



Victoria Government Gazette

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No. G 42 Thursday 21 October 2010

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GENERAL

TABLE OF PROVISIONS

Private Advertisements		Orders in Council	2560
Dissolution of Partnership		Acts: Crown Land (Reserves); Electricity Industry;	
Lucerne Paddock	2526	Flora and Fauna;	
Montania Café Bar and Restaurant	2526	Land	
Estates of Deceased Persons		Obtainables	2572
Beck Legal Pty Ltd	2526		
Brooke Wegener	2526		
C. J. Southall	2526		
De Marco Lawyers	2526		
Dwyer Mahon & Robertson	2526		
Harris & Chambers Lawyers	2527		
J. A. Middlemis	2527		
Kim Bainbridge Legal Services Pty Ltd	2527		
Lachlan Partners Legal	2527		
Mahons with Yuncken & Yuncken	2527		
Mills Oakley Lawyers	2528		
Raelene A. Murley	2528		
Verna A. Cook	2528		
Wills & Probate Victoria	2529		
Wisewould Mahony	2529		
Sales by the Sheriff			
Zoi & Panagiota Papadopoulos	2529		
Proclamations	2530		
Government and Outer Budget Sector			
Agencies Notices	2532		

Advertisers Please Note

As from 21 October 2010

The last Special Gazette was No. 427 dated 20 October 2010.

The last Periodical Gazette was No. 1 dated 9 June 2010.

How To Submit Copy

- See our webpage www.gazette.vic.gov.au
 - or contact our office on 8523 4601
between 8.30 am and 5.30 pm Monday to Friday
-

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

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

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
MELBOURNE CUP HOLIDAY (Tuesday 2 November 2010)**

Please Note:

The Victoria Government Gazette for Melbourne Cup week (G44/10) will be published on **Thursday 4 November 2010**.

Copy deadlines:

Private Advertisements **9.30 am on Friday 29 October 2010**

Government and Outer
Budget Sector Agencies Notices **9.30 am on Monday 1 November 2010**

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

JENNY NOAKES
Government Gazette Officer

VICTORIA GOVERNMENT GAZETTE

Subscribers and Advertisers

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JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership existing between John Nagorcka, Diane Nagorcka, Patrick Keenan and Paul McGuire, carrying on business as Lucerne Paddock, has been dissolved as from 30 June 2010. This business will continue to be carried on by John Nagorcka.

DISSOLUTION OF PARTNERSHIP

In accordance with section 41 of the **Partnership Act 1958**, notice is hereby given that the partnership between Nicholas Yannas, Dalibor Ambros and George Dimitriadis, trading as Montania Cafe Bar and Restaurant, is dissolved effective 4 October 2010, and that Dalibor Ambros and George Dimitriadis will now continue to operate the business.

Re: JOHN EDWIN HARVEY, late of 45 Whitelaw Avenue, Delacombe, Victoria, quarry manager, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 June 2010, are required by the trustees, Beck Legal Pty Ltd, of 165–171 Hargreaves Street, Bendigo, Victoria, to send particulars to the trustees by 30 November 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

BECK LEGAL PTY LTD, lawyers,
165–171 Hargreaves Street, Bendigo, Vic. 3550.

MARKUS OTTO WEGENER, late of 12/105 Flinders Street, Thornbury, Victoria, cabinet maker.

Creditors, next-of-kin and all others having claims in respect of the deceased, who died on 30 July 2010, are required by the administrator, Brooke Renee Wegener, to send particulars of such claims to the said administrator, care of the undermentioned address, by 21 December 2010, after which date the administrator will distribute the assets, having regard only to the claims of which they have notice.

BROOKE WEGENER,
Care of Unit 2, 3 Asquith Street, Box Hill
South, Vic. 3128.

Re: Estate of IVY MARION LE PLASTRIER, deceased.

Creditors, next-of-kin and other persons having claims against the estate of IVY MARION LE PLASTRIER, late of 12 Jessamine Avenue, Windsor, in the State of Victoria, widow, deceased, who died on 24 July 2010, are required to send particulars of their claims to the executors, Michael John Le Plastrier and Michael Shane Le Plastrier, care of the undermentioned solicitors by 30 January 2011, after which date the executors will distribute the assets, having regard only for the claims of which they then have had notice.

C. J. SOUTHALL, solicitor,
191 Greville Street, Prahran 3181.

Re: ELENA FORNITO, late of 2 Lindsay Street, Glenroy, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 July 2010, are required by the trustee, Dino Fornito, to send particulars to the trustee, care of the undermentioned solicitors, within sixty days from the publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: Estate of TERENCE PETER BYRNE, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of TERENCE PETER BYRNE, late of 28 Learmonth Street, Charlton, Victoria, farmer, deceased, who died on 29 August 2009, are to send particulars of their claim to the executrix, care of the undermentioned legal practitioners, by 13 January 2011, after which the executrix will distribute the assets, having regard only to the claims of which she then has notice.

DWYER MAHON & ROBERTSON,
legal practitioners,
Beveridge Dome, 194–208 Beveridge Street,
Swan Hill 3585.

ISABELL LILLIAN CATHERY, late of 23 Barker Street, Cheltenham, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 September 2010, are required by the trustees, care of Harris & Chambers Lawyers of 4/250 Charman Road, Cheltenham 3192, to send particulars to them by 22 December 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

HARRIS & CHAMBERS LAWYERS,
4/250 Charman Road, Cheltenham 3192.

MYRTLE LILLIAN HUMPHREY, late of 22 Stuart Avenue, Cheltenham, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 August 2010, are required by the trustees, care of Harris & Chambers Lawyers of 4/250 Charman Road, Cheltenham 3192, to send particulars to them by 22 December 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

HARRIS & CHAMBERS LAWYERS,
4/250 Charman Road, Cheltenham 3192.

STEVEN FRANCIS NATOLI, late of Unit 1, 5A Rusden Street, Elsternwick, gaming supervisor, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 March 2010, are required by Janice Patricia Natoli and Jennifer Anne De Kuyper, the executors of the Will of the deceased, to send particulars of their claims to them, care of the undermentioned solicitor, by 21 December 2010, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

Re: BETTY LOUISA HILL, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 July 2010, are required by the trustee, Helen Davenport Cornish, to send particulars to her, care of the undersigned, by 22 December 2010, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

KIM BAINBRIDGE LEGAL SERVICES PTY LTD (t/as Garden & Green), lawyers,
4 McCallum Street, Swan Hill, Vic. 3585.

Re: CYNTHIA DE PUTRON GOSNEY, late of 11 Kent Avenue, Brighton 3186, retired.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 August 2010, are required by the executors, Pamela Anne Munro and Peter John Gosney, to send particulars of their claim to them, care of the undermentioned solicitors, by 21 December 2010, after which date the said executors may distribute the assets, having regard only to the claims of which they then have notice.

LACHLAN PARTNERS LEGAL,
Level 34, 360 Collins Street, Melbourne 3000.

Re: MARIA MURRA (also known as Mary Murra), late of 1 Wood Street, Balwyn 3103, home duties.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 April 2010, are required by the executor, Carmela Grazziana Miller, to send particulars of their claim to her, care of the undermentioned solicitors, by 21 December 2010, after which date the said executor may distribute the assets, having regard only to the claims of which she then has notice.

LACHLAN PARTNERS LEGAL, lawyers,
Level 34, 360 Collins Street, Melbourne 3000.

Re: HELEN LOUISA CHARLTON, late of Waverley Valley Aged Care, 29–33 Chesterville Road, Glen Waverley, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 June 2010, are required by the trustees, Robert William Charlton, Judith Lynn Charlton and Annette Louise Charlton, to send particulars to the trustees, care of the undermentioned solicitors, by 21 December 2010, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

MAHONS with Yuncken & Yuncken, solicitors,
178 Whitehorse Road, Blackburn 3130.
CD:2101148

JEAN PHILLIS FIELDING, late of Hilltop Aged Care Home, 10 Hotham Street, Preston, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 August 2010, are required by the executor, ANZ Trustees Limited (ACN 006 132 332), of 55 Collins Street, Melbourne, Victoria, to send particulars to it by 21 December 2010, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

MILLS OAKLEY LAWYERS,
530 Collins Street, Melbourne 3000.

Re: MARJORY ELIZABETH McGAAN SLATER, late of Unit 3, 29–31 Childers Street, Mentone, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 September 2010, are required by the executor, ANZ Trustees Limited (ACN 006 132 332), of 55 Collins Street, Melbourne, Victoria, to send particulars to it by 21 December 2010, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

MILLS OAKLEY LAWYERS,
530 Collins Street, Melbourne 3000.

Re: VALERIE MAY PETRUCCO, late of Unit 1, 18 Illoura Avenue, Ringwood East, Victoria, bank teller, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 September 2010, are required by the executors, ANZ Trustees Limited, ACN 006 132 332, of 55 Collins Street, Melbourne, Victoria, and Douglas Robin Watson, to send particulars to them by 21 December 2010, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

MILLS OAKLEY LAWYERS,
530 Collins Street, Melbourne 3000.

ANNETTE MARIE MARRINER, also known as Annette Marie Steele, late of 7 Candice Street, Kilmore, Victoria, gaming attendant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 May 2009, are required by the personal representative, Richard Garth Marriner, to send particulars to him, care of the undermentioned solicitors, by 3 January 2011, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

RAELENE A. MURLEY, solicitor,
14 McKeon Avenue, Pascoe Vale South 3044.

APRIL MARY GOLDSMITH (also known as April Mary Watkins).

Creditors, next-of-kin and others having claims against the estate of APRIL MARY GOLDSMITH, also known as April Mary Watkins, late of 349–351a North Road, Prahran, Victoria, retired, deceased, who died on 8 July 2010, are required to send particulars of their claims to the executors, care of the undermentioned solicitor, by 29 December 2010, after which date the executors will proceed to distribute the assets, having regard only to the claims of which they shall then have had notice.

VERNA A. COOK, solicitor,
5/8 St Andrews Street, Brighton 3186.

Re: HELEN MARY BROAD, late of 22 Empire Street, Mornington, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 May 2010, are required to send particulars of their claims to Equity Trustees Limited, of GPO Box 2307, Melbourne, Victoria 3001, by 21 January 2011, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

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

Re: MAVIS LEE, late of corner of Fairlie Street and Sommerville Road, Yarraville, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 September 2010, are required to send particulars of their claims to Equity Trustees Limited of GPO Box 2307, Melbourne, Victoria 3001, by 20 January 2011, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

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

Re: FRANCES ELIZABETH PLYMPTON (also known as Betty Plympton), late of Mayflower Community, 7 Centre Road, Brighton, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased who died on 28 August 2010, are required by Equity Trustees Limited, ACN 004 031 298, of Level 2, 575 Bourke Street, Melbourne, Victoria, to send particulars to it by 22 December 2010, after which date Equity Trustees Limited may convey or distribute the assets, having regard only to the claims of which it then has notice.

WISEWOULD MAHONY, solicitors,
419 Collins Street, Melbourne 3000.

In the Supreme Court of the State of Victoria
SALE BY THE SHERIFF

On Thursday 25 November 2010 at 2.30 pm in the afternoon at the Sheriff's Office, 80 Collins Street, Melbourne (unless process be stayed or satisfied).

All the estate and interest (if any) of Zoi Papadopoulos of Flat 2, 67–69 Moonya Road, Carnegie, joint proprietor with Panagiota Papadopoulos of an estate in fee simple in the land described on Certificate of Title Volume 09266 Folio 436 upon which is erected a dwelling known as Flat 2, 67–69 Moonya Road, Carnegie and Volume 9266 Folio 465 which is an accessory unit (carpark) known as accessory unit 31, 67–69 Moonya Road, Carnegie.

Registered Mortgage No W804002W and Owners Corporation plan No RP011841 affect the said estate and interest.

Payment Terms – Cash/Eftpos (Debit Cards only/no Credit Cards)/bank cheque or solicitors trust account cheque.

Note: Must be paid in full at the fall of the hammer.

There are no exceptions to these arrangements.

SW100031266

K. GRIFFIN
Sheriff's Office
Phone (03) 9947 1539

PROCLAMATIONS

Gambling Regulation Amendment (Licensing) Act 2010

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(1) of the **Gambling Regulation Amendment (Licensing) Act 2010**, fix 1 January 2011 as the day on which section 20 of that Act comes into operation.

Given under my hand and the seal of Victoria on 19th October 2010.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command
TONY ROBINSON
Justice Legislation Further Amendment
Act 2010

Justice Legislation Further Amendment Act 2010

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(8) of the **Justice Legislation Further Amendment Act 2010**, fix 1 November 2010 as the day on which Divisions 3 and 7 of Part 5 of that Act come into operation.

Given under my hand and the seal of Victoria on 19th October 2010.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command
BOB CAMERON
Minister for Emergency Services

Justice Legislation Further Amendment Act 2010

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(6) of the **Justice Legislation Further Amendment Act 2010**, fix 28 October 2010 as the day on which Part 7 of that Act comes into operation.

Given under my hand and the seal of Victoria on 19th October 2010.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command
ROB HULLS
Attorney-General

Justice Legislation Further Amendment Act 2010

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(8) of the **Justice Legislation Further Amendment Act 2010**, fix 1 November 2010 as the day on which Part 10 of that Act comes into operation.

Given under my hand and the seal of Victoria on 19th October 2010.

(L.S.) DAVID DE KRETSER
Governor
By His Excellency's Command
ROB HULLS
Attorney-General

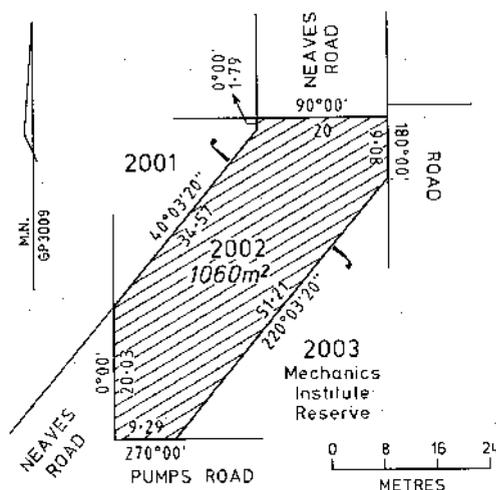
Land Act 1958

PROCLAMATION OF ROAD

I, David de Kretser, Governor of Victoria with the advice of the Executive Council and under section 25(3)(c) of the **Land Act 1958** proclaim as road the following land:

MUNICIPAL DISTRICT OF THE LATROBE CITY COUNCIL

CALLIGNEE – The land being Crown Allotment 2002, Township of Callignee, Parish of Callignee as indicated by hatching on plan GP3009 hereunder. – (GP3009) – (Rs 1399)



GP 3009

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

Given under my hand and the seal of Victoria on 19th October 2010.

(L.S.) DAVID DE KRETSEK
Governor
By His Excellency's Command
GAVIN JENNINGS, MLC
Minister for Environment and
Climate Change

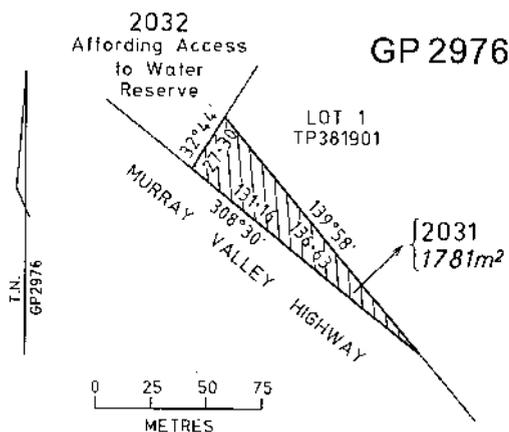
Land Act 1958

PROCLAMATION OF ROAD

I, David de Kretser, Governor of Victoria with the advice of the Executive Council and under section 25(3)(c) of the **Land Act 1958** proclaim as road the following land:

MUNICIPAL DISTRICT OF THE GANNAWARRA SHIRE COUNCIL

GUNBOWER WEST – The land being Crown Allotment 2031, Parish of Gunbower West as indicated by hatching on plan GP2976 hereunder. – (GP2976) – (Rs 5165)



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

Given under my hand and the seal of Victoria on 19th October 2010.

(L.S.) DAVID DE KRETSEK
Governor
By His Excellency's Command
GAVIN JENNINGS, MLC
Minister for Environment and
Climate Change

Road Legislation Miscellaneous Amendments Act 2010

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(1) of the **Road Legislation Miscellaneous Amendments Act 2010** –

- (a) fix 1 November 2010 as the day on which that Act (except sections 5, 14, 21, 23 and 24(3)) comes into operation; and
- (b) fix 25 October 2010 as the day on which section 24(3) of that Act comes into operation; and
- (b) fix 12 December 2010 as the day on which sections 14 and 21 of that Act come into operation.

Given under my hand and the seal of Victoria on 19th October 2010.

(L.S.) DAVID DE KRETSEK
Governor
By His Excellency's Command
TIM PALLAS
Minister for Roads and Ports

Transport Legislation Amendment (Hoon Boating and Other Amendments) Act 2009

PROCLAMATION OF COMMENCEMENT

I, David de Kretser, Governor of Victoria, with the advice of the Executive Council and under section 2(3) of the **Transport Legislation Amendment (Hoon Boating and Other Amendments) Act 2009**–

- (a) fix 1 November 2010 as the day on which sections 3, 10, 12 to 14 and Part 4 of that Act come into operation; and
- (b) fix 31 December 2010 as the day on which section 20(5) and section 22(4) of that Act come into operation.

Given under my hand and the seal of Victoria on 19th October 2010

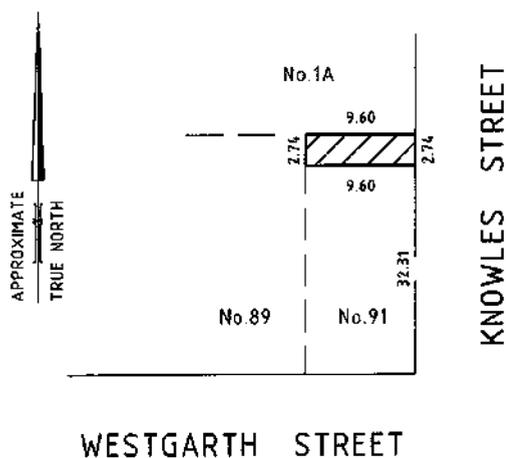
(L.S.) DAVID DE KRETSEK
Governor
By His Excellency's Command
TIM PALLAS
Minister for Roads and Ports

GOVERNMENT AND OUTER BUDGET SECTOR AGENCIES NOTICES

DAREBIN CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Darebin City Council, at its ordinary meeting held on 20 September 2010, formed the opinion that the road adjoining 89 and 91 Westgarth Street and 1A Knowles Street, Northcote, which is shown by hatching on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road and to sell the land from the road by private treaty to the adjoining property owner at 89 Westgarth Street, Northcote.



RASIAH DEV
Chief Executive



Meeting Procedure Local Law No. 1 of 2010

Notice is given pursuant to section 119(3) of the **Local Government Act 1989** that the Greater Dandenong City Council, at its ordinary Meeting of Council held on 11 October 2010, resolved to adopt a local law titled Meeting Procedure Local Law No. 1 of 2010.

The following information about the Local Law is provided in accordance with section 119 of the **Local Government Act 1989**:

Purpose

The purpose of the Meeting Procedure Local Law No.1 of 2010 is to:

- regulate proceedings and provide for orderly and fair conduct at all Council meetings, Special Committee meetings, Advisory Committee meetings, and other meetings conducted by or on behalf of Council where Council has resolved that the provisions of this Local Law are to apply; and
- maintain open, efficient and effective processes of the government of the Council and assist with keeping the preparation of the agenda consistent from meeting to meeting; and
- regulate proceedings for the election of the Mayor and Chairpersons of various committees; and
- regulate the use and prohibit unauthorised use of the common seal; and
- revoke Council's Meeting Procedure Local Law No. 1 of 2008.

General Purport of the Local Law

The Meeting Procedure Local Law:

- governs the conduct at meetings of the Council or Special Committees;
- creates an offence to use the Council seal without authority; and
- regulates the proceedings for the election of the Mayor.

A copy of the Meeting Procedure Local Law No. 1 of 2010 may be obtained from the City of Greater Dandenong Customer Service Centres at 397–405 Springvale Road, Springvale; 39 Clow Street, Dandenong; Shop A7, Parkmore Shopping Centre, Keysborough; and on Council's website, www.greaterdandenong.com



Public Notice

Extension of Restrictions Relating to
Alcoholic Beverages

In accordance with clause 86(2) of its Community Local Law ('the Local Law'), Hobsons Bay City Council ('the Council') will trial an extension to the following designated areas in which no person may, at any time from 12.01 am on Wednesday 1 December 2010, for five months until Saturday 30 April 2011, consume any alcoholic beverage or have in his or her possession any alcoholic beverage in an unsealed container.

The Council now gives notice that the areas so designated are as follows:

Altona along Pier Street from Railway Street South to Civic Parade, between Romawi and Bayview Streets.

Williamstown along the Esplanade from Bayview Street to Thompson Street, including all public areas south of the footpath to the waters of Port Phillip Bay and bounded to the north by Railway Place including the Williamstown Beach Railway Station.

Laverton to include Woods Street, Thomas Street, Maher Road and Hickey Street.

In accordance with section 224A of the **Local Government Act 1989**, any member of the Victoria Police is authorised to enforce clause 86 of the Local Law in the designated area.

Any queries should be directed to the Health and Regulatory Services Department on 9932 1000.

BILL JABOOR
Chief Executive Officer

Planning and Environment Act 1987
STONNINGTON PLANNING SCHEME
Notice of Preparation of Amendment
Amendment C117
Authorisation A01769

The Stonnington City Council has prepared Amendment C117 to the Stonnington Planning Scheme.

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

The Amendment proposes to confirm permanent heritage protection to the following precincts:

- HO396 (Sorrett Avenue Precinct), including part of Sorrett Avenue, Malvern;
- HO397 (Sutherland Road Precinct), including part of Sutherland Road, Armadale; and
- extension to existing HO136 (Hampden Road Precinct), including parts of Hampden Road and Dandenong Road, Armadale.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Stonnington City Council, corner Chapel and Greville Streets, Prahran; and at the Department of Planning and Community Development website, www.dpcd.vic.gov.au/planning/publicinspection

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

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearings held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submission made. For further information on Council's Privacy Policy please call 8290 1333 or visit Council's website, www.stonnington.vic.gov.au

The closing date for submissions is Friday 26 November 2010. A submission must be sent to City Strategy, City of Stonnington, PO Box 21, Prahran 3181.

STEPHEN LARDNER
Manager City Strategy

Planning and Environment Act 1987

WHITEHORSE PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C129

Authorisation A01697

Whitehorse City Council has prepared Amendment C129 to the Whitehorse Planning Scheme.

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

The land affected by the Amendment is 28–44 (evens only) William Street, Box Hill.

The Amendment proposes to apply Heritage Overlay to the William Street Heritage Precinct, being nine (9) properties located at 28–44 (evens only) William Street, Box Hill, and make consequential changes to the Local Planning Policy Framework.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours at Whitehorse Civic Centre, 379–397 Whitehorse Road, Nunawading; and at the Department of Planning and Community Development website, www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is Friday 19 November 2010. A submission must be sent to Elizabeth McIntosh, Senior Strategic Planner, Whitehorse City Council, Locked Bag 2, Nunawading DC, Victoria 3131.

JULIE REID
General Manager
City Development

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 22 December 2010, 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.

ALLENDER, Josephine Mary, also known as Josephine Allender, late of Room 413, Central Park, 101 Punt Road, Windsor, Victoria 3181, pensioner, deceased, who died on 23 June 2010.

ALLPRESS, Ronald George, late of 22 Paisley Street, Newborough, Victoria 3825, retired, deceased, who died on 8 July 2010.

BADER, Emanuel, late of 27 Lavington Street, Inverloch, Victoria 3996, pensioner, deceased, who died on 11 June 2010.

BAKER, Ivy Margaret, also known as Ivy Baker, late of Apartment 44, Upper 3 Brewer Road, Brighton East, Victoria 3187, deceased, who died on 7 June 2010.

BOUGHTON, Keith Nile, late of Tanderra Hostel, 141 Highfield Road, Camberwell, Victoria 3124, pensioner, deceased, who died on 25 July 2010.

CLARKE, Lorna Elvie, late of Waldreas Village, 211 Wantirna Road, Ringwood, Victoria 3134, retired, deceased, who died on 18 July 2010.

DONALDSON, Mollie Elinor Josephine, formerly of Unit 5, Lower Heidelberg Road, East Ivanhoe, Victoria 3079, but late of Broughton Hall, 2 Berwick Street, Camberwell, Victoria 3124, retired, deceased, who died on 23 September 2010.

LAWRENCE, Christine, also known as Christine Annette Lawrence, late of Unit 10, 1 Grece Park Avenue, Springvale, Victoria 3171, other professional, deceased, who died on 21 July 2010.

MENTIPLAY, Linda May, formerly of St Paul's Court, 13 Nolan Street, Frankston, Victoria 3199, but late of Darvall Lodge Nursing Home, 521 Princes Highway, Noble Park, Victoria 3174, deceased, who died on 12 April 2010.

RISHWORTH, Joyce Florence, late of Darlingford Nursing Home, 3 High Street, Eildon, Victoria 3713, pensioner, deceased, who died on 29 August 2010.

ROBINSON, Shannon, late of Oak Towers Aged Care, 139 Atherton Road, Oakleigh, Victoria 3166, home duties, deceased, who died on 12 November 2009.

WOOLGAR, Annie Dorothy, also known as Dorothy Woolgar, formerly of 83 Carnish Road, Clayton, Victoria 3168, but late of Belvedere Aged Care, 41–43 Fintonia Road, Noble Park, Victoria 3174, deceased, who died on 8 September 2010.

Dated 13 October 2010

ROD SKILBECK
Manager
Client Services

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, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 23 December 2010, 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.

BARCLAY, Valma Betty, late of Flat 7, 44 Bayley Street, Alexandra, Victoria 3714, pensioner, deceased, who died on 13 May 2010.

BOWEN, William Norman Walter, late of 246 Wells Road, Chelsea Heights, Victoria 3196, deceased, who died on 1 August 2010.

BOYLE, Dorothy Gibson, late of 243 Springvale Road, Nunawading, Victoria 3131, pensioner, deceased, who died on 10 June 2010.

CHARLTON, Barbara Lyn, late of Unit 1, 1 Carmyle Avenue, Toorak, Victoria 3142, deceased, who died on 29 August 2010.

GILES, Rowena Lesley, late of 6 Kurrajong Court, Benalla, Victoria 3672, pensioner, deceased, who died on 12 September 2010.

HANLIN, Albert Robertson, late of Unit 7, 37 Tranmere Avenue, Carnegie, Victoria 3163, deceased, who died on 27 April 2010.

HUNTER, Ronald Francis, late of Monda Lodge Hostel, 32–36 McGregor Avenue, Healesville, Victoria 3777, pensioner, deceased, who died on 3 September 2010.

LATHAM, Valerie Jane, late of Darvall Lodge, 521 Princes Highway, Noble Park, Victoria 3174, pensioner, deceased, who died on 30 August 2010.

LEWIS, Lloma Lesley, late of Bupa Care Services, 256–260 Station Street, Edithvale, Victoria 3196, deceased, who died on 1 August 2010.

MINJA, Jai, late of Tinboli Village, Ebc Mission Wewak, East Sepik Province, Papua New Guinea, deceased, who died on 22 September 2008.

SERWIN, Kwirena, late of Craigcare Nursing Home, 23–25 Parkhill Drive, Berwick, Victoria 3806, pensioner, deceased, who died on 31 May 2010.

SEYFANG, Mary Pauline, late of 5 Cahill Street, Aitkenvale, Qld 4814, medical laboratory manager, deceased, who died on 12 March 2010.

STRACHAN, Ellen Margaret, also known as Ella Strachan, late of 9 Glen Road, Ashburton, Victoria 3147, deceased, who died on 5 August 2010.

WASHFOLD, Olive Edith, late of Country Club Lodge, 111 Country Club Drive, Safety Beach, Victoria 3936, home duties, deceased, who died on 4 June 2010.

Dated 14 October 2010

ROD SKILBECK
Manager
Client Services

Associations Incorporation Act 1981

SUB-SECTION 36E(5)

Notice is hereby given that the incorporation of the associations mentioned below is cancelled in accordance with section 36E(5) of the **Associations Incorporation Act 1981**.

Devenish & District Playgroup Inc.

Dated 18 October 2010

DAVID BETTS
Deputy Registrar of Incorporated Associations
PO Box 4567
Melbourne, Vic. 3001

Co-operatives Act 1996**KNOX GARDENS PRIMARY SCHOOL
CO-OPERATIVE LTD**

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

Dated at Melbourne 18 October 2010

CLAIRE NOONE
Director
Consumer Affairs

Associations Incorporation Act 1981**SUB-SECTION 36E(5)**

Notice is hereby given that the incorporation of the associations mentioned below is cancelled in accordance with section 36E(5) of the **Associations Incorporation Act 1981**.

China Business Focus Australia Inc.; Portland Model Railway Club Inc.; The 200 Club Inc.; Cardinia Public Hall Committee Inc.; Whitehorse Benevolent Society Inc.; The Australian Arti Per Via Street Theatre Association Inc.; Auslanka Music and Drama Circle Inc.; Woodstock Cricket Club Inc.; Grampians Rose and Garden Club Inc.; Know The Odds Inc.; Tungamah Angling Club Inc.; Ridley College Students Club Inc.; Harbard Street Kindergarten Inc.; Kids for Saving Earth Inc.; Concerned Individuals and Parents Advocacy on Intellectual Disability Inc.; Warrandyte/Park Orchards Branch Blue Light Disco Inc.; Caulfield Rovers Soccer Club Inc.; Foundation for Personal Growth Inc.; Whitfield Kindergarten Inc.; St. Andrew's Ladies' Pipe Band Inc.; Austrian Choir Inc.; Boeing Reserve Senior Citizens Club Inc.; Ironbark Christian School Gardening Club Inc.; The Black Skivvy Film Society Inc.; Casurina Healing Sanctuary Inc.; South East Asian Assistance Committee Inc.; Victorian Elizabeth Duck Club

Inc.; Carmelcare for the Aged and Afflicted Inc.; Colac Leisure Runners Inc.; C.A.S.P.A. Association of Victoria Inc.; En Famille Inc.; Club Terrace Hall Association Inc.; V.M.D. Group Inc.; Burmese Chin Youth United Inc.; Petanque Victoria Inc.; Coburg Softball Club Inc.; Quambatook Garden Centre Inc.; Fish Creek South Gippsland Netball Club Inc.; RU 12 Inc.; Kristy's Riding School Inc.

Dated 21 October 2010

DAVID BETTS
Deputy Registrar of Incorporated Associations
PO Box 4567
Melbourne, Victoria 3001

Building Act 1993**BUILDING REGULATIONS 2006**

Notice of Accreditation

Pursuant to Part 14 of the Building Regulations 2006 a Certificate of Accreditation (Number V10/03A) has been issued to RMAX Pty Ltd, 2-4 Mephan Street, Maribyrnong, Victoria 3032, by the Building Commission for the RMAX Orangeboard External Polystyrene Insulated Cladding System.

The Building Regulations Advisory Committee appointed under Division 4 of Part 12 of the **Building Act 1993**, after examination of an application for the accreditation of RMAX Orangeboard External Polystyrene Insulated Cladding System as suitable for use as a wall cladding system in Class 1 and associated Class 10 buildings, has determined that RMAX Orangeboard External Polystyrene Insulated Cladding System complies with the following Performance Requirements:

P2.1 and P2.2.2 of Volume Two

of the Building Code of Australia 2010, as adopted by the Building Regulations 2006, to the extent that those Clauses refer to the structural stability, resistance to wind action and rainwater action, and weatherproofing of the system.

Conditions for use are provided on the Certificate.

COLIN McBURNEY
Secretary
Building Regulations Advisory Committee

Children's Services Act 1996

NOTICE OF EXEMPTION

Under section 29A(2) of the **Children's Services Act 1996**, the Secretary, Department of Education and Early Childhood Development, hereby declares that the Pangerang Community House, licence ID 3644, is exempt from the qualified staff member requirements as set out in regulations 55(2)(a)(ii), 55(2)(b)(ii) and 55(3) of the Children's Services Regulations 2009.

This exemption remains in force until 31 December 2010 unless revoked earlier.

Dated 11 October 2010

PETER DAWKINS
Secretary
Department of Education
and Early Childhood Development

Children, Youth and Families Act 2005

Pursuant to section 520A(2) of the **Children, Youth and Families Act 2005**, I assign the following magistrates to the Neighbourhood Justice Division of the Children's Court of Victoria:

Amanda Jane Chambers

Caitlin Creed English

Dated 8 October 2010

JUDGE PAUL GRANT
President
Children's Court of Victoria

County Court Act 1958

COUNTY COURT SITTINGS 2011

Notice is given of the sitting of the County Court of Victoria to be held at each of the undermentioned places to commence on 1 January 2011:

Bairnsdale, Ballarat, Bendigo, Geelong, Hamilton, Horsham, Melbourne, Mildura, Morwell, Sale, Shepparton, Wangaratta, Warrnambool, Wodonga.

MICHAEL ROZENES
Chief Judge
of the County Court of Victoria

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: Australian Sex Party – Victoria.

Dated 12 October 2010

S. H. TULLY
Victorian Electoral Commission

Environment Protection Act 1970WASTE MANAGEMENT POLICY
(SITING, DESIGN AND MANAGEMENT
OF LANDFILLS)

The Waste Management Policy (Siting, Design and Management of Landfills) was declared on Tuesday 14 December 2004.

The policy incorporates a document entitled 'Best Practice Environmental Management – Siting, Design, Operation and Rehabilitation of Landfills'.

This document has been amended and republished (EPA Victoria, Publication 788.1, September 2010). Copies of this incorporated document have been lodged with the Clerks of the Parliaments.

Copies of the incorporated document are available for inspection at EPA Victoria, Level 3, 200 Victoria St, Carlton 3000, telephone (03) 9695 2766.

For more information contact the EPA Information Centre on (03) 9695 2722.

GAVIN JENNINGS, MP
Minister for Environment and Climate Change

Conservation, Forests and Lands Act 1987**NOTICE OF MAKING OF A LAND MANAGEMENT CO-OPERATIVE AGREEMENT**

Notice is given under section 80 of the **Conservation, Forests and Lands Act 1987** that a Land Management Co-operative Agreement has been entered into by the Secretary to the Department of Sustainability and Environment with the following landowners.

A copy of the Agreement is available for public inspection between the hours of 9.00 am and 5.00 pm at Biodiversity and Ecosystem Services Branch, Department of Sustainability and Environment, Level 2, 8 Nicholson Street, East Melbourne 3002, and at the relevant regional Department of Sustainability and Environment office.

Registered Proprietor	Site Location	Title Details – Volume/Folio	Dealing No. of Agreement
Ballarat Office	402–406 Mair Street, Ballarat 3350		
David John Peddie	Lots 1 and 2 on Title Plan 608903E, Parish of Trewalla	08601/954	AH467955V
Dunkeld Pastoral	Lot 1 of Title Plan 334213G, Parish of Moutajup	08067/341	AH509619J
Dunkeld Pastoral	Lot 1 of Title Plan 334213G, Parish of Moutajup	08067/341	AH509592C
Dunkeld Pastoral	Lot 2 on Plan of Subdivision 505276S, Parish of Dunkeld	10659/021	AH509492G
Bendigo Office	Corner Midland Highway and Taylor Street, Bendigo 3351		
C. B. Holdings (Vic.) Pty Ltd	Lot 4 on Plan of Subdivision 076012, Parish of Nenandie	08680/583	AH467912Q
Giuseppe Bruno Perri	Crown Allotment 29S Section A, Parish of Boola Boloke	08242/664	AH501981J
Box Hill Office	30 Prospect Street, Box Hill 3128		
Wilhelm and Irene Veit	Lot 2 on Plan of Subdivision 207450F, Parish of Nangana	09750/456	AH467883U
Traralgon Office	71 Hotham Street, Traralgon 3844		
Bland Dairies Pty Ltd	Lot 1 on Title Plan 084955Y, Parish of Wonga Wonga South	10139/463	AH467989C
K. and R. J. Matthews Quarries Pty Ltd	Lot 1 on Plan of Subdivision 619476X, Parish of Woodside	11111/359	AH468053J

Dated 21 October 2010

GREG WILSON
Secretary
Department of Sustainability and Environment

Fisheries Act 1995

FISHERIES NOTICE NO. 12/2010

I, Anthony Hurst, Executive Director Fisheries Victoria, as delegate of the Minister for Agriculture, make the following Fisheries Notice:

Dated 8 October 2010

ANTHONY HURST
Executive Director Fisheries Victoria

FISHERIES (RECREATIONAL BAIT NET) NOTICE NO. 12/2010

1. Title

This Notice may be cited as the Fisheries (Recreational Bait Net) Notice No. 12/2010

2. Objectives

The objective of this Notice is to provide increased protection for recreational bait resources in Sydenham Inlet and Tamboon Inlet.

3. Authorising provision

This Notice is made under sections 114(1) and 152(1)(f) of the **Fisheries Act 1995**.

4. Commencement

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

5. Definitions

In this Notice:

‘**Regulations**’ means the Fisheries Regulations 2009.

‘**recreational bait net**’ has the same meaning as in regulation 5 of the Regulations.

6. Prohibition on use or possession of recreational bait nets

For the purposes of section 114 of the Act, the use or possession of a recreational bait net in or on any of the waters of Sydenham Inlet or Tamboon Inlet is prohibited.

Note: A failure to comply with this prohibition is an offence under section 114(3) of the **Fisheries Act 1995**. A maximum penalty of 100 penalty units or 6 months imprisonment or both applies.

7. Revocation

Unless sooner revoked, this Notice will be automatically revoked 12 months after the day on which it comes into operation.

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.

Place Name	Proposer & Location
Aitken Creek Primary School	Department of Education and Early Childhood Development. A new school entity to be located at Grevillea Street, Craigieburn 3064.
Truganina South Primary School	Department of Education and Early Childhood Development. A new school entity to be located at Parkvista Drive, Truganina 3029.
Cranbourne East Primary School	Department of Education and Early Childhood Development. A new school entity to be located at Bowyer Avenue, Cranbourne East 3977.
Cranbourne East Secondary College	Department of Education and Early Childhood Development. A new school entity to be located at Stately Drive, Cranbourne East 3977.
Kororoit Creek Primary School	Department of Education and Early Childhood Development. A new school entity to be located at Tenterfield Drive, Burnside Heights 3023.
Lyndhurst Primary School	Department of Education and Early Childhood Development. A new school entity to be located at Brookwater Parade, Lyndhurst 3975.
Ouyen P-12 College	Department of Education and Early Childhood Development. A new school entity formed by the merger of Ouyen Primary School and Ouyen Secondary College; to be located at Fuller Street, Ouyen 3490.

Office of Geographic Names

c/- **LAND VICTORIA**

17th Floor

570 Bourke Street

Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

Housing Act 1983LAND THE DIRECTOR OF HOUSING IS DEEMED TO HAVE AN INTEREST IN
UNDER SECTION 107 OF **THE HOUSING ACT 1983**

Rural Housing Network Limited

I, Margaret Crawford, Director of Housing (the Director), hereby issue the following declaration pursuant to section 107 of the **Housing Act 1983** (the Act).

In accordance with a Funding Deed dated 23 October 2007 between the Director and Rural Housing Network Limited the following land is land in which the Director is deemed to have an interest in under section 107 of the Act.

Volume	Folio	Address
10828	761	102 High Street, Beechworth
10828	762	104 High Street, Beechworth
11209	219	Unit 1, 30 Murchison Street, Broadford
11209	220	Unit 2, 30 Murchison Street, Broadford
11209	221	Unit 3, 30 Murchison Street, Broadford

Dated 12 October 2010

Signed at Melbourne in the State of Victoria
MARGARET CRAWFORD
Director of Housing

Land Acquisition and Compensation Act 1986

FORM 7

S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Minister for Planning declares that by this notice he acquires the following interest in the land described as Lot 2 on Plan of Subdivision 004812A, being the whole of the land in Certificate of Title Volume 10255, Folio 848 and known as 56 Blair Street, Broadmeadows, Vic. 3047.

Interest Acquired: the estate in fee simple of Traviatar Pty Ltd, care of Corcoran & Associates Proprietary Limited, Unit 3, 128–130 High Street Road, Ashwood, Vic. 3147 and all and any other interests.

Published with the authority of the Minister for Planning, care of Property and Commercial Development Branch, Department of Transport, Level 16, 121 Exhibition Street, Melbourne, Victoria 3000.

Dated 21 October 2010

For and on behalf of
JUSTIN MADDEN MLC
Minister for Planning
Signed TIM CULLINAN
Director
Property and Commercial Development

Land Acquisition and Compensation Act 1986FORM 7 S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Minister for Planning declares that by this notice he acquires the following interest in the land described as Lot 2 on Title Plan 004934K, being the whole of the land in Certificate of Title Volume 10264, Folio 337 and known as 61 Blair Street, Broadmeadows.

Interest Acquired: the estate in fee simple of Yakka Pty Ltd, care of 290 Burwood Road, Hawthorn, and all and any other interests.

Published with the authority of the Minister for Planning, care of Property and Commercial Development Branch, Department of Transport, Level 16, 121 Exhibition Street, Melbourne, Victoria 3000.

Dated 21 October 2010

For and on behalf of
JUSTIN MADDEN MLC
Minister for Planning

Signed TIM CULLINAN
Director

Property and Commercial Development

Land Acquisition and Compensation Act 1986FORM 7 S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Minister for Planning declares that by this notice he acquires the following interest in the land described as Lot 1 on Title Plan 004934K, being the whole of the land in Certificate of Title Volume 10264, Folio 336 and known as 72 Railway Crescent, Broadmeadows, Vic. 3047.

Interest Acquired: the estate in fee simple of Peuker & Alexander Pty Ltd, cnr King William Street and Railway Crescent, Broadmeadows, and all and any other interests.

Published with the authority of the Minister for Planning, care of Property and Commercial Development Branch, Department of Transport, Level 16, 121 Exhibition Street, Melbourne, Victoria 3000.

Dated 21 October 2010

For and on behalf of
JUSTIN MADDEN MLC
Minister for Planning

Signed TIM CULLINAN

Director

Property and Commercial Development

Land Acquisition and Compensation Act 1986FORM 7 S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Minister for Planning declares that by this notice he acquires the following interest in the land described as Lot 1 and 2 on Plan of Subdivision 058107, being the whole of the land in Certificates of Title Volume 09670, Folio 996 and Volume 08529, Folio 531 and known as 58–60 King William Street, Broadmeadows.

Interest Acquired: the estate in fee simple of Elfield Oaks Pty Ltd, and Embridge Pines Pty Ltd, care of 72 Railway Crescent, Broadmeadows, Vic. 3047 and all and any other interests.

Published with the authority of the Minister for Planning, care of Property and Commercial Development Branch, Department of Transport, Level 16, 121 Exhibition Street, Melbourne, Victoria 3000.

Dated 21 October 2010

For and on behalf of
JUSTIN MADDEN MLC
Minister for Planning

Signed TIM CULLINAN
Director

Property and Commercial Development

Magistrates' Court Act 1989NOTICE SPECIFYING MAGISTRATES
ASSIGNED TO THE NEIGHBOURHOOD
JUSTICE CENTRE

Pursuant to section 4M(3) of the **Magistrates' Court Act 1989**, I assign the following magistrates to the Neighbourhood Justice Division of the Magistrates' Court of Victoria:

Amanda Jane Chambers
Caitlin Creed English
Franz Johann Holzer

Dated 8 October 2010

IAN L GRAY
Chief Magistrate

**Marine Act 1988**

SECTION 15 NOTICE

I, Diane Julie Bates, the Director Maritime Safety (as delegate of the Director, Transport Safety), on the recommendation of Vincent Wright, Manager of Operations Bays and Maritime Division, Parks Victoria (Waterway Manager for the Yarra River upstream of the Designated Port of Port Phillip), hereby give notice under Section 15(1) of the **Marine Act 1988** that:

1. from 8.45 pm on Saturday 30 October 2010 until 9.45 pm on Saturday 30 October 2010, bathing and the operation of vessels (including anchoring, mooring or allowing a vessel to lie), excepting Parks Victoria vessels and those vessels involved in the presentation of the Diwali Festival Fireworks Display, is prohibited on the waters of the Yarra River between:
 - (a) the downstream edge of Princess Bridge; and
 - (b) the upstream edge of Federation Wharf.
2. At the completion of the event and/or as determined and announced by Parks Victoria, the waters will revert to the provisions of Schedule 3 contained in Notice No. 1 made under subsection 15(2) of the **Marine Act 1988**.

Reference No.459/2010

Dated 19 October 2010

DIANE JULIE BATES
Director Maritime Safety

**Marine Act 1988**

SECTION 15 NOTICE

I, Diane Julie Bates, the Director Maritime Safety (as delegate of the Director, Transport Safety), on the recommendation of Vincent Wright, Manager of Operations Bays and Maritime Division, Parks Victoria (Waterway Manager for the Yarra River upstream of the Designated Port of Port Phillip), hereby give notice under Section 15(1) of the **Marine Act 1988** that:

1. From 11.30 am to 12 noon and 2.30 pm to 3.00 pm on Sunday 24 October 2010, bathing and the operation of vessels (including anchoring, mooring or allowing a vessel to lie), excepting Parks Victoria vessels, those vessels involved in the Community Safety Day demonstrations and those vessels approved by Parks Victoria to transit the zone, is prohibited on the waters of the Yarra River between:
 - (a) the upstream edge of Charles Grimes Bridge; and
 - (b) a line extending from a point on the shore at 114° 56.500E, 37° 49.300S to a point on the shore at 144° 56.470E, 37° 49.338S.
2. From 11.30 am to 12 noon and 2.30 pm to 3.00 pm on Sunday 24 October 2010, vessels involved in the Community Safety Day demonstrations are:
 - (a) excluded from the requirements of Clause 1 in Schedule 3 of Notice No. 1 under Section 15(2) of the **Marine Act 1988**;
 - (b) excluded from the requirements of Clause 3(a) in Schedule 3 of Notice No. 1 under Section 15(2) of the **Marine Act 1988**;

- (c) excluded from the requirements of Clause 2(c) of Notice No. 1 under section 15(2) of the **Marine Act 1988**; and
- (d) subject to a maximum speed limit of 15 knots.
3. At the completion of the event and/or as determined and announced by Parks Victoria, the waters will revert to the provisions of Schedule 3 contained in Notice No. 1 made under subsection 15(2) of the **Marine Act 1988**.

Reference No. 460/2010

Dated 19 October 2010

DIANE JULIE BATES
Director Maritime Safety



Marine Act 1988
SECTION 15 NOTICE

I, Diane Julie Bates, the Director Maritime Safety (as delegate of the Director, Transport Safety) on the recommendation of Steve Crawcour, Director, Strategic and Community Development, Shire of Strathbogie (the Waterway Manager for the Goulburn River between Hughes Creek and the Goulburn Weir including the waters of Lake Nagambie), hereby give notice under subsection 15(1) of the **Marine Act 1988** that –

1. For the periods listed in Table A below, the operation of vessels is prohibited on the following waters of Schedule 91 contained in Notice No. 1 made under section 15(2) of the **Marine Act 1988**:
- (a) Goulburn River from the upstream boundary of the 5 knot speed restriction zone adjacent to Tahbilk Winery described in Item 4(a)(iii), to the upstream boundary of the 5 knot zone adjacent to the Nagambie Lakes Leisure Park described in Item 4(a)(iv); and
- (b) Lake Nagambie within Furlong Cove, west of a 'Waters Closed' buoy (adjacent to the rowing compound);
- excluding –
- (i) vessels involved with the event listed in Table A of this Notice; and
- (ii) vessels operated by the Shire of Strathbogie.

Table A

Dates	Event	Closure Period
Saturday 23 October 2010	Head of the Goulburn	8.30 am to 1.00 pm

2. Vessels authorised by the Shire of Strathbogie as rescue vessels for the event listed in Table A are excluded from clauses 2(a) and 2(c) as detailed in Notice No. 1 under section 15(2) of the **Marine Act 1988**.
3. At the completion of the event detailed in Table A, or as determined and announced by the Shire's Director, Strategic and Community Development, authorised by the Strathbogie Shire Council, the waters will revert to the provisions of Schedule 91 contained in Notice No. 1 made under subsection 15(2) of the **Marine Act 1988**.

Reference No. 458/2010

Dated 12 October 2010

DIANE JULIE BATES
Director Maritime Safety

Road Management Act 2004

SCHEDULE 4 CLAUSE 5

Designation of Tow-Away Areas

Clause 5 of Schedule 4 to the **Road Management Act 2004** provides a State road authority with the power to move or impound any vehicle that is causing an unlawful obstruction, is unlawfully parked or left standing in an area designated by the Minister, and to charge the owner of the vehicle a fee up to the amount of the fee set for the purposes of clause 4(1)(c) of Schedule 4 to the **Road Management Act 2004**.

For the purpose of these provisions, I, Tim Pallas, Minister for Road and Ports, revoke the designated areas contained in the reservations of the arterial roads listed in the Government Gazette S245/2008 as tow-away areas.

For the purpose of these provisions, I, Tim Pallas, Minister for Road and Ports, designate the areas contained in the reservations of the arterial roads listed below as tow-away areas. (Note that changes from the list in Gazette Notice S245/2008 are shown as bold text.)

City of Banyule

Bell Street between Waterdale Road and Darebin Creek
Burke Road North between Lower Heidelberg Road and the Yarra River
Heidelberg Road between Darebin Creek and Upper Heidelberg Road
Livingstone Street between Darebin Creek and Waterdale Road
Upper Heidelberg Road between Lochabar Court and Heidelberg Road

City of Bayside

St Kilda Street between Head Street and Bay Street

City of Boroondara

Barkers Road between Burke Road and Victoria Street
Burke Road between Whitehorse Road and Victoria Road
Burwood Road between Camberwell Road and Church Street
Camberwell Road between Harold Street and Burwood Road
Canterbury Road between Burke Road and Balwyn Road
Cotham Road between High Street and Burke Road
Denmark Street between Wellington Street and Stevenson Street
Doncaster Road between Burke Road and Osburn Avenue
High Street between Denmark Street and Burke Road
High Street South between Barkers Road and Denmark Street
Riversdale Road between Power Street and Butler Street
Studley Park Road between Johnston Street and High Street
Toorak Road between Monash Freeway and Glen Iris Road
Whitehorse Road between Burke Road and Jersey Street

City of Darebin

Albert Street between Dundas Street and Murray Road
Bell Street between Darebin Creek and **Merri Creek**
Darebin Road between Station Street and Ford Crescent
Heidelberg Road between Merri Creek and Darebin Creek
High Street between Normanby Road and Darebin Road
Murray Road between Albert Street and Plenty Road
Plenty Road between Dundas Street and Wood Street
Spring Street between Murray Road and Regent Street
St Georges Road between Elm Street and Merri Creek
St Georges Road between Smith Street and Murray Road
Station Street between Darebin Road and Dundas Street

City of Glen Eira

Dandenong Road between Alma Road and Orrong Road
Hotham Street between Inkerman Street and Glen Eira Road

City of Hobsons Bay

Melbourne Road between Newcastle Street and Westgate Freeway

City of Maribyrnong

Ashley Street between Sunshine Road and Western Highway (Ballarat Road)
Ballarat Road between the Maribyrnong River and Melon Street
Churchill Avenue between Ashley Street and Ballarat Road
Geelong Street between Geelong Road and Sunshine Road
Hampstead Road between Mitchell Street and Williamson Road
Hopkins Street between Whitehall Street and Moore Street
Raleigh Road between Clyde Street and Wests Road
Sunshine Road between Geelong Street and Quarry Road
Wests Road between Raleigh Road and Williamson Road
Williamstown Road between Somerville Road and Westgate Freeway

City of Melbourne

Alexandra Avenue between St Kilda Road and Swan Street (Olympic Boulevard)

Cemetery Road East between Lygon Street and Swanston Street
City Road between Power Street and St Kilda Road
Dynon Road between the Maribyrnong River and Dryburgh Street
Flemington Road between Peel Street and Racecourse Road
Hoddle Street between Bridge Road and Victoria Parade
King Street between Dudley Street and Flinders Street
Peel Street between Flemington Road and Dudley Street
Princes Street between Nicholson Street and Lygon Street
Punt Road between High Street and Bridge Road
Smithfield Road between Racecourse Road and the Maribyrnong River
Spencer Street between Flinders Street and La Trobe Street
Toorak Road between Walsh Street and Punt Road
Victoria Parade between Clarendon Street and Nicholson Street
Victoria Street between Elizabeth Street and Spring Street

City of Moonee Valley

Ascot Vale Road between Maribyrnong Road and Moonee Street
Buckley Street between Hoffmans Road and Lincoln Road
Canning Street between the Maribyrnong River and Military Road
Mt Alexander Road between Ascot Vale Road and Tullamarine Freeway
Pascoe Vale Road between Kilburn Street and Buckley Street

City of Moreland

Bell Street between Moonee Ponds Creek and Sydney Road

Holmes Street between Albion Street and Moreland Road
Melville Road between Irvine Street and Dawson Street
Nicholson Street between Bell Street and Moreland Road
Nicholson Street between Holden Street and Blyth Street
Sydney Road between Bakers Road and Brunswick Road

City of Port Phillip

Barkly Street between Blessington Street and St Kilda Road
Beaconsfield Parade between Pier Road and Kerford Road
Brighton Road between Carlisle Street and Glenhuntly Road
Dandenong Road between Orrong Road and Chapel Street
High Street between Punt Road and St Kilda Road
Hotham Street between Dandenong Road and Inkerman Street
Jacka Boulevard between Fitzroy Street and Cavell Street
Marine Parade between Cavell Street and Glenhuntly Road
Ormond Esplanade between Glenhuntly Road and St Kilda Street
Punt Road between Albert Street and High Street
St Kilda Road between Union Street and Lorne Street
Union Street between Queens Road and St Kilda Road

City of Stonnington

Alexandra Avenue between Williams Road and Punt Road
Chapel Street between Alexandra Avenue and Toorak Road
Commercial Road between Chapel Street and Punt Road
Dandenong Road between Chapel Street and Railway Avenue
High Street between Malvern Road and Punt Road
Malvern Road between Burke Road and Chapel Street
Orrong Road between Dandenong Road and Toorak Road
Punt Road between the Yarra River and Albert Street
Toorak Road between Punt Road and Monash Freeway
Wattletree Road between Burke Road and Dandenong Road
Williams Road between Dandenong Road and Alexandra Avenue

City of Yarra

Alexandra Parade between Charlotte Street and Wellington Street
Bridge Road between Hoddle Street and Yarra Boulevard
Brunswick Street between Alexandra Parade and Freeman Street
Heidelberg Road between Queens Parade and Darebin Creek
Hoddle Street between Queens Parade and Bridge Road
Johnston Street between Nicholson Street and Studley Park Road
Nicholson Street between boundary with City of Moreland and Holden Street
Punt Road between Bridge Road and the Yarra River
St Georges Road between Brunswick Street North and Merri Creek
Swan Street between Punt Road and Wallen Road
Victoria Parade between Wellington Street and Cromwell Street
Victoria Street between Hoddle Street and Barkers Road

Dated 5 October 2010

TIM PALLAS MP
Minister for Roads and Ports

Water Act 1989

GOULBURN–MURRAY RURAL WATER CORPORATION

Notice of Resolution to unite the Campaspe Irrigation District and the
Goulburn–Murray Irrigation District

Take notice that Goulburn–Murray Rural Water Corporation, in accordance with section 122Y of the **Water Act 1989**, passed a resolution at its Board Meeting on 12 October 2010 as follows:

Goulburn–Murray Rural Water Corporation resolves –

1. That the Campaspe Irrigation District and the Goulburn–Murray Irrigation District being irrigation districts under its management and control be united in accordance with section 122Y of the **Water Act 1989**; and
2. The united irrigation district be known as the Goulburn–Murray Irrigation District.

Water Act 1989ORDER FOR AMENDMENT OF TRADING RULES FOR DECLARED WATER SYSTEMS
(4% EXEMPTIONS – ON-FARM EFFICIENCIES)**Title**

1. This Order is called the Order for Amendment of Trading Rules for Declared Water Systems (4% Exemptions – On-Farm Efficiencies).

Purpose

2. The purpose of this amendment is to allow exemptions to Rule 25 (the 4% rule) for transfers of water shares to the State Owned Enterprise for Irrigation Modernisation in Northern Victoria (NVIRP) as the result of achievement of on-farm efficiencies. This will make transfers to NVIRP consistent with transfers to the Commonwealth of Australia (the ‘Commonwealth’) for the same purpose.

Authorising Provision

3. I, Tim Holding, Minister for Water, in accordance with sections 33AZ(2) and 64AZ(2) of the **Water Act 1989**, make the following Order to amend the Trading Rules for Declared Water Systems:

Under Rule 25A, in part (b):

- (a) After the words ‘the Commonwealth’ insert –
‘ or the State Owned Enterprise for Irrigation Modernisation in Northern Victoria (NVIRP)’
- (b) After the words ‘of Commonwealth’ insert –
‘ or NVIRP’
- (c) After ‘efficiencies’ delete –
‘; or’
and insert –
‘; and’
(i) exemptions given under sub-rule (b) to NVIRP do not exceed a volume of five gigalitres; or’

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

Dated 1 October 2010

TIM HOLDING MP
Minister for Water

Water Act 1989

BULK ENTITLEMENT (APOLLO BAY) REVOCATION ORDER 2010

I, Tim Holding, Minister for Water, as Minister administering the **Water Act 1989**, by Order revoke the Bulk Entitlement (Apollo Bay) Amendment Order 2003.

1. Citation

This Order may be cited as the Bulk Entitlement (Apollo Bay) Revocation Order 2010.

2. Empowering Provisions

This Order is made under section 42 of the **Water Act 1989** and section 27 of the **Interpretation of Legislation Act 1984**.

3. Commencement

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

4. Preliminary

Barwon Water has been granted the Bulk Entitlement (Apollo Bay) Order 2010, which replaces the Bulk Entitlement (Apollo Bay) Amendment Order 2003.

5. Purpose

The purpose of this Order is to revoke the Bulk Entitlement (Apollo Bay) Amendment Order 2003.

6. Revocation of Bulk Entitlement Order

The Bulk Entitlement (Apollo Bay) Amendment Order 2003 is hereby revoked.

Dated 13 October 2010

Responsible Minister
TIM HOLDING MP
Minister for Water

Water Act 1989

BULK ENTITLEMENT (APOLLO BAY) ORDER 2010

I, Tim Holding, under the Provisions of the **Water Act 1989**, make the following Order:

1. Citation

This Order may be cited as the Bulk Entitlement (Apollo Bay) Order 2010.

2. Empowering Provisions

This Order is made under section 43 of the **Water Act 1989**.

3. Commencement

This Order comes into operation on the day published in the Government Gazette.

4. Definitions

In this Order –

‘**Act**’ means the **Water Act 1989**;

‘**annual entitlement**’ means the total amount of water which the Authority may take from the System in any year;

‘**Authority**’ means the Barwon Region Water Corporation;

‘**Barham Valley Reservoir**’ means any storage constructed to augment the System;

‘**CMA**’ means Corangamite Catchment Management Authority;

‘**entitlement**’ means the rights to water as specified in this Order and under the Act;

‘**GDA**’ means Geocentric Datum of Australia;

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

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

‘**Otway Coast Basin Water Accounts**’ means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Otway Coast Basin, with the terms of their bulk entitlements or licences;

‘**monitoring flow**’ means the flow below the Paradise stream gauge on the East Barham River (gauge no. 235233A; GDA coordinates: –38.75613, 143.62465);

‘**ML**’ means megalitre(s);

‘**Resource Manager**’ means any person appointed by the Minister to do all or any of the tasks set out in sub-clause 11.1;

‘**Specified Point A**’ is the Authority’s Barham River (West Branch) Diversion Weir (GDA co-ordinates: –38.7331, 143.5971);

‘**Specified Point B**’ is the Authority’s pump station on the Barham River below the confluence of the East and West Barham Rivers (GDA co-ordinates: –38.76694, 143.63694);

‘**System**’ means the Apollo Bay Water Supply System comprising –

- (a) the Barham River (West Branch) Diversion Weir;
- (b) the Barham River pump inlet; and
- (c) the associated supply works including pump stations, pipelines, two off-stream reservoirs (Marengo and Barham Valley) and the Apollo Bay treatment plant;

‘**waterway**’ means the Barham River, including the East and West branches;

‘**year**’ means the 12 months commencing 1 July.

5. Granting of a Bulk Entitlement

The Authority's entitlement to take water from the waterway is granted on the conditions set out in this Order.

6. Bulk Entitlement

The Authority may take the share of flow in the waterway specified in clause 7, up to a maximum of 800 ML in any year.

7. Share of Flow

7.1 The Authority may take a share of the flow in the waterway from Specified Point A and Specified Point B under the conditions specified in Schedule 1.

7.2 The Authority must not take, as part of its bulk entitlement, any flow in the waterway, which is being transferred by the holder of –

- (a) any other bulk entitlement or licence held by another person; or
- (b) any licence –

to a transferee under the Act.

8. Environmental Obligations

8.1 The Authority, in consultation with the CMA, must prepare, within 6 months of the date of this Order, the Authority's program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes –

- (a) impacts on the bed and banks of waterway in the vicinity of the Authority's works; and
- (b) operational practices to remove silt from works; and
- (c) operational practices to manage the water quality in works in the waterway.

8.2 The Authority, in consultation with the CMA, must update the program in sub-clause 8.1 within 6 months of works being decommissioned or new works being commissioned.

8.3 The Minister may–

- (a) approve any programs proposed under sub-clauses 8.1 and 8.2; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority–
 - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
 - (ii) to propose an amended program to the Minister.

8.4 The Authority, must at its cost–

- (a) implement the approved program; and
- (b) keep a record of all work undertaken under paragraph (a).

9. Metering Program

9.1 The Authority must propose to the Minister by 6 November 2010, an updated metering program to demonstrate the Authority's compliance with its bulk entitlement under this Order.

9.2 The Minister may –

- (a) approve the program referred to under sub-clause 9.1; or
- (b) require the Authority to amend the proposed program; or
- (c) not approve the proposed program.

9.3 The Minister may at any subsequent time, require the Authority to –

- (a) review the program if, in the Minister's opinion, it is, at any time, no longer appropriate; and
- (b) propose an amended program to the Minister.

- 9.4 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister –
- (a) implement and maintain the approved metering program; and
 - (b) maintain metering equipment and associated measurement structures in good condition; and
 - (c) ensure that metering equipment is periodically re-calibrated; and
 - (d) if rating curves are used to calculate flows, ensure that the curves are regularly checked and, if necessary, revised; and
 - (e) keep a record of all work undertaken under paragraphs (b), (c) and (d).

10. Reporting Requirements

- 10.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) the monitoring flow;
 - (b) the daily amount of water taken from waterway under this bulk entitlement at the Specified Point A and Specified Point B;
 - (c) the approval, amendment and implementation of programs and proposals under clauses 8 and 9;
 - (d) the annual amount of water taken under this bulk entitlement;
 - (e) any temporary or permanent transfer of all or part of this bulk entitlement;
 - (f) any bulk entitlement or licence temporarily or permanently transferred to the Authority with respect to the System;
 - (g) any amendment to this bulk entitlement;
 - (h) any new bulk entitlement granted to the Authority with respect to the System;
 - (i) any failure by the Authority to comply with any provision of this bulk entitlement;
 - (j) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed.
- 10.2 The Minister may require the Authority to report on all or any of the matters set out in sub clause 10.1 –
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
 - (b) within 14 days of receiving the Minister’s written request.
- 10.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in sub-clause 10.1, except paragraphs (a) and (b).
- 10.4 The Resource Manager may require the Authority to report, from time to time, on all or any of the matters set out in sub-clause 10.1.
- 10.5 Any report under sub-clause 10.4 must be made –
- (a) in such form as may be agreed between the Authority and the Resource Manager; and
 - (b) unless the Authority and the Resource Manager agree otherwise –
 - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in paragraphs (a) and (b) of sub-clause 10.1; or
 - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in paragraph (c) to (j) of sub-clause 10.1

11. Resource Manager

- 11.1 Subject to sub-clause 12.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to –
- (a) prepare the Otway Coast Basin Water Accounts; and
 - (b) report on whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
 - (c) report on disputes between entitlement holders in the Otway Coast Basin; and
 - (d) report on significant unauthorised uses of water in the Otway Coast Basin; and
 - (e) co-ordinate the process for application and implementation of any qualification of rights to water made by the Minister during periods of declared water shortage under section 33AAA of the Act.
- 11.2 Subject to sub-clause 11.3, the proportion of the costs referred to in sub-clause 11.1 is to be determined by the Resource Manager.
- 11.3 Where the Resource Manager provides a regulated service for the purposes of section 4A of the **Water Industry Act 1994**, the charges to be paid by the Authority to the Resource Manager are to be determined by the Essential Services Commission in accordance with Part 1A of the **Water Industry Act 1994**.

12. Duty to Keep Accounts and Fix Proportions

- 12.1 The Authority is not obliged to make any payment to the Resource Manager under clause 11 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.
- 12.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to sub-clause 11.1.
- 12.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in sub clause 11.1.
- 12.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.

13. Duty to Make Payments

Any amount payable by the Authority under sub-clause 11.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and Resource Manager agree otherwise.

14. Data

- 14.1 Subject to sub-clause 9.1, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.
- 14.2 The Authority must make available data collected for the purpose of the metering program and reporting under clauses 9 and 10 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

15. Dispute Resolution

- 15.1 If a difference or dispute arises between the Authority and the Resource Manager concerning the interpretation or application of this Order, a party may give written notice to the other party requiring the matter to be determined by an independent expert.
- 15.2 The notice requiring that the matter be determined by independent expert may only be given 14 days after the matter has arisen. The independent expert may only commence to determine the matter a further 14 days after the giving of that notice.

- 15.3 The independent expert will be either –
- (a) a person agreed to by the parties to the difference or dispute; or
 - (b) if the parties cannot agree, a person nominated by the President of the Institute of Arbitrators and Mediators, Australia.
- 15.4 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.
- 15.5 The independent expert must send a copy of the conclusion and the supporting reasons to each party to the difference or dispute.
- 15.6 In any difference or dispute to which the Minister is a party –
- (a) the independent expert must express the conclusion as a recommendation; and
 - (b) the Minister must consider any recommendation made under paragraph (a) before deciding whether there are grounds for issuing a notice of contravention under section 47A of the Act
- 15.7 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.
- 15.8 The Authority may request the Minister to determine the apportionment of the costs of and incidental to every reference, including the costs of the independent expert.

Dated 13 October 2010

Responsible Minister
TIM HOLDING MP
Minister for Water

SCHEDULE 1 – SHARE OF FLOW CONDITIONS

1. Specified Point A

Until the earlier of the date the Barham Valley Reservoir is filled to 25% capacity or 30 June 2014, the Authority may take a share of the flow in the waterway at the Specified Point A, calculated as follows:

- (a) from 1 April to 31 January
 - (i) when $F \leq 1.2$ ML/day
 $E = F$
 - (ii) when $F > 1.2$ ML/day
 $E = 1.2$ ML/day
- (b) from 1 February to 31 March
 - (i) when $F \leq 1.0$ ML/day
 $E = F$
 - (ii) when $F > 1.0$ ML/day
 $E = 1.0$ ML/day

where –

- ‘E’ means the Authority’s entitlement; and
‘F’ means the flow immediately upstream of the weir;

and

2. Specified Point B

The Authority may take a share of the flow in the waterway at Specified Point B, calculated as follows:

- (a) from 1 November to 30 April
 - (i) when $F < 6.6$ ML/day,
 $E = 0$, and
 - (ii) when 6.6 ML/day $< F < 10$ ML/day,
 $E = F - 6.6$ ML/day;
 - (iii) when 10 ML/day $< F < 15$ ML/day, and F has not exceeded 10 ML/day for 10 days more than three times since 1 November that year,
 $E = F - 10.0$ ML/day;
 - (iv) when 10 ML/day $< F < 11.6$ ML/day, and F has exceeded 10 ML/day for 10 days more than three times since 1 November that year,
 $E = F - 6.6$ ML/day;
 - (v) when $F > 11.6$ ML/day, and F has exceeded 10 ML/day for 10 days more than three times since 1 November that year,
 $E = 5$ ML/day;
 - (vi) when $F > 15$ ML/day,
 $E = 5$ ML/day;
- (b) from the 1 May to 31 October
 - (i) when $F < 24$ ML/day,
 $E = 0$, and
 - (ii) when 24 ML/day $< F < 34$ ML/day,
 $E = F - 24$ ML/day;
 - (iii) when 34 ML/day $< F < 47$ ML/day,
 $E = 10.0$ ML/day;
 - (iv) when 47 ML/day $< F < 57$ ML/day, and F has not exceeded 47 ML/day for 7 days more than three times since 1 May that year
 $E = F - 47$ ML/day;
 - (v) when $F > 47$ ML/day, and F has exceeded 47 ML/day for 7 days more than three times since 1 May that year
 $E = 10$ ML/day;
 - (vi) when $F > 57$ ML/day;
 $E = 10$ ML/day

where –

‘E’ means the Authority’s entitlement; and

‘F’ means the flow past the Paradise stream gauge (235233A) on the East Barham River less any water being transferred under sub-clause 7.2.

Planning and Environment Act 1987CENTRAL GOLDFIELDS
PLANNING SCHEMENotice of Approval of Amendment
Amendment C20

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

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

The Amendment corrects errors in the Central Goldfields Planning Scheme by:

- inserting Clause 34.05 into the planning scheme, containing the provisions of the Business 5 Zone;
- amending Planning Scheme Map No. 7ESO to delete Schedule 1 to the Environmental Significance Overlay from the area surrounding the Maryborough Wastewater Treatment Plant, applying Schedule 2 to the Environmental Significance Overlay to the area surrounding the Maryborough Wastewater Treatment Plant and deleting Schedule 3 to the Environmental Significance Overlay from land near the Maryborough Airport;
- inserting a new Map No. 7DDO into the planning scheme to apply Schedule 2 to the Design and Development Overlay to land near the Maryborough Airport;
- inserting a new Schedule 2 to the Design and Development Overlay into the planning scheme ordinance at Clause 42.01; and
- amending the Schedule to Clause 61.03 to reorder the maps comprising part of the planning scheme and by including a new Map No. 7DDO.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the Central Goldfields Shire Council, 12–22 Nolan Street, Maryborough and at the Department of Planning and Community Development website, www.dpcd.vic.gov.au/planning/publicinspection

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987

EAST GIPPSLAND PLANNING SCHEME

Notice of Approval of Amendment
Amendment C95

The Minister for Planning has approved Amendment C95 to the East Gippsland Planning Scheme.

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

The Amendment introduces an Incorporated Document at clause 52.03 ‘Specific sites and exclusions’ of the East Gippsland Planning Scheme. The Incorporated Document introduces flood management performance measures which will apply to the Lakes Entrance Business District.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the East Gippsland Shire Council, 273 Main Street, Bairnsdale.

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987

GREATER GEELONG PLANNING SCHEME

Notice of Approval of Amendment
Amendment C146

The Minister for Planning has approved Amendment C146 to the Greater Geelong Planning Scheme.

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

The Amendment rezones land at 99–113 and 115–129 Jetty Road, 19–49 Thomas Street, and 86–90 and 94–116 Central Road, Clifton Springs from Rural Living Zone to Residential 1 Zone, and introduces and applies Development Plan Overlay Schedule 23 to the land.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Greater Geelong City Council, 131 Myers Street, Geelong Vic 3220.

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987
GREATER GEELONG PLANNING SCHEME

Notice of Approval of Amendment
Amendment C169

The Minister for Planning has approved Amendment C169 to the Greater Geelong Planning Scheme.

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

The Amendment updates various Zone and Overlay Maps, and also the Heritage Overlay Schedule, in relation to certain land that has been declared under the **Road Management Act 2004**.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Greater Geelong City Council, 131 Myers Street, Geelong.

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987

GREATER GEELONG PLANNING SCHEME

Notice of Approval of Amendment
Amendment C235

The Minister for Planning has approved Amendment C235 to the Greater Geelong Planning Scheme.

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

The Amendment removes the Public Acquisition Overlay 7 from part of the land at 42–50 Melaluka Road, Leopold and rezones the land owned by Barwon Water from Farming Zone to Public Use Zone 1 – Service & Utility to facilitate the construction of a new pump station, including a new emergency storage facility and associated infrastructure on the land.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Greater Geelong City Council, 131 Myers Street Geelong.

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987

LATROBE PLANNING SCHEME

Notice of Approval of Amendment
Amendment C14

The Minister for Planning has approved Amendment C14 to the Latrobe Planning Scheme.

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

The Amendment implements key findings of the Latrobe City Heritage Study 2010 by adding heritage places and precincts of local significance to the Heritage Overlay and making changes to the Municipal Strategic Statement at Clause 21.04. The Amendment makes the Latrobe City Heritage Study Volume 3: Heritage Place & Precinct Citations 2010 and the Latrobe

City Heritage Overlay Incorporated Plan Planning Permit Exemptions and Application Requirements Incorporated Documents listed in Clause 81.01.

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

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987

MACEDON RANGES PLANNING SCHEME

Notice of Approval of Amendment

Amendment C68

Authorisation A01715

The Minister of Planning has approved Amendment C68 to the Macedon Ranges Planning Scheme.

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

The Amendment:

1. rezones the rear portion of Lots 60, 64, 65, 68 and 69 PS 432506G and Lots 513, 514, 515, 516, 517, 518, and 519 PS 534632H Parish of Gisborne from Rural Conservation Zone 4 to Residential 1 Zone;
2. rezones a small portion at the north-west corner of Lot A PS302693G Parish of Gisborne from Residential 1 Zone to Rural Conservation Zone 4;
3. rezones Reserve 2 PS 432506G Parish of Gisborne (Certificate of Title Volume 10799 Folio 436) from Rural Conservation Zone 4 to Public Park and Recreation Zone;
4. rezones the westernmost part of Lot 5 on LP205979, Robertson Street, Gisborne from Rural Conservation 4 to Public Park and Recreation Zone;
5. rezones the western two-thirds of Crown Allotment 19B, Parish of Gisborne, from Public Park and Recreation Zone to Public Conservation and Resource Zone;

6. rezones Crown Allotment 19C Parish of Gisborne from Public Use Zone 6 (Local Government) to Public Conservation and Resource Zone;
7. rezones 21 Webb Court, New Gisborne, Crown Allotment 19D (Reserve); and Crown Allotment 61A from Rural Living Zone 1 to Public Park and Recreation Zone;
8. rezones the southern half of Webb Court, New Gisborne from Rural Living Zone 1 to Residential 1 Zone;
9. rezones 20 Robertson Street, Gisborne, being Lot 1 LP 98085, Parish of Gisborne, from Public Park and Recreation Zone to Business 1 Zone;
10. rezones Crown Allotments 7B, 7C, 7D, and 7E Section 2, Parish of Newham, from Rural Conservation Zone to Public Park and Recreation Zone.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Macedon Ranges Shire Council, 40 Robertson Street, Gisborne and 129 Mollison Street, Kyneton.

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987

WEST WIMMERA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C21

Authorisation No. A01620

The West Wimmera Shire Council has approved Amendment C21 to the West Wimmera Planning Scheme.

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

The land affected by the Amendment is land in Kaniva known as Lots 1 and 2, LP79602, and Lot 2 LP 146368, Crown Allotments 41, Section A, Parish of Kaniva.

The Amendment was approved by the West Wimmera Shire Council on 7 October 2010 in accordance with authorisation given by the Minister under Section 11(1) of the **Planning & Environment Act 1987**. The authorisation has not been withdrawn.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and at the offices of the West Wimmera Shire Council, 49 Elizabeth Street, Edenhope.

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987

WHITTLESEA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C131

The Minister for Planning has approved Amendment C131 to the Whittlesea Planning Scheme.

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

The Amendment:

- rezones land at:
 - 102–120 Cooper Street, Epping from the Industrial 1 Zone to the Mixed Use Zone;
 - 8/500–510 High Street, Epping from the Business 4 Zone to the Mixed Use Zone;
 - 719 High Street, Epping from the Industrial 3 Zone to the Business 1 Zone;
 - 522–528 High Street, Epping from the Business 4 Zone to the Mixed Use Zone;
- introduces Schedule 10 to the Design and Development Overlay over the sites; and
- introduces the Environmental Audit Overlay over the sites.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the City of Whittlesea, 25 Ferres Boulevard, South Morang.

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

Planning and Environment Act 1987

YARRA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C126

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

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

The Amendment introduces the Public Acquisition Overlay to land at 182–186 St Georges Road, Fitzroy North.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Yarra City Council, 333 Bridge Road, Richmond.

PETER ALLEN
Executive Director
Statutory Planning Systems Reform
Department of Planning
and Community Development

ORDERS IN COUNCIL

Crown Land (Reserves) Act 1978

NOTICE OF INTENTION TO REVOKE TEMPORARY RESERVATIONS

Order in Council

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

ARARAT – The temporary reservation by Order in Council of 16 December 1969 of an area of 8.24 hectares of land in Section 81A, Township of Ararat, Parish of Ararat as a site for State (Technical) School purposes, revoked as to part by Order in Council of 1 June 1999 so far as the balance remaining. – (Rs 9118)

GELLIBRAND – The temporary reservation by Order in Council of 22 April 1958 of an area of 8246 square metres of land in the Township of Gellibrand, Parish of Yaughar as a site for State School purposes. – (Rs 7718)

LILYDALE – The temporary reservation by Order in Council of 3 July 1866 of an area of 4047 square metres, more or less, of land formerly being Crown Allotments 7 and 8 of Section 3, Township of Lilydale, Parish of Yering as a site for Police purposes, revoked as to part by various Orders in Council, so far as the balance remaining. – (Rs 1749)

LILYDALE – The temporary reservation by Order in Council of 16 July 1974 of an area of 1560 square metres, more or less, of land being Crown Allotment 12 of Section 3, Township of Lilydale, Parish of Yering as a site for Public purposes (Police purposes). – (Rs 1749)

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

Dated 19 October 2010

Responsible Minister

GAVIN JENNINGS

Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

REVOCATION OF TEMPORARY RESERVATIONS

Order in Council

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

BOGA and LAKE BOGA – The temporary reservation by Order in Council of 24 December 1895 of an area of Crown land in the Parish of Boga and Township of Lake Boga [being the bed of Lake Boga and the unappropriated Crown land situate within a distance of 3 chains (60.35 metres)] as a site for Water Supply purposes, revoked as to part by Order in Council of 17 December 1901 so far as the balance remaining. – (0102798)

KUNAT KUNAT – The temporary reservation by Order in Council of 18 March 1902 of an area of 8.9 hectares, more or less, of land in the Parish of Kunat Kunat as a site for Road Purposes. – (Rs 06287)

LAKE BOGA – The temporary reservation by Order in Council of 18 September 1923 of an area of 4.874 hectares, more or less, of land in the Township of lake Boga, Parish of Kunat Kunat as a site for a Public Park, so far only as the portion containing 1.7 hectares, more or less, being Crown Allotment 2004, Township of Lake Boga, Parish of Kunat Kunat as shown hatched on Plan No. LEGL./10-233 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (Rs 2824)

DROMANA – The temporary reservation by Order in Council of 27 June 1864 of an area of 2.61 hectares of land in the Township of Dromana, (formerly Parish of Kangerong) as a site for Carriage-road to the Dromana Park and Cemetery, revoked as to part by Order in Council of 31 March 1942 so far as the balance remaining. – (1202487)

GUNBOWER WEST – The temporary reservation by Order in Council of 27 October 1879 of an area of 19.43 hectares, more or less, of land in the Parishes of Cohuna and Gunbower West [formerly Parish of Gunbower] as a site for affording access to Water, revoked as to part by Order in Council of 21 August 1974 so far only as the portion containing 1781 square metres being Crown Allotment 2031, Parish of Gunbower West as indicated by hatching on plan published in the Government Gazette of 2 September 2010 page 1937. – (Rs 5165)

KOROROIT – The temporary reservation by Order in Council of 27 January 1868 of an area of 4047 square metres, more or less, of land in the Parish of Kororoit (formerly being part Crown Allotment 4, Section 3) as a site for Common School purposes. – (Rs 4791)

SALE – The temporary reservation by Order in Council of 17 September 1946 of an area of 7082 square metres, more or less, of land in the Parish of Sale as a site for Public purposes (plantation), less any authorised excisions, so far only as the portion containing 531 square metres shown as Parcel No. 73 on Roads Corporation Plan No. SP 22165. – (Rs 5874)

SALE – The temporary reservation by Order in Council of 5 March 2002 of an area of 5.666 hectares of land being Crown Allotment 3, Section 11, Township of Sale, Parish of Sale as a site for Public purposes (Caravan Park and Tourist Information Centre), so far only as the portion containing 293 square metres shown as Parcel No. 75 on Roads Corporation Plan No. SP 22165. – (15/05329)

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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

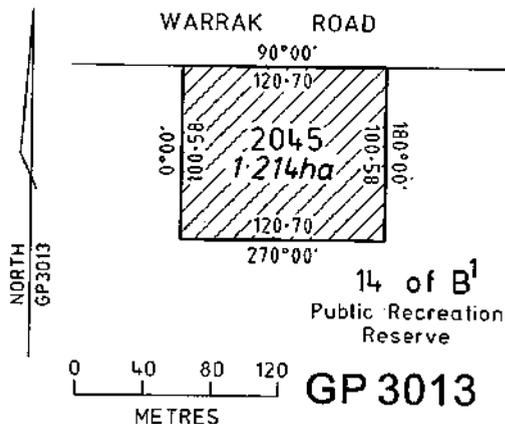
MATTHEW McBEATH
Clerk of the Executive Council

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

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

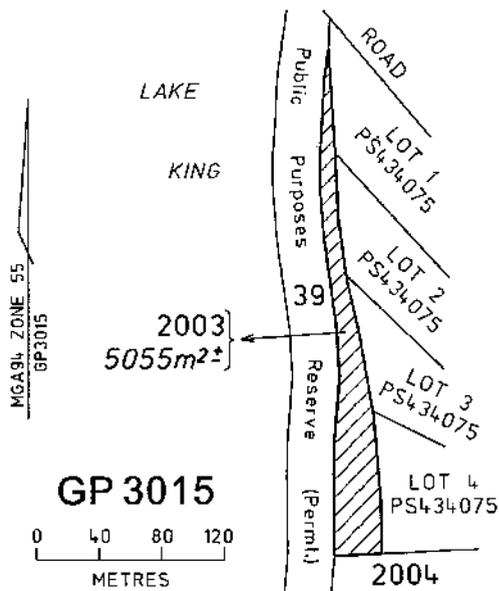
MUNICIPAL DISTRICT OF THE
RURAL CITY OF ARARAT

ARARAT – Public purposes (Prison purposes), 1.214 hectares, being Crown Allotment 2045, Parish of Ararat, as indicated by hatching on plan GP3013 hereunder. – (GP3013) – (2018794)



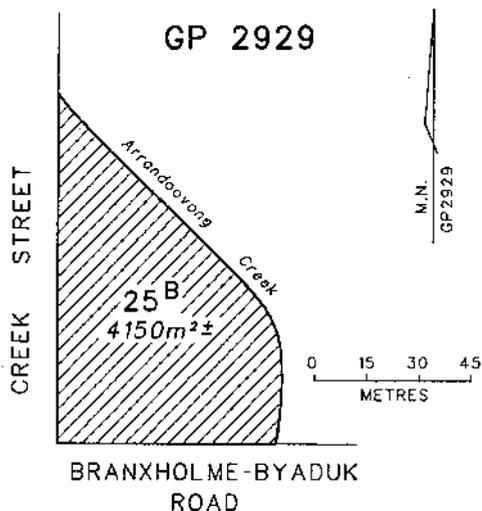
MUNICIPAL DISTRICT OF THE
EAST GIPPSLAND SHIRE COUNCIL

BOOLE POOLE – Public purposes; area 5055 square metres, more or less, being Crown Allotment 2003, Parish of Boole Poole as indicated by hatching on plan GP3015 hereunder. – (GP3015) – (15/204163)



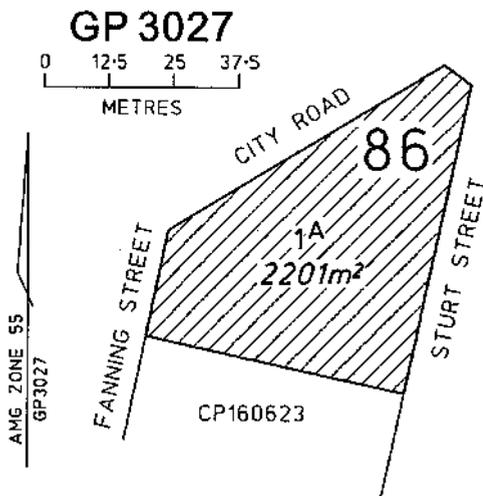
MUNICIPAL DISTRICT OF THE
SOUTHERN GRAMPPIANS SHIRE COUNCIL

BRANXHOLME – Public purposes; area 4150 square metres, more or less, being Crown Allotment 25B, Township of Branxholme, Parish of Branxholme as indicated by hatching on plan GP2929 hereunder. – (GP2929) – (032018781)



MUNICIPAL DISTRICT OF THE MELBOURNE CITY COUNCIL

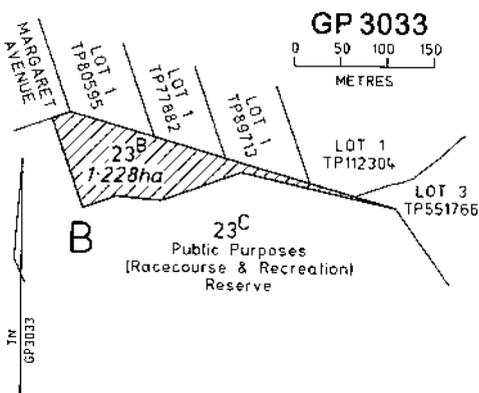
SOUTH MELBOURNE – Public purposes (Arts purposes), area 2201 square metres, being Crown Allotment 1A, Section 86, City of South Melbourne, Parish of Melbourne South as indicated by hatching on plan GP3027 hereunder. – (GP3027) – (2018725)



MUNICIPAL DISTRICT OF THE BENALLA RURAL CITY COUNCIL

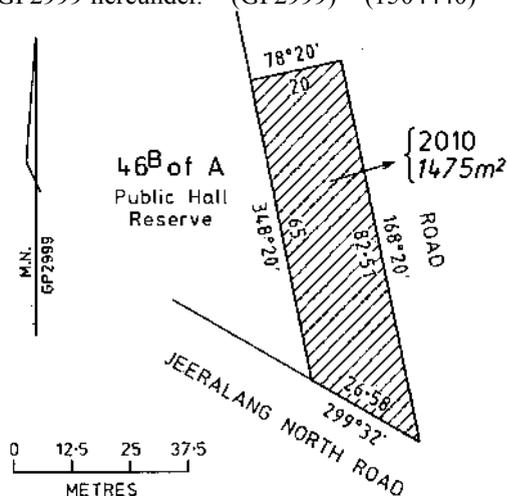
TAMINICK – Supply and distribution of water and works associated therewith; area 8.3 hectares, more or less, being Crown Allotment 2034, Parish of Taminick as shown hatched on Plan No. LEGL./10-038 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (2018816)

MUNICIPAL DISTRICT OF THE YARRA RANGES SHIRE COUNCIL
TARRAWARRA – Public purposes (Racecourse and Recreation), area 1.228 hectares, being Crown Allotment 23B, Section B, Parish of Tarrawarra as indicated by hatching on plan GP3033 hereunder. – (GP3033) – (1201852)



MUNICIPAL DISTRICT OF THE LATROBE CITY COUNCIL

TRARALGON – Public Hall; area 1475 square metres, being Crown Allotment 2010, Parish of Traralgon as indicated by hatching on plan GP2999 hereunder. – (GP2999) – (1504440)



GP 2999

MUNICIPAL DISTRICT OF THE YARRA RANGES SHIRE COUNCIL

WANDIN YALLOCK – Conservation of an area of natural interest and Public Recreation, total area 8.2 hectares, more or less, being

Crown Allotments 88F and 88G, Parish of Wandin Yallock as shown hatched on Plan No. LEGL./10-018 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (2018825)

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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

Land Act 1958

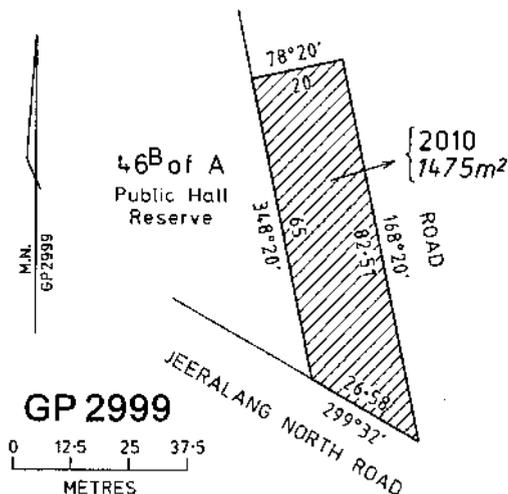
CLOSURE OF UNUSED ROAD

Order in Council

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

**MUNICIPAL DISTRICT OF THE
LATROBE CITY COUNCIL**

TRARALGON – The road in the Parish of Traralgon being Crown Allotment 2010 as indicated by hatching on plan GP2999 hereunder. – (GP2999) – (1504440)



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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

Land Act 1958

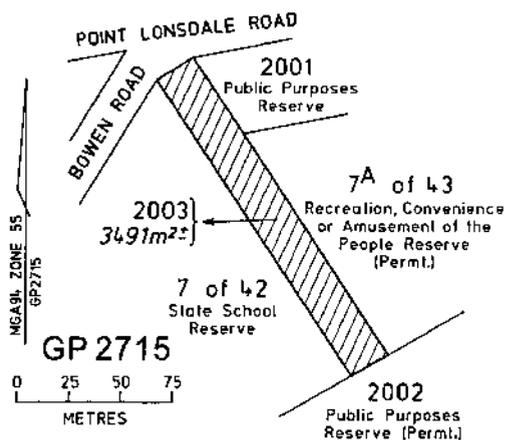
CLOSURE OF UNUSED ROADS

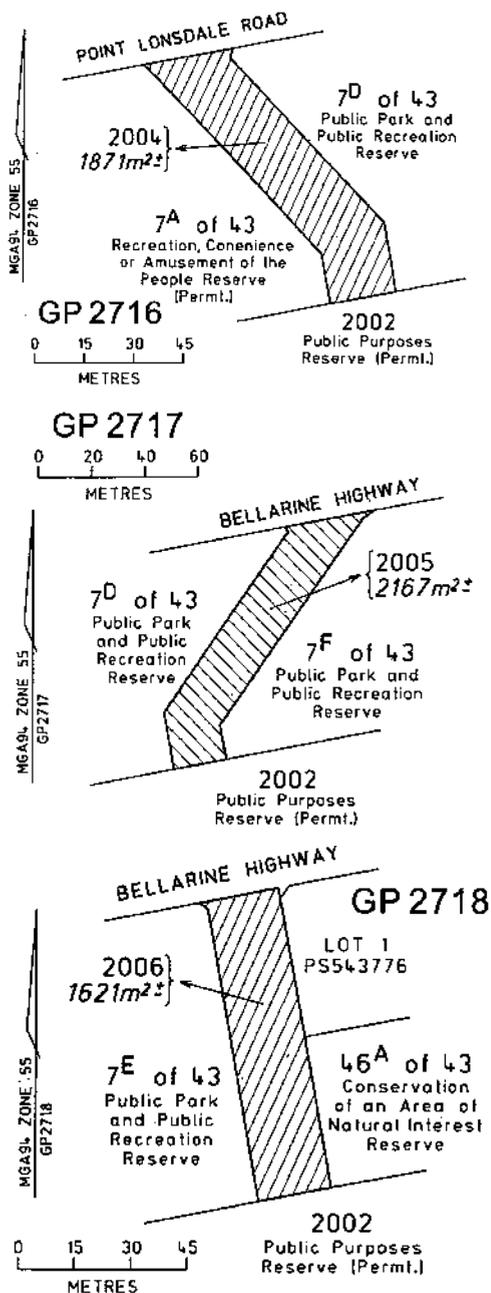
Order in Council

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

**MUNICIPAL DISTRICT OF THE
BOROUGH OF QUEENSCLIFFE**

QUEENSCLIFF – The portions of road At Queenscliff, Parish of Paywit being Crown Allotment 2003 (area 3491 square metres, more or less), as indicated by hatching on plan GP2715 hereunder; Crown Allotment 2004, (area 1871 square metres, more or less), as indicated by hatching on plan GP2716 hereunder; Crown Allotment 2005, (area 2167 square metres, more or less), as indicated by hatching on plan GP2717 hereunder; and Crown Allotment 2006, (area 1621 square metres, more or less), as indicated by hatching on plan GP2718 hereunder. – (GP2715, 2716, 2717 and 2718) – (07L1-4563)





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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

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

Order in Council

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

GOORAMBAT – The temporary reservation by Order in Council of 28 September 1863 of an area of 4047 square metres, more or less, of land in the Parish of Goorambat (formerly being Allotment 64A, Devil's River district) as a site for Primitive Methodist Church purposes. – (Rs 17092)

KALKALLO – The sites in the Township of Kalkallo [formerly Donnybrook], being sections 33 and 28, each containing 2.023 hectares [5 acres], more or less, set apart for public purposes (gardens) by Order of 26 October 1857. – (Rs 9925)

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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978 REVOCATION OF TEMPORARY RESERVATIONS

Order in Council

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

CALLIGNEE – The temporary reservation by Order in Council of 27 May 1909 of an area of 2023 square metres, more or less, of land in the Township of Callignee [formerly Township of Toomung], Parish of Callignee as a site for a Mechanics' Institute, so far only as the portion containing 1060 square metres being Crown Allotment 2002, Township of Callignee, Parish of Callignee as indicated by hatching on plan published in the Government Gazette on 30 September 2010 – page 2329. – (Rs 1399)

CLUB TERRACE – The temporary reservation by Order in Council of 1 March 1960 of an area of 1.923 hectares of land in Section 8, Township of Club Terrace, Parish of Winyar as a site for State School purposes, revoked as to part by Order in Council of 6 December 1994 so far as the balance remaining. – (Rs 7898)

MARLO – The temporary reservation by Order in Council of 7 May 1889 of an area of 5.66 hectares, more or less, of land in the Township of Marlo, Parish of Orbost East (formerly Parish of Orbost) as a site for a Lighthouse, revoked as to part by Orders in Council of 5 September 1972 and 8 June 1993 so far as the balance remaining. – (Rs 7996)

MARLO – The temporary reservation by Order in Council of 8 January 1952 of an area of 4300 square metres, more or less, of land in the Township of Marlo, Parish of Orbost East as a site for State School purposes. – (Rs 6783)

TOOLANGI – The temporary reservation by Order in Council of 16 March 2005 of an area of 3.452 hectares of land being Crown Allotment 41, Township of Toolangi, Parish of Tarrawarra North as a site for Public purposes (Departmental depot), so far only as the portion containing 9979 square metres being Crown Allotment 2002, Township of Toolangi, Parish of Tarrawarra North as indicated by hatching on plan published in the Government Gazette on 30 September 2010 – page 2329. – (Rs 7675)

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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

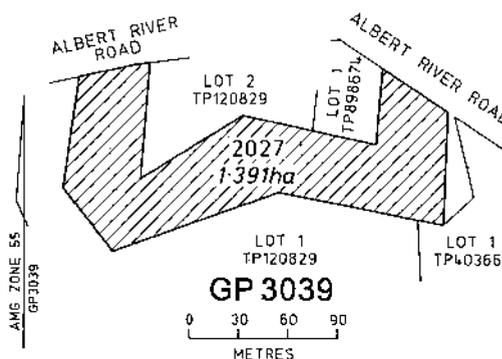
TEMPORARY RESERVATION OF CROWN LANDS

Order in Council

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

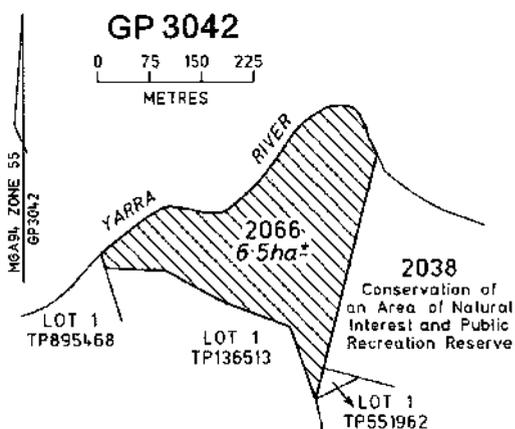
MUNICIPAL DISTRICT OF THE WELLINGTON SHIRE COUNCIL

BINGINWARRI – Preservation of species of native plants; area 1.391 hectares, being Crown Allotment 2027, Parish of Binginwarri as indicated by hatching on plan GP3039 hereunder. – (GP3039) – (P280796)



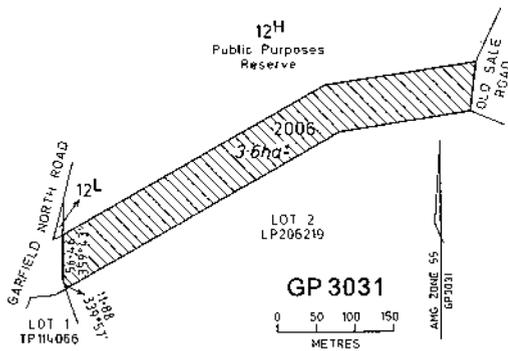
MUNICIPAL DISTRICT OF THE CITY OF BOROONDARA

BOROONDARA – Conservation of an area of natural interest and public recreation; area 6.5 hectares, more or less, being Crown Allotment 2066, Parish of Boroondara as indicated by hatching on plan GP3042 hereunder. – (GP3042) – (2016375)



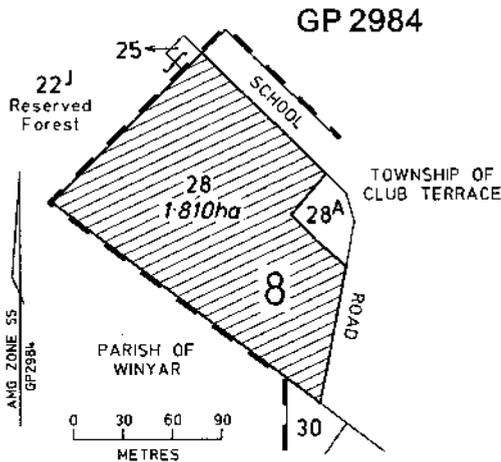
MUNICIPAL DISTRICT OF THE CARDINIA SHIRE COUNCIL

BUNYIP – Public Recreation; area 3.6 hectares, more or less, being Crown Allotment 2006, Parish of Bunyip as indicated by hatching on plan GP3031 hereunder. – (GP3031) – (120820)



MUNICIPAL DISTRICT OF THE EAST GIPPSLAND SHIRE COUNCIL

CLUB TERRACE – Public purposes (Community Use); area 1.810 hectares, being Crown Allotment 28, Section 8, Township of Club Terrace, Parish of Winyar as indicated by hatching on plan GP2984 hereunder. – (GP2984) – (16/04225)



MUNICIPAL DISTRICT OF THE EAST GIPPSLAND SHIRE COUNCIL

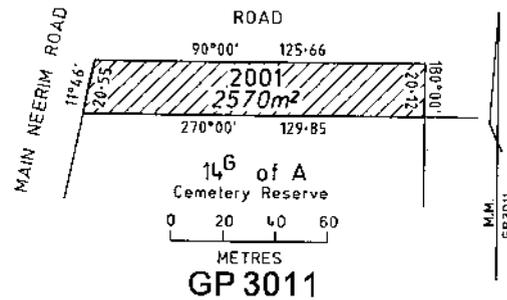
MARLO – State School purposes, 8294 square metres, being Crown Allotment 2002, Township of Marlo, Parish of Orbost East as shown on Original Plan No. 122951 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (16/04215)

MARLO – Public purposes, 7165 square metres, being Crown Allotment 2001, Township of Marlo, Parish of Orbost East as shown on Original Plan No. 122951 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (16/04288)

MARLO – Public purposes (Emergency Services Use), 2399 square metres, being Crown Allotment 2003, Township of Marlo, Parish of Orbost East as shown on Original Plan No. 122951 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (16/04288)

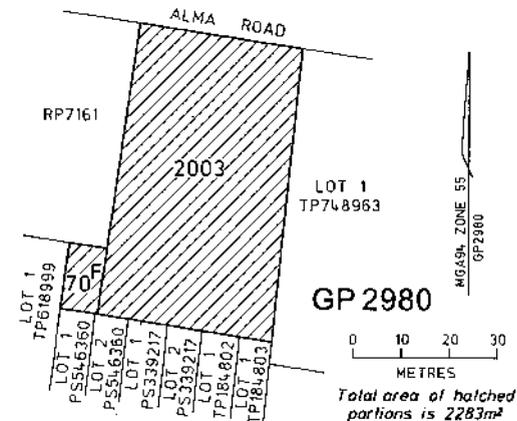
MUNICIPAL DISTRICT OF THE BAW BAW SHIRE COUNCIL

NEERIM – Cemetery purposes; area 2570 square metres being Crown Allotment 2001, Township of Neerim, Parish of Neerim as indicated by hatching on plan GP3011 hereunder. – (GP3011) – (15011312)



MUNICIPAL DISTRICT OF THE CITY OF PORT PHILLIP

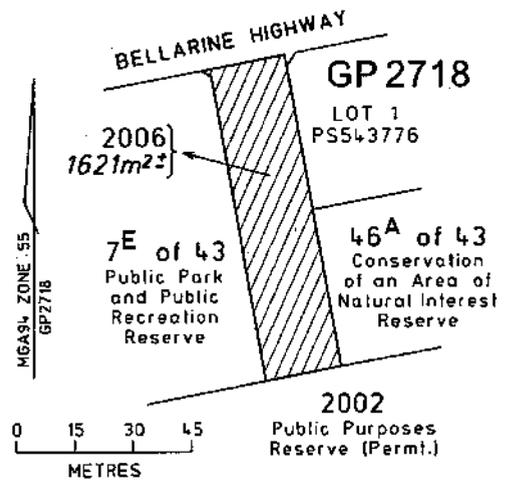
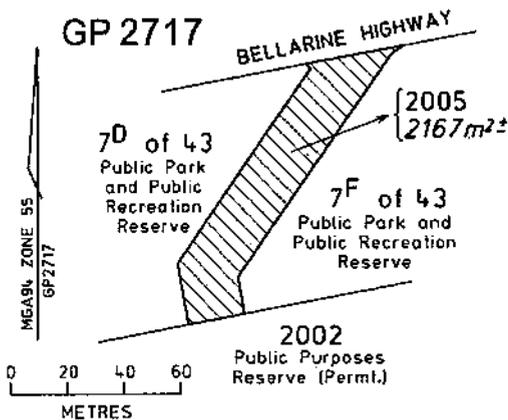
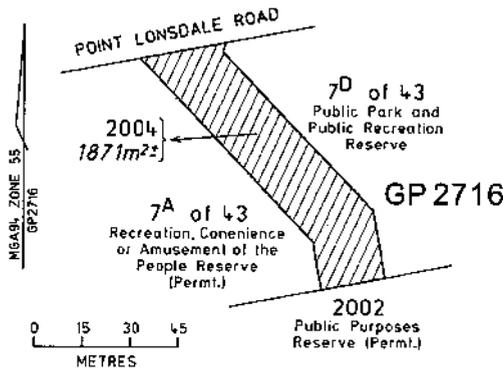
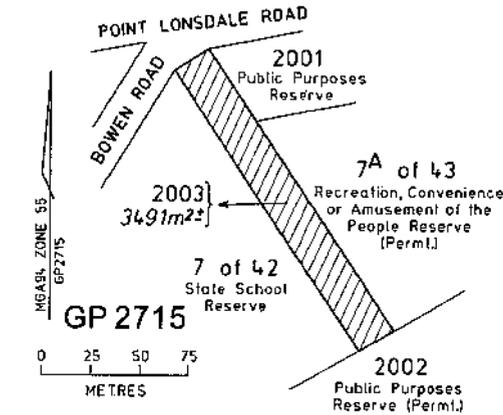
PRAHRAN – Public purposes (Mental Health services); total area 2283 square metres, being Crown Allotments 2003 and 70F, Parish of Prahran as indicated by hatching on plan GP2980 hereunder. – (GP2980) – (2018352)



MUNICIPAL DISTRICT OF THE BOROUGH OF QUEENSCLIFFE

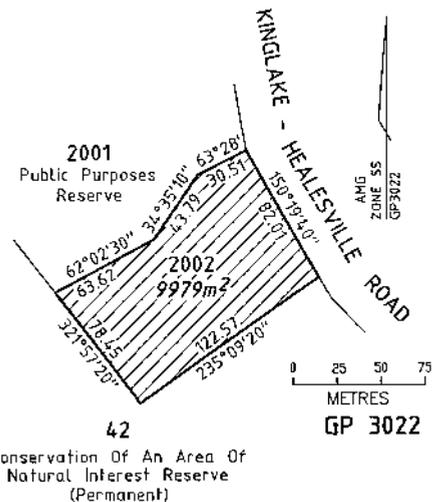
QUEENSCLIFF – Public purposes; Lands At Queenscliff, Parish of Paywit being Crown Allotment 2003 (area 3491 square metres, more or less), as indicated by hatching on plan GP2715

hereunder; Crown Allotment 2004, (area 1871 square metres, more or less), as indicated by hatching on plan GP2716 hereunder; Crown Allotment 2005, (area 2167 square metres, more or less), as indicated by hatching on plan GP2717 hereunder; and Crown Allotment 2006, (area 1621 square metres, more or less), as indicated by hatching on plan GP2718 hereunder. – (GP2715, 2716, 2717 and 2718) – (07L1-4563)



MUNICIPAL DISTRICT OF THE MURRINDINDI SHIRE COUNCIL

TOOLANGI – Conservation of an area of natural interest, area 9979 square metres, being Crown Allotment 2002, Township of Toolangi, Parish of Tarrawarra North as indicated by hatching on plan GP3022 hereunder. – (GP3022) – (0903061)



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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978
 ASSIGNMENT OF
 NEW NAME TO CORPORATION

Order in Council

The Governor in Council under section 14A(5) of the **Crown Land (Reserves) Act 1978** [the Act] assigns the new corporate name 'Club Terrace Community Reserve Committee of Management Incorporated' to the corporation constituted under section 14A(1) of the Act as the 'Club Terrace Hall Committee Incorporated' by Order in Council of 14 October 2003 vide Government Gazette of 16 October 2003 – page 2653.

File Ref: Rs 7563 [16/04225]

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

Dated 19 October 2010

Responsible Minister
 GAVIN JENNINGS
 Minister for Environment and
 Climate Change

MATTHEW McBEATH
 Clerk of the Executive Council

Land Act 1958

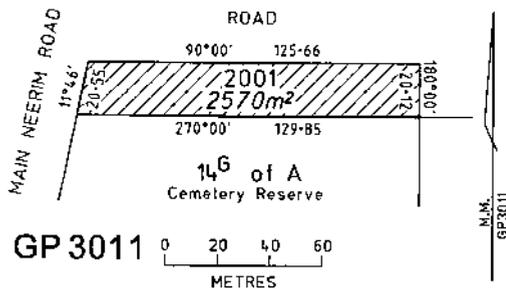
CLOSURE OF UNUSED ROAD

Order in Council

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

MUNICIPAL DISTRICT OF THE
 BAW BAW SHIRE COUNCIL

NEERIM – The road in the Township of Neerim, Parish of Neerim being Crown Allotment 2001 as indicated by hatching on plan GP3011 hereunder. – (GP3011) – (15011312)



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

Dated 19 October 2010

Responsible Minister
 GAVIN JENNINGS
 Minister for Environment and
 Climate Change

MATTHEW McBEATH
 Clerk of the Executive Council

Land Act 1958

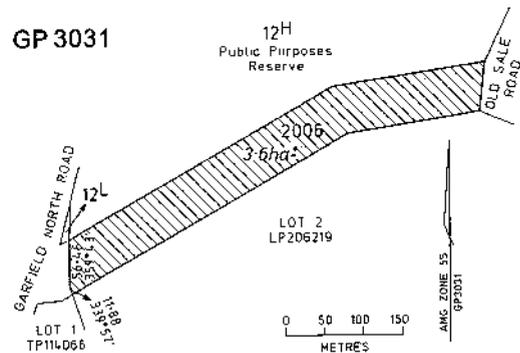
CLOSURE OF UNUSED ROADS

Order In Council

The Governor in Council under section 349 of the **Land Act 1958** and with the concurrence in writing of the municipalities in which the roads are situated and the owners of land adjoining those roads closes the following unused roads:

MUNICIPAL DISTRICT OF THE
 CARDINIA SHIRE COUNCIL

BUNYIP – The road in the Parish of Bunyip being Crown Allotment 2006 as indicated by hatching on plan GP3031 hereunder. – (GP3031) – (Rs 120820)



MUNICIPAL DISTRICT OF THE
 MILDURA RURAL CITY COUNCIL

MILDURA – The road in the Parish of Mildura shown as Crown Allotments 2039, 2040, 2235 and 2236 on Original Plan No. 122931 lodged in the Central Plan Office of the Department of Sustainability and Environment. – (01L5-1082)

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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

CROWN LANDS TEMPORARILY
RESERVED – LAKE BOGA

Order in Council

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

MUNICIPAL DISTRICT OF THE
SWAN HILL RURAL CITY COUNCIL

BOGA and LAKE BOGA – Water Supply purposes; total area 950 hectares, more or less, being Crown Allotments 2020 and 2021, Parish of Boga and Crown Allotment 2004, Township of Lake Boga, Parish of Kunat Kunat as shown hatched on Plan No. LEGL./10-233 lodged in the Central Plan Office of the Department of Sustainability and Environment.

BOGA – Public Recreation; total area 6.9 hectares, more or less, being Crown Allotments 2017, 2018, 2019, 2024 and 2028, Parish of Boga, as shown cross-hatched on Plan No. LEGL./10-233 lodged in the Central Plan Office of the Department of Sustainability and Environment. (0102798)

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

Dated 19 October 2010

Responsible Minister
GAVIN JENNINGS
Minister for Environment and
Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

Electricity Industry Act 2000

ORDER UNDER SECTIONS 15A AND 46D

Advanced Metering Infrastructure Order in Council 2010

The Governor in Council, under sections 15A and 46D of the **Electricity Industry Act 2000** makes the following Order:

1. Purpose

The purpose of this Order is to amend the AMI Cost Recovery Order.

2. Commencement

This Order commences on the day it is published in the Government Gazette.

3. Definitions

In this Order:

AMI Cost Recovery Order means the Order in Council made 28 August 2007 under sections 15A and 46D of the **Electricity Industry Act 2000** and published in the Victoria Government Gazette S200 on that day as amended by the Order in Council made 12 November 2007 and published in the Victoria Government Gazette S286 on that day, the Order in Council made 25 November 2008 and published in the Victoria Government Gazette S314 on that day and the Order in Council made on 31 March 2009 and published in the Victoria Government Gazette G14 on 2 April 2009.

4. Amendments

The AMI Cost Recovery Order is amended in accordance with the Schedule.

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

Dated 19 October 2010

Responsible Minister

PETER BATCHELOR MP

Minister for Energy and Resources

MATTHEW McBEATH
Clerk of the Executive Council

SCHEDULE
Clause 1A – Purpose

Delete from the end of paragraph (b) “and”.

Insert after paragraph (b) the following –

“(bb) provide for side constraints on AMI tariffs; and”.

Clause 2 – Definitions and application of Order

Amend the definition of ‘metering services’ by inserting after the words “metering data services” the words “and, for the purposes of clause 11B, includes AMI tariffs”.

New clause 11B inserted

Insert after clause 11A the following –

“11B Side Constraints

(1). Rule 6.18.6 of the National Electricity Rules applies to AMI tariffs with the following modifications–

(a) paragraph (b) of the rule is replaced with the following paragraph –

“(b) The expected weighted average revenue to be raised from a *tariff class* for a particular *regulatory year* must not exceed the corresponding expected weighted average revenue for the preceding *regulatory year* by more than the permissible percentage.”;

(b) paragraph (e) of the rule is deleted;

- (c) “corresponding expected weighted average revenue” as used in paragraph (b) (as substituted by this clause) of the rule is taken to include the expected weighted average revenue from the class or classes of customers who are at the start of a particular *regulatory year*, or during that *regulatory year* become, subject to a particular AMI tariff or particular AMI tariffs but who were, before the installation of advanced metering infrastructure, subject to a particular tariff that was not an AMI tariff or particular tariffs that were not AMI tariffs;
- (d) the preceding *regulatory year* referred to in paragraph (b) (as substituted by this clause) of the rule may be a *regulatory year* in a preceding *regulatory control period*; and
- (e) *tariff class* as used in paragraph (b) (as substituted by this clause) of the rule is taken to include the class or classes of customers who are at the start of a particular *regulatory year*, or during that *regulatory year* become, subject to a particular AMI tariff or particular AMI tariffs.
- (2). Where a *pricing proposal* is submitted by a distributor to the AER pursuant to rule 6.18.2 of the National Electricity Rules, the AER may only approve that *pricing proposal* if the AER is satisfied that it complies with subclause (1).
- (3). Clause 11A of this Order and rule 6.18.8 of the National Electricity Rules are to be read subject to this clause.

Note: Pursuant to rule 6.18.8 of the National Electricity Rules, the *pricing proposal* must comply with Part I of Chapter 6 of those rules and any applicable distribution determination.

- (4). In this clause—

AER means the Australian Energy Regulator established by section 44AE of the **Trade Practices Act 1974** of the Commonwealth;

pricing proposal, *regulatory control period* and *regulatory year* have the same meaning as they have in the National Electricity Rules; and

subject to subclause (1)(e), *tariff class* has the same meaning as it has in the National Electricity Rules.”

Flora and Fauna Guarantee Act 1988

ADDING ITEM TO THE LIST OF TAXA AND COMMUNITIES OF FLORA AND FAUNA WHICH ARE THREATENED

Order in Council

The Governor in Council under section 10(1) of the **Flora and Fauna Guarantee Act 1988**, adds the item described in the Schedule below to the list of taxa and communities of flora and fauna which are threatened.

Schedule

ITEM TO BE ADDED TO THE LIST OF TAXA AND COMMUNITIES OF FLORA AND FAUNA WHICH ARE THREATENED

Caliagrimon billinghursti Large Riverdamsel

Dated 19 October 2010

Responsible Minister

GAVIN JENNINGS

Minister for Environment and Climate Change

MATTHEW McBEATH
Clerk of the Executive Council

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

Notice is hereby given under section 17(3) of the **Subordinate Legislation Act 1994** that the following Statutory Rules were first obtainable from Information Victoria, 505 Little Collins Street, Melbourne on the date specified:

104. *Statutory Rule:* Subordinate Legislation (Victims of Crime Assistance (Special Financial Assistance) Regulations 2000 - Extension of Operation) Regulations 2010

Authorising Act: Subordinate Legislation Act 1994

Date first obtainable: 21 October 2010
Code A

105. *Statutory Rule:* Children, Youth and Families Further Amendment Regulations 2010

Authorising Act: Children, Youth and Families Act 2005

Date first obtainable: 21 October 2010
Code A

106. *Statutory Rule:* Prostitution Control Amendment Regulations 2010

Authorising Act: Prostitution Control Act 1994

Date first obtainable: 21 October 2010
Code A

107. *Statutory Rule:* Conveyancers (Professional Conduct and Trust Account and General) Amendment (Infringements) Regulations 2010

Authorising Act: Conveyancers Act 2006

Date first obtainable: 21 October 2010
Code A

108. *Statutory Rule:* Mineral Resources Development Amendment (Miner's Right and Other Amendments) Regulations 2010

Authorising Act: Mineral Resources (Sustainable Development) Act 1990

Date first obtainable: 21 October 2010
Code A

109. *Statutory Rule:* Victorian Energy Efficiency Target Amendment (Assignment of Right) Regulations 2010

Authorising Act: Victorian Energy Efficiency Target Act 2007

Date first obtainable: 21 October 2010
Code A

110. *Statutory Rule:* Bus Safety Regulations 2010

Authorising Act: Bus Safety Act 2009

Date first obtainable: 21 October 2010
Code C

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