



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 19 Thursday 14 May 2020**

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**GENERAL**

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As from 14 May 2020

The last Special Gazette was No. 234 dated 12 May 2020.

The last Periodical Gazette was No. 1 dated 29 May 2019.

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**How To Submit Copy**

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  - or contact our office on 8523 4601  
between 8.30 am and 5.30 pm Monday to Friday
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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (General)  
QUEEN'S BIRTHDAY WEEK 2020 (Monday 8 June 2020)**

**Please Note Deadlines for General Gazette G23/20:**

The Victoria Government Gazette (General) for Queen's Birthday week (G23/20) will be published on **Thursday 11 June 2020**.

**Copy Deadlines:**

Private Advertisements **9.30 am on Friday 5 June 2020**

Government and Outer

Budget Sector Agencies Notices **9.30 am on Tuesday 9 June 2020**

**Office Hours:**

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

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

JENNY NOAKES  
Government Gazette Officer

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## PRIVATE ADVERTISEMENTS

### Land Act 1958

Notice is hereby given that Wandong Live Steamers Incorporated has applied to lease, pursuant to section 134 of the **Land Act 1958** for a term of 21 years, Crown Land being Allotment 21H4, Parish of Glenburnie, containing 7.549 hectares (more or less) as a site for 'miniature railway and associated activities'.

Re: OTTO JANS, also known as Otto Janschitz, late of 3 Wandsworth Avenue, Deer Park, Victoria, maintenance fitter, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 October 2019, are required by the executrix, Susan Irene Earnshaw, to send particulars to the executrix, care of the lawyers named below, by 16 July 2020, after which date the executrix will distribute the assets, having regard only to the claims of which she has notice.

ALAN WAINWRIGHT J. OKNO & CO.,  
lawyers,  
1/8 Market Street, Melbourne 3000.

JAYNE MARGARET KEIZER, late of 6 Aminga Court, Croydon, Victoria 3136, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 12 January 2020, are required by the trustee, Margaret Nona Keizer, to send particulars of their claims to the undermentioned firm by 22 August 2020, after which date the said trustee may convey or distribute the estate, having regard only to the claims of which she then has notice. Probate was granted in Victoria on 4 May 2020.

ARGENT LAW,  
2 Stawell Street, Richmond, Victoria 3121.  
Ph: (03) 9571 7444. Contact: Helen Adoranti.

EDITH FLORA TIMMS, late of Bluecross Livingstone Gardens, 39 Livingstone Road, Vermont South, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 25 November 2019, are required

by the trustee, Donald Harold Timms, to send particulars of their claims to him, care of the undermentioned solicitors, by 14 July 2020, after which date he may convey or distribute the assets, having regard only to the claims of which he then has notice.

ASHBY LEGAL,  
PO Box 1258, Blackburn North, Victoria 3130.

INGRID IDA ILSE BORCHARDT, late of 9 John Street, Bayswater, Victoria 3153.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 January 2020 are required by the personal representative, Thomas Andrew Szabo, to send particulars to him, care of the undermentioned solicitors, by 14 July 2020, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

AUGHTERSONS,  
267 Maroondah Highway, Ringwood,  
Victoria 3134.

JOHN EAMONN BOYLE, late of 22 Gammage Street, Epping, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 December 2019, are required by Australian Unity Trustees Limited, ACN 162 061 556, of 15/271 Spring Street, Melbourne, Victoria, having been duly authorised by the administrator, Daniel Boyle, one of the siblings of the deceased, to send particulars to it by 14 July 2020, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

AUSTRALIAN UNITY TRUSTEES  
LEGAL SERVICES,  
15/271 Spring Street, Melbourne, Victoria 3000.

Estate KEITH EDWIN REID, late of Boort District Hospital, 10 Kiniry Street, Boort, Victoria, deceased.

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

who died on 5 February 2020, are required by the executor, Roslyn Baker, to send particulars of such claims to her, in care of the undermentioned solicitors, within two months from the date of publication of this notice, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

Dated 6 May 2020

BASILE & CO. PTY LTD, legal practitioners, consultants and conveyancers (Vic. and NSW), 46 Wellington Street, Kerang, Victoria 3579.  
RB:GR:20060.

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Estate ALAN VINCENT WESTBLADE, late of 79 King Edward Street, Cohuna, deceased.

Creditors, next-of-kin and others having claims in respect of the abovenamed deceased, who died on 6 March 2020, are required by the executor, Kathleen Ann Westblade, to send particulars of such claims to her, in care of the undermentioned solicitors, within two months from the publication of this notice, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

Dated 6 May 2020

BASILE & CO. PTY LTD, legal practitioners, consultants and conveyancers (Vic. and NSW), 46 Wellington Street, Kerang, Victoria 3579.  
RB:GR:20122.

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Re: The estate of SHIRLEY RUSH, late of Blue Cross, Elly Kay, 45–51 Elliot Street, Mordialloc, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 February 2020, are required by the executors, Karen Leonie Perry and Judith Dianne Lee, 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.

BEAUMARIS LAW, legal practitioners, 6/1 North Concourse, Beaumaris 3193.

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Re: Estate of VALERIE BRANT, late of Geoffrey Cutter Centre, Kenny Street, Ballarat East, Victoria, retired, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the deceased, who died on 30 September 2019, are required by the executor, Susan Mary Brant, to send particulars to her, care of the undersigned, by 13 July 2020, after which date she may convey or distribute the assets, having regard to the claims of which she then has notice.

CINQUE OAKLEY BRYANT LAWYERS,  
17 Dawson Street South, Ballarat, Victoria 3350.

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Re: FRANCES LILLIAN WALKER, late of 40 River Drive, Teesdale, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 April 2019, are required by the deceased's personal representatives, Kevin Edward Roache and Thomas Edward White, to send particulars to them, care of the undermentioned lawyers, by 1 July 2020, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

COULTER ROACHE,  
PO Box 700, Geelong, Victoria 3220.

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Re: WILLIAM ALBERT YOUNG, late of 38 Maylands Crescent, Glen Waverley, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 May 2019, are required to send particulars of their claims to the executor, Janine Connelly, also known as Yasha Connelly, care of the undermentioned solicitors, on or before 15 July 2020, after which date the executor will distribute the assets, having regard only to the claims of which she then has notice.

CUMBERBATCH & WILLIAMS LAWYERS,  
37 Martin Place, Glen Waverley, Victoria 3150.

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Re: ZAZILIA GLATZ, late of 385 Blackshaws Road, Altona North, Victoria 3025.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 January 2020, are required by the executors, Karl Lehner, Gunter Glatz (in the

Will called Gunther Glatz) and Ingrid Withers, to send particulars of their claim to them, care of the undermentioned solicitors, by 1 July 2020, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

DANIEL LAWYERS & ASSOCIATES,  
Level 5, 12 Clarke Street, Sunshine 3020.

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Re: BRUCE DAVIS, late of 836 Moorooduc Highway, Mornington, Victoria, retired farmer, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the abovementioned deceased, who died on 24 December 2019, are required by the executors, Peter Bruce Davis, Kenneth Stuart Davis and Jennifer Ann Small, to send particulars of such claims to them, care of the undermentioned solicitors, by 16 July 2020, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

DAVIS LAWYERS,  
Level 15, 200 Queen Street, Melbourne,  
Victoria 3000.

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Re: Estate of the late PIETRO CUTUGNO, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 January 2020, are required by the trustee, Rosalie Angela Di Fabio, to send particulars to the trustee, care of the undermentioned solicitors, within 60 days from the publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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CYNTHIA LUCILLE FOWLER, late of 1 Riverside Avenue, Balwyn North, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 21 March 2020, are required by the executor, Craig William Fowler

Angelatos, to send particulars to him, care of the undermentioned solicitors, by 10 July 2020, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

ESTATE PLANNING EQUATION –  
PREVENTATIVE LAW PTY LTD,  
Level 13, 200 Queen Street, Melbourne,  
Victoria 3000.

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Re: JOHN IRVINE MCKENZIE, late of Unit 8, 13 The Strand, Moonee Ponds, Victoria 3039, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 September 2019, are required by the executor, Sandra Joy Thomas, to send particulars to her, care of the undersigned 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 she then has notice.

FISCHER McCRAE LAWYERS,  
Level 3, 389 Lonsdale Street,  
Melbourne, Victoria 3000.

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SANTINA GUGLIELMINI, late of 120 North Road, Avondale Heights, in the State of Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 February 2020, are required by the executors, Sofia Saidel and Giuseppe Guglielmini, to send particulars to them, care of the undermentioned solicitors, by 7 August 2020, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

GOLDSMITHS LAWYERS,  
52–54 Rosslyn Street, West Melbourne 3003.

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**NOTICE OF CLAIMANTS UNDER  
TRUSTEE ACT 1958**

PETER ZEZOS, late of 84 Schotters Road, Mernda, Victoria, labourer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 August 2019, are required by

the executrix, Eugenia (also known as Jenny) Zezos, to send particulars of their claims to the executrix, care of the undermentioned solicitors, by no later than 21 July 2020, after which date the executrix may convey or distribute the assets, having regard only to the claims of which she then has notice.

I. GLENISTER & ASSOCIATES, solicitors,  
421 Bell Street, Pascoe Vale, Victoria 3044.

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Re: Estate of PHYLLIS JOAN CADD.

Creditors, next-of-kin or others having claims in respect of the estate of PHYLLIS JOAN CADD, late of 18 Suttie Drive, Swan Hill, in the State of Victoria, home duties, deceased, who died on 19 March 2020, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 20 July 2020, 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.

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Re: Estate of THELMA DAISY EMMA KING, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of THELMA DAISY EMMA KING, late of Grandview Lodge, 23 Grandview Street, Wycheproof, in the State of Victoria, home duties, deceased, who died on 19 January 2020, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 13 July 2020, 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.

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ROBERT JAMES CAMPBELL, late of 18 Lorimer Street, Melton, Victoria 3337, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the deceased, who died on 3 November 2019, are required by the executor, Adrian Stone, to send particulars

of such claims to the executor, care of the undermentioned solicitors, within 60 days from the publication hereof, after which date the executor will distribute the assets, having regard only to the claims of which the executor has notice.

KCL LAW,  
Level 4, 555 Lonsdale Street, Melbourne 3000.  
sfrey@kcllaw.com.au

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Re: PAULINE VASSOS, late of 5 Howitt Drive, Lower Templestowe, Victoria deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 September 2015, are required by the trustee, Ines Kallweit, of Level 4, 600 Bourke Street, Melbourne, Victoria, to send particulars to the trustee, care of the undermentioned solicitors, by 17 July 2020, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

KHQ LAWYERS,  
Level 4, 600 Bourke Street, Melbourne,  
Victoria 3000.

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Re: PETER VASSOS, late of 5 Howitt Drive, Lower Templestowe, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 January 1996, are required by the trustee, Ines Kallweit, of Level 4, 600 Bourke Street, Melbourne, Victoria, to send particulars to the trustee, care of the undermentioned solicitors, by 17 July 2020, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

KHQ LAWYERS,  
Level 4, 600 Bourke Street, Melbourne,  
Victoria 3000.

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MR DUDLEY WILLIAM WOODS, late of Wattle Rise Nursing Home, Clarendon Street, Maryborough, Victoria 3465.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 April 2020, are required by the personal representatives/trustees, Ms Katherine Walker and Mrs Allison Taaffe, care of 18 Carr

Crescent, Warwick, Western Australia 6024, by 14 July 2020, to send particulars of a claim, after which date the personal representatives/trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

Dated 14 May 2020

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Re: MAREE ADELE BISHOP, deceased, of 2 Ozone Street, Hampton, Victoria, retail assistant.

Creditors, next-of-kin and others having claims in respect to the estate of the deceased, who died on 18 January 2020, are required to send particulars of their claims to the executor, Barrie John Bishop, care of 273 Hampton Street, Hampton, Victoria 3188, by 16 July 2020, after which date the executor may convey or distribute the assets, having regard only to the claims of which he may then have notice.

KEITH R. CAMERON SOLICITORS,  
273 Hampton Street, Hampton, Victoria 3188.

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Re: THOMAS GEORGE FOLEY, late of Sunshine, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 November 2019, are required to send particulars of their claims to the executor, care of Kennedy Guy, lawyers, 12 Hertford Road, Sunshine, Victoria 3020, by 18 July 2020, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

KENNEDY GUY, lawyers,  
12 Hertford Road, Sunshine, Victoria 3020.

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Re: JOAN WARD, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 January 2020, are required by the legal representative, Susan Elizabeth Ward, to send particulars to the legal representative, care of Moores, Level 1, 5 Burwood Road, Hawthorn, Victoria, by 13 July 2020, after which date the legal representative may convey or distribute the assets, having regard only to the claims of which the legal representative has notice.

MOORES,  
Level 1, 5 Burwood Road, Hawthorn,  
Victoria 3122.

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Re: MARGARET ANN COLE, of 9 O'Connell Road, Foster, Victoria 3960.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 December 2019, are required by the executors, Heather Joy Stephens and Patricia Mary Symonds, care of the undermentioned firm, to send particulars to the executors 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 the executors have notice.

OAKLEYS WHITE LAWYERS,  
65 Main Street, Foster 3960.

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LARISSA LORRAINE ROBINS, late of 55 Gherang Road, Modewarre, Victoria, small business owner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 August 2018, are required by the administrator, Bruce Stuart Robins, to send particulars to him, care of the undermentioned legal practitioners, by 17 July 2020, after which date the administrator may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 7 May 2020

ROGER O'HALLORAN & CO.,  
legal practitioners,  
63 Gheringhap Street, Geelong 3220.

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Re: WILLIAM SANG LIM FONG, also known as William Sang Fong, deceased, late of 2 Naroo Street, Balwyn, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 November 2017, are required by the trustee, Lexie Fee Ling Fong, also known as Lexie Sang Fong, to send particulars to the trustee, care of the solicitors named below, by 13 July 2020, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

RUSSELL KENNEDY, solicitors,  
Level 12, 469 La Trobe Street, Melbourne 3000.

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Re: LORRAINE OLIVE MARSTON, deceased, late of Unit 4, 32 Napier Street, Essendon, Victoria.

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



who died on 12 September 2019, are required by the trustee, Michael William Gorton, to send particulars to the trustee, care of the solicitors named below, by 13 July 2020, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

RUSSELL KENNEDY, solicitors,  
Level 12, 469 La Trobe Street, Melbourne 3000.

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MICHAEL JOSEPH HARNAN, also known as Michael Harnan, late of Deloraine Private Nursing Home, 18 Adeline Street, Greensborough, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 22 December 2019, are required by the trustees, Brian Patrick Harnan and Mary Josephine Harnan, to send particulars of their claims to the undermentioned firm 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. Probate was granted in Victoria on 16 April 2020.

Dated 5 May 2020

SALLY E. ANGELL LAWYERS,  
PO Box 1070G, Balwyn North, Victoria 3104.  
Phone (03) 9857 6458.

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Re: ETA JOY, late of Opal by the Bay, 185 Racecourse Road, Mount Martha, Victoria 3934, retired music teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 11 April 2020, are required by the executors, Miriam Margaret Joy and Michael Ruben Joy, to send particulars to them, care of the undermentioned solicitors, by 17 July 2020, after which date the executors may convey and distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: Estate of MARIAN JOY JENSZ, late of 187 Schulz Road, Parwan, Victoria, farmer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 July 2019, are required by the trustee, Heather Mary Fagg, to send particulars to the trustee, in care of the undersigned, by 15 July 2020, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

WILLETT LAWYERS PTY LTD,  
PO Box 2196, Spotswood, Victoria 3015.

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## GOVERNMENT AND OUTER BUDGET SECTOR AGENCIES NOTICES



### NOTICE OF INTENTION TO MAKE COMMUNITY LOCAL LAW 2020

At its Meeting on 11 May 2020, Frankston City Council ('Council') resolved to give notice of its intention to make a local law titled 'Community Local Law 2020' ('proposed Local Law'). The proposed Local Law, if made, will revoke and replace the existing General Local Law 2016. The following information about the proposed Local Law is provided in accordance with section 119 of the **Local Government Act 1989** ('Act').

#### **Purpose and General Purport of the Proposed Local Law**

The purpose of the proposed Local Law is to regulate uses and activities to:

- provide for the peace, order and good governance of the Frankston municipality;
- promote a physical and social environment in which residents and visitors to the municipality can enjoy a quality of life that meets the reasonable expectations of the community;
- prevent and minimise nuisances which may adversely affect the enjoyment of life within the Frankston municipality or the health, safety and welfare of persons within the Frankston municipality;
- prohibit, regulate and control activities which may be dangerous, unsafe or detrimental to a person's health, amenity or the environment;
- provide for fair access and use of Council and community assets and prescribe measures to protect those assets;
- prescribe requirements for the administration and enforcement of the Local Law.

If made, the proposed Local Law will create offences in connection with behaviour on and the use of roads, municipal places and public places, the use of shopping trolleys, the use of model aircraft and certain remote control objects, the display of property numbers, vehicle crossings, the release of balloons into

the open air, the condition of land and buildings, the sale of aerosol spray containers, asset protection, refuse collection, open air fires, the consumption of liquor, smoking in certain areas, the maintenance of nature strips and the keeping of animals. It will also allow for the impounding of certain objects and create offences if certain remedial requirements are not met.

Copies of the proposed Local Law and the explanatory document (Community Impact Statement) are available at [www.frankston.vic.gov.au/HaveYourSay](http://www.frankston.vic.gov.au/HaveYourSay)

Copies are also available at the Council offices, as required by the Act. However, to facilitate compliance with COVID-19 social distancing requirements, any person who wishes to obtain a hard copy is encouraged to request that it be posted to them. Requests can be made through Council's Live Chat service, via the homepage of Council's website, or by phoning 1300 322 322.

Any person may make a submission on the proposed Local Law. All submissions received on or before Wednesday, 24 June 2020 will be considered by Council in accordance with section 223 of the Act. Any person making a submission is entitled to request (in the submission itself) to be heard at a Council meeting in support of the submission, either over the phone, in person, or by a person acting on the submitter's behalf. Notice of the meeting date and time will be given to each person who has lodged a submission. Submissions should be addressed to: Governance Team, Frankston City Council, PO Box 490, Frankston 3199. Submissions may also be hand delivered to the Civic Centre, or emailed to [info@frankston.vic.gov.au](mailto:info@frankston.vic.gov.au)

Submitters should note that Council is required to maintain a public register of submissions received during the previous 12 months. Unless a submitter requests to the contrary, copies of submissions (including the submitters' names and addresses) may also be included in the Council meeting agenda and minutes, which are a permanent public record, and which are published on Council's website.

PHIL CANTILLON  
Chief Executive Officer



### PROPOSED LOCAL LAWS

At its Special Council meeting on 5 May 2020 the Indigo Shire Council (Council) proposed to make the following Local Laws:

Local Law No. 2 – Environmental

Local Law No. 4 – Control of Livestock

Council will meet to adopt Local Law No. 2 and Local Law No. 4 at its Ordinary Meeting of Council on Tuesday 30 June 2020.

In accordance with section 119(2) of the **Local Government Act 1989**, the purpose and general purport of the Local Laws is to:

Local Law No. 2

1. ensure a safe and healthy environment for the municipal residents by regulating and controlling activities which may be dangerous or be a nuisance;
2. prohibit, regulate and control activities and circumstances associated with audible bird scaring devices, fire hazards, dangerous and unsightly land, emissions from chimneys, fires in the open air or in an incinerator, burning of offensive materials, recreation vehicles, advertising, bill posting and junk mail, noise in a public place, audible intruder alarms, camping, circuses and carnivals, keeping of animals, waste, non-compliance with public signs, graffiti prevention and control, consumption and possession of alcohol, behaviour, municipal buildings, municipal swimming pools and reserves; and
3. provide for peace, order and good government of the municipal district.

Local Law No. 4

1. regulate the movement and driving of livestock through and within the municipal district and the grazing of livestock within the municipal district;
2. minimise any damage to road pavements, formations, drainage, vegetation, properties and surrounding areas arising from livestock;
3. minimise the spread of livestock disease and noxious weeds in the municipal district;
4. provide for the welfare of livestock when being driven, grazed or moved;
5. alert other road users to the presence on roads of livestock in the municipal district in the interests of safe use of roads;
6. control the manner in which livestock are driven to provide, as far as possible, for the safety of users of streets and roads within the municipal district;
7. regulate the adequacy of fencing of livestock;
8. put in place mechanisms for rectifying inadequate fencing;
9. empower Authorised Officers to impound livestock in appropriate circumstances;
10. fix fees or charges relating to the impounding of livestock and all other costs incidental thereto and for road use by livestock within the municipal district;
11. enter arrangements with neighbouring Councils relating to impounding, collecting trespassing livestock, housing and releasing those livestock;
12. prescribe penalties for contravention of any provisions of this Local Law;
13. provide generally for the peace, order and good government of the municipal district including in particular the administration of Council's powers and functions; and
14. repeal any redundant Local Laws.

Copies of the proposed Local Law No. 2 – Environmental, and the Local Law No. 4 – Control of Livestock can be obtained from Council’s website at [www.indigoshire.vic.gov.au](http://www.indigoshire.vic.gov.au), or by contacting Council on 1300 365 003, or by email at [info@indigoshire.vic.gov.au](mailto:info@indigoshire.vic.gov.au), to request a paper copy for collection or delivery.

In accordance with section 223 of the **Local Government Act 1989**, any person may make a submission on the proposed Local Laws. A person making a submission may request to be heard in person in support of their submission.

Submissions must be in writing, addressed to the Chief Executive Officer, PO Box 28, Beechworth, Victoria 3747, or by email to [info@indigoshire.vic.gov.au](mailto:info@indigoshire.vic.gov.au), and must be received by close of business on Tuesday 9 June 2020.

Submissions received may be made public due to their inclusion within Council reports written for the consideration of the submissions.

If you wish to be heard in support of your submission, please specify this in your submission.

Further details on these Local Law can be obtained by contacting Greg Pinkerton, either by email at [info@indigoshire.vic.gov.au](mailto:info@indigoshire.vic.gov.au), or by phone on 1300 325 003.

TREVOR IERINO  
Chief Executive Officer

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#### MELBOURNE CITY COUNCIL

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

Notice is given pursuant to sections 119 and 223 of the **Local Government Act 1989** (Act) that the Melbourne City Council (Council) proposes to make a new local law pursuant to part 5 of the Act to be known as the Activities (Greening Melbourne, Vaping and Miscellaneous Amendments) Local Law 2020 (the proposed Local Law).

The proposed Local Law is to amend the Council’s Activities Local Law 2019 and Environment Local Law 2019.

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

- (a) amend the Activities Local Law 2019 to:
  - a. insert a definition of green infrastructure and a new part 4A, ‘Greening Melbourne’, to enable a permit process to facilitate green infrastructure
  - b. extend the definition of smoking to include vaping using an e-cigarette
  - c. make miscellaneous consequential changes to clarify the intent and purpose of various provisions
- (b) amend the Environment Local Law 2019 to support the changes to the Activities Local Law 2019
- (c) make other minor updates and changes to the Activities Local Law 2019 and the Environment Local Law 2019
- (d) provide for the peace, order and good government of the municipality.

A copy of the proposed Local Law and the report to the 5 May 2020 meeting of the Council’s Future Melbourne Committee can be obtained from: the Council Offices (Front Desk, Melbourne Town Hall Administration Building, Swanston Street, Melbourne). Office hours are generally 7.30 am to 5.00 pm Monday to Friday excepting public holidays; or Council’s website at [melbourne.vic.gov.au/publicnotices](http://melbourne.vic.gov.au/publicnotices)

Any person affected by the proposed Local Law may make a written submission to the Council. All submissions received by the Council on or before Friday 12 June 2020 will be considered in accordance with section 223(1) of the Act, by the Council’s Submissions (Section 223) Committee (Committee).

If a person wishes to be heard in support of their submission they must include the request to be heard in the written submission and this will entitle them to appear in person, or by a person acting on their behalf, before a meeting of the Committee, scheduled to be held on Thursday 2 July 2020, commencing at 3.00 pm, in the Melbourne Town Hall, Administration Building, Swanston Street, Melbourne.

As part of our efforts to help contain the spread of COVID-19, and to protect the health, safety and welfare of all, physical attendance by members of the public at these meetings will not be permitted. The meeting will be livestreamed and members of the public who wish to be heard in relation to their submission will be able to do so via a virtual link. For further details please refer to Council's website, [www.melbourne.vic.gov.au](http://www.melbourne.vic.gov.au)

Written submissions should be marked 'proposed Activities (Greening Melbourne, Vaping and Miscellaneous Amendments) Local Law 2020' and addressed to the Director Governance, Melbourne City Council, GPO Box 1603, Melbourne 3001. Written submissions can be made via mail, email to [com.meetings@melbourne.vic.gov.au](mailto:com.meetings@melbourne.vic.gov.au) or online at <https://comdigital.wufoo.com/forms/mq3jero1molzzx/>

Written submissions cannot be delivered in person.

Submissions form part of the public record of the meeting (including any personal information you provide) and will be published on Council's website (accessible worldwide) for an indefinite period. A hard copy will also be made available for inspection by members of the public at Council offices.

If you have any concerns about how Council will use and disclose your personal information, please contact the Council Business team via email at [privacy@melbourne.vic.gov.au](mailto:privacy@melbourne.vic.gov.au)

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

#### **BALLARAT PLANNING SCHEME**

#### **Notice of the Preparation of an Amendment**

#### **Amendment C222ball**

The City of Ballarat has prepared Amendment C222ball to the Ballarat Planning Scheme.

The land affected by the Amendment is identified as sections of 1020 La Trobe Street, Delacombe (former Ballarat Saleyards).

The Amendment proposes to apply the Heritage Overlay to parts of the former Ballarat Saleyards that have been identified in the *Heritage Citation Ballarat Saleyards (former), November 2019* as being locally significant to the City of Ballarat.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment free of charge, and get information about how to discuss the Amendment with Council staff, at the following locations: the City of Ballarat website, [www.ballarat.vic.gov.au](http://www.ballarat.vic.gov.au); and the Department of Environment, Land, Water and Planning website, [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection)

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

The closing date for submissions is 15 June 2020. A submission must be sent to City of Ballarat, PO Box 655, Ballarat, Victoria 3350, or via email to [strategicplanningsubmissions@ballarat.vic.gov.au](mailto:strategicplanningsubmissions@ballarat.vic.gov.au)

The planning authority must make every submission available to view on its website for any person to inspect, free of charge, for two months after the Amendment comes into operation.

LISA KENDAL  
Manager Strategic Planning

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Mildura Rural City Council

**Planning and Environment Act 1987**

**MILDURA PLANNING SCHEME**

**Notice of the Preparation of an Amendment**

**Amendment C109mild**

Mildura Rural City Council has prepared Amendment C109mild to the Mildura Planning Scheme.

The land affected by the Amendment is:

- Two parcels of private land totalling approximately 4ha comprising Lot 1 LP86190 and Lot 1 TP673504 otherwise known as 704 and 706 Deakin Avenue, Mildura, respectively.

The Amendment proposes to implement the recommendations of the Mildura South Recreation Assessment 2013 and the Mildura South Precinct Structure Plan (PSP) 2014 Incorporated Document to ensure the remainder of the identified public open space and active recreation land required for the regional sporting facility is reserved to enable its acquisition for this purpose.

The Amendment proposes the following changes to the Mildura Planning Scheme:

- apply the Public Acquisition Overlay (PAO4) to Lot 1 LP86190 and Lot 1 TP673504 otherwise known as 704 and 706 Deakin Avenue, Mildura, respectively;
- amend Clause 21.09-1 Urban and transport infrastructure to include reference to Public Acquisition Overlay, Schedule 4 (PAO4) in the implementation;
- amend the Schedule to Clause 45.01-Public Acquisition Overlay (PAO) to nominate Mildura Rural City Council as being the acquiring authority for Lot 1 LP86190 and Lot 1 TP673504 (otherwise known as 704 and 706 Deakin Avenue, Mildura) for the purpose of a regional sports facility, including public open space; and
- amend the Schedule to Clause 72.03 to insert a new Planning Scheme Map No. 28PAO into the list of maps comprising part of the Mildura Planning Scheme.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge from date of gazettal, at the following locations: Council's Madden Avenue and Deakin Avenue Service Centres.

The Amendment can also be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) from date of gazettal (Thursday 14 May 2020).

Any person who may be affected by the Amendment may make a submission to the planning authority about the Amendment. Submissions must be made in writing giving the submitter's name and postal 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.

Submissions provided are considered public documents and issues/matters raised therein (including authorship) may be reported to Council in an open Council meeting Agenda. Enquiries regarding confidential submissions may be directed to the Coordinator Strategic Planning on (03) 5018 8100.

Name and postal contact details of submitters are required for Council to consider submissions and to notify such person of any public hearing held to consider submissions. The closing date for submissions is Monday 15 June 2020. A submission must be sent to: Mr Peter Douglas, Co-ordinator Strategic Planning, Mildura Rural City Council, PO Box 105, Mildura, Victoria 3502.

The planning authority must make a copy of every submission available for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses. You may inspect copies of submissions at the following locations: [www.mildura.vic.gov.au](http://www.mildura.vic.gov.au); or Council's Madden Avenue and Deakin Avenue Service Centres.

Should you not have access to the internet and the above offices are closed or not accessible during office hours, please contact Coordinator Strategic Planning on (03) 5018 8100 to make alternative arrangements to view a copy of the Amendment and any submissions.

SARAH PHILPOTT  
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 14 July 2020, 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.

BEARD, Trevor Ross, late of Unit 5, 94 Delaware Street, Reservoir, Victoria 3073, deceased, who died on 8 October 2019.

CHAMBERS, John Francis, late of Unit 1, 65 Robertson Street, Gisborne, Victoria 3437, deceased, who died on 4 April 2019.

CHMIEL, Rosemarie Inge, late of 9–14/143 Point Nepean Road, Dromana, Victoria 3936, deceased, who died on 24 April 2019.

CROUCH, Kenneth Temple, late of 8 Terry Avenue, Sorrento, Victoria 3943, deceased, who died on 16 October 2019.

HEMSLEY, Geoffrey John, late of Room 37, Erica Wing, 371 Manningham Road, Doncaster, Victoria 3108, deceased, who died on 23 May 2018.

LOBER, Robert William, late of 204 Swanpool Road, Swanpool, Victoria 3673, deceased, who died on 11 February 2016. Date of Grant 20 January 2017.

MAGRI, Angelo Francis, late of 31 Mailey Street, Sunshine West, Victoria 3020, deceased, who died on 11 December 2019.

OWENS, Sally, late of Unit 4, 2 Garden Street, Essendon, Victoria 3040, deceased, who died on 24 January 2020.

SUTTON, Carol Ann, late of No Fixed Address, Melbourne, Victoria 3000, deceased, who died on 10 October 2019.

TEIRNEY, Marcus David, late of Unit 42, 3 Albion Street, Balaclava, Victoria 3183, deceased, who died on 2 February 2020.

Dated 5 May 2020

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Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, of 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 15 July 2020, 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.

ADAM, Arthur Clifford, late of 5 Lorraine Court, Pakenham, Victoria 3810, retired, deceased, who died on 17 November 2019.

DONAGHY, Maureen, late of Montclair Hostel, 18 Montclair Avenue, Brighton North, Victoria 3186, pensioner, who died on 9 January 2020.

GIACCHINI, Ennio, late of Trevi Court Aged Care Facility, 95 Bulla Road, Essendon, Victoria 3040, deceased, who died on 26 March 2020.

GUTHRIE, Jean Allan, late of Room 16, Leith Park, 339 St Helena Road, St Helena, Victoria 3088, retired, deceased, who died on 17 May 2019.

HANNA, Patrick Thomas, late of Apartment 99, 27 King Street, Prahran, Victoria 3181, deceased, who died on 25 December 2019.

SYMON, Sally, late of Lionsbrae Aged Care, 29 Everard Road, Ringwood East, Victoria 3135, retired, deceased, who died on 6 February 2020.

Dated 6 May 2020

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Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, of 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 17 July 2020, 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.

ADAMOPOULOS, Ourania, late of Regis Inala Lodge, 220 Middleborough Road, Blackburn South, Victoria 3130, deceased, who died on 6 January 2020.

CHENOWETH, Darren, late of Bupa South Morang, 18–22 McGlynn Avenue, South Morang, Victoria 3752, non professional, deceased, who died on 1 February 2020.

HOSKIN, Harvey, late of Carinya Nursing Home, 125 Golf Links Road, Frankston, Victoria 3199, deceased, who died on 6 October 2019.

JONES, Philip Lyle, late of Illoura Residential Aged Care, 32 College Street, Wangaratta, Victoria 3677, deceased, who died on 22 November 2019.

MIFSUD, Grace, late of Narracan Gardens, 17 Amaroo Way, Newborough, Victoria 3825, deceased, who died on 30 October 2018.

RYAN, Michael, late of James Barker House, 64 Buckley Street, Footscray, Victoria 3011, deceased, who died on 23 February 2020.

SINCLAIR, David John, late of White Hart Hotel, 55 Firebrace Street, Horsham, Victoria 3400, deceased, who died on 18 February 2020.

Dated 8 May 2020

EXEMPTION  
Application No. H406/2019

**Correction**

This exemption was published in the Gazette on 2 April 2020. Under section 119 of the **Victorian Civil and Administrative Tribunal Act 1998** the order is amended to correct a clerical mistake, being the underlined word ‘of’ in the Definition of ‘Personnel’ and two other minor grammatical mistakes. Please refer to the Gazette of 2 April 2020 for the reasons that the exemption was granted.

Dated 14 May 2020

A. SMITH  
Member

Under section 89 of the **Equal Opportunity Act 2010** (the Act) the applicant, Leidos Australia Pty Ltd (ACN 612 590 155), seeks exemption from liability under sections 16, 18, 21, 105, 107 and 182 insofar as they relate to the race of present and future employees and contractors (personnel) for the following **proposed exempt conduct** in accordance with the conditions noted in the conduct:

**Applicants for employment**

- (a) inform applicants for employment or contract work in roles which will require access to Controlled Material and are subject to permits, licences, approvals or agreements made under United States of America (US) and Australian import and export control laws that they may be adversely affected by International Trafficking in Arms Regulations US (ITAR) and Export Administration Regulations US (EAR) controls if they:
  - (i) are not an Australian citizen; or
  - (ii) hold or have held, dual nationality and/or citizenship from proscribed countries for the purposes of Security Requirements; or
  - (iii) have substantive contacts with proscribed countries for the purposes of Security Requirements;

**Requests for information about nationality**

- (b) request information from prospective personnel who perform work on the applicant’s premises or offsite and who are subject to the applicant’s control and direction for positions related to projects which use Controlled Material, in relation to prospective citizenship, previous citizenships, race or nationality, or substantive contacts where such contacts are affiliated with countries proscribed by section 126.1 of ITAR, provided the request for information is limited to information for determining whether an application for authorisation would be required to allow the prospective personnel to have access to Controlled Material and whether in the applicant’s reasonable judgment that the application would have significant prospects of success;



**Use of nationality information**

- (c) impose a condition on any offer of employment in roles which are likely to require access to Controlled Material that an applicant for those roles must, pursuant to ITAR, be authorised to access that Controlled Material, whether pursuant to an individual approval obtained from the US Department of State or otherwise;
- (d) take into account citizenship, previous citizenships, race or nationality, or substantive contacts of personnel where such contacts are affiliated with countries proscribed by section 126.1 of ITAR in determining whether those personnel may be offered a role or allocated work that involves access to Controlled Material;
- (e) maintain records of the nationalities, citizenships and substantive contacts of personnel who have or may have access to Controlled Material;
- (f) require personnel involved in projects which access Controlled Material to notify the applicant of any change to their citizenship status or substantive contacts;
- (g) restrict access to Controlled Material to particular personnel based on their citizenship, previous citizenships, race or nationality, or substantive contacts where such contacts are affiliated with countries proscribed by section 126.1 of ITAR;
- (h) record information relating to security clearances granted to personnel who are under the control and direction of the applicant in relation to work requiring access to Controlled Material;
- (i) impose limitations or prohibitions on access to Controlled Material on persons not authorised to access the Controlled Material;
- (j) maintain records of the nationalities of persons who have or will have access to Controlled Material, with distribution limited to only those persons with a need to know, for the purposes of determining their ability to participate in a particular engagement;
- (k) establish security systems and access protocols that will prevent the unauthorized export or transfer (including re-export or re-transfer) of Controlled Material;
- (l) disclose, if and when required, citizenship, previous citizenship, race or nationalities, or substantive contacts where such contacts are affiliated with countries proscribed by section 126.1 of ITAR, or the applicant's personnel in Victoria to:
  - (i) the US Department of State;
  - (ii) the US Department of Commerce;
  - (iii) the Australian Department of Defence; and
  - (iv) any other person or organisation for which, or on whose behalf, or at whose request the applicant undertakes work in respect of which the applicant has directly or indirectly an obligation not to transfer Controlled Material to persons of certain nationalities.

**Definitions**

In this exemption:

- (a) 'Controlled Material' means material (including equipment, technology, articles and services) and information (including classified or sensitive information and technical data) to which the Security Requirements apply.
- (b) 'Personnel' means the current and prospective workforce of the applicant, including employees, contract workers, employees of contractors and candidates or applicants for these roles.
- (c) 'Security Requirements' means any of the following:
  - (i) requirements of Australian or US laws, including but not limited to ITAR and EAR, including requirements or any permit, licence or approval granted, or agreement made, under those laws; and
  - (ii) contractual requirements applying to the applicant and relating to any of the requirements mentioned in subparagraph (i) above;

**Conditions in the exemption**

1. This exemption applies only to the applicant's conduct where:
  - (a) It is necessary to enable the applicant to obtain and maintain US export licences and approvals or to perform contractual obligations which involve access to Controlled Material.
  - (b) The applicant has taken all steps reasonably available to avoid engaging in conduct which would otherwise be in breach of sections 16, 18, 21, 105, 107 and 182 of the Act including:
    - (i) reliance on ITAR exemptions, exceptions or other provisions, including section 126.18 of ITAR where applicable;
    - (ii) where personnel are nationals or dual nationals of a country not approved for access to Controlled Material, then the applicant will either request the US Department of State, or request the relevant export licence holders to request the US Department of State to amend the relevant export licences to enable those personnel to have access to Controlled Material, unless the applicant, on reasonable grounds, determines the either:
      - (A) the personnel are not the best candidate for the relevant positions; or
      - (B) such an application does not have significant prospects of success.
    - (iii) in the event the US Department of State requires the applicant to provide further information specific to an individual, then with the consent of that individual, the applicant will work with the individual to supply all relevant information to the US Department of State so that an application for approval may be made in relation to that individual.
2. Where, pursuant to this exemption, the applicant wishes to reserve the right to make a conditional offer of employment in relation to a position which will or may involve access to Controlled Material, any advertisement, invitation for expressions of interest, or other promotional information referring to the position must include information that:
  - (a) the position will or is likely to require access to Controlled Material and that any individual occupying the position must be able to satisfy ITAR-based requirements which may require specific authorisation for that individual to access Controlled Material; and
  - (b) if a candidate for the position is concerned as to whether or not they will satisfy the requirement in (a) above, the candidate should contact a nominated member of the applicant's personnel who is able to provide relevant information, including information about the scope of the exemption and the candidate's rights.
3. The applicant must report in writing to the Victorian Equal Opportunity and Human Rights Commission and the Tribunal a written report for every 12 month period from the date of this exemption order. Each report must be provided within 21 days from the end of the relevant reporting period. Each report must detail:
  - (a) the steps it has taken to comply with the terms of the exemption;
  - (b) the number of persons affected by the exemption, the nature of the effects and the steps taken to redress any adverse effects; and
  - (c) the implementation of and compliance generally with the terms of the exemption.

Upon reading the material filed in support of this application, including two affidavits from Alison McPheat, hearing her evidence on affirmation and the submissions from Ms Fitzgerald of counsel the Tribunal is satisfied that it is appropriate to grant an exemption from sections 16, 18, 21, 105, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

Dated 25 March 2020

A. SMITH  
Member

## INTERIM EXEMPTION

Application No. H140/2020

The Victorian Civil and Administrative Tribunal (the Tribunal) has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Linfox Australia Pty Ltd (the applicant) for an exemption from sections 16, 18, 21, 105, 107 and 182 of the Act.

Upon reading the material filed in support of this application, including the affidavit of Bruce Knight, the Tribunal is satisfied that it is appropriate to grant an interim exemption pending the application being finally heard and determined.

1. Pursuant to section 89(1) of the Act and subject to the conditions contained in Schedule 1, an exemption is granted to the applicant from the operation of sections 16, 18, 21, 105, 107 and 182 of the Act for the period 14 May 2020 (the next available date of publication in the Government Gazette) to 10 September 2020 or any earlier date on which the Tribunal grants a final exemption in this proceeding.
2. The interim exemption is granted in respect of the operation of sections 16, 18, 21, 105, 107 and 182 of the Act insofar as those sections relate to the 'race' (as that attribute is defined in section 4 of the Act) of the workforce of the applicant.
3. The class of activities for which the exemption is granted is
  - (a) Requiring members or potential members of the Workforce to provide details of their citizenship (including any changes to their citizenship) to enable the applicant to determine whether they are permitted under the Security Requirements to participate in the provision of the Services or to have access to Defence Materials;
  - (b) Disclosing information about the citizenship of members of the Workforce to:
    - (i) the United States Department of State;
    - (ii) the Australian Department of Defence; or
    - (iii) any other organisation or government department for which or on whose behalf or at whose request the applicant undertakes work in respect of which the applicant has (directly or indirectly) an obligation not to transfer Defence Materials on the basis of citizenship;
  - (c) maintaining a list, with distribution limited to only those officers and employees with a need to know, of members of the Workforce who are permitted by virtue of their citizenship to participate in the provision of the Services or have access to related Defence Materials so as to distinguish them from members of the Workforce who are not so permitted;
  - (d) distinguishing, by means of pass coded in a manner that does not refer to citizenship, whether a member of the Workforce has the necessary security clearance to participate in the provision of the Services or have access to related Defence Materials, so as to distinguish them from members of the Workforce who are not so permitted;
  - (e) restricting access to Defence Materials connected with the Services to particular members of the Workforce based on their citizenship;
  - (f) restricting access to areas of its facilities connected with the provision of the Services to particular members of the Workforce based on their citizenship;
  - (g) entering into agreements with the applicant's employees, contractors, agents and consultants pursuant to which those third parties undertake to comply with the Security Requirements, and to take all practicable steps to assist the applicant in complying with the Security Requirements;
  - (h) rejecting applications to join the Workforce in positions relating to the provision of the Services or requiring access to the Defence Materials based on the job applicant's citizenship, and taking into account a person's citizenship in determining who should be offered employment or contract work requiring access to Defence Materials;

- (i) transferring members of the Workforce from the provision of the Services to work in other parts of the applicant's business on the basis that, due to their citizenship (including a change to their citizenship), the applicant may not permit them to participate in the provision of the Services;
- (j) terminating the employment or engagement of members of the Workforce on the basis that:
  - (i) due to their citizenship (including a change to their citizenship), the applicant may not permit them to participate in the provision of the Services; and
  - (ii) it is not reasonable in all the circumstances to redeploy or transfer the members of the Workforce to another role within the applicant's business, or within a business operated by one of the applicant's associated entities;
- (k) advertising positions within the Workforce as being open only to Australian citizens who can obtain the necessary clearances for access to the Defence Materials.

In this exemption:

'Defence Materials' means any materials or information in relation to which access or use is regulated by the Security Requirements.

'Security Requirements' means:

- (a) requirements made by the Australian Government, that Government's Department of Defence or any other department of that Government, including:
  - (i) requirements under the **Defence Trade Controls Act 2012** (Cth) and the *Defence Trade Controls Regulations 2013* (Cth); and
  - (ii) requirements contained in the *Defence Services Manual*;
- (b) the requirements of laws of the United States of America, including but not limited to the *Arms Export Control Act* and the *United States International Trafficking in Arms Regulations*, including the requirements of any authorisation made under those laws; and
- (c) requirements applying to the applicant under its contract with the Commonwealth to provide the Services to the Australian Defence Force.

'Services' means the warehousing, disposal, distribution, information technology, logistics, and supply chain solutions and services which the applicant has been engaged to provide to the Commonwealth of Australia and the Australian Defence Force, to which the Security Requirements apply.

'Workforce' includes the applicant's employees, contractors and contract workers who are engaged to participate in the provision of the Services in Victoria.

Dated 14 May 2020

B. STEELE  
Senior Member

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### SCHEDULE 1

The interim exemption is subject to the following conditions:

- A. The applicant will, prior to taking any action permitted by the interim exemption, provide all employees, and prospective employees with:
  - (a) express notice that they may be adversely affected by this exemption if they are not an Australian citizen or if they hold dual citizenship;
  - (b) a reasonable explanation in plain English of the nature of any adverse effects of such action to them; and
  - (c) information (at the time of recruitment in the case of prospective employees) about how they can apply for Australian citizenship.

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- B. In addition to the above conditions the applicant will:
- (a) maintain comprehensive anti-discrimination policies governing all aspects of the work and Workforce, including management, and with particular regard to race discrimination, vilification, harassment and victimisation;
  - (b) establish concise and comprehensive dispute resolution and grievance procedures to receive, investigate and resolve discrimination complaints and grievances and, in particular, those relating to race discrimination, vilification, harassment and victimisation;
  - (c) implement training programs, including at induction, to ensure that all members of the applicant's Workforce, including management, are fully informed of their rights and obligations under such policies and procedures, particularly with regard to issues of race discrimination, vilification, harassment and victimisation;
  - (d) ensure that all members of the Workforce, including management, receive regular education and training in issues of discrimination, particularly race discrimination, vilification, harassment and victimisation;
  - (e) take steps to fully inform the Workforce, including management, of their rights under the Act and, in particular, but not limited to, the complaints procedure under that Act;
  - (f) notify the Tribunal if the discriminatory terms and provisions Security Requirements are amended or become inoperative, so that the interim exemption may be revoked or amended.
- C. The applicant will take all reasonable steps to ensure that any employees adversely affected by the interim exemption retain employment with the applicant, and do not suffer a reduction in wages, salary or opportunity for advancement.
- D. If the applicant, in order to enable it to comply with the Security Requirements, moves a member of the Workforce from one project to another, the applicant must take reasonable steps both to explain to that person why the transfer has occurred and to avoid any race-based hostility that might result from the transfer.
- E. Where prospective employees adversely affected by the interim exemption would otherwise have been acceptable to the applicant as employees, the applicant will consider and, if feasible, implement reasonable and practicable alternatives to rejection, such as employment in other work for the applicant.
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**Fisheries Act 1995**

## FISHERIES NOTICE 2020

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as delegate of the Minister for Fishing and Boating, and having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995** (the Act), make the following Fisheries Notice under sections 67, 68A, 114 and 152 of the Act:

Dated 6 May 2020

TRAVIS DOWLING  
Chief Executive Officer

## FISHERIES (CENTRAL ABALONE ZONE) NOTICE 2020

**1. Title**

This Notice may be cited as the Fisheries (Central Abalone Zone) Notice 2020.

**2. Objectives**

The objective of this Notice is to:

- (a) fix minimum size limits for blacklip abalone and greenlip abalone taken under an Abalone Fishery Access Licence in the Central Abalone Zone.
- (b) address sustainability concerns for Victorian Central Abalone Zone abalone stocks and related management issues by closing specified marine waters to commercial abalone harvest.
- (c) supersede the previous Fisheries (Central Abalone Zone) Notice 2020, amending the upper limits pursuant to the carryover of uncaught quota from the 2019/20 quota period.

**3. Authorising provision**

This Notice is made under sections 67, 68A, 114 and 152 of the Act.

**4. Commencement**

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

**5. Definitions**

In this fisheries notice –

‘**AFAL**’ means an Abalone Fishery (Central Zone) Access Licence;

‘**central abalone zone**’ means all Victorian waters between longitude 142° 31’ East and longitude 148° East;

‘**CEO**’ means the Chief Executive Officer of the VFA;

‘**closed waters**’ means the marine waters within a spatial management unit for which the upper limit has been reached or exceeded as specified in Column 3 of Schedule 3;

‘**nominated operator**’ means –

- (a) a licence holder permitted under section 39(1) of the Act; or
- (b) a person listed on an access licence for the purposes of section 39(2) of the Act;

‘**size zone**’ means each area of Victorian marine waters between the coordinates specified in Column 2 of Schedule 1 for blacklip abalone and Column 1 of Schedule 2 for greenlip abalone;

‘**spatial management unit**’ means each area of Victorian marine waters specified in Column 1 of Schedule 3;

‘**the Act**’ means the **Fisheries Act 1995**;

‘**upper limit**’ for the spatial management unit specified in Column 1 of Schedule 3 means the amount of abalone specified in Column 3 of Schedule 3 corresponding to that spatial management unit;

‘**VFA**’ means the Victorian Fisheries Authority.

**6. Minimum sizes for abalone taken from the central abalone zone**

- (1) For the purposes of the Act, the minimum size with respect to the taking of blacklip abalone under an AFAL from the waters specified in columns 1 and 2 of Schedule 1 is the size specified for those waters in Column 3 of Schedule 1.
- (2) For the purposes of the Act, the minimum size with respect to the taking of greenlip abalone under an AFAL from the waters specified in column 1 of Schedule 2 is the size specified for those waters in Column 2 of Schedule 2.

**Notes:** There are offences in sections 68A and 68B of the Act relating to taking or possessing fish of a species that are less than the minimum size specified for that species of fish in this Notice. Various penalties apply.

Under section 152(3), of the Act, if a provision of this Notice is inconsistent with any regulations, the Fisheries Notice prevails to the extent of the inconsistency. The general size limits specified in the Fisheries Regulations 2019 will continue to apply in circumstances where the size limits specified in Clauses 6 and 7 do not apply.

**7. Abalone not to be taken from more than one size zone**

For the purposes of section 67 of the Act –

- (a) the taking of abalone under an AFAL from more than one size zone on any fishing trip; or
  - (b) the possession of abalone taken from more than one size zone on-board any boat being used under an AFAL; or
  - (c) the landing of abalone taken under an AFAL from more than one size zone;
- is prohibited.

**Note:** It is an offence under section 67(3) of the **Fisheries Act 1995** to fail to comply with a prohibition.

**8. Closed waters**

For the purposes of section 67 of the Act –

- (a) the taking of abalone from closed waters; or
- (b) the possession of abalone in or on closed waters –

by the holder of an access licence, or a person acting or purporting to act under an access licence, is prohibited.

**Note:** Failure to comply with this prohibition is an offence under section 67 of the **Fisheries Act 1995**. A maximum penalty of 100 penalty units and/or six months imprisonment applies.

Sub-clause (1)(b) does not apply to a person possessing abalone on-board a boat under way and travelling by the most direct route to reach a point of landing or specified open waters for the purpose of commercial abalone diving.

**9. Application to fisheries reserves**

This Notice applies to a Fisheries Reserve, as declared under section 88 of the Act, to the extent that fishing is permitted in the Fisheries Reserve.

**10. Revocation**

Unless sooner revoked, this Notice will be revoked on 31 March 2021.

## SCHEDULES

## SCHEDULE 1

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Minimum size (Millimetres)</b>
Shipwreck Coast spatial management unit that includes: a. Reef Code 4.01 Lake Gilliar b. Reef Code 4.02 Antares c. Reef Code 5.01 Peterborough d. Reef Code 5.02 Point Hesse e. Reef Code 5.03 Port Campbell	1. 38°24'14"S 142°31'00"E 2. 38°26'29"S 142°31'00"E 3. 38°39'19"S 143°03'00"E 4. 38°38'52"S 143°03'18"E	130
Cape Otway spatial management unit that includes: a. Reef Code 6.01 Moonlight Head b. Reef Code 6.02 Milanesia Beach c. Reef Code 6.03 Rotten Point d. Reef Code 7.03 East Otway e. Reef Code 7.04 Blanket Bay f. Reef Code 7.05 Apollo Bay g. Reef Code 7.06 Skenes Creek h. Reef Code 7.07 Franklin – Parker i. Reef Code 7.08 Parker River West Outside j. Reef Code 8.01 Kennett and Wye	1. 38°44'01"S 143°11'08"E 2. 38°44'46"S 143°09'58"E 3. 38°38'06"S 143°55'30"E 4. 38°38'06"S 143°53'29"E	125
Surf Coast spatial management unit that includes: a. Reef Code 8.02 Cumberland b. Reef Code 8.03 Eastern View c. Reef Code 9.01 Anglesea d. Reef Code 9.02 Jan Juc e. Reef Code 10.01 Point Impossible f. Reef Code 10.02 Thirteenth Beach g. Reef Code 10.03 Ocean Grove h. Reef Code 10.04 Lonsdale Back Beach i. Reef Code 10.05 The Anchor	1. 38°38'06"S 143°53'29"E 2. 38°38'06"S 143°55'30"E 3. 38°18'32"S 144°36'17"E 4. 38°18'00"S 144°37'11"E 5. 38°16'29"S 144°42'55"E 6. 38°10'27"S 144°43'08"E	110



Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
Port Phillip Bay spatial management unit that includes: a. Reef Code 11.01 Indented Head b. Reef Code 11.02 Bellarine c. Reef Code 11.03 Point Wilson d. Reef Code 11.04 Kirks Point e. Reef Code 11.05 Werribee f. Reef Code 11.06 Sheoak g. Reef Code 11.07 Point Cook h. Reef Code 11.08 Altona Bay i. Reef Code 11.09 Sticks Reef j. Reef Code 11.10 Williamstown k. Reef Code 11.11 St Kilda l. Reef Code 11.12 Brighton m. Reef Code 11.13 Black Rock n. Reef Code 11.14 Mordialloc o. Reef Code 11.15 Frankston p. Reef Code 11.16 Canadian Bay q. Reef Code 11.17 Mount Martha r. Reef Code 11.18 Portsea Bayside	1. 38°10'14"S 144°43'08"E 2. 38°10'14"S 144°44'27"E 3. 38°18'44"S 144°42'50"E 4. 38°19'07"S 144°42'50"E	105
Back Beaches spatial management unit that includes: a. Reef Code 12.01 Nepean Bay b. Reef code 12.02 Portsea Ocean Beach c. Reef Code 12.03 Sorrento Ocean Beach d. Reef Code 12.04 Rye Ocean Beach e. Reef Code 12.05 Gunnamatta	1. 38°19'07"S 144°42'50"E 2. 38°18'44"S 144°42'50"E 3. 38°19'28"S 144°38'58"E 4. 38°21'41"S 144°38'49"E 5. 38°28'45"S 144°51'09"E 6. 38°28'45"S 144°53'09"E	119
Flinders spatial management unit that includes: a. Reef Code 12.06 Cape Schanck b. Reef code 13.01 Bushrangers Bay c. Reef Code 13.02 Symmonds Bay West d. Reef Code 13.03 Symmonds Bay East e. Reef Code 13.04 Cairns Bay f. Reef Code 13.05 Flinders g. Reef Code 13.06 Western Port West h. Reef Code 13.07 West Head Tide	1. 38°28'45"S 144°53'09"E 2. 38°28'45"S 144°51'09"E 3. 38°30'23"S 145°00'32"E 4. 38°31'11"S 145°06'19"E 5. 38°27'38"S 145°09'39"E 6. 38°24'01"S 145°08'43"E 7. 38°23'27"S 145°07'42"E	112

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
Phillip Island spatial management unit that includes: <ol style="list-style-type: none"> <li>a. Reef Code 14.01 Ventnor – Flynnns</li> <li>b. Reef Code 14.02 Cat Bay</li> <li>c. Reef Code 14.03 Seal Rocks</li> <li>d. Reef Code 14.04 Penguin Reserve</li> <li>e. Reef Code 14.05 Summerlands – Berry</li> <li>f. Reef Code 14.06 Pyramid Rock West</li> <li>g. Reef Code 14.07 Pyramid Rock East</li> <li>h. Reef Code 14.08 Sunderland Bay</li> <li>i. Reef Code 14.09 Cape Woolamai West</li> <li>j. Reef Code 14.10 Cape Woolamai East</li> <li>k. Reef Code 14.11 Summerlands</li> </ol>	<ol style="list-style-type: none"> <li>1. 38°27'55"S 145°09'55"E</li> <li>2. 38°27'38"S 145°09'39"E</li> <li>3. 38°31'11"S 145°06'19"E</li> <li>4. 38°32'33"S 145°06'38"E</li> <li>5. 38°33'55"S 145°23'03"E</li> <li>6. 38°31'27"S 145°21'06"E</li> <li>7. 38°31'06"S 145°21'50"E</li> <li>8. 38°31'00"S 145°21'42"E</li> </ol>	112
Kilcunda spatial management unit that includes: <ol style="list-style-type: none"> <li>a. Reef Code 15.01 San Remo</li> <li>b. Reef Code 15.02 Powlett</li> <li>c. Reef Code 15.03 Harmers Haven</li> <li>d. Reef Code 15.04 Cape Patterson</li> <li>e. Reef Code 15.05 Inverloch</li> </ol>	<ol style="list-style-type: none"> <li>1. 38°31'12"S 145°22'02"E</li> <li>2. 38°31'06"S 145°21'50"E</li> <li>3. 38°31'27"S 145°21'06"E</li> <li>4. 38°33'55"S 145°23'03"E</li> <li>5. 38°41'43"S 145°43'43"E</li> <li>6. 38°38'33"S 145°43'43"E</li> <li>7. 38°38'21"S 145°43'30"E</li> </ol>	115
Cape Liptrap spatial management unit that includes: <ol style="list-style-type: none"> <li>a. Reef code 16.01 Venus Bay</li> <li>b. Reef Code 16.02 Morgans Beach</li> <li>c. Reef Code 16.03 Cape Liptrap West</li> <li>d. Reef Code 16.04 Cape Liptrap East</li> <li>e. Reef Code 16.05 Walkerville</li> <li>f. Reef Code 16.06 Waratah Reef</li> </ol>	<ol style="list-style-type: none"> <li>1. 38°38'33"S 145°43'43"E</li> <li>2. 38°41'43"S 145°43'43"E</li> <li>3. 38°53'14"S 146°02'24"E</li> <li>4. 38°48'41"S 146°02'24"E</li> </ol>	110
Prom Westside spatial management unit includes: <ol style="list-style-type: none"> <li>a. Reef Code 16.07 Cotters Beach</li> <li>b. Reef Code 17.02 Tongue Point</li> <li>c. Reef Code 17.04 Leonard Point</li> <li>d. Reef Code 17.05 Pillar Point</li> </ol>	1. 146°02'25"E to a straight line connecting coordinates longitude 146°19'35"E, latitude 39°02'28"S and longitude 146°13'48"E, latitude 39°04'08"S (the north-western boundary of the Wilsons Promontory Marine National Park).	115

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
Prom Westside spatial management unit that includes: <ol style="list-style-type: none"> <li>a. Reef Code 17.01 Shellback Island</li> <li>b. Reef Code 17.03 Norman Island</li> <li>c. Reef Code 17.10 Great Glennie Island</li> <li>d. Reef Code 17.11 Dannevig Island</li> <li>e. Reef Code 17.12 Citadel Island</li> <li>f. Reef Code 17.13 McHugh Island</li> </ol>	1. The area between longitudes 146°13'02"E and 146°14'22"E and between latitudes 38°57'39"S and 38°58'27"S (Shellback Island), the waters around Norman Island extending to a maximum depth of 30 metres, and the area bounded on the east by waters within 300 metres of the Low Water Marks on McHugh, Dannevig and Great Glennie Islands (the western boundary of the Wilsons Promontory Marine National Park), on the south by latitude 39°07'10"S, on the north by latitude 39°03'48"S and on the west by a straight line connecting coordinates longitude 146°13'12"E, latitude 39°03'48"S, longitude 146°13'12"E, latitude 39°05'09"S, longitude 146°14'00"E, latitude 39°06'02"S and longitude 146°14'00"E, latitude 39°07'10"S (Great Glennie Island, Dannevig Island, Citadel Island and McHugh Island)	120
Prom Eastside spatial management unit that includes: <ol style="list-style-type: none"> <li>a. Reef Code 18.03 Refuge Cove</li> <li>b. Reef Code 18.04 Five Mile Beach</li> <li>c. Reef Code 18.05 Monkey Point</li> <li>d. Reef Code 18.06 Rabbit Island and Rock</li> <li>e. Reef Code 18.07 Three Mile Beach</li> <li>f. Reef Code 18.09 Ninety Mile Beach</li> </ol>	1. 39°03'59"S 146°28'43"E 2. 39°04'02"S 146°28'41"E 3. 38°57'34"S 146°36'36"E 4. 38°53'29"S 146°36'36"E 5. 38°53'29"S 146°44'43"E 6. 38°54'12"S 146°44'43"E 7. 37°55'45"S 148°00'00"E 8. 37°52'52"S 148°00'00"E	110
Clifty Group spatial management unit that includes: <ol style="list-style-type: none"> <li>a. Reef Code 18.08 Seal Island Group</li> </ol>	1. 38°57'34"S 146°36'36"E 2. 38°53'29"S 146°36'36"E 3. 38°53'29"S 146°44'43"E 4. 38°54'12"S 146°44'43"E	110

## SCHEDULE 2

<b>Column 1</b> <b>Waters taken from</b> <b>Victorian marine waters—</b>	<b>Column 2</b> <b>Minimum size</b> <b>(Millimetres)</b>
Mouth of Hopkins River to Point Nepean i.e. between longitude 142°30.498'E and longitude 144°38.88'E	145
Point Nepean to Lakes Entrance i.e. between longitude 144°38.88'E and longitude 148°E	150

## SCHEDULE 3

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial</b> <b>management unit</b>	<b>Column 3</b> <b>Upper limit</b>
Shipwreck Coast spatial management unit that includes: a. Reef Code 4.01 Lake Gilllear b. Reef Code 4.02 Antares c. Reef Code 5.01 Peterborough d. Reef Code 5.02 Point Hesse e. Reef Code 5.03 Port Campbell	1. 38°24'14"S 142°31'00"E 2. 38°26'29"S 142°31'00"E 3. 38°39'19"S 143°03'00"E 4. 38°38'52"S 143°03'18"E	36.3 tonnes
Cape Otway spatial management unit that includes: a. Reef Code 6.01 Moonlight Head b. Reef Code 6.02 Milanesia Beach c. Reef Code 6.03 Rotten Point d. Reef Code 7.03 East Otway e. Reef Code 7.04 Blanket Bay f. Reef Code 7.05 Apollo Bay g. Reef Code 7.06 Skenes Creek h. Reef Code 7.07 Franklin – Parker i. Reef Code 7.08 Parker River West Outside j. Reef Code 8.01 Kennett and Wye	1. 38°44'01"S 143°11'08"E 2. 38°44'46"S 143°09'58"E 3. 38°38'06"S 143°55'30"E 4. 38°38'06"S 143°53'29"E	63.1 tonnes
Surf Coast spatial management unit that includes: a. Reef Code 8.02 Cumberland b. Reef Code 8.03 Eastern View c. Reef Code 9.01 Anglesea d. Reef Code 9.02 Jan Juc e. Reef Code 10.01 Point Impossible f. Reef Code 10.02 Thirteenth Beach g. Reef Code 10.03 Ocean Grove h. Reef Code 10.04 Lonsdale Back Beach i. Reef Code 10.05 The Anchor	1. 38°38'06"S 143°53'29"E 2. 38°38'06"S 143°55'30"E 3. 38°18'32"S 144°36'17"E 4. 38°18'00"S 144°37'11"E 5. 38°16'29"S 144°42'55"E 6. 38°10'27"S 144°43'08"E	5.0 tonnes

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Upper limit</b>
Port Phillip Bay spatial management unit that includes: a. Reef Code 11.01 Indented Head b. Reef Code 11.02 Bellarine c. Reef Code 11.03 Point Wilson d. Reef Code 11.04 Kirks Point e. Reef Code 11.05 Werribee f. Reef Code 11.06 Sheoak g. Reef Code 11.07 Point Cook h. Reef Code 11.08 Altona Bay i. Reef Code 11.09 Sticks Reef j. Reef Code 11.10 Williamstown k. Reef Code 11.11 St Kilda l. Reef Code 11.12 Brighton m. Reef Code 11.13 Black Rock n. Reef Code 11.14 Mordialloc o. Reef Code 11.15 Frankston p. Reef Code 11.16 Canadian Bay q. Reef Code 11.17 Mount Martha r. Reef Code 11.18 Portsea Bayside	1. 38°10'14"S 144°43'08"E 2. 38°10'14"S 144°44'27"E 3. 38°18'44"S 144°42'50"E 4. 38°19'07"S 144°42'50"E	5.0 tonnes
Back Beaches spatial management unit that includes: a. Reef Code 12.01 Nepean Bay b. Reef code 12.02 Portsea Ocean Beach c. Reef Code 12.03 Sorrento Ocean Beach d. Reef Code 12.04 Rye Ocean Beach e. Reef Code 12.05 Gunnamatta	1. 38°19'07"S 144°42'50"E 2. 38°18'44"S 144°42'50"E 3. 38°19'28"S 144°38'58"E 4. 38°21'41"S 144°38'49"E 5. 38°28'45"S 144°51'09"E 6. 38°28'45"S 144°53'09"E	63.9 tonnes
Flinders spatial management unit that includes: a. Reef Code 12.06 Cape Schanck b. Reef code 13.01 Bushrangers Bay c. Reef Code 13.02 Symmonds Bay West d. Reef Code 13.03 Symmonds Bay East e. Reef Code 13.04 Cairns Bay f. Reef Code 13.05 Flinders g. Reef Code 13.06 Western Port West h. Reef Code 13.07 West Head Tide	1. 38°28'45"S 144°53'09"E 2. 38°28'45"S 144°51'09"E 3. 38°30'23"S 145°00'32"E 4. 38°31'11"S 145°06'19"E 5. 38°27'38"S 145°09'39"E 6. 38°24'01"S 145°08'43"E 7. 38°23'27"S 145°07'42"E	28.1 tonnes

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Upper limit</b>
Phillip Island spatial management unit that includes: a. Reef Code 14.01 Ventnor – Flynnns b. Reef Code 14.02 Cat Bay c. Reef Code 14.03 Seal Rocks d. Reef Code 14.04 Penguin Reserve e. Reef Code 14.05 Summerlands – Berry f. Reef Code 14.06 Pyramid Rock West g. Reef Code 14.07 Pyramid Rock East h. Reef Code 14.08 Sunderland Bay i. Reef Code 14.09 Cape Woolamai West j. Reef Code 14.10 Cape Woolamai East k. Reef Code 14.11 Summerlands	1. 38°27'55"S 145°09'55"E 2. 38°27'38"S 145°09'39"E 3. 38°31'11"S 145°06'19"E 4. 38°32'33"S 145°06'38"E 5. 38°33'55"S 145°23'03"E 6. 38°31'27"S 145°21'06"E 7. 38°31'06"S 145°21'50"E 8. 38°31'00"S 145°21'42"E	35.7 tonnes
Kilcunda spatial management unit that includes: a. Reef Code 15.01 San Remo b. Reef Code 15.02 Powlett c. Reef Code 15.03 Harmers Haven d. Reef Code 15.04 Cape Patterson e. Reef Code 15.05 Inverloch	1. 38°31'12"S 145°22'02"E 2. 38°31'06"S 145°21'50"E 3. 38°31'27"S 145°21'06"E 4. 38°33'55"S 145°23'03"E 5. 38°41'43"S 145°43'43"E 6. 38°38'33"S 145°43'43"E 7. 38°38'21"S 145°43'30"E	17.8 tonnes
Cape Liptrap spatial management unit that includes: a. Reef code 16.01 Venus Bay b. Reef Code 16.02 Morgans Beach c. Reef Code 16.03 Cape Liptrap West d. Reef Code 16.04 Cape Liptrap East e. Reef Code 16.05 Walkerville f. Reef Code 16.06 Waratah Reef	1. 38°38'33"S 145°43'43"E 2. 38°41'43"S 145°43'43"E 3. 38°53'14"S 146°02'24"E 4. 38°48'41"S 146°02'24"E	19.2 tonnes

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Upper limit</b>
Prom Westside spatial management unit that includes: a. Reef Code 16.07 Cotters Beach b. Reef Code 17.01 Shellback Island c. Reef Code 17.02 Tongue Point d. Reef Code 17.03 Norman Island e. Reef Code 17.04 Leonard Point f. Reef Code 17.05 Pillar Point g. Reef Code 17.10 Great Glennie Island h. Reef Code 17.11 Dannevig Island i. Reef Code 17.12 Citadel Island j. Reef Code 17.13 McHugh Island	1. 38°48'41"S 146°02'24"E 2. 38°53'14"S 146°02'24"E 3. 39°02'59"S 146°17'47"E 4. 39°02'28"S 146°19'34"E 5. Between the High Water Mark of Norman Island and a maximum depth of 30 m 6. 39°03'48"S 146°13'11"E 7. 39°05'09"S 146°13'11"E 8. 39°06'01"S 146°14'00"E 9. 39°07'10"S 146°14'00"E 10. Within 300 m of the High Water Marks of Great Glennie, Dannevig and McHugh Islands	38.5 tonnes
Prom Eastside spatial management unit that includes: a. Reef Code 18.03 Refuge Cove b. Reef Code 18.04 Five Mile Beach c. Reef Code 18.05 Monkey Point d. Reef Code 18.06 Rabbit Island and Rock e. Reef Code 18.07 Three Mile Beach f. Reef Code 18.09 Ninety Mile Beach	1. 39°03'59"S 146°28'43"E 2. 39°04'02"S 146°28'41"E 3. 38°57'34"S 146°36'36"E 4. 38°53'29"S 146°36'36"E 5. 38°53'29"S 146°44'43"E 6. 38°54'12"S 146°44'43"E 7. 37°55'45"S 148°00'00"E 8. 37°52'52"S 148°00'00"E	7.7 tonnes
Clifly Group spatial management unit that includes: a. Reef Code 18.08 Seal Island Group	1. 38°57'34"S 146°36'36"E 2. 38°53'29"S 146°36'36"E 3. 38°53'29"S 146°44'43"E 4. 38°54'12"S 146°44'43"E	7.2 tonnes

**Fisheries Act 1995**

## FISHERIES NOTICE 2020

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as delegate of the Minister for Fishing and Boating, having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995** (the Act), make the following Fisheries Notice under sections 67, 68A, 114 and 152 of the Act:

Dated 6 May 2020

TRAVIS DOWLING  
Chief Executive Officer

## FISHERIES (EASTERN ABALONE ZONE) NOTICE 2020

**1. Title**

This Notice may be cited as the Fisheries (Eastern Abalone Zone) Notice 2020.

**2. Objectives**

The objective of this Notice is to:

- (a) fix minimum size limits for blacklip abalone taken under an Abalone Fishery Access Licence in the Eastern Abalone Zone.
- (b) address sustainability concerns for Victorian Eastern Abalone Zone abalone stocks and related management issues by closing specified marine waters to commercial abalone harvest.
- (c) supersede the previous Fisheries (Eastern Abalone Zone) Notice 2020, amending the upper limits pursuant to the carryover of uncaught quota from the 2019/20 quota period.

**3. Authorising provision**

This Notice is made under sections 67, 68A, 114 and 152 of the Act.

**4. Commencement**

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

**5. Definitions**

In this Fisheries Notice –

‘**AFAL**’ means an Abalone Fishery (Eastern Zone) Access Licence;

‘**CEO**’ means the Chief Executive Officer of the VFA;

‘**closed waters**’ means the marine waters within a spatial management unit for which the upper limit has been reached or exceeded as specified in Column 3 of Schedule 2 and/or the marine waters within a reef code for which the upper limit has been reached or exceeded as specified in Column 3 of Schedule 3;

‘**eastern abalone zone**’ means all Victorian waters east of longitude 148° East;

‘**nominated operator**’ means –

- (a) a licence holder permitted under section 39(1) of the Act; or
- (b) a person listed on an access licence for the purposes of section 39(2) of the Act;

‘**size zone**’ means each area of Victorian marine waters between the coordinates specified in Column 1 of Schedule 1;

‘**spatial management unit**’ means each area of Victorian marine waters specified in Column 1 of Schedule 2;

‘**reef code**’ means each area of Victorian marine waters specified in Column 1 of Schedule 3;

‘**the Act**’ means the **Fisheries Act 1995**;



‘**upper limit**’ for the spatial management unit specified in Column 1 of Schedule 2 means the amount of abalone specified in Column 3 of Schedule 2 corresponding to that spatial management unit and for the reef code specified in Column 1 of Schedule 3 means the amount of abalone specified in Column 3 of Schedule 3 corresponding to that reef code;

‘**VFA**’ means the Victorian Fisheries Authority.

**6. Minimum sizes for blacklip abalone taken from the eastern abalone zone**

- (1) For the purposes of the Act, the minimum size with respect to the taking of blacklip abalone under an AFAL from the waters specified in Column 1 of Schedule 1 is the size specified for those waters in Column 2 of Schedule 1.

**Notes:** There are offences in sections 68A and 68B of the Act relating to taking or possessing fish of a species that are less than the minimum size specified for that species of fish in this Notice. Various penalties apply.

Under section 152(3), of the Act, if a provision of this Notice is inconsistent with any regulations, the Fisheries Notice prevails to the extent of the inconsistency. The general size limits specified in the Fisheries Regulations 2009 will continue to apply in circumstances where the size limits specified in Clauses 6 and 7 do not apply.

**7. Abalone not to be taken from more than one size zone**

For the purposes of section 67 of the Act –

- (a) the taking of abalone under an AFAL from more than one size zone on any fishing trip; or
- (b) the possession of abalone taken from more than one size zone on-board any boat being used under an AFAL; or
- (c) the landing of abalone taken under an AFAL from more than one size zone; is prohibited.

**Note:** It is an offence under section 67(3) of the **Fisheries Act 1995** to fail to comply with a prohibition.

**8. Spatial management unit catch target exceeded**

Marine waters within a spatial management unit are immediately closed to commercial abalone harvest when the upper limit specified in Column 3 of Schedule 2 has been reached or exceeded.

**9. Determination that a reef code catch target exceeded**

- (1) The CEO may determine that the total amount of abalone taken under Abalone Fishery (Eastern Zone) Access Licences from a reef code has exceeded the upper limit.
- (2) Without limiting the generality of sub-clause (1), a determination may:
- (a) specify one or more reef codes;
- (b) specify that it comes into effect on a particular date and time; and
- (c) be varied or revoked at any time.
- (3) The CEO must ensure that a copy of the determination is sent to each holder of an Abalone Fishery (Eastern Zone) Access Licence as soon as possible after it is made.

**10. Closed waters**

- (1) For the purposes of section 67 of the Act –
- (a) the taking of abalone from closed waters; or
- (b) the possession of abalone in or on closed waters – by the holder of an access licence, or a person acting or purporting to act under an access licence, is prohibited.

**Note:** Failure to comply with this prohibition is an offence under section 67 of the **Fisheries Act 1995**. A maximum penalty of 100 penalty units and/or six months imprisonment applies.

Sub-clause (1)(b) does not apply to a person possessing abalone on-board a boat under way and travelling by the most direct route to reach a point of landing or specified open waters for the purpose of commercial abalone diving.

**11. Application to fisheries reserves**

This Notice applies to a Fisheries Reserve, as declared under section 88 of the Act, to the extent that fishing is permitted in the Fisheries Reserve.

**12. Revocation**

Unless sooner revoked, this Notice will be revoked on 31 March 2021.

**SCHEDULES**

**SCHEDULE 1**

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Minimum size (Millimetres)</b>
Marlo spatial management unit that includes: a. Reef Code 21.00 Lakes Entrance b. Reef Code 22.01 Marlo c. Reef Code 22.02 French's d. Reef Code 22.03 Point Ricardo e. Reef Code 22.04 Cape Conran f. Reef Code 22.05 East Cape g. Reef Code 22.06 Yeerung Reef h. Reef Code 22.08 Pearl Point i. Reef Code 22.09 Tamboon Reef j. Reef Code 22.10 Clinton Rocks k. Reef Code 23.01 Point Hicks	1. 37°52'53"S 148°00'04"E 2. 37°55'46"S 148°00'04"E 3. 37°47'59"S 149°12'56"E 4. 37°46'39"S 149°12'54"E	120 mm
Mallacoota West spatial management unit that includes: a. Reef Code 23.02 Whaleback b. Reef Code 23.03 Mueller c. Reef Code 23.04 Petrel Point d. Reef Code 23.05 Island Point	1. 37°47'53"S 149°16'54"E 2. 37°48'26"S 149°16'55"E 3. 37°48'25"S 149°17'40"E 4. 37°48'30"S 149°17'40"E 5. 37°47'17"S 149°27'12"E 6. 37°46'11"S 149°27'12"E	125 mm
Mallacoota Large spatial management unit that includes: a. Reef Code 23.06 Big Rame b. Reef Code 24.00 The Skerries c. Reef Code 24.03 Easby Creek	1. 37°46'11"S 149°27'12"E 2. 37°47'17"S 149°27'12"E 3. 37°45'05"S 149°32'45"E 4. 37°43'45"S 149°32'45"E	135 mm

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Minimum size (Millimetres)</b>
Mallacoota Central spatial management unit that includes: a. Reef Code 24.04 Red River b. Reef Code 24.05 Secret Reef c. Reef Code 24.06 Sandpatch Point d. Reef Code 24.07 Sandpatch Point Lee e. Reef Code 24.08 Benedore	1. 37°43'45"S 149°32'45"E 2. 37°45'05"S 149°32'45"E 3. 37°42'10"S 149°39'22"E 4. 37°41'23"S 149°39'22"E	125 mm
Mallacoota Small spatial management unit that includes: a. Reef Code 24.09 Little Rame b. Reef Code 24.14 Bastion Point	Little Rame 1. 37°41' 23"S 149°39' 22"E 2. 37°42' 10"S 149°39' 22"E 3. 37°41' 27"S 149°41' 22"E 4. 37°41' 04"S 149°40' 39"E Bastion Point 1. 37°35'05"S 149°44'19"E 2. 37°36'42"S 149°46'10"E 3. 37°34'23"S 149°50'16"E 4. 37°33'07"S 149°50'16"E 5. 37°33'07"S 149°51'36"E 6. 37°33'59"S 149°51'36"E 7. 37°33'41"S 149°53'30"E 8. 37°32'28"S 149°53'30"E	115 mm
Airport spatial management unit that includes: a. Reef Code 24.10 Little Rame Lee b. Reef Code 24.11 Shipwreck – Seal Creek c. Reef Code 24.15 Tullaberga Island d. Reef Code 24.16 Gabo Harbour e. Reef Code 24.21 Quarry/Betka Beach	1. 37°41' 04"S 149°40' 39"E 2. 37°41' 27"S 149°41' 22"E 3. 37°36' 42"S 149°46' 10"E 4. 37°35' 05"S 149°44' 19"E 5. 37°34' 23"S 149°50' 16"E 6. 37°33' 07"S 149°50' 16"E 7. 37°33' 07"S 149°51' 36"E 8. 37°33' 59"S 149°51' 36"E 9. 37°32' 28"S 149°53' 30"E 10. 37°33' 41"S 149°53' 30"E 11. 37°33' 57"S 149°54' 02"E 12. 37°33' 50"S 149°54' 20"E 13. 37°32' 55"S 149°54' 20"E 14. 37°32' 34"S 149°54' 16"E	120 mm

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Minimum size (Millimetres)</b>
Airport spatial management unit that includes: a. Reef Code 25.10 Little Rame Lee b. Reef Code 25.11 Shipwreck – Seal Creek c. Reef Code 25.15 Tullaberga Island d. Reef Code 25.16 Gabo Harbour e. Reef Code 25.21 Quarry/Betka Beach	1. 37°41' 04"S 149°40' 39"E 2. 37°41' 27"S 149°41' 22"E 3. 37°36' 42"S 149°46' 10"E 4. 37°35' 05"S 149°44' 19"E 5. 37°34' 23"S 149°50' 16"E 6. 37°33' 07"S 149°50' 16"E 7. 37°33' 07"S 149°51' 36"E 8. 37°33' 59"S 149°51' 36"E 9. 37°32' 28"S 149°53' 30"E 10. 37°33' 41"S 149°53' 30"E 11. 37°33' 57"S 149°54' 02"E 12. 37°33' 50"S 149°54' 20"E 13. 37°32' 55"S 149°54' 20"E 14. 37°32' 34"S 149°54' 16"E	110 mm
Mallacoota East spatial management unit that includes: a. Reef Code 24.17 Gabo Island b. Reef Code 24.18 Gunshot c. Reef Code 24.19 Iron Prince	1. 37°32' 34"S 149°54' 16"E 2. 37°32' 55"S 149°54' 20"E 3. 37°33' 50"S 149°54' 20"E 4. 37°33' 57"S 149°54' 02"E 5. 37°32' 56"S 149°55' 58"E 6. 37°32' 07"S 149°54' 45"E 7. 37°31' 09"S 149°56' 34"E 8. 37°32' 02"S 149°57' 37"E 9. 37°31' 14"S 149°58' 22"E 10. 37°30' 46"S 149°57' 49"E	120 mm

## SCHEDULE 2

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Upper limit</b>
Marlo spatial management unit that includes: a. Reef Code 21.00 Lakes Entrance b. Reef Code 22.01 Marlo c. Reef Code 22.02 French's d. Reef Code 22.03 Point Ricardo e. Reef Code 22.04 Cape Conran f. Reef Code 22.05 East Cape g. Reef Code 22.06 Yeerung Reef h. Reef Code 22.08 Pearl Point i. Reef Code 22.09 Tamboon Reef j. Reef Code 22.10 Clinton Rocks k. Reef Code 23.01 Point Hicks	1. 37°52'53"S 148°00'04"E 2. 37°55'46"S 148°00'04"E 3. 37°47'59"S 149°12'56"E 4. 37°46'39"S 149°12'54"E	106.1 tonnes
Mallacoota West spatial management unit that includes: a. Reef Code 23.02 Whaleback b. Reef Code 23.03 Mueller c. Reef Code 23.04 Petrel Point d. Reef Code 23.05 Island Point	1. 37°47'53"S 149°16'54"E 2. 37°48'26"S 149°16'55"E 3. 37°48'25"S 149°17'40"E 4. 37°48'30"S 149°17'40"E 5. 37°47'17"S 149°27'12"E 6. 37°46'11"S 149°27'12"E	65.3 tonnes
Mallacoota Large spatial management unit that includes: a. Reef Code 23.06 Big Rame b. Reef Code 24.00 The Skerries c. Reef Code 24.03 Easby Creek	1. 37°46'11"S 149°27'12"E 2. 37°47'17"S 149°27'12"E 3. 37°45'05"S 149°32'45"E 4. 37°43'45"S 149°32'45"E	33.0 tonnes
Mallacoota Central spatial management unit that includes: a. Reef Code 24.04 Red River b. Reef Code 24.05 Secret Reef c. Reef Code 24.06 Sandpatch Point d. Reef Code 24.07 Sandpatch Point Lee e. Reef Code 24.08 Benedore	1. 37°43'45"S 149°32'45"E 2. 37°45'05"S 149°32'45"E 3. 37°42'10"S 149°39'22"E 4. 37°41'23"S 149°39'22"E	76.3 tonnes

<b>Column 1</b> <b>Spatial management unit name</b>	<b>Column 2</b> <b>Coordinates bordering spatial management unit</b>	<b>Column 3</b> <b>Upper limit</b>
Mallacoota Small spatial management unit that includes: a. Reef Code 24.09 Little Rame b. Reef Code 24.14 Bastion Point	Little Rame 1. 37°41' 23"S 149°39' 22"E 2. 37°42' 10"S 149°39' 22"E 3. 37°41' 27"S 149°41' 22"E 4. 37°41' 04"S 149°40' 39"E Bastion Point 1. 37°35'05"S 149°44'19"E 2. 37°36'42"S 149°46'10"E 3. 37°34'23"S 149°50'16"E 4. 37°33'07"S 149°50'16"E 5. 37°33'07"S 149°51'36"E 6. 37°33'59"S 149°51'36"E 7. 37°33'41"S 149°53'30"E 8. 37°32'28"S 149°53'30"E	29.3 tonnes
Airport spatial management unit that includes: a. Reef Code 24.10/25.10 Little Rame Lee b. Reef Code 24.11/25.11 Shipwreck – Seal Creek c. Reef Code 24.15/25.15 Tullaberga Island d. Reef Code 24.16/25.16 Gabo Harbour e. Reef Code 24.21/25.21 Quarry/Betka Beach	1. 37°41' 04"S 149°40' 39"E 2. 37°41' 27"S 149°41' 22"E 3. 37°36' 42"S 149°46' 10"E 4. 37°35' 05"S 149°44' 19"E 5. 37°34' 23"S 149°50' 16"E 6. 37°33' 07"S 149°50' 16"E 7. 37°33' 07"S 149°51' 36"E 8. 37°33' 59"S 149°51' 36"E 9. 37°32' 28"S 149°53' 30"E 10. 37°33' 41"S 149°53' 30"E 11. 37°33' 57"S 149°54' 02"E 12. 37°33' 50"S 149°54' 20"E 13. 37°32' 55"S 149°54' 20"E 14. 37°32' 34"S 149°54' 16"E	114.6 tonnes
Mallacoota East spatial management unit that includes: a. Reef Code 24.17 Gabo Island b. Reef Code 24.18 Gunshot c. Reef Code 24.19 Iron Prince	1. 37°32' 34"S 149°54' 16"E 2. 37°32' 55"S 149°54' 20"E 3. 37°33' 50"S 149°54' 20"E 4. 37°33' 57"S 149°54' 02"E 5. 37°32' 56"S 149°55' 58"E 6. 37°32' 07"S 149°54' 45"E 7. 37°31' 09"S 149°56' 34"E 8. 37°32' 02"S 149°57' 37"E 9. 37°31' 14"S 149°58' 22"E 10. 37°30' 46"S 149°57' 49"E	44.8 tonnes

## SCHEDULE 3

<b>Column 1</b> <b>Reef code name</b>	<b>Column 2</b> <b>Coordinates bordering reef code</b>	<b>Column 3</b> <b>Upper limit</b>
Reef Code 22.01 Marlo	Coordinates bordering Marlo reef code 1. 37°48'36"S 148°18'00"E 2. 37°50'13"S 148°18'00"E 3. 37°50'07"S 148°32'24"E 4. 37°48'08"S 148°32'24"E	0 tonnes
Reef Code 22.02 French's	Coordinates bordering French's reef code 1. 37°48'08"S 148°32'24"E 2. 37°50'07"S 148°32'24"E 3. 37°50'14"S 148°36'26"E 4. 37°48'11"S 148°36'26"E	10.9 tonnes
Reef Code 22.03 Point Ricardo	Coordinates bordering Point Ricardo reef code 1. 37°48'11"S 148°36'26"E 2. 37°50'14"S 148°36'26"E 3. 37°50'02"S 148°39'04"E 4. 37°48'12"S 148°39'04"E	6.5 tonnes
Reef Code 22.04 Cape Conran	Coordinates bordering Cape Conran reef code 1. 37°48'12"S 148°39'04"E 2. 37°50'02"S 148°39'04"E 3. 37°49'30"S 148°44'21"E 4. 37°48'24"S 148°44'21"E	19.6 tonnes
Reef Code 22.05 East Cape	Coordinates bordering East Cape reef code 1. 37°48'24"S 148°44'21"E 2. 37°49'30"S 148°44'21"E 3. 37°49'25"S 148°46'24"E 4. 37°47'29"S 148°46'24"E	26.8 tonnes
Reef Code 22.06 Yeerung Reef	Coordinates bordering Yeerung Reef reef code 1. 37°47'29"S 148°46'24"E 2. 37°49'25"S 148°46'24"E 3. 37°48'33"S 148°52'14"E 4. 37°47'10"S 148°52'14"E	10.8 tonnes
Reef Code 22.08 Pearl Point	Coordinates bordering Pearl Point reef code 1. 37°47'10"S 148°52'14"E 2. 37°48'33"S 148°52'14"E 3. 37°48'40"S 149°01'08"E 4. 37°46'51"S 149°01'08"E	31.4 tonnes

**Gas Industry Act 2001****NOTICE OF GRANT OF LICENCE TO SELL GAS BY RETAIL**

The Essential Services Commission (the commission) gives notice under section 39(a) of the **Gas Industry Act 2001** (Vic.) (Industry Act) that, pursuant to section 26(1) of the Industry Act, the commission has granted an application by Energy Locals Pty Ltd (ACN 606 408 879) for a licence to sell gas by retail.

The licence was issued on 6 May 2020, and is granted on an ongoing basis. A copy of the licence is available on the commission's website ([www.esc.vic.gov.au](http://www.esc.vic.gov.au)) or can be obtained by calling the commission on (03) 9032 1300.

KATE SYMONS  
Chairperson

**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>Naming Authority and Location</b>
129970	Towt Lane	Balwyn North	Boroondara City Council Located at the rear of 115 to 119 Winfield Road, adjoining 16 to 18 Leicester Street.
129971	Serle Lane	Hawthorn	Boroondara City Council Adjoins 62 to 62A Lisson Grove and 557 Glenferrie Road.
130320	Waterson Place	Drysdale	Greater Geelong City Council (formerly known as part Clarendon Road) The road traverses north from Andersons Road.
130679	Gum Tree Grove	Munro	Wellington Shire Council The road traverses north from Swan Road.

<b>School Name</b>	<b>Naming Authority and Location</b>
Merri River School.	Department of Education and Training Located at 189 Wollaston Road, Warrnambool 3280 (formerly Warrnambool Special Developmental School).

Geographic Names Victoria

Land Use Victoria  
2 Lonsdale Street  
Melbourne 3000

CRAIG L. SANDY  
Registrar of Geographic Names



**Water Act 1989****CENTRAL GIPPSLAND REGION WATER CORPORATION –  
DECLARATION OF SERVICED PROPERTIES**

Pursuant to section 144 of the **Water Act 1989**, Central Gippsland Region Water Corporation declares the following land to be serviced property for the services listed below on or from the Declaration Date/s listed below.

<b>Address</b>	<b>Service</b>	<b>Subdivision No.</b>	<b>Declaration Date</b>
Karak Street, Davallia Crescent, Cinnamon Street and Kakoura Street, Drouin – Weebar Road Stage 5	Water and Sewer	PS825100 W	03/04/2020
Paige Avenue, Alanna Way, Norah Street, Mary Claire Street, Traralgon – Banksia Ridge Stage 3	Water and Sewer	PS823986 J	27/04/2020
Mary Claire Street, Norah Street and Page Avenue, Traralgon – Banksia Ridge Stage 4	Water and Sewer	PS826794 C	30/04/2020

**Water Act 1989****DECLARATION OF SERVICED PROPERTIES**

For the purposes of section 144 of the **Water Act 1989**, North East Water declares it has made provision for water and/or sewerage services to the following lots commencing 30 June 2020:

**Potable Water and Sewerage**

Lots 127–156 PS823633U, Kinchington Estate Stage 3, Hampshire Boulevard, Leneva

Lots 25–29, 35–36 PS746745L, Clydesdale Estate Stage 3, Nashs Road, Rutherglen

Lots 6–9, 30, 37–43 PS7446748E, Clydesdale Estate Stage 4, Nashs Road, Rutherglen.

For more information, telephone North East Water on 1300 361 622.

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

## Notice of Approval of Amendment

## Amendment C155bany

The Minister for Planning has approved Amendment C155bany to the Banyule Planning Scheme.

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

The Amendment applies the Specific Controls Overlay (SCO) to properties listed under the Schedule to Clause 51.01 (Specific Sites and Exclusions) and makes related consequential changes, as part of the Smart Planning Program to improve the transparency of site specific controls. The changes improve the clarity and format of the planning scheme by implementing the reforms introduced by VC148.

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](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Banyule City Council, 1 Flintoff Street, Greensborough.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

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

## Notice of Approval of Amendment

## Amendment C104cola

The Minister for Planning has approved Amendment C104cola to the Colac Otway Planning Scheme.

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

The Amendment is a Section 96A combined Amendment to apply the Specific Controls Overlay (SCO) to 265–281 Murray Street, Colac, and insert an incorporated document titled ‘Whiskey Distillery Colac, 265–281 Murray Street, Colac, November 2019’ to facilitate the use and development of land for the purpose of a Whiskey Distillery.

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

Permit No.	Description of Land
PP189/2019-1	The Permit applies to the land at 265–281 Murray Street, Colac, known as Plan of Consolidation 369561M

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](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Colac Otway Shire Council, 2–6 Rae Street, Colac.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**

**DAREBIN PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C187dare**

The Minister for Planning has approved Amendment C187dare to the Darebin Planning Scheme.

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

The Amendment deletes an expired incorporated document from the Schedule to Clause 51.01 (Specific sites and exclusions) and the Schedule to Clause 72.04 (Documents incorporated in this planning scheme) that was identified as part of the Smart Planning Program to implement the Specific Controls Overlay (SCO) and reforms introduced by VC148.

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](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Darebin City Council, Customer Service Centre, 274 Gower Street, Preston.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**

**FRANKSTON PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C131fran**

The Minister for Planning has approved Amendment C131fran to the Frankston Planning Scheme.

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

The Amendment amends the application of Clause 43.04 Development Plan Overlay, by deleting redundant Schedules 2, 3, 4 and 6 and revising the application of Schedules 1, 5 and 7 on various sites.

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](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Frankston City Council, 30 Davey Street, Frankston.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**

**MORELAND PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C164pt1moreAmore

The Minister for Planning has approved Amendment C164pt1moreAmore to the Moreland Planning Scheme.

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

The Amendment implements the land use directions of the Moreland Industrial Land Strategy 2015–2030 (MILS) for the Brunswick Activity Centre by rezoning land to the Mixed Use Zone, applying the Parking Overlay Schedule 1, the Environmental Audit Overlay and Design and Development Overlay Schedules 18, 19 and 20 to land in the centre and making changes to Design and Development Overlay Schedules 18, 19 and 20.

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](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Moreland City Council, 90 Bell Street, Coburg, Victoria 3058.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**

**MORELAND PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C164pt2moreAmore

The Minister for Planning has approved Amendment C164pt2moreAmore to the Moreland Planning Scheme.

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

The Amendment implements the land use directions of the Moreland Industrial Land Strategy 2015–2030 (MILS) for the Brunswick Activity Centre by rezoning land at 215, 217, 219 Albion Street, Brunswick, and 219, 221 Nicholson Street, Brunswick East, to the Commercial 1 Zone.

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](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Moreland City Council, 90 Bell Street, Coburg, Victoria 3058.

STUART MENZIES

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
STONNINGTON PLANNING SCHEME  
Notice of Lapsing of Amendment  
Amendment C193ston

In accordance with section 30(1)(b) of the **Planning and Environment Act 1987**, Amendment C193ston to the Stonnington Planning Scheme has lapsed.

The Amendment proposed to amend the Public Acquisition Overlay to 118 Union Street, Windsor.

The Amendment lapsed on 1 April 2020.

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

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

## Order in Council

The Governor in Council under section 4.2.4(1)(d) of the **Education and Training Reform Act 2006** appoints Dr Julie Caldecott, Ms Françoise Reddan, Ms Judith Rose PSM and Mr Anthony Nippard as members of the Victorian Registration and Qualifications Authority from 17 June 2020 until 16 June 2023 (both dates inclusive) and appoints Mr Stephen Elder OAM and Ms Penelope Hutchinson as members of the Victorian Registration and Qualifications Authority from 17 October 2020 until 16 October 2023 (both dates inclusive).

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

Dated 12 May 2020

Responsible Ministers:

THE HON. JAMES MERLINO, MP  
Minister for Education

THE HON. GAYLE TIERNEY, MP  
Minister for Training and Skills  
Minister for Higher Education

THE HON. MARTIN PAKULA, MP  
Minister for Jobs, Innovation and Trade

CLAIRE CHISHOLM  
Clerk of the Executive Council

**Education and Training Reform Act 2006**APPOINTMENT OF MEMBERS TO THE  
VICTORIAN REGISTRATION AND QUALIFICATIONS AUTHORITY  
SCHEDULE TO THE ORDER IN COUNCIL**1. Appointment Arrangements**

The appointment is on a part time basis.

**2. Period of Appointment**

Dr Julie Caldecott, Ms Françoise Reddan, Ms Judith Rose PSM and Mr Anthony Nippard are appointed as members of the Victorian Registration and Qualifications Authority from 17 June 2020 until 16 June 2023 (both dates inclusive) and Mr Stephen Elder OAM and Ms Penelope Hutchinson are appointed as members of the Victorian Registration and Qualifications Authority from 17 October 2020 until 16 October 2023 (both dates inclusive).

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

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

**4. Termination Arrangements**

Under section 4.2.4(3) of the **Education and Training Reform Act 2006** (the Act), an appointed member may resign from office by delivering to the Governor in Council a signed letter of resignation. Under section 4.2.4(4) of the Act, the Governor in Council may at any time remove an appointed member from office.

**5. Payment Provisions**

Under Schedule 2, section 3(1) of the Act, a member of the Authority, other than one who holds a full-time Government office, or a full-time position in the public service, teaching service, or with another statutory authority (other than a university), is entitled to receive the remuneration and fees that are fixed in the member's instrument of appointment or are fixed from time to time by the Governor in Council for that member.

The appointee is entitled to be remunerated at the rate of \$15,986 per annum as a member. In addition, in recognition for additional committee work, a payment of \$5,003 per annum is made to eligible members at the end of each financial year.

**6. Superannuation Obligations**

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

**7. Travel and Personal Expenses arrangements**

Under Schedule 2, section 3(2) of the Act, each member or acting member of the Authority is entitled to receive the personal and travelling expenses that are fixed in the member's instrument of appointment or are fixed from time to time by the Governor in Council for that member. Reasonable travel and personal expenses will be paid in accordance with normal public service practice and policy.

**8. Leave Arrangements**

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

**9. Prior Service**

Not applicable.

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**Local Government (Casey City Council) Act 2020****APPOINTMENT OF A PANEL OF ADMINISTRATORS  
FOR THE CASEY CITY COUNCIL****Order in Council**

The Governor in Council:

- (a) under section 6(a) of the **Local Government (Casey City Council) Act 2020** (Act) appoints Noelene Duff PSM, Blair Cameron Boardman and Miguel Belmar as a panel of administrators for the Casey City Council (Council) from 20 May 2020 until the beginning of the first meeting of the Council following the general election for the Council on 26 October 2024 (both dates inclusive); and
- (b) under section 6(b) of the Act, appoints Noelene Duff PSM as the Chairperson of the panel of administrators for the Council from 20 May 2020 until the beginning of the first meeting of the Council following the general election for the Council on 26 October 2024 (both dates inclusive).

The terms and conditions of the appointment will be fixed by the Minister for Local Government in accordance with section 7(e) of the **Local Government (Casey City Council) Act 2020**.

Dated 12 May 2020

Responsible Minister:

ADEM SOMYUREK MP

Minister for Local Government

CLAIRE CHISHOLM  
Clerk of the Executive Council

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

## Notice of the Preparation of an Amendment

## Amendment C69moyn

The Moyne Shire Council has prepared Amendment C69moyn to the Moyne Planning Scheme. The land affected by the Amendment is all the Port Fairy township.

The Amendment proposes to implement the land use and development framework of the Port Fairy Coastal and Structure Plan. The Amendment will also correct zone mapping anomalies on individual sites within the Port Fairy township.

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: at the Council's website, [www.moyne.vic.gov.au](http://www.moyne.vic.gov.au); and at the Department of Environment, Land, Water and Planning website, [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection)

Any person who may be affected by the Amendment may make a submission to the planning authority about the Amendment. 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. The closing date for submissions is 15 June 2020. A submission must be sent to the Moyne Shire Council.

The planning authority must make a copy of every submission available online for any person to inspect for two months after the Amendment comes into operation or lapses.

BILL MILLARD  
CEO  
Moyne Shire Council



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**SUBORDINATE LEGISLATION ACT 1994  
NOTICE THAT STATUTORY RULES ARE  
OBTAINABLE**

Notice is hereby given under section 17(3) of the **Subordinate Legislation Act 1994** that the following Statutory Rules were first obtainable from TIMG Bookshop, Level 10, 575 Bourke Street, Melbourne 3000, on the date specified:

32. *Statutory Rule:* Children's Services Regulations 2020

*Authorising Act:* Children's Services Act 1996

*Date first obtainable:* 12 May 2020

*Code E*

33. *Statutory Rule:* Subordinate Legislation (Forests (Recreation) Regulations 2010) Extension Regulations 2020

*Authorising Act:* Subordinate Legislation Act 1994

*Date first obtainable:* 12 May 2020

*Code A*

34. *Statutory Rule:* COVID-19 Omnibus (Emergency Measures) (Electronic Signing and Witnessing) Regulations 2020

*Authorising Act:* COVID-19 Omnibus (Emergency Measures) Act 2020

*Date first obtainable:* 12 May 2020

*Code D*

35. *Statutory Rule:* Residential Tenancies (COVID-19 Emergency Measures) Regulations 2020

*Authorising Act:* Residential Tenancies Act 1997

*Date first obtainable:* 12 May 2020

*Code D*

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