



# **Victoria Government Gazette**

By Authority of Victorian Government Printer

**No. G 8 Thursday 21 February 2013**

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

**GENERAL**

---

**TABLE OF PROVISIONS**


---

Private Advertisements		Government and Outer Budget Sector	
Dissolution of Partnership		Agencies Notices	345
K. Roper H. Happell & S. Wilson and Great Balls of Wire	340	Orders in Council	380
Estates of Deceased Persons		Acts: Education and Training Reform; Forests; Livestock Disease Control	
A. B. Natoli Pty	340	Late Notices	383
Anna Araneta	340	City of Ballarat – Planning Scheme Amendment	
Apteds	340	Obtainables	386
Beck Legal	340		
Birch Ross & Barlow	340		
Brendan Holland & Michael Cahir	340		
De Marco Lawyers	341		
Donald & Ryan Lawyers	341		
Elizabeth Garcia	341		
Garden & Green	341		
Gilberthorpes Business Lawyers	341		
Legal Essentials Pty Ltd	341		
Lyttletons	342		
Mahons with Yuncken & Yuncken	342		
Peter Speakman & Co. Pty	342		
Radford Legal	342		
Rennick & Gaynor	342		
Russo Pellicano Carlei	343		
Sandhurst Trustees Limited	343		
The Trust Company (Legal Services) Pty Ltd	343		
Tragear & Harris Lawyers	343		
White Cleland Pty Ltd	344		
Willis Simmonds Lawyers	344		

---

**Advertisers Please Note**

As from 21 February 2013

The last Special Gazette was No. 56 dated 20 February 2013.

The last Periodical Gazette was No. 1 dated 14 June 2012.

---



---

**How To Submit Copy**

- See our webpage [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)
  - or contact our office on 8523 4601  
between 8.30 am and 5.30 pm Monday to Friday
- 

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

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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)  
LABOUR DAY WEEK 2013 (Monday 11 March 2013)**

**Please Note New Deadlines for General Gazette G11/13:**

The Victoria Government Gazette (General) for LABOUR DAY week (G11/13) will be published on **Thursday 14 March 2013**.

**Copy deadlines:**

Private Advertisements

**9.30 am on Friday 8 March 2013**

Government and Outer

Budget Sector Agencies Notices

**9.30 am on Tuesday 12 March 2013**

**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

---

**VICTORIA GOVERNMENT GAZETTE**

**Subscribers and Advertisers**

**Our contact details are as follows:**

Victoria Government Gazette Office  
Level 5, 460 Bourke Street  
Melbourne, Victoria 3000

PO Box 1957  
Melbourne, Victoria 3001

DX 106 Melbourne

Telephone: (03) 8523 4601  
Fax: (03) 9600 0478  
Mobile (after hours): 0419 327 321

Email: [gazette@bluestargroup.com.au](mailto:gazette@bluestargroup.com.au)  
Website: [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)

JENNY NOAKES  
Government Gazette Officer

---

**PRIVATE ADVERTISEMENTS****DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the business partnership between H. C. Happell and K. A. Roper and S. Wilson, ABN 49 345 686 887, trading as K Roper H Happell & S Wilson and Great Balls of Wire, has been dissolved with effect from 15 February 2013.

Re: ERIC EDWARD McKENZIE, late of 3 Regis Grange, Wyura Street, Rosebud West, Victoria, retired electrical engineer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 October 2012, are required by the trustees, Neil Edward McKenzie and John Raymond Cockle, to send particulars to the trustees, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they have notice.

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

FREDA CHARNLEY of Unit 2, 115 Willow Road, Frankston, retired.

Creditors, next-of-kin and all others having claims in respect of the deceased, who died on 21 June 2012, are required by the executor, Anna Araneta, of 379 Nepean Highway, Frankston, to send particulars of such claims to the said executor by 22 April 2013, after which date the executor will distribute the assets, having regard only to the claims of which they have notice.

IRENE MARY BROMWICH, late of Balmoral Grove, 24–34 Smith Street, Grovedale, Victoria, retired school principal, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 May 2012, are required by the trustees, Dorothy Noel McNair, Alan Robert Gasson and Ian Ferguson Apted, to send particulars of their claims to the trustees, care of the undermentioned legal practitioner, by 2 May 2013 (being 70 days from advertisement), after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then had notice.

APTEDS, lawyers,  
63 Yarra Street, Geelong 3220.

Re: LYNETTE ANNE TUNNICLIFFE, deceased, late of 2B Honeysuckle Street, Eaglehawk, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 November 2012, are required by the trustees, Pauline Mary Lacy and Kevin Raymond Lacy, both care of 165–171 Hargreaves Street, Bendigo, Victoria, to send particulars to the trustees, by 6 May 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

BECK LEGAL, solicitors,  
165–171 Hargreaves Street, Bendigo 3550.

Re: ANDREW JOHN JOHNSON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 September 2012, are required by the trustee, Jan Edith Johnson, care of Birch, Ross & Barlow, solicitors, 50 Bair Street, Leongatha, Victoria, sales person, to send particulars to the trustee by 21 April 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

BIRCH ROSS & BARLOW, solicitors,  
50 Bair Street, Leongatha 3953.

Re: Estate of BEATRICE TRIXIE MOORE (in the Will called Beatrice Moore), deceased, late of Autumdale Residential Aged Care, Victoria.

Creditors, next-of-kin or others having claims in respect of the estate of the deceased, who died on 27 November 2012, are required by the trustee, Margery Jean Moore, to send particulars of their claims to the trustee, care of the undermentioned legal practitioners, by 3 May 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

Re: MARGARET ELIZABETH DARBY, late of Bethel Aged Care, 600 Plenty Road, Mill Park, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 November 2012, are required by the trustee, Michael John Darby, to send particulars to the trustee, care of the undermentioned solicitors, within sixty days from the publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

---

Re: BETTY AGNES FOGARTY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of BETTY AGNES FOGARTY, formerly of 21 Duke Street, Daylesford, Victoria, and late of Faversham House, 27 Shierlaw Avenue, Canterbury, Victoria, retired, deceased, who died on 12 November 2012, are required by the executor to send particulars of their claim to him, care of the undermentioned solicitors, by 8 August 2013, 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.

---

Re: ELIZABETH MARGARET GRANT, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of ELIZABETH MARGARET GRANT, late of Unit 7, 1 Mervyn Crescent, East Ivanhoe, Victoria, home duties, deceased, who died on 6 December 2012, are required by the executor to send particulars of their claim to him, care of the undermentioned solicitors, by 8 August 2013, 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.

---

MANUEL GARCIA ACEDO, late of 81 Wattle Valley Drive, Hillside, Melbourne 3037, in the State of Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 22 December 2011, are required to send particulars thereof to the executor detailed below, on or before 21 May 2013, after which date the executor may convey or distribute the assets, having regard only to the claims of which they then have notice.

ELIZABETH GARCIA,  
PO Box 447, South Melbourne 3205.

---

Re: IRENE ELLA ROBERTS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 March 2012, are required by the trustees, Julie Anne Notting, Robyn Shirley Adams and Dean Richard Notting, to send particulars to them, care of the undermentioned practitioners, by 22 April 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

GARDEN & GREEN, lawyers,  
4 McCallum Street, Swan Hill, Victoria 3585.

---

Creditors, next-of-kin and others having claims against the estate of JOSEPH FINNERTY, retired storeman, deceased, late of 24 Gardiner Street, Berwick, Victoria 3806, who died on 19 August 2012, are required by the substituted executor, Kevin Charles Finnerty, care of Gilberthorpes, 96A High Street, Berwick, Victoria 3806, to send particulars of their claims to him at the following address by 22 April 2013, after which date he may convey or distribute to the estate, having regard only to the claims of which he then has notice.

GILBERTHORPES BUSINESS LAWYERS,  
PO Box 701 Berwick, Victoria 3806.

---

DOROTHY MAY GLEESON, late of St Bernadette's Aged Care Facility, 17 Park Drive, North Sunshine, Victoria, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the deceased, who died on 4 December 2012, are required by Brian William Gleeson and Peter Nomell Gleeson, the executors of the Will of the deceased, to send particulars to them, care of the undermentioned solicitors, by 1 May 2013,

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

LEGAL ESSENTIALS PTY LTD,  
292 Maribyrnong Road, Moonee Ponds,  
Victoria 3039.

Re: ROMA MARGARET D'OLIVER, late of Bupa Berwick, 359 Narre Warren North Road, Narre Warren, Victoria, retired dressmaker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 November 2012, are required by the executor, Douglas James D'Oliver, to send particulars to him, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the executor will convey or distribute the assets, having regard only to the claims of which he then has notice.

LYTTLETONS, solicitors,  
53 Marcus Road, Dingley 3172.

Re: Estate of NORMAN LEONARD O'CONNOR, late of Florence Aged Care Nursing Home, 375 Mason Street, Altona North, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 October 2012, are required by the trustees to send particulars to the trustees, care of the undermentioned solicitors, by 21 May 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

MAHONS with Yuncken & Yuncken, solicitors,  
178 Whitehorse Road, Blackburn 3130.  
SM:CH2112039

### **Trustee Act 1958**

#### **SECTION 33 NOTICE**

##### **Notice to Claimants**

MURRAY WILLIAM EXELL, late of Unit 2, Unitt Street, Melton, gentleman, deceased.

Creditors and others having claims in respect of the estate of the deceased, who died on 20 August 2011, are required by Leigh Ian Peerman, the executor of the estate of the deceased, to

send particulars of their claims to him, care of the undermentioned solicitor, by 22 April 2013, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

PETER SPEAKMAN & CO. PTY, solicitors,  
PO Box 72, Glen Iris 3146.

### **Trustee Act 1958**

#### **SECTION 33 NOTICE**

##### **Notice to Claimants**

JULIE MARY BRIDGET SCHMIDT, late of Flat 2, 17 Collins Street, Geelong West, gentlewoman, deceased.

Creditors and others having claims in respect of the estate of the deceased, who died on 16 March 2012, are required by David Schmidt and Rachel Joy, the executors of the estate of the deceased, to send particulars of their claims to them, care of the undermentioned solicitor, by 22 April 2013, after which date they will convey or distribute the assets, having regard only to the claims of which they then have notice.

PETER SPEAKMAN & CO. PTY, solicitors,  
PO Box 72, Glen Iris 3146.

GRAEME PARRY, late of 1 Escourt Street, Navarre, Victoria 3384, farmer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 27 February 2012, are required by the trustee, Ann Parry, care of the undermentioned solicitors, to send particulars of their claims to her by 1 May 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

RADFORD LEGAL,  
78 Napier Street, St Arnaud, Victoria 3478.

JOYCE PALMER, late of Strathdon Community, 17 Jolimont Road, Forest Hill, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 August 2012, are required by the executor, Roger Arthur Palmer, of 3 Vale

Street, Glen Iris, Victoria, engineer, to send particulars to him (care of the undersigned), by 22 April 2013, 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.

---

Re: GIOVANNA MORELLO, late of 21 Burrows Avenue, Dandenong, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 May 2012, are required by Giovanni Morello, the trustee of the estate of the deceased, to send particulars of their claims to him, care of the undermentioned lawyers, by 24 April 2013, by which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

---

Re: MAVIS JEAN BOLTON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 September 2012, are required by the trustee, Sandhurst Trustees Limited, ACN 004 030 737, of 18 View Street, Bendigo, Victoria, to send particulars to the trustee by 23 April 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

SANDHURST TRUSTEES LIMITED,  
18 View Street, Bendigo 3550.

---

KATHLEEN PATRICIA COLLINS, late of Room 21, Ruckers Hill Aged Care, 14–24 Pearl Street, Northcote, Victoria, retired secretary, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 November 2012, are required by The Trust Company (Australia) Limited, ACN 000 000 993 of 3/530 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 3 May 2013, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

THE TRUST COMPANY (LEGAL SERVICES)  
PTY LTD,  
3/530 Collins Street, Melbourne, Victoria 3000.

---

MARGARET ANNE LARKHAM, late of Unit 275, Suite 14, Highvale Retirement Village, 42 Capital Avenue, Glen Waverley, Victoria, retired public servant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 October 2012, are required by The Trust Company Limited, ACN 004 027 749, of 3/530 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 3 May 2013, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

THE TRUST COMPANY (LEGAL SERVICES)  
PTY LTD,  
3/530 Collins Street, Melbourne, Victoria 3000.

---

MARGARET FRIEDA MURRAY, late of Yarralee Nursing Home, 48 Sackville Street, Kew, Victoria, retired teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 October 2012, are required by The Trust Company (Australia) Limited, ACN 000 000 993, of 3/530 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 3 May 2013, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

THE TRUST COMPANY (LEGAL SERVICES)  
PTY LTD,  
3/530 Collins Street, Melbourne, Victoria 3000.

---

Re: WILFRED NAPIER CASEY, late of 274 Bluff Road, Sandringham, Victoria 3191, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 December 2012, are required by the executors, Ian James Casey and Neil Wilfred Casey, to send particulars to them, care of the undermentioned solicitors, by 26 April 2013, 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.

---

Re: ANDREW STEWART, late of 26 Burns Street, Frankston, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 September 2012, are required by the trustee, Norman John Bain, to send particulars to the trustee, care of the undermentioned solicitors, by a date not later than two months from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

WHITE CLELAND PTY LTD, solicitors,  
3/454 Nepean Highway, Frankston 3199.

---

Re: The estate of DOREEN HAIGH, late of Arcare Brighton, 58 Cochrane Street, Brighton, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 October 2012, are required by the executor, Judith Louise Williams, to send particulars to her, care of the undersigned solicitors, by 24 April 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

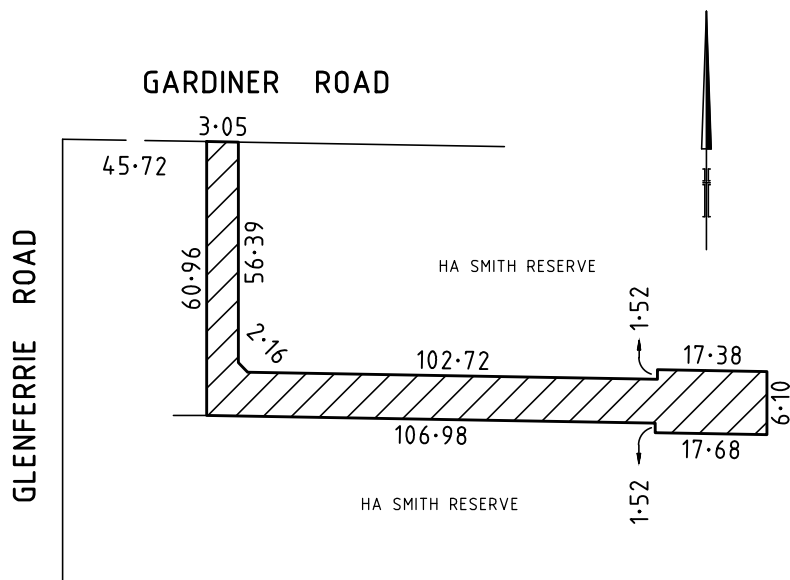
WILLIS SIMMONDS LAWYERS,  
legal practitioners,  
6/1 North Concourse, Beaumaris 3193.

---



**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES****BOROONDARA CITY COUNCIL****Road Discontinuance**

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Boroondara City Council has formed the opinion that a road located off Gardiner Road, Hawthorn, currently forming part of the HA Smith Reserve and shown hatched on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and to retain the land for incorporation into the adjoining HA Smith Reserve.



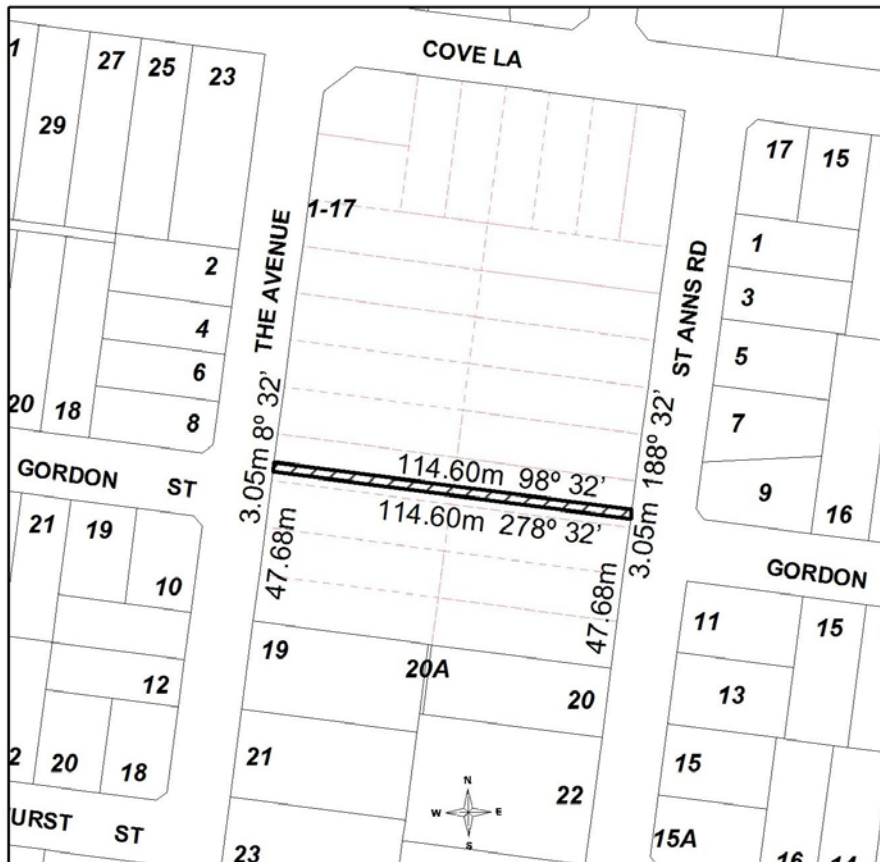
PHILLIP STORER  
Chief Executive Officer



COMMITTED TO A  
SUSTAINABLE  
PENINSULA

### DISCONTINUANCE AND SALE OF ROAD AT 1-17 THE AVENUE, FLINDERS

Pursuant to section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Mornington Peninsula Shire Council has formed the opinion that the road shown hatched on the plan below, adjoining the property known as 1-17 The Avenue, Flinders, is not reasonably required as a road for public use. The Shire has resolved to discontinue the road and to sell the land by private treaty to the adjoining land-owner for incorporation into the adjoining title(s).



12.028598

DR MICHAEL KENNEDY (OAM)  
Chief Executive Officer

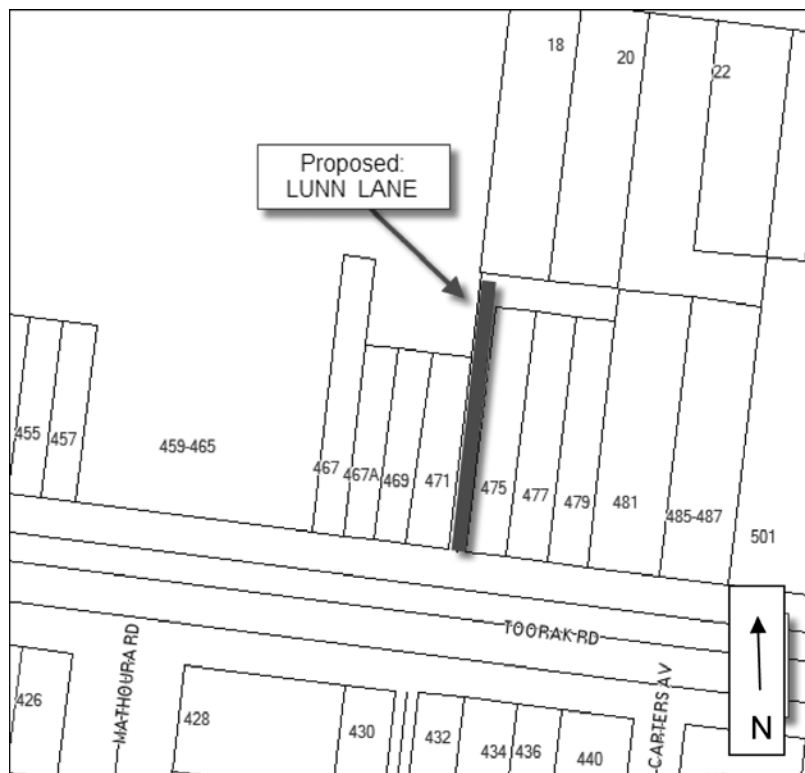


— City of —  
STONNINGTON

### NAMING OF LANEWAY

Notice is hereby given that in accordance with section 206 and Schedule 10 of the **Local Government Act 1989**, Council proposes to formally name a laneway between 471 and 475 Toorak Road Toorak – Lunn Lane.

Such name has been proposed after the late Don Lunn – known as the ‘Daddio of the Radio’ who was a radio legend for over 40 years and a resident of Stonnington.



Written submissions for or against this proposal must be made within 28 days from the date of this notice and addressed to the Civic Support Unit, City of Stonnington, PO Box 21, Prahran 3181.

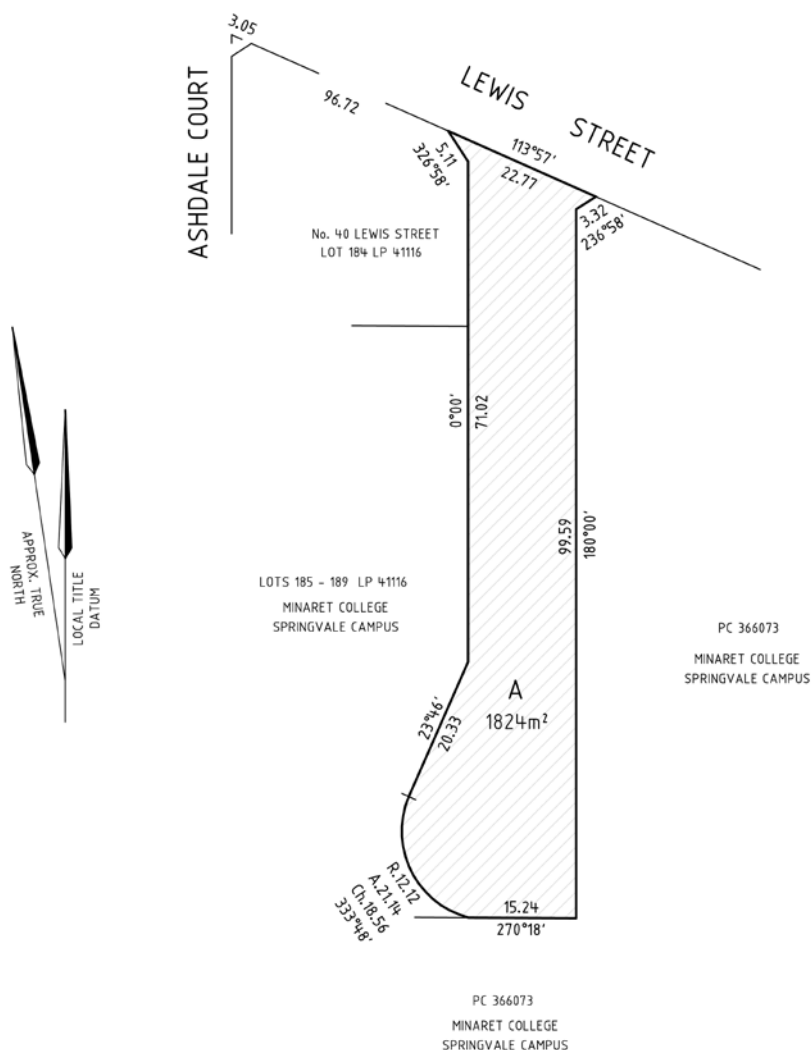
WARREN ROBERTS  
Chief Executive Officer



## ROAD DISCONTINUANCE

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Greater Dandenong City Council, at its ordinary meeting held on 29 January 2013, formed the opinion that part of the road known as Birch Street, shown as 'A' and hatched on the plan below (Land), is not reasonably required as a road for public use and as such Council resolved to discontinue the road and to retain it or sell the Land from the road to the adjoining owners.

The Land is to be retained or part or all is to be sold subject to any right, power or interest held by a public authority in the Land in connection with any sewers, drains, pipes, wires or cables under the control of the authority in or near the Land.



JOHN BENNIE  
Chief Executive Officer



#### ADOPTION OF CODE OF PRACTICE

In accordance with the provisions of section 112(2) and (3) of the **Local Government Act 1989**, notice is hereby given that, at its meeting on 11 February 2013, Greater Dandenong City Council wholly adopted the 'City of Greater Dandenong Footpath Activity Code 2012' for the purposes set out in Clause 29.6 of Greater Dandenong City Council Local Law No. 3 of 2011 – Road Management and Asset Protection. Copies of the Local Law and Code of Practice are available on Council's website: [www.greaterdandenong.com](http://www.greaterdandenong.com)

JOHN BENNIE  
Chief Executive Officer

#### CITY OF GREATER BENDIGO

##### Protection of Public Assets and Control of Building Sites Local Law No. 11

At its meeting of 14 November 2012 the City of Greater Bendigo Council resolved to amend the Protection of Public Assets and Control of Building Sites Local Law No. 11 to remove existing anomalies that unfairly impact on rural ratepayers, where little or no roadside assets exist.

The purpose of the Protection of Public Assets and Control of Building Sites Local Law is to minimise the environmental and amenity impact from building sites. It also aims to protect public infrastructure from damage that may result from buildings construction activity.

The objectives of the Local Law are:

- (a) providing for the peace, order and good Government of the Municipal District;
- (b) protecting public assets and amenities vested in Council from damage, accelerated deterioration or abuse during the building process;
- (c) providing a physical environment which aims to minimise hazards to health and safety of persons attending building sites and those adjacent, opposite or passing building sites;
- (d) prohibiting, regulating and controlling the presence and disposal of refuse, rubbish and

soil on and from building sites within the municipal district to reduce hazards to the environment and promote an environment where residents can enjoy a quality of life that meets the general expectation of the community;

- (e) defining the standards to which persons engaged in building work should adhere; and
- (f) educating and inducing persons involved in building work to act responsibly to reduce the extent and cost of infrastructure damage for the benefit of the wider community.

A copy of the Protection of Public Asset and Control of Building Site Local Law No. 11 may be viewed or obtained from the City of Greater Bendigo Council Offices at Lyttleton Terrace, Bendigo, and High Street, Heathcote, or online at [www.bendigo.vic.gov.au](http://www.bendigo.vic.gov.au)

CRAIG NIEMANN  
Chief Executive Officer

#### GLEN EIRA CITY COUNCIL

##### Road Management Act 2004

##### Review of Road Management Plan

In accordance with section 302(2) of the Road Management (General) Regulations 2005, Glen Eira City Council gives notice that it is reviewing its Road Management Plan (RMP).

Council is reviewing the RMP to consider whether the standards and priorities Council gives to inspecting, maintaining and repairing roads and road related infrastructure remain appropriate.

The roads, classes of road and road related infrastructure that Council inspects, maintains and repairs in accordance with the RMP are listed in Council's Register of Public Roads.

Copies of Council's RMP and Register of Public Roads are available on Council's website, [www.gleneira.vic.gov.au](http://www.gleneira.vic.gov.au), and may be inspected at Council's Customer Service Centre, corner Glen Eira and Hawthorn Roads, Caulfield South.

Any person may make a submission to Council on the proposed review by no later than 5 pm Thursday 21 March 2013. Submissions should be in writing and addressed Road Management Review 2013, Glen Eira City Council, PO Box 42, Caulfield South 3162, or email [mail@gleneira.vic.gov.au](mailto:mail@gleneira.vic.gov.au)

Any enquiries about the proposed review can be directed to Manager Infrastructure Assets, Paul Samaratunge, on 9524 3333.

PETER WAITE  
Director Assets and Facilities



#### ROAD MANAGEMENT PLAN REVIEW

In accordance with section 302 of the Road Management (General) Regulations 2005, Indigo Shire Council gives notice of its intention to conduct a review of its Road Management Plan.

The purpose of the review is to assess its road management practices, including the inspection, maintenance, repair, and classification of all Council's roads and pathways as listed in its Register of Public Roads, with consideration of Council's resources and community expectations.

A copy of Council's current Road Management Plan can be inspected during office hours at any of Council's Customer Service Centres at Beechworth, Yackandandah, Rutherglen and Chiltern, or viewed on Council's website at [www.indigoshire.vic.gov.au](http://www.indigoshire.vic.gov.au)

Any person wishing to make a submission to the review may do so in writing.

Please note that all submissions may be made available to the public as part of a Council Agenda.

Submissions should be addressed to: Robert Uebergang, Assets Manager, Indigo Shire Council, PO Box 75, Yackandandah 3749, or emailed to [ruebergang@indigoshire.vic.gov.au](mailto:ruebergang@indigoshire.vic.gov.au) and must be received by 9.00 am, Monday 25 March 2013.

For further information please contact Robert Uebergang, Assets Manager, on 02 6028 1139.

MANNINGHAM CITY COUNCIL  
Appointment of Authorised Officers  
– Police Officers

Manningham's General Law 2003

In accordance with its powers contained in the **Local Government Act 1989** Council has decided to appoint all members of the Victoria Police as Authorised Officers.

This appointment confirms the power of Authorised Officers in respect of enforcing the

provisions of Manningham's General Law 2003 – Consumption of alcohol in public places.

For information concerning this appointment you should contact Council on telephone number 9840 9333.

Certified by the Chief Executive Officer in accordance with section 224A of the **Local Government Act 1989** on 27 September 2012.



#### Planning and Environment Act 1987

##### BAW BAW PLANNING SCHEME

##### Notice of Preparation of Amendment

##### Amendment C93

##### Authorisation A02471

The Baw Baw Shire Council has prepared Amendment C93 to the Baw Baw Planning Scheme.

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

The Minister also authorised the Baw Baw Shire Council to approve the Amendment under section 35B of the Act.

The land affected by the Amendment forms the northern portion of the Waterford Rise Estate, Warragul.

The Amendment proposes to rezone the land from Farming Zone to Residential 1 Zone, remove the Environmental Significance Overlay – Schedule 1 High Quality Agricultural Land and apply Schedule 7 of the Development Plan Overlay.

The Warragul structure plan at Clause 22.02 will also be updated to reflect the rezoning.

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, Baw Baw Shire Council; 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 22 March 2013. A submission must be sent to the Baw Baw Shire Council, PO Box 304, Warragul 3820.

HELEN ANSTIS  
Chief Executive Officer  
Baw Baw Shire Council

**Planning and Environment Act 1987**  
**GREATER BENDIGO PLANNING SCHEME**  
Notice of Preparation of Amendment  
Amendment C159  
Authorisation A02291

The Greater Bendigo City Council has prepared Amendment C159 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 lands affected by the Amendment are:

- 47 Forest Street, Bendigo;
- Ewing Park (in part), 36A Havlin Street West, Bendigo;
- Unit 5/131 to Unit 9/131 Havlin Street East, Bendigo;
- 5539 Calder Highway, Big Hill;
- Sandhurst Reservoir, Big Hill;
- 9 Hall Street, Eaglehawk;
- 21–25 Curtin Street, Flora Hill;
- Gateway Park (in part), 28 High Street, Kangaroo Flat;
- 21–25 Helm Street, Kangaroo Flat;
- 111–133 Allingham Street, Golden Square;
- 23 and 25 Lockwood Road, Kangaroo Flat;
- 37–43 Havlin Street East, Kennington;
- Former Council Depot 994 Wellington Street (Strathfieldsaye Road), Strathfieldsaye; and
- 58 Sparrowhawk Road, West Bendigo.

The Amendment proposes the following changes:

- rezone land at 994 Wellington Street, Strathfieldsaye, from Public Use Zone 6 (Local Government) to Business 3 Zone (in

part) and Public Conservation & Resource Zone (in part), apply the Environmental Audit Overlay (in part) and Vegetation Protection Overlay, Schedule 2 (Significant Vegetation) in part;

- rezone land at 23 and 25 Lockwood Road, Kangaroo Flat, from Business 4 Zone to Public Use Zone 6 (Local Government);
- rezone land forming part of 36A Havlin Street West, Bendigo, part of the road reserve of Brougham Street and part of the road reserve of Halvin Street East, Bendigo, from Residential 1 Zone to Public Park & Recreation Zone and amend Maps 19HO (Heritage Overlay) and 23HO to delete HO5 (Hopper Street Heritage Precinct) from part of 36A Havlin Street West, Bendigo;
- rezone land at 28 High Street and part of the road reserve of Gordon Street, Kangaroo Flat, from Special Use Zone, Schedule 6 (Tourism Facility) to Public Park & Recreation Zone;
- rezone Sandhurst Reservoir, Big Hill, and 5539 Calder Highway, Big Hill, from part Rural Conservation Zone and part Public Conservation & Resource Zone to Public Use Zone 1 (Service and Utility);
- rezone land at 37–43 Havlin Street, Kennington, from Public Use Zone 2 (Education) to Public Use Zone 3 (Health and Community).
- rezone land at 21–25 Helm Street, Kangaroo Flat, from Public Use Zone 6 (Local Government) to Public Use Zone 3 (Health and Community);
- rezone land at 111–133 Allingham Street, Golden Square, from Public Use Zone 7 (Other Public Use) to Special Use Zone, Schedule 12 (Electricity Terminal);
- rezone land at 21–25 Curtin Street, Flora Hill, from Public Use Zone 7 (Other Public Use) to Residential 1 Zone;
- rezone land at 5/131–9/131 Havlin Street East, Flora Hill, from Business 1 Zone to Residential 1 Zone;
- rezone 47 Forest Street, Bendigo, from Special Use Zone 1 (Private Educational or Religious Institution) to Residential 1 Zone;
- rezone 58 Sparrowhawk Road, West Bendigo, from Public Conservation and Resource Zone to Residential 1 Zone and apply the Bushfire Management Overlay;

- introduce a new Schedule 12 (Electricity Terminal) to the Special Use Zone into the Greater Bendigo Planning Scheme to facilitate the use and development of land for GPU Powernet terminal station; and
- amend the Schedule to the Heritage Overlay at Clause 43.01 to include heritage place HO356 relating to 9 Hall Street, Eaglehawk.

In the event that any submissions received to the Amendment cannot be resolved, a Direction Hearing has been scheduled for the week starting 6 May 2013, and a Panel Hearing has been scheduled for the week starting 27 May 2013.

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, the Planning Department Office, City of Greater Bendigo, Hopetoun Mill, 15 Hopetoun Street, Bendigo; or at the City of Greater Bendigo website, [www.bendigo.vic.gov.au](http://www.bendigo.vic.gov.au); or 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 22 March 2013. A submission must be sent to the City of Greater Bendigo Planning Department, PO Box 733, Bendigo, Victoria 3550.

CRAIG NIEMANN  
Chief Executive Officer

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

#### **MELBOURNE PLANNING SCHEME**

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

##### **Amendment C209**

##### **Authorisation A02362**

The Melbourne City Council has prepared Amendment C209 to the Melbourne Planning Scheme.

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

The Amendment applies to land across the whole municipality with the exception of areas within Docklands that are subject to Development Agreements.

The Amendment proposes to introduce a public open space contribution requirement under the Schedule to Clause 52.01 Public Open Space Contributions and Subdivision and a new local policy, Public Open Space Contributions at Clause 22 of the Melbourne Planning Scheme.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, City of Melbourne, Level 3, 240 Little Collins Street, Melbourne; 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 Thursday 28 March 2013. A submission must be sent to: Robyn Hellman, Coordinator Local Policy, Strategic Planning, City of Melbourne, PO Box 1603, Melbourne, Victoria 3001.

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

#### **MORELAND PLANNING SCHEME**

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

##### **Amendment C34**

##### **Authorisation A02440**

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

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

The land affected by the Amendment is 14–22 Gaffney Street, Coburg North.

The Amendment proposes to make the following changes:

1. rezones the land from Industrial 3 Zone (IN3Z) to Mixed Use Zone (MUZ);
2. applies a Design and Development Overlay – Schedule 16 (DDO16) to the whole site;
3. applies an Environmental Audit Overlay (EAO) to the whole site;



4. modifies the schedule to the MUZ to set the maximum combined leasable floor areas for the site to 1,500 square metres for shops and 600 square metres for offices; and
5. adds reference to identify land at 14–22 Gaffney Street, Coburg North, as a strategic development site in the MSS at Clause 21.04-2 – Focus Areas for Change.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority: Moreland City Council, 90 Bell Street, Coburg; at the Moreland City Council website, [www.moreland.vic.gov.au](http://www.moreland.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 22 March 2013.

A submission must be sent to Moreland City Council, Strategic Planning Unit, Submission to Amendment C34, Locked Bag 10, Moreland, Victoria 3058.

Please be aware that all submissions to Amendments are public documents that must be made available for viewing by any person as part of the planning process.

KIRSTEN COSTER  
Director Planning and  
Economic Development  
Moreland City Council

#### CORRIGENDUM

In the Victoria Government Gazette No. G7, 14 February 2013, page 306 under **Planning and Environment Act 1987**, Notice of the Preparation of Planning Scheme Amendment C95 to the Maribyrnong Planning Scheme and Notice of an Application for Planning Permit did not contain the required signature block of Council. This corrigendum corrects the error in the initial notice by inserting the signature block of the Chief Executive Officer.

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

#### **MARIBYRNONG 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 C95

#### Authorisation A02464

#### Planning Permit Application TP291/2012

The land affected by the Amendment is 30 Rosamond Road, Maribyrnong.

The land affected by the application is 30 Rosamond Road, Maribyrnong.

The Amendment proposes to rezone the land from Industrial 3 Zone (IN3Z) to Residential 1 Zone (R1Z) and apply an Environmental Audit Overlay (EAO) to the land.

The application is for a permit to allow the development of 30 residential dwellings.

The person who requested the Amendment is 20 Rosamond Road Pty Ltd.

The applicant for the permit is 20 Rosamond Road Pty Ltd.

You may inspect the Amendment, the explanatory report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at the following locations during office hours: City of Maribyrnong Municipal Offices – Reception Area, corner Napier and Hyde Streets, Footscray, Victoria 3011; and Maribyrnong Library, 200 Rosamond Road, Maribyrnong, Victoria 3032.

The Amendment can also be inspected, free of charge, on the Maribyrnong City Council website, [www.maribyrnong.vic.gov.au](http://www.maribyrnong.vic.gov.au) and at the Department of Planning and Community Development's website at: [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 15 March 2013. A submission must be sent to: Maribyrnong City Council, Strategic Planning, Maribyrnong City Council, PO Box 58, Footscray, Victoria 3011.

VINCE HAINING  
Chief Executive Officer

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 25 April 2013, 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.

HATCHARD, Derrick Harvey, late of Unit 3, 13 Schofield Street, Essendon, Victoria 3040, pensioner, deceased, who died on 13 January 2013.

KNOX, Eunice Margaret, late of 23 Fithie Street, Blackburn North, Victoria 3130, retired, deceased, who died on 23 January 2013.

MATCHAN, John Robert, late of Colton Close, 1–19 York Street, Glenroy, Victoria 3046, pensioner, deceased, who died on 4 August 2012.

THOMAS, Michael Claude, late of 184 Bentinck Street, Portland, Victoria 3305, deceased, who died on 22 December 2012.

WALSH, Stanley Norman, late of Barwon Health, Grace McKellar Centre, 45–95 Ballarat Road, North Geelong, Victoria 3215, deceased, who died on 23 November 2012.

Dated 14 February 2013

STEWART MacLEOD  
Manager

## EXEMPTION

Application No. A8/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by MIND Australia (the applicant). The application for exemption is to enable the applicant to advertise for and employ only females in two part time community mental health practitioner roles at the applicant's McPherson Community Residential Service (the exempt conduct).

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

In granting this exemption the Tribunal noted:

- The McPherson Community Residential Service (Service) is a specialist residential service providing accommodation and support to people with a dual disability – people living with an intellectual disability and a mental illness. The Service is one of only two specialist dual disability accommodation services in Victoria.
- The service has six beds and is usually 50% female and 50% male. The applicant currently employs two male part time community mental health practitioners and there are vacancies for two females in the same roles.
- The applicant wishes to roster staff on in such a way that there is always one female and one male worker present, including for sleep over shifts. This is important as, from time to time, residents require support, development, mentoring and education in respect of personal hygiene and other intimate issues. Residents often request and prefer same gender staff to support them in respect of such matters.
- At times residents express interest in gender specific programs, such as female only gyms or attendance at men's shed programs. By ensuring that there is a balance in the gender of staff, these interests can be better accommodated. Some residents have had traumatic or distressing experiences

involving a person of the other gender. By having both female and male staff available, the needs of those residents may also be met.

- 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 equal and effective protection against discrimination of males who would wish to be employed in the two part time roles. I am satisfied that in the circumstances discussed above, the limit imposed by this exemption is reasonable and justified under the Charter.

The Tribunal hereby grants an exemption from the operation of sections 16, 107 and 182 of the **Equal Opportunity Act 1995** 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 20 February 2017.

Dated 18 February 2013

A. DEA  
Member

#### Adoption Act 1984

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

Ms Amy Hill  
CatholicCare  
3 Wingfield Street  
Footscray, Victoria 3011

MR DAVE VICARY  
Assistant Director  
Child Protection  
North Division

#### Adoption Act 1984

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

I, Dave Vicary, approve the following person under section 5[1] and section 5[2] of the **Adoption Act 1984** as approved counsellor for the purposes of section 35 of the **Adoption Act 1984**.

Ms Keren Barnett  
Anglicare Victoria  
41 Somerville Road  
Yarraville, Victoria 3013

MR DAVE VICARY  
Assistant Director  
Child Protection  
North Division

#### Adoption Act 1984

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

Mr Jordan Braver  
CatholicCare  
3 Wingfield Street  
Footscray, Victoria 3011

MR DAVE VICARY  
Assistant Director  
Child Protection  
North Division

#### Adoption Act 1984

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

I, Dave Vicary, approve the following person under section 5[1] and section 5[2] of the

**Adoption Act 1984** as approved counsellor for the purposes of section 35 of the **Adoption Act 1984**.

Ms Terri Caporn  
CatholicCare  
3 Wingfield Street  
Footscray, Victoria 3011

MR DAVE VICARY  
Assistant Director  
Child Protection  
North Division

#### **Adoption Act 1984**

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

I, Dave Vicary, approve the following person under section 5[1] and section 5[2] of the **Adoption Act 1984** as approved counsellor for the purposes of section 35 of the **Adoption Act 1984**.

Ms Geisel Garcia  
CatholicCare  
3 Wingfield Street  
Footscray, Victoria 3011

MR DAVE VICARY  
Assistant Director  
Child Protection  
North Division

#### **Adoption Act 1984**

Under the functions and powers assigned to me by the Secretary to the Department of Human Services under section 8A(1) of the **Health Act 1958** in relation to section 5(2) of the **Adoption Act 1984**, I, Denise Harrison, give approval to the following person under section 5(1) and section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of section 35 and section 87 of the **Adoption Act 1984**.

Name: Alex Larsen

DENISE HARRISON  
Assistant Director, Child Protection  
South Division

#### **Adoption Act 1984**

Under the functions and powers assigned to me by the Secretary, Department of Human Services Victoria under section 17(5) of the **Children, Youth and Families Act 2005** in relation to section 5 of the **Adoption Act 1984**, I, Mark Byrne, approve the following person under section 5(1) and section 5(2)(a) of the **Adoption Act 1984** as approved Counsellor for the purposes of section 35 of the **Adoption Act 1984**.

NICOLL Rochelle Jane  
Dated 8 February 2013

MARK BYRNE  
Director, Child Protection  
East Division

#### **Adoption Act 1984**

Under the functions and powers assigned to me by the Secretary, Department of Human Services Victoria under section 17(5) of the **Children, Youth and Families Act 2005** in relation to section 5 of the **Adoption Act 1984**, I, Mark Byrne, revoke the following person under section 5(1) and section 5(2) of the **Adoption Act 1984** as approved Counsellor for the purposes of section 35 and section 87 of the **Adoption Act 1984**.

SMITH Kristyna  
Dated 8 February 2013

MARK BYRNE  
Director, Child Protection

#### **Coastal Management Act 1995**

##### **NOTICE OF APPROVAL OF MANAGEMENT PLAN**

White Cliffs to Camerons Bight Foreshore Reserve Coastal Management Plan

The White Cliffs to Camerons Bight Foreshore Reserve Coastal Management Plan has been approved pursuant to section 32 of the **Coastal Management Act 1995**.

The Management Plan takes effect on the date this notice is published in the Government Gazette.

The Management Plan provides for the management of the coastal Crown land in the area of Blairgowrie and Tyrone Foreshore Reserves.

A copy of the Management Plan may be inspected on the Department of Sustainability and Environment's website: [www.dse.vic.gov.au](http://www.dse.vic.gov.au)

**Co-operatives Act 1996****WOMBAT CO-OPERATIVE LTD**

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

Dated at Melbourne 21 February 2013

DAVID BETTS  
Deputy Registrar of Co-operatives  
Consumer Affairs Victoria

**Co-operatives Act 1996****VERMONT SECONDARY COLLEGE CO-OPERATIVE LTD****MULLUM PRIMARY SCHOOL CO-OPERATIVE LTD**

On application under section 601AA(2) of the **Corporations Act 2001** (the Act), by the co-operatives named above, notice is hereby given under section 601AA(4) of the Act, as applied by section 316 of the **Co-operatives Act 1996**, that, at the expiration of two months from the date of this notice, the names of the co-operatives listed above will, unless cause is shown to the contrary, be removed from the register of co-operatives and the registration will be dissolved.

Dated at Melbourne 21 February 2013

DAVID BETTS  
Deputy Registrar of Co-operatives  
Consumer Affairs Victoria

**Electricity Industry Act 2000****ALINTA ENERGY RETAIL SALES PTY LTD ABN 22 149 658 300****Premium Solar Feed-In Tariff Terms and Conditions**

Pursuant to section 40FF of the **Electricity Industry Act 2000**, Alinta Energy Retail Sales Pty Ltd publishes its premium solar feed-in tariff terms and conditions for the purchase of solar electricity from qualifying customers.

**1 ABOUT THIS AGREEMENT**

- 1.1 You agree to sell to us and we agree to purchase from you Solar Electricity during the Term of this Agreement.
- 1.2 You are eligible to enter into this Agreement with us if you are a Qualifying Customer. You may be a Qualifying Customer if:
  - (a) you have a Supply Agreement with us in relation to the Supply Address and we have up to date information under clause 1(c) of the Energy Retail Code; and
  - (b) you have only one Generator at the Supply Address; and
  - (c) you are able to supply us with Solar Electricity.

Where you are a residential customer this will mean (amongst other things) that the Generator will have an installed or name-plate generating capacity of 5 kilowatts or less must be installed at your principle place of residence. Where the Supply Address is not your principal place of residence you must have an annual consumption rate of electricity of 100 megawatt hours or less.

**2 INTERPRETATION****2.1** In this Agreement:

- (a) a reference to an Act, Regulation, Order, Code or Guideline shall be read as a reference to that document as amended, re-enacted, replaced or varied from time to time;
- (b) a singular word should be understood to include the plural and vice versa;
- (c) a year should be read as commencing on the start date of this Agreement;
- (d) a reference to a month means a calendar month.

**3 CONNECTION TO THE DISTRIBUTOR'S DISTRIBUTION SYSTEM**

**3.1** If you make a request to us to connect your Generator at the Supply Address to your Distributor's distribution system we will make a request that your Distributor arrange the connection as soon as practicable after you have satisfied us that you comply with clause 1.2(a) of this Agreement. We will make the request of your Distributor by no later than the next business day after you have satisfied us that you comply with clause 1.2(a) of this Agreement and have supplied us with all of the information that we need under the **Electricity Safety Act 1998** (Vic.).

**3.2** You are responsible for and must reimburse us for all reasonable costs and expenses which we incur in carrying out your request for connection to your Distributor's distribution system.

**4 COMMENCEMENT AND DURATION****4.1** This Agreement commences when:

- (a) all of the eligibility criteria set out in clause 1.2 are met; and
- (b) your Distributor confirms with us that you are connected to their network and that you have complied with all of their requirements; and
- (c) your Generator has been connected to the Distributor's distribution system and the Distributor has advised us that your NMI has been assigned the relevant network tariff code; and
- (d) you have provided us with your explicit informed consent to enter into this Agreement.

**4.2** Subject to clause 6 this Agreement shall continue in force throughout the Premium Solar Feed-In Tariff Period.

**5 CHANGE OF SUPPLY TARIFF**

**5.1** If under your Supply Agreement you currently purchase electricity from us at a tariff that is an Excluded Tariff you will be required to change the tariff under which you are supplied electricity to an alternative tariff.

**5.2** If clause 5.1 applies you may select any supply tariff that is otherwise available to you and is not an Excluded Tariff.

**6 TERMINATION**

**6.1** If the Supply Agreement is terminated by either party this Agreement will automatically terminate.

**6.2** Subject to clause 6.3, we may not terminate this Agreement unless we agree with each other to enter into a new Premium Solar Feed-In Agreement or you have transferred to another retailer for the supply of electricity to the Supply Address.

**6.3** This Agreement automatically terminates if you cease to be a Qualifying Customer.

**6.4** You may terminate this Agreement without notice.

**6.5** A termination of this Agreement will only become effective when:

- (a) you enter into a new Premium Solar Feed-In Agreement with us, after the expiry of the cooling off period in respect of that new contract or if you enter into such an agreement with another retailer, when that other retailer becomes responsible for the Premium Solar Feed-In Agreement;

- (b) the Supply Address is disconnected from the Distributor's distribution system and we are supplied with satisfactory documentation or other confirmation that this has occurred and there is no longer any right of reconnection under the Energy Retail Code.

## 7 PREMIUM SOLAR FEED-IN CREDITS

- 7.1 We will credit your Solar Electricity Credits for the relevant period against charges payable by you under your Supply Agreement for the relevant Billing Period.
- 7.2 The extent of the Solar Electricity Credit that you receive for any given Billing Period will be calculated in accordance with the following formula:

**Solar Electricity Credit = PSF Rate x Solar Electricity Supplied**

Where:

**PSF Rate** means \$0.60 per kilowatt-hour (including GST) or such other amount as may be gazetted by us from time to time.

**Solar Electricity Supplied** means the amount (measured in kilowatt hours) of Solar Electricity supplied to the Distributor's distribution system by you in the relevant Billing Period, as recorded by the Meter or as may be determined under clause 7.3.

- 7.3 If we have been unable to calculate your Solar Electricity Supplied for a relevant period based on a reading of your Meter your Solar Electricity Supplied for that period will be zero unless your Distributor estimates the generation in accordance with the Applicable Regulations.
- 7.4 If the amount you owe us for a Billing Period is less than the amount of your Solar Electricity Credits the balance of the Solar Electricity Credits will remain as a credit on your next bill.
- 7.5 For the avoidance of doubt, no interest may be charged by you in relation to any Solar Electricity Credits that you may have accumulated from time to time under the terms of this Agreement.
- 7.6 If at any time you wish us to review your account you may request us to do so and we will review it in accordance with the provisions of the Energy Retail Code.
- 7.7 Any excess Solar Electricity Credit (as referred to in clause 7.3) is extinguished either 12 months after that excess credit amount is first accrued or the day on which this Agreement expires or terminates (whichever comes first).
- 7.8 A Solar Electricity Credit has no value other than as prescribed in this Agreement, it is not transferable and we are not under any circumstances required to pay you any amount of money under the terms of this Agreement.
- 7.9 If at any time we have applied:
  - (a) fewer Solar Electricity Credits to your account than we should have done under the terms of this Agreement we will credit those amounts to your account in accordance with clause 6.3 of the Energy Retail Code or the relevant clause in any amended version of the Energy Retail Code.
  - (b) more Solar Electricity Credit to your account than we were obliged to do under the terms of this Agreement we may recover the overcredited amount and in doing so we will follow the procedures set out in clause 6.2 of the Energy Retail Code or the relevant clause in any amended version of the Energy Retail Code.

## 8 METERING

- 8.1 You must organise for the installation of a Meter at the Supply Address that complies with all Applicable Regulations and any reasonable requirements imposed by us or by your Distributor.
- 8.2 You agree to take whatever steps may be necessary to provide us with access to any information that is generated by your Meter.

- 8.3 It is your obligation to ensure that any data produced by the Meter complies with the Applicable Regulations.
- 8.4 Subject to you providing us with reasonable and safe access to the Supply Address, we will use our best endeavours to ensure that your Meter is read at least once every 6 months. We will not be in breach of this requirement if we have been unable to comply because you have failed to provide us or our representative with safe, convenient and unhindered access to the Supply Address and to the Meter for the purpose of reading the Meter and for connection, disconnection, reconnection, maintenance and repair.
- 8.5 Where because you have failed to provide us with reasonable and/or safe access we have been unable to read your Meter for a period of 6 months or more we may elect to suspend the operation of this Agreement until such time as a reliable reading of your Meter can be obtained.
- 8.6 You must not tamper with your Meter.

## **9 ADDITIONAL COSTS**

- 9.1 You acknowledge that you may be required to pay the following costs to us as a result of entering into this Agreement:
- (a) costs associated with the installation, maintenance or other technical support required by us or by your Distributor under this Agreement.
  - (b) any charges imposed on us by the Distributor as a result of the metering services supplied by the Distributor.
- 9.2 If work needs to be undertaken that may lead to costs of the type described in clause 9.1 being incurred you may ask us to specify what those costs are before the work is undertaken.

## **10 YOUR BILL**

- 10.1 You will not receive a separate bill or statement as a result of entering into this Agreement. Any Solar Electricity Credits accumulated by you during the Term of this Agreement will be set off against the bill that you receive pursuant to your Supply Agreement.
- 10.2 Your bill will clearly itemise:
- (a) the amount of Solar Electricity supplied by you to us during the relevant period;
  - (b) the amount of Solar Electricity Credits accumulated by you;
  - (c) the amount (if any) of excess Solar Electricity Credits remaining on your account;
  - (d) the amount (if any) of excess Solar Electricity Credits that have expired during the relevant period;
  - (e) any charges that we have applied to your account or other adjustments that we have made.

## **11 INTERRUPTION, REDUCTION OR DISCONNECTION**

- 11.1 All of the terms under the Supply Agreement that relate to the interruption, disruption, reduction or disconnection of the supply of electricity to you also apply to this Agreement.
- 11.2 You agree that the connection of your Generator, and your ability to supply us with Solar Electricity may be interrupted, discontinued or restricted for the same reasons set out in your Supply Agreement.

## **12 GST**

- 12.1 Any consideration or amount payable under this Agreement, including any non-monetary consideration, is inclusive of GST unless stated otherwise.
- 12.2 Subject to clause 12.3, if we become liable to pay GST in connection with this Agreement you agree to:
- (a) pay to us, in addition to any other amounts that may be due to us under this Agreement or under the Supply Agreement, an additional amount equal to the amount of that GST;
  - (b) you must pay such an amount to us within 14 days of being provided with a valid tax invoice by us;



- 12.3 If any GST payable in relation to a supply made under this Agreement varies from the additional amount that is paid by you under clause 12.2 so that a further amount of GST is payable in relation to the supply or a refund credit of GST is obtained in relation to the supply, then we will provide a corresponding refund or credit to, or will be entitled to receive a corresponding amount from you.
- 12.4 Subject to the foregoing provisions of this clause, you are solely liable for payment of all taxes which may be incurred as a result of this Agreement and you agree to indemnify for any such liabilities that we may incur.
- 12.5 If you are a business customer you must supply us with a valid ABN in respect of this Agreement.
- 12.6 Unless you supply us with a valid ABN under clause 12.5 you warrant to us that your generation of electricity by your Generator is for private and domestic purposes and is not related in any way to any business purposes carried on by you or any other person. You undertake to indemnify us for all loss, damage, cost and expense that may arise from any breach of the foregoing warranty.

### **13 YOUR RIGHTS**

- 13.1 You may ask us to review your bills or provide you with information on any premium solar feed-in tariff offers that we may from time to time make and we will process your request and provide the information to you within 10 business days.
- 13.2 You may request historical data relating to this Agreement for a period of up to 2 years and we will process such a request within 10 business days.
- 13.3 You must pay our reasonable costs of providing any information that you have sought from us under this clause unless your request is the first request that you have made within a 12 month period and the information sought relates to account or metering information that is less than 2 years old, in which case the information will be provided free of charge.

### **14 YOUR OBLIGATIONS**

- 14.1 You must comply with all applicable laws. In particular you must supply us with Solar Electricity in accordance with the Supply Requirements.
- 14.2 You must ensure that any variations in the voltage and/or frequency do not exceed the levels prescribed by the Applicable Regulations.
- 14.3 You must ensure that you supply Solar Electricity at the point where the Distributor's distribution system connects to the Supply Address.
- 14.4 You must not modify the Generator without first obtaining the written consent of the Distributor.
- 14.5 You must notify us as soon as is reasonably practicable about any changes in your contact details or other relevant circumstances.
- 14.6 If the Supply Address was but is no longer your principal place of residence you must notify us within 14 days of the date when the Supply Address ceased to be your principal place of residence.
- 14.7 If the photovoltaic generating capacity of your Generator exceeds 5 kilowatts you must notify us of this change within 14 days.

### **15 FORCE MAJEURE**

- 15.1 If, but for this clause, either party would commit a breach of this Agreement and that breach is caused by a Force Majeure Event:
  - (a) the obligations of the defaulting party under this Agreement are suspended to the extent to which they are affected by the Force Majeure Event as long as that event continues; and

- (b) the defaulting party must give the other party notice of that fact including full particulars of the Force Majeure Event, an estimate of its likely duration, the obligations affected by it and the extent of its effect on those obligations and the steps taken to remove, overcome or minimise its effects.
- 15.2 For the purposes of clause 15.1(a), if the effects of a Force Majeure Event are widespread the defaulting party will be deemed to have given the other party prompt notice if it makes the necessary information available to the other party as soon as is reasonably practicable.
- 15.3 The parties may agree with one another that a defaulting party is not to have the benefit of clause 15.1(a) in respect of any Force Majeure Event.
- 15.4 A party that seeks to rely upon clause 15.1(a) must use its best endeavours to remove, overcome or minimise the effects of the Force Majeure Event as quickly as possible. However, this does not require either party to settle any dispute (that may be related to the Force Majeure Event) on terms that it would not otherwise agree to.
- 15.5 Nothing in this clause 16 varies or excludes the operation of section 117 of the **Electricity Industry Act 2000** (Vic.) or section 78 of the National Electricity Law.

## **16 MISCELLANEOUS**

### **Liability**

- 16.1 We do not accept any responsibility for any risks or liabilities associated with the operation of your Generator including its control, use, maintenance or connection to the Distributor's distribution system.

### **Assignment**

- 16.2 You must not novate this Agreement or assign, transfer or deal with the rights created under this Agreement without our written consent.
- 16.3 We may only assign our rights and obligations under this Agreement without your consent if the assignment forms part of the transfer to a third party of all or substantially all of our retail business.

### **Notices**

- 16.4 A notice, consent, document or other communication given must be in writing and given by hand, by fax, by mail or by email unless this Agreement provides to the contrary.

### **Governing Law**

- 16.5 This Agreement is governed by the laws of Victoria and each of us submit to the non-exclusive jurisdiction of the Victorian Courts.

### **Waiver**

- 16.6 Any failure by us to exercise any of our rights or powers under this Agreement is not a waiver of those rights or powers unless we agree otherwise in writing.

### **Variations**

- 16.7 Subject to anything to the contrary in this Agreement:
  - (a) we may vary this Agreement by publishing new terms and conditions (which may or may not include a new tariff) in accordance with section 40FF of the **Electricity Industry Act 2000** (Vic.); or
  - (b) the parties may vary this Agreement by agreement in writing.

### **Severance**

- 16.8 If the whole or any part of a provision of this Agreement is void, unenforceable or illegal that provision shall, so far as is possible, be severable. The remainder of this Agreement shall continue to operate with full force and effect and the validity and enforceability of the remainder shall be unaffected.

**Entire Agreement**

- 16.9 This Agreement sets out the entirety of the agreement between us for the supply of Solar Electricity by you to us and you acknowledge that you have not relied on any representation, inducement, warranty or promise which is not contained in this document.
- 16.10 You acknowledge that the Supply Agreement deals exclusively with the sale of electricity by us to you and that the Supply Agreement is separate from this Agreement.
- 16.11 If and to the extent that any matter is required as a matter of law to form part of this Agreement that is not included expressly in these terms and conditions the relevant provisions shall be implied into this Agreement as if they were expressly incorporated.

**Changes in the Laws**

- 16.12 It is acknowledged that there may be changes in the laws that govern the sale and supply of electricity (including Solar Electricity) which may affect the operation of this Agreement. It is agreed that if in our reasonable view the changes to the laws materially alter the rights that subsist under this Agreement we may amend this Agreement to take those changes into account.

**Complaints**

- 16.13 If you wish to complain about this Agreement or its administration by us you may do so and we will follow the procedures set out in clause 28.2 of the Energy Retail Code or the relevant clause in any amended version of the Energy Retail Code.

**17 DEFINITIONS**

- 17.1 In this Agreement the following words and phrases bear the meanings set out in this clause. Applicable Regulations: means any applicable legislation, regulations, orders in council, codes, guidelines, licences or other mandatory obligations that are relevant to the operation of this Agreement.

**Billing Period:** means a calendar month during which we supply you with electricity under your Supply Agreement.

**Business Day:** Any day that is not a Saturday, Sunday or a proclaimed Public Holiday under the **Public Holidays Act 1993**.

**Distributor:** The holder of the distribution licence of the electricity distribution network to which the Supply Address is connected.

**Due Date:** The date your bill becomes due and payable.

**Essential Services Commission:** The Essential Services Commission of Victoria.

**Excluded Tariff:** in relation to our published tariffs, means a tariff in respect of which the relevant distribution company does not provide premium solar feed in credits.

**Force Majeure Event:** an event beyond the reasonable control of you or us.

**Generator:** means a 'qualifying solar energy generating facility' as defined in section 40F of the **Electricity Industry Act 2000** (Vic.) through which you will supply us with Solar Electricity under this Agreement.

**GST:** Goods and Services Tax as defined under the GST Law.

**GST Law:** the definition given in **A New Tax System (Goods and Services Tax) Act 1999**.

**Meter:** means a device installed to the satisfaction of the Distributor for the purpose of recording the amount of Solar Electricity supplied by you to us.

**Premium Solar Feed-In Tariff Period:** has the meaning given in section 40FC of the **Electricity Industry Act 2000** (Vic.). Note: in most cases, unless you decide to terminate this contract under clause 6.4, this will mean that this agreement will come to an end on 1 November 2024.

**Premium Solar Feed-In Agreement:** means an agreement made under Division 5A of Part 2 of the **Electricity Industry Act 2000** (Vic.).

**Qualifying Customer:** has the meaning given in section 40F of the **Electricity Industry Act 2000** (Vic.).

**Solar Electricity:** means ‘qualifying solar energy generation electricity’ as that term is defined in section 40F of the **Electricity Industry Act 2000** (Vic.).

**Supply Address:** means the address stated in the Supply Agreement between you and us.

**Supply Agreement:** means an agreement between you and us for the supply and sale of electricity at a single rate tariff to the Supply Address.

**Supply Requirements:** are the requirements that may be specified by your Distributor from time to time.

**Term:** has the meaning given by clause 4 of this Agreement.

### Essential Services Commission Act 2001

#### NOTICE OF DETERMINATION

The Australian Energy Regulator gives notice under section 35 that, on 11 February 2013, it published a revised decision on SP AusNet’s smart meter expenditures for the 2012–2015 period. This decision follows a review requested by the Australian Competition Tribunal. The decision affects the metering charges payable by Victorian consumers in SP AusNet’s distribution area using less than 160 MWh of electricity per annum for 2014 and 2015. It takes effect immediately and can be found on the AER’s website at [www.aer.gov.au](http://www.aer.gov.au)

CHRIS PATTAS  
Australian Energy Regulator

### Forests Act 1958

#### DETERMINATION OF FIREWOOD COLLECTION AREAS

I, Nick Ryan, Land and Fire Regional Manager, Port Phillip, Department of Sustainability and Environment, make the following determination under section 57U of the **Forests Act 1958**.

#### Definitions

In this determination and with reference to a numbered item in the table in the determination:

- (a) **closing date**, being the date of revocation of the determination of a firewood collection area, means the date specified in column 6 of the item;
- (b) **opening date**, being the date on which the determination of a firewood collection area comes into operation, means the date specified in column 5 of the item or, if no date is specified, the date on which this determination is published in the Government Gazette.

#### Determination

Each area of State forest shown hatched on a plan lodged in the Central Plan Office of the Department of Sustainability and Environment, the number of which is shown in column 1 of an item in the table in this determination, is a firewood collection area for the purposes of section 57U of the **Forests Act 1958**, effective from the opening date for that area until the closing date for that area (inclusive).

**Table – Firewood collection areas**

Item no.	Column 1 LEGL no.	Column 2 DSE region	Column 3 DSE district	Column 4 Name of firewood collection area	Column 5 Opening date	Column 6 Closing date
1	LEGL./12-181	Port Phillip	Yarra District	Fir Tree	01/03/2013	30/11/2013
2	LEGL./12-182	Port Phillip	Yarra District	Geary Track	01/03/2013	30/11/2013

Item no.	Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	LEGL no.	DSE region	DSE district	Name of firewood collection area	Opening date	Closing date
3	LEGL./12-183	Port Phillip	Yarra District	Turner Rd	01/03/2013	30/11/2013
4	LEGL./12-184	Port Phillip	Yarra District	Limberlost	01/03/2013	30/11/2013
5	LEGL./12-185	Port Phillip	Yarra District	Goodwood	01/03/2013	30/11/2013
6	LEGL./12-186	Port Phillip	Yarra District	Mt Bride	01/03/2013	30/11/2013
7	LEGL./12-187	Port Phillip	Yarra District	Muddy Creek north	01/03/2013	30/11/2013
8	LEGL./12-188	Port Phillip	Yarra District	Mm Fireline	01/03/2013	30/11/2013
9	LEGL./12-189	Port Phillip	Yarra District	Smoko Ridge	01/03/2013	30/11/2013
10	LEGL./12-190	Port Phillip	Yarra District	Muddy Creek south	01/03/2013	30/11/2013
11	LEGL./12-191	Port Phillip	Yarra District	Ada River Rd	01/03/2013	30/11/2013
12	LEGL./12-192	Port Phillip	Yarra District	Dowey Spur Rd	01/03/2013	30/11/2013
13	LEGL./12-193	Port Phillip	Yarra District	Dowey Spur 2	01/03/2013	30/11/2013
14	LEGL./12-194	Port Phillip	Yarra District	Woods Track	01/03/2013	30/11/2013
15	LEGL./12-195	Port Phillip	Yarra District	Mississippi	01/03/2013	30/11/2013

**Notes**

1. The information in columns 2, 3 and 4 of the table is for information only.
2. **DSE** means Department of Sustainability and Environment.
3. The legal plan of any firewood collection area may be obtained from the Central Plan Office of the DSE – see <<https://www.landata.vic.gov.au/tpc/>>. Maps of firewood collection areas that are open from time to time may be obtained from <[www.dse.vic.gov.au/firewood](http://www.dse.vic.gov.au/firewood)>.
4. There are no firewood collection areas open outside the firewood collection seasons as defined in the **Forests Act 1958**.

Dated 19 February 2013

NICK RYAN  
Land and Fire Regional Manager, Port Phillip  
Department of Sustainability and Environment  
as delegate of the Secretary to the  
Department of Sustainability and Environment

**Freedom of Information Act 1982****STATEMENT OF REASONS FOR SEEKING LEAVE TO APPEAL**

This notice sets out a brief statement of reasons for seeking leave to appeal and is provided in accordance with section 65AB(2) of the **Freedom of Information Act 1982** (FOI Act).

On 15 January 2013 the Victorian Civil and Administrative Tribunal (VCAT) constituted by Senior Member Jonathan Smithers made a decision in the matter of Environment Victoria Inc. and Department of Primary Industries (General) [2013] VCAT 39.

The decision of Senior Member Smithers was that section 28(1)(ba) of the FOI Act does not apply to three documents where this exemption section was claimed. The VCAT did however, affirm that section 30(1) of the FOI Act did apply to these three documents, except for the first page and parts of the second page of one of the documents which it ordered to be released. VCAT also ordered that a further document should be released as it found that this document was not exempt under section 30(1) of the FOI Act.

Section 28(1)(ba) of the FOI Act exempts a document from disclosure if it is a document that has been prepared for the purpose of briefing a Minister in relation to issues to be considered by the Cabinet.

Section 30(1) of the FOI Act exempts a document from disclosure if it would disclose matter in the nature of opinion, advice or recommendation prepared by an officer or Minister, or consultation or deliberation that has taken place between officers, Ministers, or an officer and a Minister, in the course of, or for the purposes of, the deliberative processes involved in the functions of an agency or Minister or of the government and would be contrary to the public interest.

Section 148(1)(b) of the **Victorian Civil and Administrative Tribunal Act 1998** requires that an appeal on a question of law from an order of the VCAT be made to the Trial Division of the Supreme Court of Victoria with the leave of that Court.

On 12 February 2013 the Department of Primary Industries caused to be lodged with the Supreme Court, a summons seeking leave to appeal the decision of Senior Member Smithers.

Leave to appeal the Order of the VCAT has been sought as the Department of Primary Industries believes the VCAT has made errors of law regarding:

- the proper application of section 28(1)(ba) of the FOI Act; and
- the proper application of section 30(1) of the FOI Act and in particular a consideration of the factors that are relevant to determining when release of documents (or parts thereof) would be contrary to the public interest.

The determination of the above questions of law raised in this appeal would clarify the proper application of sections 28(1)(ba) and 30(1) of the FOI Act.

Dated 15 February 2013

HON. MICHAEL O'BRIEN MP  
Minister for Energy and Resources

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

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

Feature Naming:

<b>Change Request Number</b>	<b>Place Name</b>	<b>Naming Authority and Location</b>
51642	Bill Corbett Bridge	Corangamite Shire Council Located over Mount Emu Creek on Smythe Street, Skipton.
51965	Joseph Brown Oval	Brimbank City Council Located within the Keilor Recreation Reserve, 704A Old Calder Highway, Keilor.
N/A	Lynch Barkley Bridge	VicRoads Located on Palmers Road over the Princes Freeway, Williams Landing.

Localities:

<b>Change Request Number</b>	<b>Naming Authority</b>	<b>Affected Localities</b>	<b>Location</b>
49538	Baw Baw Shire Council	Allambee, Allambee Reserve and Hallston	Starting at the current Allambee/Allambee Reserve and Yarragon South locality boundary, increase the Allambee locality boundary by starting at this point. Going east along the northern Allambee Reserve/Yarragon South locality boundary to the North East property junction 1552 follow South to junction of property 1550. West to junction of property 1726 then south along that property boundary and property 1727 to the junction with property 1548. East along south boundary of property boundary 1550 to junction with Mirboo–Yarragon Road. Follow east along property boundary of property 1548 to east to property junction of 1460 then west to property junction with 1548 then south along west property boundary of property 1460, 1484, 1539, 1538, 1540 and 1546. Continue south along east boundary of property 1721 and 1718 to south-east junction of property 1718 and 1537. Then west along property boundary to property boundary junction with Leongatha–Yarragon Road. South along western property boundary of property 1537 to current south locality boundary line work of Allambee Reserve at Millers Road. Follow Leongatha–Yarragon Road to north-western corner of property 1719, follow northern boundary of properties 1719 and 1724 to north-east corner of 1717, then east boundary of 1717 to municipal boundary then west along current municipal boundary to current southern Allambee Reserve/Trida locality boundaries junction.

Change Request Number	Naming Authority	Affected Localities	Location
			<p>Then follow north along the current Trida/Allambee Reserve boundary to the Seaview/Trida/Allambee Reserve locality boundary junction, then east along the Seaview/Allambee Reserve locality boundary to the Seaview/Allambee locality boundary junction. Follow the current western Allambee locality boundary to the starting point.</p> <p>For further details see map at <a href="http://www.dse.vic.gov.au/namingplaces">www.dse.vic.gov.au/namingplaces</a></p>

Office of Geographic Names

Land Victoria  
570 Bourke Street  
Melbourne 3000

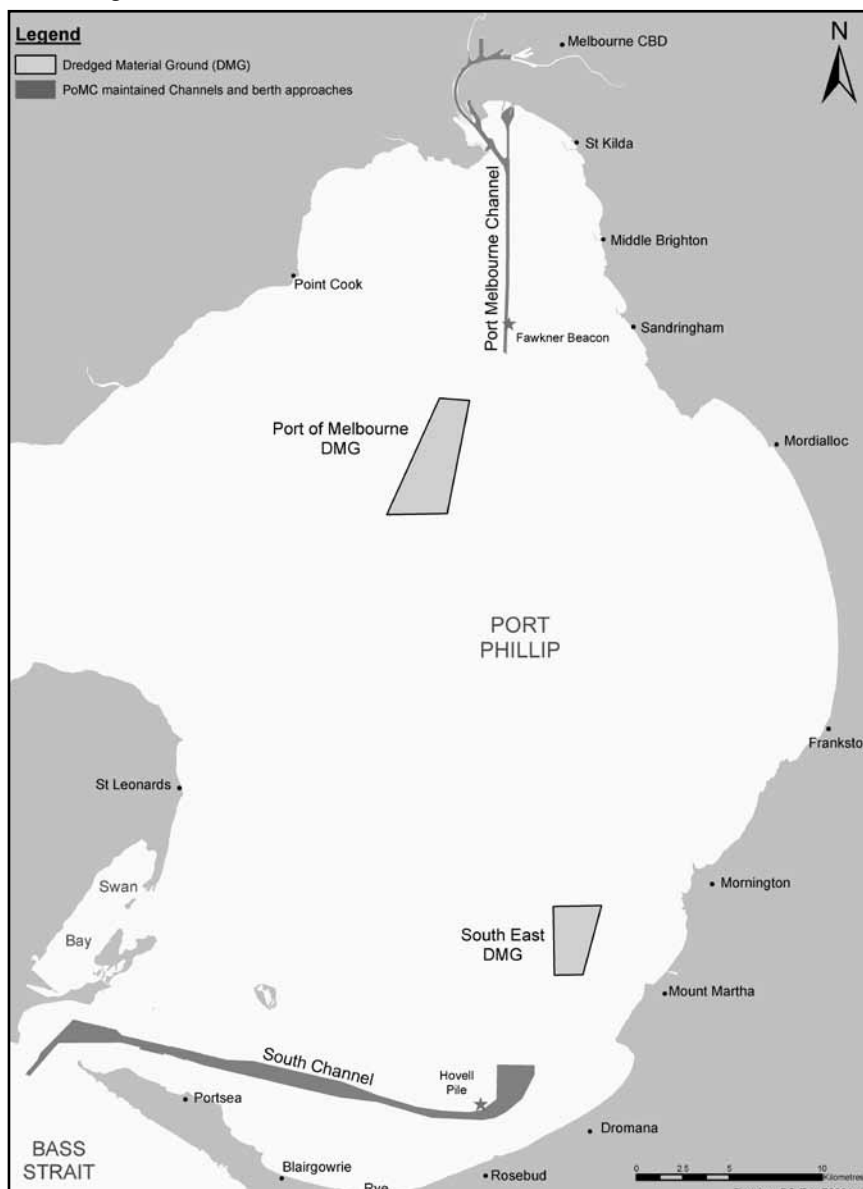
JOHN E. TULLOCH  
Registrar of Geographic Names



**Land Act 1958****APPLICATION FOR LEASES OF DREDGED MATERIAL GROUNDS (DMGS)**

In accordance with section 137 of the **Land Act 1958**, notice is hereby given that Port of Melbourne Corporation (ABN 22 195 188 658) has applied for two separate leases of Dredged Material Grounds (DMGs) in Port Phillip Bay pursuant to section 134 of the **Land Act 1958** for the period 18 March 2013–31 December 2039.

The respective areas to be leased are described in plans numbers LEGL./12-050 and LEGL./12-051, lodged in the Central Plan Office. The leases are for the purpose of works on the Land, and relate to the Port of Melbourne DMG and South East DMG as shown for illustrative purposes in the diagram below.

**PORT OF MELBOURNE CORPORATION**

**Local Government Act 1989****SCHEDULE 11 CLAUSE 4****Designation of Tow Away Areas**

Australian Motorcycle Grand Prix 26–28 October 2012

World Superbikes Championship 22–24 February 2013

Clause 4, Schedule 11 to the **Local Government Act 1989** provide Councils with the power to tow away and impound vehicles which are causing an unlawful obstruction or are unlawfully parked or left standing in an area designated by the Minister, and to charge the owner of the vehicle a fee up to the amount of the fee set for the purposes of clause 3(1)(c).

For the purpose of these provisions, I, Terry Mulder, Minister for Roads, designate the areas contained in the reservations of the roads listed in the following as tow away areas.

**THE SCHEDULE**

A list of all the roads, streets and lanes included in this designation of tow away areas within the Shire of Bass Coast is detailed below.

Phillip Island (Tourist) Road from Back Beach Road, Phillip Island to Bass Highway, Anderson;

Smiths Beach Road between Back Beach Road and Phillip Island (Tourist) Road

Berry's Beach Road between Back Beach Road and Ventnor Road;

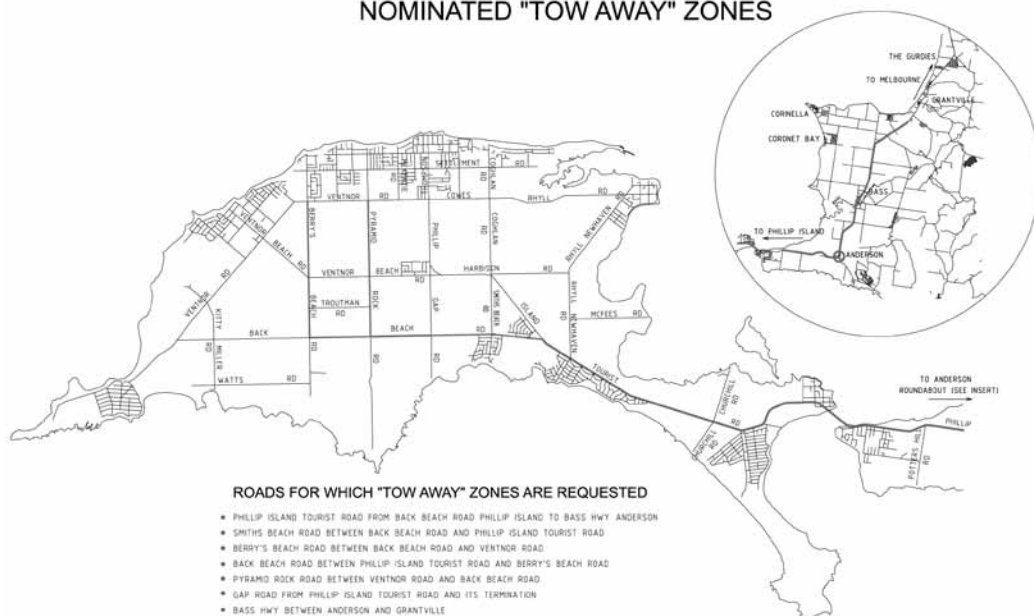
Back Beach Road between Phillip Island (Tourist) Road and Berrys Beach Road

Pyramid Rock Road between Ventnor Road and Back Beach Road;

Gap Road from Phillip Island (Tourist) Road and its termination;

Bass Highway between Anderson and Grantville

The tow away areas listed above are to operate from 12.01 am on Friday 26 October 2012 to 11.59 pm on Sunday 28 October 2012; and 12.01 am on Friday 22 February 2013 to 11.59 pm on Sunday 24 February 2013, 24 hours per day on both sides of every street, road and lane.

**APPENDIX A****NOMINATED "TOW AWAY" ZONES**

Dated 24 September 2012

**TERRY MULDER MP**  
Minister for Roads

**Marine Safety Act 2010****NOTICE OF ACTIVITY EXCLUSION ZONE**

In accordance with section 208(2) of the **Marine Safety Act 2010**, Parks Victoria (the waterway manager for the Yarra River upstream of the port waters of the Port of Melbourne) gives notice that the waters of the Yarra River between the downstream edge of Webb (Pedestrian) Bridge and the upstream edge of the Seafarers (Pedestrian) Bridge are prohibited to all persons and vessels not registered to take part in the Asia-Pacific Incentives & Meetings Expo (AIME) Fireworks Display.

The exclusion zone takes effect between 8.00 pm and 9.15 pm on Monday 25 February 2013.

Dated 21 February 2013

CHRIS HARDMAN  
As delegate of Parks Victoria

---

**Marine Safety Act 2010****Section 208(2)****NOTICE OF ACTIVITY EXCLUSION ZONE**

In accordance with section 208(2) of the **Marine Safety Act 2010**, Parks Victoria (the waterway manager for the Yarra River upstream of the port waters of the Port of Melbourne) gives notice that the waters of the Yarra River between a diagonal line from the downstream edge of the VRA landing to the upstream edge of Church St Bridge are prohibited to all persons and vessels not registered to take part in the Australian Henley Rowing Regatta 2013. The exclusion zone takes effect between 7.30 am and 12.30 pm and 1.30 pm to 5.00 pm Saturday 23 February 2013.

Dated 21 February 2013

CHRIS HARDMAN  
As delegate of Parks Victoria

---

**Marine Safety Act 2010****Section 208(2)****NOTICE OF ACTIVITY EXCLUSION ZONE**

In accordance with section 208(2) of the **Marine Safety Act 2010**, Parks Victoria (the waterway manager for the Yarra River upstream of the port waters of the Port of Melbourne) gives notice that vessels not associated with

White Night – In Deep Laser Light Show on the waters of the Yarra River between the upstream edge of Federation Wharf in a diagonal line to the upstream edge of the VRA landing to the downstream edge of Swan Street Bridge are prohibited from entering and/or remaining in the exclusion zone. The exclusion zone takes effect between 9.00 pm on Saturday 23 February to 6.30 am on Sunday 24 February 2013.

Dated 21 February 2013

CHRIS HARDMAN  
As delegate of Parks Victoria

---

**Marine Safety Act 2010****NOTICE OF BOATING ACTIVITY  
EXCLUSION ZONE**

In accordance with section 208(2) of the **Marine Safety Act 2010** (Act), the Gannawarra Shire Council hereby gives notice that the waters of Kangaroo Lake are off-limits to all persons and vessels not registered to take part in the activity proposed by Ski Racing Victoria.

The exclusion zone begins at the boat launching ramp (Boat Ramp No. 1 as described in Schedule 140 of the Waterway Rules – Schedules) located on the northern end of the lake shore adjacent to the Kangaroo Lake Caravan Park and ends at GPS mark Lat. 35 deg 587.317 South / Long. 143 deg 762.283 West at the west side of lake and GPS mark Lat. 35 deg 587.317 South / Long. 143 deg 762.283 East at the east side of lake which will be marked with yellow buoys across the lake.

The exclusion zone takes effect between 6.30 am to 6.00 pm on Saturday 23 February 2013 and 6.30 am to 5.00 pm on Sunday 24 February 2013.

Gannawarra Shire Council has determined that this activity exclusion zone is a necessary measure to ensure the proposed activity can occur in the safest possible manner.

BY ORDER OF  
GANNAWARRA SHIRE COUNCIL

---

**Mineral Resources  
(Sustainable Development) Act 1990****DEPARTMENT OF PRIMARY INDUSTRIES****Exemption of Land from a Licence**

I, David Boothroyd, Manager Earth Resources Tenements, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation from the Minister for Energy and Resources,

hereby exempt all that Crown land situated within the boundaries of exploration licence application 5465 from being subject to a licence application under the **Mineral Resources (Sustainable Development) Act 1990**.

Dated 14 February 2013

DAVID BOOTHROYD  
Manager Earth Resources Tenements  
Earth Resources Regulation Victoria

### **Plant Biosecurity Act 2010**

#### **NOTICE OF EXTENSION**

Orders declaring Restricted Areas in Victoria for the Control of Queensland Fruit Fly

I, Peter Walsh, Minister for Agriculture and Food Security, extend the Orders listed below, made under section 20 of the **Plant Health and Plant Products Act 1995**, declaring restricted areas for the control of Queensland Fruit Fly, for a further period of 12 months.

<b>Location</b>	<b>Date of making</b>	<b>Date of Gazettal</b>	<b>Date extension effective</b>
Koondrook	7 March 2011	17 March 2011	7 March 2013
Murrabit	26 February 2012	9 March 2012	26 February 2013

The Orders were published in the Government Gazette and specify the prohibitions, restrictions and requirements so as to prevent the spread of Queensland Fruit Fly from each area to other parts of Victoria.

Further information may be obtained by visiting [www.dpi.vic.gov.au/qff](http://www.dpi.vic.gov.au/qff).

Dated 17 February 2013

PETER WALSH MLA  
Minister for Agriculture and Food Security

### **Road Safety Act 1986**

#### **ROAD SAFETY (VEHICLES) REGULATIONS 2009**

##### **Specification of Temporary Routes for Class 1, 2 and 3 Vehicles Shepparton Grand Prix Rally 2013**

#### **1. Purpose**

The purpose of this notice is to specify routes on which class 1, 2 and 3 vehicles may travel in order to detour the temporary road closures for the Shepparton Grand Prix Rally 2013.

#### **2. Authorising provisions**

This notice is made under –

- (a) regulations 178, 188 and 194 of the Road Safety (Vehicles) Regulations 2009 ('Regulations'); and
- (b) clause 7 of Schedule 7 to the Regulations; and
- (c) clauses 11, 21, 31, 37 and 42 of Schedule 8 to the Regulations.

#### **3. Commencement**

This notice comes into operation at 9.00 am on Saturday 9 March 2013.

#### **4. Expiry**

This notice expires at 12.00 pm on Saturday 9 March 2013.

**5. Declaration**

I, Don Leone, delegate of the Roads Corporation, declare that the following vehicles travelling under a gazette notice or permit issued under the Regulations may, on the conditions specified in that gazette notice or permit, travel on the routes and at the times specified in the Table below –

- (a) a class 1 vehicle travelling under –
  - (i) a gazette notice issued under regulation 178 or clause 7 of Schedule 7; or
  - (ii) a permit issued under regulation 180; or
- (b) a class 2 vehicle travelling under a gazette notice or permit issued under –
  - (i) regulation 188 or 190, respectively; or
  - (ii) clause 11, 21, 31, 37 or 42 of Schedule 8; or
- (c) a class 3 vehicle travelling under a gazette notice issued under regulation 194 or a permit issued under regulation 196.

**Table of Permitted Routes**

Date and Time	Permitted Routes
From 9.00 am on 9 March 2013 until 12.00 pm on 9 March 2013	Welsford Street, Knight Street, Balaclava Road, Sobroan Street, Maude Street, Hoskin Street and Rowe Street.

**Notes:**

- 1. Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Regulations under that Act.
- 2. The specification of a permitted route does not permit a vehicle to be driven over any bridge in contravention of a posted mass or dimension limit.

Dated 14 February 2013

DON LEONE  
Director Vehicle Management and Safety  
Roads Corporation

**Road Safety Act 1986****ROAD SAFETY (VEHICLES) REGULATIONS 2009****Specification of Temporary Routes for Class 1, 2 and 3 Vehicles  
Yea Autumn Festival 2013****1. Purpose**

The purpose of this notice is to specify routes on which class 1, 2 and 3 vehicles may travel in order to detour the temporary road closures for the 2013 Yea Autumn Festival.

**2. Authorising provisions**

This notice is made under –

- (a) regulations 178, 188 and 194 of the Road Safety (Vehicles) Regulations 2009 ('Regulations'); and
- (b) clause 7 of Schedule 7 to the Regulations; and
- (c) clauses 11, 21, 31, 37 and 42 of Schedule 8 to the Regulations.

**3. Commencement**

This notice comes into operation at 7.00 am on Sunday 17 March 2013.

**4. Expiry**

This notice expires at 7.00 pm on 17 March 2013.

**5. Declaration**

I, Don Leone, delegate of the Roads Corporation, declare that the following vehicles travelling under a gazette notice or permit issued under the Regulations may, on the conditions specified in that gazette notice or permit, travel on the routes and at the times specified in the Table below –

- (a) a class 1 vehicle travelling under –
  - (i) a gazette notice issued under regulation 178 or clause 7 of Schedule 7; or
  - (ii) a permit issued under regulation 180; or
- (b) a class 2 vehicle travelling under a gazette notice or permit issued under –
  - (i) regulation 188 or 190, respectively; or
  - (ii) clause 11, 21, 31, 37 or 42 of Schedule 8; or
- (c) a class 3 vehicle travelling under a gazette notice issued under regulation 194 or a permit issued under regulation 196.

**Table of Permitted Routes**

Date and Time	Permitted Routes
From 7.00 am on 17 March 2013 until 7.00 pm on 17 March 2013	Giffard Street, Snodgrass Street, Hood Street, The Crescent and Station Street, Yea

**Notes:**

- Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Regulations under that Act.
- The specification of a permitted route does not permit a vehicle to be driven over any bridge in contravention of a posted mass or dimension limit.

Dated 12 February 2013

DON LEONE  
Director Vehicle Management and Safety  
Roads Corporation

**Veterinary Practice Act 1997**

**ENDORSEMENT OF REGISTRATION AS A SPECIALIST PRACTITIONER**

Under section 8 of the **Veterinary Practice Act 1997**, the following veterinary practitioners have been granted endorsement of registration as specialist practitioners by the Veterinary Practitioners Registration Board of Victoria.

SPEC NO.	NAME	SPECIALISATION
142	Hardefeldt, Laura	Large Animal Medicine
143	Haynes, Sophia Mary	Small Animal Medicine
Dated 9 January 2013		
144	Izzo, Matthew Michael	Cattle Management and Diseases
Dated 6 February 2013		

DR SALLY WHYTE  
Registrar and Executive Officer  
Veterinary Practitioners Registration Board of Victoria

---

**Planning and Environment Act 1987**  
**GREATER GEELONG PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C250

The Minister for Planning has approved Amendment C250 to the Greater Geelong Planning Scheme.

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

The Amendment rezones land at 31 Dudley Parade and 1 Hopetoun Street, St Leonards, from Public Park and Recreation Zone to Residential 1 Zone, and rezones land at 18 Cliff Street, St Leonards, from Public Park and Recreation Zone to Residential 3 Zone and also applies Design and Development Overlay Schedule 14.

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 Council, 100 Brougham Street, Geelong 3220.

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---

**Planning and Environment Act 1987**  
**LATROBE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C76

The Minister for Planning has approved Amendment C76 to the Latrobe Planning Scheme.

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

The Amendment rezones land at 515 Hazelwood Estate Road, Churchill, from the Farming Zone to the Residential 1 Zone and applies the Development Plan Overlay Schedule 5 to this land; makes changes to the Municipal Strategic Statement at Clause 21.05-3 Specific Main Town Strategies – Churchill and the Churchill Structure Plan; corrects zoning anomalies at 55 Bonds Road, Yinnar, and Lot A, Coalville Road, Moe; and updates the referral authority in Schedule 1 to the State Resources Overlay at Clause 44.07.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Latrobe City Council, 141 Commercial Road, Morwell 3840.

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---

---

**Planning and Environment Act 1987**  
**MANNINGHAM PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C54

The Minister for Planning has approved Amendment C54 to the Manningham Planning Scheme.

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

Implements the findings and recommendations of the ‘Manningham Biosites: Sites of (Biological) Significance 2004, Wildlife Movement and Habitat Needs 2009; Locally Threatened Plants in Manningham 2010’ and ‘Manningham Monterey Pine and Cypress Tree Assessment 2003’ and introduces the ‘Development Guide for Areas of Environmental and Landscape Significance (2011)’ as a reference document. The Amendment updates the MSS, replaces Clause 22.02 with a new local policy and gives effect to the review of the suite of Environmental Significance, Significant Landscape, Vegetation Protection and Design and Development Overlays.

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 Manningham City Council, 699 Doncaster Road, Doncaster 3180.

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---

**Planning and Environment Act 1987**  
**MAROONDAH PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C82

The Minister for Planning has approved Amendment C82 to the Maroondah Planning Scheme.

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

The Amendment rezones parcels of land required for the use and maintenance of the EastLink Freeway including parts of the Ringwood Bypass, Maroondah Highway and Canterbury Road to a Road Zone – Category 1; rezones land used for Mullum Mullum Park to a Public Park and Recreation Zone; rezones small parcels of land adjacent to the Freeway to the adjacent zoning and removes redundant Public Acquisition Overlay – Schedule 1.

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, Braeside Avenue, Ringwood 3134.

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---



---

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

Notice of Approval of Amendment  
Amendment C89

The Minister for Planning has approved Amendment C89 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 permanent Heritage Overlay to the land at 1 Aringa Court, Heathmont.

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, Braeside Avenue, Ringwood 3134.

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---

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

Notice of Approval of Amendment  
Amendment C204

The Minister for Planning has approved Amendment C204 to the Melbourne Planning Scheme.

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

The Amendment inserts the 'Port Capacity Project, Webb Dock Precinct, Incorporated Document, October 2012' into the Melbourne Planning Scheme to facilitate the development of the Port Capacity Project.

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 Melbourne City Council, Level 3, 240 Little Collins Street, Melbourne 3000.

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---

---

**Planning and Environment Act 1987**  
**PORT OF MELBOURNE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C001

The Minister for Planning has approved Amendment C001 to the Port of Melbourne Planning Scheme.

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

The Amendment inserts the 'Port Capacity Project, Webb Dock Precinct, Incorporated Document, October 2012' and introduces a new Public Acquisition Overlay into the Port of Melbourne Planning Scheme to facilitate the development of the Port Capacity Project.

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)

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---

---

**Planning and Environment Act 1987**  
**WHITEHORSE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C126

The Minister for Planning has approved Amendment C126 to the Whitehorse Planning Scheme.

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

The Amendment corrects zoning anomalies and removes redundant Public Acquisition Overlays near the EastLink Freeway in Mitcham.

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 Whitehorse City Council, 379–397 Whitehorse Road, Nunawading 3131.

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---

**Planning and Environment Act 1987**  
**WHITEHORSE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C142

The Minister for Planning has approved Amendment C142 to the Whitehorse Planning Scheme.

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

The Amendment implements the ‘Whitehorse Retail Strategy October 2010’ into the Whitehorse Planning Scheme and makes changes to the wording of three relevant clauses. This will require the preparation of a Retail Sustainability Assessment as part of any proposal for a Planning Scheme Amendment or Amendment to an existing approved plan as part of certain proposals that expand retail floor area. The Amendment also corrects a mapping anomaly over Diana Drive, Blackburn North.

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 Whitehorse City Council, 379–397 Whitehorse Road, Nunawading 3131.

JOHN PHILLIPS  
Acting Director  
Planning and Building Systems  
Department of Planning and  
Community Development

---

## ORDERS IN COUNCIL

**Forests Act 1958****EXCISIONS FROM RESERVED FOREST**

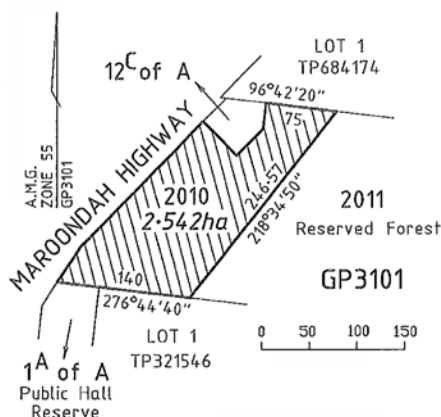
## Order in Council

## Schedule F1/2012

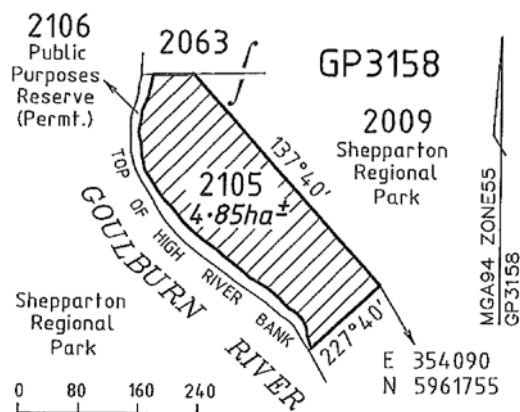
The Governor in Council under section 49(1) of the **Forests Act 1958** authorises the permanent excision from reserved forest of the lands specified in this Order.

(Item 1) **AMHERST** – Area, 1.2 hectares, more or less, being Crown Allotment 2044, Parish of Amherst as shown hatched on Plan LEGL./11-087 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (06L6/10913)

(Item 2) **GRANTON** – Area, 2.542 hectares, being Crown Allotment 2010, Parish of Granton as indicated by hatching on the plan hereunder. – GP3101 – (0904045)

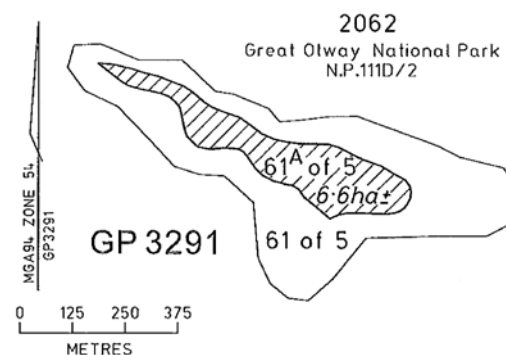


(Item 3) **KIALLA** – Area, 4.85 hectares, more or less, being Crown Allotment 2105, Parish of Kialla as indicated by hatching on the plan hereunder. – GP3158 – (0802358)

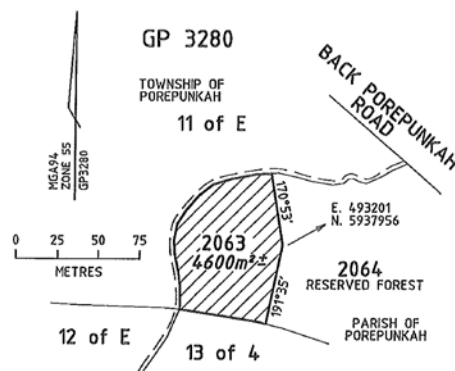


(Item 4) **KOTUPNA** – Area, 1.8 hectares, more or less, being Crown Allotment 2013, Parish of Kotupna as shown hatched on Plan LEGL./12-022 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (09L7/6370)

(Item 5) **LORNE** – Area, 6.6 hectares, more or less, being Crown Allotment 61A, Section 5, Parish of Lorne as indicated by hatching on the plan hereunder. – GP3291 – (0511003)



(Item 6) **POREPUNKAH** – Area, 4600 square metres, more or less, being Crown Allotments 2063, Parish of Porepunkah as indicated by hatching on the plan hereunder. – GP3280 – (11L8/5854)



Such excisions to come into effect on the fourteenth day after the publication of this Legislative Instrument in the Government Gazette.

Dated 19 February 2013

Responsible Minister  
RYAN SMITH MP  
Minister for Environment and  
Climate Change

MATTHEW McBEATH  
Clerk of the Executive Council

**Education and Training Reform Act 2006**  
APPOINTMENT OF MEMBERS OF THE  
VICTORIAN REGISTRATION AND QUALIFICATIONS AUTHORITY

Order in Council

The Governor in Council under section 4.2.4(1)(d) of the **Education and Training Reform Act 2006** appoints Graham Spencer and David Windridge as members of the Victorian Registration and Qualifications Authority from the date of the Order to 16 October 2015 (both dates inclusive).

The terms and conditions of the appointments are contained in the attached Schedule.

Dated 19 February 2013

Responsible Ministers:

THE HON. PETER HALL, MLC  
Minister for Higher Education and Skills

THE HON. MARTIN DIXON, MP  
Minister for Education

MATTHEW McBEATH  
Clerk of the Executive Council

**Education and Training Reform Act 2006**  
APPOINTMENT OF MEMBERS OF THE  
VICTORIAN REGISTRATION AND QUALIFICATIONS AUTHORITY  
SCHEDULE TO THE ORDER IN COUNCIL

**1. Appointment Arrangements**

The appointments are on a part time basis.

**2. Period of Appointment**

The appointments are from the date of the Order to 16 October 2015 (both dates inclusive).

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

The Victorian Registration and Qualifications Authority was established to provide regulation which ensures quality education and training is delivered by the providers it registers in Victoria, and to promote informed choice regarding the education and training decisions of Victorians.

**4. Termination Arrangements**

Under section 4.2.4(3) of the Act, an appointed member may resign from office by delivering to the Governor in Council a signed letter of resignation.

Under section 4.2.4(4) of the Act, the Governor in Council may at any time remove an appointed member from office.

**5. Payment Provisions**

Under Schedule 2, section 3(1) of the Act, a member of the Authority, other than one who holds a full-time Government office, or a full-time position in the public service, teaching service or with a statutory authority (other than a university), is 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 for that member.

The appointees are entitled to be remunerated at the rate of \$14,698 per annum.

**6. Superannuation Obligations**

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

**7. Travel and Personal Expenses arrangements**

Under Schedule 2, section 3(2) of the Act, each member or acting member of the Authority is 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 for that member. Reasonable travel and personal expenses will be paid in accordance with normal public service practices.

**8. Leave Arrangements**

There are no leave arrangements for this part-time statutory position.

**9. Prior Service**

Not applicable.

---

**Livestock Disease Control Act 1994****EXEMPTION ORDER UNDER SECTION 6(3A)****Order in Council**

The Governor in Council makes the following Order:

**1 Objective**

The objective of this Order is to exempt certain persons from the provisions of regulation 40 of the Livestock Disease Control Regulations 2006, to the extent that those provisions apply to the vaccination of cattle for Paratuberculosis (Johne's disease).

**2 Authorising provision**

This Order is made under section 6(3A) of the **Livestock Disease Control Act 1994**.

**3 Commencement**

This Order comes into operation on the day of its publication in the Government Gazette.

**4 Exemption**

An owner of livestock who administers Silirum to cattle for the control or treatment of Paratuberculosis (Johne's disease) is exempt from the provisions of regulation 40 of the Livestock Disease Control Regulations 2006, to the extent that those provisions apply to Paratuberculosis.

Dated 19 February 2013

Responsible Minister:

PETER WALSH MLA

Minister for Agriculture and Food Security

MATTHEW McBEATH  
Clerk of the Executive Council

---

**LATE NOTICES****Planning and Environment Act 1987****BALLARAT PLANNING SCHEME**

## Notice of Preparation of Amendment

## Re-Exhibition of Amendment C154

## Authorisation A02153

The City of Ballarat has prepared Amendment C154 to the Ballarat Planning Scheme.

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

The land affected by the Amendment is all land within the City of Ballarat.

The Amendment proposes to:

- update the Municipal Strategic Statement to reference the Gaming Strategy;
- introduce a Local Planning Policy for Gaming at Clause 22.13; and
- amend the Particular Provisions in line with the proposed Clause 22.13.

While the Amendment was originally exhibited in March 2012, Council has since decided it best to re-exhibit to clarify the preference for electronic gaming machines (EGMs) to locate in the CBD.

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 Ballarat, Town Hall, 225 Sturt Street, Ballarat, Victoria 3550; at the City of Ballarat website, <http://www.ballarat.vic.gov.au/building-and-planning/strategic-planning/on-exhibition.aspx> under building and planning/strategic planning/currently on exhibition; 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. If you made a submission to the Amendment in March 2012, and your comments remain the same, we ask that you contact us to advise that you would like to resubmit or amend your previous submission for this current exhibition period.

The closing date for submissions is Monday 25 March, 2013. A submission must be sent to City Strategy, City of Ballarat, PO Box 655, Ballarat, Victoria 3353, or [strategicplanning@ballarat.vic.gov.au](mailto:strategicplanning@ballarat.vic.gov.au)

DEON VAN BAALEN  
Manager City Strategy

This page was left blank intentionally



This page was left blank intentionally

# **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:

16. *Statutory Rule:* Victorian Civil and Administrative Tribunal (Amendment No. 4) Rules 2013  
*Authorising Act:* Victorian Civil and Administrative Tribunal Act 1998  
*Date first obtainable:* 19 February 2013  
*Code C*
17. *Statutory Rule:* Victorian Civil and Administrative Tribunal (Trans-Tasman Proceedings Amendment) Rules 2013  
*Authorising Act:* Victorian Civil and Administrative Tribunal Act 1998  
*Date first obtainable:* 19 February 2013  
*Code A*
18. *Statutory Rule:* Fisheries Amendment Regulations 2013  
*Authorising Act:* Fisheries Act 1995  
*Date first obtainable:* 19 February 2013  
*Code B*
19. *Statutory Rule:* Conservation, Forests and Lands (Infringement Notice) Amendment (Wildlife (Game) and Other Matters) Regulations 2013  
*Authorising Act:* Conservation, Forests and Lands Act 1987  
*Date first obtainable:* 19 February 2013  
*Code B*

20. *Statutory Rule:* Climate Change Amendment Regulations 2013  
*Authorising Act:* Climate Change Act 2010  
*Date first obtainable:* 19 February 2013  
*Code A*

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

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

<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>	<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>
A	1–16	\$3.90	#Z	1407–1470	\$116.50
B	17–32	\$5.85	#ZA	1471–1536	\$122.00
C	33–48	\$8.00	#ZB	1537–1610	\$126.70
D	49–96	\$12.60	#ZC	1611–1666	\$132.00
E	97–144	\$16.25	#ZD	1667–1730	\$137.00
F	145–192	\$19.25	#ZE	1731–1796	\$142.50
G	193–240	\$22.20	#ZF	1797–1860	\$147.65
H	241–288	\$23.60	#ZG	1861–1926	\$152.50
I	289–352	\$26.60	#ZH	1927–1990	\$158.00
J	353–416	\$31.00	#ZI	1991–2056	\$163.00
K	417–480	\$35.40	* All prices include GST # Printed as two volumes		
L	481–544	\$41.30			
M	545–608	\$47.20			
N	609–672	\$52.20			
O	673–736	\$59.00			
P	737–820	\$65.00			
#Q	821–886	\$70.70			
#R	887–950	\$75.40			
#S	951–1016	\$80.50			
#T	1017–1080	\$85.50			
#U	1081–1146	\$90.65			
#V	1147–1210	\$96.00			
#W	1211–1276	\$101.00			
#X	1277–1340	\$106.45			
#Y	1341–1406	\$111.25			

**bluestar\*PRINT**

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

© State of Victoria 2013

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

Address all enquiries to the Government Printer for the State of Victoria  
Level 2, 1 Macarthur Street  
Melbourne 3002  
Victoria Australia

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

Level 5, 460 Bourke Street  
Melbourne 3000

PO Box 1957 Melbourne 3001

DX 106 Melbourne

**Telephone**

(03) 8523 4601

**Fax**

(03) 9600 0478

**email**

gazette@bluestargroup.com.au

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

Level 5, 460 Bourke Street  
Melbourne 3000

PO Box 1957 Melbourne 3001

**Telephone**

(03) 8523 4601

**Fax**

(03) 9600 0478

**Retail Sales****Victorian Government Bookshop**

Level 20, 80 Collins Street  
Melbourne 3000

**Telephone**

1300 366 356

**Fax**

(03) 9208 3316

ISSN 0819-5471



9 770819 554834

**Recommended Retail Price \$2.00 (includes GST)**