



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 14 Thursday 5 April 2012**

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**GENERAL**

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As from 5 April 2012

The last Special Gazette was No. 118 dated 5 April 2012.

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

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**How To Submit Copy**

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  - or contact our office on 8523 4601  
between 8.30 am and 5.30 pm Monday to Friday
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**Copies of recent Special Gazettes can now be viewed at the following display cabinet:**

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

**PUBLICATION OF THE VICTORIAN GOVERNMENT GAZETTE (General)  
EASTER WEEK 2012**

**Please Note New Deadlines for General Gazette G15/12:**

The Victoria Government Gazette (General) for Easter week (G15/12) will be published on **Thursday 12 April 2012**.

**Copy deadlines:**

Private Advertisements	<b>9.30 am on Thursday 5 April 2012</b>
Government and Outer Budget Sector Agencies Notices	<b>9.30 am on Tuesday 10 April 2012</b>

**Office Hours:**

The Victoria Government Gazette Office is open during normal office hours over the holiday period, i.e. 8.30 am to 5.30 pm Monday to Friday, excluding public holidays.

Where urgent gazettal is required after hours, arrangements should be made with the Government Gazette Officer on 0419 327 321.

JENNY NOAKES  
Government Gazette Officer

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**PUBLICATION OF THE VICTORIAN GOVERNMENT GAZETTE (General)  
ANZAC DAY WEEK 2012 (Wednesday 25 April 2012)**

**Please Note New Deadlines for General Gazette G17/12:**

The Victoria Government Gazette (General) for ANZAC week (G17/12) will be published on **Thursday 26 April 2012**.

**Copy deadlines:**

Private Advertisements	<b>9.30 am on Friday 20 April 2012</b>
Government and Outer Budget Sector Agencies Notices	<b>9.30 am on Monday 23 April 2012</b>

**Office Hours:**

The Victoria Government Gazette Office is open during normal office hours over the holiday period, i.e. 8.30 am to 5.30 pm Monday to Friday, excluding public holidays.

Where urgent gazettal is required after hours, arrangements should be made with the Government Gazette Officer on 0419 327 321.

JENNY NOAKES  
Government Gazette Officer

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**VICTORIA GOVERNMENT GAZETTE**

**Subscribers and Advertisers**

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Website: [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)

JENNY NOAKES  
Government Gazette Officer

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**PRIVATE ADVERTISEMENTS**

Re: ELIZABETH MURRAY PENNINGTON, late of 54 Queens Parade, Ashwood, Victoria, retired librarian, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 November 2011, are required by the trustee, David Bucknell, to send particulars to the trustee, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he has notice.

A. B. NATOLI PTY, solicitors,  
24 Cotham Road, Kew 3101.

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**NOTICE TO CLAIMANTS UNDER  
TRUSTEE ACT 1958**

(SECTION 33 NOTICE)

Notice to Claimants

TOMMASINA ARICO, late of 22 Foam Street, Aspendale, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 January 2012, are required by Carmelo Arico, one of the executors of the Will of the deceased with leave being reserved to ANZ Trustees Limited, to send particulars of their claims to them, care of the undermentioned solicitors, by 4 June 2012, after which date they will convey or distribute the assets, having regard only to the claims of which they then have notice.

ANZ TRUSTEES LEGAL SERVICES,  
Level 42, 55 Collins Street, Melbourne 3000.

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THELMA ELIZABETH JONES, late of Sutton Park, corner Exford Road and Bridge Road, Melton South, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 September 2011, are required by the trustee, Peter John Michael Turner, of 143C Mollison Street, Kyneton, Victoria, to send particulars to him, care of the undermentioned solicitors, by 5 June 2012, after which date

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

Dated 28 March 2012

ARMSTRONG COLLINS & DeLACY,  
solicitors,  
143C Mollison Street, Kyneton, Victoria 3444.

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Re: Estate STEPHEN ANDREW MOWAT, deceased.

In the estate of STEPHEN ANDREW MOWAT, late of Unit 7/25 Kingsley Street, Elwood, Victoria, deceased.

Creditors, next-of-kin and all others having claims against the estate of the said deceased, are required by the administrator of the estate of the said deceased to send particulars of such claims to her, in care of the undermentioned solicitors, within two months from the date of publication of this notice, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

BASILE & CO. PTY LTD, legal practitioners,  
46 Wellington Street, Kerang, Victoria 3579.

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Re: DAVID CARMICHAEL, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 October 2011, are required by the trustee, Annie Dowie, to send particulars to her, care of the undermentioned solicitors, by 10 June 2012, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

BASILE PINO & CO., solicitors,  
213 Campbell Street, Swan Hill 3585.

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Re: PETER JEVTOVIC, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 January 2012, are required by the trustee, Lela Jevtovic, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustee by 18 June 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.

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Re: LUDMILA TOKAR, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 December 2011, are required by the trustee, Monique Nicole Dyer, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustee by 16 June 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.

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Re: ELSIE MAY PHAIR, late of Room 750, Grant Hostel, Baxter Village, 8 Robinsons Road, Frankston South, Victoria, school teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 November 2011, are required by the trustee, Equity Trustees Limited, to send particulars of their claims to the trustee, care of Level 2, 575 Bourke Street, Melbourne, Victoria 3000, by 5 June 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.

COLE & CO., lawyers,  
3 Station Street, Oakleigh 3166.

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Re: FRANK BECKETT, late of 9–11 Old Heidelberg Road, Alphington, Victoria, retired truck driver, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 December 2011, are required by the trustee, Zoe Frances Thorn, to send particulars to the trustee, care of the undermentioned solicitors, within sixty days from the publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: CHARLES HENRY MURPHY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of CHARLES HENRY MURPHY, late of 16 Harrison Street,

West Heidelberg, Victoria, tile maker, deceased, who died on 29 December 2011, are required by the executor to send particulars of their claim to him, care of the undermentioned solicitors, by 21 September 2012, after which date the said executor will distribute the assets of the deceased, having regard only to the claims of which he then shall have notice.

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

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Re: Estate of ISABEL EDITH GOSLING, late of 14 King Street, Rainbow, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 June 2011, are required by the trustee, Peter Robert Gosling, to send particulars to the trustee, in care of the undersigned, by 5 June 2012, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

DWYER & WILLETT LAWYERS PTY LTD,  
82 The Avenue (PO Box 653), Ocean Grove,  
Victoria 3226.

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Re: THEA CORNELIUS BUYS, late of 3/58 Albert Street, Geelong West, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 November 2011, are required by the trustee, Pauline Margaret Fenton, to send particulars to her, care of the undersigned, by 29 May 2012, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

G. A. BLACK & CO., solicitors,  
222 Maroondah Highway, Healesville 3777.

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GIUSEPPE FAZZINO, late of Northern Gardens Aged Care, 867 Sydney Road, Coburg North 3058, in the State of Victoria, formerly of 48 Farview Street, Glenroy 3046, in the said State, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 2 February 2012, are required by Pia Montuoro, the executrix of the said estate, to send particulars by 15 June 2012,

to her solicitors, Gullaci & Gullaci, of 158 Bell Street, Coburg, after which date the executrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated 29 March 2012

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

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CARMELA GIUMMARRA, late of Glengowrie Residential Aged Care Facility, 54 Box Forest Road, Glenroy 3046, in the State of Victoria, formerly of 413 Moreland Road, Pascoe Vale South 3044, in the said State, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 3 February 2012, are required by John Spadaro and Vincenza Iacono, the executors of the said estate, to send particulars by 15 June 2012, to their solicitors, Gullaci & Gullaci, of 158 Bell Street, Coburg, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 28 March 2012

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

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ELEONORA LUCCI, late of 121 Donald Street, Brunswick 3056, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 19 February 2012, are required by Giuliana Patuto, the executrix of the said estate, to send particulars by 15 June 2012, to her solicitors, Gullaci & Gullaci, of 158 Bell Street, Coburg, Victoria 3058, after which date the executrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated 29 March 2012

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

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Re: IRENE JOYCE LAWSON, late of Unit 3, 145 Park Road, Cheltenham, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 January 2012, are required by the executor, Equity Trustees Ltd (ACN 004 031

298), care of James Higgins & Co., 443 Little Collins Street, Melbourne, to send particulars of their claims to the executor, care of the undermentioned solicitors, by 5 June 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.

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

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Re: WAYNE MAXWELL CLARKE, late of 5 Beretta Court, Corio, Victoria, cleaner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 October 2009, are required by the administrator, Suzanne Mary Lyttleton, to send particulars to her, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the administrator will convey or distribute the assets, having regard only to the claims of which she then has notice.

LYTTLETONS, solicitors,  
53 Marcus Road, Dingley 3172.

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MAVIS VIOLA WILKIE, late of 17 Bethell Avenue, Parkdale, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 December 2011, are required by the executors, Lynette Joy Grimes and Douglas Raymond Wilkie, to send particulars to them, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which he/she then has notice.

LYTTLETONS, solicitors,  
53 Marcus Road, Dingley 3172.

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Re: RICHARD CLINTON GUTCH, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 October 2011, are required by the trustees, Elizabeth Penelope Hull and Graeme John Richardson, both care of Moores

Legal, 9 Prospect Street, Box Hill, Victoria, to send particulars to the trustees by 6 June 2012, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MOORES LEGAL, lawyers,  
9 Prospect Street, Box Hill 3128.

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Re: MARGARET PATRICIA YOUNG, late of 2/32 Allambee Avenue, Camberwell, Victoria, retired medical secretary, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 June 2011, are required by the executor, Daniel Leslie Minogue, of 431 Riversdale Road, Hawthorn East, Victoria, solicitor, to send particulars to him (care of the undersigned) by 5 June 2012, after which date he may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

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JAMES RONALD CRESSWELL, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 August 2011, are required by the trustees, Susan Elizabeth Pearce and Jennifer Anne Clark, to send particulars of such claims to them, in care of the undermentioned lawyers, by 6 June 2012, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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JOHN DUNCAN JEFFREY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 December 2011, are required by the trustees, Helen Margaret Mulholland and Russell Ian Jeffrey, to send particulars of such claims to them, in care of the undermentioned lawyers, by 6 June 2012, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: TIMOTHY TWOMEY, late of 158 King Street, Wallan, retired storeman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 April 2011, are required by the trustee, Catherine Mary Johnson, to send particulars to the trustee, care of the undermentioned solicitors, by 1 May 2012, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

R. P. HOBAN, solicitors,  
53 Sydney Street, Kilmore 3764.

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JOHN FREDERICK TOY, late of 130 Country Club Drive, Mount Martha, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 November 2011, are required by the executor, Lynette Joy Toy of 13 Veda Avenue, Mount Martha, Victoria, to send particulars to her, care of Stidston Warren Lawyers by 10 June 2012, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

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Re: JOHN PHILIP GUILIANO, late of Central Park Nursing Home, 101 Punt Road, Windsor, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 8 February 2012, are required by the executors, Peter John Guiliano and Michael John Guiliano, to send particulars to them, care of the undermentioned solicitors, by 8 June 2012, after which date the executors may convey and distribute the assets, having regard only to the claims of which they then have notice.

TRAGEAR & HARRIS LAWYERS,  
1/23 Melrose Street, Sandringham 3191.

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ELAINE MARION KILLEEN.

Creditors, next-of-kin and others having claims against the estate of ELAINE MARION KILLEEN, late of 11 Warrina Court, Burwood



East, Victoria, registered nurse, deceased, who died on 28 August 2011, are required to send particulars of their claims to the executor, care of the undermentioned solicitor, by 11 June 2012, after which date the executor will proceed to distribute the assets, having regard only to the claims of which he shall then have had notice.

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

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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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Re: GAVIN JOHN MALLOCH, late of Unit 3,  
1 Central Avenue, Burwood, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 January 2012, are required to send particulars of their claims to Christine Malloch, care of Level 3, 20–22 McKillop Street, Melbourne, Victoria 3000, by 29 June 2012, after which date the executor may convey or distribute the assets, having regard only to the claims of which she may then have notice.

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

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Re: YVONNE ISOBEL PETTENGELL, late  
of 4 Christian Street, Mount Macedon, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 January 2012, are required to send particulars of their claims to the executors, care of Level 3, 20–22 McKillop Street, Melbourne, Victoria 3000, by 29 June 2012, after which date the executors 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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Re: ELSIE FRANCES SUMMONS, late of  
1A Haverbrack Avenue, Malvern, Victoria.

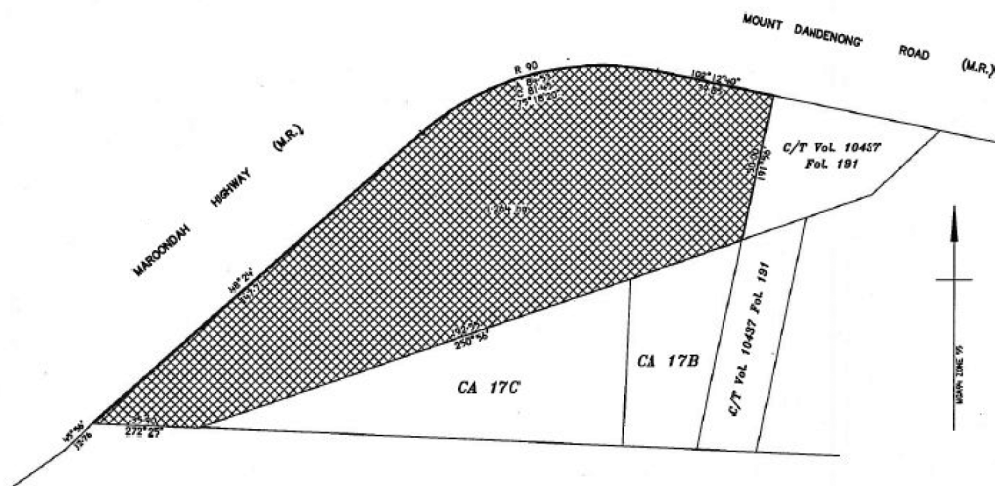
Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 January 2012, are required to send particulars of their claims to Equity Trustees Limited of GPO Box 2307, Melbourne, Victoria 3001, by 5 July 2012, after which date

## GOVERNMENT AND OUTER BUDGET SECTOR AGENCIES NOTICES

### MAROONDAH CITY COUNCIL

#### Road Discontinuance

At its meeting on 21 November 2011 and acting under clause 3 of schedule 10 to the **Local Government Act 1989**, Maroondah City Council resolved to discontinue the government road abutting Mount Dandenong Road, Ringwood and Maroondah Highway, Ringwood, shown hatched on the plan below. Upon being discontinued, the road will vest in the Crown.



FRANK DIXON  
Chief Executive Officer  
Maroondah City Council

### MELBOURNE CITY COUNCIL

#### Notice of Intention to Make a Local Law

##### Activities (Smoking and Miscellaneous Amendment) Local Law 2012

Notice is given pursuant to sections 119 and 223 of the **Local Government Act 1989** ('the Act') that the Melbourne City Council ('Council') proposes to amend its 'Activities Local Law 2009' ('Principal Local Law') by making an amending local law pursuant to Part 5 of the Act to be known as the 'Activities (Smoking and Miscellaneous Amendment) Local Law 2012' ('proposed Local Law').

#### **Purpose of the proposed Local Law**

The purpose of the proposed Local Law is to amend the Principal Local Law to:

1. manage public places to enhance their enjoyment by the general public by introducing an ability to prohibit the smoking of tobacco products in and around children's playgrounds, childcare centres and other public places prescribed by the Council (including the matters to be considered by the Council in contemplating prescribing a location).
2. provide for the peace, order and good government of the municipality.

#### **Purport of the proposed Local Law**

The proposed Local Law, if made, will amend the Principal Local Law as follows:

1. Adding new definitions for 'acceptable no smoking sign', 'child care centre', 'children's playground', 'smoke', 'smoke free area' and 'tobacco product'.

2. Inserting a new Part 3A and schedule 2:
  - 2.1. prohibiting the smoking of a tobacco product in a smoke free area;
  - 2.2. defining a smoke free area as the area in and around children's playgrounds, childcare centres and other public places prescribed by the Council;
  - 2.3. providing guidelines the Council must consider in deciding to prescribe an area as a smoke free area;
  - 2.4. providing an ability to erect signs in respect to smoke free areas; and
  - 2.5. providing ability for an authorised officer of Council to direct a person smoking a tobacco product in a smoke free area to extinguish and dispose of a tobacco product.
3. Adding an infringement penalty of one penalty unit for smoking a tobacco product in a smoke free area.
4. Removing clauses 14.3 to 14.6 as they have been superseded by the operation of the **Infringements Act 2006**.
5. Making minor and consequential changes.

A copy of the proposed Local Law can be obtained from the Front Desk, Melbourne Town Hall Administration Building, 90–120 Swanston Street, Melbourne, between 7.30 am and 5.00 pm, Monday to Friday, excepting public holidays. Alternatively you can view a copy online at [www.melbourne.vic.gov.au](http://www.melbourne.vic.gov.au)

Any person may make a written submission on the proposed Local Law to the Council. All submissions received by the Council on or before Friday 4 May will be considered in accordance with section 223(1) of the Act, by the Council's Submissions (Section 223) Committee ('Committee').

If a person wishes to be heard in support of their submission they must include the request to be heard in the written submission and this will entitle them to appear in person, or by a person acting on their behalf, before a meeting of the Committee, scheduled to be held on Tuesday 15 May 2012 commencing at 3.00 pm, in the Melbourne Town Hall Administration Building, 90–120 Swanston Street, Melbourne.

Written submissions should be marked 'Proposed Activities (Smoking and Miscellaneous Amendment) Local Law 2012' and addressed to the Manager Governance Services, City of Melbourne, GPO Box 1603, Melbourne 3001. Written submissions received will be made public and may be made available on the Council's website.

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**Planning and Environment Act 1987**

BASS COAST PLANNING SCHEME

Notice of the Preparation of an  
Amendment to a Planning Scheme and

Notice of an Application for Planning Permit Given Under Section 96C of the  
**Planning and Environment Act 1987**

Amendment C126

Authorisation A02201

Planning Permit Application 110589

The land affected by the Amendment and planning permit application is located at 12 Korumburra Road, Wonthaggi, otherwise known as Lot 1 Plan of Subdivision 624524 of Wonthaggi. The site has an area of approximately 4,036 square metres and is currently vacant; it was previously used and developed as part of a broader parcel of land occupied by the Cyclone Factory.

The Amendment proposes to rezone the subject land from the Business 4 to the Business 1 Zone. Under section 96(A) of the **Planning and Environment Act 1987**, a planning permit to develop the site has been submitted with the Amendment application.

The application is for a permit to use and develop the land for a shop (bottle shop), reduction in car parking requirements and display of business identification signage.

The person who requested the Amendment and the applicant for the planning permit is Davis Langdon Australia P/L on behalf of Leonora Group as landholders.

You may inspect the Amendment, the explanatory report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at the following locations: during office hours, at the office of the planning authority, Bass Coast Shire Council, 76 McBride Avenue, Wonthaggi 3995; 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 or by the granting of the permit may make a submission to the planning authority.

The closing date for submissions is 6 May 2012. A submission must be sent to Strategic Planner, Bass Coast Shire Council, PO Box 118, Wonthaggi, Victoria 3995.

MARTIN GILL  
Development Services Manager

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

#### **GREATER BENDIGO PLANNING SCHEME**

##### **Notice of Preparation of Amendment**

##### **Amendment C162**

##### **Authorisation A02177**

The Greater Bendigo City Council has prepared Amendment C162 to the Greater Bendigo Planning Scheme.

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

The Amendment affects 64 separate sites in Axedale, California Gully, Eaglehawk, Epsom, Kangaroo Flat, Lockwood, Lockwood South, Maiden Gully, Marong, Neilborough, Raywood, Redesdale, Sebastian, Shelbourne, Whipstick and Woodvale.

The Amendment proposes to list the sites in the Schedule to the Heritage Overlay at Clause 43.01 and introduce the 'Greater Bendigo Heritage Policy Citations Review, 2011' as a reference document in the Planning Scheme at Clause 21.10 'Reference Documents' and Clause 22.06 'Heritage Policy'.

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 Greater Bendigo at: City of Greater Bendigo Main Office Building, 195–229 Lyttleton Terrace, Bendigo; City of Greater Bendigo Hopetoun Mill Building, 15 Hopetoun Street, Bendigo; City of Greater Bendigo's website, [www.bendigo.vic.gov.au](http://www.bendigo.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 Friday 18 May 2012. A submission must be sent to Katie Nolan, Strategic Heritage Planner, City of Greater Bendigo, PO Box 733, Bendigo 3552, or alternatively by email to [k.nolan@bendigo.vic.gov.au](mailto:k.nolan@bendigo.vic.gov.au)

CRAIG NIEMANN  
Chief Executive Officer

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

#### **WODONGA PLANNING SCHEME**

##### **Notice of Preparation of Amendment**

##### **Amendment C94**

##### **Authorisation A02176**

The Wodonga City Council has prepared Amendment C94 to the Wodonga Planning Scheme.

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

The land affected by the Amendment is:

- Land along the northern and southern side of Huon Creek Road, east of Castle Creek Road and west to Wilsons Road, Wodonga.

- Land along House Creek, south of Yarralumla Drive and east of Castle Creek Road, Wodonga.
- The linear reserve, within the Whenby Grange Estate, south from the junction of the Beechworth–Wodonga Road and Castle Creek Road and land extending south to Drapers Road.
- Land abutting Kinchington Road, including the road reserve, in the vicinity of Mount Carmel Christian College and the Wattle Glen Estate area and extending south across Baranduda Boulevard.
- Land abutting Martins Road, including the road reserve, and the mid sections of the western side of Bears Hill.
- Land extending south of Baranduda Boulevard, east of the Beechworth–Wodonga Road and south to Boyes Road, Baranduda. This is inclusive of land within the road reserve and east west of Fredrick Streets Road.
- Land adjoining the Middle Creek Reserve area, extending north east from the Beechworth–Wodonga Road crossing the Baranduda Boulevard, the Kiewa Valley Highway to Whytes Road and the Wodonga Tallangatta rail easement.
- Land bounded by McGeochs Road to the north, Kiewa Valley Highway to the west, Whytes Road to the east and Boundary Road, Baranduda to the south.
- Land within the Wodonga–Yackandandah road reserve, south of the intersection with the Kiewa Valley Highway, extending some 50 metres east, and extending west into linear reserves and parks within the Low Density residential estate known as ‘Baranduda Range’.
- Land south of Boyes Road, inclusive of the road reserve, east from the Beechworth–Wodonga Road west to Baranduda Boulevard Baranduda and south to the bottom of the Baranduda Range.

The Amendment proposes to:

1. Amend clause 52.16 by deleting reference to the Wodonga Retained Environmental Network Strategy (2006) being precincts B, C and D from the schedule and inserts the Leneva Valley and Baranduda Native Vegetation Precinct Plan (Jan 2012) precincts A to L.
2. Place a Vegetation Protection Overlay (VPO) schedule 4 over parcels of private and public land within the Leneva Valley and Baranduda area in accordance with the Leneva Valley and Baranduda Native Vegetation Precinct Plan (WRENs).
3. Rezone land within the Leneva Valley and at Baranduda area in accordance with the Leneva Valley and Baranduda Native Vegetation Precinct Plan (Jan 2012) precincts A-L inclusive, from Farming, Rural Conservation, Low Density Residential, Public Conservation and Resource, Residential 1, Rural Living, Industrial 1 and Urban Growth to Public Park and Recreation and Public Conservation and Resource Zone.
4. Amends the schedule to clause 61.03 by including a new map 4 (VPO 4).
5. Incorporates the Leneva Valley and Baranduda Native Vegetation Precinct Plan (Jan 2012) at the schedule to clause 81.01.

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, Wodonga City Council, 104 Hovell Street, Wodonga, Victoria; 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 17 May 2012. A submission must be sent to the Acting Chief Executive Officer, Patience Harrington, Wodonga City Council, PO Box 923, Wodonga 3689.

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 11 June 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.

- BRANDON, Donald Thomas, late of 83 Spensley Street, Clifton Hill, Victoria 3068, deceased, who died on 4 August 2010.
- DJOKIC, Hildegard, late of Tandeera Hostel, 141 Highfield Road, Camberwell, Victoria 3124, pensioner, deceased, who died on 7 October 2011.
- MILBURN, Mavis, late of Twin Parks Aged Care, 33–47 Blake Street, Reservoir, Victoria 3073, deceased, who died on 23 November 2011.
- MUIJSERT, Michelle, late of Flat 1/16 Warriston Street, Brighton, Victoria 3186, IT manager, deceased, who died on 8 November 2011.
- NICHOLAS, James Vincent Anthony, late of Westley Gardens, 21 Westley Street, Ferntree Gully, Victoria 3156, deceased, who died on 21 October 2011.
- OLSSON, Kenneth Allen, also known as Kenneth Allan Olsson, late of 4 Macey Grove, Ringwood North, Victoria 3134, pensioner, deceased, who died on 30 November 2011.
- SIMON, Istvan, late of 13 The Strand, Moonee Ponds, Victoria 3039, deceased, who died on 12 December 2011.
- TAYLOR, Myrtle Jean, late of 109 Clarence Street, Geelong West, Victoria 3218, pensioner, deceased, who died on 13 April 1987.
- Dated 2 April 2012
- CRAIG DENT  
Manager  
Client Services
- McGRATH, Andrew Valentine, late of Regis Heathcliff Manor, 118 Somers Avenue, Macleod, Victoria 3085, pensioner, deceased, who died on 31 December 2011.
- OLSSON, Kenneth Allen, also known as Kenneth Allan Olsson, late of 4 Macey Grove, Ringwood North, Victoria 3134, pensioner, deceased, who died on 30 November 2011.
- PLEASS, Barbara Lorraine, late of 23 Garfield Avenue, Ormond, Victoria 3204, retired, deceased, who died on 18 November 2011.
- ROBERTS, William John, late of Room A1, Twin Parks Hostel, 33–47 Blake Street, Reservoir, Victoria 3073, deceased, who died on 20 November 2011.
- WEHNERT, Gerhard Hans, also known as Gerard Hans Wehnert, late of Unit 9, 275 Burnley Street, Richmond, Victoria 3121, deceased, who died on 21 November 2011.
- WESTMORE, Patricia Meda, late of Room 22, Gracevale Grange Srs, 48 Liverpool Road, Kilsyth, Victoria 3137, pensioner, deceased, who died on 8 October 2011.
- WRIGHT, Donald Edward, late of Broughton Hall Nursing Home, 2 Berwick Street, Camberwell, Victoria 3124, pensioner, deceased, who died on 22 October 2011.
- YOUNG, Warwick Denis, late of Unit 67, 45 Park Lane, Somerville, Victoria 3912, retired, deceased, who died on 2 December 2011.
- Dated 27 March 2012

CRAIG DENT  
Manager  
Client Services

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, of 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 5 June 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.

MAGEE, Sarah Jane, late of Villa Franca Private Nursing Home, 26 Greaves Street, Werribee, Victoria 3030, process worker, deceased, who died on 21 January 2011.

#### 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 (A362/2007).

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.

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 job 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;
  - (iv) 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.

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 May 2012 to 2 May 2017.

Dated 28 March 2012

A. DEA  
Member

#### 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. A42/2012

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Kara House Inc. (the applicant). The application for exemption is to enable the applicant to accommodate women and children only in the service, employ only women in the service and to and advertise those matters (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavit of Desally Turner, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 16, 44, 52, 53, 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 provides a crisis accommodation refuge service for women and their children escaping domestic violence.
- The applicant offers communal living arrangements for women experiencing family violence. Many of the applicant's clients have experienced physical, sexual, verbal and psychological abuse by male perpetrators. Residents are accommodated at the refuge within a communal setting requiring them to share the kitchen, lounge room, bathroom and toilet facilities. Often the women clients are extremely distressed, emotionally vulnerable and are seeking a safe and protected environment. Included in the clients are women from diverse cultures and it would not be appropriate for men to be housed within the refuge.
- Due to the delicate and sensitive nature of the difficulties experienced by the applicant's clients it needs to employ women only as this is paramount to the work conducted by its staff.
- An exception based on the same circumstances and on the same terms was granted in January 2009 and expired on 1 January 2012 (A11/2009). 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 males who would wish to access the applicant's services or be employed by the applicant. 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, 44, 52, 53, 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 4 April 2017.

Dated 2 April 2012

A. DEA  
Member

Department of Treasury and Finance  
SALE OF CROWN LAND BY PUBLIC  
AUCTION

Public Auction to be held on site 11.00 am  
Saturday 5 May 2012

**Reference:** F08/4611.

**Address of Property:** 71 Albert Street,  
Rosedale.

**Crown Description:** Crown Allotment 5A,  
Section 16, Township of Rosedale, Parish  
of Rosedale.

**Terms of Sale:** 10% deposit, Balance payable in  
30/60 days or earlier by mutual agreement.

**Area:** 1020 m<sup>2</sup>.

**Officer Co-ordinating Sale:** Julie Gould, Land  
and Property Group, Commercial Division,  
Department of Treasury and Finance, 5/1  
Treasury Place, Melbourne, Victoria 3002.

**Selling Agent:** Addison Real Estate, 61 Hotham  
Street, Traralgon, Victoria 3844.

GORDON RICH-PHILLIPS MLC  
Assistant Treasurer

**Country Fire Authority Act 1958**

VARIATION OF FIRE DANGER PERIOD

In pursuance of the powers conferred by section 4 of the **Country Fire Authority Act 1958**, I, Mick Bourke, Chief Executive Officer of the Country Fire Authority, after consultation with the Secretary to the Department of Sustainability and Environment, hereby vary the declaration of the Fire Danger Periods previously published in the Government Gazette by declaring that such Fire Danger Periods shall end in respect of the undermentioned Municipal Districts of Municipalities or parts of Municipalities specified.

To terminate from 0100 hours on Monday  
9 April 2012:

- Southern Grampians Shire Council
- Moyne Shire Council
- Warrnambool City Council.

To terminate from 0100 hours on Tuesday  
10 April 2012:

- Ararat Rural City Council
- Pyrenees Shire Council
- Northern Grampians Shire Council
- West Wimmera Shire Council (remainder).

MICK BOURKE  
Chief Executive Officer

**Geographic Place Names Act 1998**

CORRIGENDUM

In the Victoria Government Gazette No. G12,  
22 March 2012, page 564 under **Geographic  
Place Names Act 1998**, Notice of Registration  
of Geographic Names, Localities, it should read  
as follows:

The border of Cornella and Colbinabbin is  
moved south along Tavistock Road to Myola  
road then east along Myola road to Plain road,  
south on Plain Road to the road reserve bordering  
CA21A, east along road reserve on south side  
of CA 21A to CA21C, south along border of  
CA21C then east along the southern border of  
CA21C to the border of the Gobarup locality  
which has the creek as its current boundary.

Office of Geographic Names  
Land Victoria  
570 Bourke Street  
Melbourne 3000

JOHN E. TULLOCH  
Registrar of Geographic Names

**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.

Road Naming:

<b>Change Request Number</b>	<b>Road Name</b>	<b>Locality</b>	<b>Proposer and Location</b>
39125	Hanover Lane	Windsor	Stonnington City Council Adjacent to 42 McIlwrick Street, Windsor
38989	Erickson Lane	Paynesville	East Gippsland Shire Council The road traverse west from Wellington Street.
38535	Iris Avenue	Cheltenham	Kingston City Council (Private Road) The road traverses north from Primrose Avenue.
35482	Eisners Lane	Mansfield	Mansfield Shire Council The road traverses north from High Street.
38841	Jung Road	Barkers Creek	Mount Alexander Shire Council The road traverses south from White Gum Road.
38662	Broomfield Road	Cudgee	Moyne Shire Council The road traverses east from Dwarroon Road.
37980	Bennett Lane	Leongatha	South Gippsland Shire Council The road traverses south from McCartin Street.

Office of Geographic Names

Land Victoria  
570 Bourke Street  
Melbourne 3000

JOHN E. TULLOCH  
Registrar of Geographic Names

**Marine Act 1988****SECTION 71B(1) DIRECTION**

I, Donovan Croucamp, Acting Executive Director, Security and Emergency Management Division, Department of Transport, in accordance with the power set out in section 71B(1) of the **Marine Act 1988**, direct Port Of Melbourne Corporation, a specified person or body (as defined in section 71B(2) of the Marine Act) to participate in VICPLAN by:

- a) training personnel and otherwise preparing for Marine Pollution Incidents by performing the functions and activities described in Schedule 1 to this Direction; and
- b) responding to Marine Pollution Incidents by performing the functions and activities described in Schedule 2 to this Direction.

Schedule 3 sets out the definitions that apply to this Direction and its Schedules.

Dated 28 March 2012

DONOVAN CROUCAMP  
Acting Executive Director, Security and Emergency Management  
Department of Transport  
Delegate of the Secretary to the Department of Transport

**SCHEDULE 1 – MARINE POLLUTION TRAINING AND PREPAREDNESS**

The Port of Melbourne Corporation is to prepare for Marine Pollution Incidents by performing the following functions and activities:

<b>Functions</b>	<b>Activities</b>
<b>A. Administration and Planning</b>	<ol style="list-style-type: none"> <li>1. Hold a minimum of two Port Phillip Region Marine Pollution Committee Meetings annually.</li> <li>2. Oversee the administration and management of the Port Phillip Region Marine Pollution Committee and provide a secretariat and chair for each meeting.</li> <li>3. In conjunction with DOT, review and update the Port Phillip Region Marine Pollution Contingency Plan annually.</li> <li>4. Update the Port Phillip Region Marine Pollution Contingency Plan contact list every six months and circulate to stakeholders.</li> </ol>
<b>B. VICPLAN Governance Arrangements</b>	<ol style="list-style-type: none"> <li>1. Participate in the governance arrangements set out in VICPLAN. A POMC emergency management coordinator must attend all VICPLAN Operations Group Meetings.</li> <li>2. The POMC emergency management coordinator may nominate a proxy to attend VICPLAN Operations Group meetings in place of the POMC Emergency Management Coordinator.</li> <li>3. Submit an Agency Report by the deadline set for each VICPLAN Operations Group meeting that contains a summary of the number of Marine Pollution Incidents responded to in the six month period.</li> </ol>

<b>Functions</b>	<b>Activities</b>
<b>C. Training</b>	<ol style="list-style-type: none"> <li>1. Provide incident control function for all reported Tier 1 Incidents that occur in the Port Phillip Region.</li> <li>2. Maintain the capability to act as Support Agency to DOT for Tier 2 Incidents and Tier 3 Incidents through membership in the State Response Team. To fulfil these roles, POMC must nominate a minimum of 6 staff to fill roles on the State Response Team. These are to occupy the following positions: <ol style="list-style-type: none"> <li>a. 1 x Incident Controller;</li> <li>b. 2 x operations officers; and</li> <li>c. 3 x equipment operators.</li> </ol> </li> <li>3. POMC may not delegate to a third party or parties the functions of: <ol style="list-style-type: none"> <li>a. Incident Controller; or</li> <li>b. operations officer.</li> </ol> <p>POMC may delegate the function of Equipment Operator to a third party subject to approval of the Manager, Marine Pollution.</p> </li> <li>4. Each POMC staff member nominated for the SRT must participate in marine pollution training, exercises, workshops, drills or other refresher activities, as organised by DOT pertinent to their role, as per the terms and conditions within the SRT fact sheet.</li> <li>5. Training and exercise costs will be paid for by DOT. Flights, mileage, accommodation and meal costs where incurred will be reimbursed to POMC in accordance with the guidelines set out in the document entitled 'Marine Pollution Response Training – Entitlements and Reimbursement Policy' of DOT, dated October 2011.</li> </ol>

**SCHEDULE 2 – MARINE POLLUTION RESPONSE**

The Port of Melbourne Corporation is to respond to Marine Pollution Incidents by performing the following functions and activities:

<b>Functions</b>	<b>Activities</b>
<b>A. Incident control</b>	1. Maintain a 24 hours a day, 365 days a year capability to provide an Incident Controller to all Tier 1 Incident responses that occur in the Port Phillip Region.
<b>B. Incident assessment</b>	1. Maintain a 24 hours a day, 365 days a year capability to receive phone calls and radio reports from third parties to report Marine Pollution Incidents or suspected Marine Pollution Incidents. 2. Conduct an initial assessment of a Marine Pollution Incident. 3. The incident assessment must be conducted in accordance with the processes detailed in VICPLAN and the Port Phillip Region Marine Pollution Contingency Plan.
<b>C. Incident response</b>	1. Respond immediately to all reported Tier 1 Incidents in the Port Phillip Region. 2. Implement a marine pollution response to all reported Marine Pollution Incidents in the Port Phillip Region which are confirmed under Section B of Schedule 2 to be Tier 1 Incidents, to effect a clean up that is reasonable, justifiable and proportionate. 3. The POMC may use equipment owned by the DOT for the purposes of marine pollution response. 4. Monitor all confirmed Tier 1 Incidents in the Port Phillip Region until clean up measures are complete or the incident is escalated to the DOT. 5. At the request of the DOT, POMC must conduct a debrief of the Marine Pollution Incident including all parties who were involved in the Marine Pollution Incident.
<b>D. Notification</b>	1. Notify the SEMD duty watch officer and EPA pollution duty officer by phone within one hour of all reported Marine Pollution Incidents in the Port Phillip Region.

Functions	Activities
<p><b>E. Pollution Report</b></p>	<ol style="list-style-type: none"> <li>1. Issue a Pollution Report, as per the processes developed by DOT, for all Marine Pollution Incidents reported in the Port Phillip Region within 60 minutes of the initial report. As a minimum, the Pollution Report must be forwarded to the following agencies via email:             <ol style="list-style-type: none"> <li>a) the DOT;</li> <li>b) the AMSA; and</li> <li>c) the EPA.</li> </ol> </li> <li>2. All Pollution Reports generated by POMC should contain as much as possible of the following information:             <ol style="list-style-type: none"> <li>a) Details of the reported Marine Pollution Incident including:                 <ol style="list-style-type: none"> <li>i. Where the report originated from;</li> <li>ii. Date, time and location of the Marine Pollution Incident;</li> <li>iii. Description of the Marine Pollution Incident;</li> <li>iv. Estimated size of the pollution;</li> <li>v. The type of pollutant; and</li> <li>vi. The suspected source of pollution if known.</li> </ol> </li> <li>b) All POMC actions undertaken after the Marine Pollution Incident including:                 <ol style="list-style-type: none"> <li>i. Any POMC investigation of the Marine Pollution Incident;</li> <li>ii. Any POMC assessment of the Marine Pollution Incident;</li> <li>iii. Any POMC response to the Marine Pollution Incident; and</li> <li>iv. Whether a third party has been deployed to respond to the Marine Pollution Incident.</li> </ol> </li> </ol> </li> </ol>

Functions	Activities
<p><b>F. Situation Report</b></p>	<ol style="list-style-type: none"> <li>1. Prepare ongoing Situation Reports, as per the processes developed by DOT, for all Marine Pollution Incidents in the Port Phillip Region:               <ol style="list-style-type: none"> <li>a) Until no further action is required; or</li> <li>b) The incident control function is escalated to the DOT.</li> </ol> </li> <li>2. All Situation Reports generated by POMC should contain as much of the following information as possible:               <ol style="list-style-type: none"> <li>a) Details of the original Pollution Report;</li> <li>b) Details of who has investigated the Marine Pollution Incident onsite;</li> <li>c) Confirmed location, size and type of the pollution or incident;</li> <li>d) Details about the source or suspected source of pollution if known including vessel registration if applicable;</li> <li>e) A description of the actions being undertaken by POMC to respond and clean up the Marine Pollution Incident; and</li> <li>f) Reasons for actions undertaken by POMC in responding to the Marine Pollution Incident.</li> </ol> </li> <li>3. POMC must forward the Situation Report to the following agencies via fax or email:               <ol style="list-style-type: none"> <li>a) DOT;</li> <li>b) AMSA; and</li> <li>c) EPA.</li> </ol> </li> </ol>
<p><b>G. Escalation</b></p>	<ol style="list-style-type: none"> <li>1. Immediately escalate any Tier 2 Incident or Tier 3 Incident to DOT to undertake incident control without delay.</li> <li>2. Initial notification in all instances must be by phone to the Security and Emergency Management Division duty watch officer, DOT.</li> <li>3. In relation to a Tier 2 Incident or Tier 3 Incident, POMC must, while the incident control is being handed to the Department:               <ol style="list-style-type: none"> <li>a) Continue to assess and monitor the Tier 2 Incident or Tier 3 Incident; and</li> <li>b) Deploy first strike response.</li> </ol> </li> <li>4. Provide a full briefing to the relieving Incident Controller.</li> <li>5. Continue to provide assistance to DOT for Tier 2 Incidents and Tier 3 Incidents, as a Support Agency, consistent with the principles of the EMMV.</li> <li>6. Participate in a response to a Marine Pollution Incident as part of the State Response Team, if requested.</li> </ol>



Functions	Activities
<b>H. Cost Recovery</b>	<ol style="list-style-type: none"> <li>1. DOT will reimburse POMC for its costs incurred while responding to a Marine Pollution Incident, noting that flights, mileage, accommodation and meal costs where incurred will be reimbursed as per Item 5 of Section C of Schedule 1.</li> <li>2. POMC must submit invoices to DOT for costs incurred while performing the functions and activities described in Schedule 1 and Schedule 2.</li> <li>3. Invoices must contain the information necessary to be a tax invoice for the purposes of the <b>A New Tax System (Services and Services Tax) Act 1999</b>.</li> <li>4. Invoices for services rendered in response to a Marine Pollution Incident must be issued within 20 Business Days after the end of each month and include the following supporting documentation: <ol style="list-style-type: none"> <li>a) Reference to the Pollution Report;</li> <li>b) Copies of all staff time sheets including details of any break times;</li> <li>c) A description of staff roles in the incident response and a summary of activities undertaken;</li> <li>d) Itemised details of all expenditure; and</li> <li>e) All known details about the source of the pollution.</li> </ol> </li> <li>5. All invoices must be addressed to: <p> Manager, Marine Pollution  Security and Emergency Management Division  Department of Transport  Level 6, 121 Exhibition Street  Melbourne, Victoria 3000 </p> </li> </ol>

**SCHEDULE 3 – DEFINITIONS**

The following definitions apply to this Direction and its Schedules.

**AMSA** means the Australian Maritime Safety Authority, established under the **Australian Maritime Safety Authority Act 1990** (Cth).

**Control Agency** has the meaning given under section 3.5 of the EMMV.

**DOT** means the Victorian Department of Transport.

**EMMV** means the Emergency Management Manual of Victoria, prepared by the Office of the Emergency Services Commissioner under the **Emergency Management Act 1986**.

**EPA** means the Environment Protection Authority Victoria, established under the **Environment Protection Act 1970** (Vic.).

**Incident Assessment** has the same meaning as in VICPLAN.

**Incident Controller** has the same meaning as in the EMMV, and refers to the person or persons nominated to act in that role by POMC of Item 1 of Section C of Schedule 1.

**Incident Reports** means the Situation Reports, Pollution Reports and Agency Reports required to be delivered by POMC under Schedule 2.

**Marine Act** means the **Marine Act 1988** (Vic.).

**Marine Pollution Incident** means discharge of a Pollutant into waters of the Port Phillip Region and includes a Tier 1 Incident, Tier 2 Incident or Tier 3 Incident.

**Pollutant** means:

- (a) oil; or
- (b) an oily mixture; or
- (c) an undesirable substance.

**Pollution Report** means the report described in Section E of Schedule 2 to this Direction.

**POMC** means the Port of Melbourne Corporation, continued under section 141B of the **Transport Integration Act 2010**.

**Port Phillip Region** means all State Waters bounded geographically by Cape Schanck on the east to Cape Otway on the west, including all bays and enclosed waters between those two points. For the Yarra and Maribyrnong Rivers, it includes waters downstream of the Bolte and Sheppard bridges, except when pollution sourced from port waters travels upstream into those areas.

**Port Phillip Region Marine Pollution Committee Meeting** means the committee formed in accordance with Section 2.6.3 of VICPLAN for the Port Phillip Region.

**Port Phillip Region Marine Pollution Contingency Plan** means the sub-plan of VICPLAN entitled ‘Port Phillip Region Marine Pollution Contingency Plan’.

**Regional Control Agency** has the same meaning as in VICPLAN.

**Situation Report** means the report described in Section F of Schedule 2 to this Direction.

**State Response Team or SRT** means a group of individuals trained in various marine pollution roles under the Oil Spill Response Incident Control System, who are able to be deployed to a Tier 2 Incident or Tier 3 Incident in State Waters.

**State Waters** means all waters adjacent to the Victorian coastline and extending three nautical miles seaward from the low tide point.

**Support Agency** has the meaning given under the EMMV.

**Tier 1 Incident** has the same meaning as ‘Tier 1’ in Section 3.3.1 of VICPLAN.

**Tier 2 Incident** has the same meaning as ‘Tier 2’ in Section 3.3.1 of VICPLAN.

**Tier 3 Incident** has the same meaning as ‘Tier 3’ in Section 3.3.1 of VICPLAN.

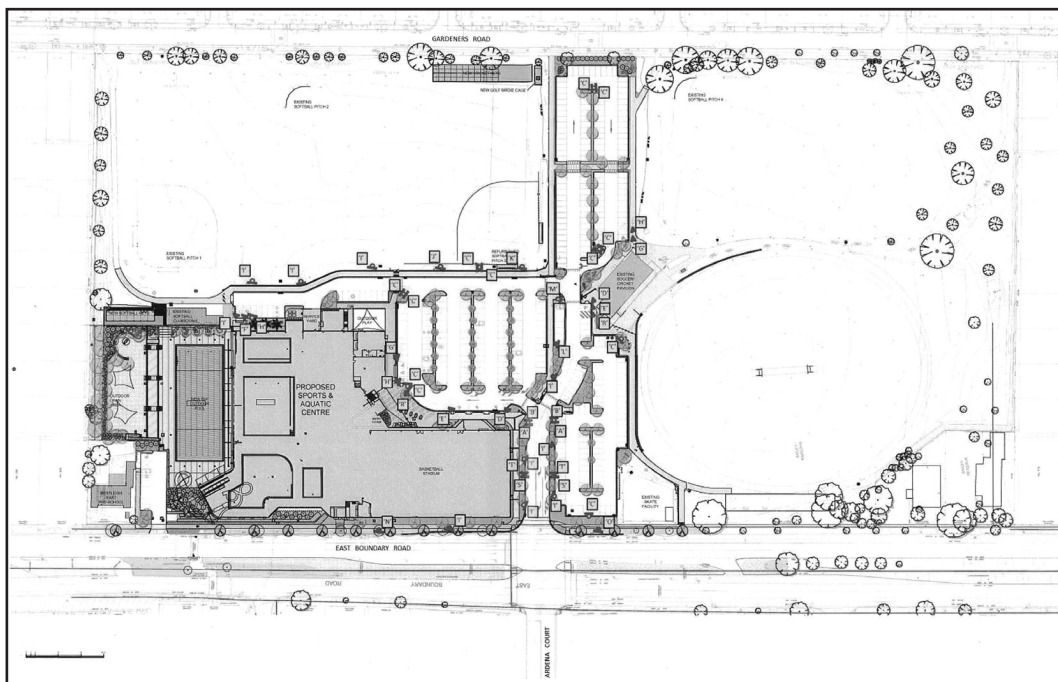
**VICPLAN** means the Victorian Marine Pollution Contingency Plan, as defined in Section 3 of the Marine Act.

**VICPLAN Operations Group** has the same meaning as is described in Section 2.4 of VICPLAN.

**Road Safety Act 1986****ORDER UNDER SECTION 98 ROAD SAFETY ACT 1986 EXTENDING PROVISIONS TO THE CAR PARK AT GLEN EIRA SPORTS AND AQUATIC CENTRE 178–202 EAST BOUNDARY ROAD, BENTLEIGH EAST**

I, Graham Clarke, Acting Regional Director, VicRoads Metropolitan South East, delegate of the Minister for Roads under section 98 of the **Road Safety Act 1986** by this Order extend the application of –

- (a) sections 59, 64, 65, 77, 86, 87, 88, 89, 89E, 90 and 100 of the **Road Safety Act 1986**;
- (b) Part 6AA of the **Road Safety Act 1986**;
- (c) the Road Safety Road Rules 2009; and
- (d) Parts 8 and 9 of, and Schedules 6 and 7 to, the Road Safety (General) Regulations 2009 – to the Car Park at the Glen Eira Sports and Aquatic Centre, at 178–202 East Boundary Road, Bentleigh East, particulars of which are shown on the following plan.



Dated 6 March 2012

GRAHAM CLARKE  
Acting Regional Director

**Water Act 1989****BULK ENTITLEMENT (TRENTHAM) CONVERSION ORDER 2012**

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

**PART 1 – INTRODUCTORY STATEMENTS****1. CITATION**

This Order may be cited as the Bulk Entitlement (Trentham) Conversion Order 2012.

**2. EMPOWERING PROVISIONS**

This Order is made under sections 43 and 47 of the **Water Act 1989**.

**3. COMMENCEMENT**

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

**4. DEFINITIONS**

In this Order –

‘**Act**’ means the **Water Act 1989**;

‘**AHD**’ means Australian Height Datum;

‘**Authority**’ means the Coliban Region Water Corporation;

‘**Campaspe basin**’ means the area of land previously designated as Basin Number 6 in the South-East Coast Division of the Australian Water Resources Council’s Australian Continental Drainage Divisions;

‘**entitlement holder**’ means an authority or corporation, or any other person holding a bulk entitlement or environmental entitlement in the Campaspe basin granted under the Act;

‘**licence**’ means any licence granted under Part 4 of the Act;

‘**Minister**’ means the Minister administering the Act;

‘**Resource Manager**’ means any person or another Authority appointed by the Minister under section 43A of the Act;

‘**specified point**’ means the meter at the raw water inlet to the Trentham water treatment plant;

‘**system**’ means the Trentham Water Supply system comprising the system storage, the Trentham water treatment plant, and the associated supply works;

‘**system storage**’ means Reservoirs No. 1 and 2, located at Lagoon Road, Trentham;

‘**waterway**’ means Trent Creek and its unnamed tributaries;

‘**year**’ means the 12 months commencing 1 July.

**PART 2 – ENTITLEMENT****5. CONVERSION TO A BULK ENTITLEMENT**

All of the Authority’s entitlement to water from the system storage in any year is converted to a bulk entitlement on the conditions set out in this Order.

**6. BULK ENTITLEMENT**

6.1 The Authority may take an average of 120 ML per year from the system storage over a three year period at a rate not exceeding 1.2 ML/day.

6.2 For the purposes of accounting for water taken under clause 6, the bulk entitlement volume is calculated as the total water taken and measured at the specified point, minus any water pumped into the system storage by the Authority under a licence.

**7. SHARE OF FLOW**

The Authority may store all of the inflow to the system storage when it is below full supply level, except for any flow of water being transferred by the holder of –

- (a) any other bulk entitlement or licence held by another person; or
  - (b) any licence –
- to a transferee pursuant to the Act.

**8. SHARE OF CAPACITY**

The Authority is entitled to –

- (a) all water at any time stored in each system storage;
- (b) the full capacity of Reservoir No. 1, up to 32.7 ML and at full supply level of 732.60 metres AHD; and
- (c) the full capacity of Reservoir No. 2, up to 57.8 ML and at full supply level of 732.11 metres AHD –

but may not use or transfer more than its annual entitlement in any year.

**PART 3 – GENERAL CONDITIONS AND PROVISIONS**

**9. ENVIRONMENTAL OBLIGATIONS**

9.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to assess and manage the environmental effects of operating the system, including –

- (a) the effects of the Authority's works on the bed and banks of the waterway; and
- (b) the effects on aquatic biota in the waterway; and
- (c) operating practices to manage the water quality, including temperature, in the waterway; and
- (d) operating rules to control any releases to the waterway.

9.2 The Minister may –

- (a) approve the program proposed under sub-clause 9.1; or
- (b) require the Authority to amend the proposed program; or
- (c) not approve the proposed program.

9.3 The Minister may, at any time, require the Authority to –

- (a) review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
- (b) propose an amended program to the Minister.

9.4 The Authority must, at its cost –

- (a) implement the approved environmental management program; and
- (b) keep a record of all work undertaken under paragraph (a).

**10. DISPUTE RESOLUTION**

10.1 If a difference or dispute arises between the Authority, the Minister and the Resource Manager, or any of them, concerning the interpretation or application of this Order, a party may give written notice to the other party requiring the matter to be determined by an independent expert.

10.2 If a difference or dispute arises between the Authority and another entitlement holder, concerning the interpretation or application of this Order, the Authority may give written notice to the other entitlement holder requiring the matter to be determined by an independent expert.

10.3 If a difference or dispute arises between the Authority and another entitlement holder, concerning the interpretation or application of this Order, and the other entitlement holder gives written notice to the Authority requiring the matter to be determined by an independent expert, the Authority must comply with the notice.

- 10.4 The notice requiring that the matter be determined by an independent expert may only be given 14 days after the matter has arisen. The independent expert may only commence to determine the matter a further 14 days after the giving of that notice.
- 10.5 The independent expert will be either –
  - (a) a person agreed to by the parties to the difference or dispute; or
  - (b) if the parties cannot agree, a person nominated by the President of the Institute of Arbitrators and Mediators, Australia.
- 10.6 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but may extend the period for reaching a conclusion on the matter by a further 30 days.
- 10.7 The independent expert must send a copy of the conclusion and the supporting reasons to each party to the difference or dispute.
- 10.8 In any difference or dispute to which the Minister is a party –
  - (a) the independent expert must express the conclusion as a recommendation; and
  - (b) the Minister must consider any recommendation made under paragraph (a) before deciding whether there are grounds for issuing a notice of contravention under section 47A of the Act.
- 10.9 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.
- 10.10 The Authority may request the Minister to determine the apportionment of the costs of and incidental to every reference, including the costs of the independent expert.

#### **PART 4 – DEMONSTRATING COMPLIANCE**

### **11. METERING PROGRAM**

- 11.1 The Authority must propose to the Minister, within 12 months of the commencement of this Order, a metering program to demonstrate the Authority's compliance with this Order with respect to –
  - (a) all water taken by the Authority under this bulk entitlement; and
  - (b) the amount of water in the system storage; and
  - (c) any water transferred to the system storage by the Authority under a licence.
- 11.2 The Minister may –
  - (a) approve a program proposed under sub-clause 11.1; or
  - (b) require the Authority to amend the proposed program; or
  - (c) not approve the proposed program.
- 11.3 The Minister may, at any time, require the Authority to –
  - (a) review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (b) propose an amended program to the Minister.
- 11.4 The Authority must, at its cost and in accordance with any guidelines issued from time to time by the Minister –
  - (a) implement and maintain any metering program approved by the Minister; and
  - (b) maintain metering equipment and associated measurement structures in good condition; and
  - (c) ensure that metering equipment is periodically re-calibrated; and
  - (d) if rating curves are used to calculate flows, ensure that the curves are regularly checked and, if necessary, revised; and
  - (e) keep a record of all work undertaken under paragraphs (b), (c) and (d).

**12. REPORTING REQUIREMENTS**

- 12.1 The Authority may be required to report on all or any of the following matters, as provided in this clause –
- (a) the daily amount of water taken under this entitlement at the specified point;
  - (b) the annual amount of water taken under this entitlement at the specified point;
  - (c) the average annual amount of water taken under this entitlement over a three year period, calculated as the total amount taken in the current year and the two years preceding;
  - (d) the annual amount of any water taken by the Authority at the specified point under a licence;
  - (e) the approval, amendment and implementation of the metering program approved under sub-clause 11.2;
  - (f) any permanent transfer or assignment of allocation of this bulk entitlement;
  - (g) any amendments or transfers with respect to this Order;
  - (h) any failure by the Authority to comply with any provision of this Order;
  - (i) any existing or anticipated difficulties experienced by the Authority in complying with this Order and any remedial action taken or proposed by the Authority.
- 12.2 The Minister may require the Authority to report on all or any of the matters set out in sub-clause 12.1 –
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
  - (b) within 14 days of receiving the Minister's written request or such longer period as the Minister may determine.
- 12.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters referred to in sub-clause 12.1, except paragraph (a).

**13. DATA**

- 13.1 The Minister must endeavour to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.
- 13.2 The Authority must make available to any person data collected by or on behalf of the Authority for the purpose of the metering program and reporting requirements under clauses 10 and 11 respectively subject to a fair and reasonable access fee. The Authority may charge to cover the costs of making the data available to that person.

**PART 5 – FINANCIAL OBLIGATIONS****14. RESOURCE MANAGER'S COSTS**

- 14.1 Subject to sub-clause 15.1 the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to –
- (a) report on whether entitlement holders in the Campaspe Basin comply with the conditions of their bulk entitlements; and
  - (b) report on disputes between entitlement holders in the Campaspe Basin; and
  - (c) report on significant unauthorised uses of water in the Campaspe Basin; and
  - (d) co-ordinate the process for application and implementation of any qualification of rights to water made by the Minister during periods of declared water shortage under section 33AAA of the Act.
- 14.2 Subject to sub-clause 14.3, the proportion of the costs referred to in sub-clause 14.1 is to be determined by the Resource Manager.

14.3 Where the Resource Manager provides a regulated service for the purposes of section 4A of the **Water Industry Act 1994**, the charges to be paid by the Authority to the Resource Manager are to be determined by the Essential Services Commission in accordance with Part 1A of the **Water Industry Act 1994**.

**15. DUTY TO KEEP ACCOUNTS AND MAKE PAYMENTS**

15.1 The Authority is not obliged to make any payment to the Resource Manager under sub-clause 14.1 unless the person to whom the payment is due complies with the provisions of the sub-clause relevant to that payment.

15.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect of sub-clause 14.1.

15.3 Accounts that are required to be kept under this clause must be made available for inspection by the Authority upon request.

15.4 The Resource Manager must, by 1 February in any year, provide the Authority with an estimate, in respect of the ensuing year, of the costs referred to in sub-clause 14.1.

15.5 Any amounts payable by the Authority under clause 14 must:

- (a) be made in accordance with the usual business practice of the Resource Manager, unless otherwise set by mutual agreement between the Authority and the Resource Manager; and
- (b) be invoiced to the Authority at least once a year, and, if more often than once a year, in instalments; and
- (c) be paid in arrears within 30 days from the end of the month of the Authority receiving an invoice for amounts payable under clause 14, unless the Authority and the persons to whom the amount is payable agree on other temporary or permanent arrangements relating to the payment under this clause.

Dated 28 March 2012

PETER WALSH MLA  
Minister for Water

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### Water Act 1989

## CENTRAL GIPPSLAND REGION WATER CORPORATION

### Proposed New Sewerage District at Loch Sport

Notice is hereby given that, under the provisions of section 122M of the **Water Act 1989**, Central Gippsland Region Water Corporation proposes to create a new Sewerage District at Loch Sport to include parts of the township of Loch Sport in the Parish of Seacombe and Parish of Goon Nure in the Wellington Shire.

The proposed new Sewerage District is required in anticipation of a wastewater collection scheme being implemented in the next three years.

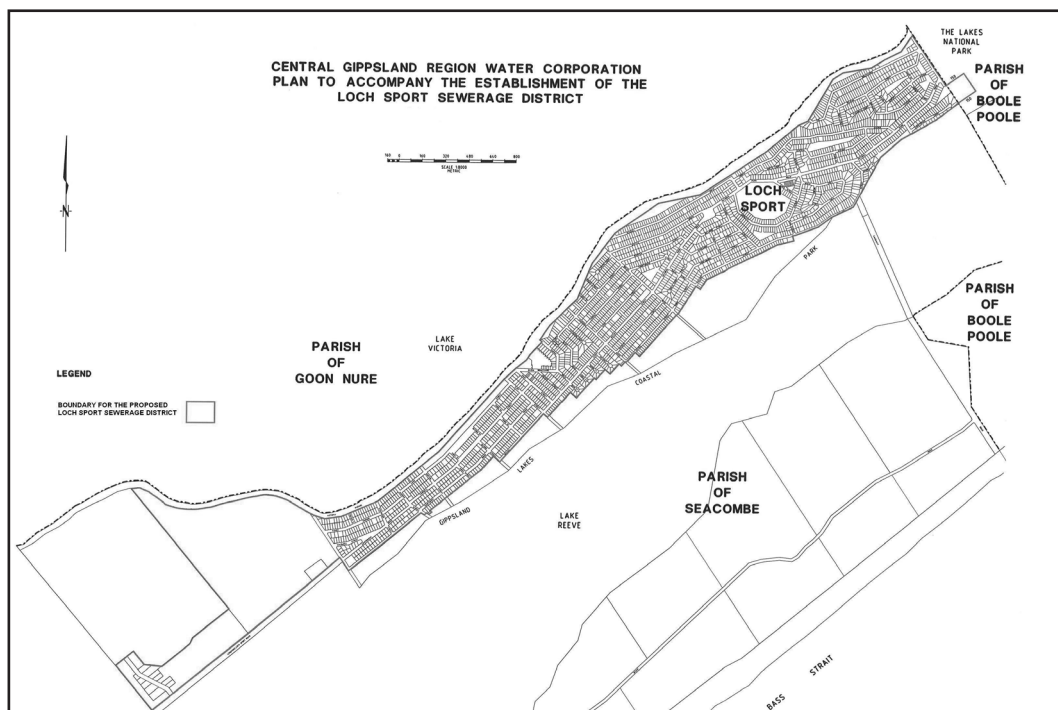
Full details of the proposal and a copy of a plan showing the extent of the new Sewerage District are available for inspection, free of charge, at the office of Gippsland Water, 55 Hazelwood Road, Traralgon, during office hours.

Members of the public are invited to make submissions on the proposal. Any person making a submission on the proposal should set out the grounds in the submission.

Submissions must be received by Gippsland Water by 7 May 2012 and should be addressed to Mr David Mawer, Managing Director, Gippsland Water, PO Box 348, Traralgon 3844.

All submissions received within the time frame will be considered by Gippsland Water and forwarded to the Minister for Water.

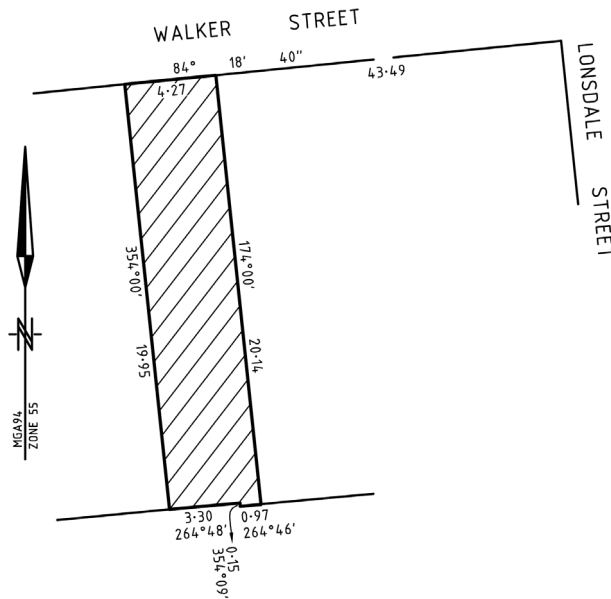
The plan below indicates the boundaries of the proposed new Sewerage District.



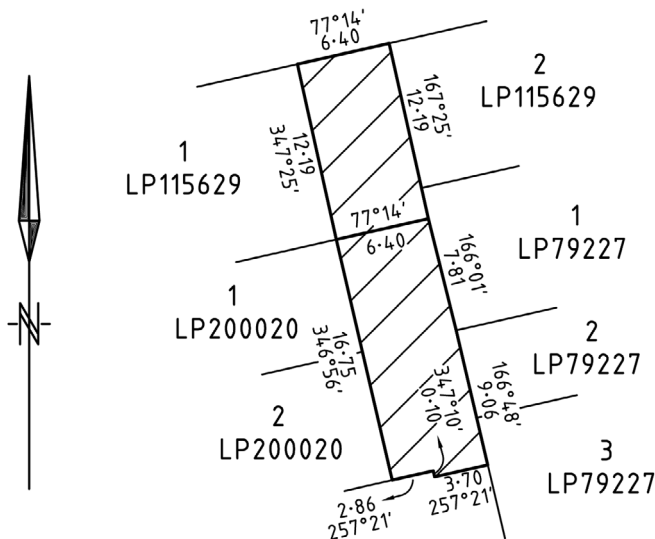
**Urban Renewal Authority Victoria Act 2003**  
**REVITALISING CENTRAL DANDENONG ROAD CLOSURE**

In accordance with section 54 of the **Urban Renewal Authority Victoria Act 2003** the authority is required to publish information pertaining to changes of existing roads required for redevelopment in central Dandenong.

The following plans indicate the closure of Pearce Lane and the northern section of Kingsbury Lane, Dandenong as of 6 April 2012.



TP618438Y



Contact the Revitalising Central Dandenong One Stop Shop on 03 8317 3566 for more information. [www.revitalisingcentraldandenong.com](http://www.revitalisingcentraldandenong.com)

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

## Notice of Approval of Amendment

## Amendment C80

The Minister for Planning has approved Amendment C80 to the Bayside Planning Scheme.

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

The Amendment gives effect to the 'Bayside Neighbourhood Character Review – Stage 2 July 2008 (Revised August 2011)' by introducing the Neighbourhood Character Overlay and the Significant Landscape Overlay into the Bayside Planning Scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Bayside City Council, 76 Royal Avenue, Sandringham.

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

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

## Notice of Approval of Amendment

## Amendment C154

The Minister for Planning has approved Amendment C154 to the Cardinia Planning Scheme.

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

The Amendment:

- introduces Schedule 6 to the Special Use Zone into the Cardinia Planning Scheme;
- rezones the land at 1 and part of 49 Tynong Road, Tynong, from the Green Wedge Zone – Schedule 1 to Special Use Zone – Schedule 6 (Private Education Facility);
- revises Schedule to Clause 66.04 under General Provisions – Referral and Notice Provisions to include the Department of Primary Industries as a referral authority.

A copy of the Amendment can be inspected,

free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Cardinia Shire Council, Henty Highway, Pakenham.

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

**Planning and Environment Act 1987****COLAC OTWAY PLANNING SCHEME**

## Notice of Approval of Amendment

## Amendment C66

The Minister for Planning has approved Amendment C66 to the Colac Otway 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 Environmental Significance Overlay Schedule 5 from 31 December 2011 to 30 June 2013 and removes the Environmental Significance Overlay Schedule 3 from the area of the revoked Skenes Creek Special Water Supply Catchment.

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 Colac Otway Shire Council, 2–6 Rae Street, Colac 3250.

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

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

## Notice of Approval of Amendment

## Amendment C123

The Minister for Planning has approved Amendment C123 to the Darebin Planning Scheme.

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

The Amendment alters the planning scheme maps and the schedule to the Heritage Overlay so that seven heritage places included in Victorian Heritage Register are shown in the Darebin Planning Scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the Darebin City Council, 274 Gower Street, Preston.

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

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**Planning and Environment Act 1987**

**GREATER GEELONG PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C225

The Minister for Planning has approved Amendment C225 to the Greater Geelong Planning Scheme.

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

The Amendment applies to 87 and 120 Station Lake Road, Lara (known as Austin Park), including a portion of the road reserve and rezones the land from Public Park and Recreation Zone and the Road Zone Category 2 to part Business 1 Zone, part Road Zone Category 2 and part Public Park and Recreation Zone and introduces Schedule 29 to the Design and Development Overlay.

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 Geelong, 131 Myers Street, Geelong.

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

**Planning and Environment Act 1987**

**GREATER SHEPPARTON**

**PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C119

The Minister for Planning has approved Amendment C119 to the Greater Shepparton Planning Scheme.

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

The Amendment rezones the land at 177–193 Numurkah Road, Shepparton, from the Business 4 Zone to the Business 1 Zone, and amends the schedule to Clause 34.01.

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

Permit No. 2008-436.

Description of land: 177–193 Numurkah Road, Shepparton.

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

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

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**Planning and Environment Act 1987**

**GREATER SHEPPARTON**

**PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C156

The Minister for Planning has approved Amendment C156 to the Greater Shepparton Planning Scheme.

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

The Amendment rezones part of the land at 405 Goulburn Valley Highway from the Farming Zone to the Business 4 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 Greater Shepparton Council, 90 Welsford Street, Shepparton.

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

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**Planning and Environment Act 1987**

HUME PLANNING SCHEME

Notice of Approval of Amendment

Amendment C122

The Minister for Planning has approved Amendment C122 to the Hume Planning Scheme.

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

The Amendment applies the Special Building Overlay (SBO) and the Land Subject to Inundation Overlay (LSIO) to properties within the City of Hume as identified by Melbourne Water.

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 Hume City Council, 1079 Pascoe Vale Road, Broadmeadows.

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

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**Planning and Environment Act 1987**

LATROBE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C69

The Minister for Planning has approved Amendment C69 to the Latrobe Planning Scheme.

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

The Amendment:

- replaces the Schedule to Clause 52.03 by introducing the incorporated document 'Latrobe Regional Airport Interim Land Use and Development Controls, December 2011'; and
- replaces the Schedule to Clause 81.01 by introducing the incorporated document 'Latrobe Regional Airport Interim Land Use and Development Controls, December 2011'.

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 Latrobe City Council, 141 Commercial Road, Morwell.

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

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**Planning and Environment Act 1987**

MACEDON RANGES PLANNING SCHEME

Notice of Approval of Amendment

Amendment C33

The Minister for Planning has approved Amendment C33 to the Macedon Ranges Planning Scheme.

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

The Amendment implements the recommendations of the 'Macedon Ranges Shire Council Stage One Heritage Review – Citations Report March 2010 (revised April 2011)' by introducing the Romsey, Woodend and Lancefield town centre precincts and ten individual places into the Heritage Overlay; correcting an error in the Schedule to the Heritage Overlay for HO147; amending Clauses 21.08 and 22.11 and the Schedules to Clause 61.03 and 81.01.

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 Macedon Ranges Shire Council, Kyneton Administration Centre, 129 Mollison Street, Kyneton or Gisborne Administration Centre, 40 Robertson Street, Gisborne.

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

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

Notice of Approval of Amendment  
Amendment C84

The Minister for Planning has approved Amendment C84 to the Maroondah Planning Scheme.

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

The Amendment applies a Heritage Overlay (HO136) to land at 1 Aringa Court, Heathmont, on an interim basis 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 Maroondah City Council, City Offices Service Centre, Braeside Avenue, Ringwood.

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

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

Notice of Approval of Amendment  
Amendment C98

The Minister for Planning has approved Amendment C98 to the Monash Planning Scheme.

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

The Amendment rezones the land at 70 & 72 Batesford Road, 657–673 & 675–685 Warrigal Road, Chadstone, from an Industrial 1 (IN1Z) to a Business 2 Zone (B2Z); rezones the site at 695 Warrigal Road, Chadstone, from a Business 4 Zone (B4Z) to a Business 2 Zone (B2Z); inserts None specified shop floor areas for specified sites into the Schedule to the Business 2 Zone; replaces the Design and Development Overlay 1 (DDO1) over all of the land with a new Design and Development Overlay 9 (DDO9); includes an Environmental Audit Overlay (EAO) over all of the land; designates Holmesglen as a Neighbourhood Activity Centre in Clause 21.06; and makes other consequential changes to the Monash Planning Scheme to enable the land to be conducive to a suitable mix of uses, including Office, Shop, Residential and Retail.

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 Monash City Council, 293 Springvale Road, Glen Waverley.

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

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

Notice of Approval of Amendment  
Amendment C29 Part 2

The Minister for Planning has approved Amendment C29 Part 2 to the Murrindindi Planning Scheme.

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

The Amendment rezones land on the south-east corner of the Maroondah Highway and Marysville Road intersection, Narbethong, to Industrial 1 Zone and applies an amended Schedule 4 (Industrial) to the Development Plan Overlay to the land.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Murrindindi Shire Council, Perkins Street, Alexandra; Murrindindi Shire Council, Civic Centre, Semi Circle, Yea and Murrindindi Shire Council, 19 Whittlesea-Kinglake Road, Kinglake.

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

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**Planning and Environment Act 1987**  
SOUTH GIPPSLAND PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C57

The Minister for Planning has approved Amendment C57 to the South Gippsland Planning Scheme.

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

The Amendment rezones 4215 (Lot 1 LP90919) Meeniyah-Promontory Road, Yanakie, to the Special Use Zone and introduces a Schedule 4 (Wilson's Promontory Gateway Tourist Facility).

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 South Gippsland Shire Council, 9 Smith Street, Leongatha.

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

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**Planning and Environment Act 1987**  
SURF COAST PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C75

The Minister for Planning has approved Amendment C75 to the Surf Coast Planning Scheme.

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

The Amendment corrects zone and overlay mapping anomalies by amending Maps 16, 16DDO, 16DPO, 20, 20DDO and 20DPO to accurately reflect the current and/or proposed future use and development of the land in the Torquay Community and Civic 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 Surf Coast Shire Council, 1 Merrijig Drive, Torquay.

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

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**Planning and Environment Act 1987**  
YARRA RANGES PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C102

The Minister for Planning has approved Amendment C102 to the Yarra Ranges Planning Scheme.

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

The Amendment rezones the Lacola site, bounded by Old Melbourne Road, Maroondah Highway and Kimberley Drive, Chirnside Park, from part Industrial 1 Zone and part Business 4 Zone to Mixed Use Zone. A Development Plan Overlay (Schedule 7) will also be applied to the site and the Environmental Audit Overlay applied to a portion of the site.

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 Yarra Ranges Shire Council, 15 Anderson Street, Lilydale.

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

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**ORDERS IN COUNCIL****Corrections Act 1986**APPOINTMENT OF POLICE GAOL AT MORWELL AND  
REVOCAION OF APPOINTMENT OF EXISTING POLICE GAOL AT MORWELL

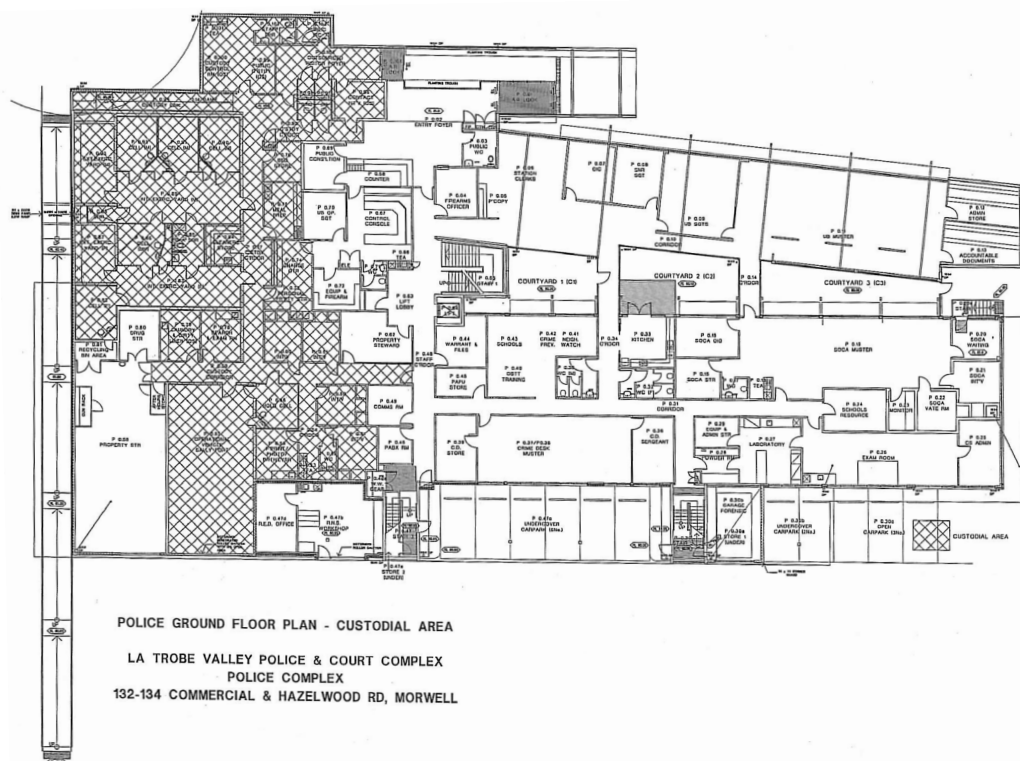
## Order in Council

The Governor in Council under section 11 of the **Corrections Act 1986** appoints the place shown as hatched on the attached plan, being part of the premises at 8–10 Hazelwood Road, Morwell, Parish of Maryvale, County of Buln Buln, Victoria as a police gaol.

The Governor in Council under section 11 of the **Corrections Act 1986** revokes the appointment of the police gaol at Morwell, proclaimed under section 11 of the Act and published in the Government Gazette on 7 September 2006.

The maximum number of persons to be detained in the police gaol appointed by this Order is 17.

The maximum period for which a person may be held in the police gaol appointed by this Order is 14 days; and



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

Dated 3 April 2012

Responsible Minister:  
**ANDREW McINTOSH MP**  
Minister for Corrections

**MATTHEW McBEATH**  
Clerk of the Executive Council



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

## Order in Council

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

**FREEBURGH** – The temporary reservation by Order in Council of 3 June, 1879 of an area of 1948 square metres, more or less, of land in the Township of Freeburgh (formerly Parish of Freeburgh) as a site for a Public Hall and Library. – (Rs 0125)

**ROYAL PARK** – The temporary reservation by Order in Council of 7 May, 1878 of an area of 1593 square metres, more or less, of land in Section A, At Royal Park, Parish of Jika Jika [formerly At North Melbourne, City of Melbourne] as a site for Police purposes. – (Rs 7424)

**RICHMOND** – The temporary reservation by Order in Council of 5 July, 1886 of an area of 1634 square metres, more or less, of land in the City of Richmond, Parish of Jika Jika [formerly being Crown Allotment 1, Section 36] as a site for a State School. – (Rs 11966)

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

Dated 3 April 2012

Responsible Minister  
RYAN SMITH  
Minister for Environment and  
Climate Change

MATTHEW McBEATH  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**REVOCATION OF  
TEMPORARY RESERVATIONS

## Order in Council

The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** revokes the following temporary reservations:

**SOUTH MELBOURNE** – The temporary reservation by Order in Council of 6 June, 1956 of an area of 2.385 hectares, more or less, of

land in the City of South Melbourne, Parish of Melbourne South as a site for Police purposes, less any authorised excisions, so far only as Crown Allotment 2345 [area 1.930 hectares], Crown Allotment 2346 [area 5.4 square metres] and Crown Allotment 2347 [area 86.4 square metres], City of South Melbourne, Parish of Melbourne South as shown on Original Plan No. 123113A lodged in the Central Plan Office of the Department of Sustainability and Environment. – (1204818)

**BELLARINE** – The temporary reservation by Order in Council of 21 December, 1982 of certain lands in the Parish of Bellarine as a site for Public Recreation, revoked as to part by Order in Council of 2 August, 1988 so far only as the portions containing a total area of 2263 square metres, more or less, shown as Parcel Nos. 1, 2 & 4 on Roads Corporation Plan No. SP 21161A. – (07L1-4938)

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

Dated 3 April 2012

Responsible Minister  
RYAN SMITH  
Minister for Environment and  
Climate Change

MATTHEW McBEATH  
Clerk of the Executive Council

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

## Order in Council

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

MUNICIPAL DISTRICT OF THE  
NORTHERN GRAMPIANS SHIRE COUNCIL

**GREAT WESTERN** – Public Recreation and Park; area 6587 square metres being Crown Allotment 2006, Township of Great Western, Parish of Concongella as shown on Original Plan No. 123097 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (0503037)

MUNICIPAL DISTRICT OF THE  
ALPINE SHIRE COUNCIL

HARRIETVILLE – Public Recreation and Camping; total area 1795 square metres, more or less, being Crown Allotments 2011, 2014, 2016 & 2017, Township of Harrietville, Parish of Harrietville as shown hatched on Plan No. LEGL./11-043 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (1104476)

MUNICIPAL DISTRICT OF THE  
MORNINGTON PENINSULA  
SHIRE COUNCIL

KANGERONG – Public purposes (Boat Ramp), area 491 square metres, more or less, being Crown Allotment 2020, Parish of Kangerong as shown hatched on Plan No. LEGL./10-273 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (1201992)

MUNICIPAL DISTRICT OF THE  
CITY OF MELBOURNE

SOUTH MELBOURNE – Education purposes; area 1.930 hectares being Crown Allotment 2345, City of South Melbourne, Parish of Melbourne South as shown on Original Plan No. 123113A lodged in the Central Plan Office of the Department of Sustainability and Environment. – (1204666)

This Order is effective from the date on which it is published in the Government Gazette.  
Dated 3 April 2012

Responsible Minister  
RYAN SMITH  
Minister for Environment and  
Climate Change

MATTHEW McBEATH  
Clerk of the Executive Council

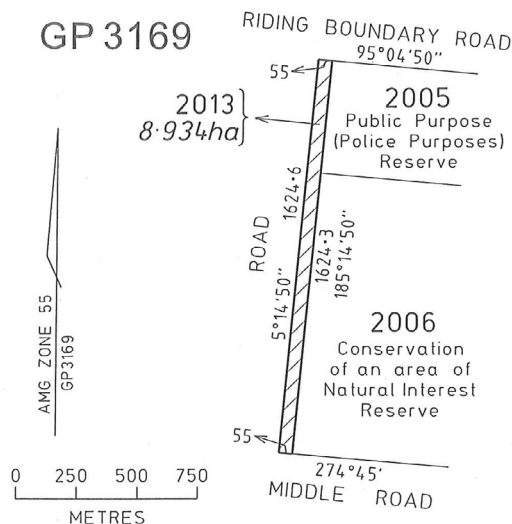
**Crown Land (Reserves) Act 1978**

TEMPORARY RESERVATION OF  
CROWN LAND FOR THE PURPOSES OF  
THE REGIONAL RAIL LINK 2 PROJECT

Order in Council

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

DERRIMUT – Public purposes, in particular, the purposes of the Regional Rail Link 2 Project; area 8.934 ha, being Crown Allotment 2013, Parish of Derrimut as indicated by hatching on plan GP3169 hereunder. – (GP3169) – (2019520)



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

Dated 3 April 2012  
Responsible Minister:  
RYAN SMITH  
Minister for Environment and  
Climate Change

MATTHEW McBEATH  
Clerk of the Executive Council

**Land Act 1958**

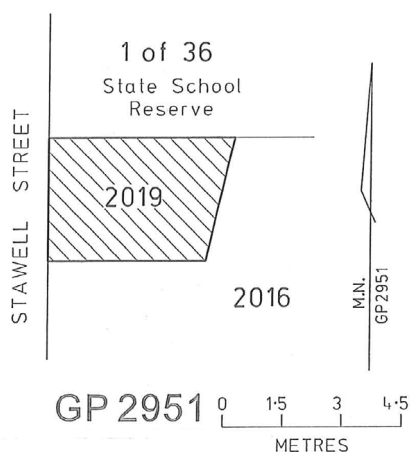
CLOSURE OF UNUSED ROAD

Order in Council

The Governor in Council under section 349 of the **Land Act 1958** and with the concurrence in writing of the municipality in which the road is situated closes the following unused road:

MUNICIPAL DISTRICT OF THE  
CITY OF YARRA

RICHMOND – The road in the City of Richmond, Parish of Jika Jika being Crown Allotment 2019 as indicated by hatching on plan GP2951 hereunder. – (GP2951) – (1204944)



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

Dated 3 April 2012

Responsible Minister  
RYAN SMITH  
Minister for Environment and  
Climate Change

MATTHEW McBEATH  
Clerk of the Executive Council

#### Land Act 1958

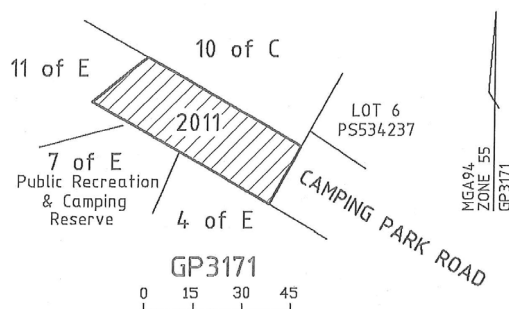
#### CLOSURE OF UNUSED ROADS

##### Order in Council

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

MUNICIPAL DISTRICT OF THE  
NORTHERN GRAMPPIANS SHIRE COUNCIL  
GREAT WESTERN – Public Recreation and Park; area 6587 square metres being Crown Allotment 2006, Township of Great Western, Parish of Concongella as shown on Original Plan No. 123097 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (0503037)

MUNICIPAL DISTRICT OF THE  
ALPINE SHIRE COUNCIL  
HARRIETVILLE – The road in the Township of Harrietville, Parish of Harrietville being Crown Allotment 2011 as indicated by hatching on plan GP3171 hereunder. – (GP3171) – (1104476)



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

Dated 3 April 2012

Responsible Minister  
RYAN SMITH  
Minister for Environment and  
Climate Change

MATTHEW McBEATH  
Clerk of the Executive Council

#### Financial Management Act 1994

#### BRING FORWARD APPROPRIATION UNDER SECTION 28(1)

##### Order in Council

The Governor in Council under section 28(1) of the **Financial Management Act 1994** approves the allocation to the Department of Primary Industries of \$6 000 000 in addition to amounts appropriated under 'Provision of outputs' for the purposes of that Department in the **Appropriation (2011/2012) Act 2011**.

Dated 3 April 2012

Responsible Minister:  
KIM WELLS MP  
Treasurer

MATTHEW McBEATH  
Clerk of the Executive Council

#### Education and Training Reform Act 2006

#### APPOINTMENT OF A MEMBER TO THE ADULT, COMMUNITY AND FURTHER EDUCATION BOARD

##### Order in Council

The Governor in Council under sections 3.3.10 and 3.3.11 and clause 2(1) of the **Education and Training Reform Act 2006** appoints Mr Linc Yow Yeh as a member of the Adult, Community and Further Education Board.

The terms and conditions of the appointment is contained in the attached Schedule.

Dated 3 April 2012

Responsible Minister:

THE HON. PETER HALL, MLC

Minister for Higher Education and Skills

MATTHEW McBEATH  
Clerk of the Executive Council

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**Education and Training Reform Act 2006**  
APPOINTMENT OF A MEMBER TO THE  
ADULT, COMMUNITY AND FURTHER EDUCATION BOARD  
SCHEDULE TO THE ORDER IN COUNCIL

**1. Appointment Arrangements**

The appointment is part-time.

**2. Period of Appointment**

The period of appointment is from the date of the Order to 10 February 2015 (both dates inclusive).

**3. Duties and responsibilities of the position**

Section 3.3.3(1) of the **Education and Training Reform Act 2006** (the Act) states that the main functions of the Adult, Community and Further Education Board (the ACFE Board) are to plan for and promote adult learning, allocate resources, develop policies and advise the Minister for Higher Education and Skills on matters related to adult, community and further education.

**4. Termination Arrangements**

Clause 2(3) of Schedule 2 to the Act, stipulates that the office of a member becomes vacant if the member becomes bankrupt, is found guilty of an offence which is, or which would if committed in Victoria be, an indictable offence or is absent from 3 consecutive meetings of the Board without the leave of the Chairperson or in the case of the Chairperson without the Minister's leave.

**5. Payment Provisions**

Under clause 3(1) of Schedule 2 to the Act the members of the ACFE Board are entitled to receive the remuneration and fees that are fixed in the member's instrument of appointment or are fixed from time to time by the Governor in Council. The current remuneration for eligible Board members is a sitting fee of \$342 per full day or \$171 per half day Board commitment. Mr Yow Yeh will not be remunerated as he is a public sector employee.

**6. Superannuation Obligations**

Superannuation will be paid in accordance with the Commonwealth **Superannuation Guarantee (Administration) Act 1992**.

**7. Travel and Personal Expenses arrangements**

Under clause 3(1) of Schedule 2 to the Act the members of the ACFE Board are entitled to receive the personal and travelling expenses that are fixed in the member's instrument of appointment or are fixed from time to time by the Governor in Council. Expenses will be paid in accordance with normal public service practices.

**8. Leave Arrangements**

There are no leave provisions for these part-time statutory positions.

**9. Prior Service**

Not applicable.

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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:

21. *Statutory Rule:* Transport  
Integration  
(Public Transport  
Development  
Authority)  
(Transition  
Facilitation)  
Regulations 2012

*Authorising Act:* Transport  
Integration  
Act 2010

*Date first obtainable:* 2 April 2012

*Code A*

22. *Statutory Rule:* Transport  
(Conduct),  
(Passenger  
Vehicles) and  
(Ticketing)  
Amendment  
(Public Transport  
Development  
Authority)  
Regulations 2012

*Authorising Act:* Transport  
(Compliance and  
Miscellaneous)  
Act 1983

*Date first obtainable:* 2 April 2012

*Code A*

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