



# Victoria Government Gazette

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**GENERAL**

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As from 25 July 2013

The last Special Gazette was No. 273 dated 23 July 2013.

The last Periodical Gazette was No. 1 dated 13 June 2013.

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between 8.30 am and 5.30 pm Monday to Friday
- 

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

**As of 1 July 2013, new fees apply to the Victoria Government Gazette concerning the placement of notices, subscription and purchase of copies. Details are in the table below:**

<b>Description</b>	<b>Rate as from 1 July 2013 (includes GST)</b>
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Per word	\$0.36
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Purchase hard copy of Gazette (in person)	\$2.10
<b>Government and Outer Budget</b>	
Per page	\$75.69
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## PRIVATE ADVERTISEMENTS

### Aerodrome Landing Fees Act 2003

Essendon Airport Pty Ltd gives notice that the following fees have, under the **Aerodrome Landing Fees Act 2003** ('Act'), been fixed and operate at Essendon Airport on and from 1 August 2013.

1. A fee per arrival for a fixed wing or rotary wing aircraft:

#### Fixed Wing Aircraft

	Per 1,000 kg (Pro rata) of aircraft maximum take-off weight	Minimum charge
Up to 4 ton	\$20.40	\$48.00
Above 4 ton	\$19.80	\$48.00

#### Rotary Wing Aircraft

	Per 1,000 kg (Pro rata) of aircraft maximum take-off weight	Minimum charge
All Helicopters	\$13.20	\$24.00

2. A fee per training flight approach including an ILS approach (as defined under the Act) for a:

#### Fixed Wing or Rotary Aircraft that Touches the Runway

	Per 1,000 kg (Pro rata) of aircraft maximum take-off weight	Minimum charge
All Aircraft	\$19.80	\$48.00
All Helicopters	\$13.20	\$24.00

#### Fixed Wing or Rotary Wing Aircraft that does not touch the Runway

All Aircraft	\$13.20
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3. A fee for parking of a:
- (a) fixed wing aircraft with a maximum take-off weight (MTOW) under 3,000 kilograms, a standard charge of \$13.00 per day.
  - (b) fixed wing aircraft with an MTOW of 3,000 kilograms or more, \$63.00 per day.
  - (c) rotary wing aircraft of \$63.00 per day.
  - (d) aircraft outside aircraft parking clearance lines (including overhanging aircraft), an additional \$500.00 per day (or part thereof).
  - (e) No parking fee is payable where an aircraft arrives at and then departs from Essendon Airport between 6 am and 5 pm on the same day, provided that the aircraft does not return to the airport until after 6 am the following day.
4. Aircraft not registered on the Australian Civil Aviation Safety Authorities Civil Aviation Register must, in addition to paying the above fees, pay a fee of \$42.00 per monthly invoice.
5. Overdue Fees

All fees are payable within 30 days of invoice. Interest at the rate of 15% per annum will be charged on overdue amounts.

The above fees do not include GST.

Please refer to [www.essendonairport.com.au](http://www.essendonairport.com.au) for further information.

**DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the business partnership between Sandra Joan Beltran and Eulogio Rafael Beltran, which traded under the name of Cardinia Farm, has been dissolved with effect from 7 June 2013.

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**DISSOLUTION OF PARTNERSHIP**

Take notice that as from 1 July 2013, the partnership of Alexis Ituarte, Sambhav Kothari and Edward Robert Scheffer Cliff, who traded as Connect Education, at 3 Leura Grove, Hawthorn East 3123, was dissolved.

Edward Robert Scheffer Cliff has retired from the partnership. Alexis Ituarte and Sambhav Kothari will continue to operate the business under the name of Connect Education and shall be responsible for all the debts and liabilities thereof.

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**DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the business partnership between Nathan Anthony Edward Lynex and Janine Oliver, which traded at Shop 2, 20–22 Ranelagh Drive, Mt Eliza 3930, has been dissolved with effect from 9 July 2013.

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**SJOERD BOOMSMA**, late of 6/1566 Burwood Highway, Tecoma, Victoria, retired gentleman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 11 March 2013, are required by the executor, Willem Boomsma, care of Alphastream Lawyers, 1 Dunoon Court, Mulgrave, Victoria 3174, to send particulars thereof to him, care of the undermentioned solicitors, within sixty days from the date of publication of this notice, after which the executor will distribute the estate, having regard only to the claims of which he has notice.

**ALPHASTREAM LAWYERS**,  
1 Dunoon Court, Mulgrave, Victoria 3174.

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**LUCY CAW**, late of 181 Hansworth Street, Mulgrave, Victoria, retired lady, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 21 January 2013, are required by the executor, Janice Mary Franklyn, care of Alphastream Lawyers, 1 Dunoon Court, Mulgrave, Victoria 3174, to send particulars thereof to her, care of the undermentioned

solicitors, within sixty days from the date of publication of this notice, after which the executor will distribute the estate, having regard only to the claims of which she has notice.

**ALPHASTREAM LAWYERS**,  
1 Dunoon Court, Mulgrave, Victoria 3174.

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**PERO RISTEVSKI**, late of 23 Elizabeth Drive, Lalor, in the State of Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 January 2013, are required by the executors, Suzie Montagnese and Tode Ristevski, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said State, to send particulars to them by 25 September 2013, after which date the executors may convey or distribute the assets, having regards only to claims to which they have notice.

Dated 19 July 2013

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

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Re: **EVE GOODMAN**, late of 13 Tower Court, Armadale, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 April 2013, are requested by the executors to send particulars of their claim to them at the office of their solicitors, B2B Lawyers, 76 Jolimont Street, East Melbourne, Victoria, by 27 September 2013, after which date the executors may convey or distribute the assets, having regard only to the claims on which the executors have notice.

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Re: **ANNA HOCK**, 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, Peter Hock, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustee by 8 October 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: GALINA SERZANT.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 April 2013, are required by the trustee, Michael Protopopov, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustee by 8 October 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: Estate of MARGARET ANNE JENSON, late of Unit 3, 44 Haydens Road, Beaumaris, Victoria, retiree, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of the deceased, who died on 17 February 2013, are required by the trustee, Peter Athol Jenson, to send particulars of their claims to the trustee, care of the undermentioned legal practitioners, by 27 September 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

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Re: KARL ANDREW LEAKE, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of KARL ANDREW LEAKE, late of 5 Bambil Street, Chadstone, Victoria, who died on 28 June 2012, are to send particulars of their claims to the personal representative/s, care of the undermentioned solicitors, by 26 September 2013, after which date the personal representative/s may convey or distribute the assets, having regard only to the claims of which they then have notice.

BRUCE M. COOK & ASSOCIATES, solicitors,  
Level 1, 114 William Street, Melbourne 3000.

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Re: MARGARET AGNES KELLEHER.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 November 2012, are required by the trustee, Maureen Patricia Wiltshire, of

75 Main Street, Romsey, Victoria, solicitor, to send particulars to the trustee by 23 September 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

CHINKA (HEP) STEEL, barrister and solicitor,  
74 High Street, Woodend 3442.

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THELMA IRENE LEIGH, late of Mariner Park Retirement Village, 2B Tura Beach Drive, Tura Beach, New South Wales, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 January 2013, are required by the trustee, Rhonda Evelyn Pantaleo (in the Will called Rhonda Evelyn Lippold), to send particulars to the trustee by 25 September 2013, care of the undermentioned solicitors, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

FISCHER McCRAE, solicitors,  
Level 3, 389 Lonsdale Street, Melbourne 3000.

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MYRA TERESA DAVEY, late of 29 Heathfield Road, East Brighton, Victoria, speech therapist.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 2 March 2013, are required by the trustees, Margaret Merle Davey and Rodney Charles Dalton Davey, to send particulars to them, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

GEOFFREY A. FOX LAWYERS, solicitors,  
112 Patterson Road, Bentleigh 3204.

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Re: JAMES LINDSAY HUNTER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 June 2013, are required by the trustee, John Hunter, to send particulars to the trustee, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustee

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

LUSCOMBE COLAHAN, solicitors,  
PO Box 506, Wonthaggi 3995.

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VALERIE JEAN GOULDING, late of Fairway Hostel, 195 Bluff Road, Sandringham, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 February 2013, are required by the executors, Stanley John Goulding and Kenneth Stanley Goulding, to send particulars to them, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

LYTTLETONS, solicitors,  
53 Marcus Road, Dingley 3172.

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Re: ANNE MAY DRUMMOND, late of 720 Mount Macedon Road, Mount Macedon, Victoria, company director, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 July 2012, are required by the trustees, Raymond Jerome Benjamin and Paul Kirton, both care of 40–42 Scott Street, Dandenong, Victoria 3175, to send particulars to the trustees by 23 September 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

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Re: ANDREAS FRANCISCUS VAN DER HEYDEN, late of Willow Wood Aged Care, 135 Duff Street, Cranbourne, Victoria, 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 trustees, Henry Anton Heyden and Margaret Maria MacLeod, both care of 40–42 Scott Street,

Dandenong, Victoria 3175, to send particulars to the trustees by 23 September 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

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MARIA TERESA BATTISTA, late of 9 Milne Road, Park Orchards, Victoria, machinist.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 3 June 2013, are required by the trustee, Raffaele Battista, to send particulars to him, care of the undermentioned solicitors, by 23 September 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

PARKE LAWYERS PTY LTD,  
Level 1, 1 Seymour Street, Ringwood 3134.

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MARGARET ADA FRY, late of 3 Wilton Grove, Sassafra, Victoria, administrative officer.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 6 March 2013, are required by the trustee, John William Hester, to send particulars to him, care of the undermentioned solicitors, by 23 September 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

PARKE LAWYERS PTY LTD,  
Level 1, 1 Seymour Street, Ringwood 3134.

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Re: ERNEST ALBERT HIGGINS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 January 2011, are required by the trustees, Kathleen Elaine Dunsmore and Richard Peter Dunsmore, to send particulars of such claims to them, in care of the undermentioned lawyers, by 26 September 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: GREGORY JOHN PATTERSON, late of Towergrange & Bellview Aged Care, 23A Elizabeth Street, Oakleigh East, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 December 2012, are required by Constance Dwyer, the trustee of the estate of the deceased, to send particulars of their claims to her, care of the undermentioned lawyers, by 30 September 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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FAY FRANCIS, late of 54 Kingston Place, Tomakin, NSW 2537, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the Will/estate of the abovenamed deceased, who died on 16 March 2013, are required by the executors, Kevin McFarlane and Michael Henry Tehan, to send particulars of their claims to Tehan, George & Co., lawyers of 35 Binney Street, Euroa, Victoria 3666, by 30 October 2013, after which date the executors may convey or distribute the assets, and distribute the estate, having regard only to the claims of which they then have notice. Probate was granted in Victoria on 28 June 2013.

Dated 8 July 2013

TEHAN GEORGE & CO., lawyers,  
35 Binney Street, Euroa, Victoria 3666,  
Ph: (03) 5795 2101, Fax: (03) 5795 2739.

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GREGORY IAN HALLETT, late of 60 Sherlock Road, Croydon, Victoria, electrical technician, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 January 2013, are required by The Trust Company (Australia) Limited, ACN 000 000 993, of 3/530 Collins Street, Melbourne, Victoria, the administrator, to send particulars to it by 4 October 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.

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Re: DORIS MAY CARROLL, late of Somerville Retirement Home, 22 Graf Road, Somerville, Victoria 3912, retired retail assistant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 4 June 2013, are required by the executor, Carolyn Faye Whitford, to send particulars to her, care of the undermentioned solicitors, by 27 September 2013, after which date the executor may convey and distribute the assets, having regard only to the claims of which she then has notice.

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

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Re: MILDRED ISOBEL COOKE (also known as Mildred Isobel Wills Cooke), late of Regis Bayside Gardens, 161 Male Street, Brighton, Victoria 3186, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 26 June 2013, are required by the executor, David Wills Cooke, to send particulars to him, care of the undermentioned solicitors, by 27 September 2013, after which date the executor may convey and distribute the assets, having regard only to the claims of which he then has notice.

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

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Re: ROHAN THOMAS BROWNLEE, late of 10 Bent Street, Bentleigh, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 February 2013, are required to send particulars of their claims to the administrator, care of GPO Box 1946, Melbourne, Victoria 3001, by 25 October 2013, after which date the administrator may convey or distribute the assets, having regard only to the claims of which she may then have notice.

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

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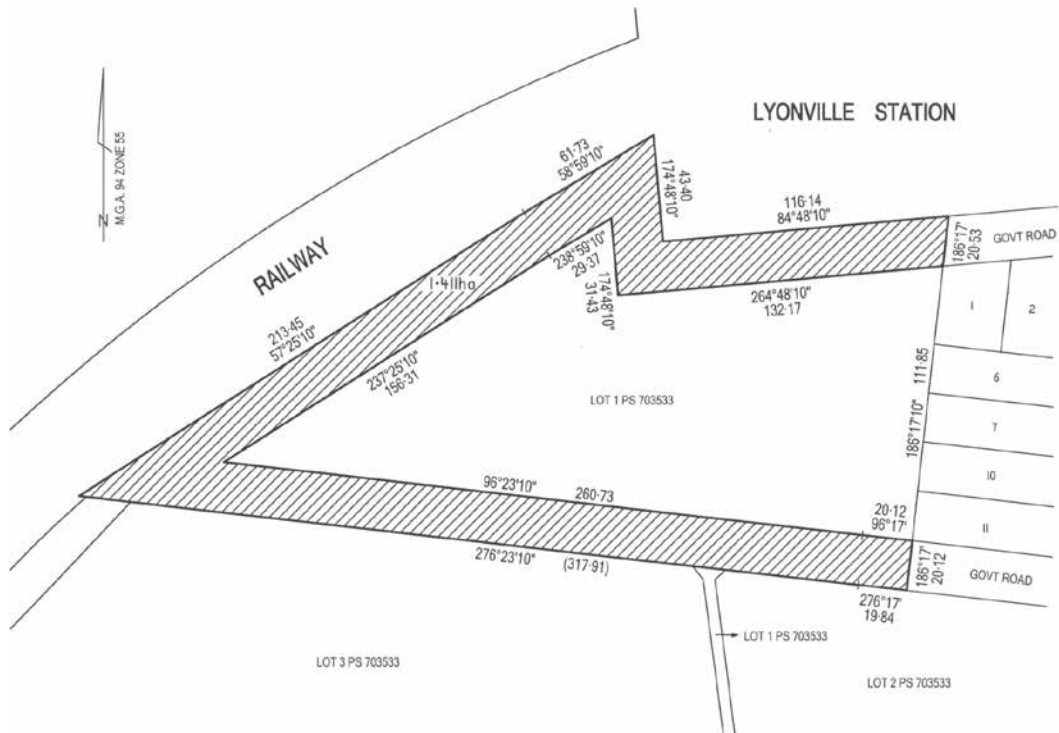


**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**

**HEPBURN SHIRE COUNCIL**

**Road Discontinuance**

Pursuant to section 206, and Schedule 10, Clause 3 of the **Local Government Act 1989**, Hepburn Shire Council, at its ordinary meeting held on 21 May 2013, formed the opinion that the section of road as shown by hatching on the plan below is not reasonably required for use as a road for public use and resolved to undertake a road closure adjacent to Lot 1 PS 703533U, No. 46 South Lyonville Road, Lyonville. The road closure and discontinuance is to allow the sale of the unused section of road reserve to the adjoining land owner on which sheds, cattle yards, dam and portion of a house have been built over the title boundary.



**AARON VAN EGMOND**  
Chief Executive Officer  
Hepburn Shire Council

## HEPBURN SHIRE COUNCIL

Notice of Intention to Amend Council's  
Road Management Plan

Hepburn Shire Council proposes to make amendments to the Road Management Plan in accordance with section 54 of the **Road Management Act 2004**.

The proposed amendments are to ensure that the standards in relation to, and the priorities to be given to, the inspection, maintenance and repair of the roads and the classes of road to which the Road Management Plan applies to, are safe, efficient and appropriate for use by the community served by the Council.

A copy of the proposed Hepburn Shire Road Management Plan (Version 4) is available from the Customer Service Office, Duke Street, Daylesford; Town Hall Office, Vincent Street, Daylesford; and the Creswick Office, Albert Street, Creswick. It can also be downloaded via Council's website, [www.hepburn.vic.gov.au](http://www.hepburn.vic.gov.au) under 'What's New'. The report to Council relating to the Road Management Plan can also be viewed on Council's website, [www.hepburn.vic.gov.au](http://www.hepburn.vic.gov.au) under 'Our Council/Council Meetings'.

Any person may make a written submission on the proposed amendments to the Road Management Plan. Written submissions are to be addressed to Richard Russell, Manager Assets and Engineering, Hepburn Shire Council, PO Box 21, Daylesford, Victoria 3460, by 23 August 2013 or email to [shire@hepburn.vic.gov.au](mailto:shire@hepburn.vic.gov.au).

A person requesting to be heard in support of their submission will have an opportunity to do so at a Council meeting at a date and time to be advised.

For more information please contact Richard Russell on 5321 6412.

AARON VAN EGMOND  
Chief Executive Officer

**Planning and Environment Act 1987**

## BALLARAT PLANNING SCHEME

## Notice of Preparation of Amendment

Amendment C168

Authorisation A02547

The Ballarat City Council has prepared Amendment C168 to the Ballarat Planning Scheme.

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

The land affected by the Amendment is all land within the City of Ballarat in the Public Park and Recreation Zone (PPRZ).

The Amendment proposes to amend the Schedule to Clause 36.02, the Public Park and Recreation Zone (PPRZ) of the Ballarat Planning Scheme, to include all land in Signage Category 3 – High Amenity Areas rather than signage Category 4 – Sensitive Areas, as the PPRZ currently requires. The Amendment also proposes to amend Clause 21.10 to reference the updated version of City of Ballarat Advertising Sign Guidelines – July 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, Ballarat City Council, Town Hall, 225 Sturt Street, Ballarat, Victoria 3350; at the City of Ballarat website [www.ballarat.vic.gov.au](http://www.ballarat.vic.gov.au) under 'Strategic Planning – Currently on Exhibition'; or at the Department of Transport, Planning and Local Infrastructure 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. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is 5.00 pm Monday 26 August 2013. A submission must be sent to the City Strategy unit and reference Amendment C168. Submissions can be sent by email to [strategy@ballarat.vic.gov.au](mailto:strategy@ballarat.vic.gov.au) or by post to City Strategy, City of Ballarat, PO Box 655, Ballarat, Victoria 3350.

DEON VAN BAALEN  
Manager City Strategy

**Planning and Environment Act 1987**

## EAST GIPPSLAND PLANNING SCHEME

## Notice of Preparation of Amendment

## Amendment C115

## Authorisation A02546

The East Gippsland Shire Council has prepared Amendment C115 to the East Gippsland Planning Scheme.

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

The land affected by the Amendment is within and adjoining the Gippsland Lakes area that is included in a Rural Conservation Zone and which relies on access via Lake Victoria or Lake King.

The Amendment proposes to amend the Schedules to Clause 52.03 and Clause 81.01 to introduce the 'Dwellings within a Rural Conservation Zone accessed via Lake Victoria and Lake King on the Gippsland Lakes' as an Incorporated Document.

The Incorporated Document provides the ability for a planning permit application to be considered for a dwelling on a lot which has access via water, despite the provisions of Clause 35.06-2 of the East Gippsland Planning Scheme not being complied with.

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, East Gippsland Shire Council, 273 Main Street, Bairnsdale 3875; during office hours at Library/Business Centre, 1 Ruskin Street, Orbost; during opening hours at the Lakes Library, Mechanics Street; and at the Department of Transport, Planning and Local Infrastructure website, [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection), from 25 July 2013.

Any person who may be affected by the Amendment may make a submission to the planning authority. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is 26 August 2013. A submission must be sent to the East Gippsland Shire Council, PO Box 1618, Bairnsdale, Victoria 3875.

FIONA WEIGALL  
Manager Strategic Planning

**Planning and Environment Act 1987**

## LATROBE PLANNING SCHEME

## Notice of Preparation of Amendment

## Amendment C82

## Authorisation A02539

The Latrobe City Council has prepared Amendment C82 to the Latrobe Planning Scheme.

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

The land affected by the Amendment is Lot 1 on PS 449977U, Tyers-Walhalla Road, Tyers (Certificate of Title Volume 10722 Folio 660), and Lot 1 on PS 424861F, Tyers-Walhalla Road, Tyers (Certificate of Title Volume 10555 Folio 127).

The Amendment proposes to:

- rezone land from Farming Zone and Township Zone to Low Density Residential Zone (LDRZ) and Rural Living Zone Schedule 2 (RLZ2);
- introduce and apply the Development Plan Overlay Schedule 8 (DPO8) Low Density and Rural Living Growth Areas to the land;
- amend Clause 21.06 Small Towns by amending the Subclause 21.06-5 – Specific Small Town Strategies – Tyers and the Tyers Structure Plan; and
- update the Schedule to Clause 61.03 to insert new planning scheme maps into the Latrobe 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, Latrobe City Council Offices, 141 Commercial Road, Morwell, Victoria 3844; 34–38 Kay Street, Traralgon, Victoria 3840; 9–11 Philip Parade, Churchill, Victoria 3842; 44 Albert Street, Moe, Victoria 3825; and at the Department of Transport, Planning and Local Infrastructure 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. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is Friday 30 August 2013. A written submission must be sent to Leah Pollard, Strategic Planner, Latrobe City Council, PO Box 264, Morwell, Victoria 3844, or via email at [leah.pollard@latrobe.vic.gov.au](mailto:leah.pollard@latrobe.vic.gov.au)

PAUL BUCKLEY  
Chief Executive Officer

**Planning and Environment Act 1987**  
**MARIBYRNONG PLANNING SCHEME**  
Notice of Preparation of Amendment  
Amendment C125  
Authorisation A02550

The Maribyrnong City Council has prepared Amendment C125 to the Maribyrnong Planning Scheme.

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

The land affected by the Amendment is land known as the Footscray Central Activities Area (FCAA) with borders including Geelong Road, Victoria Street, Victoria University campuses, Bristow Street, Cowper and Whitehall streets, the Maribyrnong River, the railway line to Footscray Station, and Donald Street.

The Amendment proposes to:

- Introduce the Activity Centre Zone (ACZ) to the Maribyrnong Planning Scheme; rezone all land within the Footscray CAA (excluding land zoned Public Use 2, Education; Public Use 4, Transport and Road Zone 1) to the Activity Centre Zone (ACZ); insert Schedule 1 to the ACZ which would generally apply to all land within the Footscray Central Activities Area;
- Make associated changes to the Municipal Strategic Statement (Clauses 21.11-1 and 21.12);
- Delete Schedule 1 and 2 to the Priority Development Zone (applying to Footscray Station and Joseph Road Precincts) and replace with a section of the new ACZ Schedule;
- Update the schedule to Clause 43.01 Heritage Overlay to provide individual heritage protection to 17 sites:
  - Introduce a heritage overlay at:
    - 72 Buckley Street, Former Air Raid Precautions Centre: HO193
    - 81–99 Buckley Street, Fabian's Centennial Terrace: HO194
    - 92 Cowper Street: HO195
    - 48 Hopkins Street, Footscray Hotel: HO196
    - 37 Hyde Street, Victorian shop/residence: HO197
    - 59 Napier Street, Station Hotel: HO198
    - 42–44 Leeds Street, Masonic Hall: HO199
    - 5 Wingfield Street, St Joseph's Convent: HO201
    - 16 Parker Street, Luke Greenwood House: HO203
    - 60 Paisley Street, Footscray Baptist Church: HO204
    - 43 Victoria Street, Victoria Hotel: HO205
    - 238 Nicholson Street, Belgravia Hotel: HO206

- Revise the existing heritage overlay:
  - HO172: 49 Whitehall Street, Victorian House
  - HO173: 56 Whitehall Street, Junction Hotel
  - HO145: 98–100 Moreland Street, Mitchell’s Bakery Shop and Residence.
- Introduce an individual heritage overlay on sites within a heritage precinct:
  - 166–168 Nicholson Street, Courthouse Hotel: HO200
  - 10 Paisley Street, Former Grand Theatre: HO202;
- Make consequential changes to local heritage policy Clause 22.01 and Incorporated document ‘Historical Archaeological Management Plan’ and the schedule at Clause 81.01;
- Apply an Environmental Audit Overlay to 5 sites:
  - 11–13 Whitehall Street, Footscray (Ryco Hydraulics)
  - 17 Whitehall Street, Footscray (Ryco Hydraulics)
  - 43–57 Buckley Street, Seddon (Melbourne bus lines depot)
  - 32–50 Napier Street, Footscray BP (Service station)
  - 20a Whitehall Street, Footscray (budget);
- Introduce Clause 45.09 Parking Overlay, and apply Parking Overlay 1 to the inner parking precincts and Parking Overlay 2 to the outer parking precincts;
- Replace the existing schedule to Clause 52.28-4 (Prohibition of a gaming machine in a strip shopping centre) with an amended schedule; and
- Update the Schedule to Clause 61.03 (Maps comprising part of this scheme) to include the new parking overlays (PO1 and PO2) in the list of maps in both maps 8 and 9.

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, Maribyrnong City Council: Town Hall – Corner of Napier and Hyde Streets, Footscray;

at the Maribyrnong City Council website, [www.maribyrnong.vic.gov.au/footscrayplan](http://www.maribyrnong.vic.gov.au/footscrayplan); or at the Department of Transport, Planning and Local Infrastructure Planning 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 25 August 2013. A submission must be sent to: Maribyrnong City Council, City Strategy, Amendment C125, PO Box 58, Footscray, Victoria 3011.

VINCE HAINING  
Chief Executive Officer

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

#### **NILLUMBIK PLANNING SCHEME**

#### Notice of Preparation of Amendment

#### Amendment C60

#### Authorisation A02503

The Nillumbik Shire Council has prepared Amendment C60 to the Nillumbik Planning Scheme.

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

The Amendment progresses implementation of the Hurstbridge Township Strategy by applying a suite of planning controls to provide for the land use and built form recommendations of the Strategy.

In particular the Amendment proposes to:

- amend the Municipal Strategic Statement to include reference to the Hurstbridge Township Strategy and the Hurstbridge Urban Design Guidelines;
- apply the Design and Development Overlay – Schedule 5: Hurstbridge Township to the Heidelberg–Kinglake Road (Main Road) Precinct in Hurstbridge; and
- amend the schedule to Clause 61.03.

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, Nillumbik Shire Council, Civic Drive, Greensborough; or at the Department of Transport, Planning and Local Infrastructure 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. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is 29 August 2013. A submission must be sent to: Alison Fowler, Senior Strategic Planner, Nillumbik Shire Council, PO Box 476, Greensborough 3088, or [Alison.Fowler@nillumbik.vic.gov.au](mailto:Alison.Fowler@nillumbik.vic.gov.au)

STUART BURDACK  
CEO Nillumbik Shire Council

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

#### **SURF COAST PLANNING SCHEME**

##### Notice of Preparation of Amendment

##### Amendment C80

##### Authorisation AO2555

The Surf Coast Shire Council has prepared Amendment C80 to the Surf Coast Shire Planning Scheme.

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

The land affected by the Amendment is the township of Moriac.

The Amendment proposes to:

- implement the findings of the Moriac Structure Plan 2010;
- rezone land in Moriac, transferred to Council for public open space and recreational purposes; and

- replace the Reference Document 'Moriac Structure Plan (1992)' with 'Moriac Structure Plan (2010)'.

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, Surf Coast Shire, 1 Merrijig Drive, Torquay; or at the Department of Transport, Planning and Local Infrastructure 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. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is 26 August 2013. A submission must be sent to the Surf Coast Shire Council, PO Box 350, Torquay, Victoria 3228.

BRYDON KING  
Manager Planning and Development

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

#### **SURF COAST PLANNING SCHEME**

##### Notice of Preparation of Amendment

##### Amendment C88

##### Authorisation AO2556

The Surf Coast Shire Council has prepared Amendment C88 to the Surf Coast Planning Scheme.

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

The land affected by the Amendment applies to land within the Deans Marsh settlement boundary zoned Township Zone, including 25 Pennyroyal Valley Road, Deans Marsh (currently zoned Farming Zone).

The Amendment proposes to:

- apply a minimum subdivision lot size of 0.4 hectare to all land zoned Township Zone within the Deans Marsh township; and
- amend various provisions of the Surf Coast Planning Scheme to correct mapping anomalies affecting 36 Aurel Road and 25 Pennyroyal Valley Road, Deans Marsh.

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, Surf Coast Shire, 1 Merrijig Drive, Torquay; or at the Department of Transport, Planning and Local Infrastructure 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. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is 26 August 2013. A submission must be sent to the Surf Coast Shire Council, PO Box 350, Torquay, Victoria 3228.

BRYDON KING  
Manager Planning and Development

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 30 September 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.

AGOSTINELLI, Pamela Eileen, late of Unit 11, 58 Middle Road, Maribyrnong, Victoria 3032, administrative officer, deceased, who died on 1 May 2013.

BAKER, Douglas, late of 4 Rowen Court, Cranbourne, Victoria 3977, retired, deceased, who died on 21 March 2013.

FORD, Thomas, late of Monterey Aged Care Facility, 858 Pascoe Vale Road, Glenroy, Victoria 3046, retired, deceased, who died on 14 April 2013.

GRANT, Margaret, late of Unit 74, 29 Fitzsimons Lane, Templestowe, Victoria 3106, retired, deceased, who died on 1 May 2013.

LUNNAY, Kenneth, late of 71 Railway Street, Altona, Victoria 3018, deceased, who died on 22 January 2013.

PYE, Ian Kenneth, late of 120 Glasgow Avenue, Reservoir, Victoria 3073, retired, deceased, who died on 8 April 2013.

SMITH, Reginald Thomas, late of 19 Amber Grove, Mount Waverley, Victoria 3149, retired, deceased, who died on 8 February 2013.

Dated 22 July 2013

STEWART MacLEOD  
Manager

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 September 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.

MITCHELL, Raymond, late of Macpherson Smith Nursing Home, 37 Sloane Street, Stawell, Victoria 3380, pensioner, deceased, who died on 21 April 2013.

MOLONEY, Cecille Therese, late of 39 Aylesbury Crescent, Gladstone Park, Victoria 3043, retired, deceased, who died on 25 April 2013.

REED, Mavis Lorraine, late of 76 Crookston Road, Reservoir, Victoria 3073, pensioner, deceased, who died on 30 March 2013.

SCHMIDT, Michael Ralph, late of 160 Powlett Street, East Melbourne, Victoria 3002, deceased, who died on 17 February 2013.

STEEL, Harold, late of Ardeer House, 30 North Street, Ardeer, Victoria 3022, deceased, who died on 20 May 2013.

TAMBASCO, Eduardo, late of Victoria Manor, 15 Mladen Court, Coolaroo, Victoria 3048, deceased, who died on 17 April 2013.

WILES, Stanley William, late of 59 Bishop Street, Yarraville, Victoria 3083, deceased, who died on 23 May 1992.

Dated 17 July 2013

STEWART MacLEOD  
Manager

#### INTERIM EXEMPTION

Application No. H16/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Royal Botanic Garden Board (the applicant). The application for exemption is to enable the applicant to advertise for and employ only an Aboriginal person in the role of Aboriginal Programs Officer (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavit of Catherine Carter, the Tribunal is satisfied that it is appropriate to grant an interim exemption from sections 16, 107 and 182 to enable the applicant to engage in the exempt conduct until the application is finally heard and determined.

In granting this exemption, the Tribunal noted:

- The Aboriginal Program Officer role includes designing engaging and informative public programs with specific reference to Aboriginal culture to extend the educational, recreational and tourist opportunities for

visitors. It requires a breadth of knowledge of Australian Aboriginal culture and the ability to gain a sound knowledge of the local Aboriginal community and its networks in order to ensure that the program emphasises engagement, knowledge and education which is relevant, credible and authentic. The Aboriginal Program Officer must be recognised as an Aboriginal person by their community and be able to build and maintain strong relationships with the relevant Aboriginal community.

- Previous applications to VCAT have been approved for similar roles in the Royal Botanic Gardens in Melbourne and in Cranbourne (A320/2008, A293/2008, A2/2008, A203/2006, A79/2006, A33/2005 and A133/2002).
- I am not currently satisfied that the conduct is a special measure or that an exception applies to the exempt conduct. Accordingly, in the absence of an exemption the exempt conduct would amount to prohibited discrimination.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of non-Aboriginal people who wish to be employed in the role. I am satisfied that for the purposes of this interim exemption, the limit imposed by this exemption is reasonable and justified under the Charter.

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

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 30 October 2013.

Dated 22 July 2013

A. DEA  
Member



NOTICE OF REVOCATION  
OF EXEMPTION

Application No. A76/2013

On 11 July 2013, the Victorian Civil and Administrative Tribunal granted an exemption to Bendigo Bowls Club under section 89 of the **Equal Opportunity Act 2010** (the Act). The exemption contained a typographical error in respect of the period for which the exemption is to remain in force. Instead of specifying an expiry date of 17 July 2018, the exemption specified 24 July 2018. That date is more than five years from the date the exemption was published in the Government Gazette.

A further exemption in the same terms as that made on 11 July 2013 has today been granted by the Victorian Civil and Administrative Tribunal and that exemption shall remain in force until 24 July 2018.

It is appropriate in all the circumstances for the Tribunal to revoke the exemption granted on 11 July 2013 under section 89(5)(b) of the Act. Under section 89(3)(b) of the Act, this notice of revocation will take effect on and from 25 October 2013.

Dated 18 July 2013

A. DEA  
Member

EXEMPTION

Application No. A76/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Bendigo Bowls Club (the applicant). The application for exemption is to enable the applicant to organise and operate the Bendigo Country Bowls Week as a male-only event and advertise that matter (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavits of Geoff Briggs, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- A copy of the application was sent by the Tribunal to the Victorian Equal Opportunity and Human Rights Commission (the Commission). The Commission did not seek leave to intervene in the proceeding.
- The Bendigo Country Bowls Week has been run by the applicant for 43 years and is the biggest annual bowling competition in Victoria. The event was established by Herb Hesse OAM and Jean Hesse. Its philosophy was to have a week of bowls for men from throughout country areas. No Bendigo bowlers are able to take part and participants must live more than 15 km from Bendigo. The event utilizes 11 local bowls clubs and each is supportive of the event in its current format.
- The event is run with assistance from the Major Events Department of the City of Greater Bendigo and is estimated to bring in excess of \$1 million into the local economy. The week includes various tournaments and a number of trophies are presented. There is a sponsored luncheon which, in 2013, was attended by the Mayor of the City of Greater Bendigo and the Regional Manager of the Bendigo Bank. The sponsors of the event include Bendigo Bank, APIA and the Bendigo Motels' Association.
- The week is seen as an opportunity to play bowls but also to have a week of meeting and interacting with old friends away from home. For many the event is taken as part of their annual holidays. The male participants are often accompanied by their wives and partners. The applicant has been told that many bowlers would cease to attend if the event were not to continue in its current format. In 2013, there were some 780 individual participants.
- The next event is planned to run in the third week of March 2014.
- The applicant currently provides opportunities for men and women to play in mixed-gender events through club, district and state tournaments. There are also some playing sessions allocated to one gender. In the second week in September each year the applicant and other local clubs runs the women only Bendigo Women's Classic Pairs tournament.

- The applicant has received no complaints regarding the event being restricted to men only.
- No exception or current exemption already applies to the exempt conduct and, in the absence of an exemption, the exempt conduct would amount to prohibited discrimination.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of women who would wish to play in the Bendigo Country Bowls Week. 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 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 24 July 2018.

Dated 18 July 2013

A. DEA  
Member

#### NOTICE OF REVOCATION OF EXEMPTION

Application No. A80/2013

On 11 July 2013, the Victorian Civil and Administrative Tribunal granted an exemption to Moyhu Bowling Club under section 89 of the **Equal Opportunity Act 2010** (the Act). The exemption contained a typographical error in respect of the period for which the exemption is to remain in force. Instead of specifying an expiry date of 17 July 2018, the exemption specified 24 July 2018. That date is more than five years from the date the exemption was published in the Government Gazette.

A further exemption in the same terms as that made on 11 July 2013 has today been granted by the Victorian Civil and Administrative Tribunal and that exemption shall remain in force until 24 July 2018.

It is appropriate in all the circumstances for the Tribunal to revoke the exemption granted on 11 July 2013 under section 89(5)(b) of the Act. Under section 89(3)(b) of the Act, this notice of revocation will take effect on and from 25 October 2013.

Dated 18 July 2013

A. DEA  
Member

#### EXEMPTION

Application No. A80/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Moyhu Bowling Club Inc. (the applicant). The application for exemption is to enable the applicant to organise and operate the following tournaments:

- (a) Men's Triples Tournament
  - (b) Ladies Triples Tournament
  - (c) Ladies Fours Tournament,
- and advertise these matters (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavits of David Waring, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- A copy of the application was sent by the Tribunal to the Victorian Equal Opportunity and Human Rights Commission (the Commission). The Commission did not seek leave to intervene in the proceeding.
- The Men's Triples Tournament has been conducted as part of the applicant's New Year tournament for 35 years. It is next due to be held on 4 January 2014. The Ladies Triples and Ladies Fours Tournaments have been conducted for 30 years. The latter two tournaments are next due to be held on 17 January 2014 and 7 February 2014 respectively.
- The New Year tournament runs over three days in January. Two days are for mixed competition and the middle day is for the Men's Triples Tournament. The format of

the three days has changed over time but has been held in this way in early January since 2000. The Tournament is sponsored by local businesses. The two Ladies tournaments have been running since 1978. These events have also been sponsored. Men and women of the club assist in running all three tournaments. The Tournaments are a way of increasing social contact between bowlers as participation is invited from other clubs. They also provide an opportunity for skill improvement. The Tournaments are fundraising opportunities for the applicant and they bring custom for the town through the provision of goods and services.

- The applicant currently has 46 members made up of 22 women and 24 men. While most members are registered with Bowls Victoria as eligible to play in competition, some members prefer to only play socially. The applicant conducts mixed and gender-specific events and participates in regional events. The applicant provides open teams for mid week and weekend pennant competitions.
- The applicant is aware of no complaints regarding these gender-restricted Tournaments.
- No exception or current exemption already applies to the exempt conduct, in the absence of an exemption the exempt conduct would amount to prohibited discrimination.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular, the right to equal and effective protection against discrimination of men or women who would wish to play in an event limited to the other gender. 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 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 24 July 2018.

Dated 18 July 2013

A. DEA  
Member

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#### NOTICE OF REVOCATION OF EXEMPTION

Application No. A88/2013

On 11 July 2013, the Victorian Civil and Administrative Tribunal granted an exemption to Portarlington Bowls Club Inc. under section 89 of the **Equal Opportunity Act 2010** (the Act). The exemption contained a typographical error in respect of the period for which the exemption is to remain in force. Instead of specifying an expiry date of 17 July 2018, the exemption specified 24 July 2018. That date is more than five years from the date the exemption was published in the Government Gazette.

A further exemption in the same terms as that made on 11 July 2013 has today been granted by the Victorian Civil and Administrative Tribunal and that exemption shall remain in force until 24 July 2018.

It is appropriate in all the circumstances for the Tribunal to revoke the exemption granted on 11 July 2013 under section 89(5)(b) of the Act. Under section 89(3)(b) of the Act, this notice of revocation will take effect on and from 25 October 2013.

Dated 18 July 2013

A. DEA  
Member

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#### EXEMPTION

Application No. A88/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Portarlington Bowls Club Inc. (the applicant). The application for exemption is to enable the applicant to organise and operate a ladies only lawn bowls tournament, the Portarlington Bowls Club Ladies Section Open Day, and advertise that matter (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavits of Denise McLennan, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- A copy of the application was sent by the Tribunal to the Victorian Equal Opportunity and Human Rights Commission (the Commission). The Commission did not seek leave to intervene in the proceeding.
- The Portarlington Bowls Club Ladies Section Open Day (open day) has been run by the applicant for many years. The open day is to be next held on 4 April 2014. The purpose of the tournament is to invite ladies from other clubs in the region to participate in a day of bowls and luncheon. Invitations are sent to clubs within the Geelong bowls region. The benefit of the tournament is to the participants themselves and it also allows the applicant to showcase its club and facilities.
- The applicant currently has about 150 members, made up of about 100 males and 50 females. The applicant conducts events that include both male and female participation in pennant and social bowling. Men join women to compete in mid week pennant competitions and women join men to compete in Saturday pennant competitions.
- The applicant has received no complaints regarding women only events or otherwise about its arrangements as to gender.
- The applicant considers that the exception contained in section 72(1B) of the Act may apply to the exempt conduct as it will facilitate the participation of women in bowls and because it is reasonable to exclude men from the open day. I am not satisfied on the evidence before me that the exception applies, however, I accept that by continuing the long standing open day, more women from the applicant club and others will have an opportunity to play bowls together and enjoy the applicant's facilities. As no exception or current exemption already

applies to the exempt conduct, in the absence of an exemption the exempt conduct would amount to prohibited discrimination.

- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of men who would wish to play in the open day. 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 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 24 July 2018.

Dated 18 July 2013

A. DEA  
Member

#### NOTICE OF REVOCATION OF EXEMPTION

Application No. A91/2013

On 11 July 2013, the Victorian Civil and Administrative Tribunal granted an exemption to Mornington Civic Bowls and Social Club Inc. under section 89 of the **Equal Opportunity Act 2010** (the Act). The exemption contained a typographical error in respect of the period for which the exemption is to remain in force. Instead of specifying an expiry date of 17 July 2018, the exemption specified 24 July 2018. That date is more than five years from the date the exemption was published in the Government Gazette.

A further exemption in the same terms as that made on 11 July 2013 has today been granted by the Victorian Civil and Administrative Tribunal and that exemption shall remain in force until 24 July 2018.

It is appropriate in all the circumstances for the Tribunal to revoke the exemption granted on 11 July 2013 under section 89(5)(b) of the Act. Under section 89(3)(b) of the Act, this notice of revocation will take effect on and from 25 October 2013.

Dated 18 July 2013

A. DEA  
Member

### EXEMPTION

Application No. A91/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Mornington Civic Bowls and Social Club Inc. (the applicant). The application for exemption is to enable the applicant to organise and operate the following tournaments:

- (a) The Ladies Classic Fours
- (b) The Men's Toyota Classic
- (c) The Ladies Classic Pairs,

and advertise these matters (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavit of Judith Anne Thorpe, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- A copy of the application was sent by the Tribunal to the Victorian Equal Opportunity and Human Rights Commission (the Commission). The Commission did not seek leave to intervene in the proceeding.
- The Ladies Classic Fours commenced in around 2004. It is next due to be held on 22 November 2013. The Men's Toyota Classic commenced in around 2005. It is next due to be held on 22 March 2014. The Ladies Classic Pairs commenced in around 2010. It is next due to be held on 25 March 2014. The tournaments provide an opportunity for men and women to play competitively against their own gender and also provide income for the applicant.

- All social and special tournaments, other than these three and championship matches, are open and there are no male or female playing days at the applicant club.
- The applicant has received no complaints regarding these restricted events.
- The applicant considers that the exception contained in section 72(1B) of the Act may apply to the exempt conduct as the tournaments will facilitate the participation of men and women in bowls and because it is reasonable to exclude one gender from the tournaments. I am not satisfied on the evidence before me that the exception applies, however, I accept that by continuing these single gender events, players have an opportunity to play bowls with others of their own gender. As no exception or current exemption already applies to the exempt conduct, in the absence of an exemption the exempt conduct would amount to prohibited discrimination.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of men or women who would wish to play in an event limited to the other gender. 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 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 24 July 2018.

Dated 18 July 2013

A. DEA  
Member



**Bus Safety Act 2009 (Vic.)**

DECLARATION UNDER SECTION 7(1)(b)

I, Stephen Turner, delegate of the Director, Transport Safety, in exercise of the powers vested in me under section 7(1)(b) of the **Bus Safety Act 2009 (Vic.)** hereby declare the following motor vehicle to be a bus within the meaning of section 3(1) of the **Bus Safety Act 2009 (Vic.)**:

Registration No.	Make	Model	VIN
FE1967	Bedford	J2	J2LC6804476P

This declaration is made on the basis that the motor vehicle specified above should be regulated in the interests of public safety for the following reasons:

- (a) was not built to comply with the Australian Design Rules for passenger omnibus (within the meaning of those Rules), but has been refitted to seat more than 10 people (including the driver);
- (b) is a highly specialised vehicle intended to be used to provide a commercial minibus service to transport the Victorian public;
- (c) does not have traditional seating positions; and
- (d) is not regulated by any other agency.

This declaration is made following consultation with the affected operators and sectors of the industry as required under section 7(2) of the **Bus Safety Act 2009 (Vic.)**.

Dated 17 July 2013

STEPHEN TURNER  
 Delegate of the Director, Transport Safety  
 Director, Bus Safety

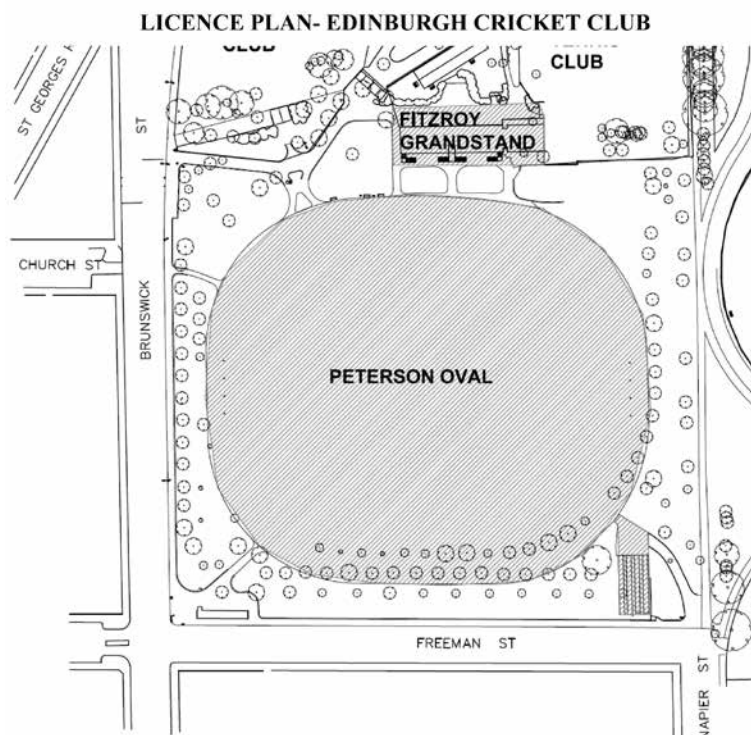
**Crown Land (Reserves) Act 1978****ORDER GIVING APPROVAL TO GRANT A LICENCE UNDER  
SECTIONS 17B AND 17DA**

Under sections 17B and 17DA of the **Crown Land (Reserves) Act 1978**, I, The Hon. Ryan Smith MP, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of a licence reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a licence by the Yarra City Council to Edinburgh Cricket Club for the purpose of playing and administration of cricket and associated sporting activities over part of the Edinburgh Gardens Reserve as described in the Schedule below and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

- (a) there are special reasons which make granting a licence reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

**SCHEDULE**

The land, being the pavilion and oval shown hatched on the attached plan, which is part of the Crown land permanently reserved for the purposes of public park and garden at North Fitzroy, Parish of Jika Jika by Order in Council of 24 October 1881 (vide Government Gazette of 28 October 1881, page 2944);



File Reference: 1204156

Dated 27 May 2013

THE HON RYAN SMITH MP  
Minister for Environment and Climate Change

### Crown Land (Reserves) Act 1978

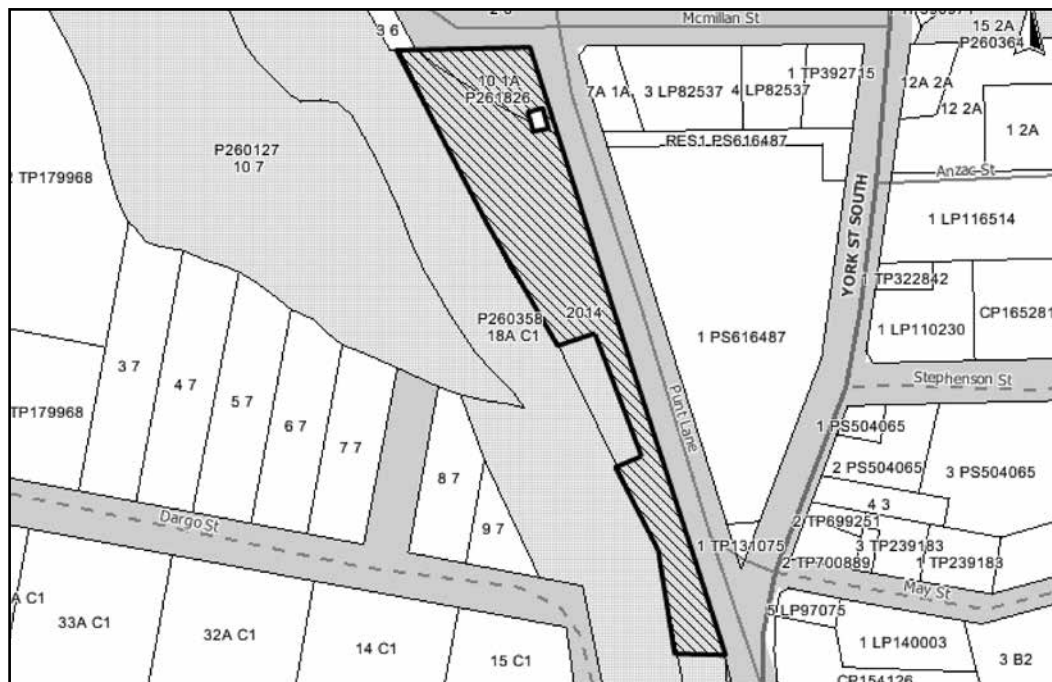
#### ORDER GIVING APPROVAL TO GRANT A LICENCE UNDER SECTIONS 17B AND 17DA

Under Sections 17B and 17DA of the **Crown Land (Reserves) Act 1978**, I, The Hon. Ryan Smith MP, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of a licence reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a licence by Wellington Shire Council to Sale Charity Variety Market Club for the purposes of holding a market on the third Sunday of each month over part of the Sale Canal Reserve as described in the Schedule below and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

- there are special reasons which make granting a licence reasonable and appropriate in the particular circumstances; and
- to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

#### SCHEDULE

The area of land shown hatched on the following plan, being part of the land temporarily reserved for Public Park by Order in Council of 11 May 1988 (vide Government Gazette 18 May 1988 page 1241);



File Reference: 2009523

Dated 27 May 2013

THE HON RYAN SMITH MP  
Minister for Environment and Climate Change



**Electricity Industry Act 2000**QENERGY LTD  
ABN 58 120 124 101

## Standing Offer Terms and Conditions

Terms and Conditions for residential and small business customers pursuant to section 35 of the **Electricity Industry Act 2000**, effective 25 August 2013.

1. **Our Standing Offer** This Contract sets out *QEnergy*'s Standard Offer Terms and Conditions for the sale and supply of electricity in accordance with section 36 of the *Electricity Act*. Under this Contract, *QEnergy* Limited (ACN 120 124 101 – *QEnergy*) agrees to sell electricity to you at your nominated premises (or arrange other related service to you). This Contract consists of the *standing offer prices* and these terms and conditions. This Contract applies to you if you are a *domestic* or *small business customer* under section 35 of the *Electricity Act* or you are a *relevant customer* under a *deemed contract* for the sale and supply under section 39 of the *Electricity Act*.
2. **Commencement** This Contract will start on the day stated on the details schedule, which is the later of when *QEnergy* becomes *responsible* for supply to your premises and the cooling off period expires. If you are a *deemed customer* than this Contract commences on the date you start taking a supply of electricity from us at your *supply address*.
3. **Electricity Charges** Charges for the retail services and other services that may be supplied by *QEnergy* are set out in the *standing offer prices*.
4. **Changes to Contract Terms and Conditions or Charges** The terms and conditions of this Contract have been approved by the Essential Services Commission in accordance with section 35 of the *Electricity Act*. *QEnergy* can amend the terms and conditions of this Contract only with the approval of the Essential Service Commission by publishing a notice in the Government Gazette not less than one month before the variation takes effect. If a gazetted term or condition is varied then the corresponding terms and conditions of your Contract are varied in the same way. The *tariffs* in this standing offer have been set in accordance with section 35 of the *Electricity Act* and published in the Government Gazette. *QEnergy* can vary the *tariffs* not more than once every six months by notice published in the Government Gazette not less than one month before the variation is to take effect. If we vary the amount and/or structure of our *tariffs* and this affects you we will give you notice of this variation:
  - 20 *business days* prior to the variation if you are a *customer* with a smart meter; and
  - No less than later than your next bill for all other *customers*.
5. **Billing** You agree to pay your bill by the pay date specified in the bill which will not be less than 12 *business days* from the date of dispatch of the bill. *QEnergy* accept payments in person, by mail and by direct debit arrangement. If you wish to enter into a direct debit arrangement for the payment of your bill *QEnergy* will need your *explicit informed consent*, including the amount, preferred date and frequency of the direct debits. Any direct debit arrangement can be cancelled by you through your financial institution and if you do cancel the direct debit you need to notify us as soon as practicable after this cancellation. If a *last resort event* occurs in respect of *QEnergy* we will immediately cancel the direct debit arrangement and notify you and your financial institution of this cancellation. *QEnergy* will issue a bill to you at least every three months. Where your bill covers a period other than your usual billing cycle or a period during which your *tariff* changes, we will charge you in proportion to the relevant periods and show these details on your bill. We will prepare your bill so that you can easily verify that it conforms with this Contract and we will include the following information on your bill:

- Your name and account number, each *supply address* and any mailing address;
  - Each National Meter Identifier;
  - The period covered by the bill;
  - The relevant *tariff* or *tariffs* applying;
  - Whether the bill is based on a *meter* reading or is a wholly estimated bill or based on any substituted data;
  - The total amount of electricity, in kWh, consumed in each period in respect of which a relevant *tariff* applies and if your *meter* measures and records consumption data only on an accumulation basis, the dates and total amounts of the immediately previous and current *meter* readings or estimates;
  - If your bill is derived from smart meter interval data we will include the index read at the end of the billing period, the actual *tariffs* and the total amount of electricity in kWh consumed in each period or class of period in respect of which a relevant *tariff* applies to you.
  - The separate amount of any regulated network charge that *QEnergy* passes directly to you;
  - The amount payable for your electricity and the amount of arrears or credit or any refundable advance provided by you;
  - A summary of payment methods and payment arrangement options available to you;
  - For *domestic customers* details of the availability of any *concession*;
  - Our telephone number for billing enquiries and a 24 hour contact number for your local *distributor* for faults and emergencies;
  - Details of our interpreter services, in relevant languages;
  - The average daily cost for each smart meter *tariff* component over the billing period. Please contact *QEnergy* if you require further information or an explanation on your network charges, retail charges or any other charges in your bill.
6. **Meter Readings, Estimations and Bill Smoothing** Unless you give *QEnergy* your *explicit informed consent* we will base your bill on a reading of your *meter*. *QEnergy* will use our best endeavours to ensure your *meter* is read at least once in any twelve month period unless we are unable to read the *meter* as you have not provided safe, convenient and unhindered access to your *supply address* or any other event outside *QEnergy's* control. If we are not able to reasonably or reliably base a bill on a reading of the *meter* at your *supply address* we may provide you with an estimated bill that is based on historical consumption. If we attempt to read your *meter* and are unsuccessful due to an act or omission by you we will impose an *additional retail charge* in respect of costs incurred by us in complying with a subsequent request from you to replace an estimated bill with a bill based on an actual reading of your *meter*. If you are under a bill smoothing arrangement we may provide you with an estimated bill if:
- Each bill in a 12 month period is for the same amount; and
  - The amount payable under each bill is set on the basis of our estimate of the amount of electricity you will consume over the 12 month period and this estimate is based on your historical billing data for the preceding 12 month period or (if we do not have that data) the average consumption at the relevant *tariff* for a 12 month period;
- If you are under a bill smoothing arrangement in the seventh month of each 12 month period we will re-estimate the amount of electricity you will consume over the current 12 month period, taking into account any *meter* readings and seasonal factors. If there is a difference between the initial estimate and the re-estimate greater than 10% we will re-set the amount payable under each of the remaining bills in that 12 month period to reflect that difference. At the end of each 12 month period, your *meter* will be read and we will adjust for any undercharging or overcharging.

7. **Bill Adjustments** At your request we will review your bill. During the review you must pay the portion of the bill that we both agree is not in dispute or an amount equal to the average amount of your bills in the last 12 months (whichever is the lowest). If the bill under review is correct you must pay the unpaid amount or request a *meter* test. If there is no issue with your *meter* you must pay to us the cost of the *meter* test and the unpaid amount.
8. **Undercharging/Overcharging** If you have been overcharged or undercharged *QEnergy* will contact you within 10 days of discovering the error. If we overcharge you by an amount of \$50 or less we will credit this amount to your next bill issued after we became aware of the overcharging. If we overcharge you by more than \$50 we will inform you within 10 days of becoming aware of the overcharging and we will repay any amount overcharged by crediting your next bill or as otherwise directed by you. If we have undercharged or not charged you we may recover the amount undercharged from you. If the undercharging is a result of a failure in our billing system we will recover no more than the amount undercharged in the 9 months prior to *QEnergy* notifying you of the undercharging. If the undercharging is for any other reason we will recover no more than the amount undercharged in the previous 12 months. We will calculate the amount undercharged in proportion to relevant periods between dates on which your *meter* has been read. When we recover an undercharged amount from you we will:
  - List the amount to be recovered in your next bill with an explanation of the amount;
  - Not charge you interest on the amount undercharged; and
  - Offer you time to pay the amount undercharged in a payment arrangement covering a period at least equal to the period over which the recoverable undercharging occurred.
9. **Vacating the Premises** If you intend to vacate the supply premises you must give us notice of the date you intend to vacate, or did vacate, the premises. You must pay *QEnergy* for electricity consumed at the premises until the later of:
  - 3 days after you provide us with notice that you intend to or have vacated the premises; or
  - The date on which you vacate the *supply address*. Despite the above you will cease to be liable for electricity consumed at the premises from the date specified in the following paragraphs if that date is earlier than the date you gave us notice of your intention to vacate or vacation of the premises:
  - If you demonstrate to us that you were evicted or otherwise forced to vacate the premises the date on which you have us notice;
  - If *QEnergy* and another *customer* enter into an electricity contract for the supply of electricity to the *supply address* then the date on which the obligation to pay for electricity under the new contract is effective;
  - If another electricity *retailer* becomes *responsible* for the *supply address* then the date on which the other *retailer* becomes *responsible*;
  - If the *supply address* is disconnected the date on which the *supply address* is disconnected. When you provide notice of your intent to vacate, or vacation, of the premises you must also tell us your *supply address* and a forwarding address to which a final bill may be sent. Please be aware that vacating your *supply address* does not avoid your liability to pay *QEnergy* for electricity you consumed at the supply premises. In the event that you have another electricity contract with us we may include in the bill for this other *supply address* the amount payable at the vacated *supply address*.
10. **Shortened Collection Cycle** *QEnergy* may place you on a shortened collection cycle if:
  - You are a *domestic customer* we have complied with the requirements set out in Clause 12 of this Contract; and

- If you are a *domestic* or *business customer* we have given you Reminder Notices for three consecutive bills or Disconnection Warnings for two consecutive bills and prior to the third Reminder Notice or second Disconnection Warning, a notice informing you that:
    - Receipt of the third Reminder Notice or second Disconnection Warning may result in you being placed on a shortened collection cycle;
    - Being on a shortened collection cycle means you will not receive a Reminder Notice until you have paid three consecutive bills in your billing cycle by their due-by-date;
    - Alternative payment arrangements may be available; and
    - You may obtain further information from *QEnergy*. We will give you notice within 10 *business days* of placing you on a shortened billing cycle.
11. **Payment Difficulties** If you anticipate that you will not be able to pay your bill by the pay by date you need to contact us to discuss your options. If you are a *domestic customer* and we do not reach agreement on an alternative payment arrangement or we believe you are experiencing repeated difficulties in paying your bills or require payment assistance we will:
- Assess in a timely way information provided by you or information we have concerning your capacity to pay, taking into account advice from an independent financial counsellor if we are unable to make that assessment;
  - At your request, provide you with documentary evidence of our assessment;
  - Offer you an instalment plan unless you have, in the previous 12 months, failed to comply with two instalment plans and do not provide reasonable assurance to us that you are willing to meet payment obligations under a further instalment plan;
  - Provide you with details on *concessions* including the Utility Relief Grant Scheme, telephone information about electricity efficiency and advice on the availability of an independent financial counsellor; and
  - Not require the payment of any amount as a condition of providing you with an application form for a Utility Relief Grant. We may also, with your agreement, conduct an electricity efficiency audit to assist you to address the difficulties you may be having in paying your electricity bill.
12. **QEnergy Hardship Policy – StayingOn** *QEnergy* has a Hardship Policy ‘StayingOn’ to identify and provide ongoing support and assistance to *domestic customers* including:
- Flexible payment options for the payment of bills;
  - The auditing of your electricity usage;
  - Flexible options for the purchase or supply of replacement electrical equipment designed for domestic use; and
  - Processes for the early response to electricity bill payment issues. The *QEnergy* StayingOn Hardship Policy is available at [www.qenergy.com.au/help-centre/stayingon-hardship-program](http://www.qenergy.com.au/help-centre/stayingon-hardship-program) or contact *QEnergy* if you require a hardcopy or a copy in large print or a non-English language.
13. **Instalment plans** Any instalment plan we offer you as a *domestic customer* will allow you to make payments in advance towards your next bill and payment of any arrears and continued consumption. If we offer an instalment plan we will:
- Specify the period of the plan and the amount of the instalments (reflecting your consumption needs and capacity to pay), the number of instalments and how the amount of them is calculated, the amount of instalments which will pay your arrears (if any) and estimated consumption during the period of the plan;

- Make provision for re-calculating the amount of the instalments where the difference between your estimated consumption and actual consumption may result in you being significantly in credit or debit at the end of the period of the plan;
- Monitor your consumption while on the plan and have fair and reasonable procedures to address any payment difficulties you may face while on the plan. If you are a *business customer* we will consider any reasonable request from you for an instalment plan and we may impose an *additional retail charge* if you enter into an instalment plan.

#### 14. **Disconnection**

**Non-Payment of a bill** We will disconnect your *supply address* for non-payment of a bill by its due date in the following circumstances:

- The failure to pay does not relate to an instalment under your first instalment plan with us;
- We have given you a Reminder Notice not less than 14 *business days* after the date of dispatch of the bill and this notice includes a new pay by date no less than 20 *business days* from the date of dispatch of the bill (if you are on a shortened billing cycle no Reminder Notice is required to be given);
- We have given you a Disconnection Warning not less than 22 *business days* from the date of dispatch of the bill and this notice includes a new pay by date no less than 28 days from the date of dispatch of the bill (if you are on a shortened billing cycle we are only required to provide 16 *business days* notice from the date of dispatch of the bill with a new pay by date no less than 20 *business days* from the date of dispatch of the bill). We have advised you in the Disconnection Warning that we may disconnect your electricity supply no sooner than 7 *business days* after you receive the Disconnection Warning; and
- You have contacted us and we have provided advice on financial assistance;

And before disconnection you:

- Do not provide reasonable assurance to us that you are willing to pay our bills; or
- You do provide this assurance but:
  - You do not pay the amount payable by the due by date, unless we have entered into a new payment arrangement; or
  - You do not agree to a new payment agreement within 5 *business days* after the date of receipt of the Disconnection Warning; or
  - You do not make payments under any new payment arrangement. We will not disconnect you after 2 pm (*domestic customer*) or 3 pm (*business customer*) on a weekday or on a Friday, on a weekend, on a public holiday or the day before a public holiday. If you are a *domestic customer* we will not disconnect you if your failure to pay our bill occurs through lack of sufficient income until we have:
- Provided assessment and assistance to you in accordance with clause 12 of this contract; and
- Used our best endeavours to contact you in person or by telephone; and
- You have not accepted an instalment plan within 5 days of our offer.

We will not disconnect you in the following circumstances:

- If you are a *domestic customer* the amount payable is less than \$120 (excluding GST) or you have formally applied for a Utility Relief Grant and a decision on the application has not yet been made; or

- A complaint directly related to the non-payment of the bill has been made to the Electricity and Water Ombudsman Victoria or another external dispute resolution body and that complaint remains unresolved; or
  - The only charge that you have not paid is not a charge for the sale or supply of electricity; or
  - Your *supply address* is registered as a life support machine *supply address*.
- 14.2 **Denying Access to the meter** You must allow us or our representative safe, convenient and unhindered access to your *supply address* and *meter* for the purpose of reading your *meter* and for connection, disconnection and reconnection. We may disconnect you if, due to acts or omissions by you, your *meter* is not accessible for the purpose of a reading for three consecutive bills in your billing cycle but only if:
- We have used our best endeavours, including contacting you in person or by telephone, to give you an opportunity to offer reasonable access arrangements;
  - Each time your *meter* is not accessible, we have given or ensured our representative has given you a notice requesting access to your *meter*; and;
  - We have given you a Disconnection Warning including a statement that we may disconnect you no sooner than 7 *business days* after the date of receipt of the notice.
- 14.3 **Refusal to provide acceptable identification** We may disconnect you if you refuse when required to provide acceptable identification if you are new *customer* but only if:
- We have given you a Disconnection Warning including a statement that we may disconnect you on a day no sooner than 10 *business days* after the date of receipt of the notice; and
  - You continue not to provide acceptable identification.
15. **Re-Connection** If we have disconnected you:
- For non-payment of a bill and within 10 *business days* of disconnection you pay the bill or agree to a payment arrangement or are eligible to and do apply for an Utility Relief Grant;
  - Your *meter* not being accessible and within 10 *business days* of disconnection you provide access or make available reasonable access arrangements;
  - You were obtaining supply otherwise than in accordance with applicable laws and codes and within 10 *business days* of disconnection that ceases and you pay for the supply so obtained or agree to a payment arrangement; or
  - You refused to provide acceptable identification and within 10 *business days* of disconnection you provide it,
- Then on request to *QEnergy*, but subject to other applicable laws and codes and you paying any reconnection charge, we will reconnect you. If you request reconnection in the above circumstances before 3 pm on a *business day* we will reconnect you on the day of your request. If you request reconnection after 3 pm on a *business day* we will reconnect you on the next *business day*. If you request reconnection after 3 pm but before 9 pm on a *business day* and pay any additional after hours reconnection charge we will reconnect you on the day of your request. In the event that we can reconnect you by re-energising your *supply address* remotely and we reasonably believe we can do so safely then we will use our best endeavours to reconnect you within two hours and, in any event, we will pass on your request to the relevant *distributor* within one hour after receiving your request.
16. **Termination** You may terminate your contract with us by giving 28 days' notice. If you are a deemed *customer* you do not need to provide any notice of termination. We may terminate your contract if you have breached the contract and:
- The breach is one that confers on *QEnergy* a right to disconnect you and we have disconnected you and you no longer have a right to be reconnected. In these

circumstances the termination of this contract will be effective when you no longer have the right to be reconnected; or

- We have entered into a new electricity contract with you or you have transferred to another *retailer*. If we have entered into a new electricity contract with you the termination of this contract is not effective until the expiry of the *cooling-off period* for the new electricity contract. If you have transferred to another electricity *retailer* then the termination of this contract is not effective until your new *retailer* becomes financially responsible retailer for your *supply address*. If you are under a *deemed contract* this contract will come to an end at the end of the period covered by the second bill we issue to you or as otherwise set out in Clause 39 of the *Electricity Act*. If a *last resort event* occurs this electricity contract will automatically terminate and you will not be liable for any termination fee or other penalty.

17. **Deemed Customers** Under section 37 of the *Electricity Act* if you were a franchise customer of *QEnergy's* immediately before 1 January 2001 and have not entered into a new supply and sale contract on or after this date with *QEnergy* then there is deemed to be a contract with *QEnergy* for the sale and supply of electricity at the *tariffs* and on the terms and conditions determined and published by *QEnergy* under Section 35 of the *Electricity Act*. This *deemed contract* will continue until the contract is terminated or you enter into a new contract for the purchase of electricity from *QEnergy* for the premises. Under Section 39 of the *Electricity Act* if you are a *relevant customer* and commence to take supply of electricity at supply premises without having entered into a supply and sale contract with *QEnergy*, there is deemed, on the commencement of that supply, to be a contract between you and *QEnergy* for the sale and supply of electricity at the *tariffs* and on the terms and conditions determined and published by *QEnergy*. This *deemed contract* will come to an end in the following circumstances:

- If the contract is terminated;
- If you enter into a new contract on the date the new contract takes effect;
- If you *transfer* to another *retailer*; or
- 180 days after the *deemed contract* commenced. We will send you a notice no sooner than two months before and no later than one month before telling you that the contract is about to expire, when it will expire, the *tariffs* and terms and conditions that will apply after expiry if you don't take any other action and what other actions are available to you.

18. **Provision of Information** You must inform us as soon as possible of any relevant change to your contact details.

19.1 **QEnergy Customer Charter** The *QEnergy* Customer Charter is available at [www.qenergy.com.au](http://www.qenergy.com.au) under the Help Centre. Our Customer Charter includes details of the rights, entitlements and obligations between *QEnergy* and their *customers*. Please contact us if you require a copy of the *QEnergy* Customer Charter in large print or a non-English language.

19.2 **Essential Services Commission Energy Retail Code** The Essential Services Commission publishes an *Energy Retail Code* specifying the terms and conditions required in a contract for the sale and supply of electricity to all *domestic customers*, small business consumers and *customers* under *deemed contracts*. Please contact us if you require a copy of this *Energy Retail Code* the provision of which may incur an *additional retail charge*. We will inform you of any amendment to the Code that materially affects your rights, entitlements and obligations as soon as reasonably practicable after the Code is amended.

19.3 **Advice on available tariffs** If you require advice on *tariffs* please contact us and we will provide you with reasonable information on *tariffs* we may offer to you. This information will be provided to you within 10 days of your request.

- 19.4 **Concessions and Energy efficiency advice** If you are a *domestic customer* please contact us for information on any *concessions* that may be available to you or if you require energy efficiency advice.
- 19.5 **Life Support Customers** You must notify us, and provide confirmation from a registered medical practitioner or hospital, if you or a person residing at your *supply address* requires a life support machine or has a medical condition that requires continuous support. This allows *QEnergy* to place you on our Register of Life Support *customers* and provide the information to the relevant *Distributor*.
- 19.6 **Billing and Metering Data** If you are a current *customer* of *QEnergy* and require any of your historical billing and metering data please contact us. There will be no *additional retail charge* for the provision of this information unless this is not your first request in the last 12 month period or the data requested relates to a period prior to the preceding two years. If you are no longer a *customer* of *QEnergy* you may still request your historical and *metering* data for the past two years and we may impose an *additional retail charge* for the provision of this data. We will use our best endeavours to provide the data requested to you within 10 *business days* of your request and if the data is required for the purposes of handling a genuine complaint we will impose no charge for the provision of the data.
- 19.7 **Complaints and Dispute Resolution** *QEnergy* is committed to making sure you have a good experience with us. If you have a query on any element of *QEnergy*'s service, or you wish to ask a question about your account or your bill or request a replacement bill, you can contact *QEnergy* on our *customer* hotline number 1300 698 992 between 9 am and 5 pm Monday to Friday to discuss. If you want to question a bill, or raise a complaint, we will review it using our Complaints and Dispute Resolution Process listed on our website [www.qenergy.com.au/complainthandling](http://www.qenergy.com.au/complainthandling). We will start work on your enquiry within 2 *business days*, and will tell you the outcome of the review as soon as possible but within 20 *business days* of your request. If you are unsatisfied with our response to you, please feel free to ask for our decision to be reviewed by *QEnergy*'s senior management under our complaints process listed on our website at [www.QEnergy.com.au/complainthandling](http://www.QEnergy.com.au/complainthandling). We take your concerns seriously and will get back to you with an update within 2 days. If we are still unable to resolve the issue satisfactorily, you may take the matter to the Electricity and Water Ombudsman (Victoria) who are contactable as below:  
Ph: 1800 500 509 8.30 am to 5 pm Monday to Friday  
Fax: 1800 500 549  
Email: [ewovinfo@ewov.com.au](mailto:ewovinfo@ewov.com.au)  
Post: Reply Paid 469, Melbourne, Victoria 8060
- 19.8 **Illegal Consumption of Electricity** If we undercharge or do not charge you as a result of your fraud or consumption of electricity intentionally otherwise than in accordance with applicable laws or codes, we may estimate the consumption for which you have not paid and take debt recovery action for the unpaid amount.
- 19.9 **Additional retail charges** We may impose an *additional retail charge* on you only where it is expressly provided for in the terms and conditions of this contract and the amount of any *additional retail charge* will be fair and reasonable having regard to the related costs incurred by *QEnergy*.
- 19.10 **Notices** All notices under this Contract must be in writing and given by hand, by fax, by mail or by email.
- 19.11 **Assignment** We may only assign this Contract with your consent however this consent is not required if the assignment forms part of the transfer of all or substantially all of our retail sales business.
- 19.12 **Privacy and Confidentiality** *QEnergy* may give information about you to a credit reporting agency or credit provider for the following purposes:



- To use the information for the purposes permitted under the **Privacy Act 1988** and credit reporting laws;
- To obtain a consumer credit report about you; or
- To allow the credit reporting agency to create or maintain a credit information file containing information about you. This information includes identity particulars, contact address, accounts that are overdue by more than 60 days and for which debt collection action has started and the fact that *QEnergy* is a current credit provider to you. You agree to *QEnergy* obtaining a consumer credit report about you from a credit reporting agency for the purpose of collecting overdue payments on commercial credit, in accordance with the **Privacy Act 1988**. *QEnergy* commits to keeping any information about you in your Contract confidential. We will only disclose information that we have about you to the extent specifically required by such laws (such as to regulatory bodies or market institutions), or for the purposes of this agreement (such as in connection with a query or claim), or to any service providers *QEnergy* may use to operate this agreement.

19.13 **Liability** You acknowledge that as an electricity *retailer* *QEnergy* has no control over production, generation or distribution of electricity. By supplying you with electricity, *QEnergy* is arranging for supply or connection by your *Distributor*. Your *Distributor* will connect and physically deliver electricity to your premises and *QEnergy* is not able to affect the quality or reliability of electricity supply. Further, weather conditions, accidents, emergencies, vandalism, system demand and technical issues may affect the ability of your *Distributor* to physically deliver the electricity to your premises from time to time. If you are a *business customer* you are required under this Contract to take reasonable precautions to minimise the risk of loss or damage to any equipment, premises or business which may result from poor quality or reliability of your electricity supply. Without limiting *QEnergy*'s rights in other provisions of this agreement, you acknowledge that *QEnergy* may disconnect, curtail, interrupt or reduce the electricity sold to you under this agreement to the extent necessary if:

- Required by your *Distributor*;
- Required under this agreement or your electricity plan;
- In an emergency or for safety reasons;
- For inspection, maintenance or testing;
- At the request of a regulatory body or as required by law.

To the extent permitted at common law (including equity) and so far as any applicable law allows, you indemnify *QEnergy* and hold us harmless against any liability arising from your breach of the Contract or your negligence in relation to your obligations under the Contract.

19.14 **Force Majeure** A party must promptly notify the other party if a *force majeure event* occurs, and must take steps to remove, overcome or minimise the effects of that event. If the effects of a *force majeure event* are widespread *QEnergy* will be deemed to have given you prompt notice if we make the necessary information available by way of a 24 hour telephone service within 30 minutes of being advised of the *force majeure event* or otherwise as soon as practicable. *QEnergy* is not liable to you where the interruption to supply was to carry out emergency works or in circumstances beyond *QEnergy*'s control.

19. **Definitions** *Additional retail charge* means a charge relating to the sale of electricity by *QEnergy* to you other than a charge based on the *tariff* applicable to you and which must be calculated in accordance with Clause 19.9 of this Contract.

*Business customer* means a *customer* who consumes electricity at a *supply address* who is not a *domestic customer*

*Business day* means a day other than a Saturday or Sunday or public holiday appointed under the **Public Holidays Act 1993** (Vic.)

*Concession* means a *concession*, rebate or grant including, without limitation, those known as or relating to:

- (a) Winter Electricity *Concession*;
- (b) Life Support Machines;
- (c) Group Homes;
- (d) Multiple Sclerosis or Associated Conditions;
- (e) Service to Property Charge Supply *Concession*;
- (f) Property *Transfer Fee Waiver*; and
- (g) Utility Relief Grant Scheme.

*Cooling-off period* in respect of an electricity contract means any period within which the *customer* has a right to cancel the electricity contract under clause 3.4 of the Code of Conduct for Marketing Retail Electricity in Victoria issued by the Essential Services Commission (Victoria) or the Australian Consumer Law as set out in Schedule 2 of the **Competition and Consumer Act 2010** (Cth)

*Customer* means a person who buys or proposes to buy from a *retailer*

*Deemed contract* has the meaning given to it in clause 18

*Distributor* means the company which owns and operates the poles or wires which deliver electricity to your *supply address*

*Domestic or small business customer* has the meaning given to it in the *Electricity Act*

*Electricity Act* means the **Electricity Industry Act 2000** (Vic.)

*Electricity Retail Code* means the Essential Services Commission (Victoria) *Electricity Retail Code* as amended from time to time

*Explicit informed consent* means consent given:

- (a) By you directly to *QEnergy* or *QEnergy's* marketing representative in writing or by electronic communication or orally;
- (b) After we or our marketing representative has clearly, fully and adequately disclosed in plain English all matters relevant to your consent including the purpose and use of the consent; and
- (c) You are competent to give the consent.

*Force majeure event* means an event outside the reasonable control of *QEnergy* or a *customer*

*Last resort event* in respect of a *retailer* means when the *retailer's* retail licence is suspended or revoked or the right of the *retailer* to acquire electricity from the wholesale electricity market is suspended or terminated, whichever occurs first

*Meter* in respect of a *customer* means the device which measures and records the consumption of electrical electricity consumed at the *customer's supply address*

*QEnergy*, us, we or our means *QEnergy* Limited ACN 120 124 101

*Relevant customer* has the meaning given to it in the *Electricity Retail Code*

*Relevant laws* means any Acts, orders, rules, regulations, guidelines, licences, codes or other regulatory instruments in force from time to time that govern the supply or sale of electricity in Victoria

*Responsible* has the meaning given in the *Electricity Retail Code*

*Retailer* means a company which is licensed to sell electricity in Victoria

*Standing offer prices* means the *tariffs* published by us from time to time in the Government Gazette under section 35 of the *Electricity Act*

*Standing offer contract* has the meaning given to it in clause 1

*Supply address* means the address for which you have agreed to purchase electricity from us

*Tariff* means a price for the supply or sale of electricity

*Transfer* in respect of a *customer* and two *retailers* means that the responsibility for the relevant *supply address* of the *customer* has *transferred* from one of the *retailers* to the other.

如果你需要口译员, 请致电 **131 450** 联系翻译和口译服务署 (TIS National), 要求他们致电 130044 8535 联系 QEnergy。我们的工作时间是 9 am–5 pm.

*Si necesita intérprete, llame al Servicio de Traducción e Interpretación – Translating and Interpreting Service (TIS National) al 131 450 y pídale que llamen a QEnergy al 1300 448 535. Nuestro horario de atención es 9 am–5 pm.*

Nếu cần thông ngôn viên, xin quý vị gọi cho Dịch Vụ Thông Phiên Dịch (TIS Toàn Quốc) qua số **131 450** và nhờ họ gọi cho

QEnergy qua số 1300 448 535. Giờ làm việc của chúng tôi là 9 am–5 pm.

Αν χρειάζεστε διερμηνέα, παρακαλείστε να τηλεφωνήσετε στην Υπηρεσία Μετάφρασης και Διερμηνείας (Εθνική Υπηρεσία

TIS) στο **131 450** και ζητήστε να τηλεφωνήσουν QEnergy στο 1300 448 535. Οι ώρες λειτουργίας μας είναι 9 am–5 pm.

### Gambling Regulation Act 2003

#### SECTION 4.5.10

Notice is hereby given that the Victorian Commission for Gambling and Liquor Regulation:

- a. Approves, for betting purposes as a class of event under section 4.5.6(1)(a) of the **Gambling Regulation Act 2003** (the Act), the Sport of Field Hockey controlled and regulated by Hockey Australia and/or the International Hockey Federation and contested in the following competitions:
  - the Olympic Games;
  - the Commonwealth Games;
  - the Hockey World Cup (Men's and Women's);
  - the Hockey World League (Men's and Women's);
  - the Hockey Champions Trophy;
  - the Hockey Champion's League;
  - the Hockey Indoor World Cup;
  - the Australian Hockey League;
  - Hockey National Championships.
- b. Approves, for the purposes of section 4.5.6(1)(b) of the Act, betting competitions on Field Hockey events controlled and regulated by Hockey Australia and/or the International Hockey Federation and contested in the following tournaments:
  - the Olympic Games;
  - the Commonwealth Games;
  - the Hockey World Cup (Men's and Women's);
  - the Hockey World League (Men's and Women's);
  - the Hockey Champions Trophy;
  - the Hockey Champion's League;
  - the Hockey Indoor World Cup;
  - the Australian Hockey League;
  - Hockey National Championships.
- c. Specifies, for the purposes of section 4.5.6(2) of the Act, that a betting competition on Field

- Hockey is a competition with fixed odds; and
- d. Determines, for the purposes of section 4.5.9(a) of the Act, that Field Hockey events, controlled and regulated by Hockey Australia and/or the International Hockey Federation and contested in the following tournaments:
- the Olympic Games;
  - the Commonwealth Games;
  - the Hockey World Cup (Men's and Women's);
  - the Hockey World League (Men's and Women's);
  - the Hockey Champions Trophy;
  - the Hockey Champion's League;
  - the Hockey Indoor World Cup;
  - the Australian Hockey League;
  - Hockey National Championships
- are sports betting events for the purposes of Part 5 of the Act.
- This notice operates with effect from 26 July 2013.

BRUCE THOMPSON  
Chairman

### **Gambling Regulation Act 2003**

#### NOTICE OF MAKING OF PUBLIC LOTTERY RULES UNDER SECTION 5.2.4

Intralot Australia Pty Ltd, ACN 114 435 531, of 299 Williamstown Road, Port Melbourne, Victoria, hereby gives notice of the making of public lottery rules for Lucky Bingo Star, Lucky Keno, Lucky 5 Red or Black, Lucky 3 and Lucky Lines from 1 September 2013.

PETER DAVID SIDWELL  
Director

### **Geographic Place Names Act 1998**

#### NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

Road Naming:

<b>Change Request Number</b>	<b>Road Name</b>	<b>Locality</b>	<b>Proposer &amp; Location</b>
50488	Sid Smith Lane	Benloch	Macedon Ranges Shire Council Formerly known as Syd Smith Lane. The road traverses east from Feeneys Lane.
55213	Dacakis Lane	Sunbury	Hume City Council Laneway between Brook Street and Station Street.
57368	Stickland Road	Newtown	Golden Plains Shire Council Formerly known as Strickland Road. Between Scarsdale–Pitfield Road and Browns Road.

57998	Franks Lane	Bengworden	East Gippsland Shire Council The road traverses south from Boundary Road.
58257	Artists Lane	Windsor	Stonnington City Council At the rear of 85–131 Chapel Street.

Office of Geographic Names

Land Victoria  
570 Bourke Street  
Melbourne 3000

JOHN E. TULLOCH  
Registrar of Geographic Names

### Heritage Act 1995

#### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including Heritage Register Number 2261 in the category described as Heritage Place/Archaeological Place.

Great Ocean Road  
Great Ocean Road between Torquay and Allansford  
Surf Coast Shire  
Colac Otway Shire  
Corangamite Shire  
Moyne Shire

#### EXTENT

L1 All of the land being the road reserve known as the Great Ocean Road and three former road alignments north of Glenaire (Old Ocean Road), east of Princetown (Old Ocean Road) and in the township of Port Campbell (Lord Street) as shown in diagram 2261 A-G held by the Executive Director being the road reserve of the Great Ocean Road and parts of Crown Allotments 13C, 23D Parish of Angahook; all of Crown Allotments 2024 and 2025 and parts of Crown Allotments 2021 and 2022 and part of Crown Allotment 11, Section 2 Parish of Boonah; parts of Crown Allotments 2002, 2020 and parts of Crown Allotments 9G and 9H, Section 3 Parish of Lorne; part of Crown Allotment 2005 Township of Lorne; parts of Crown Allotments 2049 and 30F Parish of Wongarra; part of Crown Allotment 21A Parish of Otway; parts of Crown Allotments 21H and 23F Parish of Aire; part of Crown Allotment 2023 Parish of Wangerrip; part of Crown Allotment 10B, Section A Parish of La Trobe; part of Crown Allotment 2020 Parish of Narrawaturk and part of Crown Allotment 2003 Parish of Kaanglang.

L2 Site of construction camp, Big Hill, Lorne

L3 Eastern View Hotel site

F1 Memorial Arch

F2 Mount Defiance Lookout Plaque

Dated 25 July 2013

STEVEN AVERY  
Acting Executive Director

**Heritage Act 1995**

NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including Heritage Register Number 2304 in the category described as Heritage Place/Archaeological Place.

Domain Parklands  
St Kilda Road and Domain Road  
Melbourne  
Melbourne City

EXTENT

General: All the valued vegetation and landscape characteristics identified in the Statement of Significance.

1. All of the land shown as L1 on Diagram 2304A held by the Executive Director being all or part of Crown Allotments B, C, E, G1, M, N, P, R, S, T, T1, V, W, 2028, 2030, 2039, 2044, 2045, 2051, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070 and 2071 City of Melbourne (Melbourne South) Parish of Melbourne South.
2. All of the buildings and structures marked as follows on Diagrams 2304B, 2304C and 2304D held by the Executive Director:
  - B1 Former gardener's cottage
  - B2 Janet Lady Clarke Pavilion
  - B3 Stapely Pavilion
  - B4 Government House guard house
  - B5 Former astronomer's house
  - B6 Timber stables
  - B7 Electricity substation
3. All of the features, roads and paths marked as follows on Diagrams 2304A, 2304B, 2304C and 2304D held by the Executive Director:
  - F1 Victorian Rowers Association war memorial
  - F2 Oarsmen's memorial judge's box
  - F3 Star bed
  - F4 Rockery fountain 1
  - F5 Lakes and lily ponds
  - F6 Water Nymph statue
  - F7 Genie statue
  - F8 Pathfinder statue
  - F9 Phoenix statue
  - F10 King Edward VII memorial statue
  - F11 Floral clock
  - F12 Apollo bust
  - F13 Hercules bust
  - F14 Drinking fountain
  - F15 Rockery fountain 2
  - F16 Stone bridge, arbour seats and pond
  - F17 Aboriginal reburial stone
  - F18 Eleven rustic cairns and horse trough
  - F19 Rockery and fern gully
  - F20 Pioneer women's garden
  - F21 Tilly Aston bell
  - F22 King George V memorial statue
  - F23 Maltese George Cross memorial
  - F24 Australian Hellenic war memorial

Dated 25 July 2013

STEVEN AVERY  
Acting Executive Director

**Housing Act 1983**

## CORRIGENDUM

## Declaration Under Section 107

Director of Housing amends the declaration made under section 107 of the **Housing Act 1983** ('the Act') and published in the Victoria Government Gazette No. G18, dated 2 May 2013, on page 919, as follows:

1.	The reference in that declaration to Homeground Services is amended to read Loddon Mallee Housing Services
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Dated 10 July 2013

Signed at Melbourne in the State of Victoria  
ARTHUR ROGERS  
Director of Housing

**Land Acquisition and Compensation Act 1986**

## FORM 7

S. 21(a)  
Reg. 16

## Notice of Acquisition

## Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads), declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Title Plan 002874M, Parish of Koo-Wee-Rup, comprising 1.051 hectares and being part of the land described in Certificate of Title Volume 10123 Folio 792, shown as Parcel 61 on Survey Plan 22799.

**Interest Acquired:** That of Sally Elizabeth Jane Walker, Gordon McKenzie Munro Walker and Christopher Moody Walker and all other interests.

Published with the authority of VicRoads.

For and on behalf of VicRoads:

Signed NATALIE LAWLOR

Name Natalie Lawlor

Dated 25 July 2013

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

## DEPARTMENT OF STATE DEVELOPMENT, BUSINESS AND INNOVATION

## 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 5488 from being subject to a licence application under the **Mineral Resources (Sustainable Development) Act 1990**.

Dated 18 July 2013

DAVID BOOTHROYD  
Manager Earth Resources Tenements  
Earth Resources Regulation Victoria

**Owner Drivers and Forestry Contractors Act 2005**

DEPARTMENT OF STATE DEVELOPMENT, BUSINESS AND INNOVATION

TRANSPORT INDUSTRY COUNCIL

Rates and Costs Schedule 2013

1 Tonne Van Courier/Messenger

**INTRODUCTION**

This Schedule is a general guide only. Owner drivers are strongly advised to seek independent professional accounting advice for their own situation and discuss all issues with their hirer or potential hirer to ensure that there is no misunderstanding concerning payment structures.

This Rates and Costs Schedule is published under section 14 of the **Owner Drivers and Forestry Contractors Act 2005** (Vic.) (the Act). Under the Act, this Schedule must be given by hirers to all new owner drivers three days prior to engagement. This Schedule will be revised at least annually, and under section 18 of the Act, hirers are required to give owner drivers a copy of any such revised Schedule as soon as practicable after it is published.

The Schedule is intended to assist owner drivers and their hirers to better understand the typical operating costs of an owner driver business and to inform their negotiations.

The Schedule is based on a 75:25 split between business and private use of the vehicle (except where indicated otherwise). Where the vehicle is used 100 per cent for business use the 75:25 split between business and private use of the vehicle does not apply.

THE SCHEDULE DOES NOT SET MINIMUM RATES THAT MUST BE PAID.

The Schedule sets out a worked example of typical overhead costs for an owner driver supplying a 1 Tonne Vehicle. The worked example is based on certain assumptions about the business, for example, that the vehicle is 2 years old, is in operation for 8 hours a day and uses a certain number of tyres. The aim of the Schedule is to assist owner drivers to:

- better understand their business cost structures and how increases and decreases in different cost items affect overall profitability; and
- calculate their own unique cost model.

This Schedule applies to owner drivers<sup>1</sup> who supply a 1 Tonne Vehicle (1 tonne being the weight of the vehicle fully loaded) or similar vehicle.<sup>2</sup>

The Schedule is structured as follows:

**PART 1 FIXED COSTS**

Describes typical fixed (or annual) business costs. These are the costs that the business must pay each year regardless of how many kilometres the vehicle travels.

**PART 2 VARIABLE COSTS**

Describes typical variable business costs. These are the costs (such as fuel and tyres) that vary with how many kilometres are travelled. These are calculated on an hourly basis.

**PART 3 PAYMENT FOR LABOUR**

Describes the range of rates that are typically paid to employee drivers for performing similar kinds of work, to assist the owner driver to determine what may be a reasonable payment for their own labour.

**PART 4 TOTALS**

This section allows the owner driver to prepare total hourly rates for ordinary hours (up to 1,840 a year) and excess hours.

<sup>1</sup> Owner Driver is defined in the **Owner Drivers and Forestry Contractors Act 2005**. The definition is also affected by the Owner Drivers and Forestry Contractors Regulations 2006 made under the Act.

<sup>2</sup> Rates and Costs Schedules have been published for for 1 tonne Van Courier/Messenger, 1 tonne GVM – General Freight, 4.5 tonne GVM, 8 tonne GVM, 12 tonne GVM (2-axle), Prime Mover (Bogie Drive) and Semi-Trailer (Bogie Drive, 6-axle). Hirers are required to provide owner drivers with the Schedule that most closely relates to the owner driver's vehicle.



The Schedule does not deal with the issue of return on investment, and this would need to be factored in where appropriate. The issue of return on investment is dealt with in section 11 of the Owner Drivers and Forestry Contractors Code of Practice.

#### KEY ASSUMPTIONS

The model set out in this Schedule is based on certain assumptions about the vehicle used, hours of work and the type of business. The assumptions used that have the greatest impact on the figures given are:

SUBJECT	COSTING ASSUMPTIONS
<b>Vehicle and Finance</b>	<p>The fixed costs are based on:</p> <ul style="list-style-type: none"> <li>● a vehicle with a current capital value of \$21,750 (being the current average retail value of a 2 year old vehicle).</li> <li>● a vehicle subject to a lease arrangement, over a 4 year term with a 25% residual, with interest at a comparison interest rate of 7.30% per annum.</li> <li>● Note that if the business owns the vehicle outright, or has a loan, the cost structure will be different with depreciation as the relevant cost rather than lease payments.</li> </ul> <p>All costs exclude GST.</p>
<b>Driving Hours Per Year (Kilometres Travelled)</b>	<ul style="list-style-type: none"> <li>● The calculation of the fixed costs assumes the vehicle is in operation for 8 driving hours per day for 230 working days a year. This equals 1,840 hours of operation a year.</li> <li>● The model spreads fixed operating costs over those 1,840 hours.</li> <li>● In Part 4, a separate hourly rate for hours over and above the base hours of 1,840 a year is provided. To avoid double counting of fixed costs, this rate only includes variable costs and a return for labour, based on an overtime labour rate.</li> </ul>

The cost structure of the individual business will be significantly different if, for example:

- The age, current capital value (or both) of the vehicle is less or more than the above figures;
- Other finance arrangements apply (for example, the vehicle is fully owned or is subject to a loan);
- More or fewer hours are worked each year.

Because of these potential variations, great care should be taken in using the indicative figures set out in the cost model, as the costs of the individual business may vary significantly.

To assist owner drivers to calculate their own unique cost model, a blank column is included to calculate the business's own unique costs.

#### Rate Structures

This model calculates the cost of running a typical owner driver business, described as an hourly rate, made up of fixed and variable costs and a payment for the owner driver's labour. The Schedule does not calculate or suggest any particular rate calculation or payment method.

Arrangements for payment for owner drivers in the transport industry vary enormously. They can be paid an hourly rate, a load rate, parcel rate, on the basis of tasks performed, or even kilometres travelled. If an owner driver is paid on such an arrangement, the Schedule set out below can be used as a base to calculate the cost to the business of travelling per kilometre, or delivering a particular load. Unions, industry associations or accountants and other professional advisers can assist in this task.

**PART 1****Fixed Annual Costs – Per Year and Per Hour**

Note: All costs are exclusive of GST

<b>FIXED COSTS</b>			
<b>Cost Items Assumptions used in the Example</b>	<b>Example: Typical Cost Per Year</b>	<b>Your Costs: \$</b>	<b>Variations in this Cost Item</b>
<p><b>Vehicle Lease Costs</b> This model is based on a vehicle with a current capital value of \$21,750 (based on typical retail value of a 2 year old vehicle), and is based on a lease arrangement over a 4 year term with a 25% residual, at 7.30% interest per annum.</p>	<b>\$3,811</b>		<p>Finance arrangements will vary widely depending on:</p> <ul style="list-style-type: none"> <li>• if the arrangement is a lease or hire purchase, or purchase of the vehicle through a loan; or</li> <li>• if the arrangement is a loan, then the purchase price, the amount borrowed and the loan terms will affect cash-flow, and depreciation needs to be allowed for.</li> </ul>
<p><b>Registration, Permits and TAC Fees</b> Based on vehicle registration fee of \$232.30 and TAC charge of \$465.30 which is net of GST. Assumes payment is made on an annual basis. TAC charge assumes vehicle is garaged in a high risk area (e.g. metropolitan Melbourne).</p>	<b>\$523.20</b>		<p>These fees are current as at 1 July 2012 but may change.</p> <p>Additional licences may be payable for certain types of operations (e.g. interstate registration, oversize, port security permit, dangerous goods). Additional administration charges may apply to registration fees if they are paid in instalments. TAC charges may be lower if the vehicle is garaged in a medium or low risk area.</p>
<p><b>Superannuation</b> Self-funded, based on 9% of own labour assume at \$34,232.</p>	<b>\$2,310</b>		
<p><b>Insurance Comprehensive Vehicle</b> Based on rate of 3.15% per annum. Based on operator who is over the age of 25, has at least 5 years experience and no claims history. Assumes vehicle is not carrying dangerous goods. Assumes vehicle is travelling intrastate only.</p>	<b>\$513.84</b>		<p>Rates may be higher for interstate trucks. Additional insurance charges may apply to certain kinds of goods carried (e.g. refrigerated goods or livestock). Comprehensive vehicle insurance costs may vary depending upon the age and value of the equipment insured, the insurance provider, the amount of any excess payable, the individual's claims history, the age and experience level of the driver and whether the vehicle is carrying dangerous goods.</p>

<b>FIXED COSTS</b>			
<b>Cost Items Assumptions used in the Example</b>	<b>Example: Typical Cost Per Year</b>	<b>Your Costs: \$</b>	<b>Variations in this Cost Item</b>
<p><b>Insurance Goods in Transit</b> Based on sum insured \$50,000. Assumes vehicle is not carrying dangerous goods. These fixed costs have been calculated at 100%.</p>	<b>\$400</b>		The cost of goods in transit insurance may vary depending on the type of goods being transported.
<p><b>Insurance Personal Sickness and Accident/Income</b> Basic policy, based on 80% of income for 52 weeks, 30 day waiting period. Assumes driver is travelling intrastate only. Assumes driver has no pre-existing conditions. Maximum age limit of 60 years. These fixed costs have been calculated at 100%.</p>	<b>\$337.50</b>		The cost of personal income and accident insurance (also called income protection insurance) will vary depending on the individual's health history, the amount of income insured, the period of time after an accident before benefits are payable and the maximum period over which benefits are paid.
<p><b>Insurance Public Liability</b> Assumes policy for public liability claims up to \$10 million. These fixed costs have been calculated at 100%.</p>	<b>\$405</b>		
<p><b>Insurance Workers' Compensation</b> Assumed at the rate of 4.698% for the assumed labour rate of the business owner of \$34,232. Assumes vehicle is primarily travelling intrastate.</p>	<b>\$1,206</b>		<p>The rate is current as at 1 October 2012 and is subject to change.</p> <p>The rate charged for workers' compensation insurance may vary depending on whether the vehicle is travelling short or long distances and whether the vehicle is travelling interstate. The rate may also vary depending on the driver's claims history.</p> <p><b>Note:</b> It is not uncommon for hirers of this type of vehicle to pay workers' compensation premiums on behalf of the owner driver. Drivers are advised to consult their hirer about this cost.</p>

<b>FIXED COSTS</b>			
<b>Cost Items Assumptions used in the Example</b>	<b>Example: Typical Cost Per Year</b>	<b>Your Costs: \$</b>	<b>Variations in this Cost Item</b>
<p><b>Business Administration Costs</b></p> <p>Includes maintenance of records, preparation of tax returns, mobile phone charges, consumer price index and sundry business expenses. These fixed costs have been calculated at 100%.</p>	\$2,774		<p><b>Accounting/bookkeeping fees</b> may be lower if the business prepares its own BAS and accounts.</p> <p><b>Mobile phone charges</b> will vary significantly depending on level of use.</p> <p><b>Other costs:</b> Professional association fees, accommodation costs, parking fees, bank charges, and other costs should be allowed for where relevant. This example is based on a business that is already up and running, and does not take into account the costs of starting a business (e.g. registering a company). This figure may also vary depending on contractual conditions.</p>
<b>Total annual fixed costs</b>	<b>\$12,280.54</b>		
<p><b>Total hourly fixed costs</b></p> <p>Assuming 1,840 vehicle operation hours.</p>	<b>\$6.67</b>		Assumes that the annual fixed costs of the business are spread over 1,840 vehicle operation hours per year.

**PART 2****Variable Costs – Per Kilometre and Per Hour**

Note: All costs are exclusive of GST

<b>VARIABLE COSTS PER KILOMETRE</b>			
<b>Cost Items Assumptions</b> Assumes 40,000 km Travelled Per Year	<b>Typical Cost Per Km</b>	<b>Your Costs Per Km</b>	<b>Variations in this Cost Item</b>
<p><b>Fuel</b></p> <p>Based on retail diesel fuel cost as at 1 January 2013 of 146.02 cents per litre which is net of GST. Assumes 5.49 km per litre consumed.</p>	26.60 cents		<p>Fuel is the single biggest variable cost and will significantly affect your business.</p> <p>Fuel costs will also vary depending on the age, features and condition of the vehicle.</p>

<b>VARIABLE COSTS PER KILOMETRE</b>			
<b>Cost Items Assumptions</b> Assumes 40,000 km Travelled Per Year	<b>Typical Cost Per Km</b>	<b>Your Costs Per Km</b>	<b>Variations in this Cost Item</b>
<b>Tyres</b> Assumes cost of \$176 per tyre.	0.88 cents		Consumption of tyres will vary with the age of vehicle, off-road use, geographic and road conditions, braking frequency and driving techniques and the quality of the tyres used.  Cost of tyres will also vary depending on the manufacturer, type of tyre and any discount arrangements.
<b>Servicing, Repairs and Maintenance</b> Based on rate of 3.84 cents per kilometre.	3.84 cents		Repair and maintenance costs will vary significantly with the age and condition of the vehicle. Major repairs may be a one-off major cost in any given year.  Significant savings can be made if the business does its own servicing and repairs.
<b>Total variable costs per km</b>	<b>31.32 cents</b>		
<b>Total variable costs per driving hour</b> Assumes 25 km travelled per hour.	<b>\$7.83</b>		<b>These rates are typical for city driving only.</b>  The number of kilometres travelled per hour will vary significantly depending on the routes travelled, whether the work is metropolitan or regional, how often the vehicle stops to load or unload and the nature of the work.  Drivers who travel long distance or in the country will need to take this into account for their own calculations.

**Note:** Citylink tolls: Where directed to take a route using tolls you may incur an additional cost for road tolls.

**PART 3****A Payment for the Owner Driver's Own Labour**

The next factor to include in a business cost model is an amount for the business owner's own work (labour) in driving the vehicle and in work such as loading and unloading and tasks necessary in running the business. This Part will provide information to assist owner drivers to determine the amount they can aim to receive as a payment for that labour.

Because an owner driver is a small business (not an employee) the hirer is not legally obliged to pay a minimum wage or rate of pay. However, the wages that are paid to employee drivers are a useful guide to the market for the labour services of driving a vehicle.

Set out below are rates that would typically be paid for driving a vehicle if this work was performed by an employee rather than an owner driver.

These rates will vary over time, and should be used as a general guide only. Unions, industry associations, newspaper job advertisements and other drivers are sources of advice about the going rates in your industry sector.

<b>TYPICAL BASE AND CASUAL RATES PAID TO EMPLOYEE DRIVERS PER HOUR</b>				
	<b>Base hourly rate<sup>(1)</sup></b>	<b>Casual/loaded hourly rate<sup>(2)</sup></b> (includes allowance for leave, etc.)	<b>Overtime rate<sup>(3)</sup></b> For the first two hours over 8 per day or 38 per week	<b>Overtime rate<sup>(3)</sup></b> For hours worked over 10 per day or 48 per week
	<b>\$20.30</b>	<b>\$21.66</b>	<b>\$26.00</b>	<b>\$34.66</b>
<b>Range of rates typically paid in Victoria<sup>(4)</sup></b>	<b>\$20.30 to \$24.91</b>	<b>\$21.66 to \$25.95</b>	<b>\$26.00 to \$31.14</b>	<b>\$34.66 to \$41.52</b>

**Notes:**

- 1 Base hourly rate.** The base hourly rate is based on the rate in the *Road Transport and Distribution Award 2010* for an employee driver of a 1 Tonne Vehicle (GVM) ('the Award rate'). The base hourly rate is calculated by first working out the minimum amount an employee driver working a 38 hour week would be paid under the Award over one year (including 4 weeks annual leave, 10 days personal/carer's leave, 10 public holidays and 17.5% annual leave loading). This amount is then converted to an hourly rate for working 38 hours per week over 44 weeks (one year less the paid leave and public holiday entitlements of a full-time employee). The Award rate is accurate as at 1 July 2012, but is varied from time to time by Fair Work Australia. You can find information about the most recently published minimum employee rates by visiting [www.fairwork.gov.au](http://www.fairwork.gov.au) or contacting your association or union.
- 2 Casual/loaded rate.** The casual/loaded rate includes an additional 25% loading. This is compensation for not receiving the paid annual leave, personal/carer's leave and public holidays that ongoing employees enjoy. The casual/loaded rate is calculated on the Award rate.
- 3 Overtime rates.** Employee drivers in Victoria would typically receive payment at overtime rates for hours worked in excess of 38 hours a week. Typically a 50% loading applies for the first two hours of overtime per day or up to 48 hours per week and then a 100% loading for hours thereafter. The overtime rates are calculated on the Award rate.
- 4 The range of rates in Victoria.** This part of the table sets out a range of rates typically paid in Victoria to employee drivers in the transport industry. A range is supplied because the rate paid will vary depending on whether a company is party to an enterprise agreement, the particular industry sector, the skill and efficiency of the particular driver and market factors such as whether there is a shortage of drivers in the area. The top rate in each range is calculated by adding 20% to the bottom rate.

**PART 4****Hourly Totals****A) Hourly total for hours up to 8 hours a day, 1,840 hours a year**

<b>TOTALS</b>			
<b>Totals Per Driving Hour</b>	<b>Typical Costs</b>	<b>Your Figures</b>	<b>Notes</b>
<b>Fixed Costs</b>	<b>\$6.67</b>		Assuming fixed costs spread over 1,840 hours.
<b>Variable Costs</b>	<b>\$7.83</b>		Assuming 25 km travelled per hour.
<b>Labour</b>	<b>\$20.30</b>		This worked example is based on a labour rate of \$20.30 per hour. See discussion on rates for labour in Part 3.
<b>Total per hour (up to 1,840 hours)</b>	<b>\$34.80</b>		Note that this is not a prescribed or recommended rate. Owner drivers are strongly recommended to consider their own circumstances and obtain advice.

**B) Total per hour – for hours in excess of 8 hours per day / 1,840 hours a year**

This model assumes that the owner driver will recover fixed annual costs over 1,840 driving hours a year. Many owner drivers work longer than these hours, either extra days each week or longer hours each day. This table calculates an hourly rate for those extra hours, using variable and labour costs only, and using an overtime rate of pay.

<b>TOTALS</b>			
<b>Totals Per Driving Hour</b>	<b>Typical Costs</b>	<b>Your Figures</b>	<b>Notes</b>
<b>Variable Costs</b>	<b>\$7.83</b>		Assuming 25 km travelled per hour.
<b>Labour (overtime rates)</b>	<b>\$26.00</b>		This worked example is based on a nominal penalty labour rate of \$26.00 per hour. See discussion on rates for labour in Part 3.
<b>Total per hour (up to 1,840 hours)</b>	<b>\$33.83</b>		Note that this is not a prescribed or recommended rate. Owner drivers are strongly recommended to consider their own circumstances and obtain advice.

In addition to the figures above, owner drivers should where relevant include any amount that they seek as a return on their capital investment. This issue is dealt with in section 11 of the Owner Drivers and Forestry Contractors Code of Practice, available from [business.vic.gov.au](http://business.vic.gov.au)

Note that this is not a prescribed or recommended rate. It is strongly recommended that owner drivers obtain advice on their own individual circumstances and discuss all issues with their hirer or potential hirer to ensure that there is no misunderstanding concerning payment structures.

**Subordinate Legislation Act 1994**NOTICE OF PREPARATION OF REGULATORY IMPACT STATEMENT UNDER  
SECTION 11 OF THE **SUBORDINATE LEGISLATION ACT 1994**

## Fisheries (Fees, Royalties and Levies) Further Amendment Regulations 2013

In accordance with section 11 of the **Subordinate Legislation Act 1994**, I, Peter Walsh, Minister for Agriculture and Food Security, give notice of the preparation of a regulatory impact statement in relation to the Fisheries (Fees, Royalties and Levies) Further Amendment Regulations 2013 (proposed Regulations). The regulatory impact statement and draft amending regulations are open for comment from 26 July 2013 to 24 September 2013.

The reason for the proposed Regulations is to provide new levy values derived from a simpler, forward looking, more transparent and efficient cost recovery system for fisheries services provided to commercial fisheries entitlement holders by the government.

The objective of the proposed amendments is to ensure that levies on commercial fisheries licences and individual quota units are consistent with the government's Cost Recovery Guidelines. The Guidelines are to provide for the efficient and equitable recovery of costs from those benefiting from the provision of fisheries services or those generating the need for such services. In particular, the proposed Regulations are to:

- make changes to the levies for fisheries access, fish receivers and aquaculture licences and individual quota units;
- provide for the reduction or waiver of levies by the Minister; and
- make other miscellaneous amendments.

The regulatory impact statement found that there was a basis for preferring a partial cost recovery approach with appropriate mitigations against undesired consequences.

If you wish to comment on the regulatory impact statement and the proposed Regulations, please forward a submission by no later than 5.00 pm on Tuesday 24 September 2013 to –

Fisheries Cost Recovery RIS  
Fisheries Victoria  
Department of Environment and Primary Industries  
1 Spring Street  
Melbourne, Victoria 3000  
or email: [fisheries.ris2013@depi.vic.gov.au](mailto:fisheries.ris2013@depi.vic.gov.au)

All submissions will be treated as public documents and may be published on the Department of Environment and Primary Industries website.

A copy of the regulatory impact statement and proposed Regulations may be obtained from the Department of Environment and Primary Industries from 26 July 2013 by calling the Customer Service Centre on 136 186 or downloading the documents from the following website: [www.depi.vic.gov.au/fisheries](http://www.depi.vic.gov.au/fisheries)

PETER WALSH  
Minister for Agriculture and Food Security

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

## DEPARTMENT OF TRANSPORT, PLANNING AND LOCAL INFRASTRUCTURE

## Determination of Fees

I, Dean Yates, Secretary, Department of Transport, Planning and Local Infrastructure, pursuant to the provisions of section 147B of the **Transport (Compliance and Miscellaneous) Act 1983**, determine that the following fees shall apply from 25 July 2013 in respect of commercial passenger vehicle and private bus drivers' accreditations, commercial passenger vehicle licences and the annual licence fees applicable to taxi-cab licences.

<b>Fee Item</b>	<b>New fee \$</b>
Taxi-cab licence issue application	168.60
Taxi-cab licence transfer application	168.60
Taxi-cab licence variation of conditions of licence application	168.60
Taxi-cab licence assignment application	99.80
Commercial passenger vehicle substitution	70.90
Commercial passenger vehicle temporary substitution	24.20
Commercial passenger vehicle temporary permit	70.90
Commercial passenger vehicle temporary permit – taxi-cab licence	24.20
Commercial passenger vehicle duplicate licence/permit	24.20
Hire car licence, special purpose vehicle licence and restricted hire vehicle licence annual fee	145.00
Hire car licence, special purpose vehicle and restricted hire vehicle licence issue application	178.70
Hire car licence and special purpose vehicle licence transfer application	178.70
Hire car licence and special purpose vehicle licence variation of conditions of licence application	178.70
Driver Accreditation fee (3 years)	26.80
Driver Accreditation fee (1 year)	9.20
Driver Accreditation duplicate	24.20
Taxi-cab licence annual fee – location with 10 or more taxi-cabs (licences issued prior to 16 April 2003)	512.50
Taxi-cab licence annual fee – location with 9 or fewer taxi-cabs (licences issued prior to 16 April 2003)	50.40
Taxi-cab licence annual fee (licence issued under the Greater Metropolitan Taxi Licence Release (GMTLR) in 2010 or 2011)	512.50

Taxi-cab licence annual fee (licence issued on or after 16 April 2003 but excluding any metropolitan or outer suburban taxi-cab licence including GMTLR taxi-cab licences)		
Number of taxis in area immediately prior to licence issue (excludes metropolitan and outer suburban)	Total Annual Licence Fee*	*Total Annual licence fee is inclusive of the following annual licence administration fee
	Wheelchair Accessible Taxi	
Above 30	\$2,887.40	\$512.50
20–29	\$2,623.00	\$512.50
10–19	\$2,322.70	\$512.50
5–9	\$163.00	\$50.43
1–4	\$163.00	\$50.43
0	\$163.00	\$50.43

Licence No.	2013/2014 Annual Licence Fee
PS1	\$7,192
PS2	\$7,192
PS3	\$7,192
PS4	\$7,192
PS5	\$7,192
PS6	\$7,192
PS7	\$7,192
PS8	\$6,341
PS9	\$7,192
PS10	\$7,192
PS11	\$7,192
PS12	\$7,192
PS13	\$7,192
PS14	\$7,192
PS15	\$7,192
PS16	\$7,192
PS17	\$6,585
PS18	\$7,192
PS20	\$7,192
PS21	\$7,192

Licence No.	2013/2014 Annual Licence Fee
PS22	\$7,192
PS23	\$7,192
PS24	\$7,192
PS25	\$7,192
PS26	\$6,590
PS27	\$7,192
PS28	\$7,192
PS29	\$7,192
PS30	\$7,192
PS31	\$7,192
PS32	\$7,192
PS33	\$7,192
PS34	\$5,975
PS35	\$7,192
PS36	\$7,192
PS37	\$7,192
PS38	\$7,192
PS39	\$7,192
PS40	\$7,192
PS41	\$7,192

Licence No.	2013/2014 Annual Licence Fee
PS42	\$7,192
PS43	\$6,449
PS44	\$7,192
PS45	\$7,192
PS46	\$7,192
PS47	\$7,192
PS48	\$7,192
PS49	\$7,192
PS50	\$7,192
PS51	\$7,192
PS52	\$7,192
PS53	\$5,976
PS55	\$7,192
PS56	\$7,192
PS57	\$7,192
PS58	\$7,192
PS59	\$7,192
PS60	\$7,192
PS61	\$4,759
PS63	\$7,192

Licence No.	2013/2014 Annual Licence Fee
PS64	\$7,192
PS65	\$7,192
PS66	\$7,192
PS67	\$7,192
PS68	\$6,341
PS69	\$7,192
PS70	\$7,192
PS71	\$7,192
PS72	\$5,245
PS73	\$7,192
PS74	\$7,192
PS75	\$7,192
PS76	\$7,192
PS77	\$7,192
PS78	\$7,192
PS79	\$7,192
PS80	\$7,192
PS81	\$7,192
PS82	\$6,827
PS83	\$5,976
PS85	\$7,192
PS86	\$5,854
PS87	\$7,192
PS88	\$4,515
PS89	\$7,004
PS90	\$7,192
PS91	\$4,515
PS92	\$7,192
PS93	\$7,192
PS94	\$5,976
PS95	\$7,192
PS96	\$7,192
PS98	\$7,192
PS99	\$7,192
PS100	\$7,004
PS101	\$7,192
PS102	\$7,192
PS103	\$7,192

Licence No.	2013/2014 Annual Licence Fee
PS104	\$7,192
PS105	\$7,192
PS106	\$7,192
PS107	\$7,192
PS108	\$7,192
PS109	\$7,192
PS110	\$7,192
PS111	\$7,192
PS112	\$7,192
PS113	\$7,192
PS114	\$7,192
PS115	\$7,192
PS116	\$7,192
PS117	\$7,192
PS118	\$7,192
PS119	\$7,192
PS120	\$7,192
PS121	\$7,192
PS122	\$7,192
PS123	\$7,192
PS124	\$7,192
PS125	\$7,192
PS126	\$7,192
PS127	\$7,192
PS128	\$7,192
PS129	\$7,192
PS130	\$7,192
PS131	\$7,192
PS132	\$7,192
PS133	\$7,192
PS134	\$7,192
PS135	\$7,192
PS136	\$7,192
PS137	\$7,192
PS138	\$7,192
PS139	\$7,192
PS140	\$7,192
PS141	\$7,192

Licence No.	2013/2014 Annual Licence Fee
PS142	\$7,192
PS144	\$7,192
PS145	\$7,192
PS146	\$7,192
PS147	\$7,192
PS148	\$7,192
PS149	\$7,192
PS151	\$7,081
PS152	\$7,081
PS153	\$7,081
PS154	\$7,081
PS155	\$7,081
PS156	\$7,081
PS157	\$7,081
PS158	\$7,081
PS159	\$7,081
PS160	\$7,081
PS161	\$7,081
PS162	\$7,081
PS163	\$7,081
PS164	\$7,081
PS165	\$7,081
PS166	\$7,081
PS167	\$7,081
PS168	\$7,081
PS169	\$7,081
PS170	\$7,081
PS171	\$7,081
PS172	\$7,081
PS173	\$7,081
PS174	\$7,081
PS175	\$7,081
PS176	\$7,081
PS177	\$7,081
PS178	\$7,081
PS179	\$7,081
PS180	\$7,081
PS181	\$7,081

<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>	<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>	<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>
PS182	\$7,081	PS221	\$7,192	PS260	\$7,192
PS183	\$7,081	PS222	\$7,192	PS261	\$7,192
PS184	\$7,081	PS223	\$7,192	PS262	\$7,192
PS185	\$7,081	PS224	\$7,192	PS263	\$7,192
PS186	\$7,081	PS225	\$7,192	PS265	\$7,192
PS187	\$7,081	PS226	\$7,192	PS266	\$7,192
PS188	\$7,081	PS227	\$7,192	PS267	\$7,192
PS189	\$7,081	PS228	\$7,192	PS268	\$7,192
PS190	\$7,081	PS229	\$7,192	PS269	\$7,192
PS191	\$7,081	PS230	\$7,192	PS270	\$7,192
PS192	\$7,081	PS231	\$7,192	PS271	\$7,192
PS193	\$7,081	PS232	\$7,192	PS272	\$7,192
PS194	\$7,081	PS233	\$7,192	PS273	\$7,192
PS195	\$7,081	PS234	\$7,192	PS274	\$7,192
PS196	\$7,081	PS235	\$7,192	PS275	\$7,192
PS197	\$7,081	PS236	\$7,192	PS276	\$6,991
PS198	\$7,081	PS237	\$7,192	PS277	\$7,192
PS199	\$7,081	PS238	\$7,192	PS278	\$7,192
PS200	\$7,081	PS239	\$7,192	PS279	\$7,192
PS201	\$7,192	PS240	\$7,192	PS280	\$7,192
PS202	\$7,192	PS241	\$7,192	PS281	\$7,192
PS203	\$7,192	PS242	\$7,192	PS282	\$6,991
PS204	\$7,192	PS243	\$7,192	PS283	\$7,192
PS205	\$7,192	PS244	\$7,192	PS284	\$6,991
PS206	\$7,192	PS245	\$7,192	PS285	\$7,192
PS208	\$7,192	PS246	\$7,192	PS286	\$6,991
PS209	\$6,991	PS248	\$6,991	PS287	\$7,192
PS210	\$7,192	PS249	\$7,192	PS288	\$7,192
PS211	\$7,192	PS250	\$7,192	PS289	\$6,991
PS212	\$7,192	PS251	\$7,192	PS290	\$7,192
PS213	\$7,192	PS252	\$7,192	PS291	\$7,192
PS214	\$7,192	PS253	\$7,192	PS292	\$7,192
PS215	\$7,192	PS254	\$7,192	PS293	\$7,192
PS216	\$7,192	PS255	\$7,192	PS294	\$7,192
PS217	\$7,192	PS256	\$7,192	PS296	\$6,991
PS218	\$7,192	PS257	\$7,192	PS297	\$6,991
PS219	\$7,192	PS258	\$7,192	PS298	\$7,192
PS220	\$7,192	PS259	\$7,192	PS299	\$6,991

<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>
PS300	\$6,991
PS301	\$6,991
PS302	\$7,192
PS303	\$7,192
PS304	\$7,192
PS305	\$7,192
PS306	\$7,192
PS307	\$7,192
PS308	\$7,192
PS309	\$7,192
PS310	\$7,192
PS311	\$7,192
PS312	\$6,973
PS313	\$7,192
PS314	\$7,192
PS315	\$7,192
PS316	\$7,192
PS317	\$7,192
PS318	\$7,192
PS319	\$7,192
PS320	\$7,192
PS321	\$7,192
PS322	\$6,973
PS323	\$7,192
PS324	\$7,192
PS325	\$7,192
PS326	\$7,192
PS327	\$7,192
PS328	\$7,192
PS329	\$7,192
PS330	\$7,192
PS331	\$7,192
PS332	\$6,973
PS333	\$7,192
PS334	\$7,192
PS335	\$7,192
PS336	\$7,192
PS337	\$7,192

<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>
PS338	\$7,192
PS339	\$7,192
PS340	\$7,192
PS341	\$7,192
PS342	\$7,192
PS343	\$7,192
PS344	\$7,192
PS345	\$6,973
PS346	\$7,192
PS347	\$7,192
PS348	\$6,973
PS349	\$7,192
PS350	\$6,973
PS351	\$6,973
PS352	\$7,192
PS353	\$6,973
PS354	\$7,192
PS355	\$7,192
PS356	\$7,192
PS357	\$7,192
PS358	\$7,192
PS359	\$7,192
PS360	\$6,973
PS361	\$7,192
PS362	\$7,192
PS363	\$6,973
PS364	\$7,192
PS365	\$6,973
PS366	\$7,192
PS367	\$7,192
PS368	\$6,973
PS369	\$7,192
PS370	\$7,192
PS371	\$7,192
PS372	\$7,192
PS373	\$6,973
PS374	\$7,192
PS375	\$6,973

<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>
PS376	\$7,192
PS377	\$6,973
PS378	\$7,192
PS379	\$6,973
PS380	\$7,192
PS381	\$6,973
PS382	\$6,973
PS383	\$7,192
PS384	\$6,973
PS385	\$6,973
PS386	\$7,192
PS387	\$6,973
PS388	\$6,973
PS389	\$6,973
PS390	\$6,973
PS391	\$6,973
PS392	\$7,192
PS393	\$6,973
PS394	\$7,192
PS395	\$6,973
PS397	\$6,973
PS398	\$6,973
PS399	\$6,973
PS400	\$6,973
PS401	\$7,192
PS402	\$7,192
PS403	\$7,192
PS404	\$7,192
PS405	\$7,192
PS406	\$7,192
PS407	\$7,192
PS408	\$7,054
PS409	\$7,192
PS410	\$7,192
PS411	\$7,192
PS412	\$7,192
PS413	\$7,192
PS414	\$7,054

<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>	<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>	<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>
PS415	\$7,192	PS454	\$7,192	PS492	\$7,192
PS416	\$7,192	PS455	\$7,192	PS493	\$7,054
PS417	\$7,192	PS456	\$7,192	PS494	\$7,054
PS418	\$7,192	PS457	\$7,192	PS495	\$7,192
PS419	\$7,192	PS458	\$7,192	PS496	\$7,054
PS420	\$7,192	PS459	\$7,054	PS497	\$7,192
PS421	\$7,192	PS460	\$7,192	PS498	\$7,054
PS422	\$7,192	PS461	\$7,192	PS499	\$7,054
PS423	\$7,192	PS462	\$7,192	PS500	\$7,192
PS424	\$7,192	PS463	\$7,192	PS501	\$7,054
PS425	\$7,192	PS464	\$7,192	PS503	\$7,054
PS426	\$7,192	PS465	\$7,192	PS506	\$6,886
PS427	\$7,192	PS466	\$7,054	PS507	\$1,279
PS428	\$7,192	PS467	\$7,192	PS508	\$1,279
PS429	\$7,192	PS468	\$7,192	PS509	\$1,279
PS430	\$7,192	PS469	\$7,054	PS510	\$1,279
PS431	\$7,192	PS470	\$7,192	PS511	\$1,279
PS432	\$7,192	PS471	\$7,192	PS512	\$1,279
PS433	\$7,192	PS472	\$7,192	PS513	\$6,886
PS434	\$7,192	PS473	\$7,192	PS514	\$6,886
PS435	\$7,192	PS474	\$7,192	PS515	\$6,886
PS436	\$7,192	PS475	\$7,192	PS516	\$1,279
PS437	\$7,192	PS476	\$7,192	PS517	\$6,886
PS438	\$7,192	PS477	\$7,192	PS518	\$6,886
PS439	\$7,192	PS478	\$7,192	PS519	\$1,279
PS440	\$7,192	PS479	\$7,192	PS520	\$1,279
PS441	\$7,192	PS480	\$7,192	PS521	\$1,279
PS442	\$7,054	PS481	\$7,192	PS522	\$6,886
PS443	\$7,192	PS482	\$7,192	PS523	\$6,886
PS444	\$7,192	PS483	\$7,192	PS524	\$1,279
PS445	\$7,192	PS484	\$7,192	PS525	\$1,279
PS446	\$7,192	PS485	\$7,192	PS526	\$1,279
PS447	\$7,192	PS486	\$7,192	PS527	\$1,279
PS448	\$7,192	PS487	\$7,054	PS528	\$1,279
PS449	\$7,192	PS488	\$7,192	PS529	\$1,279
PS450	\$7,192	PS489	\$7,192	PS530	\$6,886
PS452	\$7,192	PS490	\$7,192	PS531	\$1,279
PS453	\$7,192	PS491	\$7,192	PS532	\$1,279

<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>	<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>	<b>Licence No.</b>	<b>2013/2014 Annual Licence Fee</b>
PS533	\$6,886	PS558	\$6,886	PS583	\$6,886
PS534	\$1,279	PS559	\$6,886	PS584	\$6,886
PS535	\$1,279	PS560	\$1,279	PS585	\$6,886
PS536	\$6,886	PS561	\$6,886	PS586	\$1,279
PS537	\$6,886	PS562	\$6,886	PS587	\$1,279
PS538	\$1,279	PS563	\$1,279	PS588	\$1,279
PS539	\$6,886	PS564	\$1,279	PS589	\$1,279
PS540	\$1,279	PS565	\$6,886	PS590	\$1,279
PS541	\$6,886	PS566	\$6,886	PS591	\$6,886
PS542	\$1,279	PS567	\$6,886	PS592	\$6,886
PS543	\$6,886	PS568	\$6,886	PS593	\$6,886
PS544	\$1,279	PS569	\$6,886	PS594	\$6,886
PS545	\$6,886	PS570	\$6,886	PS595	\$1,279
PS546	\$6,886	PS571	\$1,279	PS596	\$6,886
PS547	\$1,279	PS572	\$1,279	PS597	\$6,886
PS548	\$6,886	PS573	\$6,886	PS598	\$1,279
PS549	\$6,886	PS574	\$1,279	PS599	\$1,279
PS550	\$1,279	PS575	\$6,886	PS600	\$6,886
PS551	\$1,279	PS576	\$6,886	PS601	\$1,279
PS552	\$1,279	PS577	\$6,886	PS602	\$1,279
PS553	\$6,886	PS578	\$1,279	PS603	\$1,279
PS554	\$1,279	PS579	\$6,886	PS604	\$6,886
PS555	\$1,279	PS580	\$6,886	PS605	\$6,886
PS556	\$6,886	PS581	\$1,279	PS611	\$1,279
PS557	\$1,279	PS582	\$6,886	PS612	\$1,279

**Planning and Environment Act 1987**

**ARARAT PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C20

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

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

The Amendment rezones 137 Church Road, Pomonal, from Farming Zone to Rural Living Zone and amends the Schedule to Clause 35.03 to apply an 8 hectare minimum subdivision area to land.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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 Ararat Rural City Council, Corner Vincent and High Streets, Ararat.

JOHN PHILLIPS

Director

Planning and Building Systems

Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**

**BOROONDARA PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C101

The Minister for Planning has approved Amendment C101 to the Boroondara Planning Scheme.

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

The Amendment includes two additional precincts and seven individual places in Camberwell into the Heritage Overlay on a permanent basis.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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 Boroondara Council, 8 Inglesby Road, Camberwell, Victoria 3124.

JOHN PHILLIPS

Director

Planning and Building Systems

Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**

**BOROONDARA PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C142

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

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

The Amendment introduces six additional precincts in Kew into the Heritage Overlay and amends the boundary of the Barry Street Precinct.



A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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 Boroondara Council, 8 Inglesby Road, Camberwell, Victoria 3124.

JOHN PHILLIPS  
Director  
Planning and Building Systems  
Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**  
BOROONDARA PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C176

The Minister for Planning has approved Amendment C176 to the Boroondara Planning Scheme. The Amendment comes into operation on the date this notice is published in the Government Gazette.

The Amendment rezones land located at the rear of 21A Warburton Road, East Camberwell, from a Public Park and Recreation Zone to a Residential 1 Zone.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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 Boroondara City Council, 8 Inglesby Road, Camberwell, Victoria 3124.

JOHN PHILLIPS  
Director  
Planning and Building Systems  
Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**  
HORSHAM PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C61

The Minister for Planning has approved Amendment C61 to the Horsham Planning Scheme. The Amendment comes into operation on the date this notice is published in the Government Gazette.

The Amendment rezones 77 Lake Road, Natimuk, from Farming Zone to Rural Living Zone and amends the Schedule to the Rural Living Zone to provide a 1 hectare minimum lot size for subdivision and the minimum area for which no permit is required to use land for a dwelling. It also amends Clause 22.07 Natimuk Township Policy to include the land in the township boundary.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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 Horsham Rural City Council, Civic Centre, 18 Roberts Avenue, Horsham.

JOHN PHILLIPS  
Director  
Planning and Building Systems  
Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**  
**MACEDON RANGES PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C87

The Minister for Planning has approved Amendment C87 to the Macedon Ranges Planning Scheme.

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

The Amendment:

- applies the Development Contributions Plan Overlay to land in the urban areas of Gisborne (including New Gisborne);
- amends Clause 21.07-1.1 of the Municipal Strategic Statement to delete the supporting action to ‘finalise and implement the Gisborne/New Gisborne Development Contributions Plan to provide funding for community and physical infrastructure needs’;
- inserts a new Schedule 2 to Clause 45.06 Development Contributions Plan Overlay (DCPO) for land in the urban areas of Gisborne (including New Gisborne), which shows the area covered by the development contributions plan and summarises the costs and contributions;
- amends the Schedule to Clause 61.03 to include new Planning Scheme Maps 34DCPO, 35DCPO, 36DCPO and 37DCPO; and
- amends the Schedule to Clause 81.01 to include a new incorporated document titled ‘Gisborne Development Contributions Plan’, April 2013 in the Macedon Ranges Planning Scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at [www.dpcd.vic.gov.au/planning/publicinspection](http://www.dpcd.vic.gov.au/planning/publicinspection) and free of charge, during office hours, at the offices of the Macedon Ranges Shire Council, 40 Robertson Street, Gisborne.

JOHN PHILLIPS  
Director  
Planning and Building Systems  
Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**  
**MELBOURNE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C186 (Part 1)

The Minister for Planning has approved Amendment C186 (Part 1) to the Melbourne Planning Scheme.

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

The Amendment includes eighty seven (87) additional heritage places in the Schedule to the Heritage Overlay, alters the local heritage policy at Clause 22.04 and incorporates the ‘Central City (Hoddle Grid) Heritage Review: Statements of Significance June 2013’, into the planning scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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, Victoria 3000.

JOHN PHILLIPS  
Director  
Planning and Building Systems  
Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**

MELTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C133

The Minister for Planning has approved Amendment C133 to the Melton Planning Scheme.

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

The Amendment applies a Public Acquisition Overlay (PAO7) to part of 115 City Vista Court, Plumpton.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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 Melton City Council, Melton Council Civic Centre, 232 High Street, Melton.

JOHN PHILLIPS

Director

Planning and Building Systems

Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**

MORNINGTON PENINSULA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C177

The Minister for Planning has approved Amendment C177 to the Mornington Peninsula Planning Scheme.

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

The Amendment applies the Heritage Overlay to 4–6 Rannoch Avenue, Mount Eliza, on an interim basis.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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 Mornington Peninsula Shire Council: 90 Besgrove Street, Rosebud; 2 Queen Street, Mornington; and 21 Marine Parade, Hastings.

JOHN PHILLIPS

Director

Planning and Building Systems

Department of Transport, Planning and Local Infrastructure

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**Planning and Environment Act 1987**

WHITTLESEA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C147

The Minister for Planning has approved Amendment C147 to the Whittlesea Planning Scheme.

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

The Amendment rezones land located within the Bridge Inn Road reserve, immediately north of 60 Cravens Road and 370 Bridge Inn Road, Mernda, from Road Zone Category 2 (RZ2) to Residential 1 Zone (R1Z) and applies Schedule 5 to the Development Plan Overlay (DPO5).

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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 Whittlesea City Council, 25 Ferres Boulevard, South Morang.

JOHN PHILLIPS  
Director  
Planning and Building Systems  
Department of Transport, Planning and Local Infrastructure

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## ORDERS IN COUNCIL

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

#### Order in Council

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

**LANG LANG** – The temporary reservation by Order in Council of 2 July, 1946 of an area of 734 square metres, more or less, of land in the Parish of Lang Lang as a site for Police Purposes. – (Rs 5786)

**OUYEN** – The temporary reservation by Order in Council of 7 August, 1957 of an area of 2226 square metres, of land in Section 18, Township of Ouyen, Parish of Ouyen as a site for the purposes of the Forests Acts, revoked as to part by Order in Council of 17 October, 1995 so far as the balance remaining containing 1113 square metres. – (Rs 7631)

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

Dated 23 July 2013

Responsible Minister

**RYAN SMITH**

Minister for Environment and  
Climate Change

**YVETTE CARISBROOKE**  
Clerk of the Executive Council

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

#### Order in Council

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

**FRANKSTON** – The temporary reservation by Order in Council of 25 May, 1993 of an area of 1915 square metres, more or less, of land being Crown Allotment 1D, Section 5, Parish of Frankston as a site for Public purposes. – (Rs 3203)

**DARTAGOOK** – The temporary reservation by Order in Council of 24 December, 1895 of an

area of 405 hectares, more or less, of land in the Parish of Dartagook as a site for Water Supply purposes. – (Rs 6036)

**KERANG** – The temporary reservation by Order in Council of 3 February, 1885 of an area of 178.01 hectares, more or less, of land in Section B, Parish of Kerang as a reserve for the growth and preservation of Timber, less any authorised excisions, so far as the balance remaining. – (06L6-11409)

**MEERING** – The temporary reservation by Order in Council of 23 July, 1894 of an area of 227 hectares, more or less, of land in the Parishes of Meering and Meran as a site for Water Supply purposes, so far only as the portion containing 222 hectares, more or less, being Crown Allotment 2069, Parish of Meering as shown hatched on Plan No. LEGL./13-012 lodged in the Central Plan Office. – (Rs 12769)

**MURRABIT** – The temporary reservation by Order in Council of 30 May, 1892 of an area of 55.17 hectares of land in the Parish of Murrabit (formerly Crown Allotment 33B, Section D) as a site for Watering purposes and for supply of Timber, revoked as to part by Order in Council of 30 July, 1957 so far as the balance remaining containing 44.65 hectares, more or less. – (0617684)

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

Dated 23 July 2013

Responsible Minister

**RYAN SMITH**

Minister for Environment and  
Climate Change

**YVETTE CARISBROOKE**  
Clerk of the Executive Council

### **Crown Land (Reserves) Act 1978** TEMPORARY RESERVATION OF CROWN LANDS Order in Council

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

MUNICIPAL DISTRICT OF THE  
MORNINGTON PENINSULA SHIRE  
COUNCIL

FRANKSTON – Public purposes, area 1899 square metres being Crown Allotment 2214, Parish of Frankston as shown on Original Plan No. OP123306 lodged in the Central Plan Office. – (2002095)

MUNICIPAL DISTRICT OF THE  
GANNAWARRA SHIRE COUNCIL

KERANG – Propagation or management of wildlife or the preservation of wildlife habitat; total area 143.9 hectares, more or less, being Crown Allotments 2148, 2150, 2151, 2152 & 2154, Parish of Kerang as shown hatched on Plan No. LEGL./13-021 lodged in the Central Plan Office. – (06L6-11409)

MUNICIPAL DISTRICT OF THE  
GREATER SHEPPARTON CITY COUNCIL

MURCHISON – Conservation of an area of historic and cultural interest; area 9.2 hectares, more or less, being Crown Allotment 2049, Parish of Murchison as shown hatched on Plan No. LEGL./12-416 lodged in the Central Plan Office. – (0617131)

MUNICIPAL DISTRICT OF THE  
GANNAWARRA SHIRE COUNCIL

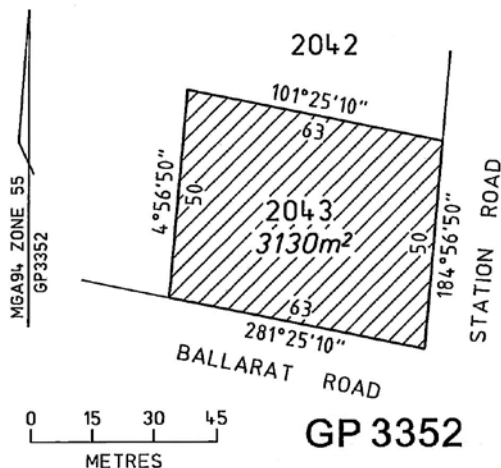
MURRABIT – Propagation or management of wildlife or the preservation of wildlife habitat; being Crown Allotments 2020 (area 33.9 hectares, more or less) and 2022 (area 8.4 hectares, more or less), Parish of Murrabit as shown hatched on Plan No. LEGL./13-008 lodged in the Central Plan Office. – (0617684)

MUNICIPAL DISTRICT OF THE  
GANNAWARRA SHIRE COUNCIL

KERANG – Water supply purposes; area 6 hectares, more or less, being Crown Allotments 2149 & 2153, Parish of Kerang as shown cross-hatched on Plan No. LEGL./13-021 lodged in the Central Plan Office. – (06L6-11409)

MUNICIPAL DISTRICT OF THE  
BRIMBANK CITY COUNCIL

DERRIMUT – Municipal purposes, area 3130 square metres, being Crown Allotment 2043, Parish of Derrimut as indicated by hatching on plan GP3352 hereunder. – (GP3352) – (1205742)



MUNICIPAL DISTRICT OF THE  
GANNAWARRA SHIRE COUNCIL

MURRABIT – Water supply and drainage purposes; being Crown Allotment 2021 (area 2.6 hectares, more or less), Parish of Murrabit as shown cross-hatched on Plan No. LEGL./13-008 lodged in the Central Plan Office. – (0617684)

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

Dated 23 July 2013

Responsible Minister

RYAN SMITH

Minister for Environment and  
Climate Change

YVETTE CARISBROOKE  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**

AMENDMENT OF TEMPORARY  
RESERVATION – PARISH OF  
NINYEUNOOK

Order in Council

The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** amends the following Order in Council:–

NINYEUNOOK – The Order in Council made on 10 April, 1876 and published in the Government Gazette on 13 April, 1876 – page 699 of the temporary reservation of an area of 20 acres, more or less (8.094 hectares), of land in the Parish of Ninyeunook as a site for Watering purposes ...

...by deletion of the words 'Site for Watering purposes' and the substitution thereof of the words 'Preservation of an area of ecological significance' ...

File Ref: 2003132

This Legislative Instrument is effective from the date on which it is published in the Government Gazette

Dated 23 July 2013

Responsible Minister

RYAN SMITH

Minister for Environment and  
Climate Change

YVETTE CARISBROOKE  
Clerk of the Executive Council

### **Crown Land (Reserves) Act 1978**

#### AMENDMENT OF TEMPORARY RESERVATION – PARISH OF BAEL BAEL

Order in Council

The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** amends the following Order in Council:–

BAEL BAEL – The Order in Council made on 21 September, 1896 and published in the Government Gazette on 25 September, 1896 – page 3993 of the temporary reservation of an area of 180 acres, more or less (72.844 hectares), of land in the Parish of Bael Bael as a site for Water Supply purposes ...

...by deletion of the words 'Site for Water Supply purposes' and the substitution thereof of the words 'Conservation of an area of natural interest' ...

File Ref: Rs 6041 [0607099]

This Legislative Instrument is effective from the date on which it is published in the Government Gazette

Dated 23 July 2013

Responsible Minister

RYAN SMITH

Minister for Environment and  
Climate Change

YVETTE CARISBROOKE  
Clerk of the Executive Council

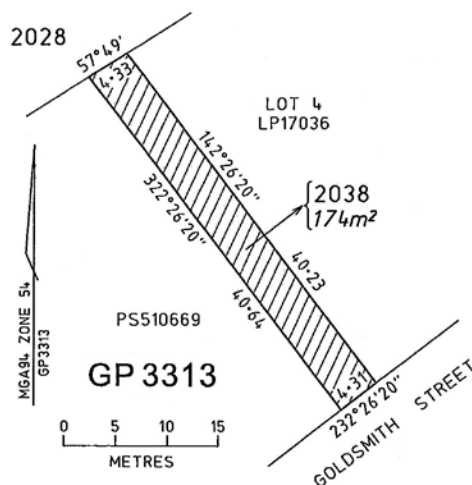
### **Land Act 1958**

#### CLOSURE OF UNUSED ROAD

Order in Council

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

MUNICIPAL DISTRICT OF THE  
CENTRAL GOLDFIELDS SHIRE COUNCIL  
MARYBOROUGH – The land in the Township of Maryborough, Parish of Maryborough being Crown Allotment 2038 shown by hatching on plan GP3313 hereunder. – (GP3313) – (06L6-11124)



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

Dated 23 July 2013

Responsible Minister

RYAN SMITH

Minister for Environment and  
Climate Change

YVETTE CARISBROOKE  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**

## INCORPORATION OF COMMITTEES OF MANAGEMENT

## Order in Council

The Governor in Council, under section 14A(1) of the **Crown Land (Reserves) Act 1978**, being satisfied that it is in the public interest to declare to be corporations the committees of management appointed under section 14(2) of the Act of the lands described in Column 2 hereunder:—

- (a) declares that the committees of management shall be corporations;
- (b) assigns the names shown in Column 1 to the corporations.

**Schedule G12/2013**

<b>Column 1 Corporate name</b>	<b>Column 2 Crown Reserves currently managed by Committee</b>
Leonards Hill Mechanics Institute and Free Library Committee of Management Incorporated	The Crown land in the Parish of Wombat (Now Township of Leonards Hill) Permanently reserved as a Site for a Mechanics' Institute and Free Library by Order in Council of 14 June, 1904 (vide Government Gazette of 22 June, 1904 – page 1958). File Ref: Rs 2268, 0512697.
Underbool School Bushland Reserve Committee Incorporated	Crown Allotment 13C, Section 9, Township of Underbool, Parish of Underbool temporarily reserved for Conservation of an area of natural interest by Order in Council of 14 December, 1999 (vide Government Gazette of 16 December, 1999 – page 2741). File Ref: 2008504, COM2008504.

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

Dated 23 July 2013

Responsible Minister

RYAN SMITH

Minister for Environment and Climate Change

YVETTE CARISBROOKE  
Clerk of the Executive Council



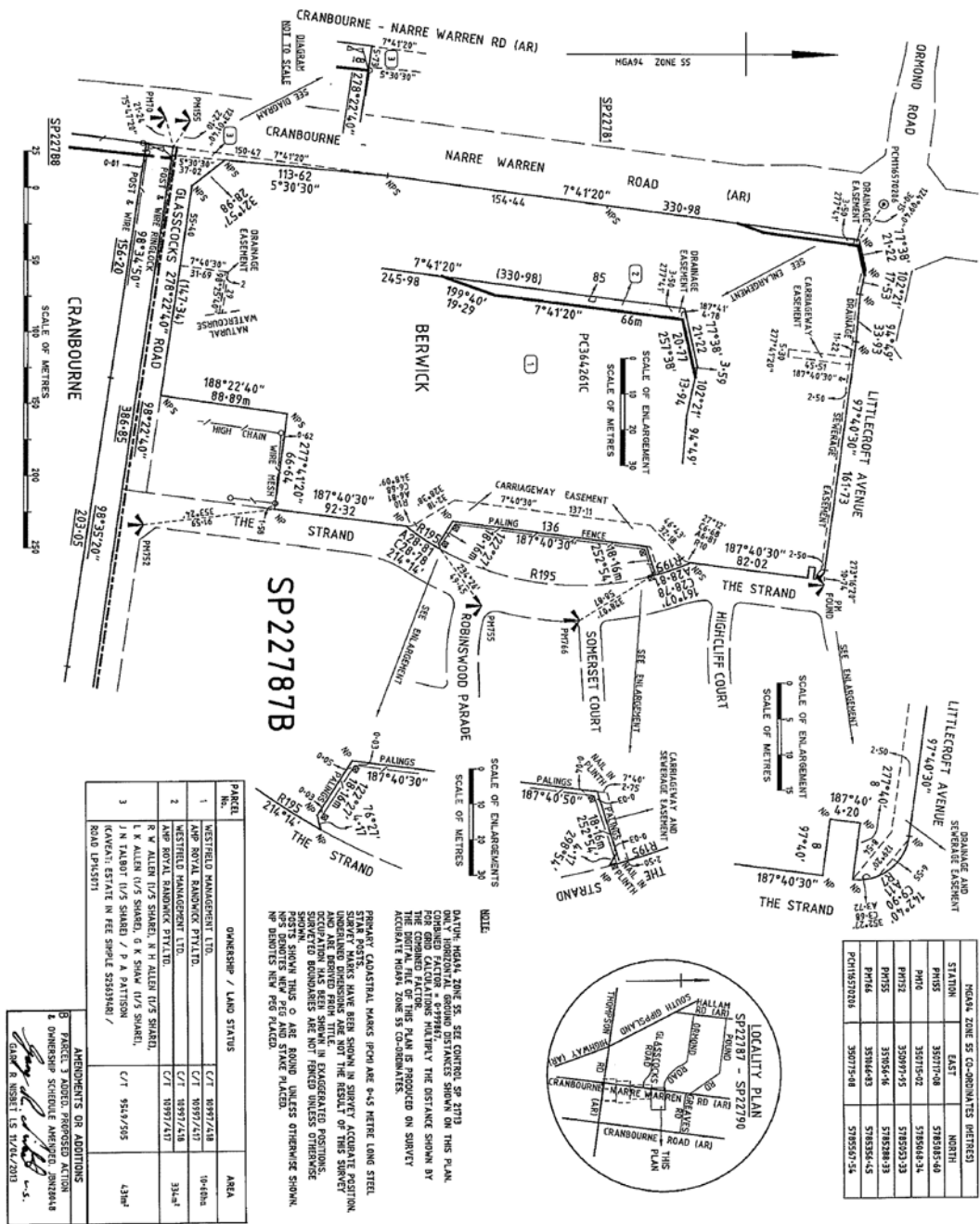
**Land Acquisition and Compensation Act 1986**  
CERTIFICATION PURSUANT TO SECTION 5(3) OF  
THE **LAND ACQUISITION AND COMPENSATION ACT 1986**

Order in Council

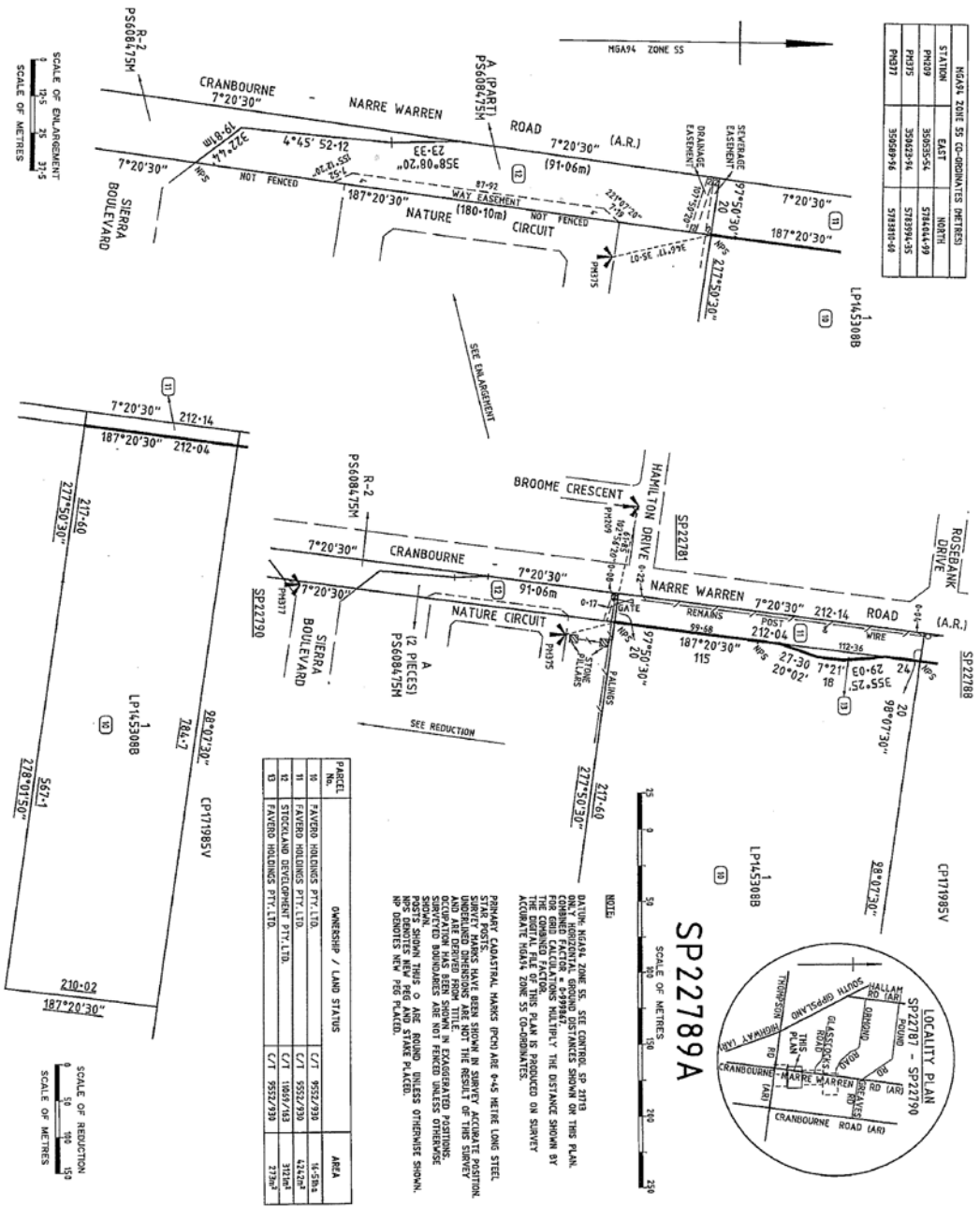
Under section 5(3) of the **Land Acquisition and Compensation Act 1986**, the Governor in Council certifies the following land as land for which reservation is undesirable and contrary to the public interest.

The land shown as:

- Parcel 2 on attached Plan of Survey 22787B, being part of the land described in Certificates of Title Volume 10997 Folios 417 and 418, being part of the land in Plan of Consolidation 364261C and located at the corner of Narre Warren–Cranbourne Road and Littlecroft Avenue;
- Parcel 13 on attached Plan of Survey 22789A, being part of the land described in Certificate of Title Volume 9552 Folio 930, part of Lot 1 on Plan of Subdivision 145308 and located at 470 Narre Warren Road, Cranbourne North;
- Parcel 21 on attached Plan of Survey 22790B, being part of the land described in Certificate of Title Volume 11069 Folio 273, part of Reserve 3 on Plan of Subdivision 608475M and located at 2I Sierra Boulevard, Cranbourne North;
- Parcel 1 on attached Plan of Survey 22839, being part of the land described in Certificate of Title Volume 9501 Folio 748, part of the land in Plan of Consolidation 154778 and located at 292–298 Cranbourne Road, Narre Warren South;
- Parcels 1 and 3 on attached Plan of Survey 22859A, being part of the land described in Certificate of Title Volume 10029 Folio 191, part of Reserve 1 on Plan of Subdivision 221010F and located at 305–353P Cranbourne Road, Narre Warren South;
- Parcel 5 on attached Plan of Survey 22859A, being part of the land described in Certificate of Title Volume 9770 Folio 830, part of Reserve 2 on Plan of Subdivision 208135J and located at 300–356P Cranbourne Road, Narre Warren South;
- Parcel 20 on attached Plan of Survey 22860A, being part of the land described in Certificate of Title Volume 10594 Folio 815, part of Reserve 4 on Plan of Subdivision 430290P and located at 305–353P Cranbourne Road, Narre Warren South;
- Parcel 23 on attached Plan of Survey 22860A, being part of the land described in Certificate of Title Volume 10178 Folio 571, part of Reserve 2 on Plan of Subdivision 307134T and located at 305–353P Cranbourne Road, Narre Warren South;
- Parcel 24 on attached Plan of Survey 22860A, being part of the land described in Certificate of Title Volume 10402 Folio 656, part of Reserve 2 on Plan of Subdivision 412944T and located at 362–390I Cranbourne Road, Narre Warren South;
- Parcel 40 on attached Plan of Survey 22861A, being part of the land described in Certificate of Title Volume 10178 Folio 570, part of Reserve 1 on Plan of Subdivision 307134T and located at 58–70I Golden Grove Drive, Narre Warren South;
- Parcel 60 on attached Plan of Survey 22862, being part of the land described in Certificate of Title Volume 10117 Folio 798, part of Reserve 4 on Plan of Subdivision 302546V and located at 445–465I Narre Warren Road, Cranbourne North; and
- Parcel 62 on attached Plan of Survey 22862, being part of the land described in Certificate of Title Volume 10068 Folio 400, part of Reserve 2 on Plan of Subdivision 301325T and located at 445–465I Narre Warren Road, Cranbourne North.



Note: The registered proprietor of the land the subject of CT 10997/417 (being part of Parcel 2) is Re Nominee Company Pty Ltd.



STATION	EAST CO-ORDINATES (METRES)	NORTH
PR029	309255.54	571444.49
PR028	309239.54	572599.35
PR027	309229.74	573781.49



SP22789A

PARCEL NO.	OWNERSHIP / LAND STATUS	AREA
A	FAYARD HOLDINGS PTY.LTD.	14.52ha
B	FAYARD HOLDINGS PTY.LTD.	43.21ha
C	FAYARD HOLDINGS PTY.LTD.	37.25ha
D	FAYARD HOLDINGS PTY.LTD.	17.25ha

**NOTE**

DATUM: NGA94 ZONE 55. SEE CONTROL SP 2113

ONLY HORIZONTAL GROUND DISTANCES SHOWN ON THIS PLAN.

CONVERSION FACTOR = 0.99984

ONLY HORIZONTAL DISTANCES SHOWN ON THIS PLAN.

THE DISTANCE SHOWN BY THE CURVED LINE IS THE DISTANCE SHOWN BY THE CURVED LINE.

THE DISTANCE SHOWN BY THE STRAIGHT LINE IS THE DISTANCE SHOWN BY THE STRAIGHT LINE.

ACKNOWLEDGE NGA94 ZONE 55 COORDINATES.

PRIMARY ADAPTATIONAL HAZARDS (POLY) ARE 4-5 METRE LONG STEEL STAR POSTS.

SURVEY MARKS HAVE BEEN SHOWN IN SURVEY ACCORD TO POSITION AND ARE BENEATH FROM TITLE.

OCCUPATION HAS BEEN SHOWN IN EXAGGERATED DISTANCE.

SPONSOR FOR BOUNDARIES AND NOT FENCED BOUNDARIES.

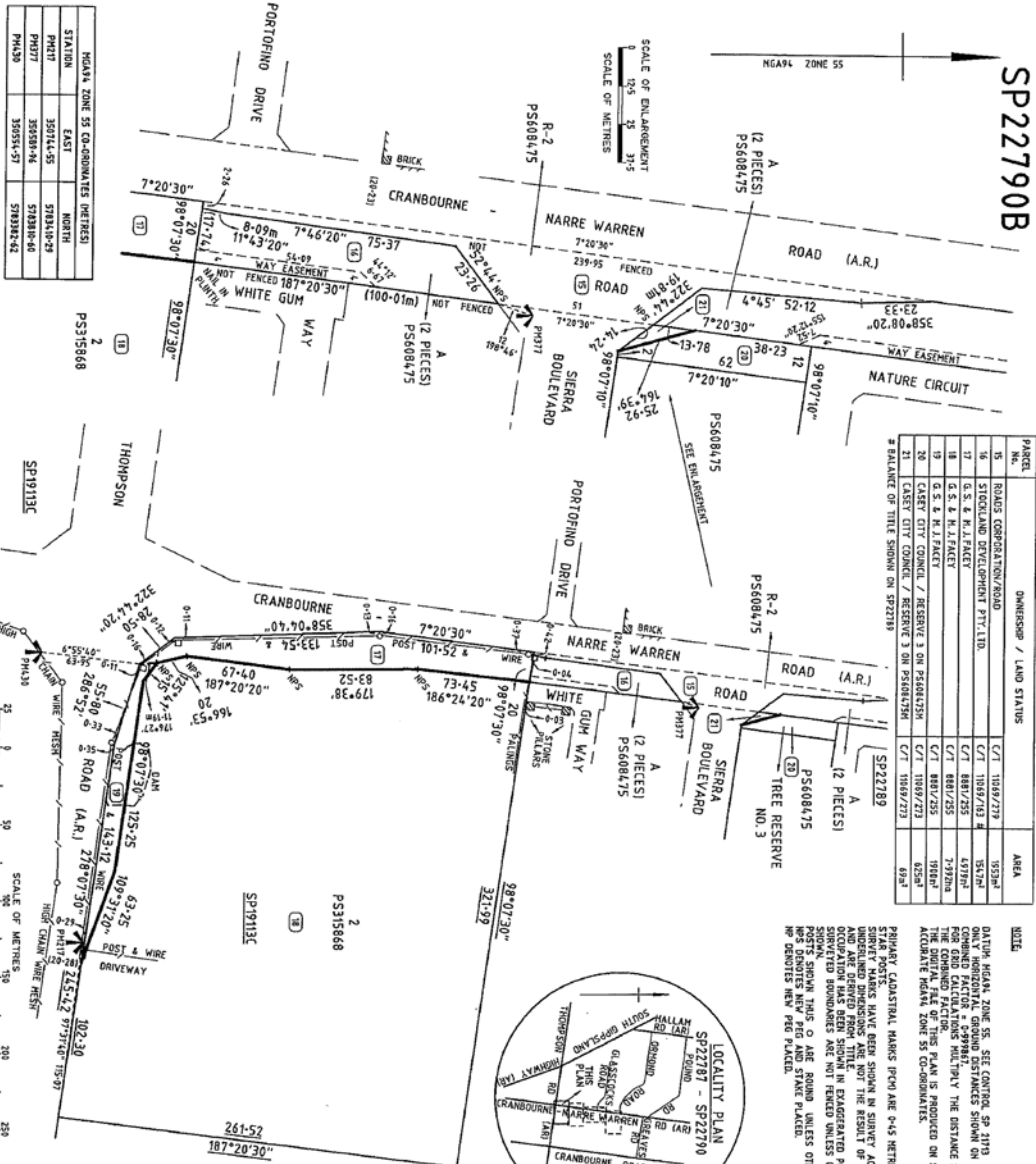
POSTS SHOWN THIS TO ARE ROUND UNLESS OTHERWISE SHOWN.

NP DENOTES NEW PEG PLACEMENT.

SCALE OF ENLARGEMENT  
1:25  
SCALE OF METRES

SCALE OF REDUCTION  
1:50  
SCALE OF METRES

SP22790B



MOANA ZONE 55 CO-ORDINATES (METERS)			
STATION	EAST	NORTH	
PH17	350144.55	579418.29	
PH177	350389.94	579381.66	
PH1430	350554.57	579381.66	

PARCEL No.	DIMENSION / LAND STATUS	AREA
15	ROADS CORPORATION/ROAD	1589.779
16	STOCKLAND DEVELOPMENT P/LY LTD	157.72
17	G.S. & M. I. PACEY	497.74
18	G.S. & M. I. PACEY	719.284
19	G.S. & M. I. PACEY	978.67
20	CAREY CITY COUNCIL / RESERVE 3 ON PS608475	625.4
21	CAREY CITY COUNCIL / RESERVE 3 ON PS608475	1188.773
21	# BALANCE OF TITLE SHOWN ON SP22789	69.7

**NOTE**

ONLY METRIC MEASUREMENTS ARE SHOWN ON THIS PLAN. ONLY HORIZONTAL DISTANCES SHOWN ON THIS PLAN. CORNER FACTOR = 0.9999841. THE DISTANCE SHOWN BY THE DOUBLE LINE OF THIS PLAN IS PRODUCED ON SURVEY ACCORDING TO THE METRIC SYSTEM. THE DISTANCE SHOWN BY THE SINGLE LINE OF THIS PLAN IS PRODUCED ON SURVEY ACCORDING TO THE METRIC SYSTEM. THE DISTANCE SHOWN BY THE DOUBLE LINE OF THIS PLAN IS PRODUCED ON SURVEY ACCORDING TO THE METRIC SYSTEM. THE DISTANCE SHOWN BY THE SINGLE LINE OF THIS PLAN IS PRODUCED ON SURVEY ACCORDING TO THE METRIC SYSTEM.

PRIMARY CASTERAL MARKS FROM ARE 0-45 METRE LONG STEEL STAKE MARKS.

SURVEY MARKS HAVE BEEN SHOWN IN SURVEY ACCURATE POSITION, AND ARE DERIVED FROM TITLE.

OCCUPATION HAS BEEN SHOWN IN EXAGGERATED POSITIONS, SHOWN BY THE DOUBLE LINE OF THIS PLAN. UNLESS OTHERWISE SHOWN, SHOWN BY THE SINGLE LINE OF THIS PLAN.

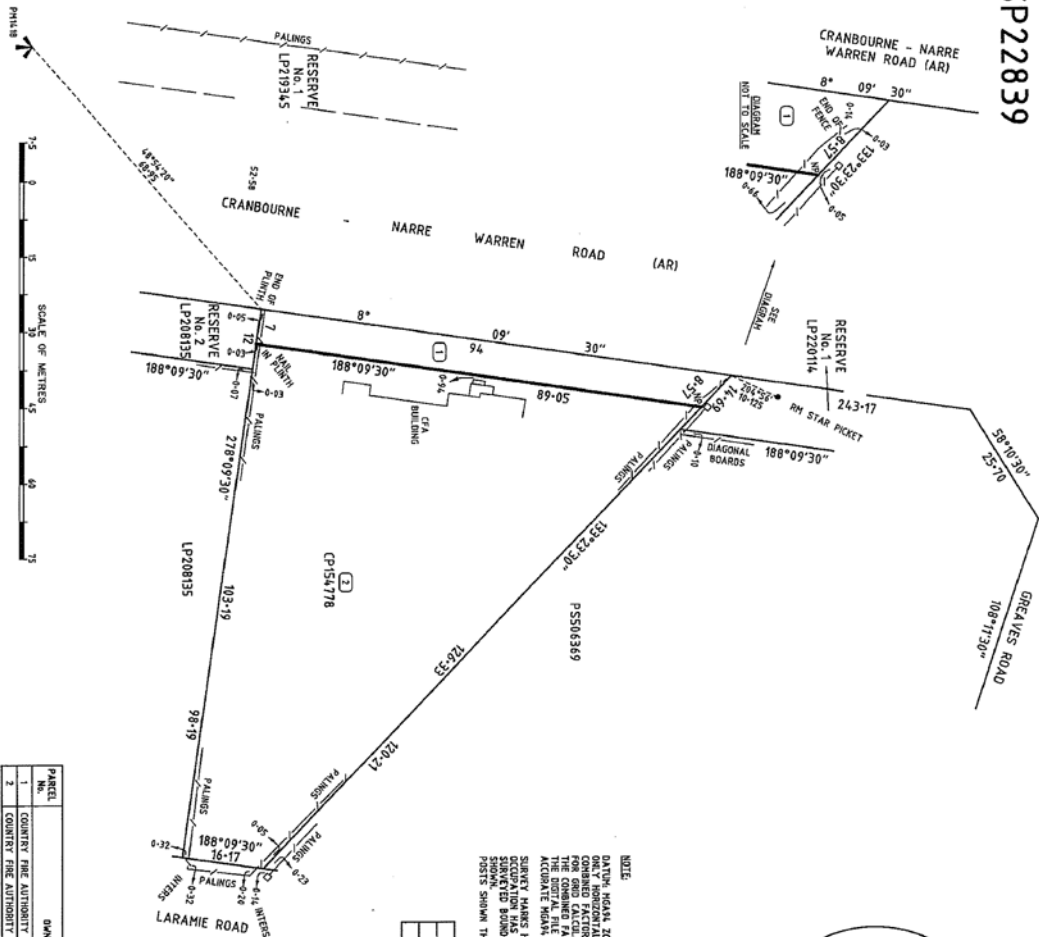
POSTS, STAKES AND RAILS ARE SHOWN UNLESS OTHERWISE SHOWN BY THE DOUBLE LINE OF THIS PLAN.

HP DENOTES NEW PEG PLACED.

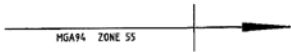


MOANA ZONE 55 CO-ORDINATES (METERS)			
STATION	EAST	NORTH	
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PH177	350389.94	579381.66	
PH1430	350554.57	579381.66	

SP22839

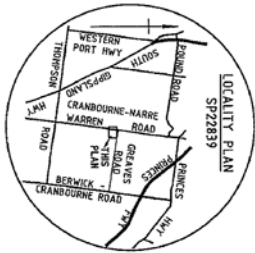


PARTIAL	OWNERSHIP / LAND STATUS	AREA
1	C/T 9591/748	44m <sup>2</sup>
2	C/T 9591/748	542m <sup>2</sup>



MARK	ZONE 55 CO-ORDINATES (METRES)
STATION	EAST NORTH
PH1418	35088248 57892344

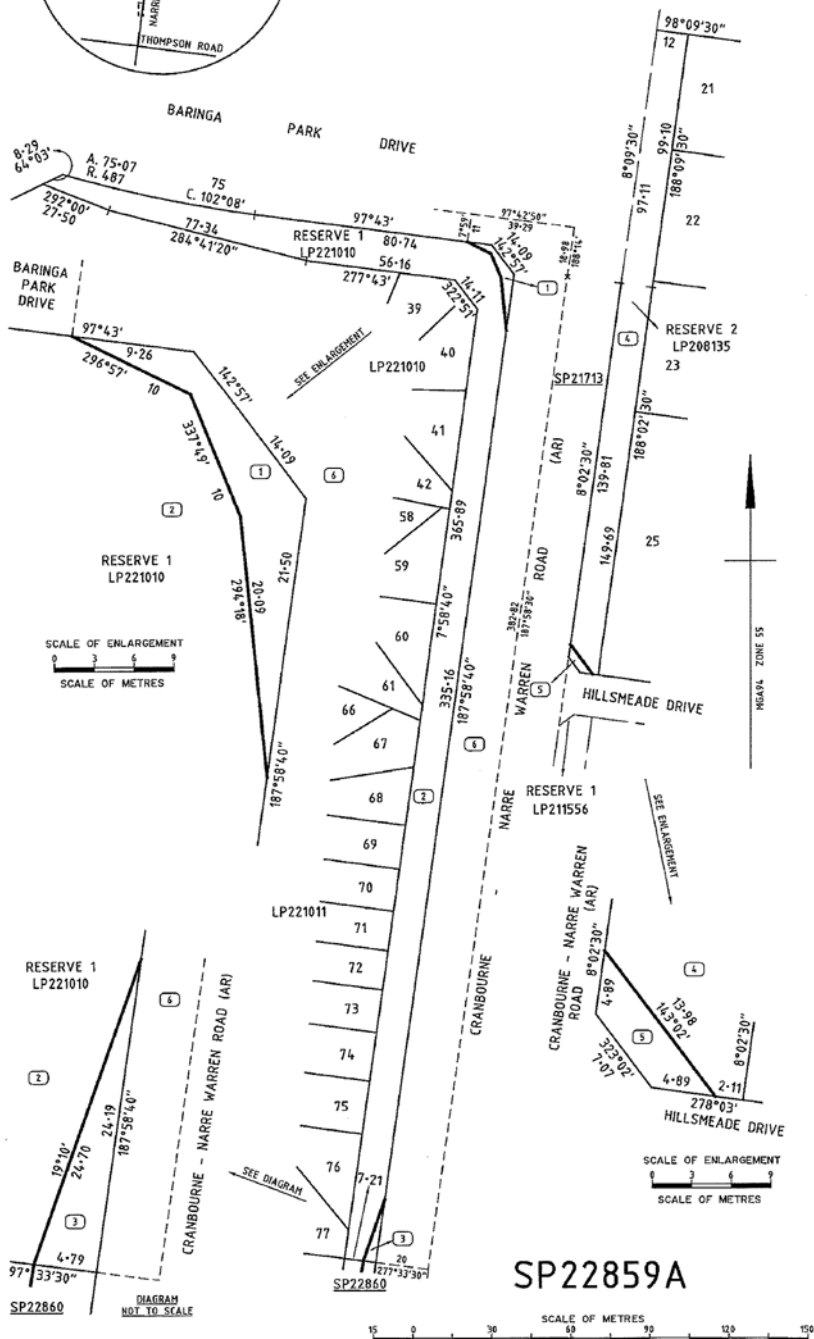
**NOTE**  
 DATUM: HGA94, ZONE 55 VICE ROADS CORPORATION CO-ORDINATION: SP2173.  
 ONLY HORIZONTAL GROUND DISTANCES SHOWN ON THIS PLAN  
 FOR GRID CALCULATIONS MULTIPLY THE DISTANCE SHOWN BY  
 THE CORRECTION FACTOR.  
 THIS PLAN IS PRODUCED ON SURVEY  
 ACCURATE HGA94, ZONE 55 CO-ORDINATES.  
 SURVEY MARKS HAVE BEEN SHOWN IN SURVEY ACQUIRE POSITION.  
 OCCUPATION HAS BEEN SHOWN IN EXAGGERATED POSITIONS.  
 UNFENCED BOUNDARIES ARE NOT FENCED UNLESS OTHERWISE  
 INDICATED.  
 POSTS SHOWN THIS □ ARE SQUARE TIMBER POSTS.





PARCEL No.	OWNERSHIP / LAND STATUS	AREA
1	CASEY CITY COUNCIL / RESERVE 1 ON LP221010	C/T 19029/191 301 m <sup>2</sup>
2	CASEY CITY COUNCIL / RESERVE 1 ON LP221010	C/T 19029/191 6342 m <sup>2</sup> (T)
3	CASEY CITY COUNCIL / RESERVE 1 ON LP221010	C/T 19029/191 58 m <sup>2</sup>
4	CASEY CITY COUNCIL / RESERVE 2 ON LP208135	C/T 9770/830 2913 m <sup>2</sup> (T)
5	CASEY CITY COUNCIL / RESERVE 2 ON LP208135	C/T 9770/830 36 m <sup>2</sup>
6	RESIDENTIAL DEVELOPMENTS AUSTRALIA PTY LTD / ROADS ON LP221010 (PART)	C/T 10029/196 (PART) 8295 m <sup>2</sup>

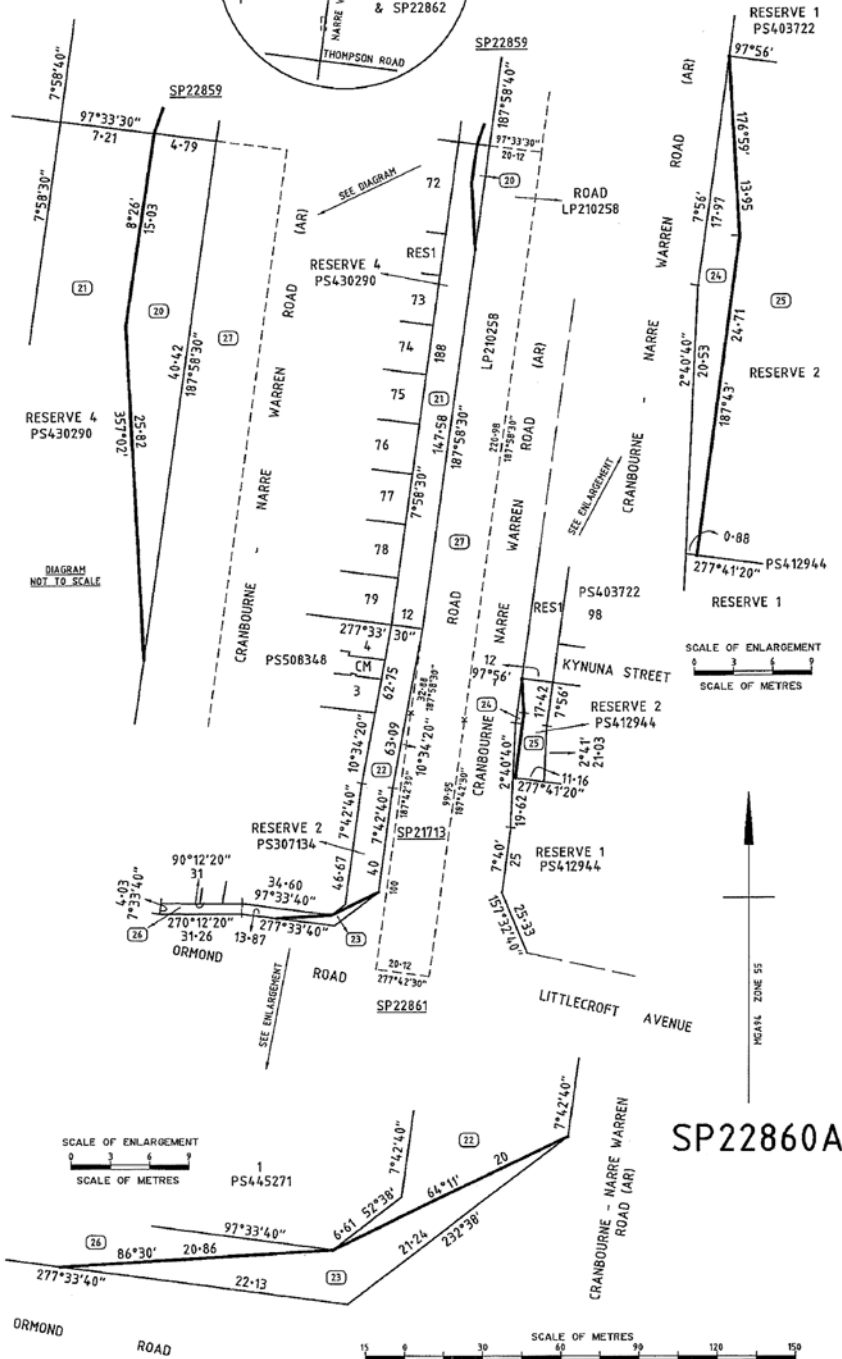
(T) INDICATES THAT THE AREA IS OBTAINED BY DEDUCTION FROM TITLE.





PARCEL No.	OWNERSHIP / LAND STATUS	AREA
20	CASEY CITY COUNCIL / RESERVE 4 ON PS430290	C/T 10594/815 135 m <sup>2</sup>
21	CASEY CITY COUNCIL / RESERVE 4 ON PS430290	C/T 10594/815 2121 m <sup>2</sup> (T)
22	CASEY CITY COUNCIL / RESERVE 2 ON PS307134	C/T 10178/571 1286 m <sup>2</sup> (T)
23	CASEY CITY COUNCIL / RESERVE 2 ON PS307134	C/T 10178/571 87 m <sup>2</sup>
24	CASEY CITY COUNCIL / RESERVE 2 ON PS412944	C/T 10402/456 66 m <sup>2</sup>
25	CASEY CITY COUNCIL / RESERVE 2 ON PS412944	C/T 10402/456 376 m <sup>2</sup> (T)
26	CASEY CITY COUNCIL / RESERVE 2 ON PS307134	C/T 10178/571 222 m <sup>2</sup>
27	L K ALLEN / ROADS ON LP210258 (PART)	C/T 9794/626 (PT) 6456 m <sup>2</sup>

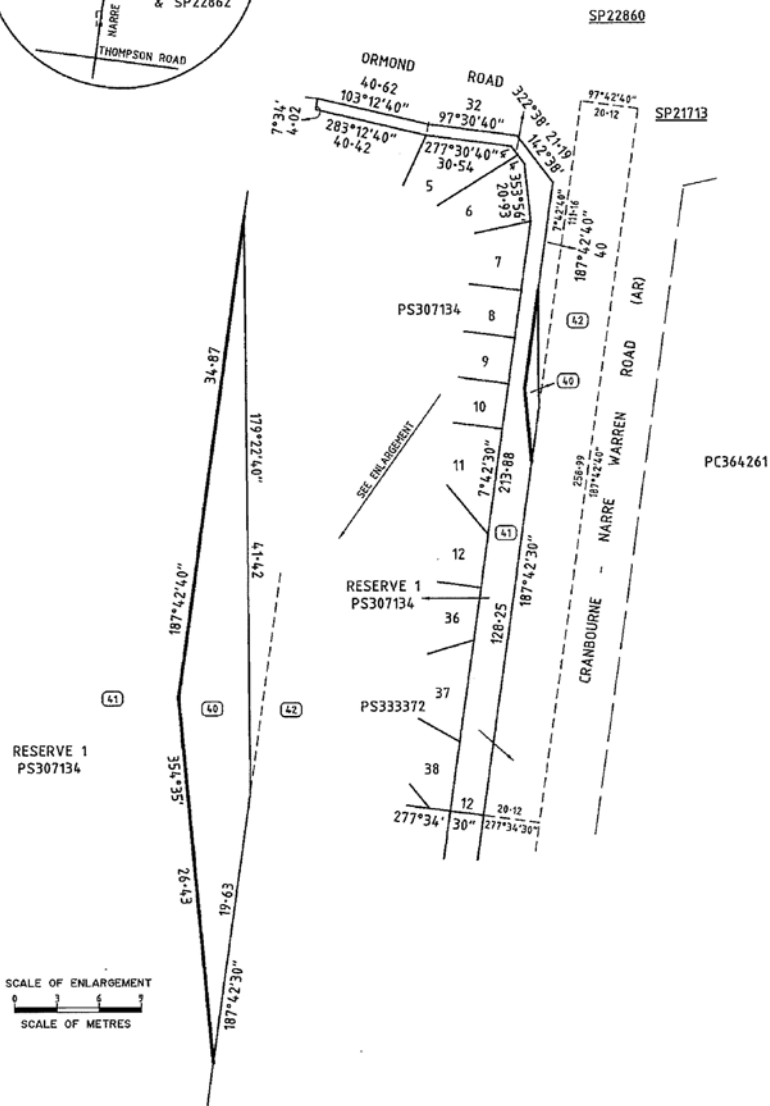
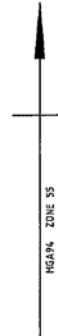
(T) INDICATES THAT THE AREA IS OBTAINED BY DEDUCTION FROM TITLE



SP22860A

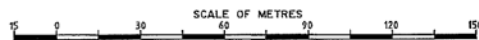


SP22861A

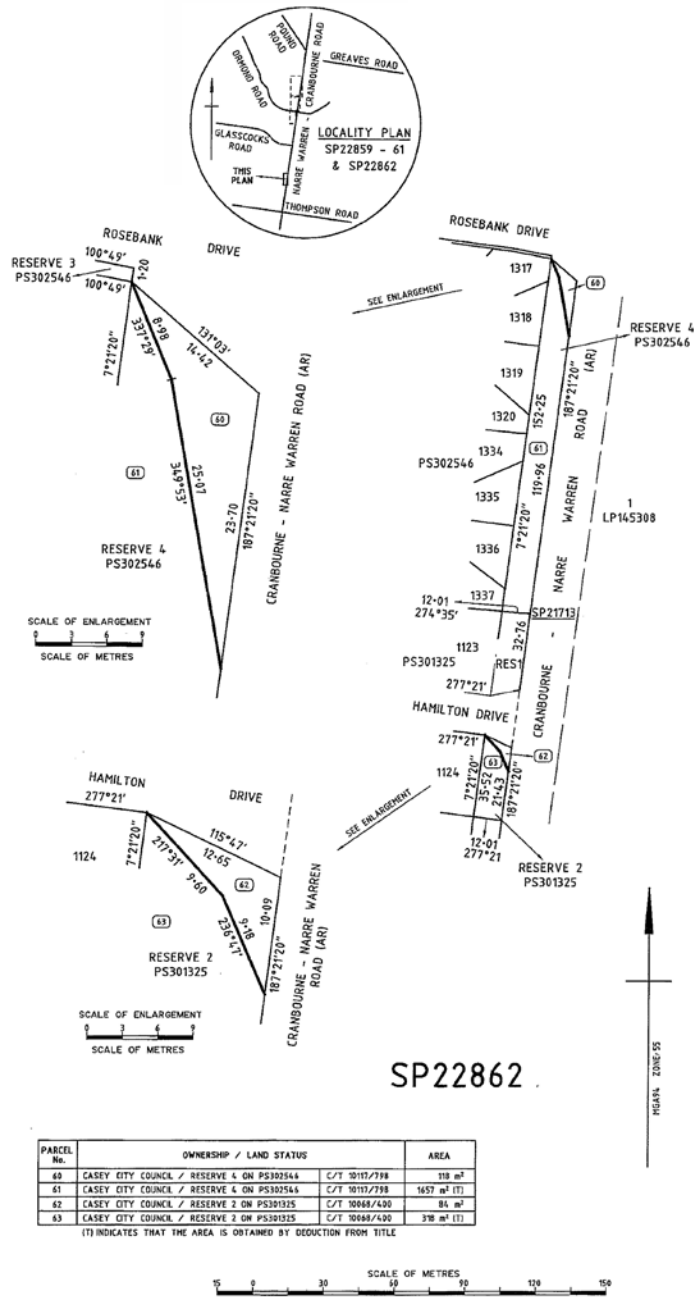


PARCEL No.	OWNERSHIP / LAND STATUS	AREA
40	CASEY CITY COUNCIL / RESERVE 1 ON PS307134 C/T 10178/570	168 m <sup>2</sup>
41	CASEY CITY COUNCIL / RESERVE 1 ON PS307134 C/T 10178/570	2614 m <sup>2</sup> (T)
42	L K ALLEN / ROAD ON LP210258 (PART) C/T 9794/620 (PT)	5211 m <sup>2</sup> (T)

(T) INDICATES THAT THE AREA IS OBTAINED BY DEDUCTION FROM TITLE







This legislative instrument comes into effect on the date published in the Government Gazette.  
 Dated 23 July 2013  
 Responsible Minister  
 THE HON GORDON RICH-PHILLIPS MLC  
 Acting Attorney-General

YVETTE CARISBROOKE  
 Clerk of the Executive Council

**Plant Biosecurity Act 2010****ORDER DECLARING A CONTROL AREA IN VICTORIA FOR THE PURPOSE OF  
PREVENTING THE ENTRY OF THE PEST GRAPE PHYLLOXERA****Order in Council**

The Governor in Council makes the following Order.

Dated 23 July 2013

Responsible Minister:

PETER WALSH MLA

Minister for Agriculture and Food Security

YVETTE CARISBROOKE  
Clerk of the Executive Council

**1 Objective**

The objective of this Order is to declare a control area in Victoria for the purposes of preventing the entry of the pest Grape Phylloxera from other parts of Victoria.

**2 Authorising Provision**

This Order is made under section 19 of the **Plant Biosecurity Act 2010**.

**3 Commencement**

This Order comes into operation on the day of its publication in the Government Gazette and expires 12 months from that date.

**4 Revocation**

The Order made by Governor in Council on 24 July 2012 declaring an area in Victoria to be control area for the purpose of preventing the entry of Grape Phylloxera as published in Government Gazette G30 on 26 July 2012 is **revoked**.

**5 Definitions**

**grape phylloxera** means the pest *Daktulosphaira vitifoliae* (Filch);

**host material** means any plant, plant part or plant product of the genus *Vitis*, including potted vines, cuttings, rootlings, grapes, grape marc, grape must, juice, germplasm and plant and soil samples for diagnostic purposes;

**juice** means fresh, unclarified or unfiltered juice, but not juice filtered or otherwise processed so as to achieve a maximum particle size of 50 microns.

**6 Control area for preventing the entry of Phylloxera**

The area, to be known as the Victoria Phylloxera Exclusion Zone, described in the Schedule is declared to be a control area for the purpose of preventing the entry of the pest Grape Phylloxera.

**7 Prohibitions**

1. The entry into the control area of –

- (a) any host material; or
- (b) any agricultural equipment that has been used for the cultivation, harvesting, handling, transport or processing of plants, plant parts or plant products of the genus *Vitis*; or
- (c) any package which has contained any plant, plant part or plant product of the genus *Vitis*; or
- (d) soil originating from a property involved in the cultivation or handling of plants, plant parts or plant products of the genus *Vitis* –

is **prohibited**.

2. Subclause (1) does not apply in the case of any –
  - (a) host material, equipment, package or soil sourced from, or last used on, a property located in an area of Victoria declared as a control area for preventing the entry of phylloxera; or
  - (b) table grapes treated in a manner approved by the Director, Plant Biosecurity and Product Integrity or the Plant Biosecurity Manager.

#### SCHEDULE

The area of land within the rural cities of Mildura and Swan Hill, the Shires of Gannawarra and West Wimmera, and the Geographical Indication ‘Henty’ (Commonwealth of Australia Gazette, No. GN 23, Wednesday 14 June 2000, page 3); and –

the area of land within the rural city of Ararat and the Shires of Northern Grampians and Pyrenees, and the area bounded by a line commencing at the intersection of the boundaries of the Shires of Moyne and Southern Grampians and the rural city of Ararat, then in a south-westerly direction along the southern boundary of the Shire of Southern Grampians to the intersection of the boundary of the Shires of Southern Grampians and Moyne, and the Geographical Indication ‘Henty’ (Register of Protected Names, 24 August 2000), then in a generally northerly direction along the boundary of the Geographical Indication ‘Henty’ to the intersection of the Wannon River and Bundol Road, then in a north-easterly direction along Bundol Road to the intersection of Bundol Road and Victoria Valley Road, then in a northerly direction along Victoria Valley Road to the intersection of Victoria Valley Road and Cassidys Gap Road, then in a easterly direction along Cassidys Gap Road to the intersection of Cassidys Gap Road and the boundary of the Rural City of Ararat, then in a generally southerly direction along the boundary of the rural city of Ararat to the point of commencement; and –

the area of land bounded by a line commencing at the intersection of the Geographical Indication ‘Bendigo’ (Register of Protected Names, 27 June 2001) and the Shires of Hepburn and Pyrenees, then in a northerly direction along the eastern boundary of the Shire of Pyrenees, to the intersection of the boundaries of the Shires of Northern Grampians and Pyrenees and the Geographical Indication ‘Bendigo’, then in a northerly, then easterly direction along the boundary of the Geographical Indication ‘Bendigo’, to the intersection of the Geographical Indication ‘Bendigo’ and the Geographical Indication ‘Heathcote’ (Register of Protected Names, 21 August 2002), then in a north-easterly, easterly and then southerly direction along the boundary of the Geographical Indication ‘Heathcote’ to the intersection of the Geographical Indication ‘Heathcote’ and Bendigo–Murchison Road, then in an easterly direction along Bendigo–Murchison Road to the intersection of Bendigo–Murchison Road and Kennedy Road, then in a southerly direction along Kennedy Road to the intersection of Kennedy Road and Bakers Bridge Road, then in a westerly direction along Bakers Bridge Road to the intersection of Bakers Bridge Road, Egans Bridge Road and the Geographical Indication ‘Heathcote’, then in a southerly direction along the boundary of the Geographical Indication ‘Heathcote’ to the intersection of the Geographical Indication ‘Heathcote’ and the Northern Highway, then in a southerly direction along the Northern Highway to the intersection of the Northern Highway and Fullards Road, then in a straight line in a westerly direction to the intersection of Youngs Road and Baynton–Pyalong Road, then in a straight line in a north-westerly direction to the boundary of the Geographical Indication ‘Heathcote’ at the intersection of Sievers Lane and Watchbox Road, then in a south-westerly, then westerly direction along the boundary of the Geographical Indication ‘Heathcote’ to the intersection of the Geographical Indication ‘Heathcote’ and Morgans Road, then in a generally south-westerly direction along Morgans Road to the intersection of Morgans Road and Goldfields Road, then in a straight line in a south-westerly direction to the intersection of the Calder Highway and Forrest Road, then in a straight line in a north-westerly direction to the intersection of Vaughan–Chewton Road and Campbells Creek–Fryers Road, then in a north-westerly direction along Campbells Creek–Fryers Road to the intersection of Campbells Creek–Fryers Road and the boundary of the Geographical Indication ‘Bendigo’, then in a westerly and then southerly direction along the boundary of the Geographical Indication ‘Bendigo’ to the intersection of the Geographical Indication ‘Bendigo’ and Yandoit–Sandon Road

then in an easterly direction along Yandoit–Sandon Road to the intersection of Yandoit–Sandon Road and Yandoit Creek Road, then in a southerly direction along Yandoit Creek Road to the intersection of Yandoit Creek Road and Yandoit–Werona Road, then in a south-westerly direction along Yandoit–Werona Road to the boundary of the Geographical Indication ‘Bendigo’ then in a southerly, then westerly direction along the boundary of the Geographical Indication ‘Bendigo’ to the point of commencement; and –

the area of land bounded by a line commencing at the intersection of the coast line of Victoria and Duncans Road, then in a northerly direction along Duncans Road to the intersection of Duncans Road and the Princes Freeway, then in a south-westerly direction along the Princes Freeway to the intersection of the Princes Freeway and Little River Road, then in a westerly direction along Little River Road to the intersection of Little River Road and Old Melbourne Road, then in a south-westerly direction along Old Melbourne Road to the intersection of Old Melbourne Road and Peak School Road, then in a westerly direction along Peak School Road to the intersection of Peak School Road and Bacchus Marsh–Geelong Road, then in a northerly direction along Bacchus Marsh–Geelong Road to the intersection of Bacchus Marsh–Geelong Road and Carrs Road, then in a westerly direction along Carrs Road to the intersection of Carrs Road and Old Boundary Road, then in a northerly direction along Old Boundary Road to the intersection of Old Boundary Road and Granite Road, then in a westerly direction along Granite Road to the intersection of Granite Road and Staughton Vale Road, then in a south-westerly direction along Staughton Vale Road to the intersection of Staughton Vale Road and Geelong–Ballan Road, then in a north-westerly direction along Geelong–Ballan Road to the intersection of Geelong–Ballan Road and Clarkes Road, then in a south-westerly direction along Clarkes Road to the intersection of Clarkes Road and De Motts Road, then in a westerly direction along De Motts Road to the intersection of De Motts Road and Meredith–Steiglitz Road, then in a north-westerly direction along Meredith–Steiglitz Road to the intersection of Meredith–Steiglitz Road and the Midland Highway, then in a northerly direction along the Midland Highway to the intersection of the Midland Highway and Mount Doran–Settlement Road, then in a northerly direction along Mount Doran–Settlement Road, which becomes Settlement Road, which becomes Hughes Road, which becomes Coalmine Road, which becomes Yendon–Lal Lal Road, to the intersection of Yendon–Lal Lal Road and Yendon–Egerton Road, then in a westerly direction along Yendon–Egerton Road, which becomes Yendon No 2 Road, to the intersection of Yendon No 2 Road and the Midland Highway, then in a north-westerly direction along the Midland Highway to the intersection of the Midland Highway and Nashs Road, then in a southerly direction along Nashs Road to the intersection of Nashs Road and Brennans Road, then in a westerly direction along Brennans Road to the intersection of Brennans Road and Sandy Hill Road, then in a southerly direction along Sandy Hill Road to the intersection of Sandy Hill Road and Buninyong–Mount Mercer Road, then in a southerly direction along Buninyong–Mount Mercer Road to the intersection of Buninyong–Mount Mercer Road and Hardies Hill Road, then in a south-westerly direction along Hardies Hill Road, to the intersection of Hardies Hill Road and McKees Road, then in a southerly direction along McKees Road, which becomes McKerrals Road, to the intersection of McKerrals Road and Dereel–Mount Mercer Road, then in a westerly direction along Dereel–Mount Mercer Road to the intersection of Dereel–Mount Mercer Road and Colac–Ballarat Road, then in a northerly direction along Colac–Ballarat Road to the intersection of Colac–Ballarat Road and Misery Creek Road, then in a north-westerly direction along Misery Creek Road to the intersection of Misery Creek Road and Berringa–Misery Creek Road, then in a westerly direction along Berringa–Misery Creek Road to the intersection of Berringa–Misery Creek Road and Staffordshire Reef Road, then in a southerly direction along Staffordshire Reef Road to the intersection of Staffordshire Reef Road and Derwent Jacks Road, then in a westerly direction along Derwent Jacks Road to the intersection of Derwent Jacks Road and Pitfield–Scarsdale Road, then in a southerly direction along Pitfield–Scarsdale Road to the intersection of Pitfield–Scarsdale Road and Rokewood–Skipton Road, then in a north-westerly direction along Rokewood–Skipton Road to the intersection of Rokewood–Skipton Road and Pittong–Lismore Road, then in a northerly direction along Pittong–Lismore Road, which becomes Pittong–Snake Valley Road to the intersection of Pittong–Snake Valley Road and the boundary of

the Pyrenees Shire, then in a generally south-westerly direction along the boundary of the Pyrenees Shire to the intersection of the boundaries of the Pyrenees and Corangamite Shires and the Rural City of Ararat, then in a generally south-westerly direction along the boundary of the Rural City of Ararat to the intersection of the boundaries of the Rural City of Ararat and the Shires of Moyne and Southern Grampians, then in a south-westerly direction along the boundary of the Shire of Southern Grampians to the intersection of the boundaries of the Shires of Southern Grampians and Moyne, and The Geographical Indication 'Henty' (Commonwealth of Australia Gazette, No GN23, Wednesday 14 June 2000, page 3), then in a generally southerly direction along the boundary of the Geographical indication 'Henty' to the intersection of the Geographical indication 'Henty' and the coast line of Victoria, then in a generally easterly direction along the coast line of Victoria to the point of commencement; and –

the area of land bounded by a line commencing at the intersection of the Murray River and the Goulburn Valley Highway and continuing in a southerly direction along the Goulburn Valley Highway to the intersection of the Goulburn Valley Highway and Cobram–Koonoomoo Road, then in a south easterly direction along Cobram–Koonoomoo Road to the intersection of Cobram–Koonoomoo Road and Purgatory Road, then in a southerly direction along Purgatory Road to the intersection of Purgatory Road and the Murray Valley Highway, then in a westerly direction along the Murray Valley Highway to the intersection of the Murray Valley Highway and Labuan Road, then in a southerly direction along Labuan Road to the intersection of Labuan Road and Hays Road, then in a westerly direction along Hays Road to the intersection of Hays Road and the Goulburn Valley Highway, then in a southerly direction along the Goulburn Valley Highway to the intersection of the Goulburn Valley Highway and Centre Road, then in a westerly direction along Centre Road to the intersection of Centre Road and the Murray Valley Highway, then in a generally southerly, then westerly direction, along the Murray Valley Highway to the intersection of the Murray Valley Highway and Odea Road, then in a south-westerly direction along Odea Road to the intersection of Odea Road and Fraser Road, then in a southerly direction along Fraser Road to the intersection of Fraser Road and Graham Road, then in a westerly direction along Graham Road to the intersection of Graham Road and Echuca–Nanneella Road, then in a southerly direction along Echuca–Nanneella Road, which becomes Quarry Road, to the intersection of Quarry Road and the Geographical Indication 'Heathcote' (Register of Protected Names, 21 August 2002), then in a westerly direction along the northern boundary of Geographical Indication 'Heathcote' to the intersection of the Geographical Indication 'Heathcote' and the Geographical Indication 'Bendigo' (Register of Protected Names, 27 June 2001), then in a westerly direction along the northern boundary of the Geographical Indication 'Bendigo' to the intersection of the Geographical Indication 'Bendigo' and the boundary of the Shire of Northern Grampians, then in a westerly, then southerly direction, along the northern and western boundary of the Shire of Northern Grampians to the intersection of the Shire of Northern Grampians and the Shire of Southern Grampians, then in a south-easterly, then south-westerly, direction along the eastern boundary of the Shire of Southern Grampians to the intersection of the Shire of Southern Grampians and Cassidy's Gap Road, then in a westerly direction along Cassidy's Gap Road to the intersection of Cassidy's Gap Road and Victoria Valley Road, then in a southerly direction along Victoria Valley Road to the intersection of Victoria Valley Road and Bundol Road, then in a south-westerly direction along Bundol Road to the intersection of Bundol Road, the Wannon River and the Geographical Indication 'Henty' (Register of Protected Names, 24 August 2000), then in a north-westerly direction along the boundary of the Geographical Indication 'Henty' to the intersection of the Geographical Indication 'Henty' and the Shire of West Wimmera, then in a northerly direction along the eastern boundary of the Shire of West Wimmera, to the intersection of Shire of West Wimmera and the Rural City of Mildura, then in an easterly direction along the southern boundary of the Rural City of Mildura to the intersection of the Rural City of Mildura and the Rural City of Swan Hill, then in an easterly direction along the southern boundary of the Rural City of Swan Hill to the intersection of the Rural City of Swan Hill and the Shire of Gannawarra, then in a southerly, then easterly direction, along the southern boundary of the Shire of Gannawarra to the intersection of the Shire of Gannawarra and the Murray River, then in a generally easterly direction along the Murray River to the point of commencement; and –

the area of land bounded by a line commencing at the intersection of the Hume Freeway and Seymour–Tooborac Road, then in a westerly direction along Seymour–Tooborac Road to the intersection of Seymour–Tooborac Road and the Northern Highway, then in a southerly direction along the Northern Highway to the intersection of Northern Highway and Fullards Road, then in a straight line in a westerly direction to the intersection of Youngs Road and Baynton–Pyalong Road, then in a straight line in a north-westerly direction to the boundary of the Geographical Indication ‘Heathcote’ at the intersection of Sievers Lane and Watchbox Road, then in a south-westerly, then westerly direction along the boundary of the Geographical Indication ‘Heathcote’ to the intersection of the Geographical Indication ‘Heathcote’ and Morgans Road, then in a generally south-westerly direction along Morgans Road to the intersection of Morgans Road and Goldfields Road, then in a straight line in a south-westerly direction to the intersection of the Calder Highway and Forrest Road, then in a straight line in a north-westerly direction to the intersection of Vaughan–Chewton Road and Campbells Creek–Fryers Road, then in a north-westerly direction along Campbells Creek–Fryers Road to the intersection of Campbells Creek–Fryers Road and the boundary of the Geographical Indication ‘Bendigo’, then in a westerly and then southerly direction along the boundary of the Geographical Indication ‘Bendigo’ to the intersection of the Geographical Indication ‘Bendigo’ and Yandoit–Sandon Road then in an easterly direction along Yandoit–Sandon Road to the intersection of Yandoit–Sandon Road and Yandoit Creek Road, then in a southerly direction along Yandoit Creek Road to the intersection of Yandoit Creek Road and Yandoit–Werona Road, then in a south-westerly direction along Yandoit–Werona Road to the boundary of the Geographical Indication ‘Bendigo’, then in a westerly direction along the southern boundary of the Geographical Indication ‘Bendigo’ to the intersection of Geographical Indication ‘Bendigo’ and the Shires of Hepburn and Pyrenees, then in a southerly, then westerly direction along the eastern and southerly boundaries of the Shire of Pyrenees to the intersection of the Shire of Pyrenees and Pittong–Snake Valley Road, then in a southerly direction along Pittong–Snake Valley Road, which becomes Pittong Lismore Road, to the intersection of Pittong–Lismore Road and Rokewood–Skipton Road, then in a south easterly direction along Rokewood–Skipton Road to the intersection of Rokewood–Skipton Road and Pitfield–Scarsdale Road, then in a northerly direction along Pitfield–Scarsdale Road to the intersection of Pitfield–Scarsdale Road and Derwent Jacks Road, then in an easterly direction along Derwent Jacks Road to the intersection of Derwent Jacks Road and Staffordshire Reef Road, then in a northerly direction along Staffordshire Reef Road to the intersection of Staffordshire Reef Road and Berringa–Misery Creek Road, then in an easterly direction along Berringa–Misery Creek Road to the intersection of Berringa–Misery Creek Road and Misery Creek Road, then in a south easterly direction along Misery Creek Road to the intersection of Misery Creek Road and Colac–Ballarat Road, then in a southerly direction along Colac–Ballarat Road to the intersection of Colac–Ballarat Road and Dereel–Mount Mercer Road, then in an easterly direction along Dereel–Mount Mercer Road to the intersection of Dereel–Mount Mercer Road and McKerrals Road, then in a northerly direction along McKerrals Road, which becomes McKees Road to the intersection of McKees Road and Hardies Hill Road, then in a north easterly direction along Hardies Hill Road to the intersection of Hardies Hill Road and Buninyong–Mount Mercer Road, then in a northerly direction along Buninyong–Mount Mercer Road to the intersection of Buninyong–Mount Mercer Road and Sandy Hill Road, then in a northerly direction along Sandy Hill Road to the intersection of Sandy Hill Road and Brennans Road, then in an easterly direction along Brennans Road to the intersection of Brennans Road and Nashs Road, then in a northerly direction along Nashs Road to the intersection of Nashs Road and the Midland Highway then in a south-easterly direction along the Midland Highway to the intersection of the Midland Highway and Yendon No 2 Road, then in a north easterly direction along Yendon No 2 Road, which becomes Yendon–Egerton Road, to the intersection of Yendon–Egerton Road and Yendon–Lal Lal Road, then in a southerly direction along Yendon–Lal Lal Road, which becomes Coalmine Road, which becomes Hughes Road, which becomes Settlement Road, which becomes Mount Doran–Settlement Road, to the intersection of Mount Doran–Settlement Road and the Midland Highway, then in a southerly direction along the Midland Highway to the intersection of the Midland Highway and Meredith–Steiglitz Road, then in a south-easterly direction along Meredith–Steiglitz Road, which becomes Steiglitz Road, to the

intersection of Steiglitz Road and Butchers Road, then in a north-easterly direction along Butchers Road to the intersection of Butchers Road and De Motts Road, then in an easterly direction along De Motts Road to the intersection of De Motts Road and Clarkes Road, then in a north easterly direction along Clarkes Road to the intersection of Clarkes Road and Geelong–Ballan Road, then in a south-easterly direction along Geelong–Ballan Road to the intersection of Geelong–Ballan Road and Staughton Vale Road, then in a north-easterly direction along Staughton Vale Road to the intersection of Staughton Vale Road and Granite Road, then in an easterly direction along Granite Road to the intersection of Granite Road and Old Boundary Road, then in a southerly direction along Old Boundary Road to the intersection of Old Boundary Road and Carrs Road, then in an easterly direction along Carrs Road to the intersection of Carrs Road and Bacchus Marsh–Geelong Road then in a southerly direction along Bacchus Marsh–Geelong Road to the intersection of Bacchus Marsh–Geelong Road and Peak School Road, then in an easterly direction along Peak School to the intersection of Peak School Road and Old Melbourne Road, then in a north-easterly direction along Old Melbourne Road to the intersection of Old Melbourne Road and Little River Road, then in an easterly direction along Little River Road to the intersection of Little River Road and the Princes Freeway, then in a north-easterly direction along the Princes freeway to the intersection of the Princes Freeway and Duncans Road, then in an southerly direction along Duncans Road to the intersection of Duncans Road and the coastline of Victoria, then in a north-easterly direction along the coastline of Victoria to the intersection of the coastline of Victoria and the Yarra River, then in a straight line in a northerly direction to the intersection of the Northern Metropolitan Ring Road and the Hume Freeway, then in a northerly direction along the Hume Freeway to the point of commencement; excluding –

the area of land bounded by a line commencing at the intersection of Three Chain Road and Bolgers Lane, then in a southerly direction along Bolgers Lane to the intersection of Bolgers Lane and Rochford Road, then in an easterly direction along Rochford Road to the intersection of Rochford Road and Monument Creek Road, then in a southerly direction along Monument Creek Road to the intersection of Monument Creek Road and Ochiltrees Road, then in an easterly direction along Ochiltrees Road to the intersection of Ochiltrees Road and Lukes Road, then in a northerly direction along Lukes Road to the intersection of Lukes Road and Boundary Road, then in an easterly direction along Boundary Road to the intersection of Boundary Road and Parks Road, then in a northerly direction along Parks Road to the intersection of Parks Road and McMasters Lane, then in a north easterly direction along McMasters Lane to the intersection of McMasters Lane and Three Chain Road, then in a generally westerly direction along Three Chain Road to the point of commencement.

Note: Section 20(1) of the **Plant Biosecurity Act 2010** provides an offence for a person who causes or permits the movement of any plant, plant product, used package, used equipment or earth material into or from a control area or within a control area or within a specified part of a control area contrary to any prohibition or restriction in an order declaring an area to be a control area if the person knows or may reasonably be expected to know that the place has been declared to be a control area, unless the person is authorised to do so under a permit issued by the Secretary. The maximum penalty for this offence is 60 penalty units in the case of an individual and 300 penalty units in the case of a body corporate. Section 20(3) of the **Plant Biosecurity Act 2010** provides that a person who contravenes any prohibition or restriction in an order declaring a place to be a control area, where that person is not liable for the offence in section 20(1) of the **Plant Biosecurity Act 2010**, is guilty of an offence and is liable to a penalty not exceeding 10 penalty units in the case of an individual and 60 penalty units in the case of a body corporate, unless the person is authorised to do so under a permit issued by the Secretary.

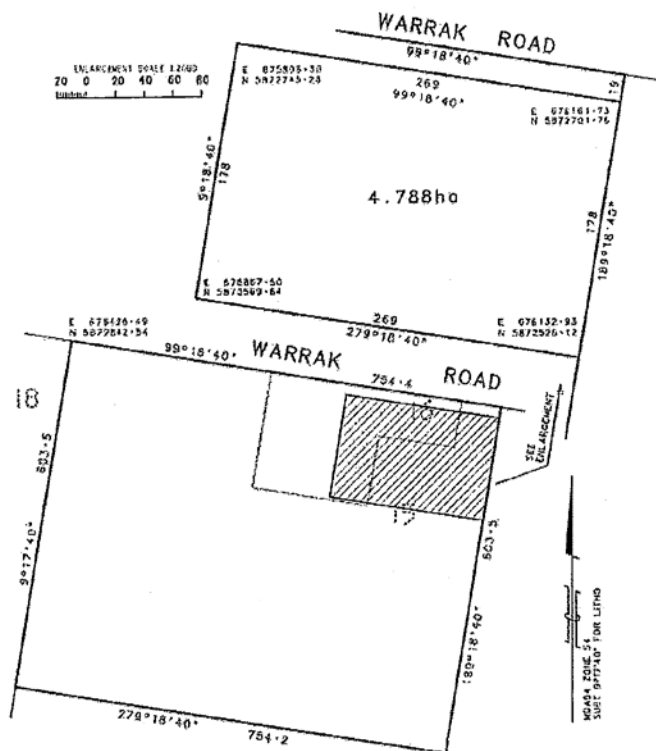
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**Serious Sex Offenders (Detention and Supervision) Act 2009**  
**VARIATION OF APPOINTMENT OF RESIDENTIAL FACILITY**  
 Order in Council

The Governor in Council, under section 133(1) of the **Serious Sex Offenders (Detention and Supervision) Act 2009**, by Order, revokes the Order made on 16 March 2010 entitled 'appointment of a residential facility pursuant to section 133(1)' and appoints the premises known as 'Corella Place' Warrak Road, Ararat, shown hatched in the attached Plan of Survey, County of Ripon, Parish of Ararat, Section B1, Crown Allotments 15 & 16, as a residential facility pursuant to section 133(1) of that Act.

Pursuant to section 133(5) of the Act, the purpose of the residential facility is to provide for:

- (a) the supervision and case management of the offenders on supervision orders;
- (b) the safe accommodation of offenders on supervision orders;
- (c) the protection of the community from offenders on supervision orders; and
- (d) the provision of support to offenders to assist them in complying with the conditions of supervision orders.



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

Dated 23 July 2013

Responsible Minister:  
 EDWARD O'DONOHUE MLC  
 Minister for Corrections

YVETTE CARISBROOKE  
 Clerk of the Executive Council



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