



Victoria Government Gazette

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No. G 15 Thursday 12 April 2018

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GENERAL

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As from 12 April 2018

The last Special Gazette was No. 169 dated 11 April 2018.

The last Periodical Gazette was No. 1 dated 17 May 2017.

How To Submit Copy

- See our webpage www.gazette.vic.gov.au
 - or contact our office on 8523 4601
between 8.30 am and 5.30 pm Monday to Friday
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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
ANZAC DAY WEEK 2018 (Wednesday 25 April 2018)**

Please Note New Deadlines for General Gazette G17/18:

The Victoria Government Gazette (General) for ANZAC DAY week (G17/18) will be published on **Thursday 26 April 2018**.

Copy deadlines:

Private Advertisements	9.30 am on Friday 20 April 2018
Government and Outer Budget Sector Agencies Notices	9.30 am on Monday 23 April 2018

Office Hours:

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

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

JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership between Siu Cheong Benedict Hon, Nicholas Zafiroopoulos and Roy Ercan Dogan, which traded under the name of Humphries Road Pharmacy, has been dissolved with effect from 31 March 2016. Any enquiries can be directed to Robert James Lawyers, GPO Box 761, Melbourne 3001.

NORMA LUCY JOHNSTON, late of Charlesbrook Aged Care, 1 Innisfallen Avenue, Templestowe 3106, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 September 2017, are required by the executors, Ian Andrew Johnston and Robert John Johnston, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said State, to send particulars to them by 18 June 2018, after which date the executors may convey or distribute the assets, having regards only to claims to which they have notice.

Dated 9 April 2018

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

TONY PARAS, late of 14 Fetlock Place, Epping 3076, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 September 2017, are required by the executor, Paul Paras, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said State, to send particulars to him by 18 June 2018, after which date the executor may convey or distribute the assets, having regards only to claims to which he has notice.

Dated 9 April 2018

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

Re: LESLIE JAMES ANDREWS, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 March 2017, are required by the trustee, Ross Leslie Andrews, to send particulars to him, care of the undermentioned solicitors, by 10 June 2018, after which date the trustee may

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

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

Re: Estate of BARRIE JAMES BYRNE, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 December 2017, are required by the trustees, Donna Maree Barfoot and Leeza Rae Simpson, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustees by 11 July 2018, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: Estate of JUNE UREN, late of Room 8, Greenwood Manor, 617 Lower Dandenong Road, Dingley Village, Victoria, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of the deceased, who died on 16 January 2018, are required by the trustee, Christopher Uren, to send particulars of their claims to the trustee, care of the undermentioned legal practitioners, by a date not later than two months from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

In the estate of KEITH ANDREW BUCKINGHAM, late of 50 Martin Street, Blackwood, Victoria, retired, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the deceased, who died on 10 October 2017, are required by the executor, Ralph Buckingham, to send particulars to him, care of the undersigned, by 10 June 2018, after which date he may convey or distribute the assets, having regard to the claims of which he then has notice.

CINQUE OAKLEY SENIOR, solicitors,
17 Dawson Street South,
Ballarat, Victoria 3350.

Creditors, next-of-kin and others having claims in respect of the estate of DAVID HEATH THOMAS, deceased, late of 13 Provincial Way, Canadian, Victoria, insurance clerk, who died on 12 August 2017, are requested to send particulars of their claims to the administrator, Samuel Nathan Thomas, care of the undersigned solicitors, by 15 June 2018, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

CLOHESY LEGAL PTY LTD, solicitors,
Level 2, 455 Bourke Street, Melbourne 3000.

Re: Estate of PAM EFSTATHIOU, late of 14 Faulkner Street, Blackburn South, Victoria 3130, retired.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 December 2017, are required by the executrix, Sophia Mets, to send particulars to the executrix, care of the undermentioned lawyers, by 13 June 2018, after which date the executrix may convey or distribute the assets, having regard only to the claims of which the executrix has notice.

DIMOS LAWYERS,
Level 12, 360 Collins Street, Melbourne 3000.

Re: Estate of CEDOMIR JORGIC, late of Unit 20, 26 Parklane, Traralgon, Victoria 3844, retired.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 November 2017, are required by the executor, Alexander Panagiotidis, to send particulars to the executor, care of the undermentioned lawyers, by 13 June 2018, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor has notice.

DIMOS LAWYERS,
Level 12, 360 Collins Street, Melbourne 3000.

**NOTICE OF CLAIMANTS UNDER
TRUSTEE ACT 1958
(SECTION 33 NOTICE)**

Notice to Claimants

BRENDA BEATRICE EDITH LAUDER, late of 108 Martin Street, Brighton, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased,

who died on 16 October 2017, are required by the trustee, Equity Trustees Wealth Services Limited, of 1/575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee by 12 June 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

EQUITY TRUSTEES WEALTH
SERVICES LTD,
1/575 Bourke Street, Melbourne, Victoria 3000.

GWYNNETH ANNIE GRAVES, late of 10 Beleura Hill Road, Mornington, Victoria, retired nurse, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 June 2017, are required by the deceased's personal representatives, Timothy James Graves and Philip John Graves, care of their solicitors at the address below, to send particulars to them by 14 June 2018, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

F. R. E. DAWSON & SON, solicitors,
5/470 Collins Street, Melbourne 3000.
Solicitors for the personal representatives.

Re: Estate of STEPHEN PATRICK CUSHNAHAN, late of 15 Bennett Street, Alphington, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 June 2017, are required by the personal representative, care of the undermentioned lawyers, to send particulars to her by 8 June 2018, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

G & M LAWYERS,
228 Smith Street (PO Box 1175),
Collingwood 3066.

RONALD GEORGE McKAY, late of Swan Hill, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 July 2017, are required by Robert Allan McKay, the executor of the Will of

the deceased, to send particulars of their claims to him, care of the undermentioned solicitor, within 60 days from the date of publication of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Trustee Act 1958

SECTION 33 NOTICE

Notice to Claimants

DAPHNE PEARL DONALD, also known as Pearl Donald, late of 66 Southey Street, Elwood, Victoria, secretary, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 May 2017, are required by Terry Morris and Rowena Moyle, care of Hartwell Legal of 8/1 Milton Parade, Malvern, Victoria 3144, the executors of the estate of the deceased, to send particulars of their claims by 11 June 2018, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

HARTWELL LEGAL,
8/1 Milton Parade, Malvern, Victoria 3144.

EVELYN MARY SHERRIFF, late of 4 Field Street North, Ocean Grove, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 November 2017, are required by Robert John Jeremiah and Brian Lindsay Quarrell, the executors of the deceased's Will, to send particulars to them, care of the undermentioned lawyers, by 11 June 2018, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

HARWOOD ANDREWS,
70 Gheringhap Street, Geelong 3220.

Re: Estate of AVRIL STEPHEN.

Creditors, next-of-kin and others having claims against the estate of AVRIL STEPHEN, late of 19 Hansen Street, Mount Waverley, Victoria, retired, deceased, who died on

4 January 2018, are requested to send particulars of their claims to the executor, care of the undermentioned lawyers, by 14 June 2018, after which date he will distribute the assets, having regard only to the claims of which he then has notice.

HICKS OAKLEY CHESSELL WILLIAMS,
lawyers,
The Central 1, Level 2, Suite 17, 1 Ricketts Road,
Mount Waverley, Victoria 3149.

Re: JAN TESKA, late of 4/33 Holyrood Street, Hampton, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 November 2017, are required by Ion Thomas Teska, the executor of the deceased, to send particulars of their claims to him, care of the undermentioned solicitors, by 15 June 2018, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

JOHN CURTAIN & ASSOCIATES PTY LTD,
solicitors,
Level 10, 575 Bourke Street, Melbourne 3000.

Re: KATHLEEN SHEILA LESTER, late of 18 Montclair Avenue, Brighton, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 January 2017, are required by the trustee, Peter John Flanagan, to send particulars of their claims to him, care of the undermentioned solicitor, by 15 June 2018, after which date the said trustee will distribute the assets of the deceased, having regard only to the claims of which he then has notice.

JOHN R. SHARKIE, solicitor,
59 Waverley Road, East Malvern 3145.

Re: Estate of CATHERINE JOYCE BALES, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of CATHERINE JOYCE BALES, late of 21 Johnson Street, Birchip, in the State of Victoria, retired school teacher, deceased, who died on 4 July 2017, are to send particulars of their claim to the executors,

care of the undermentioned legal practitioners, by 11 June 2018, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

JOLIMAN LAWYERS,
Beveridge Dome, 194–208 Beveridge Street,
Swan Hill 3585.

Re: Estate of DULCIE ALICE BOYLE, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of DULCIE ALICE BOYLE, late of Boort District Health, Kiniry Street, Boort, in the State of Victoria, retired, deceased, who died on 22 September 2017, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 6 June 2018, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

JOLIMAN LAWYERS,
Beveridge Dome, 194–208 Beveridge Street,
Swan Hill 3585.

Re: GEORGE ISRAEL SCHWARTZ, late of 14A Service Street, Caulfield North, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of GEORGE ISRAEL SCHWARTZ, deceased, who died on 6 November 2017, are required by the trustee, Priscilla Ann Ambarchi, to send particulars of their claim to the undermentioned firm by 19 June 2018, after which date the trustee will convey or distribute the assets, having regard only to the claims of which she then has notice.

KINGSTON LAWYERS PTY LTD,
barristers and solicitors,
8 Station Road, Cheltenham, Victoria 3192.

Re: BETTY BATES, late of 1027 Taggerty Road, Thornton, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 August 2017, are required by the trustees, Jeffrey Keith Bates and Ashley John Bates, to send particulars to the trustees, care of the undermentioned solicitors, by 15 June

2018, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

MAHONS with Yuncken & Yuncken, solicitors,
Level 1, 177 Surrey Road, Blackburn 3130.
PH:2171926.

COLIN JAMES BRENNAN, late of Unit 1, 25 Stanley Street, Black Rock, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 19 November 2017, are required by the executor, Richard John Fletcher Bowen, of Apartment 3, The Canterbury, 4B Gascoyne Street, Canterbury, Victoria, fund manager, to send particulars of their claims to him, care of the undersigned, by 12 June 2018, after which date he may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Re: Estate of WILLIAM ERIC WILLIAMS.

Creditors, next-of-kin and others having claims in respect of the estate of WILLIAM ERIC WILLIAMS, deceased, late of 1 Lawrence Road, The Patch, Victoria, who died on 23 September 2017, are required to send particulars of such claims to the executor, Robert Gary Williams, care of the undermentioned solicitor, by 12 June 2018, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

TERENCE McMULLAN, solicitor,
40 Moores Road, Monbulk 3793.

Re: CAROLE KATHERINE HODSON (in the Will called Carole Katherine Melzer-Hodson), late of 16 Hurley Street, Ballarat North, Victoria 3350, artisan, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 July 2017, are required by the executors, Sarah Jane Mydlak and Priscilla Carole Mottal, to send particulars to them, care of the undermentioned solicitors, by 14 June

2018, after which date the executors may convey and distribute the assets, having regard only to the claims of which they then have notice.

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

Re: ORAZIO TORRE, late of 5 Newstead Court, Doncaster East 3109.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 October 2017, are required by the executors, Tiziana Maria Concetta D'Costa and Natale Marco Torre, to send particulars of their claim to them, care of the undermentioned solicitors, by 26 June 2018, after which date the said executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

TUCKER PARTNERS,
Level 34, 360 Collins Street, Melbourne 3000.

Re: The estate of JAMES MELVILLE FLETCHER, late of 2/129 Wickham Road, Hampton East, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 September 2017, are required by the executors, Leigh James Samuel Fletcher and Trent James Alexander Fletcher, to send particulars to them, care of the undersigned 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 the trustees then have notice.

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

ANGELA (ANGELE) BOGHOSSIAN, late of 229 Reema Boulevard, Endeavour Hills, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 15 July 2017, are required by the executor, Verginie Mariane Galuf, care of Wollerman Shacklock Lawyers, 2/8 Gloucester Avenue, Berwick, Victoria, to send particulars of their claims to them by 10 June 2018, after

which date the executor 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 27 September 2017.

WOLLERMAN SHACKLOCK LAWYERS,
8 Gloucester Avenue, Berwick 3806.

Re: KENNETH JOHN ROBINS, late of 1170 Grevillea Road, Wendouree, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 November 2017, are required by the trustee to send particulars to him at the undermentioned address by 15 June 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

YANNER MANN DOBSON LAW,
14 Dawson Street South, Ballarat 3350.

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

GLEN EIRA CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Glen Eira City Council has resolved to discontinue part of Foch Street, Ormond, shown by hatching on the plan below, and to transfer the land to itself for municipal purposes.

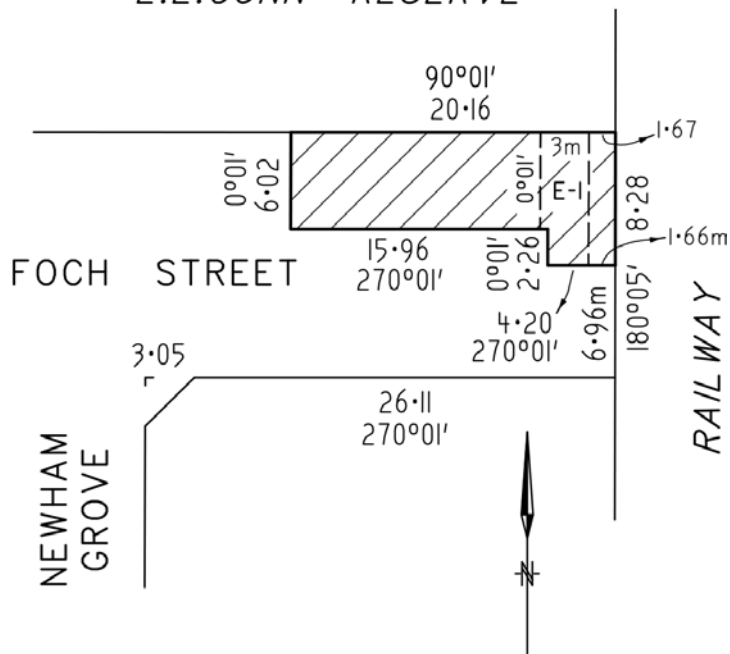
The land shown marked E-1 on the plan below is to be transferred to Council subject to the right, power or interest held by South East Water in the road in connection with any sewers or pipes under the control of that authority in or near the road.



LENGTHS ARE IN METRES

PARISH OF PRAHRAN
(EAST OF ELSTERNWICK)
CROWN PORTION 65 (PT)

E.E.GUNN RESERVE



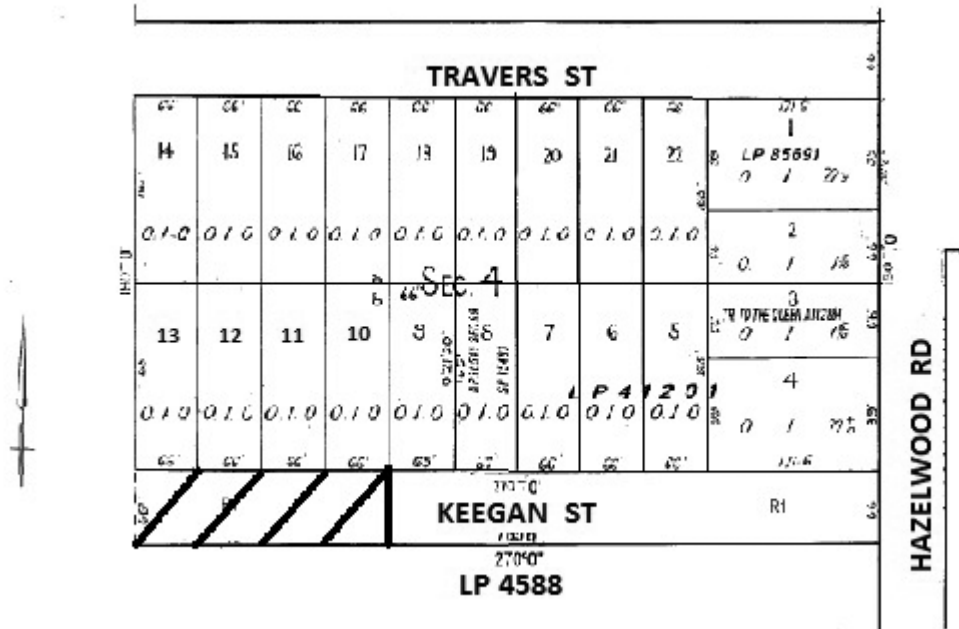
REBECCA McKENZIE
Chief Executive Officer

LATROBE CITY COUNCIL

Road Discontinuance

Part Keegan Street, Morwell

Pursuant to section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, Latrobe City Council, at its ordinary meeting held on 4 December 2017, formed the opinion that the section of Keegan Street, Morwell, shown hatched on the plan below, is not reasonably required as a road for public use and as such Council resolved to discontinue the section of road and to retain the land as part of the Morwell Recreation Reserve.

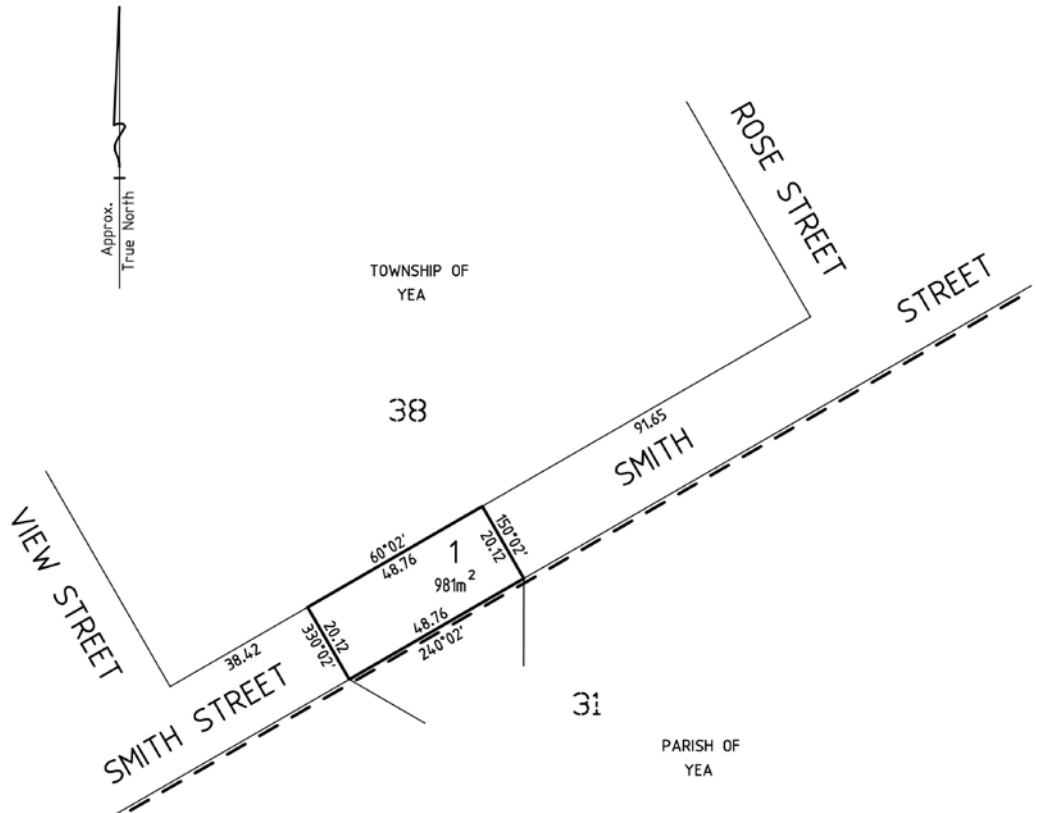


GARY VAN DRIEL
Chief Executive Officer

MURRINDINDI SHIRE COUNCIL

Discontinuance of Part of Road

Pursuant to section 206 and Clause 3 of Schedule 10 of the **Local Government Act 1989**, the Murrindindi Shire Council (Council) declares the part of the road, shown highlighted on the plan hereunder, discontinued. The Council intends to transfer the resulting land to the Crown.



CRAIG LLOYD
Chief Executive Officer



NOTICE OF INTENTION TO MAKE A LOCAL LAW
(Community Amenity Further Amendment) Local Law 2018

Notice is given pursuant to sections 119 and 223 of the **Local Government Act 1989** (the Act) that Port Phillip City Council (Council), at its meeting held on 4 April 2018, resolved to commence the process to amend Council's Local Law No. 1 (Community Amenity Local Law) 2013 (Existing Local Law) by incorporating amendments set out in (Community Amenity Further Amendment) Local Law No. 1 of 2018 (Proposed Local Law). The Proposed Local Law should be read in conjunction with the corresponding provisions in the Council's Procedures and Protocols Manual.

The purpose of the Proposed Local Law is to provide for the peace, order and good governance of the City of Port Phillip in a way that is complementary to Council's Council Plan by:

- (1) amending Community Amenity Local Law No. 1 of 2013;
- (2) requiring a person who keeps or allows to be kept a heavy vehicle on residential premises to obtain a permit; and
- (3) managing, regulating and controlling uses and activities which may:
 - (a) be dangerous, cause a nuisance or be detrimental to the amenity of the area or the environment; and
 - (b) interfere with a health and safe environment in the municipal district for residents, workers and visitors.

If made, the Proposed Local Law will amend the Existing Local Law by requiring a permit to be obtained in order to keep or allow to be kept a heavy vehicle on residential premises.

A copy of the Proposed Local Law, the Existing Local Law (showing the amendments if the Proposed Local Law is made), incorporated documents, and the explanatory Local Law Community Impact Statement are available during normal business hours from the following Council Offices: St Kilda Town Hall, corner Carlisle Street and Brighton Road, St Kilda; South Melbourne Town Hall, 208–220 Bank Street, South Melbourne; Port Melbourne Town Hall, 333 Bay Street, Port Melbourne; or from Council's website at www.portphillip.vic.gov.au

Any person may make a written submission on the amendments to the Proposed Local Law. All submissions should be marked 'Local Law No. 1 – Section 223 Submission' and be addressed to Peter Smith, Chief Executive Officer, Port Phillip City Council, Private Bag 3, St Kilda 3182. Submissions must be received by 5.00 pm on Friday 11 May 2018. They will be considered in accordance with section 223 of the Act.

Alternatively you can provide a submission via the City of Port Phillip's 'Have Your Say' website, or visit any of the Town Halls for a submission form.

Copies of written submissions (including submitters' names and addresses) may be made publicly available by being included in the agenda and accompanying documents for the meeting on 20 June 2018 and/or any later meeting at which the Proposed Local Law is to be considered.

Any person lodging a written submission may request in their submission to be heard in support of their submission and shall be entitled to appear in person or be represented by a person acting on their behalf before a meeting of Council to be held on 20 June 2018 at 6.30 pm at St Kilda Town Hall.

Further information regarding the Proposed Local Law can be obtained by telephoning Council's Coordinator Animal Management and Local Laws on (03) 9209 6268.

PETER SMITH
Chief Executive Officer

WHITTLESEA CITY COUNCIL

Procedural Matters Local Law No. 1 of 2018

Notice is hereby given pursuant to section 119(2) of the **Local Government Act 1989** that, at a meeting of the Whittlesea City Council held on 3 April 2018, Council resolved to give notice of its intention to make Procedural Matters Local Law (No. 1 of 2018).

The purpose and general purport of the Local Law is to:

- revoke Procedural Matters Local Law (No. 1 of 2012);
- regulate the use of the common seal;
- govern proceedings at Council and Special Committee meetings including notice of meetings, notice papers, minutes, quorums, adjournments, forms of motions and amendments, rescission motions, points of order, rulings of the chairperson, voting, casting votes, speaking times, rules of debate, procedural motions and standards of behaviour;
- provide a policy and procedural guidelines relating to public question time;
- provide for the election of the Mayor, Deputy Mayor and chairpersons;
- provide for offences and penalties for breaches in the provision of the Local Law;
- provide for the administration of Council's powers and functions; and
- generally provide for the peace, order and good government of the municipal district.

A copy of the proposed Local Law is available for inspection at the following locations: Council Offices, 25 Ferres Boulevard, South Morang; Libraries at May Road, Lallor; Main Street, Thomastown; Plenty Road, Mill Park; and Council's website – www.whittlesea.vic.gov.au

Public submissions regarding the proposal are invited in accordance with section 223 of the **Local Government Act 1989**. Written submissions must be clearly marked 'Public Submission – Proposed Local Law' and lodged by 5 pm on Monday 14 May 2018. Submissions will be received by mail addressed to the Chief Executive Officer, City of Whittlesea, Locked Bag 1, Bundoora MDC, 3083; by email to: info@whittlesea.vic.gov.au; or by facsimile: 9217 2111. A submission form is available on Council's internet site – www.whittlesea.vic.gov.au

A person who has made a written submission may request to speak in support of the submission or be represented by someone else at the Submissions Advisory Committee meeting to be held at the Council Offices, 25 Ferres Boulevard, South Morang, on a date and time to be determined by the Committee.

Further information regarding the proposed local law can be obtained by contacting the Civic Administration Department on 9217 2223.

SIMON OVERLAND
Chief Executive Officer



GOVERNANCE LOCAL LAW 2013

Amendments to Wyndham Meeting Procedure Protocol 2013

In accordance with section 112 of the **Local Government Act 1989**, notice is hereby given that Wyndham City Council, at its meeting on 3 April 2018, amended the Wyndham Meeting Procedure Protocol 2013 (as previously amended on 2 October 2014) which is a document incorporated by reference in the Wyndham City Governance Local Law 2013.

The purpose of the Protocol is to regulate the proceedings of meetings of Council. A summary of the key amendments to this Protocol which come into effect as of the date of this Notice are:

Clause	Summary of Amendments
3	Move the CEO's responsibilities from the Schedule – no change to wording.
5(4)	Delete existing 5(4) as Council does not introduce reports or ask for questions from the public in the specified circumstances.
7(2)	Increase the time for a Delegate to speak to their report from 3 to 5 minutes.
7(3)	Attach the Councillor Delegate Report Guidelines to the Meeting Protocol.
10(4)	Provide for officer comments to be added to a Notice of Motion.
17(c)	Increase the time for a right of reply from 2 to 3 minutes.
New clause 20	Make provision for voting procedures and specify that a Councillor can abstain.
New clause 26	Require public questions to be submitted by midday on the day of the Meeting via the website, email, mail or hard copy at Customer Service.
Existing clause 23(1) (now clause 24)	Specify that a Councillor must not mislead the public and make sure information is accurate.
Guidelines for Petitions	Provide for e-petitions to be received.

The amended Procedure may be inspected at, or obtained from, the Wyndham Civic Centre, 45 Princes Highway, Werribee, or viewed on Council's website, www.wyndham.vic.gov.au

KELLY GRIGSBY
Chief Executive Officer

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, of 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 12 June 2018, 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.

AHMED, Zeshan, late of Flat 30, 547 Bell Street, Preston, Victoria 3072, deceased, who died on 3 February 2018.

BOARDMAN, John Moss, late of 10A Sycamore Street, Malvern East, Victoria 3145, retired, deceased, who died on 13 January 2018.

HILDEBRAND, Doreen Joyce, late of 117 Suffolk Road, Sunshine North, Victoria 3020, retired, deceased, who died on 22 December 2017.

KEENAN, Ann, late of Uniting Agewell, 8 Joffe Street, Camberwell, Victoria 3124, deceased, who died on 31 January 2018.

KERR, Rhonda Patricia, late of 4 Crosscut Court, Marysville, Victoria 3779, deceased, who died on 25 December 2017.

MELLAS, Elizabeth, late of Central Park Nursing Home, 101 Punt Road, Windsor, Victoria 3181, deceased, who died on 1 February 2018.

Dated 3 April 2018

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 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 14 June 2018, 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.

BARNES, Leslie John, late of Westhaven Community, 50 Pickett Street, Footscray, Victoria 3011, deceased, retired, who died on 13 December 2017.

CHAN, Robert Shu Tong, late of Room 25, 55 Alma Road, St Kilda, Victoria 3182, deceased, who died on 13 October 2017.

HYLAND, Anthony Brian, late of Ron Conn Nursing Home, 33 Westminster Drive, Avondale Heights, Victoria 3034, deceased, who died on 1 January 2018.

JURGENS, Herma Alwine, late of Golden Oaks Nursing Home, Stoneham Street, Golden Square, Victoria 3555, deceased, retired, who died on 28 November 2017.

SCHMIDT, Shirley, late of Meadow Heights Nursing Centre, 90 Lightwood Crescent, Meadow Heights, Victoria 3048, deceased, who died on 22 October 2017.

Dated 5 April 2018

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 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 15 June 2018, 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.

CUTUK, Aurora Maria, late of Janoak Villa SRS, 25 First Avenue, Strathmore, Victoria 3041, deceased, who died on 13 January 2018.

EDWARDS, Brian Harry, late of 24 Village Avenue, Doncaster, Victoria 3108, deceased, who died on 19 October 2017.

LAMONT, Cyril Noel, late of Alan David Lodge, 382 Torquay Road, Grovedale, Victoria 3216, deceased who died on 19 February 2018.

MORIARTY, William Lewis, late of 6 Miller Street, Blairgowrie, Victoria 3942, deceased, who died on 22 January 2018.

ROSS, Graham, late of Ararat Prison, Warrack Road, Ararat, Victoria 3377, deceased, who died on 20 December 2017.

Dated 6 April 2018

EXEMPTION

Application No. H358/2017

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Caulfield Grammar School (the applicant). The application for exemption is to enable the applicant to, from time to time, for the purposes of achieving gender balance:

- (a) structure waiting and enrolment lists to target prospective students of either gender;
 - (b) advertise for prospective male or female students in year levels where future waiting lists show a gender imbalance; and
 - (c) grant scholarships to male or female students and advertise for such.
- (the exempt conduct).

Upon reading the material filed in support of this application and having: considered the affidavits of Ashleigh Martin; heard submissions made on behalf of the applicant at a hearing on 6 April 2018; had regard to submissions made by other persons in response to the advertising of the exemption application; and had regard to the reasons for decision given in proceeding A225/2012 dated 19 February 2013 which considered the same form of exemption; the Tribunal is satisfied that it is appropriate to grant an exemption from sections 38, 44, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- The applicant school was established in 1881 and has campuses located at Wheelers Hill, Malvern, Caulfield and Yarra Junction. It became coeducational at the Wheelers Hill campus in 1981 and at the other campuses in 1993. It offers education from three year old kindergarten to year 12.
- The applicant chose to be coeducational to provide an intellectual, emotional, physical and social foundation to reflect life. Coeducational education allows female and male students to interact freely and prepares them for living, learning and working within the reality of our society. A disparity of numbers of one sex may alter the educational outcomes of the applicant. If one sex is in the minority then they may perceive themselves as being marginalised in the learning environment and the foundation on which the applicant is based and the positive outcomes of a diverse student population would be compromised. The integrity of the applicant is built on its philosophical commitment to a coeducational learning community.
- The applicant was granted an exemption on the same terms as this application on 19 February 2013. Prior to that time, in general terms, the percentage of male to female students across the school was around 60% to 40%. The applicant regards any percentage of female students less than 40% as the tipping point at which the coeducation it seeks to provide may be compromised. Since the exemption was granted in 2013, the overall percentage of enrolled female students as increased to around 44% as at the hearing date. The school forecasts that figure ought to increase to around 45% in coming years. The applicant seeks a further exemption to ensure the greater balance between male and female students continues and to ensure that, where there is a significant differential in numbers in particular year levels, it can act.
- Four responses were received to the approximately 20,000 email notifications sent to current parents and others on the applicant's mailing list. One simply acknowledged receipt of the application and two supported the application. The fourth objected in part on the basis that their sons' names had been placed on a waiting list at very young ages and the older one had missed out on a place at the school for year 7 – it was not apparent whether that outcome was directly linked to the exemption being in place.
- The exemption allows the applicant to grant scholarships taking applicants' sex into account. The applicant clarified that aspect of the exemption only applies to the general excellence scholarships it offers and not to the merit based academic and music scholarships.
- No exception applies to the exempt conduct. On 19 January 2018, the Tribunal granted an interim exemption pending the hearing and determination of the application. That exemption expires on 30 April 2018. After that date, 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 privacy and the right to equality, and in particular the right to equal and effective protection against discrimination of students who would wish to be offered a place at the school on the sole basis of their place on a waiting or enrolment list or obtain a scholarship based on neutral criteria. 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 38, 44, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from 1 May 2018 to 30 April 2023.

Dated 9 April 2018

A. DEA
Senior Member

Cemeteries and Crematoria Act 2003

SECTION 41(1)

Notice of Approval of Cemetery Trust Fees and Charges

I, Bryan Crampton, as Delegate of the Secretary to the Department of Health and Human Services for the purposes of section 40(2) of the **Cemeteries and Crematoria Act 2003**, give notice that I have approved the scales of fees and charges fixed by the following cemetery trusts.

The approved scales of fees and charges will take effect from the date of publication of this notice in the Victoria Government Gazette and will be published on the internet.

The fees will be published on the internet at <http://www.health.vic.gov.au/cemeteries>

The Kangaroo Ground Cemetery Trust

Dated 6 April 2018

BRYAN CRAMPTON
Manager
Cemetery Sector Governance Support

Gambling Regulation Act 2003

Section 5.3.19

AMENDMENT OF THE CATEGORY 1 PUBLIC LOTTERY LICENCE

Notice is given that on 20 March 2018, in accordance with section 5.3.19 of the **Gambling Regulation Act 2003**, I amended the Category 1 Public Lottery Licence awarded to Tattersall's Sweeps Pty Ltd.

Annexure A of the Category 1 Public Lottery Licence has been amended in respect of the Public Lottery Powerball to:

- reduce the number of balls contained in drawing device 'A' to 35;
- increase the number of balls drawn from drawing device 'A' to 7;
- provide for an additional ninth prize division;
- provide for winning combinations for each of the nine prize divisions.

This amendment to the Category 1 Public Lottery Licence takes effect on 13 April 2018.

A copy of the amendment is available from the website of the Victorian Commission for Gambling and Liquor Regulation at www.vcglr.vic.gov.au

Dated 20 March 2018

HON. MARLENE KAIROUZ MP
Minister for Consumer Affairs, Gaming and
Liquor Regulation
Minister for Local Government

Gambling Regulation Act 2003

NOTICE OF MAKING OF PUBLIC LOTTERY RULES UNDER SECTION 5.2.4

Tattersall's Sweeps Pty Ltd (ABN 99 081 925 662) of Level 21, Tower 2, 727 Collins Street, Docklands, hereby gives notice of having made Public Lottery Rules for the Authorised Lotteries known as TattsLotto, Super 66, Monday & Wednesday Lotto, Oz Lotto, Powerball, The Pools, Draw Lotteries (Lucky Lotteries), Instant Scratch-Its and Set for Life, effective from 13 April 2018.

SUE VAN DER MERWE
Managing Director
Lotteries and Keno

Victorian Responsible Gambling Foundation Act 2011

NOTICE OF DETERMINATION OF FEES AND CHARGES FOR EDUCATION AND INFORMATION PROGRAMS

I, Marlene Kairouz MP, Minister for Consumer Affairs, Liquor and Gaming, approve the determination of fees and charges proposed by the Foundation under section 7A of the **Victorian Responsible Gambling Foundation Act 2011**.

I am satisfied that the determination is –

- consistent with the achievement of the Foundation’s objectives; and
- in the public interest.

It has been determined that annual fees and charges of no more than \$240,000 will be imposed in relation to the conduct and facilitation of education and information programs for AFL Clubs to increase awareness of the risks associated with gambling.

In this determination –

Foundation means Victorian Responsible Gambling Foundation.

AFL Clubs means Australian Football League Clubs.

MARLENE KAIROUZ, MP
Minister for Consumer Affairs, Gaming and Liquor Regulation

Geographic Place Names Act 1998

NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

Feature Naming:

Place Name	Naming Authority and Location
Mernda Rail Station Hawkstowe Rail Station Middle Gorge Rail Station	Level Crossing Removal Authority New railway stations as part of the Mernda Rail Extension Project in Melbourne’s north. For further details see map at www.delwp.vic.gov.au/namingplaces
Littlejohn Bridge	VicRoads Located at Nepean Highway over Dunns Creek, Dromana. For further details see map at www.delwp.vic.gov.au/namingplaces

Office of Geographic Names
Land Use Victoria
2 Lonsdale Street
Melbourne 3000

CRAIG L. SANDY
Registrar of Geographic Names

HERITAGE
VICTORIA
HERITAGE
VICTORIA
HERITAGE
VICTORIA

Heritage Act 2017

NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 2017**, I give notice under section 53 that the Victorian Heritage Register is amended by including the following objects in the Heritage Register:

Number: H2383

Category: Heritage Object

Object: Stawell Amalgamated Miners Association Banner

Location: 59–69 Main Street, Stawell, Northern Grampians Shire

Number: H2384

Category: Heritage Object

Object: Banner of the Amalgamated Miners Association of Australasia, Maldon No. 14 Branch

Location: 93 High Street, Maldon, Mount Alexander Shire

Number: H2385

Category: Heritage Object

Object: Waterside Workers Federation Banner

Location: 46–56 Ireland Street, West Melbourne, Melbourne City

Dated 12 April 2018

STEVEN AVERY
Executive Director

HERITAGE
VICTORIA
HERITAGE
VICTORIA
HERITAGE
VICTORIA

Heritage Act 2017

NOTICE OF REGISTRATION

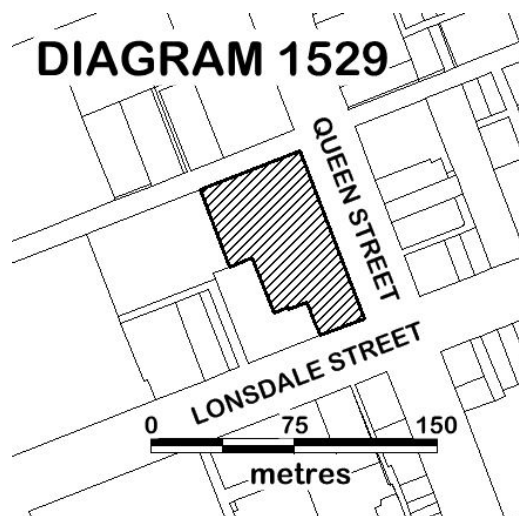
As Executive Director for the purpose of the **Heritage Act 2017**, I give notice under section 53 that the Victorian Heritage Register is amended by modifying the following places in the Heritage Register:

Number: H1529

Category: Heritage Place

Object: Titles Office

Location: 247–283 Queen Street, Melbourne, Melbourne City



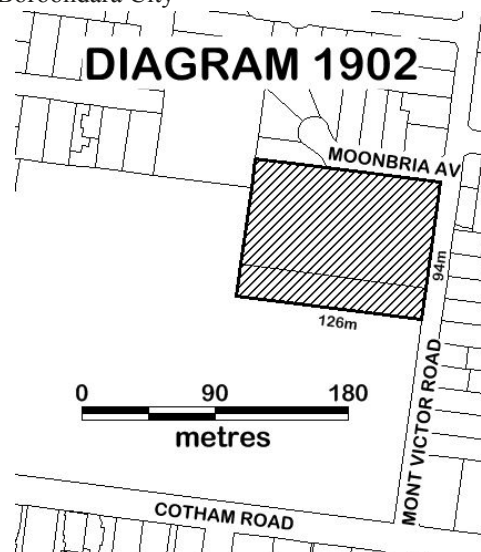
All of the place shown hatched on Diagram 1529 encompassing all of Crown Allotment 22, Section 30, City of Melbourne, Parish of Melbourne North.

Number: H1902

Category: Heritage Place

Object: Genazzano FCJ College

Location: 285–315 Cotham Road, Kew, Boroondara City



All of the place shown hatched on Diagram 1902 encompassing all of Lot 1 on Title Plan 684715 and part of Lot 2 on Lodged Plan 137398.

Dated 12 April 2018

STEVEN AVERY
Executive Director

Mineral Resources (Sustainable Development) Act 1990EXEMPTION OF LAND FROM AN EXPLORATION, MINING,
RETENTION OR PROSPECTING LICENCE

I, Duncan Pendrigh, Director Statutory Authorisations, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation of the Minister for Resources hereby exempt all that Crown land situated within the boundaries of exploration licence application EL006745 from being subject to a licence under the **Mineral Resources (Sustainable Development) Act 1990**.

Dated 4 April 2018

DUNCAN PENDRIGH
Director Statutory Authorisations
Delegate of the Minister

Mineral Resources (Sustainable Development) Act 1990EXEMPTION OF LAND FROM AN EXPLORATION, MINING,
RETENTION OR PROSPECTING LICENCE

I, Duncan Pendrigh, Director Statutory Authorisations, pursuant to section 7 of the **Mineral Resources (Sustainable Development) Act 1990** and under delegation of the Minister for Resources hereby exempt all that Crown land situated within the boundaries of exploration licence applications EL006737, EL006738, EL006740 and EL006741 from being subject to a licence under the **Mineral Resources (Sustainable Development) Act 1990**.

Dated 4 April 2018

DUNCAN PENDRIGH
Director Statutory Authorisations
Delegate of the Minister

Water Act 1989

UPPER BARWON RIVER ENVIRONMENTAL ENTITLEMENT 2018

I, Lisa Neville, Minister for Water, as Minister administering the **Water Act 1989**, make the following Instrument –

PART 1 – INTRODUCTORY STATEMENTS**1. Citation**

This Instrument may be cited as the Upper Barwon River Environmental Entitlement 2018.

2. Empowering provisions

This Instrument is made under section 48B of the **Water Act 1989**.

3. Commencement

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

4. Purpose

The purpose of this Instrument is to establish an environmental entitlement for 1,000 ML per year on average for the West Barwon River, East Barwon River, and tributaries, sourced from the West Barwon Reservoir. This follows major infrastructure augmentations to the water supplies for Geelong, which have reduced the reliance of those communities on harvesting from the Upper Barwon River.

5. Definitions

In this Instrument –

‘Act’ means the **Water Act 1989**;

‘Barwon Water’ means Barwon Region Water Corporation;

‘Barwon Basin’ means the area of land designated as Basin Number 33 in the South-East Coast Division of the Australian Water Resources Council’s Australian Continental Drainage Divisions;

‘dead storage’ means the water stored in the reservoir which Barwon Water deems to be inaccessible for release for consumptive use in any given year;

‘Department’ means the Department supporting the Minister administering the Act;

‘entitlement holders’ means the Water Holder and Barwon Water;

‘incremental costs’ means the additional cost incurred by Barwon Water or the Resource Manager to perform services for the purposes of this entitlement that are above their normal business in relation to the management of the Barwon Basin;

‘internal spill’ means the redistribution of inflow to another entitlement holder which occurs where an entitlement holder’s share of inflow is in excess of the volume required to fill its share of storage capacity;

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

‘Minister’ means the Minister administering the **Water Act 1989**, and in relation to a provision, includes any person authorised by the Minister to act on the Minister’s behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under section 306 of the Act;

‘passing flow’ means the required flow as outlined in Clause 10 of the Bulk Entitlement (Upper Barwon System) Conversion Order 2002;

‘reservoir’ means West Barwon Reservoir;

‘Upper Barwon Supply System’ means the water system which is composed of the following major components –

- (a) West Barwon Reservoir;
- (b) Wurdee Boluc Reservoir;
- (c) Wurdee Boluc Inlet Channel (WBIC); and
- (d) minor diversion weirs and channels on the West Barwon River below West Barwon Dam, East Barwon River, Callahan Creek, Dewing Creek, Matthews Creek and Pennyroyal Creek;

‘Water Holder’ means the Victorian Environmental Water Holder;

‘Water Holder’s share’ means the volume of the water stored in Upper Barwon Reservoir that belongs to the Water Holder;

‘waterway’ means the West Barwon River downstream of West Barwon Reservoir;

‘year’ means the period from 1 July to 30 June.

PART 2 – THE ENTITLEMENT

6. Allocation of an Environmental Entitlement

The Water Holder’s entitlement to water from the Upper Barwon Supply System is allocated on the conditions set out in this Instrument.

7. Share of storage capacity

7.1 The Water Holder is entitled to –

- (a) a 2000 ML share of the total storage capacity of West Barwon Reservoir, where the total storage capacity is 22,064 ML at full supply level including 560 ML dead storage. The Water Holder’s storage capacity share does not include any dead storage; and
- (b) all water stored in its share of the storage specified in this sub-clause, less a share of the losses as calculated by Barwon Water.

7.2 At the date of commencement of this Instrument, the volume of water stored by the Water Holder in its share of West Barwon Reservoir is deemed to be 1000 ML.

8. Share of flow

8.1 Subject to sub-clause 8.2, the Water Holder may store –

- (a) 3.8% of the flow into the reservoir in its share of reservoir capacity; and
- (b) a greater proportion of the flow into the reservoir when part of the inflow is assessed as an internal spill under clause 8.2.

8.2 If Barwon Water's share of reservoir capacity is full, inflows are to be redistributed as an internal spill to the Water Holder if the Water Holder's share of reservoir capacity is not full.

8.3 If the Water Holder's share of reservoir capacity is full, inflows are to be redistributed as an internal spill to Barwon Water if Barwon Water's share of reservoir capacity is not full.

PART 3 – GENERAL CONDITIONS AND PROVISIONS

9. Releases

9.1 The Water Holder may direct Barwon Water to –

- (a) release from the reservoir, water allocated to the Water Holder under this entitlement; and
- (b) deduct the amount released from the reservoir under paragraph (a) from the water allocated to the Water Holder under this entitlement.

9.2 Water released under this entitlement must not be used to achieve compliance with passing flow obligations as specified in the Bulk Entitlement (Upper Barwon System) Conversion Order 2002.

9.3 The Water Holder must not release as part of the Water Holder's environmental entitlement or store in the reservoir any flow in the reservoir which is being transferred by the holder of any other bulk entitlement.

10. Operating arrangements

10.1 The Water Holder and Barwon Water must endeavour to agree on operational arrangements for the supply of water under this entitlement within 12 months of the commencement of this Instrument.

10.2 The operating arrangements must include a means of accounting for –

- (a) the reservoir inflows and passing flows;
- (b) losses through evaporation, seepage or any other means from the reservoir;
- (c) the amount of water taken or released from the reservoir by each entitlement holder;
- (d) the amount of water in each entitlement holder's share of reservoir capacity;
- (e) the apportionment of shares of inflows when an entitlement holder's share of reservoir capacity is full; and
- (f) the sharing arrangements for access by each entitlement holder to the reservoir outlet capacity.

10.3 If the Water Holder and Barwon Water have not reached agreement under sub-clause 10.1 within 12 months of the date of this Instrument either party may give written notice to the other party requiring the matter to be determined in accordance with clause 15.

11. Metering program

11.1 To demonstrate compliance with this Instrument, the Water Holder must –

- (a) ensure there is adequate metering to determine the amount of water taken under provisions of this environmental entitlement; and
- (b) maintain and implement a metering program approved by the Minister.

- 11.2 Subject to clause 11.3, the Water Holder must, at its cost –
- (a) maintain metering equipment and associated measurement structures in good condition;
 - (b) ensure that metering equipment is periodically re-calibrated;
 - (c) if rating curves are used to calculate flows, ensure that the curves are regularly checked and, if necessary, revised; and
 - (d) keep a record of all work undertaken under paragraphs (a), (b) and (c).
- 11.3 Where data from metering undertaken by Barwon Water can be used to determine the Water Holder's compliance with this entitlement, the Water Holder must endeavour to agree with Barwon Water concerning the provision of metering and arrangements with regard to –
- (a) who will undertake the tasks in sub-clause 11.2; and
 - (b) how the Water Holder will access all relevant data required to demonstrate its compliance with this environmental entitlement.
- 11.4 The Water Holder's metering program must have regard to –
- (a) the meter accuracy, maintenance and calibration requirements in sub-clause 11.2;
 - (b) any arrangements made under sub-clause 11.3; and
 - (c) any guidelines issued by the Minister from time to time.
- 11.5 The Minister may at any time require the Water Holder to –
- (a) review the program if, in the Minister's opinion, it is no longer appropriate; and
 - (b) propose an amended program to the Minister.
- 11.6 Any application by the Water Holder to the Minister for amending this entitlement must address any implications of the proposed amendment for the approved metering program.

12. Reporting requirements

- 12.1 The Minister may require the Water Holder to report on all or any of –
- (a) the daily flow into the Water Holder's share of the reservoir;
 - (b) the daily amount of water released from the reservoir to the waterway under this entitlement;
 - (c) the amount of water in the Water Holder's share of reservoir capacity;
 - (d) the annual flow into the Water Holder's share of reservoir capacity;
 - (e) the annual amount of water released from the reservoir to the waterway under this entitlement;
 - (f) any amendment to this Instrument;
 - (g) any assignment of all or part of a water allocation available under this entitlement;
 - (h) any bulk entitlement or licence temporarily transferred to the Water Holder;
 - (i) any failure by the Water Holder to comply with any provision of this Instrument; and
 - (j) any existing or anticipated difficulties experienced by the Water Holder in complying with this Instrument and any remedial action taken or proposed.
- 12.2 The Minister may require the Water Holder to report on all or any of the matters set out in clause 12.1 –
- (a) in writing, or in such electronic form as may be agreed between the Water Holder and the Minister; and
 - (b) within 14 days of receiving the Minister's written request or such longer period as the Minister may determine.

13. Costs of releasing water to the Water Holder

- 13.1 Subject to clause 13.2, the Water Holder is not required to make any payment for West Barwon Reservoir headworks costs.

- 13.2 The Water Holder must pay Barwon Water the reasonable incremental costs incurred by Barwon Water, to –
- (a) release water to the Water Holder;
 - (b) collect and manage data related to the release of water to the Water Holder;
 - (c) metering related to the release of water to the Water Holder; and
 - (d) perform any other services agreed to by the Water Holder and Barwon Water.
- 13.3 Within twelve months of the commencement of this Instrument, the Water Holder and Barwon Water must endeavour to agree on the cost-sharing arrangements for incremental costs under 13.2.
- 13.4 If the parties cannot reach an agreement, either party may give written notice to the other party requiring the matter to be determined in accordance with clause 15.
- 13.5 The parties may vary the cost-sharing arrangements from time to time by agreement.

14. Data

The Water Holder must make available to any person data collected by or on behalf of the Water Holder for the purpose of metering, monitoring and reporting under clauses 11 and 12, subject to the person paying any fair and reasonable access fee imposed by the Water Holder to cover the costs of making the data available to that person.

PART 4 – DISPUTE RESOLUTION

15. Dispute resolution

- 15.1 If a difference or dispute arises between the Water Holder and Barwon Water (the ‘parties’), concerning the interpretation or application of this Instrument, a party may give written notice to another party requiring the matter to be determined by an independent expert.
- 15.2 A notice under sub-clause 15.1 may only be given 14 days after the matter has arisen. The independent expert may only commence to determine the matter a further 14 days after the giving of that notice.
- 15.3 The independent expert will be either –
- (a) a person agreed to by the parties to the difference or dispute; or
 - (b) if the parties cannot agree, a person nominated by the President of the Institute of Arbitrators and Mediators, Australia.
- 15.4 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.
- 15.5 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.
- 15.6 An independent expert may determine the apportionment of costs to the parties of, and incidental to, every reference, including the costs of the independent expert.
- 15.7 Any determination by an independent expert is final and binding on the parties.

Dated 4 April 2018

Responsible Minister
LISA NEVILLE MP
Minister for Water

Water Act 1989**BULK ENTITLEMENT (UPPER BARWON SYSTEM) AMENDMENT ORDER 2018**

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

Title

1. This Order is called the Bulk Entitlement (Upper Barwon System) Amendment Order 2018.

Preliminary

2. The Bulk Entitlement (Upper Barwon System) Conversion Order 2002 (the Bulk Entitlement Order) was made on 25 April 2002 and published in the Government Gazette on 18 July 2002.

Purpose

3. The purpose of this Order is to –
 - (a) amend the Bulk Entitlement Order to account for the establishment of the new Upper Barwon Environmental Entitlement 2018, and Barwon Region Water Corporation's obligations in relation to this; and
 - (b) Make other minor administrative corrections to the Bulk Entitlement Order.

Authorising provisions

4. This Order is made under section 44 of the **Water Act 1989**. The Minister makes this Order on the application of the Barwon Region Water Corporation.

Commencement

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

Definitions

6. In this Order a reference to the Bulk Entitlement Order is a reference to Bulk Entitlement (Upper Barwon System) Conversion Order 2002 (as amended).

Amendments to definitions in clause 4

7. In clause 4, amend the following definitions –
 - (a) For the definition of 'Authority' **substitute** –
' **“Authority”** means Barwon Region Water Corporation '
 - (b) For the definition of 'Authority's works' **substitute** –
' **“Authority's works”** means the dams, weirs and diversion channels owned and operated by Barwon Region Water Corporation'.
 - (c) For the definition of 'Entitlement holder' **substitute** –
' **“Entitlement holder”** means a person holding a bulk or environmental entitlement under the Act.'
 - (d) For the definition of 'passing flow' **substitute** –
' **“passing flow”** means the required flow as outlined in Clause 10.'
 - (e) For the definition of 'year' **substitute** –
' **“year”** means the period from 1 July to 30 June.'
8. In clause 4, **insert** the following definitions –
 - (a) **'dead storage'** means the water stored in the reservoir which the Authority deems to be inaccessible for release for consumptive use in any given year;
 - (b) **'incremental costs'** means the additional cost incurred by the Authority to perform services for the purposes of the Upper Barwon River Environmental Entitlement 2018 that are above their normal business in relation to the management of the Barwon Basin;

- (c) **‘internal spill’** means the redistribution of inflow to another entitlement holder which occurs where an entitlement holder’s share of inflow is in excess of the volume required to fill its share of storage capacity’;
- (d) **‘Minister’** means the Minister administering the **Water Act 1989**, and in relation to a provision, includes any person authorised by the Minister to act on the Minister’s behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under section 306 of the Act;
- (e) **‘Water Holder’** means the Victorian Environmental Water Holder;

9. In clause 4, in the definition for **“Resource Manager”** sub-clause (a) is **revoked**.

Amendment to clause 6

10. In clause 6, for ‘130,400’ **substitute** ‘127,400’.

Amendments to clause 8

11. Sub-clause 8.1 is **revoked**.

12. For sub-clause 8.2 **substitute** –

‘8.2 The Authority is entitled to: –

- (a) a 20,064 ML share of the storage capacity of the West Barwon Reservoir, where the storage capacity is 22,064 ML at full supply level including 560 ML dead storage;
 - (b) all the storage capacity of the Wurdee Boluc Reservoir, where the storage capacity is 40,432 ML at full supply level including 2,077 ML dead storage;
- but must not use or transfer any more than its entitlement as set out in clause 6.’

Amendments to clause 9

13. For Clause 9 **substitute** –

‘9.1 The Authority may take:

- (a) 96.2% of the flow into the West Barwon Reservoir; and
- (b) a greater proportion of the flow into the West Barwon Reservoir when part of the inflow is assessed as an internal spill under clause 9.2; and
- (c) up to 100% of the flow into the diversion weirs;

up to the maximum diversion specified in Clause 11.2 and subject to the provision of passing flows as specified in clause 10.

9.2 If the Water Holder’s share of West Barwon reservoir capacity is full, inflows are to be redistributed as an internal spill to the Authority if the Authority’s share of reservoir capacity is not full.

9.3 If the Authority’s share of West Barwon reservoir capacity is full, inflows are to be redistributed as an internal spill to the Water Holder if the Water Holder’s share of reservoir capacity is not full.’.

Amendments to clause 10

14. In sub-clause 10.1, for the words ‘The Authority must provide an instantaneous flow below the diversion weirs of the lesser of the minimum passing flow as specified in the following Tables 1 and 2 and the natural flow.’ **substitute** –

‘From the Share of Flow specified in sub-clause 9.1, the Authority must provide an instantaneous flow below the diversion weirs of the lesser of the minimum passing flow as specified in the following Tables 1 and 2 and the natural flow.’.

15. Sub-clause 10.2 of the Bulk Entitlement Order is **revoked**.

Insertion of clause 10A

16. After Clause 10 **insert** new clause 10A –

‘10A – RELEASES

10A.1 The Authority must:

- (a) on direction from the Water Holder, release from West Barwon Reservoir, water allocated to the Water Holder under the Upper Barwon River Environmental Entitlement 2018; and
- (b) deduct the amount released to the waterway under paragraph (a) from the Water Holder’s share of water allocated under the Upper Barwon River Environmental Entitlement 2018.

10A.2 Water released under Clause 10A.1 must not be used to achieve compliance with passing flow obligations specified in Clause 10.’

Amendments to clause 11

17. In sub-clause 11.1 for the words ‘Subject to sub-clauses 10.1 and 11.2’ **substitute** – ‘Subject to clauses 10, 10A and sub-clause 11.2’.

Insertion of clause 11A

18. After Clause 11 **insert** –

‘11A – OPERATING ARRANGEMENTS

11A.1 The Authority and the Water Holder must endeavour to agree on operational arrangements for the supply of water under the Upper Barwon Environmental Entitlement 2018 within 12 months of the commencement of that Instrument.

11A.2 The operating arrangements must include a means of accounting for:

- (a) West Barwon Reservoir inflows and passing flows;
- (b) losses through evaporation, seepage or any other means from West Barwon Reservoir;
- (c) the amount of water taken or released from West Barwon Reservoir by the Authority and Water Holder;
- (d) the amount of water in the Authority and Water Holder’s share of West Barwon Reservoir capacity;
- (e) the apportionment of shares of inflows to West Barwon Reservoir when the Authority and/or the Water Holder’s share of West Barwon Reservoir capacity is full; and
- (f) the sharing arrangements for access by each entitlement holder to the West Barwon Reservoir outlet capacity.

11A.3 If the Authority and the Water Holder have not reached agreement under sub-clause 11A.1 within twelve months of the date of the commencement of the Upper Barwon Environmental Entitlement 2018, either party may give written notice to the other party requiring the matter to be determined in accordance with clause 20.’

Amendment to clause 14

19. After sub-clause 14.4 **insert** –

‘14.5 Where data from metering undertaken by the Authority can be used to determine the Water Holder’s compliance with the Upper Barwon River Environmental Entitlement 2018, the Authority must endeavour to agree with the Water Holder concerning the provision of metering and arrangements with regard to –

- (a) who will undertake the tasks in sub-clause 14.4; and

- (b) how the Authority will provide all relevant data required by the Water Holder to demonstrate its compliance with its environmental entitlement.
- 14.6 The Authority's metering program must have regard to –
- (a) the meter accuracy, maintenance and calibration requirements in sub-clause 14.4;
 - (b) any arrangements made under sub-clause 14.7; and
 - (c) any guidelines issued by the Minister from time to time.
- 14.7 Any application by the Authority to the Minister to amend this entitlement must address any implications of the proposed amendment on the approved metering program.'.

Amendment to clause 15

20. After paragraph 15.1(a) **insert** –
'(aa) the daily flow into the Authority's share of West Barwon Reservoir capacity;'
21. After paragraph 15.1(b) **insert** –
'(bb) the daily passing flow;'
22. For paragraph 15.1(d) **substitute** –
'(d) the total amount of water contained in the Authority's share of the System storages;'.
'

Amendment to clause 16

23. Paragraph 16.1 (a) is **revoked**.

Insertion of clause 16A

24. After Clause 16 **insert** –
'16A – COSTS OF RELEASING WATER TO THE WATER HOLDER
- 16A. Subject to clause 16A.2, the Water Holder is not required to make any payment for West Barwon Reservoir headworks costs.
- 16A.2 The Water Holder must pay the Authority reasonable incremental costs incurred by the Authority, which the Authority must calculate, to:
- (a) release water to the Water Holder under sub-clause 10A.1;
 - (b) collect and manage data related to the release of water under sub-clause 10A.1;
 - (c) metering related to the release of water under sub-clause 10A.1; and
 - (d) perform any other services agreed to by the Water Holder and the Authority.
- 16A.3 Within twelve months of the commencement, the Authority and Water Holder must endeavour to agree on the cost sharing arrangements for incremental costs under 16A.2.
- 16A.4 If the parties cannot reach an agreement, either party may give written notice to the other party requiring the matter to be determined in accordance with clause 20.
- 16A.5 The parties may vary the cost-sharing arrangements from time to time by agreement.'.

Amendment to clause 20

25. For paragraph 20.2(b), **substitute** –
'(b) if those parties cannot agree, a person nominated by the President of the Institute of Arbitrators and Mediators, Australia.'.

Dated 4 April 2018

LISA NEVILLE MP
Minister for Water

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

Notice of Approval of Amendment

Amendment C209

The Minister for Planning has approved Amendment C209 to the Ballarat Planning Scheme.

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

The Amendment facilitates the Ballarat GovHub project by inserting the ‘Ballarat GovHub Incorporated Document, January 2018’ into the Ballarat Planning Scheme and amending the schedule to Clause 61.01 of the scheme to make the Minister for Planning the responsible authority for the land.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at www.planning.vic.gov.au/public-inspection and free of charge, during office hours, at the offices of the Ballarat City Council, 25 Armstrong Street South, Ballarat.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

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

Notice of Approval of Amendment

Amendment C37

The Minister for Planning has approved Amendment C37 to the Buloke Planning Scheme.

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

The Amendment:

- rezones part of the Green Lake site at 4567 Birchip–Sea Lake Road, Banyan (specifically, the Delegated Management Reserve and Crown Allotment 5A, Parish of Wortongie), from the Public Conservation and Resource Zone to the Public Park and Recreation Zone, as shown on Planning Scheme Map No. 8;
- amends the Schedule to Clause 52.03 to include reference to a new incorporated document titled ‘Bringing Water Back to Green Lake Project, Incorporated Document, March 2018’ to exempt the project from requiring a planning permit subject to specific conditions; and
- amends the Schedule to Clause 81.01 to insert a new incorporated document titled ‘Bringing Water Back to Green Lake Project, Incorporated Document, March 2018’ into the Buloke Planning Scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at www.planning.vic.gov.au/public-inspection and free of charge, during office hours, at the offices of the Buloke Shire Council, 367 Broadway, Wycheproof.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

Planning and Environment Act 1987

MONASH PLANNING SCHEME

Notice of Approval of Amendment

Amendment C136

The Minister for Planning has approved Amendment C136 to the Monash Planning Scheme.

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

The Amendment amends Schedule 5 to Clause 43.02 (Design and Development Overlay) to allow the development of a covered walkway between adjacent sites at 161–169 and 171 Jells Road, Wheelers Hill.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at www.planning.vic.gov.au/public-inspection and free of charge, during office hours, at the offices of the Monash City Council, 293 Springvale Road, Glen Waverley.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

Planning and Environment Act 1987

SURF COAST PLANNING SCHEME

Notice of Approval of Amendment

Amendment C121

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

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

The Amendment modifies planning policy, zone and overlay provisions applying to the Bells Beach hinterland to better recognise the important landscape, environmental and cultural values of Bells Beach. The Amendment also makes changes to the planning provisions relating to land affected by the Coastal Development Policy and the Significant Landscape Overlay Schedule 1 in proximity to the Great Ocean Road.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at www.planning.vic.gov.au/public-inspection and free of charge, during office hours, at the offices of the Surf Coast Shire Council, 1 Merrijig Drive, Torquay.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

Planning and Environment Act 1987
BOROONDARA PLANNING SCHEME
Notice of Lapsing of Amendment
Amendment C268 (Part 2)

The Boroondara City Council has resolved to abandon Amendment C268 (Part 2) to the Boroondara Planning Scheme.

The Amendment C268 (Part 2) proposed to rezone part of 2 Princess Street, Kew, from Commercial 1 Zone to Public Park and Recreation Zone, and delete Parking Overlay Schedule 1.

The Amendment C268 (Part 2) lapsed on 26 February 2018.

STUART MENZIES
Director
State Planning Services
Department of Environment, Land, Water and Planning

ORDERS IN COUNCIL

Appointment of Her Majesty's Counsel Order 2014

APPOINTMENT OF HER MAJESTY'S COUNSEL

Order in Council

The Governor in Council, in accordance with the **Appointment of Her Majesty's Counsel Order 2014**, hereby issues Letters Patent for appointment as one of Her Majesty's Counsel to the persons named below.

The appointment and Letters Patent expressly provide that the appointment is without loss or gain of precedence granted previously as Senior Counsel, and with full authority to do all things that any other of Her Majesty's Counsel may do and in the same manner and form.

The appointment will be effective from the date that it is made.

Marcus Clarke

Mark Anthony Irving

Paul Lawrence Ehrlich

Scott Robert Johns

Garry John Fitzgerald

Stewart John Maiden

Sally Amanda Flynn

Lisa Michelle Nichols

Mark John Gibson

Stephen Howard Parmenter

Michael Geoffrey Rees Gronow

Suresh Rajkumar Senathirajah

Claire Michelle Harris

Scott William Stuckey

Paul James Hayes

Michael Wolf Wise

Robert Andrew Heath

Dated 10 April 2018

Responsible Minister:

THE HON MARTIN PAKULA MP

Attorney-General

ANDREW ROBINSON
Clerk of the Executive Council

Kardinia Park Stadium Act 2016

EVENT MANAGEMENT DECLARATION FOR KARDINIA PARK EVENTS

Order in Council

The Governor in Council, under section 34 of the **Kardinia Park Stadium Act 2016**, declares the events specified in Table 1 to be Kardinia Park events.

Table 1: Australian Football League Premiership Season matches	
Section and Description	Matter Specified
35(1)(c) Title of the Kardinia Park event and a short description of it:	<p>Geelong Football Club vs St Kilda Football Club, an Australian Football League Premiership Season match</p> <p>Geelong Football Club vs Sydney Swans, an Australian Football League Premiership Season match</p> <p>Geelong Football Club vs Greater Western Sydney Football Club, an Australian Football League Premiership Season match</p> <p>Geelong Football Club vs Carlton Football Club, an Australian Football League Premiership Season match</p> <p>Geelong Football Club vs North Melbourne Football Club, an Australian Football League Premiership Season match</p> <p>Geelong Football Club vs Melbourne Football Club, an Australian Football League Premiership Season match</p> <p>Geelong Football Club vs Brisbane Lions Australian Football Club, an Australian Football League Premiership Season match</p> <p>Geelong Football Club vs Fremantle Football Club, an Australian Football League Premiership Season match</p> <p>Geelong Football Club vs Gold Coast Football Club, an Australian Football League Premiership Season match</p>

Table 1: Australian Football League Premiership Season matches

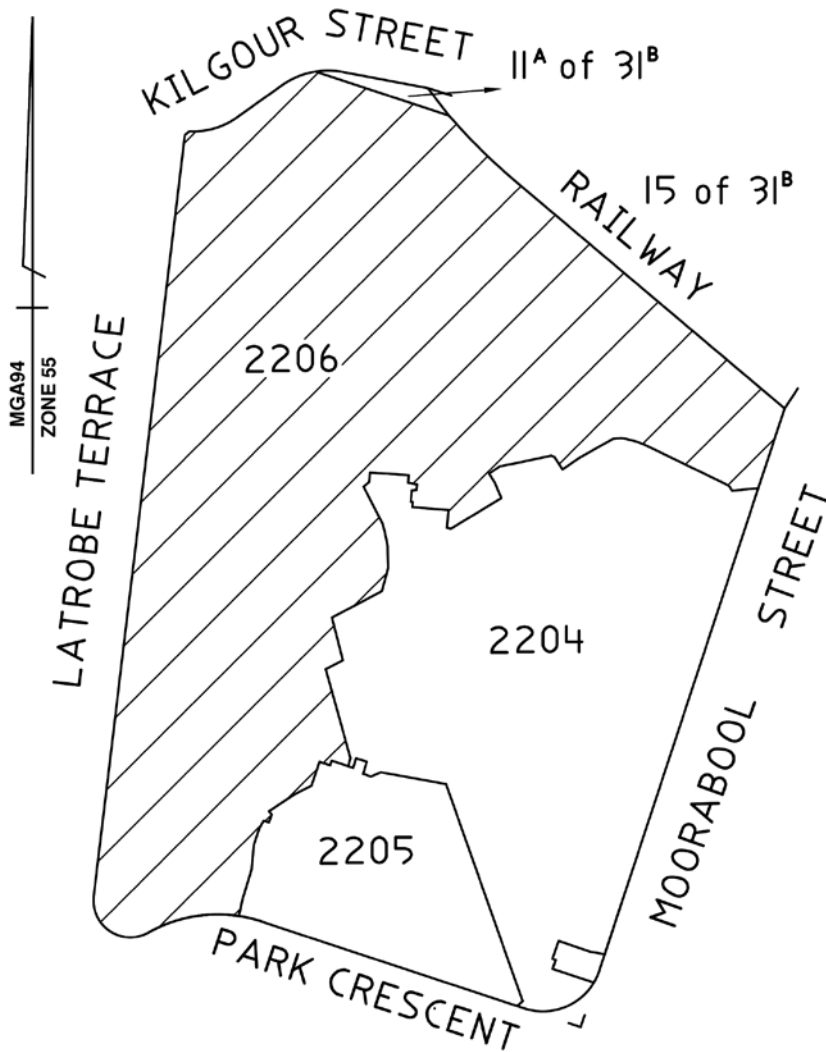
Section and Description	Matter Specified
35(1)(d) The times and dates during which the Kardinia Park event is to take place:	<p>Geelong Football Club vs St Kilda Football Club match – 12.01 am on 14 April 2018 to 11.59 pm on 16 April 2018</p> <p>Geelong Football Club vs Sydney Swans match – 12.01 am on 27 April 2018 to 11.59 pm on 29 April 2018</p> <p>Geelong Football Club vs Greater Western Sydney Football Club – 12.01 am on 3 May 2018 to 11.59 pm on 5 May 2018</p> <p>Geelong Football Club vs Carlton Football Club match – 12.01 am on 25 May 2018 to 11.59 pm on 27 May 2018</p> <p>Geelong Football Club vs North Melbourne Football Club match – 12.01 am on 8 June 2018 to 11.59 pm on 10 June 2018</p> <p>Geelong Football Club vs Melbourne Football Club match – 12.01 am on 20 July 2018 to 11.59 pm on 22 July 2018</p> <p>Geelong Football Club vs Brisbane Lions Australian Football Club match – 12.01 am on 27 July 2018 to 11.59 pm on 29 July 2018</p> <p>Geelong Football Club vs Fremantle Football Club match – 12.01 am on 17 August 2018 to 11.59 pm on 19 August 2018</p> <p>Geelong Football Club vs Gold Coast Football Club match – 12.01 am on 23 August 2018 to 11.59 pm on 25 August 2018</p>
35(1)(g) Any functions, duties and powers conferred on the Trust during the Kardinia Park event in accordance with section 36:	<p>The Trust may enter into agreements and arrangements with the event organiser.</p> <p>The Trust may organise, facilitate or undertake an event.</p> <p>The Trust may fix opening and closing times for public access to any area to which the declaration applies.</p> <p>The Trust may impose, collect and retain fees for parking of motor vehicles in Kardinia Park. The maximum fee will be \$20 per vehicle.</p>

Table 1: Australian Football League Premiership Season matches	
Section and Description	Matter Specified
35(1)(h) The provision of any car parking on land at Kardinia Park during a Kardinia Park event in accordance with section 36	<p>The Trust may provide car parking on land at Kardinia Park on the following dates:</p> <p>Geelong Football Club vs St Kilda Football Club match on 15 April 2018</p> <p>Geelong Football Club vs Sydney Swans match on 28 April 2018</p> <p>Geelong Football Club vs Greater Western Sydney Football Club match on 4 May 2018</p> <p>Geelong Football Club vs Carlton Football Club match on 26 May 2018</p> <p>Geelong Football Club vs North Melbourne Football Club match on 9 June 2018</p> <p>Geelong Football Club vs Melbourne Football Club match on 21 July 2018</p> <p>Geelong Football Club vs Brisbane Lions Australian Football Club match on 28 July 2018</p> <p>Geelong Football Club vs Fremantle Football Club match on 18 August 2018</p> <p>Geelong Football Club vs Gold Coast Football Club match on 24 August 2018</p>
35(1)(i) Any functions, duties and powers of the Council suspended during the Kardinia Park event in accordance with section 37	The functions, duties and powers of the Council to hold or allow any events, or take bookings for any space or events, within Kardinia Park (including venues within Kardinia Park) are suspended during the specified times and dates.
35(1)(j) Any powers conferred on the Trust to enter into agreements or arrangements with an event organiser in accordance with section 36 and 38	The functions, duties and powers to book any space or hold events or bookings in Kardinia Park and its venues during the specified times and dates are conferred on the Trust.

The Kardinia Park Stadium Trust takes control of the area of Kardinia Park to which this declaration applies for the times and dates during which an event takes place as specified in Table 1.

This legislative instrument takes effect on the date it is published in the Government Gazette and applies until 25 August 2018.

The area of Kardinia Park to which this declaration applies is Crown Allotment 2206, City of Geelong, Parish of Corio as indicated by hatching on the plan hereunder:



Dated 10 April 2018
Responsible Minister:
THE HON JOHN EREN MP
Minister for Sport

ANDREW ROBINSON
Clerk of the Executive Council

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