately downstream of Malmsbury Reservoir.
- 11A.2 The Water Holder may request the Coliban Storage Manager to release a specified daily volume of water from Malmsbury Reservoir which is less than the volume specified in sub-clause 11A.1.
- 11A.3 The Coliban Storage Manager may agree to a request under sub-clause 11A.3, subject to the following conditions:
  - (a) the passing flow may not be reduced below the rate required to meet downstream commitments during that period; and,
  - (b) the volume of any agreed reduction in releases must be recorded by the Coliban Storage Manager in the Malmsbury Passing Flow Account.
- 11A.4 The water in the Malmsbury Passing Flow Account must be made available to the Water Holder on request for release from Malmsbury Reservoir, at any time, in consultation with the Coliban Storage Manager.
- 11A.5 At the end of each year, the water recorded in the Malmsbury Passing Flow Account must be carried over, minus 5% for losses.
- 11A.6 Whenever Malmsbury Reservoir spills, including physical spill and pre-release from Malmsbury Reservoir, the volume recorded in the Malmsbury Passing Flow Account will be reduced by the same volume as the volume of spill, up to the total volume of water held in this Account.

11A.7 If the Coliban Storage Manager must temporarily reduce passing flows for dam safety or operational purposes, the Coliban Storage Manager must –

- (a) consider the impacts and timing of the reduction in consultation with the Water Holder and, if relevant, any primary entitlement holder prior to any reduction in passing flows; and,
- (b) if passing flows are reduced, record the volume of any reduction in the Malmsbury Passing Flow Account.

11A.8 The Coliban Storage Manager must –

- (a) calculate the daily natural flow in the Coliban River downstream of Malmsbury Reservoir, according to the procedure set out in Schedule 4; and
- (b) make releases to meet the passing flows specified under sub-clause 11A.1; and
- (c) make releases to meet the passing flows specified under sub-clause 11B; and
- (d) maintain accounts of passing flows provided under sub-clauses 11A.8(b) and 11A.8(c).’.

(2) After clause 11A **insert** –

**‘11B. PASSING FLOWS FROM FERNHILL RESERVOIR NUMBER 1**

The Authority must provide a minimum passing flow of the lower of 2.3 ML per week or the natural flow, in the Little Coliban River downstream of Fernhill Reservoir Number 1.’.

**13 Amendment to clause 13**

- (1) Sub-clause 13(a) of the Bulk Entitlement is **deleted**.
- (2) For sub-clause 13(e) of the Bulk Entitlement, **substitute** –  
‘(e) Lauriston Reservoir to Tylden, Kyneton and Malmsbury; and’.

**14 Amendment to Schedule 3**

In Schedule 3 of the Bulk Entitlement –

- (a) Clause 1A is **deleted**;
- (b) After clause 3 **insert** –

**‘3A. Spills from Goulburn–Murray Water’s share of Lake Eppalock**

Whenever Goulburn–Murray Water’s share of Lake Eppalock spills, including internal spill, physical spill and pre-release from Lake Eppalock, the volume of the spill shall be deducted from the following accounts pro rata, up to the total volume of water held in these accounts:

- (a) the Passing Flow Account, and
- (b) Spillable Water Accounts held in Lake Eppalock; and
- (c) carryover in the Campaspe Inter-valley Trade Account; and
- (d) the Extended Use Account of the Environmental Entitlement (Campaspe River – Living Murray Initiative) 2007.’.

Dated 26 January 2012

Responsible Minister  
PETER WALSH MLA  
Minister for Water



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

## Notice of Approval of Amendment

## Amendment C81

The Minister for Planning has approved Amendment C81 to the Frankston Planning Scheme.

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

The Amendment extends the expiry date of Schedule 4 of the Environmental Significance Overlay until 31 October 2012.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Frankston City Council, corner Davey and Young Streets, Frankston.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

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

## Notice of Approval of Amendment

## Amendment C129

The Minister for Planning has approved Amendment C129 to the Greater Dandenong Planning Scheme.

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

The Amendment reduces the area of land at 785 Thompsons Road, Lyndhurst, that is affected by the Public Acquisition Overlay from 20.5 hectares to 17.3 hectares.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the City of Greater Dandenong Council, 397–405 Springvale Road, Springvale.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

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

## Notice of Approval of Amendment

## Amendment C146

The Minister for Planning has approved Amendment C146 to the Greater Dandenong Planning Scheme.

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

The Amendment modifies the height requirements at 2.0 and 3.0 in Schedules 3 and 4 to the Design and Development Overlay, removing redundant controls designed to protect the flight paths to the now demolished helipad at Dandenong Hospital and replacing them with less restrictive controls that will protect the flight paths to a proposed new helipad.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Greater Dandenong City Council, 39 Clow Street, Dandenong.

PETER ALLEN

Executive Director

Statutory Planning Systems Reform

Department of Planning and

Community Development

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

## Notice of Approval of Amendment

## Amendment C120

The Minister for Planning has approved Amendment C120 to the Kingston Planning Scheme.

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

The Amendment corrects the boundaries of zones and overlays introduced by Amendment C104 which facilitated the construction of the Westall Station Upgrade Project between Westall Station and Westall Road, Clayton South. Specifically, the Amendment:

- rezones additional land from part Industrial 1 Zone and part Road Zone Category 1 to a Public Use Zone 4;
- rezones an additional strip of land between Rayhur Street and the railway line from Road Zone Category 2 to a Public Use Zone 4;
- rezones additional land which has been developed for a stair and lift access to the new Westall Station overpass from the Residential 1 Zone to the Public Use Zone 4 and removes the Development Plan Overlay 4 from the same parcel of land; and
- applies the Road Closure Overlay over two road parcels; and
- makes two minor administrative corrections at Clause 61.03.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Kingston City Council, 1230 Nepean Highway, Cheltenham.

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

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

#### **LATROBE PLANNING SCHEME**

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

##### **Amendment C58**

The Minister for Planning has approved Amendment C58 to the Latrobe Planning Scheme.

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

The Amendment introduces Development Plan Overlay schedule 6 into the Scheme. It rezones land in south-east Traralgon from Rural Living Zone, Farming Zone and Low Density Residential Zone to Residential 1 Zone and applies a Development Plan Overlay. It rezones land west of Tramway Road, Churchill, Haigh Street, Moe and north of Monash University, Churchill, from Rural Living Zone to Residential 1 Zone and applies a Development Plan Overlay. It rezones land north of Crinigan

Road, Morwell, from Farming Zone to Residential 1 Zone and applies a Development Plan Overlay. It rezones land at 205 Marshalls Road, Traralgon, from Residential 1 Zone to Farming Zone and removes a Development Plan Overlay; and applies the Wildfire Management Plan to land at Alexanders Road, Morwell.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Latrobe Council, 141 Commercial Road, Morwell.

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

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

#### **MONASH PLANNING SCHEME**

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

##### **Amendment C109**

##### **Authorisation No. A02101**

The Monash City Council approved Amendment C109 to the Monash Planning Scheme on 25 January 2012.

The Amendment rezones land at 1 Hertford Crescent, Wheelers Hill, from a PPRZ – Public Park and Recreation Zone to a R1Z – Residential 1 Zone and includes the land in the VPO1 – Vegetation Protection Overlay 1.

The Amendment was approved by the Monash City Council on 25 January 2012 with authorisation given by the Minister under section 11(1) of the **Planning and Environment Act 1987** on 27 October 2011. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, during office hours, at the following locations: Monash City Council, 293 Springvale Road, Glen Waverley; and Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection)

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

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

## Notice of Approval of Amendment

## Amendment C121

The Minister for Planning has approved Amendment C121 to the Moreland Planning Scheme.

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

The Amendment:

- revises and extends Clause 22.15 – Brunswick Activity Centre and Design and Development Overlays (DDO18, DDO19 and DDO20) on an interim basis to expire on 10 May 2012;
- removes Schedule 21 of the Design and Development Overlay; and
- makes mapping changes in response to the removal of a precinct and land already included in other Design and Development Overlay Schedules, and adding a new precinct.

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

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

**Planning and Environment Act 1987****MORNINGTON PENINSULA****PLANNING SCHEME**

## Notice of Approval of Amendment

## Amendment C109

The Minister for Planning has approved Amendment C109 to the Mornington Peninsula Planning Scheme.

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

The Amendment introduces Design and Development Overlay Schedule 17 and Vegetation Protection Overlay 1 to the Woodthorpe Estate, introduces an open space contribution for land within Mt Eliza, north of Tower Road, and makes a number of minor corrections to the scheme relating to heritage significance and incorrect zoning.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development web site at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Mornington Peninsula Shire Council, Besgrove Street, Rosebud.

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

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

## Notice of Approval of Amendment

## Amendment C159

The Minister for Planning has approved Amendment C159 to the Stonnington Planning Scheme.

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

The Amendment makes changes to the local policy, includes three new reference documents, introduces a new Incorporated Plan Overlay (IPO3), and makes minor related changes to the Municipal Strategic Statement to give effect to the findings of the Research Paper; 'Late night liquor licence trading in the Chapel Street Precinct: measuring the saturation levels Research Paper, (April 2010)'.

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

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

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

Notice of Approval of Amendment  
Amendment C44

The Minister for Planning has approved Amendment C44 to the Strathbogie Planning Scheme.

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

The Amendment applies the Road Zone Category 1 to parts of Avenel–Nagambie Road, Tabilk and Goulburn Valley Freeway, Arcadia South, Goulburn Weir, Mangalore, Moorilim, Tabilk and Wahring declared respectively as arterial road and freeway, removes redundant Public Acquisition Overlays and rezones land where the Road Zone Category 1 incorrectly applies, to its underlying zone (Farming Zone).

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Strathbogie Shire Council, corner Binney and Bury Streets, Euroa.

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

near Balook, declared as arterial road and rezones areas where the Road Zone Category 1 incorrectly applies, to the neighbouring zone. The Amendment also makes a correction to the list of maps in the schedule to clause 61.03.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Wellington Council, 70 Foster Street, Sale.

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

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

Notice of Approval of Amendment  
Amendment C64

The Minister for Planning has approved Amendment C64 to the Wellington Planning Scheme.

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

The Amendment applies the Road Zone Category 1 to parts of Dargo Road, east of Waterford; Hyland Highway, Willung South; Princes Highway, north of Sale; Rosedale–Heyfield Road, south of Heyfield; Seaspray Road, south of Longford; Grand Ridge Road, west of Carrajung and Traralgon–Balook Road

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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 the Victorian Government Bookshop, Level 20, 80 Collins Street, Melbourne on the date specified:

1. *Statutory Rule:* Victorian Civil and Administrative Tribunal (Major Cases List Amendment) Rules 2012  
*Authorising Act:* Victorian Civil and Administrative Tribunal Act 1998  
*Date first obtainable:* 2 February 2012  
*Code A*
  2. *Statutory Rule:* Magistrates' Court General Civil Procedure (Amendment No. 3) Rules 2012  
*Authorising Act:* Magistrates' Court Act 1989  
*Date first obtainable:* 2 February 2012  
*Code A*
-

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