



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 11 Thursday 17 March 2022**

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

**GENERAL**

---

**TABLE OF PROVISIONS**


---

Private Advertisements		SLM Law	1552
Dissolution of Partnership		Stratus Legal Group	1552
Winding Up –		Taits Legal	1552
Forza Blackburn Fund	1548	Wilckens Roche Lawyers	1553
Forza Joseph Street Fund	1548	Sales by the Sheriff	
Forza Russell Street Fund	1548	Qu Xu	1553
Estates of Deceased Persons		Government and Outer Budget Sector	
A. B. Natoli Pty	1548	Agencies Notices	1554
Aitken Partners	1548	Orders in Council	1596
Arthur J. Dines & Co.	1549	Administrative Arrangements;	
Aughtersons	1549	Cemeteries and Crematoria;	
C. J. Southall	1549	Health Services	
Daniel Lawyers & Associates	1549		
David Davis & Associates	1549		
J. A. Middlemis	1550		
Joliman Lawyers	1550		
KHQ Lawyers	1550		
Lawson Hughes Peter Walsh	1551		
McCarthy Partners Pty Ltd	1551		
MST Lawyers	1551		
Mills Oakley	1551		
Morgan Couzens Legal	1551		
Nevile & Co. Pty Ltd	1552		
Parke Lawyers	1552		
Perpetuity Legal	1552		

---

**Advertisers Please Note**

As from 17 March 2022

The last Special Gazette was No. 129 dated 16 March 2022.

The last Periodical Gazette was No. 1 dated 9 June 2021.

---



---

**How To Submit Copy**

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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)  
EASTER WEEK 2022**

**Please Note New Deadlines for General Gazette G16/22**

The Victoria Government Gazette (General) for **EASTER** week (G16/22) will be published on **Thursday 21 April 2022**.

**Copy Deadlines:**

Private Advertisements **9.30 am on Thursday 14 April 2022**

Government and Outer

Budget Sector Agencies Notices **9.30 am on Thursday 14 April 2022**

**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.

**KIM BURNES**  
Government Gazette Officer

---

**PRIVATE ADVERTISEMENTS**

Forza Capital Pty Limited ACN 141 853 045, as trustee of the Forza Blackburn Fund of Level 20, 114 William Street, Melbourne, Victoria 3000, hereby calls for creditors and others having claims in respect of the Forza Blackburn Fund, which is to be wound up. Claims in respect of the Forza Blackburn Fund are required to be submitted to the trustee, Forza Capital Pty Limited ACN 141 853 045, of Level 20, 114 William Street, Melbourne, Victoria 3000, by no later than 17 June 2022, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated 17 March 2022

FORZA CAPITAL PTY LIMITED,  
ACN 141 853 045, trustee.

---

Forza Capital Pty Limited ACN 141 853 045, as trustee of the Forza Joseph Street Fund of Level 20, 114 William Street, Melbourne, Victoria 3000, hereby calls for creditors and others having claims in respect of the Forza Joseph Street Fund, which is to be wound up. Claims in respect of the Forza Joseph Street Fund are required to be submitted to the trustee, Forza Capital Pty Limited ACN 141 853 045, of Level 20, 114 William Street, Melbourne, Victoria 3000, by no later than 17 June 2022, after which date the trustee may convey or distribute the assets, having regard only to the claims of which it then has notice.

Dated 17 March 2022

FORZA CAPITAL PTY LIMITED,  
ACN 141 853 045, trustee.

---

Forza Capital Pty Limited ACN 141 853 045, as trustee of the Forza Russell Street Fund of Level 20, 114 William Street, Melbourne, Victoria 3000, hereby calls for creditors and others having claims in respect of the Forza Russell Street Fund, which is to be wound up. Claims in respect of the Forza Russell Street Fund are required to be submitted to the trustee, Forza Capital Pty Limited ACN 141 853 045, of Level 20, 114 William Street, Melbourne, Victoria 3000, by no later than 17 June 2022,

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

Dated 17 March 2022

FORZA CAPITAL PTY LIMITED,  
ACN 141 853 045, trustee.

---

Re: TE LUNG KEN HUANG, late of 13/91 Manningham Street, Parkville, Victoria, restaurant manager, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 October 2020, are required by the trustee, Geoffrey John Lynch, to send particulars to the trustee, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he has notice.

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

---

Re: MARJORIE JOYCE NEWITT, late of 10 Stroma Avenue, Balwyn North, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 November 2021, are required by the trustee, Paula Joyce Newitt, to send particulars to the trustee, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she has notice.

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

---

Creditors, next-of-kin and others having claims in respect of the estate of NIKOLA POPOVIK, deceased, late of 129 Cambridge Crescent, Wyndham, Victoria, retired, who died on 5 November 2021, are requested to send particulars of their claims to the executor,

Christopher John Stephens, in the Will called Christopher Stephens, care of the undersigned solicitors, by 20 May 2022, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

AITKEN PARTNERS, solicitors,  
Level 28, 140 William Street, Melbourne 3000.

---

GEORGE BOOTLIS, late of 202 McDonalds Road, Epping, in the State of Victoria, labourer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 September 2021, are required by the executors, Angelo Bootlis and Anthony Bootlis, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said State, to send particulars to them by 16 May 2022, after which date the executors may convey or distribute the assets, having regards only to claims to which they have notice.

Dated 10 March 2022

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

---

IRIS JOSEPHINE HUNTER, also known as Iris Hunter, late of 325 Canterbury Road, Bayswater North, Victoria 3153.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 November 2021, are required by the personal representatives, Janice Paula Woronowycz and Linda Carol Hunter, to send particulars to them, care of the undermentioned solicitors, by 18 May 2022, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

AUGHTERSONS,  
267 Maroondah Highway, Ringwood 3134.

---

Re: Estate of DONALD LEONARD CASEY, deceased.

Creditors, next-of-kin and other persons having claims against the estate of DONALD LEONARD CASEY, late of 55 Bath Road, Burwood, in the State of Victoria, retired,

deceased, who died on 18 April 2021, are required to send particulars of their claims to the executors, Norah Jean Casey and Perpetual Trustee Company Limited, care of the undermentioned solicitor, by 1 July 2022, after which date the executors will distribute the assets, having regard only to the claims of which they then have notice.

C. J. SOUTHALL, solicitor,  
231 Kooyong Road, Elsternwick 3185.

---

Re: EDITH MARY WALLIS, late of 8–16 Capel Avenue, Capel Sound, Victoria 3940.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 January 2022, are required by the executors, Dianne Elizabeth Bowd and Suzanne Margaret Fowler, to send particulars of their claim to them, care of the undermentioned solicitors, by 10 May 2022, after which date the executors may convey or distribute the assets, having regard only to the claims of which they may then have notice.

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

---

GRACE JOAN ETHELWYNNE HOLDEN, late of 116 Piper Street, Kyneton, Victoria, librarian, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 December 2021, are required by the executor, Equity Trustees Wealth Services Limited, ACN 006 132 332, of Level 1, 575 Bourke Street, Melbourne, Victoria, to send particulars to it by 17 May 2022, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

DAVID DAVIS & ASSOCIATES,  
Suite 2, 733 High Street, Thornbury,  
Victoria 3071.

---

JOHN THOMAS PILKINGTON, late of 84–86 Shadforth Street, Kerang, Victoria, retired farmer, deceased.

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

who died on 1 January 2022, are required by the executor, Equity Trustees Wealth Services Limited, ACN 006 132 332, of Level 1, 575 Bourke Street, Melbourne, Victoria, to send particulars to it by 17 May 2022, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

DAVID DAVIS & ASSOCIATES,  
Suite 2, 733 High Street, Thornbury,  
Victoria 3071.

JILLIAN CLARE KATHERINE ROBB, late of Arcare Parkview, Suite 30, 1287 Dandenong Road, Malvern East, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 January 2022, are required by the executor, Louisa Robb, to send particulars to her, care of the undermentioned lawyers, by 17 May 2022, after which date she may convey or distribute the assets, having regard only to the claims of which she then has notice.

DAVID DAVIS & ASSOCIATES,  
Suite 2, 733 High Street, Thornbury,  
Victoria 3071.

LESLIE CHARLES SLATTERY, late of 144 Mackenzie Street, Golden Square, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 14 May 2021, are required by Raymond George Morgan, executor of the Will of the deceased, to send particulars of their claims to him, care of the undermentioned address, by 18 May 2022, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

J. A. MIDDLEMIS, barrister and solicitor,  
30 Myers Street, Bendigo, Victoria 3550.

Re: Estate of BARRY LINTON  
McKINDLAY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of BARRY LINTON McKINDLAY, late of Rangeview

Private Nursing Home, 15–21 Mason Street, Wangaratta in the State of Victoria, retired, deceased, who died on 31 December 2021, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 13 May 2022, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

JOLIMAN LAWYERS  
42 McCallum Street, Swan Hill, Victoria 3585.

Re: Estate of GRAEME LEIGH TWEDDLE,  
deceased.

Creditors, next-of-kin or others having claims in respect of the estate of GRAEME LEIGH TWEDDLE, late of 17 McMillans Road, Boort, in the State of Victoria, retired, deceased, who died on 6 December 2021, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 19 May 2022, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

JOLIMAN LAWYERS,  
42 McCallum Street, Swan Hill, Victoria 3585.

Re: Estate of NONA ANN WILSON, also  
known as Nona Ann Russell, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of NONA ANN WILSON, also known as Nona Ann Russell, late of 32 Woodgate Road, Murraydale, in the State of Victoria, retired, deceased, who died on 13 November 2021, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 19 May 2022, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

JOLIMAN LAWYERS,  
42 McCallum Street, Swan Hill, Victoria 3585.

Re: ZYGMUND LEON ZIEKECKI, late of  
366 Graham Street, Port Melbourne, Victoria,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 February 2021, are required by the trustee, Annette Boslem Ziebecki,

of 20 Lightwood Drive, Wheatsheaf, Victoria, to send particulars to the trustee, care of the undermentioned solicitors, by 17 May 2022, 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.

---

Estate of MAX RAYMOND PHILIPPI.

Creditors, next-of-kin and others having claims in respect of the estate of MAX RAYMOND PHILIPPI, late of 25 Manton Street, Heidelberg, Victoria, theatre technician, deceased, who died on 18 December 2021, are required by the executor, Lindsay James Philippi, to send particulars of their claims to the executor, care of the undersigned lawyers, by 18 May 2022, after which date the executor will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

LAWSON HUGHES PETER WALSH, lawyers,  
Level 2, 533 Little Lonsdale Street,  
Melbourne 3000.  
susan@lhpw.com.au

---

JODIE LEE ESSING, late of 17 Caloola Court, Rowville, Victoria, teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 July 2021, are required to send particulars of their claims to the trustee, Daryl Jon Patterson, care of the undermentioned solicitors, by 23 May 2022, after which date the trustee will distribute the assets of the estate, having regard only to the claims of which he then has notice.

McCARTHY PARTNERS PTY LTD,  
lawyers,  
2247 Point Nepean Road, Rye 3941.

---

Re: PAUL JOHN GLEESON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 October 2022, are required by the trustees, Nicole Ellen D'Rozario and Dianne Patricia Badger, to send particulars to their solicitors at the address below by 17 May 2022,

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

MST LAWYERS,  
315 Ferntree Gully Road, Mount Waverley 3149.

---

PETER NICHOLAS KANIS, late of Unit 4,  
29 Rockley Road, South Yarra, Victoria,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 November 2021, are required by the executor, Andrew Peter Kanis, care of Mills Oakley, Level 6, 530 Collins Street, Melbourne, Victoria, to send particulars to him within 60 days from the date of publication of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

MILLS OAKLEY,  
Level 6, 530 Collins Street, Melbourne 3000.  
tpalmer@millsoakley.com.au

---

CARMEL MARY McGOUGH, late of  
9 Castricum Place, Ferntree Gully, Victoria,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 October 2021, are required by the executor, Christopher David Van Brakel, care of Mills Oakley, Level 6, 530 Collins Street, Melbourne, Victoria, to send particulars to him within 60 days from the date of publication of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

MILLS OAKLEY,  
Level 6, 530 Collins Street, Melbourne 3000.  
tpalmer@millsoakley.com.au

---

KEITH MUNRO BARHAM, late of  
34 Reids Lane, Tawonga, Victoria 3697.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 May 2020, are required by the personal representative, Lloyd Bowditch, to send particulars to him by 19 May 2022, at the office of his solicitors, Morgan Couzens Legal, PO Box 255, Myrtleford, Victoria 3737, after

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

Dated 17 March 2022

---

Re: ANTON WONGTRAKUN, late of Unit 2, 591 Burke Road, Camberwell, Victoria, real estate agent, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 August 2021, are required by the trustee, Martine Lee Wongtrakun, to send particulars of their claims to her, care of the undermentioned solicitors, by 18 May 2022, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated 17 March 2022

NEVILE & CO. PTY LTD,  
Level 11, 100 Collins Street,  
Melbourne, Victoria 3000.

---

Re: Estate of BETTY JEAN BLEAKLEY, deceased, late of 1 Wilana Street, Ringwood, Victoria 3134.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 8 January 2022, are required by the executor of the estate, Ronald Thomas Boyle, in the Will called Ron Boyle, to send particulars of their claims to him, care of the undermentioned solicitors, by 17 May 2022, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

PARKE LAWYERS,  
8 Market Street, Ringwood, Victoria 3134.

---

ENID MARY SOMERVILLE, late of Regis Aged Care, 400 Waverley Road, Malvern East, Victoria 3145, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the Will/estate of the abovenamed deceased, who died on 29 August 2021, are required by the executor, Ian Acton Somerville, care of Perpetuity Legal of Level 11, 456 Lonsdale Street, Melbourne, Victoria 3000, to send particulars of their claims

to him by 26 May 2022, after which date the executor may convey or distribute the assets and distribute the estate, having regard only to the claims of which he then has notice. Probate was granted in Victoria on 25 November 2021.

PERPETUITY LEGAL,  
Level 11, 456 Lonsdale Street, Melbourne,  
Victoria 3000.  
Ph: 03 9070 9883.  
Contact: Lav Chhabra.

---

Re: SALLY-ANNE GUNNING, of 4/90 West Fyans Street, Newton, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 October 2021, are required by the deceased's personal representative, to send particulars to them, care of the undermentioned lawyers, by 20 May 2022, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which it then has notice.

SLM LAW, lawyers,  
119 Murray Street, Colac, Victoria 3250.

---

ANNELIESE MARIA E. KASCHEL, deceased, late of Unit 6, 11 Clarendon Street, Frankston, Victoria 3199.

Creditors, next-of-kin and others having claims in respect of the estate of the abovementioned deceased, who died on 19 November 2021, are required by the executor, R. Trommler, to send particulars of their claim to her, care of the undermentioned solicitors, within 60 days of the date of this notice, after which date the executor may convey or distribute the assets, having regards only to the claims of which she then has notice.

STRATUS LEGAL GROUP,  
60 Percy Street, Portland, Victoria 3305.

---

Re: GERALD FRANCIS TAYLOR, late of 200 Ziegler Parade, Allansford, Victoria 3277, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 October 2020, are required by the executors and trustees, Linda May Taylor



and Alan William Taylor, to send particulars to them, care of the undermentioned solicitors, by 16 May 2022, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

TAITS LEGAL,  
121 Kepler Street, Warrnambool 3280.

---

Re: NANCY EDITH TREBLE, late of 319 Geelong Road, Kingsville, Victoria 3012, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 4 May 2020, are required by the executor, Russell George Treble, to send particulars of their claims to Wilckens Roche Lawyers, legal representatives for the estate, 43 Ferguson Street, Williamstown, Victoria 3016, by 17 May 2022, after which date the executor may convey or distribute the assets and distribute the estate, having regard only to the claims of which he then has notice. Probate was granted in Victoria on 7 December 2021.

WILCKENS ROCHE LAWYERS,  
43 Ferguson Street, Williamstown,  
Victoria 3016.  
PO Box 18, Williamstown, Victoria 3016.  
Ph: 03 8383 5999.  
Email: lawyers@wrl.com.au  
LK:NA:190650.  
Contact: Les Kohegyi.

---

#### ADVERTISEMENT OF ONLINE AUCTION BY THE SHERIFF

Without Reserve Price Sale is Subject to  
Approval of the Supreme Court of Victoria

On Tuesday 19 April 2022 at 11.00 am, unless process is stayed or satisfied, all the estate and interest, if any, of the person(s) named below, in the land described below, will be auctioned online by the Sheriff.

Qu Xu of 2–203 No. 189 Leshan Road, Jainye District, Nanjing Jiangsu, China, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 11682 Folio 120 upon which is erected a partially completed house (Lock Up Stage) and known as 11 Merryfield Circuit, Williams Landing, Victoria 3027.

The following recordings in the Register affect or may affect the land as at 1 March 2022:

- Covenant PS730364N;
- section 173 **Planning and Environment Act 1987** Agreement AF001785P; and
- section 173 **Planning and Environment Act 1987** Agreement AG217901C.

The Sheriff is unable to provide access to these properties. Refer to the advertisement on realestate.com.au for further information.

Terms: 10% deposit on the fall of the hammer. Balance within 14 days unless as stated in particulars of sale in contract of sale. Payment is by EFT only, using OSKO.

Please note: This property is subject to GST.

Note: This is an online auction only, online registration is required, a copy of the registration form can be obtained from the website listed below. All registration forms must be emailed to realestatesection@justice.vic.gov.au prior to the auction to participate.

Please visit the Sheriff's Office Victoria Real Estate Section website at [www.justice.vic.gov.au/sheriffrealestate](http://www.justice.vic.gov.au/sheriffrealestate) for an information sheet on Sheriff's Auctions, a contract of sale and further information. Alternately, you can contact the Sheriff's Office Victoria Real Estate Section at [realestatesection@justice.vic.gov.au](mailto:realestatesection@justice.vic.gov.au)

SHERIFF OF VICTORIA

---

**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES****ADOPTION OF THE ROAD MANAGEMENT PLAN 2021–2025**

In accordance with section 54 of the **Road Management Act 2004** and the Road Management (General) Regulations 2016, Benalla Rural City Council gives notice that it has completed its review of the Road Management Plan 2021–2025.

At its meeting on 23 February 2022 the Council resolved that its Road Management Plan 2021–2025 be adopted.

The purpose of the review is to update, amend and generally specify the service levels and inspection frequencies associated with the maintenance and management of the local road network within the municipality.

The Road Management Plan 2021–2025 is available for inspection at the Council's Customer Service Centre and available for download at [benalla.vic.gov.au](http://benalla.vic.gov.au)

DOM TESTONI  
Chief Executive Officer

**STATUTORY REVIEW OF ASSET MANAGEMENT STRATEGY AND  
ASSET MANAGEMENT PLANS**

In accordance with section 92 of the **Local Government Act 2020**, notice is hereby given that Moorabool Shire Council is undertaking a review of its Asset Management Strategy and Plans.

Asset Management is a comprehensive planning process to ensure that Council's \$668.6 M worth of infrastructure assets are managed in the most cost effective and financially sustainable manner.

The purpose of the review is to incorporate into the documents, the suggested improvements identified in the review of Council's current strategy and plans, taking into account financial considerations, community expectation and service delivery priorities.

A copy of the proposed Asset Management Strategy and Plans are available for inspection at Council's service centres between 8.30 am and 5.00 pm and on Council's community engagement website <https://haveyoursay.moorabool.vic.gov.au/>

Any person wishing to make a submission as part of the review can do so via the website or in writing marked 'Attention: Asset Management Department, PO Box 18, Ballan, Victoria 3342' by close of business Thursday 7 April 2022.

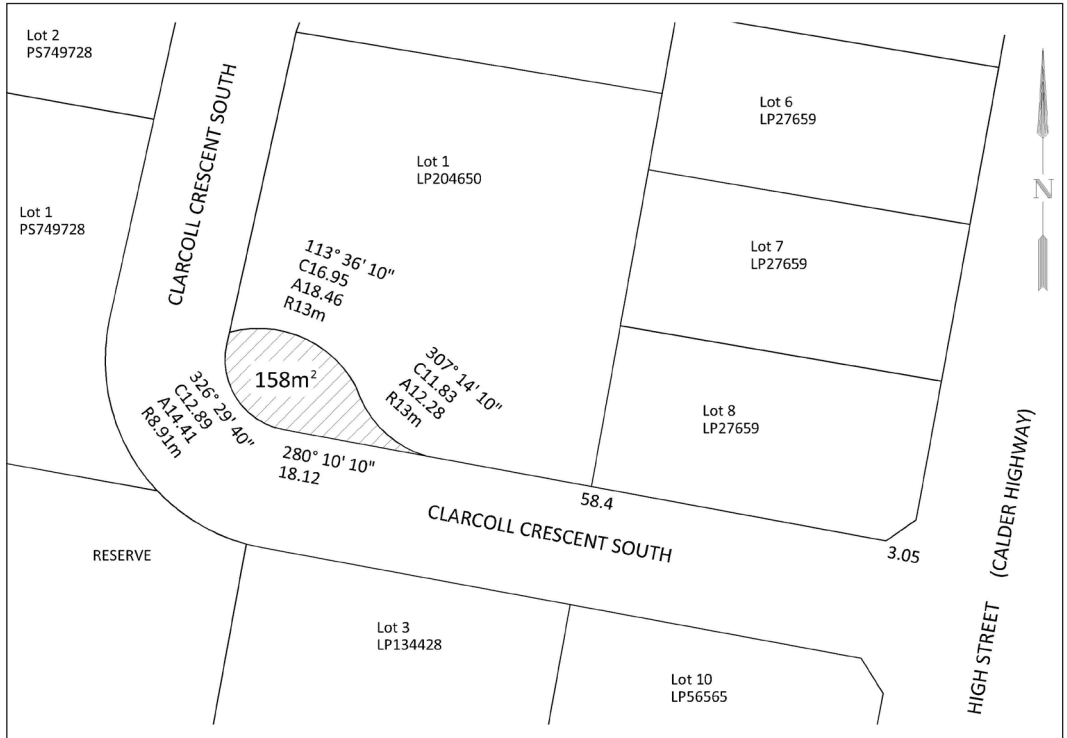
For further information, please contact Council's Manager Asset Management on 03 5366 7100.



ROAD DISCONTINUATION

Part of Road Clarcoll Crescent, South Kangaroo Flat

Under Instrument of Delegation, and in accordance with section 206 and Schedule 10, Clause 3 of the Local Government Act 1989, the City of Greater Bendigo has declared the road shown hatched to be discontinued and following road status being removed, Council will sell the land to the adjacent Landowner.



CRAIG NIEMANN
Chief Executive Officer



CITY OF MELBOURNE

ROAD DISCONTINUANCE

Pursuant to section 206(1) and Clause 3 of schedule 10 of the Local Government Act 1989, the Melbourne City Council declares the portions of road known as part of Linlithgow Avenue, Melbourne, defined by Crown Allotment 2081 on OP124676 and Crown Allotment 2100 on OP125858 discontinued. The affected area is intended to be reserved under the Crown Land (Reserves) Act 1978 and the Council appointed as the committee of management.



CITY OF MELBOURNE

## NOTICE OF AMENDMENT OF AN INCORPORATED DOCUMENT

Notice is given pursuant to section 328 of the **Local Government Act 2020** that on 15 February 2022 the Future Melbourne Committee of the Melbourne City Council resolved to adopt the Code of Practice for Building, Construction and Works (the updated Code) previously known as the Code of Good Practice for Construction Sites.

The updated Code is incorporated by reference into the Council's Activities Local Law 2019 made under the **Local Government Act 1989**.

A copy of the updated Code is available online at [melbourne.vic.gov.au/buildingcodeofpractice](http://melbourne.vic.gov.au/buildingcodeofpractice)

Alternatively, you can view the updated Code at the Customer Service Centre at Melbourne Town Hall, 120 Swanston Street, Melbourne, from 8.30 am to 5.00 pm, Monday to Friday (public holidays excluded).

## MITCHELL SHIRE COUNCIL



## NOTICE OF PROPOSAL TO MAKE A LOCAL LAW

## Community and Environment Local Law 2022

Council is proposing to introduce a new Local Law titled Community and Environment Local Law 2022. This process is being conducted in accordance with the **Local Government Act 1989** (Act) and the Ministerial Guidelines for Local Laws and public notice has previously been given regarding this process.

A draft of the proposed replacement Local Law was presented to Council in November 2021. During that meeting, Council resolved to defer adoption of the Local Law to allow further community engagement to be undertaken in relation to two issues concerning noxious weeds and camping on residential land.

**Noxious weeds** – It is proposed that Clause 3.1.3 of the draft Local Law be expanded to include Farming Zoned Land. If accepted, the Clause will provide that an owner or occupier of land, must not allow any vermin or noxious weeds to exist on that land.

**Camping** – It is proposed that Clause 3.9.2 of the draft Local Law be amended to increase the number of days which camping can occur on residential land or land less than 0.4 hectares without having to obtain a permit from 7 to 28 days over a 12 month period, but no more than 14 continuous days within that period.

The proposed Local Law, together with the Community Impact Statement, can be viewed on Council's website at [www.mitchellshire.vic.gov.au](http://www.mitchellshire.vic.gov.au). Alternatively, copies of both documents are available for inspection at, and are obtainable from, Council's Customer and Library Service Centre located at 113 High Street, Broadford between 9.00 am–4.30 pm.

In accordance with section 223 of the Act any person affected by these further proposed changes to the Local Law may lodge a written submission by Monday 18 April 2022. Written submissions can be emailed to [mitchell@mitchellshire.vic.gov.au](mailto:mitchell@mitchellshire.vic.gov.au) or sent by post to the above address. Persons may also request in their written submission to be heard in support of their submission or to be represented by a person specified in the submission, before a Community Questions and Hearing Committee Meeting which will be held on Monday 2 May 2022 at Council's Municipal Offices at Broadford. Any person requiring further information should contact Council's Customer Service Centre on (03) 5734 6200.



## Planning and Environment Act 1987

### BRIMBANK PLANNING SCHEME

#### Notice of the Preparation of an Amendment

##### Amendment C216brim

The Brimbank City Council has prepared Amendment C216brim to the Brimbank Planning Scheme (the Amendment).

The land affected by the Amendment is:

- all land zoned Activity Centre Zone (ACZ) within the Sunshine Metropolitan Activity Centre;
- all land zoned Commercial 1 Zone (C1Z) or Mixed Use Zone (MUZ) located within the St Albans Activity Centre.

The Amendment proposes to introduce the Parking Overlay (Schedules 1 and 2) to land within the Sunshine and St Albans Activity Centres. The schedules to the Parking Overlay propose revised car parking rates associated with new use and development.

The Amendment also proposes to include the draft Sunshine Parking Plan 2021 and draft St Albans Parking Plan 2021 as reference documents in the Brimbank Planning Scheme, and introduce changes to local policy that reflect local transport and car parking aspirations within the Sunshine and St Albans Activity Centres.

You may inspect the proposed Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at: the office of the planning authority, Brimbank City Council, 301 Hampshire Road, Sunshine, during office hours, (subject to Government COVID-19 restrictions); the Brimbank City Council website <https://www.brimbank.vic.gov.au/building-and-planning/strategic-planning-and-development/planning-scheme-amendments>; or the Department of Environment, Land, Water and Planning website [www.delwp.vic.gov.au/public-inspection](https://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 and/or watch Council meetings and any public hearing held to consider submissions.

The closing date for submissions is 5 pm 18 April 2022. A submission must be sent to the Brimbank City Council, Strategic Planning Unit, PO Box 70, Sunshine, Victoria 3020; or by email to: [strategicplanning@brimbank.vic.gov.au](mailto:strategicplanning@brimbank.vic.gov.au)

The planning authority must make a copy of every submission available at its office and/or on its website for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses.

KELVIN WALSH  
Director City Development

## Planning and Environment Act 1987

### CARDINIA PLANNING SCHEME

#### Notice of the Preparation of an Amendment

##### Amendment C270card

The Cardinia Shire Council has prepared Amendment C270card to the Cardinia Planning Scheme.

The land affected by the Amendment is:

- Road reserve, 185 Mountain Road, Gembrook;
- 45 Mentiplay Road, Gembrook;
- 4 Dewhurst Road, Emerald;
- 44 Beaconsfield–Emerald Road, Emerald;
- 8 Benson Street, Emerald;
- 79 Emerald–Monbulk Road, Emerald;
- Cochranes Park, Rossiter Road, Koo Wee Rup.

The Amendment proposes to apply the Heritage Overlay to historically significant trees within the Cardinia Shire.

Specifically, the Amendment:

- amends the Schedule to Clause 43.01 Heritage Overlay to insert the Heritage Overlay on nine (9) historically significant trees over

seven (7) properties as recommended in the Cardinia Shire Council, Significant Trees – Statement of Significance January 2021;

- amends Clause 21.02 Environment adding the Cardinia Shire Council, Significant Trees – Statement of Significance January 2021 as an incorporated document;
- amends the Schedule to Clause 72.04 Documents incorporated in this planning scheme.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, during office hours, at the office of the planning authority, Cardinia Shire Council, 20 Siding Avenue, Officer; or at the Department of Environment, Land, Water and Planning website [www.planning.vic.gov.au/public-inspection](http://www.planning.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 5.00 pm on Thursday, 21 April 2022. A submission must be sent to the Cardinia Shire Council at: [mail@cardinia.vic.gov.au](mailto:mail@cardinia.vic.gov.au); or Cardinia Shire Council, Amendment C270card, PO Box 7, Pakenham, Victoria 3810.

The planning authority must make a copy of every submission available at its office and/or on its website for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses.

LUKE CONNELL  
Manager Policy,  
Design and Growth Area Planning

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

#### **GOLDEN PLAINS PLANNING SCHEME**

##### Notice of the Preparation of an Amendment Amendment C99gpla

The Golden Plains Shire Council has prepared Amendment C99gpla to the Golden Plains Planning Scheme.

The land affected by the Amendment is land zoned Low Density Residential Zone or is affected by Schedule 5 or Schedule 7 to the Design and Development Overlay in the Golden Plains Planning Scheme. Schedules 5 and 7 to the Design and Development Overlay generally apply to land in the Low Density Residential and Rural Living zones, respectively.

The Amendment proposes to amend and delete provisions to remove the requirement for a planning permit for outbuildings greater than 120 square metres in the Low Density Residential and Rural Living zones.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at: the Golden Plains website at <https://www.goldenplains.vic.gov.au/residents/my-home/planning/strategic-planning>; and/or during office hours, at the office of the planning authority, Bannockburn Customer Service Centre, 2 Pope Street, Bannockburn; and/or The Well Smythesdale, 19 Heales Street, Smythesdale; or 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 18 April 2022. A submission must be sent to [enquiries@gplains.vic.gov.au](mailto:enquiries@gplains.vic.gov.au); and/or Attention: Strategic Planning, Golden Plains Shire Council, PO Box 111, Bannockburn, Victoria 3331.

The planning authority must make a copy of every submission available at its office and/or on its website for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses.

ERIC BRASILIS  
Chief Executive Officer

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

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

Notice of an Application for a Planning Permit Given Under Section 96C of the

**Planning and Environment Act 1987**

Amendment C133latr

Planning Permit Application 2022/17

The land affected by the Amendment is 5 Parer Avenue, Moe known as Lot 1 Plan of Subdivision 823972V and contained in Certificate of Title Volume 12079 Folio 676.

The land affected by the application is 5 Parer Avenue, Moe known as Lot 1 Plan of Subdivision 823972V and contained in Certificate of Title Volume 12079 Folio 676.

The Amendment proposes to rezone the portion of the site currently in the Neighbourhood Residential Zone, Schedule 1 (NRZ1) (being approximately 2,760 m<sup>2</sup>) to the Residential Growth Zone, Schedule 2 (RGZ2) and amend Map 27 of the Latrobe Planning Scheme accordingly; delete the Heritage Overlay (HO35) and amend Map 27HO of the Latrobe Planning Scheme accordingly; and amend the Planning Policy Framework at Clause 16.01-1L by replacing the Moe-Newborough Housing Framework Plan to include all the site within a Substantial Change (adjoining heritage) area.

The application is for a permit to construct nine (9) dwellings on a lot.

The applicant for the permit is Beveridge Williams & Co Pty Ltd on behalf of Hillview Property Group.

You may inspect the Amendment, the Explanatory Report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at: the Latrobe City Council website at [www.latrobe.vic.gov.au/C133](http://www.latrobe.vic.gov.au/C133); and during office hours, at the office of the planning authority, Corporate Headquarters, 141 Commercial Road, Morwell, Victoria 3840; Moe Service Centre, 1–29 George Street, Moe, Victoria 3825; Churchill Service Centre, 9–11 Phillip Parade, Churchill, Victoria 3842; Traralgon Service Centre, 34–38 Kay Street, Traralgon, Victoria 3844; 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 or by the granting of the permit may make a submission to the planning authority about the Amendment and the application. 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 Friday 22 April 2022. A submission must be sent to the Latrobe City Council, Strategic Planning, PO Box 264, Morwell, Victoria 3840, or [latrobe@latrobe.vic.gov.au](mailto:latrobe@latrobe.vic.gov.au) – Attention: Strategic Planning.

The planning authority must make a copy of every submission available at its office and/or its website for any person to inspect, free of charge, until the end of the of two months after the Amendment comes into operation or lapses.

STEVEN PIASENTE  
Chief Executive Officer

**Planning and Environment Act 1987****MORNINGTON PENINSULA PLANNING SCHEME**

Notice of the Preparation of an Amendment

Amendment C271morn

The Mornington Peninsula Shire Council has prepared Amendment C271morn to the Mornington Peninsula Planning Scheme.

Land affected by the Amendment is located in the townships of Hastings, Tyabb, Bittern, Crib Point, Balnarring and Balnarring Beach, Flinders, Red Hill and Red Hill South, Somers, Merricks and Merricks Beach, Point Leo and Shoreham.

The Amendment proposes to implement key directions of the Western Port Coastal Villages and Surrounding Settlements Strategy (Mornington Peninsula Shire, 2019). Specifically, the Amendment:

- introduces a new Schedule 6 to the Erosion Management Overlay (EMO6), applies it to areas identified as subject to an 'erosion

hazard', and amends the application of existing Schedules 4 (EMO4) and 5 (EMO5) to the Erosion Management Overlay;

- amends the existing Schedule 2 to the Significant Landscape Overlay (SLO2) and applies it to areas identified as 'foreshore' land in Balnarring, Crib Point, Bittern and Hastings;
- introduces new Schedules 2, 3 and 4 to the Land Subject to Inundation Overlay (LSIO2, LSIO3 and LSIO4) and applies it to land along Western Port Bay;
- introduces new Schedules 54, 55, 56 and 57 to the Design and Development Overlay (DDO54, DDO55, DDO56 and DDO57) and applies it to commercial land in Balnarring, Bittern, Red Hill and Tyabb;
- introduces new Schedule 59 to the Design and Development Overlay (DDO59) and applies it to industrial and commercial land in Hastings, Tyabb and Balnarring;
- introduces new Schedule 60 to the Design and Development Overlay (DDO60) and applies it to Industrial 3 Zone (INZ3) land in Disney Street, Bittern;
- introduces new Schedule 61 to the Design and Development Overlay (DDO61) and applies it to the Tyabb and Hastings Business Parks;
- updates existing Schedules 14 and 15 to the Design and Development Overlay (DDO14 and DDO15);
- deletes Schedule 4 to the Development Plan Overlay (DPO4) currently applying to land in the Balnarring Town Centre from the Planning Scheme;
- removes Schedule 2 to the Design and Development Overlay (DDO2) from Commercial 1 Zone (C1Z) and Commercial 2 Zone (C2Z) land in Balnarring;
- amends Clause 11.03-L-01 – Activity Centres – Mornington Peninsula;
- amends the Schedule to Clause 72.03 – what does this planning scheme consist of?;
- amends the Schedule to Clause 72.08 – Background Documents.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at Mornington Peninsula Shire

Council website [www.mornpen.vic.gov.au](http://www.mornpen.vic.gov.au); during office hours, at the below offices of the planning authority, Mornington Peninsula Shire Council: Hastings office – 21 Marine Parade, Hastings; Mornington office – 2 Queen Street, Mornington; Rosebud office – 90 Besgrove Street, Rosebud; or 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 Friday 6 May 2022 at 5.00 pm.

A submission must be sent to the Mornington Peninsula Shire Council by: online form (preferred): visit <https://www.mornpen.vic.gov.au/Building-Planning/Strategic-Planning/Planning-Scheme-Amendments>; email: [strategic.admin@mornpen.vic.gov.au](mailto:strategic.admin@mornpen.vic.gov.au). Please use 'Amendment C271morn – submission' in the email subject line or mail: Team Leader Strategic Planning – Mornington Peninsula Shire, Private Bag 1000, Rosebud, Victoria 3939.

The planning authority must make a copy of every submission available at its office and/or on its website for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses.

CLAIRE DOUGALL  
Team Leader, Strategic Planning

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 20 May 2022, 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.



BAKER, William Robert, also known as William Baker, late of Coppin Centre, 45 Moubray Street, Melbourne, Victoria 3004, deceased, who died on 20 November 2021.

ETTIA, Louis Nicole, also known as Louis Ettia, late of 2/31 French Street, Noble Park, Victoria 3174, deceased, who died on 19 August 2021.

GEORGESZ, Rory Michael Arnold, also known as Rory Michael Georgesz, late of 6 Vincent Street, Oak Park, Victoria 3046, deceased, who died on 12 January 2022.

MOH, Mew Nin, also known as Mew-Nin Moh and Moh Mew Nin, late of Unit 10, 38 Dalgety Street, St Kilda, Victoria 3182, deceased, who died on 17 August 2021.

PURIC, Zoran, late of 1/98 Collins Street, Thornbury, Victoria 3071, deceased, who died on 21 September 2021.

ROTHSCHILD, Simone Lyndon, also known as Simone Rothschild, late of Unit 2, 69 Lewin Street, Deer Park, Victoria 3023, deceased, who died on 4 April 2021.

SHUHADA, Tahirih Kalimat, late of 7 Shedden Street, Pascoe Vale, Victoria 3044, deceased, who died on 12 August 2021.

Dated 11 March 2022

---

## HUMAN RIGHTS LIST

### EXEMPTION

Application No. H364/2021

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

- (a) structure waiting and enrolment lists to target prospective students of either gender;
- (b) advertise for prospective male or female students in year levels where future waiting lists show a gender imbalance;
- (c) allocate student placements and other bursaries and enrolments targeted at prospective male or female students so as to promote a gender balance of the students at the school; and
- (d) grant scholarships to male or female students and advertise for such (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavits and oral evidence of David John Baker Principal of Woodleigh, at the hearing on 24 February 2022, and having had regard to written submissions from an interested person who provided three emails to the Tribunal, for the reasons published today, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 38, 44, 105, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

The Tribunal hereby grants an exemption from the operation of sections 38, 44, 105, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 17 March 2027.

Dated 17 March 2022

C. THWAITES  
Member

---

**Adoption Act 1984**

I, Vicki Shannon, as a delegate of the Secretary to the Department of Justice and Community Safety, authorise the following person be an approved counsellor under section 5 of the **Adoption Act 1984**, for the purposes of section 35 of the **Adoption Act 1984**.

Sharon George-Laurent

Dated 9 March 2022

VICKI SHANNON  
Manager, Service Integrity  
Adoption Services  
Department of Justice and Community Safety

**Adoption Act 1984**

I, Vicki Shannon, as a delegate of the Secretary to the Department of Justice and Community Safety, revoke the following persons as approved counsellors under section 5 of the **Adoption Act 1984**.

Chandra Moulton

Rishabh Sharma

Emily Taylor-Hunt

Dated 9 March 2022

VICKI SHANNON  
Manager, Service Integrity  
Adoption Services  
Department of Justice and Community Safety

**Associations Incorporation Reform Act 2012**

## SECTION 135

On 15 February 2022 I issued a notice under section 135(2) of the **Associations Incorporation Reform Act 2012** (the Act) to the incorporated associations listed below, requesting them to show cause as to why their incorporation should not be cancelled.

I am now satisfied that the incorporation of the below listed incorporated associations should be and are hereby cancelled in accordance with section 135(3) of the Act.

Access Docklands Inc.; Al-Siraj (The Just Association Bearing Education & Religion) Inc.; Aqua Wolves Swimming Club Inc.; Asia Pacific Immunoglobulins in Neurology Consensus Group Inc.; Australasian Catholic Netball Association Inc.; Australasian Institute of Youth Justice & Child Protection Inc.; Australasian

Society for Phycology and Aquatic Botany Inc.; Australia – China Medical and Health Promotion Association Inc.; Australian Chapter of the Coca-Cola Collectors Club Inc.; Australian Croatian Congress Victorian Branch Inc.; Australian Sandzak Society Inc.; Australian Xiangqi Federation Inc.; Avoca Healthy Minds Inc.; Ayr Hill Equestrian Club Inc.; Ballarat & Western Victorian Taekwondo Inc.; Barssel Performance Horse Centre Riding Club Inc.; Blackwood Art Society Inc.; Blue Opal Foundation Inc.; Blue Stockings Association Inc.; Bower Bank Pumping Syndicate Inc.; Broken Creek Field Naturalists' Club Inc.; Campbell's Creek Play Group Inc.; Carisbrook Playgroup Inc.; Castlemaine Pony Club Inc.; Castlemaine United Eightball Inc.; Central Highlands Goat Club Inc.; Chabad Projects Incorporated; Clifton Springs Playgroup Inc.; Coastal Camping Victoria Inc.; Cobra Car Club of Victoria Inc.; Coragulac Cricket Club Inc.; Council of Sikh and Punjabi Organisations of Victoria Inc.; Cranbourne Angling Club Inc.; Croydon Athletic Club Inc.; Dadswells Bridge Tennis Club Inc.; Daly's Social Club Inc.; Danish Art & Cultural Exchange Inc.; Daylesford Film Society Inc.; Dick Conroy Pavilion Committee of Management Inc.; Discover Creswick Inc.; East Preston Sustainability Street Group Inc.; Elmhurst Land Care Group Inc.; El-Shaddai Malayalam Church Melbourne Inc.; Environment Centre Property Collective Inc.; Gapsted Public Hall Management Association Inc.; Gippsland Agricultural Contractors Association Inc.; God Resurrection Power Ministries Victoria Inc.; High Country Aero Club Inc.; Home Based Education and Care Association Inc.; Hook Line and Sinker Community Centre Inc.; Horse and Rider Treks Inc.; Ilmi Community Development Association Inc.; Inglewood Neighbourhood Watch Lod 3 Inc.; Iraqi Writers and Intellectuals Association-Melb-Aus Inc.; Jerusalem Gospel Rumba Inc.; Jika Cricket Umpire's Association Inc.; Kardella Equestrian Club Inc.; Kensington Public Tenants Association Inc.; Kerang Camera Club Inc.; Kilsyth Community Playgroup Inc.; Kyneton and District Toy Library Inc.; Ligingi Community Learning Centre Australia Inc.; Little Rainbows Playgroup Inc.; Luv-It Public Speaking Club, I.T.C. Inc.; Martrax Inc.; Maternelle Fundraising Association Inc.; Melbourne Dong Guan Association of Australia Inc.; Melbourne High Flying Pigeons & National Tipler Association of Australia Inc.; Melbourne

Speed Club Inc.; Mitta Mitta Mechanics Institute Inc.; Monash Senior Chinese Volunteer Service Centre Inc.; Mornington Trainers Association Inc.; MTG Boomerang (Multicultural Theatre Group) Inc.; My Data Choice Inc.; Nga Puna Haahi Inc.; Nillumbik Toastmasters Club Inc.; Noble Park Video Club Inc.; North East Pleasure Harness Club Inc.; Old Haileybury Cricket Club Inc.; Olinda Action Group Inc.; On Track 4WD Club Inc.; One Percent for Our Kids Inc; Oromo Association in Victoria – Australia (OAVA) Inc.; Oromo Sports Federation Australia Inc.; Phil-Aus Ballroom Dance Club Inc.; Prom Country Farmers' Market Inc.; Sale Bonsai Club Inc.; Sanat Association-Melbourne Inc.; Sankiri Dog Rescue Inc.; Saturday Footy League Incorporated; Seoul National University Alumni Association in Melbourne Australia Inc.; Seymour T.O.W.N. Club of Victoria Inc.; Smile Ulibka Inc.; Smith Street Business Association Inc.; Southern Crosse Endurance Inc.; Sudan Ease Inc.; Sustainability Street Institute Inc.; Tabcorp Park Melton Employee's Social Club Inc.; Te Mapihi Maurea Polynesian Youth Group Inc.; Telangatuk Tennis Club Inc.; The Antiochian Orthodox Convent of St Anna Inc.; The Central and South Gippsland Affiliated Agricultural Societies Inc.; The Croydon Hotel Pool Club Inc.; The Kennel Social Club Inc.; The Toora & District Community Progress Association Inc.; Tourism Hospitality Events Network Inc.; Traralgon Touch Association Inc.; Turf Producers Association (Victoria) Inc; Tylden Cricket Club Inc; Unit Committee T.S. Latrobe Inc.; Valley Kustom Rodders Inc.; Victoria Marial Achak Association Inc.; Victorian Bosniak Cultural and Folklore Association Inc.; Victorian Paintball League Inc.; Wangaratta Blue Light Youth Group Inc.; Wangaratta Umpires Board Inc.; Welshpool Netball Club Inc.; West Rosebud – Tootgarook Tennis Club Inc.; Whittlesea Cycling Club Inc.; Wilderness Coast Surfriders Inc.; Wines of Baw Baw Country Inc; Women on Farms Gathering Cohuna Inc.; Women's Web Inc.; Wonthaggi Karen Association Inc.; Wonthaggi Skate Boarders Inc.; Yarragon Craft & Produce Group Inc.; Yvec Inc.

Dated 17 March 2022

DAVID JOYNER

Deputy Registrar of Incorporated Associations  
GPO Box 4567  
Melbourne, Victoria 3001

## **Cemeteries and Crematoria Act 2003**

### SECTION 41(1)

#### Notice of Approval of Cemetery Trust Fees and Charges

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

The approved scale of fees and charges will take effect from the date of publication of this notice in the Victoria Government Gazette.

The fees will be published on the internet at <http://www.health.vic.gov.au/cemeteries> and will also be published on the cemetery trust website at <https://www.gmct.com.au>

The Greater Metropolitan Cemeteries Trust  
Dated 8 March 2022

BRYAN CRAMPTON

Manager

Cemetery Sector Governance Support

## **Electoral Act 2002**

### REGISTRATION OF POLITICAL PARTY

In accordance with section 50 of the **Electoral Act 2002**, the following party is hereby registered as a political party:

**Name of party:** Victorians Party

Dated 8 March 2022

WARWICK GATELY, AM  
Victorian Electoral Commission

**Fisheries Act 1995****FURTHER QUOTA ORDER FOR THE SCALLOP (OCEAN) FISHERY**

I, Chris Padovani, Acting Director Fisheries Management, Science, Policy, Licencing and Communications 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 Further Quota Order under section 64A(1) of the Act:

1. 1 April 2022 until 31 March 2023 is the quota period for the purposes of this Order.
2. The total allowable catch for the Scallop (Ocean) Fishery during the quota period is 979 tonnes (shell weight).
3. An individual quota unit for the Scallop (Ocean) Fishery is 11 tonnes (shell weight).

This Order commences on 1 April 2022 and expires on 31 March 2023.

Dated 8 March 2022

CHRIS PADOVANI

Acting Director Fisheries Management, Science,  
Policy, Licencing and Communications  
Victorian Fisheries Authority

**Fisheries Act 1995****FISHERIES NOTICE 2022**

I, Chris Padovani, Acting Director Fisheries Management, Science, Policy, Licencing and Communications of the Victorian Fisheries Authority, as delegate for 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 114 and 152 of the Act:

Dated 8 March 2022

CHRIS PADOVANI

Acting Director Fisheries Management, Science,  
Policy, Licencing and Communications  
Victorian Fisheries Authority

**FISHERIES (OCEAN SCALLOP) NOTICE 2022****1. Title**

This Notice may be cited as the Fisheries (Ocean Scallop) Notice 2022.

**2. Objectives**

The objective of this Notice is to establish a temporary prohibition on the use and possession of commercial fishing equipment by holders of a Scallop (Ocean) Fishery Access Licence in specified scallop waters.

**3. Authorising provision**

This Notice is made under sections 114 and 152 of the Act.

**4. Commencement**

This Notice comes into operation on 1 April 2022.

**5. Definitions**

In this Fisheries Notice –

‘*specified scallop waters*’ means the marine waters enclosed by the line:

- (a) commencing at the point of latitude 38° 24.000’ South, longitude 147° 30.000’ East;
- (b) from there running generally east to the point of latitude 38° 24.000’ South, longitude 147° 36.000’ East;
- (c) from there running generally south to the point of latitude 38° 30.000’ South, longitude 147° 36.000’ East;

- (d) from there running generally west to the point of latitude 38° 30.000' South, longitude 147° 30.000' East;
- (e) from there running generally north to the point of commencement at latitude 38° 24.000' South, longitude 147° 30.000' East.

And the line:

- (f) commencing at the point of latitude 38° 49.859' South, longitude 146°50.080' East;
- (g) from there running generally south to the point of latitude 38° 50.290' South, longitude 146° 50.219' East;
- (h) from there running generally west to the point of latitude 38° 50.839' South, longitude 146° 48.700' East;
- (i) from there running generally North to the point of latitude 38° 49.847' South, longitude 146° 48.790' East;
- (j) from there running generally East to the point of commencement at latitude 38°49.859' South, longitude 146°50.080' East

#### 6. **Prohibition on the use of commercial fishing equipment in specified scallop waters**

For the purposes of section 114 of the Act, the use of commercial fishing equipment by the holder of a Scallop (Ocean) Fishery Access Licence, or a person acting or purporting to act under the licence, in specified scallop waters is prohibited.

#### 7. **Prohibition on the possession of commercial fishing equipment in specified scallop waters**

- (1) For the purposes of section 114 of the Act, the possession of commercial fishing equipment by the holder of a Scallop (Ocean) Fishery Access Licence, or a person acting or purporting to act under the licence, in specified scallop waters is prohibited.
- (2) Sub-clause (1) does not apply to the holder of a Scallop (Ocean) Fishery Access Licence, or a person acting or purporting to act under the licence, who possesses commercial scallop fishing equipment on-board a boat under way and travelling by the most direct route through specified scallop waters to reach a point of landing or marine waters for the purpose of commercial scallop fishing.

#### 8. **Application to Fisheries Reserves**

For the purposes of section 152(4), this notice applies to all Fisheries Reserves.

#### 9. **Revocation**

Unless sooner revoked, this Notice will be revoked on 31 March 2023.

#### **Notes:**

Contravention of any prohibition under section 114 of the Act, as set out in this Fisheries Notice, is an offence under section 114(3) of the Act. A maximum penalty of 100 penalty units or six months imprisonment (or both) applies.

For the purposes of this Fisheries Notice, a reference to the longitude or latitude of a geographical point is based on WGS84 geodetic datum.

---

### **Forests Act 1958**

#### **DETERMINATION OF FIREWOOD COLLECTION AREAS**

I, Scott Falconer, Deputy Chief Fire Officer, Loddon Mallee Region, Department of Environment, Land, Water and Planning, make the following determination under section 57U of the **Forests Act 1958**.

#### **Definitions**

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

- (a) ***closing date***, being the date of revocation of the determination of the firewood collection area, means the date specified in column 6 of the item;
- (b) ***opening date***, being the date on which the determination of the firewood collection area comes into operation, means the date specified in column 5 of the item.

## Determination

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

Being satisfied that it is necessary to do so for management of the supply of fallen or felled trees for domestic use as firewood in the region of the State comprising of the Shires of Buloke, Campaspe, Central Goldfields, Gannawarra, Hepburn, Loddon, Macedon Ranges, Mitchell, Mt Alexander, Northern Grampians, Pyrenees, Strathbogie and Greater Bendigo, Greater Shepparton City Councils, I specify that only the following classes of persons (or their nominees) may cut and take away fallen or felled trees in the firewood collection area:

- (a) residents of the Shire of Buloke;
- (b) residents of the Shire of Campaspe;
- (c) residents of the Shire of Central Goldfields;
- (d) residents of the Shire of Gannawarra;
- (e) residents of the Greater Bendigo City Council;
- (f) residents of the Greater Shepparton City Council;
- (g) residents of the Shire of Hepburn;
- (h) residents of the Shire of Loddon;
- (i) residents of the Shire of Macedon Ranges;
- (j) residents of the Shire of Mitchell;
- (k) residents of the Shire of Mt Alexander;
- (l) residents of the Shire of Northern Grampians;
- (m) residents of the Shire of Pyrenees;
- (n) residents of the Shire of Strathbogie.

**Table – Firewood collection areas**

Item no.	Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	LEGL no.	DELWP region	DELWP district	Name of firewood collection area	Opening date	Closing date
1	22-028	Loddon Mallee	Murray Goldfields	Baggies D (Western part)	17/03/2022	30/06/2022
2	22-027	Loddon Mallee	Murray Goldfields	Broad Track	24/03/2022	30/06/2022
3	22-026	Loddon Mallee	Murray Goldfields	Norbury's West	07/04/2022	30/06/2022

## Notes

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

5. When a class of person is specified in relation to the firewood collection area under this determination, it is an offence under section 57W of the **Forests Act 1958** for any person who is not a member of that class or their nominee to cut and take away fallen or felled trees from that area.

Dated 11 March 2022

SCOTT FALCONER  
Deputy Chief Fire Officer, Loddon Mallee Region,  
Department of Environment, Land, Water and Planning  
as delegate of the Secretary to the  
Department of Environment, Land, Water and Planning

---

**Major Transport Projects Facilitation Act 2009**

(Section 15)

APPOINTMENT OF PROJECT PROPONENT

I, Jacinta Allan MP, Minister for Transport Infrastructure, as Project Minister for the Suburban Roads Upgrade Rehabilitation Package, being a project to which the **Major Transport Projects Facilitation Act 2009** applies ('the Act'), give notice pursuant to section 15 of the Act that I have appointed the Secretary to the Department of Transport to be the project proponent for the Suburban Roads Upgrade Rehabilitation Package.

Dated 10 March 2022

Responsible Minister  
HON. JACINTA ALLAN MP  
Minister for Transport Infrastructure

---

**Marine Safety Act 2010**

Section 208(2)

NOTICE OF BOATING ACTIVITY EXCLUSION ZONE

Gannawarra Shire Council, as the declared waterway manager for the waters of Lake Charm, hereby gives notice under section 208(2) of the **Marine Safety Act 2010** that all persons and vessels not registered to take part in the Victorian Outboard Club Archer Eade Memorial event are prohibited from entering and remaining in all the waters of Lake Charm.

The exclusion zone will be in effect from 6.00 am to 6.00 pm on Saturday 19 March 2022.

Dated 17 March 2022

By order of Gannawarra Shire Council  
GEOFF ROLLINSON  
Director, Infrastructure and Development

---

**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.

Naming:

<b>Change Request Number</b>	<b>Place Name</b>	<b>Authority</b>	<b>Location</b>
–	Emu Plain	Department of Environment, Land, Water and Planning	Located at (147.196279, -37.159077)
	Wilhelmina Spur		Located at (146.848315, -36.684189)
	Salt Bush Flat		Located at (141.703377, -35.011242)
	Garvey Clearing		Located at (143.880222, -38.552898)
	Pickerings Flat		Located at (146.354553, -37.187137)
	Banyan Retarding Basin		Located at (145.182952, -38.093237)
	Puzzle Range		Located at (145.785065, -37.089366)
	Myers Flat		Located at (144.205463, -36.700816)
	Allans Flat		Located at (146.910498, -36.283251)
	Sister Hills		Located at (141.395830, -36.601130)
	Mornington Peninsula		Located at (144.988107, -38.289977)
	Ingliston Gorge		Located at (144.314307, -37.664135)

Roads:

<b>Change Request Number</b>	<b>Road Name</b>	<b>Locality</b>	<b>Authority and Location</b>
144746	Mann Lane	Walwa	Towong Shire Council The road traverses south off Harvey Street.
144749	Bucchorn Lane	Walwa	Towong Shire Council The road runs west off the northern end of Shelley Road.
144750	McDermott Lane	Walwa	Towong Shire Council The road runs south off Church Street.
144743	Land Lane	Cudgewa	Towong Shire Council The road runs in a north westerly direction adjacent to 1223 Cudgewa Valley Road.

Geographic Names Victoria

Land Use Victoria  
2 Lonsdale Street  
Melbourne 3000

CRAIG L. SANDY  
Registrar of Geographic Names



**Health Complaints Act 2016**

## Section 90

## INTERIM PROHIBITION ORDER

This Interim Prohibition Order is made pursuant to section 90 of the **Health Complaints Act 2016**.

The Health Complaints Commissioner (Commissioner) has made this Interim Prohibition Order because the Commissioner reasonably believes that the general health service provider named below has contravened a code of conduct applying to the general health service being provided and is satisfied that it is necessary to make this order to avoid a serious risk to the health, safety or welfare of the public.

<b>Name of the general health service provider on whom the Interim Prohibition Order is imposed:</b>	Robert Loriente of Williamstown in the State of Victoria who also trades as ‘Coburg Massage’
<b>Date this Interim Prohibition Order is made:</b>	13 March 2022
<b>Date on which this Interim Prohibition Order expires:</b>	An Interim Prohibition Order can remain in force for up to 12 weeks. This Interim Prohibition Order will remain in force until 4 June 2022 while an investigation is conducted, unless it is revoked before that date.
<b>Effect of this Interim Prohibition Order:</b>	<ol style="list-style-type: none"> <li>1. The general health service provider named above must not, directly or indirectly: <ul style="list-style-type: none"> <li>● advertise or cause to be advertised, or</li> <li>● offer or cause to be offered, or</li> <li>● provide or cause to be provided, or</li> <li>● establish, direct or otherwise operate any business that either advertises, offers or provides (or causes to be advertised, offered or provided) any general health service (paid or otherwise, in a clinical or non-clinical capacity) that involves physical contact (including massage services) to any female persons.</li> </ul> </li> <li>2. The general health service provider named above must prominently display a copy of this Interim Prohibition Order at any premises where he provides any general health service and must ensure that it is easily visible to the public.</li> <li>3. The general health service provider named above must prominently publish a copy of this Interim Prohibition Order on the homepage, in a manner that is easily visible to the public, of any website or social medial platform he uses to offer or promote any general health service.</li> </ol>

In this Interim Prohibition Order ‘general health service’ and ‘general health service provider’ have the same meaning as in section 3 of the **Health Complaints Act 2016**.

This Interim Prohibition Order takes effect on the service of the order on the general health service provider to whom it applies.

This Order will be published in the Victoria Government Gazette and on the internet site of the Health Complaints Commissioner, [www.hcc.vic.gov.au](http://www.hcc.vic.gov.au)

ELIZABETH LANGDON  
Acting Health Complaints Commissioner

**Health Services Act 1988**

**APPOINTMENT OF A DELEGATE TO THE BOARD OF DIRECTORS  
OF ROBINVALE DISTRICT HEALTH SERVICE**

**Instrument of Appointment**

I, Martin Foley, Minister for Health, under section 115MB(1) of the **Health Services Act 1988** (the Act), appoint Heather Wellington as a delegate to the board of Robinvale District Health Service.

The appointment is made on the following terms and conditions –

**1. Appointment Arrangements**

The appointment is part time.

**2. Period of Appointment**

Under section 115MB(6)(a), the appointment is for a period of three months and will commence on the date of publication of this instrument in the Government Gazette.

**3. Resignation/Revocation**

Under section 115MB(7) of the Act, a delegate may resign by signed written notice delivered to the Minister for Health.

Under section 115MB(8) of the Act, the Minister for Health may at any time revoke this appointment.

**4. Payment Provisions**

Under section 115MB(5)(c) of the Act, the delegate will be paid remuneration of \$32,761.79 per annum.

**5. Superannuation Obligations**

Superannuation obligations will be paid by the employer in accordance with the Commonwealth's **Superannuation Guarantee (Administration) Act 1992**.

**6. Travel and Personal Expenses**

Under section 115MB(6)(c) of the Act, the delegate is entitled to be reimbursed for reasonable travel and personal expenses.

**7. Leave Arrangements**

The delegate will not be entitled to paid leave of any kind.

MARTIN FOLEY MP  
Minister for Health

---

**Plant Biosecurity Act 2010****ORDER PROHIBITING OR RESTRICTING THE ENTRY OR IMPORTATION INTO VICTORIA OF MATERIALS WHICH ARE HOSTS OF CITRUS TRISTEZA VIRUS**

I, Rosa Crnov, as delegate of the Minister for Agriculture, being of the reasonable suspicion that the exotic disease citrus tristeza virus exists within Australia but outside Victoria, make the following Order.

**1 Objective**

The objective of this Order is to prohibit, restrict or impose conditions upon the entry or importation into Victoria of materials which are hosts of citrus tristeza virus.

**2 Authorising provision**

This Order is made under section 36(1) of the **Plant Biosecurity Act 2010**.

**3 Commencement**

This Order comes into force on the day of making.

**4 Revocation**

The Order entitled *Order prohibiting or restricting the entry or importation into Victoria of materials which are hosts of citrus tristeza virus* made under section 36(1) of the **Plant Biosecurity Act 2010**, and published in Victoria Government Gazette G13 on 1 April 2021 at page 675 is revoked.

**5 Definitions**

In this Order –

**citrus tristeza virus** means the stem pitting strain of the exotic disease citrus tristeza virus.

**host material** means any plant or plant product of the genus *Citrus* and the genus *Fortunella*, excluding fruit and kaffir lime leaves for human consumption.

**6 Prohibitions, restrictions and conditions**

The following prohibitions, restrictions and conditions are specified in relation to the entry or importation of host material.

(a) The entry or importation into Victoria of any host material is prohibited.

(b) Sub-clause (a) does not apply if the host material –

(i) originates from an area for which there is currently in force an area freedom certificate issued by an officer responsible for agriculture in the State or Territory from which the material originated, certifying that the area from which the material originated is known to be free of citrus tristeza virus; or

(ii) enters Victoria under and in accordance with a permit issued by an inspector and there is compliance with any conditions or requirements set out in the permit.

**7 Expiry**

This Order remains in force for a period of 12 months from the date of making.

Dated 11 March 2022

ROSA CRNOV  
Chief Plant Health Officer

**Professional Standards Act 2003**

## AUTHORISATION AND PUBLICATION PURSUANT TO SECTION 14

## The Queensland Law Society Professional Standards Scheme

I, Jaclyn Symes MP, Attorney-General, pursuant to section 14 of the **Professional Standards Act 2003**, authorise the publication of The Queensland Law Society Professional Standards Scheme submitted to me by the Professional Standards Council of Queensland. This Scheme is published with this authorisation and will commence in accordance with section 15 of the **Professional Standards Act 2003**.

Dated 10 March 2022

JACLYN SYMES MP  
Attorney-General  
Minister for Emergency Services

**Professional Standards Act 2004 (Qld)**

## THE QUEENSLAND LAW SOCIETY PROFESSIONAL STANDARDS SCHEME

**PREAMBLE****Occupational Association**

- A. The Queensland Law Society ('the Society') is a voluntary association for legal practitioners who practice as solicitors. It is a statutory corporation constituted under the **Legal Profession Act 2007** (Qld). It is an occupational association under the **Professional Standards Act 2004** (Qld) ('the Act').

**The Nature of the Scheme**

- B. The Society has made an application to the Professional Standards Council ('Council'), for approval of a scheme under the Act, and this document comprises the scheme ('the Scheme').
- C. The Scheme is intended to operate under the Act, which has the purpose of improving occupational standards of professional persons and to protect the consumers of their services.
- D. The Scheme has been prepared by the Society for the purposes of limiting the occupational liability of Participating Members to the extent such liability may be limited under the Act.
- E. The Scheme limits damages to be awarded against a Participating Member to the monetary ceiling specified for that Participating Member if the Participating Member has the benefit of Insurance as required by the Scheme.

**Risk Management**

- F. The Society has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its Participating Members and the means by which those strategies are intended to be implemented.
- G. The Society will report annually on the implementation and monitoring of its risk management strategies, the effect of those strategies and any changes made or proposed to be made to them.

**Insurance**

- H. Participating Members are required to have the benefit of current professional indemnity insurance as prescribed by the LPA, the Queensland Law Society Administration Rule 2005 and the Queensland Law Society Indemnity Rule 2005. The Society has furnished the Council with details of its insurance standards and professional indemnity insurance claims monitoring process.

- I. The Society has advised its Participating Members that they must have the benefit of a professional indemnity policy that complies with the Society's insurance standards and that they remain liable for the amount of any difference between the amount payable to a plaintiff under the policy and the applicable monetary ceiling specified in the Scheme.

### Complaints and Discipline

- J. Participating Members are subject to a complaints and discipline regime operating under the LPA. All Participating Members must comply with provisions of the LPA and the Legal Profession (Society) Rules 2007.

### Compliance

- K. The Society has undertaken:
- (a) to comply with all the reporting obligations associated with this Scheme, in furtherance of the statutory objects of improvement of the occupation standards of its members and protection of the consumers of such member services;
  - (b) to require from its members that participate in this Scheme their agreement to comply with all requirements of the Society so as to enable it to meet its obligations in paragraph sub (a) above; and
  - (c) to remit all fees payable under the Professional Standards Regulation 2017 to the Council as and when they become due.

### Administration of the Scheme

- L. Responsibility for administration of the Scheme and ensuring it complies with the requirements of the Act and the Council lies with the Council of the Society.

### Commonwealth prescription of the Scheme

- M. Sections 12GNA(2) of the **Australian Securities and Investments Commission Act 2001** (Cth), 137(2) of the **Competition and Consumer Act 2010** (Cth), and 1044B(2) of the **Corporations Act 2001** (Cth) provide for limited liability where a professional standards scheme is prescribed in the relevant regulation. The Scheme does not apply to limit any liability under a Commonwealth law unless it has been prescribed under regulations by the Commonwealth.

## THE QUEENSLAND LAW SOCIETY PROFESSIONAL STANDARDS SCHEME

### 1. Occupational Association and definitions

- 1.1 The Queensland Law Society Professional Standards Scheme is a scheme under the Act prepared by the Society whose business address is 179 Ann Street, Brisbane, Queensland.

- 1.2 Relevant definitions for the purpose of the Scheme are as follows:

‘**Act**’ means the **Professional Standards Act 2004** (Qld);

‘**Australian Lawyer**’ has the same meaning as in the LPA;

‘**Australian Practising Certificate**’ has the same meaning as in the LPA;

‘**Corporate practising certificate**’ means a practising certificate issued to an Australian lawyer that has a condition that the lawyer is not to engage in legal work other than providing in-house legal services to a corporation that is not an incorporated legal practice;

‘**Corresponding Laws**’ means the **Professional Standards Act 1994** (NSW), the **Professional Standards Act 2003** (Vic), **Professional Standards Act 2004** (SA), **Professional Standards Act 1997** (WA), **Professional Standards Act 2005** (Tas), **Professional Standards Act 2004** (NT), the **Civil Law (Wrongs) Act 2002** (ACT), as applicable;

‘**Council**’ means the Professional Standards Council established under section 41 of the Act;

‘**Court**’ has the same meaning as it has in the Act;

‘**Damages**’ has the same meaning as it has in the Act;

‘**Exempted Member**’ means a full member, honorary member or an incorporated legal practice member who is, or was at the Relevant Time, exempted by the Society from participation in the scheme under clauses 3.3 and 3.4;

‘**Financial year**’ means a financial accounting period ending 30 June;

‘**Full Member**’ means a person within the category of full membership of the Society’s as defined in section 7 of the Legal Profession (Society) Rules 2007;

‘**Government Legal Officer**’ has the same meaning as in the LPA;

‘**Honorary Member**’ means a person within the category of Honorary Membership of the Society as defined in section 10A of the Legal Profession (Society) Rules 2007 who holds an Australian Practising Certificate;

‘**Incorporated Legal Practice**’ has the same meaning as in the LPA;

‘**Incorporated Legal Practice Member**’ means a corporation within that category of the Society’s membership as defined in section 10B of the Legal Profession (Society) Rules 2007;

‘**Indemnity Rule**’ means the Queensland Law Society Indemnity Rule 2005;

‘**LPA**’ means the **Legal Profession Act 2007** (Qld);

‘**Law Practice**’ has the same meaning as in the LPA;

‘**Occupational Liability**’ has the same meaning as it has in the Act.<sup>1</sup>

‘**Participating Members**’ means those persons specified in clause 3.1 of the Scheme;

‘**Principal**’ has the same meaning as in the LPA;

‘**Relevant Time**’, in relation to a cause of action relating to Occupational Liability, means the time when the act or omission giving rise to the cause of action happened;

‘**Scheme**’ means the Queensland Law Society Professional Standards Scheme;

‘**Society**’ means the Queensland Law Society;

‘**Total annual fee income**’ means the amount charged during a financial year for services provided by or on behalf of a Law Practice, some of whose members are members of the Society to whom the Scheme applies.

## 2. Jurisdictions in which the Scheme Applies

2.1 The Scheme applies in Queensland pursuant to the Act.

2.2 In addition to Queensland the Scheme is intended to operate in New South Wales, Victoria, Tasmania, South Australia, Western Australia, the Northern Territory of Australia and the Australian Capital Territory in accordance with the professional standards legislation of those states and territories and subject to the requirements of that legislation (the Corresponding Laws), so that references to a provision of the Act, the application of the Scheme to a liability, the limit of a liability under the Act or what constitutes Occupational Liability are intended to pick up the relevant provisions of the Corresponding Laws, applied mutatis mutandis, to the extent that is necessary for the application of the Scheme in any of those jurisdictions as an interstate scheme.

2.3 Notwithstanding anything to the contrary contained in this Scheme if, in particular circumstances giving rise to occupational liability, the liability of any person who is subject to this Scheme is capped both by this Scheme and also by any other scheme under professional standards legislation (whether of this jurisdiction or under the law of any other Australian state or territory) and, if the amount of such caps should differ, then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

<sup>1</sup> Section 6(1) of the Act provides that it does not apply to liability for damages because of the death of or personal injury to a person; any negligence or other fault of a lawyer in acting for a client in a personal injury claim; a breach of trust; fraud or dishonesty. Section 6(2) of the Act provides that it does not apply to liability that may be the subject of proceedings under the **Land Title Act 1994**, part 9, division 2, subdivision C.

### 3. Persons to Whom the Scheme Applies

- 3.1 The Scheme applies to:
- 3.1.1 Full Members and Honorary Members who hold an Australian Practising Certificate, who are not excluded or exempted under clauses 3.2 or 3.3 of the Scheme;
  - 3.1.2 Incorporated Legal Practice Members that are not exempted under clause 3.3 of the Scheme;
  - 3.1.3 all persons to whom, by virtue of sections 20, 21 or 21A of the Act, the Scheme applies<sup>2</sup>;
  - 3.1.4 all persons to whom clauses 3.1.1 and 3.1.2 applied at the Relevant Time but no longer applies.
- 3.2 A person referred to in clause 3.1.1 does not include a practitioner who holds or held at the Relevant Time a Corporate Practising Certificate issued by the Society, or is or was at the Relevant Time a Government Legal Officer.
- 3.3 A person referred to in clause 3.1 may, on written application, be exempted from participation in the Scheme by the Society with effect from the date on which the exemption is granted. This clause does not apply to persons to whom the Scheme applies by virtue of sections 20 or 21 of the Act.
- 3.4 The Society may, upon application by an Exempted Member revoke an exemption of the person from participation in the Scheme from a date specified by the Society.

### 4. Limitation of Liability

- 4.1 The Scheme limits the Occupational Liability of a Participating Member for Damages<sup>3</sup>:
- 4.1.1 arising from a single cause of action founded on an act or omission; and
  - 4.1.2 to the extent those damages exceed the amounts specified as the monetary ceiling in clause 4.5.
- 4.2 If a Participating Member against whom a cause of action relating to Occupational Liability<sup>4</sup> is brought is able to satisfy the Court that:
- 4.2.1 the Participating Member has the benefit of an insurance policy insuring him or her against the Occupational Liability to which the cause of action relates; and
  - 4.2.2 the amount payable under the insurance policy in respect of that Occupational Liability is not less than the amount of the monetary ceiling specified in Cl 4.6 as applying to the Participating Member against whom the proceeding is brought:
- the Participating Member is not liable in Damages in relation to that cause of action above the amount of that monetary ceiling.

---

2 Section 20 and 21 of the Act provide that if the Scheme applies to a body corporate, the Scheme also applies to each officer of the body corporate and if the Scheme applies to a person, the Scheme also applies to each partner and employee of that person. However, if such officer of the body corporate or partner or employee of the person is entitled to be a member of the same occupational association as the body corporate or person (as applicable) but is not a member, the Scheme does not apply to the officer, partner or employee. Section 21A extends the limitation of liability to other persons to whom the Scheme applies.

3 Damages as defined in Schedule 2 of the Act means:

- (a) damages awarded in respect of a claim or counter-claim or by way of set-off; and
- (b) costs in or in relation to the proceedings ordered to be paid in connection with such an award (other than costs incurred in enforcing a judgment or incurred on an appeal made by a defendant); and
- (c) any interest payable on the amount of those damages or costs.

4 Section 7A of the Act provides that a reference in the Act 'to the amount payable under an insurance policy in respect of an occupational liability includes a reference to –

- (a) defence costs payable in respect of a claim, or notification that may lead to a claim (other than reimbursement of the defendant for the time spent in relation to the claim), but only if those costs are payable out of the one sum insured under the policy in respect of the occupational liability; and
- (b) the amount payable under or in relation to the policy by way of excess.'

However, see also section 27A of the Act and its note, which has the effect that section 7A does not reduce the cap on the liability of the Participating Member to the client.

- 4.3 For the operation of the scheme in a jurisdiction other than Queensland under a Corresponding Law of that jurisdiction, Occupational Liability means any liability included in the definition of Occupational Liability in the Corresponding Law which is in force in that jurisdiction from time to time.
- 4.4 Notwithstanding clause 4.1, for the operation of this Scheme in a jurisdiction other than Queensland under a Corresponding Law of that jurisdiction, the Occupational Liability to which the Scheme applies does not include liability to which the corresponding law states from time to time it does not apply.
- 4.5 The monetary ceiling applicable for the purposes of limitation of liability under the Scheme at the Relevant Time is to be determined according to the following table:

Class	Description	Monetary ceiling
1	Participating Members who at the Relevant Time were in a Law Practice that consisted of up to and including 20 Principals and where the Law Practice generates Total annual fee income for the financial year at the Relevant Time up to and including \$10 million.	\$1.5 million
2	a) Participating Members who at the Relevant Time were in a Law Practice that consisted of greater than 20 Principals; or b) Participating Members who at the Relevant Time were in a Law Practice that generated Total annual fee income for the financial year at the Relevant Time greater than \$10 million.	\$10 million

- 4.6 The Scheme limits the Occupational Liability in relation to a cause of action founded on an act or omission that happens when the Scheme is in force of any person to whom the Scheme applies when the act or omission happens.

## 5 Conferral of Discretionary Authority

- 5.1 The Society has discretionary authority, on application by a Participating Member, to specify in relation to the Participating Member, a higher monetary ceiling than would otherwise apply under the Scheme in relation to the Participating Member in all cases or any specified case or class of case.
- 5.2 Before exercising that discretion in favour of the Participating Member, the Society must be satisfied the amount payable under the current professional indemnity insurance of which the Participating Member has the benefit is at least equal to the proposed higher monetary ceiling.

## 6 Duration

- 6.1 This Scheme will commence in Queensland, New South Wales, Victoria, Tasmania, Western Australia and the Northern Territory on 1 July 2022.
- 6.2 In the Australian Capital Territory and South Australia, this Scheme will commence:
- on the date provided for in the Minister's notice in relation to the Scheme if a date is provided; or
  - on the first day two months after the day on which notice was given, in any other case.
- 6.3 The Scheme will remain in force for five years from its commencement, subject to section 33 of the Act.



**Professional Standards Act 2003**

## AUTHORISATION AND PUBLICATION PURSUANT TO SECTION 14

## Law Society of South Australia Professional Standards Scheme

I, Jaelyn Symes MP, Attorney-General, pursuant to section 14 of the **Professional Standards Act 2003**, authorise the publication of the Law Society of South Australia Professional Standards Scheme submitted to me by the Professional Standards Council of South Australia. This Scheme is published with this authorisation and will commence in accordance with section 15 of the **Professional Standards Act 2003**.

Dated 10 March 2022

JACLYN SYMES MP  
Attorney-General  
Minister for Emergency Services

**Professional Standards Act 2004 (SA)**

## LAW SOCIETY OF SOUTH AUSTRALIA PROFESSIONAL STANDARDS SCHEME

**PREAMBLE**

- A. The Law Society of South Australia ('the Society') is an occupational association.
- B. The Society has made an application to the Professional Standards Council, established by the **Professional Standards Act 2004 (SA)** for approval of a scheme under the Act.
- C. The Scheme is prepared by the Society for the purposes of limiting occupational liability of its participants to the extent to which such liability may be limited under the Act.
- D. The Scheme propounded by the Society applies to Admitted Members and Company Members of the Society who have professional indemnity insurance that complies with the approved Insurance Standard.
- E. The Society has furnished the Professional Standards Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The Scheme is to commence on 1 July 2022 and remain in force for five (5) years from its commencement unless, prior to that time, it is revoked, its operation ceases, or it is extended.
- G. The Scheme is intended to apply in all States and Territories within Australia.
- H. The Scheme only applies to Admitted Members holding an Australian practising certificate, and Company Members, in the practise of domestic law within Australia.
- I. The Scheme will have force in South Australia and, if relevant, the other jurisdictions in which the Scheme will apply under the provisions for mutual recognition contained in the Act. To the extent that the Scheme applies to limit liability in the other jurisdictions, it is subject to the professional standards legislation of those jurisdictions.
- J. Section 12GNA(2) of the **Australian Securities and Investments Commission Act 2001 (Cth)**; section 137(2) of the **Competition and Consumer Act 2010 (Cth)**; and section 1044B(2) of the **Corporations Act 2001 (Cth)** provide for limited liability in respect of actions for contravention of certain provisions, but only where a professional standards scheme is prescribed in the relevant regulation. The Scheme does not apply to limit any liability under a Commonwealth law unless the Scheme has been prescribed by the Commonwealth.

**LAW SOCIETY OF SOUTH AUSTRALIA  
PROFESSIONAL STANDARDS SCHEME**

**1. Definitions**

‘**Act**’ means the **Professional Standards Act 2004** (SA);

‘**Admitted Member**’ means a person who is or was at the Relevant Time an Admitted Member within the meaning of and pursuant to the Rules of the Society;

‘**Company Member**’ means a company who is or was at the Relevant Time a Company Member within the meaning of and pursuant to the Rules of the Society;

‘**Corresponding Law**’ means a law of another State or Territory of Australia that corresponds to the Act, including for the avoidance of doubt:

- (a) **Professional Standards Act 1994** (NSW);
- (b) **Professional Standards Act 2004** (Qld);
- (c) **Professional Standards Act 2003** (Vic);
- (d) **Professional Standards Act 1997** (WA);
- (e) **Professional Standards Act 2005** (Tas);
- (f) **Professional Standards Act 2004** (NT); and
- (g) **Civil Law (Wrongs) Act 2002** (ACT);

‘**Court**’ has the same meaning as it has in the Act;

‘**Damages**’ has the same meaning as it has in the Act;

‘**Duration of the Scheme**’ means the period commencing on the date specified in clause 7.1 and ending upon the cessation of the Scheme pursuant to clause 7.2;

‘**Exempted Member**’ means an Admitted Member or Company Member who is or was at the Relevant Time exempted by the Society from participation in the Scheme pursuant to clause 4.3;

‘**Insurance Standard**’ means the Insurance Standard approved by the Society on 21 June 2021;

‘**Legal Practitioners Act**’ means the **Legal Practitioners Act 1981** (SA) or any act enacted in substitution thereof;

‘**Monetary Ceiling**’ means, in respect of a liability in respect of a cause of action founded on an act or omission occurring after the commencement of the Scheme:

Description	Monetary Ceiling
1. Admitted Members or Company Members that are Scheme Participants, other than those in item 2 below.	\$1.5 million
2. Admitted Members or Company Members that are Scheme Participants who were, as at the 30 June immediately preceding the Relevant Time, in a law practice: <ul style="list-style-type: none"> <li>a) consisting of greater than 20 Admitted Members; or</li> <li>b) which generated total annual fee income for the financial year ended on 30 June immediately preceding the Relevant Time greater than \$10 million.</li> </ul>	\$10 million

‘**Occupational Liability**’ has the same meaning as it has in the Act;

‘**Person**’ means an individual or a body corporate;

‘**Relevant Time**’ means, in respect of a liability potentially limited by the Scheme, the time(s) of the act(s) or omission(s) giving rise to the liability;

‘**the Scheme**’ means the Law Society of South Australia Scheme constituted herein;

‘**Scheme Participant**’ means a person referred to in clause 4.1 or 4.2;

‘**the Society**’ means the Law Society of South Australia.

**2. Occupational Association**

- 2.1. The Scheme is a scheme under the Act prepared and conducted by the Society whose business address is Level 10, 178 North Terrace, Adelaide, South Australia.

**3. Jurisdictions in which the Scheme Applies**

- 3.1. The Scheme applies in South Australia pursuant to the Act.
- 3.2. The Scheme applies in New South Wales, Victoria, Queensland, Western Australia, Tasmania, the Australian Capital Territory and the Northern Territory pursuant to the Corresponding Laws of each of those jurisdictions respectively.
- 3.3. Notwithstanding anything to the contrary contained in this Scheme, if in particular circumstances giving rise to Occupational Liability, the liability of any person who is subject to this Scheme should be capped by both this Scheme and also by any other scheme under professional standards legislation (whether of this jurisdiction or under the law of any other Australian State or Territory) and if the amount of such caps should differ, then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

**4. Persons to Whom the Scheme Applies**

- 4.1. The Scheme applies to all persons who:
- 4.1.1. are or at the Relevant Time were Admitted Members holding a current practicing certificate or Company Members of the Society;
  - 4.1.2. are or were at the Relevant Time not Exempted Members; and
  - 4.1.3. have professional indemnity insurance that complies with the Insurance Standard of the Society.
- 4.2. The Scheme applies to all persons to whom the Scheme applies by virtue of sections 20, 21, and 22 of the Act and any Corresponding Laws. The Society may, upon application by an Admitted Member or Company Member, exempt that person from participation in the Scheme with effect from a date specified by the Society on or after the date on which the exemption is granted.
- 4.3. The Society may, upon application by an Admitted Member or Company Member, revoke an exemption of that person from participation in the Scheme with effect from a date specified by the Society.

**5. Conferral of Discretionary Authority**

- 5.1. The Scheme confers on the Society a discretionary authority, on application by a Scheme Participant, to specify in relation to the person a higher maximum amount of liability than would otherwise apply under the Scheme in relation to the person either in all cases or in any specified case or class of case, being a specified amount not exceeding \$50 million.

**6. Limitation of Liability**

- 6.1. The Occupational Liability of a person who is, or at the Relevant Time was, a Scheme Participant in respect of a cause of action founded on an act or omission occurring during the Duration of the Scheme is limited to the amount of the applicable Monetary Ceiling.
- 6.2. The liability which is limited by clause 6.1 extends to a liability for Damages but excludes a liability to which the Act does not apply from time to time by reason of section 5 thereof or, if the liability is governed by a Corresponding Law, excludes a liability to which the Corresponding Law does not apply from time to time by reason of its provisions.
- 6.3. The operation of clause 6.1 limiting the liability of a person is subject to the proviso that the person is able to satisfy the Court that:
- 6.3.1. the person has the benefit of an insurance policy or policies in accordance with the Insurance Standard insuring the person against the Occupational Liability to which the cause of action relates; and
  - 6.3.2. the amount payable under the policy or policies in respect of that occupational liability is not less than the amount of the applicable Monetary Ceiling.

- 
- 6.4 The limitation of liability that, in accordance with this Scheme and the Acts, applies in respect of an act or omission continues to apply to every cause of action founded on it, irrespective of when the proceedings are brought in respect of it, and even if the Scheme has been amended or has ceased to be in force.
- 6.5 For the purposes of section 28 of the Act, and corresponding provisions in corresponding laws, the Scheme only affects a liability for Damages arising from a single claim (including a claim by a person who has 2 or more causes of action arising out of a single event) exceeding \$1,500,000.
- 7. Commencement and Duration of the Scheme**
- 7.1. The Scheme will commence:
- 7.1.1 in New South Wales, the Northern Territory, Tasmania, Western Australia, Victoria and Queensland on 1 July 2022; and
- 7.1.2 in South Australia and the Australian Capital Territory:
- 7.1.2.1 on this same date or such other later date as may be specified in the relevant Minister's notice in relation to the Scheme; or
- 7.1.2.2 If no date is specified in the relevant Minister's notice, on the first day two months after the date of the publication of the Minister's notice.
- 7.2. The Scheme will be in force in South Australia for a period of five years from the date of its commencement in that jurisdiction.
- 7.3. For any other jurisdiction, the Scheme will be in force for:
- 7.3.1 five years from the date of commencement in that jurisdiction; or
- 7.3.2 five years from the date of commencement in South Australia; whichever period ends first.
- 7.4. Clauses 7.2 and 7.3 are subject to the provisions of the Act and the Corresponding Law in each jurisdiction in relation to the revocation, extension or cessation of a scheme.
-

**Professional Standards Act 2003**

## AUTHORISATION AND PUBLICATION PURSUANT TO SECTION 14

## South Australian Bar Association Professional Standards Scheme

I, Jaclyn Symes MP, Attorney-General, pursuant to section 14 of the **Professional Standards Act 2003**, authorise the publication of the South Australian Bar Association Professional Standards Scheme submitted to me by the Professional Standards Council of South Australia. This Scheme is published with this authorisation and will commence in accordance with section 15 of the **Professional Standards Act 2003**.

Dated 10 March 2022

JACLYN SYMES MP  
Attorney-General  
Minister for Emergency Services

**Professional Standards Act 2004 (SA)**

## SOUTH AUSTRALIAN BAR ASSOCIATION PROFESSIONAL STANDARDS SCHEME

**PREAMBLE**

- A. The South Australian Bar Association ('SABA') is an occupational association.
- B. SABA has made an application to the Professional Standards Council, established by the **Professional Standards Act 2004 (SA)**, for approval of a scheme under the Act.
- C. The Scheme is prepared by SABA for the purposes of limiting occupational liability of its participants to the extent to which such liability may be limited under the Act.
- D. The Scheme propounded by SABA applies to Ordinary Members of SABA who have professional indemnity insurance that complies with the approved Insurance Standard.
- E. SABA has furnished the Professional Standards Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The Scheme is to commence on 1 July 2022 and remain in force for five (5) years from its commencement unless, prior to that time, it is revoked, its operation ceases, or it is extended.
- G. The Scheme is intended to apply in all States and Territories within Australia.
- H. The Scheme only applies to Ordinary Members holding an Australian practising certificate in the practise of domestic law within Australia.
- I. The Scheme will have force in South Australia and, if relevant, the other jurisdictions in which the Scheme will apply under the provisions for mutual recognition contained in the Act. To the extent that the Scheme applies to limit liability in the other jurisdictions, it is subject to the professional standards legislation of those jurisdictions.
- J. Section 12GNA(2) of the **Australian Securities and Investments Commission Act 2001 (Cth)**; section 137(2) of the **Competition and Consumer Act 2010 (Cth)**; and section 1044B(2) of the **Corporations Act 2001 (Cth)** provide for limited liability in respect of actions for contravention of certain provisions, but only where a professional standards scheme is prescribed in the relevant regulation. The Scheme does not apply to limit any liability under a Commonwealth law unless the Scheme has been prescribed by the Commonwealth.

**SOUTH AUSTRALIAN BAR ASSOCIATION  
PROFESSIONAL STANDARDS SCHEME**

**1. Definitions**

‘**Act**’ means the **Professional Standards Act 2004** (SA);

‘**Corresponding Law**’ means a law of another State or Territory of Australia that corresponds to the Act, including for the avoidance of doubt:

- (a) **Professional Standards Act 1994** (NSW);
- (b) **Professional Standards Act 2004** (Qld);
- (c) **Professional Standards Act 2003** (Vic);
- (d) **Professional Standards Act 1997** (WA);
- (e) **Professional Standards Act 2005** (Tas);
- (f) **Professional Standards Act 2004** (NT); and
- (g) **Civil Law (Wrongs) Act 2002** (ACT);

‘**Court**’ has the same meaning as it has in the Act;

‘**Damages**’ has the same meaning as it has in the Act;

‘**Duration of the Scheme**’ means the period commencing on the date specified in clause 7.1 and ending upon the cessation of the Scheme pursuant to clause 7.2;

‘**Exempted Member**’ means an Ordinary Member who is or was at the Relevant Time exempted by SABA from participation in the Scheme pursuant to clause 4.3;

‘**Insurance Standard**’ means the Insurance Standard approved by the Law Society of South Australia on 21 June 2021 and adopted by the Bar Council of SABA on 29 July 2021;

‘**Legal Practitioners Act**’ means the **Legal Practitioners Act 1981** (SA) or any act enacted in substitution thereof;

‘**Monetary Ceiling**’ means, in respect of a liability in respect of a cause of action founded on an act or omission occurring after the commencement of the Scheme, \$1,500,000;

‘**Occupational Liability**’ has the same meaning as it has in the Act;

‘**Ordinary Member**’ for the purposes of the Scheme means a person who is or was at a relevant time an ordinary member or bar reader member within the meaning of and pursuant to the Constitution of SABA (as amended from time to time);

‘**Person**’ means an individual or a body corporate;

‘**Relevant Time**’ means, in respect of a liability potentially limited by the Scheme, the time(s) of the act(s) or omission(s) giving rise to the liability;

‘**SABA**’ means the South Australian Bar Association Incorporated;

‘**the Scheme**’ means the South Australian Bar Association Professional Standards Scheme constituted herein;

‘**Scheme Participant**’ means a person referred to in clause 4.1 or 4.2.

**2. Occupational Association**

- 2.1. The Scheme is a scheme under the Act prepared and conducted by SABA whose scheme management address is 24 Flinders Street, Adelaide, South Australia.

**3. Jurisdictions in which the Scheme Applies**

- 3.1. The Scheme applies in South Australia pursuant to the Act.
- 3.2. The Scheme applies in New South Wales, Victoria, Queensland, Western Australia, Tasmania, the Australian Capital Territory and the Northern Territory pursuant to the Corresponding Laws of each of those jurisdictions respectively.

3.3. Notwithstanding anything to the contrary contained in this Scheme, if in particular circumstances giving rise to Occupational Liability, the liability of any person who is subject to this Scheme should be capped by both this Scheme and also by any other scheme under professional standards legislation (whether of this jurisdiction or under the law of any other Australian State or Territory) and if the amount of such caps should differ, then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

#### **4. Persons to Whom the Scheme Applies**

4.1. The Scheme applies to all persons who:

4.1.1. are or at the Relevant Time were Ordinary Members of SABA holding a current practising certificate;

4.1.2. are or were at the Relevant Time not Exempted Members; and

4.1.3. have professional indemnity insurance that complies with the Insurance Standard.

4.2. The Scheme applies to all persons to whom the Scheme applies by virtue of sections 20, 21, and 22 of the Act and any Corresponding Laws.

4.3. SABA may, upon application by an Ordinary Member, exempt that person from participation in the Scheme with effect from a date specified by SABA on or after the date on which the exemption is granted.

4.4. SABA may, upon application by an Ordinary Member, revoke an exemption of that person from participation in the Scheme with effect from a date specified by SABA.

#### **5. Conferral of Discretionary Authority**

5.1. The Scheme confers on SABA a discretionary authority, on application by a Scheme Participant, to specify in relation to the person a higher maximum amount of liability than would otherwise apply under the Scheme in relation to the person either in all cases or in any specified case or class of case, being a specified amount not exceeding \$50 million.

#### **6. Limitation of Liability**

6.1. The Occupational Liability of a person who is or at the Relevant Time was a Scheme Participant in respect of a cause of action founded on an act or omission occurring during the Duration of the Scheme is limited to the amount of the Monetary Ceiling.

6.2. The liability which is limited by clause 6.1 extends to a liability for Damages but excludes a liability to which the Act does not apply from time to time by reason of section 5 thereof or, if the liability is governed by a Corresponding Law, excludes a liability to which the Corresponding Law does not apply from time to time by reason of its provisions.

6.3. The operation of clause 6.1 limiting the liability of a person is subject to the proviso that the person is able to satisfy the Court that:

6.3.1. the person has the benefit of an insurance policy or policies in accordance with the Insurance Standard insuring the person against the Occupational Liability to which the cause of action relates; and

6.3.2. the amount payable under the policy or policies in respect of that occupational liability is not less than the amount of the Monetary Ceiling.

6.4. The limitation of liability that, in accordance with this Scheme and the Acts, applies in respect of an act or omission continues to apply to every cause of action founded on it, irrespective of when the proceedings are brought in respect of it, and even if the Scheme has been amended or has ceased to be in force.

6.5. For the purposes of section 28 of the Act and corresponding provisions in Corresponding Laws, the Scheme only affects a liability for Damages arising from a single claim (including a claim by a person who has 2 or more causes of action arising out of a single event) exceeding \$1,500,000.

**7. Commencement and Duration of the Scheme**

7.1. The Scheme will commence:

7.1.1 in New South Wales, the Northern Territory, Tasmania, Western Australia, Victoria and Queensland on 1 July 2022; and

7.1.2 in South Australia and the Australian Capital Territory:

7.1.2.1 on this same date or such other later date as may be specified in the relevant Minister's notice in relation to the Scheme; or

7.1.2.2 if no date is specified in the relevant Minister's notice, on the first day two months after the date of the publication of the Minister's notice.

7.2 The Scheme will be in force in South Australia for a period of five years from the date of its commencement in that jurisdiction.

7.2. For any other jurisdiction, the Scheme will be in force for:

7.1.1. five years from the date of commencement in that jurisdiction; or

7.1.2. five years from the date of commencement in South Australia, whichever period ends first.

7.3. Clauses 7.2 and 7.3 are subject to the provisions of the Act and the Corresponding Law in each jurisdiction in relation to the revocation, extension or cessation of a Scheme.

---



**Professional Standards Act 2003**

## AUTHORISATION AND PUBLICATION PURSUANT TO SECTION 14

## Law Institute of Victoria Limited Professional Standards Scheme

I, Jaelyn Symes MP, Attorney-General, pursuant to section 14 of the **Professional Standards Act 2003**, authorise the publication of the Law Institute of Victoria Limited Professional Standards Scheme submitted to me by the Professional Standards Council of Victoria. This Scheme is published with this authorisation and will commence in accordance with section 15 of the **Professional Standards Act 2003**.

Dated 10 March 2022

JACLYN SYMES MP  
Attorney-General  
Minister for Emergency Services

**Professional Standards Act 2003**

## LAW INSTITUTE OF VICTORIA LIMITED PROFESSIONAL STANDARDS SCHEME

**PREAMBLE**

- A. The Law Institute of Victoria Limited ('the LIV') is an occupational association for legal practitioners (solicitors) in Victoria for the purposes of the **Professional Standards Act 2003** (Vic) ('the Act').
- B. Scheme is prepared by the LIV for the purposes of limiting Occupational Liability to the extent to which such liability may be limited under the Act.
- C. The Scheme applies to all Participating Members, as defined in the Scheme.
- D. The Scheme will have force in Victoria, New South Wales, Queensland, South Australia, Western Australia, the Northern Territory, Tasmania, and the Australian Capital Territory. To the extent that the Scheme applies to limit liability in jurisdictions other than Victoria, it is subject to the professional standards legislation of those jurisdictions.
- E. The LIV has furnished the Council with a detailed list of the risk management strategies to be implemented in respect of its Participating Members and the means by which those strategies are to be implemented.
- F. The LIV has furnished the Council with details of its insurance standards and professional indemnity insurance claims monitoring process. The LIV will not amend these insurance standards while the Scheme is in force without prior approval of the Council.
- G. The LIV has advised its Participating Members that they must have the benefit of a professional indemnity policy that complies with the LIV's insurance standards and that they remain liable for the amount of any difference between the amount payable to a plaintiff under the policy and the monetary ceiling specified in the Scheme.
- H. The LIV has furnished the Council with details of its complaints system and discipline system.
- I. The LIV and its members to whom the Scheme applies have undertaken to comply with all reporting obligations associated with the Scheme, in furtherance of the statutory objects of improvement of the occupational standards of its members, and protection of the consumers of such members' services.
- J. The LIV has undertaken to remit all fees payable under the Professional Standards Regulations 2017 (Vic) to the Council as and when these become due.

The Scheme is intended to commence on 1 July 2022 and remain in force for a period of five (5) years from its commencement, unless, prior to that time, it is revoked, its operation ceases, or it is extended.

- K. Sections 12GNA(2) of the **Australian Securities and Investments Commission Act 2001** (Cth), 137(2) of the **Competition and Consumer Act 2010** (Cth), and 1044B(2) of the **Corporations Act 2001** (Cth) provide for limited liability where a Professional Standards Scheme is prescribed in the relevant regulation. The Scheme does not apply to limit any liability under a Commonwealth law unless it has been prescribed under regulations by the Commonwealth.

**LAW INSTITUTE OF VICTORIA LIMITED  
PROFESSIONAL STANDARDS SCHEME**

**1. Occupational association**

- 1.1 The Law Institute of Victoria Limited Professional Standards Scheme is a scheme under the **Professional Standards Act 2003** (Vic) ('the Act') prepared by the Law Institute of Victoria Limited ('the LIV'), whose business address is: Level 13, 140 William Street, Melbourne, Victoria.

**2. Persons to whom the Scheme applies**

- 2.1 The Scheme applies to:
- 2.1.1 Full Members who hold a current Australian Practising Certificate who are not excluded or exempted under Clauses 2.2 or 2.3 of the Scheme;
  - 2.1.2 Incorporated Legal Practices that are not exempted under clause 2.3 of the Scheme; and
  - 2.1.3 all persons to whom, by virtue of sections 20, 21 or 22 of the Act, the Scheme applies.
- 2.2 Despite clause 2.1, the Scheme does not apply to a Corporate Legal Practitioner or to a Government Legal Practitioner.
- 2.3 A person referred to in clause 2.1 may, on application, be exempted from participation in the Scheme by the LIV, with effect from the date specified by the LIV. This clause does not apply to persons to whom the Scheme applies by virtue of sections 20, 21 or 22 of the Act.

**3. Jurisdiction**

- 3.1 The Scheme applies in Victoria.
- 3.2 In addition to Victoria, the Scheme is intended to operate in New South Wales, Queensland, South Australia, Western Australia, the Northern Territory, Tasmania, and the Australian Capital Territory in accordance with the professional standards legislation of those states and territories and subject to the requirements of that legislation ('the Corresponding Laws'), so that references to a provision of the Act, the application of the Scheme to a liability, the limit of a liability under the Act, or what constitutes Occupational Liability, are intended to pick up the relevant provisions of the Corresponding Laws, applied mutatis mutandis, to the extent that is necessary for the application of the Scheme in any of those jurisdictions.

**4. Limitation of liability**

- 4.1 This Scheme only affects the liability for Damages arising from a single cause of action to the extent to which the liability results in Damages exceeding \$1.5 million.
- 4.2 If a person who is, or was, at the time of the act or omission giving rise to Occupational Liability, a person to whom the Scheme applies, or applied, and against whom a proceeding relating to Occupational Liability is brought, is able to satisfy the Court that such person has the benefit of an insurance policy:
- (a) of a kind which complies with the standards determined by the LIV;
  - (b) insuring such person against the Occupational Liability to which the cause of action relates; and
  - (c) under which the amount payable in respect of that Occupational Liability is not less than the applicable monetary ceiling specified in clause 4.3 of this Scheme;

then that person is not liable in Damages in relation to that cause of action above the monetary ceiling specified in clause 4.3 of this Scheme.

4.3 The applicable monetary ceiling is to be determined according to the table below:

<b>Class</b>	<b>Description</b>	<b>Monetary ceiling</b>
1	Participating Members who were at the Relevant Time in a Law Practice consisting of up to and including 20 Principals and where the Law Practice generated Total Annual Fee Income for the Financial Year at the Relevant Time up to and including \$10 million.	\$1.5 million
2	Any Participating Member which was at the Relevant Time an Incorporated Legal Practice consisting of up to and including 20 Principals and where the Law Practice generated Total Annual Fee Income for the Financial Year at the Relevant Time up to and including \$10 million.	\$1.5 million
3	(a) Participating Members who were at the Relevant Time in a Law Practice consisting of greater than 20 Principals; or (b) Participating Members who were at the Relevant Time in a Law Practice where the Law Practice generated Total Annual Fee Income for the Financial Year at the Relevant Time greater than \$10 million.	\$10 million
4	(a) Any Participating Member which was at the Relevant Time an Incorporated Legal Practice consisting of greater than 20 Principals; or (b) Any Participating Member which was at the Relevant Time a Law Practice where the Law Practice generated Total Annual Fee Income for the Financial Year at the Relevant Time greater than \$10 million.	\$10 million

4.4 Clause 4.2 does not limit the amount of Damages to which a person to whom the Scheme applies is liable if the amount is less than the amount specified for the purpose in this Scheme in relation to a person to whom the Scheme applies.

4.5 This Scheme limits the Occupational Liability in respect of a cause of action founded on an act or omission occurring during the period when the Scheme was in force of any person to whom the Scheme applied at the time the act or omission occurred.

4.6 Notwithstanding anything to the contrary contained in this Scheme if, in particular circumstances giving rise to Occupational Liability, the liability of any person who is subject to this Scheme should be capped both by this Scheme and also by any other scheme under professional standards legislation (whether of this jurisdiction or under the law of any other Australian state or territory) and, if the amount of such caps should differ, then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

## **5. Conferral of discretionary authority**

5.1 The LIV has discretionary authority, on application by a person referred to in clause 2.1, to specify in relation to that person, a higher maximum amount of liability than would otherwise apply under the Scheme in relation to that person, either in all cases or in any specified case or class of case.

## **6. Commencement and Duration**

6.1 The Scheme will commence:

6.1.1 in Victoria, New South Wales, the Northern Territory, Western Australia, Tasmania and Queensland, on 1 July 2022; and

6.1.2 in the Australian Capital Territory and in South Australia, on this same date, or such other later date, provided the date is specified in the relevant Minister's notice in relation to the Scheme; or

6.1.3 in all other cases, subject to the statutory provisions of each applicable jurisdiction.

6.2 The Scheme will remain in force in all applicable jurisdictions for a period of five (5) years from its commencement in Victoria.

6.3 Clause 5.2 is subject to the provisions of the Corresponding Law in each jurisdiction in relation to the revocation, extension or cessation of a scheme.

## 7. Definitions

7.1 Relevant definitions for the purpose of this Scheme are as follows: ‘Act’ means the **Professional Standards Act 2003** (Vic);

‘**Australian Practising Certificate**’ has the same meaning as it has in the Legal Profession Uniform Law (Victoria);<sup>3</sup>

‘**Corporate Legal Practitioner**’ has the same meaning as it has in the Legal Profession Uniform Law (Victoria);<sup>4</sup>

‘Corresponding Laws’ means the **Professional Standards Act 1994** (NSW), the **Professional Standards Act 2004** (Qld), the **Professional Standards Act 2004** (SA), the **Professional Standards Act 1997** (WA), the **Professional Standards Act 2004** (NT), **Professional Standards Act 2005** (Tas), and the **Civil Law (Wrongs) Act 2002** (ACT);

‘**Court**’ has the same meaning as it has in the Act;

‘**Damages**’ has the same meaning as it has in the Act;

‘**Financial Year**’ means a financial accounting period ending 30 June;

‘**Full Member**’ means an Australian legal practitioner who is a full member of the Law Institute of Victoria Limited;

‘**Government Legal Practitioner**’ has the same meaning as it has in the Legal Profession Uniform Law (Victoria);<sup>5</sup>

‘**Incorporated Legal Practice**’ means an incorporated legal practice within the meaning of the Legal Profession Uniform Law (Victoria) that is a member of the Law Institute of Victoria;<sup>6</sup>

‘**Law Practice**’ has the same meaning as it has in the Legal Profession Uniform Law (Victoria);<sup>7</sup>

‘**LIV**’ means the Law Institute of Victoria Limited;

‘**Occupational Liability**’ has the same meaning as it has in the Act;

‘**Participating Members**’ means those persons specified in clause 2.1 of the Scheme;

‘**Person**’ means an individual or a body corporate;

‘**Principal**’ has the same meaning as it has in the Legal Profession Uniform Law (Victoria);<sup>8</sup>

‘**Relevant Time**’ means, in relation to a cause of action giving rise to Occupational Liability, the time at which an act or omission occurred upon which the cause of action was founded;

‘**Scheme**’ means the Law Institute of Victoria Limited Professional Standards Scheme constituted by this document;

‘**Total Annual Fee Income**’ means the amount charged during a Financial Year for services provided by or on behalf of a Law Practice some of whose members are Participating Members.

---

3 Refer **Legal Profession Uniform Law Application Act 2014** section 4.

4 Refer **Legal Profession Uniform Law Application Act 2014** section 4.

5 Refer **Legal Profession Uniform Law Application Act 2014** section 4.

6 Refer **Legal Profession Uniform Law Application Act 2014** section 4.

7 Refer **Legal Profession Uniform Law Application Act 2014** section 4.

8 Refer **Legal Profession Uniform Law Application Act 2014** section 4.

**Retirement Villages Act 1986**

Section 39

CANCELLATION OF RETIREMENT VILLAGE NOTICE

I hereby declare that pursuant to section 9 of the **Retirement Villages Act 1986** Retirement Village Notice P621503G, registered on Certificates of Title:

Volume 10010 Folio 397, 398, 399, 400

Volume 10590 Folio 782; and

Volume 10991 Folio 059

on 22 January 1990, under the **Transfer of Land Act 1958**, is cancelled.

Dated 8 March 2022

NICOLE RICH  
Executive Director, Regulatory Services  
and Director, Consumer Affairs Victoria

---

**Retirement Villages Act 1986**

Section 32

EXTINGUISHMENT OF RETIREMENT VILLAGE CHARGE

I hereby declare that pursuant to section 29 of the **Retirement Villages Act 1986** Retirement Village Charge P621504D, registered on Certificates of Title:

Volume 10010 Folio 397, 398, 399, 400

Volume 10590 Folio 782; and

Volume 10991 Folio 059

on 22 January 1990, under the **Transfer of Land Act 1958**, is extinguished.

Dated 8 March 2022

NICOLE RICH  
Executive Director, Regulatory Services  
and Director, Consumer Affairs Victoria

---

**Safety on Public Land Act 2004****DECLARATION OF PUBLIC SAFETY ZONE**

I, Aaron Kennedy, Deputy Chief Fire Officer, Hume Region, Department of Environment, Land Water and Planning, as delegate of the Secretary to the Department of Environment, Land, Water and Planning, make the following declaration of a public safety zone under section 4(1) of the **Safety on Public Land Act 2004**.

**1. Definitions**

In this declaration:

- (a) ‘the Act’ means the **Safety on Public Land Act 2004**;
- (b) ‘the declared public safety zone’ means the area declared under Clause 2 of this declaration;
- (c) ‘the Schedule’ means the Schedule to this declaration.

**2. Declaration of Public Safety Zone**

- (a) The area of State Forest contained within the location coordinates in the Schedule are declared to a public safety zone.
- (b) The extent of the public safety zone is described by the minimum planimetric extent using a North South orientated rectangle that encloses the area bound by:
  - a. the south-west limit described by the first two metric coordinates (Easting and Northing); and
  - b. the north-east limit described by the next two metric coordinates (Easting and Northing).
- (c) The public safety zone is limited to all areas that contain State Forest within an area identified by the coordinates in the Schedule.
- (d) The coordinates in Column 1 are provided in Map Grid of Australia (MGA) Universal Transverse Mercator (UTM) Zone number 55. These use the Geodetic Reference System 1980 (GRS80) spheroid.

**3. Purpose for which the area has been declared**

The purpose for which the declared public safety zone has been declared is for the maintenance of public safety due to the treatment of fire killed hazardous trees.

**4. Period of the declaration**

The period for which the declared public safety zone is declared is the period commencing from 25 March 2022 and ending on 30 June 2022 inclusive.

**5. Activities prohibited**

The activities that are prohibited in the declared public safety zone are:

- (a) Knowingly entering a declared public safety zone during a period when access is prohibited; and
- (b) Knowingly remaining in or being present in a declared public safety zone during a period when access is prohibited.

**6. Periods when access is prohibited**

Access is prohibited to the declared public safety zone throughout the period of the declaration.

**7. Exempt persons or classes of person**

Pursuant to section 5(2) of the Act, the following persons or classes of person are exempt from the operation of this declaration:

- (a) Employees, agents and contractors of the Department of Environment, Land, Water and Planning engaged in carrying out their functions.
- (b) Employees or volunteers of the State Emergency Service engaged in carrying out their functions.

- (c) Employees or volunteers of the Country Fire Authority engaged in carrying out their functions.
- (d) Employees of Fire Rescue Victoria, Ambulance Victoria, WorkSafe Victoria and Environment Protection Authority Victoria engaged in carrying out their functions.
- (e) Members of the police force of Victoria engaged in carrying out their functions.
- (f) Employees, agents, volunteers and contractors of an Emergency Management Service engaged by the Department of Environment, Land, Water and Planning or the Country Fire Authority to carry out emergency management functions.
- (g) Employees of Water Authorities or Catchment Authorities engaged in carrying out their functions.
- (h) Employees of Parks Victoria engaged in carrying out their functions.

Dated 11 March 2022

AARON KENNEDY  
Deputy Chief Fire Officer, Hume Region  
Department of Environment, Land, Water and Planning  
as delegate of the Secretary of the Department of Environment, Land, Water and Planning

Notes:

1. A map showing the public safety zone is held at the Alexandra and Marysville DELWP offices. The map is also available on the following website: [www.ffm.vic.gov.au/permits-and-regulations/closures-of-parks-and-forests](http://www.ffm.vic.gov.au/permits-and-regulations/closures-of-parks-and-forests)
2. In addition to the above persons or classes of person exempted under section 5(2), section 9 of the **Safety on Public Land Act 2004** provides that a public safety zone declaration does not apply to the following:
  - the Secretary;
  - an authorised officer;
  - a utility engaged in the carrying out of its functions in a State forest;
  - a transport authority engaged in the carrying out of its functions in a State forest;
  - a person or class of person authorised under section 10 of the **Safety on Public Land Act 2004** to be in the public safety zone.

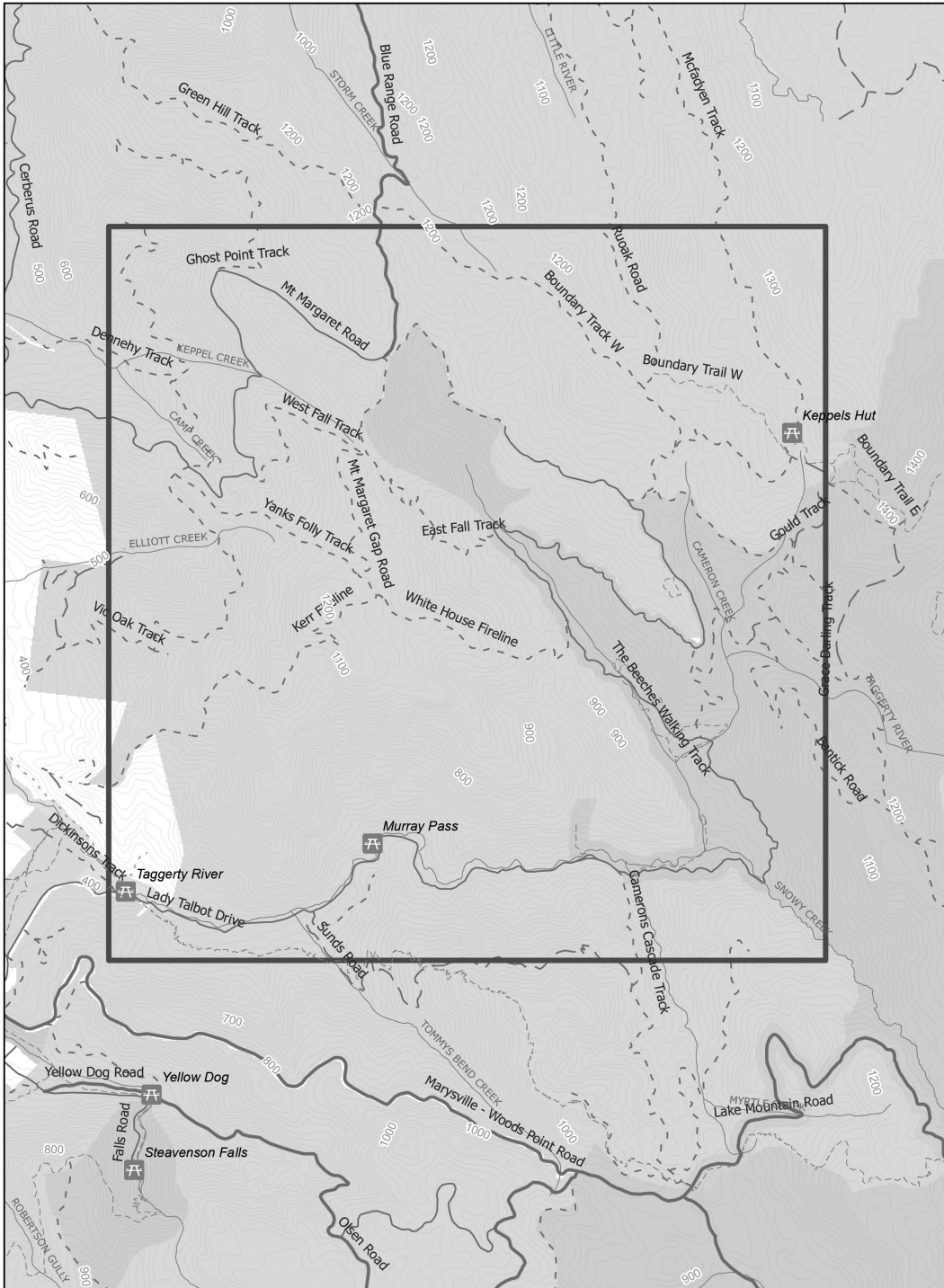
**Schedule: Public Safety Zone**

<b>Extent of Public Safety Zone</b>				<b>MGA Zone</b>
<b>South-west limit</b>		<b>North-east limit</b>		
391235	5847860	398748	5855561	55

### Declared Public Safety Zone Marysville State Forest

- Parks and Reserves
- Other Public Land
- State Forest
- Plantation

N 1:50,000





**Water Act 1989****BULK ENTITLEMENT (EILDON–GOULBURN WEIR)****Minor Amendment Notice 2022**

I, Lisa Neville MP, Minister for Water, as Minister administering the **Water Act 1989**, by notice amend the Bulk Entitlement (Eildon–Goulburn Weir) Conversion Order 1995 as follows:

**Title**

1. This Notice is called the Bulk Entitlement (Eildon–Goulburn Weir) Minor Amendment Notice 2022.

**Purpose**

2. The purpose of this Notice is to change resource manager references to storage manager to correctly attribute these obligations to reflect practical obligations.

**Authorising provision**

3. This Notice is made in accordance with section 45 of the **Water Act 1989**.

**Commencement**

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

**Amendments to Clause 10**

5. In Clause 10(e) of the Bulk Entitlement Order, for the words ‘Resource Manager’ **substitute** ‘Storage Manager’.

**Amendments to Clause 12**

6. In Clause 12.3 of the Bulk Entitlement Order, for paragraph (d) **substitute** –  
‘(d) the Storage Manager, on the advice of the Water Holder and the Authority, makes additional releases, not exceeding 30,000 ML per year, to maintain water quality in the waterway and the lower Broken Creek in accordance with Clause 3 of Schedule 3.’

**Amendments to Schedule 3**

7. In Schedule 3, for the words ‘The Resource Manager, on the advice of the Water Holder and the Authority, may direct the Storage Manager to make additional releases’, **substitute** ‘The Storage Manager, on the advice of the Water Holder and the Authority, may make additional releases’.
8. In Schedule 3, for the words ‘4. if the Resource Manager and the Water Holder and the Authority cannot reach agreement’ **substitute** ‘4. if the Water Holder and the Authority cannot reach agreement’.

**Amendments to Schedule 5**

9. In Schedule 5 Clause 4 **revoke** the words ‘The Storage Manager must notify the Resource Manager of the volume of spill from Lake Eildon with five working days of any spill.’

Dated 3 March 2022

HON. LISA NEVILLE MP  
Minister for Water

---

**Water Act 1989****BULK ENTITLEMENT (MARIBYRNONG–WESTERN WATER)**

## Minor Amendment Notice 2022

I, Lisa Neville MP, Minister for Water, as Minister administering the **Water Act 1989**, by notice amend the Bulk Entitlement (Maribyrnong–Western Water) Conversion Order 2000 (Bulk Entitlement Order) as follows:

**Title**

1. This Notice is called the Bulk Entitlement (Maribyrnong–Western Water) Minor Amendment Notice 2022.

**Purpose**

2. The purpose of this Notice is to change resource manager references to storage manager to correctly attribute these obligations to reflect practical obligations.

**Authorising provision**

3. This Notice is made in accordance with section 45 of the **Water Act 1989**.

**Commencement**

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

**Amendment of Storage Operator reference**

5. In the Bulk Entitlement Order for the words ‘Storage Operator’ **substitute** ‘Storage Manager’.

**Amendment to Clause 4 definitions**

6. For the definition ‘Storage Operator’ **substitute** –  
‘**Storage Manager**’ means any person appointed by the Minister under section 122ZK of the Act for the Maribyrnong system’.

**Amendment to Clause 13**

7. In paragraph 13.2(c) for the words ‘Resource Manager’ **substitute** ‘Storage Manager’.
8. In Clause 13.4 for the words ‘Resource Manager’ **substitute** ‘Storage Manager’.

**Amendment to Clause 16**

9. Clause 16.4 is **revoked**.

Dated 3 March 2022

HON. LISA NEVILLE MP  
Minister for Water

**Water Act 1989****BULK ENTITLEMENT (THOMSON–MACALISTER TOWNS – GIPPSLAND WATER)**

## Minor Amendment Notice 2022

I, Lisa Neville MP, Minister for Water, as Minister administering the **Water Act 1989**, by notice amend the Bulk Entitlement (Thomson–Macalister Towns – Gippsland Water) Conversion Order 2005 (Bulk Entitlement Order) as follows:

**Title**

1. This Notice is called the Bulk Entitlement (Thomson–Macalister Towns – Gippsland Water) Minor Amendment Notice 2022.

**Purpose**

2. The purpose of this Notice is to change resource manager references to storage manager to correctly attribute these obligations to reflect practical obligations.

**Authorising provision**

3. This Notice is made in accordance with section 45 of the **Water Act 1989**.

**Commencement**

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

**Amendment of Storage Operator reference**

5. In the Bulk Entitlement Order for the words ‘Storage Operator’ **substitute** ‘Storage Manager’.

**Amendment to Clause 4 definitions**

6. In Clause 4 of the Bulk Entitlement Order, For the definition ‘Storage Operator’ **substitute** – ‘**Storage Manager**’ means any person appointed by the Minister under section 122ZK of the Act for the headworks system’.

**Amendment to Clause 11**

7. In paragraph 11.2(c) of the Bulk Entitlement Order for the words ‘Resource Manager’ **substitute** ‘Storage Manager’.

**Amendment to Clause 16**

8. In Clause 16.2 of the Bulk Entitlement Order for the words ‘Resource Manager’ **substitute** ‘Storage Manager’.

Dated 3 March 2022

HON. LISA NEVILLE MP  
Minister for Water



East Gippsland **Water**

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

In accordance with section 144 of the **Water Act 1989**, I advise that the following properties have been provided with Reticulated Services and are now liable to be rated as a serviced property for sewerage and/or water service purposes as from the following dates:

<b>Property Description</b>	<b>Property Address</b>	<b>Date</b>	<b>Service</b>
PC379911	Bastion Point Road, Mallacoota	19.01.2022	Water and Sewer
Lots 1–2 PS847908	Counihan Street, Wy Yung	27.01.2022	Water and Sewer
Lots 1–2 PS818360	Short Street, Bairnsdale	21.01.2022	Water and Sewer
Lots 1–2 PS818358	Gilsenans Drive, Metung	03.02.2022	Water and Sewer
Lots 1–2 PS903421	Macrae Street, Bairnsdale	06.02.2022	Water and Sewer
Lots 1–2 PS847923	Albatross Road, Kalimna	06.02.2022	Water and Sewer
Lot 3–PS907191	Ridgeway Lane, Forge Creek	17.02.2022	Water

A plan of the serviced properties is available for inspection free of charge during office hours at the Corporation’s office, 133 Macleod Street, Bairnsdale.

STEVE McKENZIE  
Managing Director

## ORDERS IN COUNCIL

### Administrative Arrangements Act 1983

#### ADMINISTRATIVE ARRANGEMENTS ORDER (No. 247) 2022

The Lieutenant-Governor, as the Governor's deputy, with the advice of the Executive Council makes the following Order:

Dated: 16 March 2022

Responsible Minister:

THE HON DANIEL ANDREWS MP

Premier

ALEXANDRA DEBELJAKOVIC

Clerk of the Executive Council

#### 1. Title

This Order is called the **Administrative Arrangements Order (No. 247) 2022**.

#### 2. Authorising provision

This Order is made under section 3 of the **Administrative Arrangements Act 1983**.

#### 3. Commencement

- (1) Subject to subclauses (2) and (3), this Order is taken to have taken effect on 6 December 2021.
- (2) This Order, as it applies to or in respect of items 1, 9 and 10 in Table 1 of the Schedule, is taken to have taken effect on 1 December 2021.
- (3) This Order, as it applies to or in respect of items 11 to 15 in Table 1 of the Schedule, is taken to have taken effect on 1 February 2021.

#### 4. Definitions

In this Order –

‘**Body**’ means Minister, Department or officer;

‘**instrument**’ includes contract or agreement;

‘**New Body**’ means, in respect of an Old Body, the Body specified in Column 3 of the item specifying the Old Body in a Table of the Schedule;

‘**Old Body**’ means a Body specified in Column 1 of an item in a Table of the Schedule;

‘**Schedule**’ means the Schedule to this Order;

‘**Suburban Rail Loop Authority (Administrative Office)**’ means the body established as an Administrative Office in relation to the Department of Transport under an Order made under section 11 of the **Public Administration Act 2004** on 3 September 2019 and published in the Government Gazette (S351) on that date;

‘**Suburban Rail Loop Authority**’ means the Authority established by section 8 of the **Suburban Rail Loop Act 2021**;

‘**transaction**’ includes –

- (a) agreement, bond, contract, deed or other consensual arrangement; and
- (b) action, appeal, arbitration, prosecution or other legal proceeding; and
- (c) assignment, charge, lease, mortgage, transfer or other dealing with property; and
- (d) loan, guarantee, indemnity or other dealing with money; and
- (e) approval, consent, delegation, direction, licence, order, permit, requirement or other authority; and
- (f) notice; and
- (g) any other act, entitlement or liability at law.

## 5. Construction of references

- (1) A reference to an Old Body in any one or more of the following is taken to be a reference to the New Body –
  - (a) an Act or a provision of an Act specified in an item in a Table of the Schedule;
  - (b) a statutory instrument or other instrument made under an Act specified in an item in a Table of the Schedule;
  - (c) any other instrument specified in an item in a Table of the Schedule.
- (2) A reference to an Old Body in respect of any matter or thing done under an Act or a provision of an Act (other than the making of an instrument referred to in subclause (1) (b) or (c)) that is specified in an item in a Table of the Schedule is taken to be a reference to the New Body.
- (3) For the purposes of this clause, a reference to an Old Body acting jointly and severally in Column 1 of an item in a Table of the Schedule is to be read as a reference to that Old Body acting in one of the following ways (however described in a previous Order made under section 3 of the **Administrative Arrangements Act 1983**), as the case requires –
  - (a) on its own;
  - (b) with another Old Body specified in that item;
  - (c) with 2 or more other Old Bodies specified in that item.
- (4) For the purposes of this clause, a reference to an Old Body acting jointly in Column 1 of an item in a Table of the Schedule is to be read as a reference to that Old Body acting in one of the following ways (however described in a previous Order made under section 3 of the **Administrative Arrangements Act 1983**), as the case requires –
  - (a) with another Old Body specified in that item;
  - (b) with 2 or more other Old Bodies specified in that item.

## 6. Saving of existing transactions

If a transaction happened in relation to an Old Body before this Order takes effect in respect of the item specifying the Old Body—

- (a) the transaction continues as if this Order were not made;
- (b) the transaction may be given effect to, or enforced or completed, by or in relation to the New Body in the same way as it would have been given effect to, or enforced or completed, by or in relation to the Old Body.

## 7. Keeping financial accounts and reports

- (1) Despite this Order taking effect in respect of items 9 and 10 specified in Table 1 of the Schedule, the Secretary to a Department that is an Old Body specified in those items must ensure, for the purposes of the **Financial Management Act 1994**, that, during the period starting on 1 July 2021 and ending on 5 December 2021, financial accounts are kept and reports are provided in relation to a function under an Act specified in those items that is transferred to the Secretary to a Department that is the New Body.
- (2) Despite this Order taking effect in respect of items 11 to 15 specified in Table 1 of the Schedule, the Secretary to a Department that is an Old Body specified in those items must ensure, for the purposes of the **Financial Management Act 1994**, that, during the period starting on 1 July 2021 and ending on the date on which this Order is made, financial accounts are kept and reports are provided in relation to a function under an Act specified in those items that is transferred to the Secretary to a Department that is the New Body.

## 8. Providing financial accounts and reports

For the purpose of enabling the Secretary to a Department that is an Old Body specified in an item in a Table of the Schedule to comply with clause 7, the Secretary to a Department that is the New Body to which a function referred to in that clause is transferred, must, if requested by the Old Body, provide that Old Body with any financial accounts and records or other information.

## SCHEDULE

Table 1

Item No.	Column 1 (Old Body)	Column 2 (Act, provision of Act, instrument or transaction)	Column 3 (New Body)
1.	Suburban Rail Loop Authority (Administrative Office)	All transactions	Suburban Rail Loop Authority
2.	Attorney-General, Minister for Child Protection, Minister for Youth Justice, jointly and severally	<b>Children, Youth and Families Act 2005</b> – Except: <ul style="list-style-type: none"> <li>• Chapters 3 and 4</li> <li>• Chapter 5 (except Division 2 of Part 5.2)</li> <li>• Part 6.2</li> </ul>	Attorney-General, Minister for Child Protection and Family Services, Minister for Youth Justice, jointly and severally
3.	Attorney-General, Minister for Child Protection, jointly and severally	<b>Children, Youth and Families Act 2005</b> – <ul style="list-style-type: none"> <li>• Chapters 3 and 4</li> </ul>	Attorney-General, Minister for Child Protection and Family Services, jointly and severally
4.	Minister for Child Protection, Minister for Health, jointly and severally	<b>Child Wellbeing and Safety Act 2005</b> – Except: <ul style="list-style-type: none"> <li>• Section 5A, Parts 5A and 6</li> <li>• Parts 4, 5, 6A, 7, 7A and 8</li> </ul>	Minister for Child Protection and Family Services, Minister for Health, jointly and severally
5.	Minister for Child Protection, Minister for Youth Justice, jointly and severally	<b>Commission for Children and Young People Act 2012</b> – Except: <ul style="list-style-type: none"> <li>• Part 4</li> </ul>	Minister for Child Protection and Family Services, Minister for Youth Justice, jointly and severally
6.	Minister for Child Protection	<b>Child Wellbeing and Safety Act 2005</b> – <ul style="list-style-type: none"> <li>• Section 5A, Parts 5A and 6</li> </ul> <b>Commission for Children and Young People Act 2012</b> – <ul style="list-style-type: none"> <li>• Part 4</li> </ul> <b>MacKillop Family Services Act 1998</b>	Minister for Child Protection and Family Services

Item No.	Column 1 (Old Body)	Column 2 (Act, provision of Act, instrument or transaction)	Column 3 (New Body)
7.	Minister for Child Protection, Minister for Early Childhood, Minister for Education, Minister for Health, jointly and severally	<b>Child Wellbeing and Safety Act 2005</b> – <ul style="list-style-type: none"> <li>● Parts 4, 5, 6A, 7A and 8</li> </ul>	Minister for Child Protection and Family Services, Minister for Early Childhood, Minister for Education, Minister for Health, jointly and severally
8.	Minister for Child Protection, Minister for Disability, Ageing and Carers, jointly and severally	<b>State Trustees (State Owned Company) Act 1994</b> – <ul style="list-style-type: none"> <li>● Part 4</li> </ul>	Minister for Child Protection and Family Services, Minister for Disability, Ageing and Carers, jointly and severally
9.	Secretary to the Department of Health	<b>Spent Convictions Act 2021</b> – <ul style="list-style-type: none"> <li>● Section 22 and the Table at the foot of that section where that section and Table apply to: <ul style="list-style-type: none"> <li>● an assessment of a person to provide care to a child under the <b>Children, Youth and Families Act 2005</b></li> <li>● an assessment of a person’s suitability for admission to a residential treatment facility and preparation of a plan of available services under the <b>Sentencing Act 1991</b></li> </ul> </li> </ul>	Secretary, Department of Families, Fairness and Housing
10.	Secretary to the Department of Health	<b>Spent Convictions Act 2021</b> – <ul style="list-style-type: none"> <li>● Section 22 and the Table at the foot of that section where that section and Table apply to: <ul style="list-style-type: none"> <li>● information sharing as an information sharing entity under the <b>Child Wellbeing and Safety Act 2005</b> or the <b>Family Violence Protection Act 2008</b></li> <li>● reporting to a court on the efficacy of a supervision order and treatment under the <b>Crimes (Mental Impairment and Unfitness to be Tried) Act 1997</b></li> </ul> </li> </ul>	Secretary, Department of Families, Fairness and Housing, Secretary, Department of Health, jointly and severally

Item No.	Column 1 (Old Body)	Column 2 (Act, provision of Act, instrument or transaction)	Column 3 (New Body)
11.	Secretary, Department of Justice and Community Safety	<b>Children, Youth and Families Act 2005 –</b> <ul style="list-style-type: none"> <li>● Sections 381(4)(g), 409F(2)(k) and 430I(4) in so far as those provisions relate to a statement that a person has an intellectual disability within the meaning of the <b>Disability Act 2006</b></li> </ul>	Secretary, Department of Families, Fairness and Housing
12.	Department of Families, Fairness and Housing	<b>Family Violence Protection Act 2008 –</b> <ul style="list-style-type: none"> <li>● Part 5A and section 210A</li> </ul>	Department of Families, Fairness and Housing, Department of Health, jointly and severally
13.	Secretary to the Department of Health	<b>Serious Offenders Act 2018 –</b> <ul style="list-style-type: none"> <li>● Section 3, definition of <i>responsible agency</i>, paragraph (b)</li> <li>● Part 19</li> </ul>	Secretary, Department of Families, Fairness and Housing, Secretary, Department of Health, jointly and severally
14.	Department of Health	<b>Serious Offenders Act 2018 –</b> <ul style="list-style-type: none"> <li>● Section 284(6), definition of <i>relevant person</i>, paragraphs (g) and (h)</li> </ul>	Department of Families, Fairness and Housing or Department of Health
15.	Secretary to the Department of Health	<b>Sex Offenders Registration Act 2004 –</b> <ul style="list-style-type: none"> <li>● Section 66M(2)</li> <li>● Section 66R(3)</li> </ul>	Secretary, Department of Families, Fairness and Housing, Secretary, Department of Justice and Community Safety, jointly and severally

Note: The Administration of Acts – General Order may be located at the Department of Premier and Cabinet’s website: <https://www.vic.gov.au/general-orders>.



**Cemeteries and Crematoria Act 2003****INCLUSION OF ADDITIONAL RESERVED CROWN LAND TO THE  
GEELONG EASTERN CEMETERY****Order in Council**

The Lieutenant-Governor, as the Governor's deputy, with the advice of the Executive Council orders that under section 4(4)(b) of the **Cemeteries and Crematoria Act 2003**, six parcels of land known as Crown allotments 2266, 2261, 2262, 2263, 2264 and 2265, City of Geelong, Parish of Corio, be included as additional reserved Crown land in public cemetery known as the Geelong Eastern Cemetery.

This order will take effect on the day it is published in the Government Gazette.

Dated: 16 March 2022

Responsible Minister:

MARTIN FOLEY MP

Minister for Health

ALEXANDRA DEBELJAKOVIC  
Clerk of the Executive Council

**Health Services Act 1988****MELBOURNE HEALTH AND THE ROYAL WOMEN'S HOSPITAL  
DECLARATION UNDER SECTION 11****Order in Council**

The Lieutenant-Governor, as the Governor's deputy, with the advice of the Executive Council, under section 11 of the **Health Services Act 1988** (the Act) by this Order declares that the provision of section 65T of the Act, that requires the board to consist of not more than 9 persons is not applicable to Melbourne Health and The Royal Women's Hospital, public health services listed in Schedule 5 of the Act.

This Order is subject to the condition that the board of directors of Melbourne Health and The Royal Women's Hospital shall consist of not more than 10 persons.

This declaration commences on 1 July 2022 and ceases as specified in the below table.

<b>Hospital</b>	<b>Date Declaration Ceases Effect</b>
Melbourne Health	1 July 2023
The Royal Women's Hospital	1 July 2024

Dated: 16 March 2022

Responsible Minister:

MARTIN FOLEY MP

Minister for Health

ALEXANDRA DEBELJAKOVIC  
Clerk of the Executive Council

This page was left blank intentionally

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

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

<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>
A	1–16	\$4.22
B	17–32	\$6.33
C	33–48	\$8.65
D	49–96	\$13.61
E	97–144	\$17.51
F	145–192	\$20.78
G	193–240	\$23.95
H	241–288	\$25.43
I	289–352	\$28.70
J	353–416	\$33.44
K	417–480	\$38.19
L	481–544	\$44.52
M	545–608	\$50.90
N	609–672	\$56.28
O	673–736	\$63.62
P	737–800	\$70.10
#Q	821–886	\$76.22
#R	887–950	\$81.29
#S	951–1016	\$86.83
#T	1017–1080	\$92.21
#U	1081–1146	\$97.75
#V	1147–1210	\$103.50
#W	1211–1276	\$108.88
#X	1277–1340	\$114.78
#Y	1341–1406	\$119.95

<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>
#Z	1407–1470	\$125.60
#ZA	1471–1536	\$131.56
#ZB	1537–1610	\$136.57
#ZC	1611–1666	\$142.32
#ZD	1667–1730	\$147.70
#ZE	1731–1796	\$153.66
#ZF	1797–1860	\$159.20
#ZG	1861–1926	\$164.42
#ZH	1927–1990	\$170.38
#ZI	1991–2056	\$175.76

\* All prices include GST  
# Printed as two volumes

# ive

The *Victoria Government Gazette* is published by IVE Group Limited with the authority of the Government Printer for the State of Victoria

© State of Victoria 2022

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

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

## How To Order



**Retail &  
Mail Sales**

**Victoria Government Gazette**  
Ground Floor, Building 8,  
658 Church Street,  
Richmond 3121

DX 106 Melbourne



**Telephone**

(03) 8523 4601

**email**

[gazette@ivegroup.com.au](mailto:gazette@ivegroup.com.au)

**Recommended Retail Price \$2.55 (includes GST)**