



Victoria Government Gazette

By Authority of Victorian Government Printer

No. G 43 Thursday 27 October 2005

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GENERAL

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As from 27 October 2005

The last Special Gazette was No. 201 dated 26 October 2005.

The last Periodical Gazette was No. 1 dated 16 June 2005.

How To Submit Copy

- See our webpage www.craftpress.com.au
 - or contact our office on 9642 5808
between 8.30 am and 5.30 pm Monday to Friday
-

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

- 1 Treasury Place, Melbourne (behind the Old Treasury Building), and
 - Craftsman Press Pty Ltd, 125 Highbury Road, Burwood 3125
(front of building).
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VICTORIA GOVERNMENT GAZETTE

Subscribers and Advertisers

Please note that the principal office of the Victoria Government Gazette, published and distributed by The Craftsman Press Pty Ltd, has changed from 28 July 2005.

The new office and contact details are as follows:

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JENNY NOAKES
Government Gazette Officer

**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (GENERAL)
MELBOURNE CUP HOLIDAY (Tuesday 1 November 2005)**

Please Note:

The Victoria Government Gazette for Melbourne Cup week will be published on **Thursday 3 November 2005**.

Copy deadlines:

Private Advertisements **9.30 am on Friday 28 October 2005**

Government and Outer
Budget Sector Agencies Notices **9.30 am on Monday 31 October 2005**

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

JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership previously subsisting between Murray Ernest Hintz, Paul John Gillard and Steve Gotsis, carrying on business as Island House Maintenance Group of Shop 1-117 Marine Parade, San Remo 3925, has been dissolved as from 31 August 2005.

BIRCH ROSS & BARLOW, solicitors,
50 Bair Street, Leongatha, Vic. 3953.

DISSOLUTION OF PARTNERSHIP

Re: Key Spice Enterprises

Take notice that John Bennard Maughn and Gaylene Julie Johnston and Charles Pisani were previously carrying on the above partnership at 6 Oddy Street, Drouin, Victoria and have dissolved their partnership on 20 May 2005.

Re: MARGARET HELEN GETHING, late of 236 Greenslopes Drive, Lower Templestowe, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 July 2005, are required by the trustee, Equity Trustees Limited, of Level 2, 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee by 29 December 2005, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

AITKEN WALKER & STRACHAN, solicitors,
2nd Floor, 114 William Street, Melbourne 3000.

ETHEL WOOLHOUSE, late of 2 Gascoyne Street, Canterbury, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 June 2005, are required by Peter John Woolhouse, the executor of the Will of the deceased, to send particulars of their claims to him care of the undermentioned solicitors within sixty (60) days of the date of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

ALPASS & ASSOCIATES, solicitors,
511 Mt Dandenong Road, Kilsyth, Victoria 3137.

Re: Estate of NORMA GRACE McSWEENEY, deceased.

Creditors, next-of-kin and others having claims against the estate of NORMA GRACE McSWEENEY, late of 29 Ebb Street, Aspendale, home duties, deceased, who died on 25 June 2005, are required to send particulars of their claims to Frank Richard McSweeney and Gary Jon McSweeney, c/- Andrew P. Melville, solicitors of 110 Main Street, Rutherglen 3685, the personal representatives on or before 28 December 2005, after which date Frank Richard McSweeney and Gary Jon McSweeney may convey or distribute the assets, having regard only to the claims of which they then have notice.

ANDREW P. MELVILLE,
barristers & solicitors,
110 Main Street, Rutherglen 3685.

Re: Estate of ROBERT GREGORY HAISMAN, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of ROBERT GREGORY HAISMAN of 2/7 Boston Road, Balwyn, Victoria, retired, who died on 1 February 2005, are to send particulars of their claims to the personal representative/s care of the undermentioned solicitors by 28 December 2005, after which date the personal representative/s will distribute the assets having regard only to the claims of which they then had notice.

BRUCE M. COOK & ASSOCIATES,
barristers & solicitors,
Level 19, AMP Tower,
535 Bourke Street, Melbourne, Vic. 3000.

Creditors, next-of-kin and others having claims against the estate of LYDIA SHERLOCK, late of 110 Helen Street, Morwell, Victoria 3840, deceased, who died on 1 October 2005, are required to send particulars of their claims to the executors, Irene Wilson and William George Francis, care of the undermentioned solicitors by 30 December 2005, after which date the executors will distribute the assets of the estate,

having regard only to the claims of which they shall then have had notice.

DAVINE FITZPATRICK, solicitors,
Level 1, 32 Kay Street, Traralgon, Vic. 3844.

RONALD JOHN WOOD, late of 48 Sackville Street, Kew, retired manufacturers agent, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 August 2005, are required by the personal representatives, Davina Mary Hanson of 50 Hope Street, South Yarra, and Richard Alexander Wallace Burman of 80 Asling Street, Greenvale, to send particulars to them care of the undermentioned solicitors by 4 January 2006, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

ELLINGHAUS WEILL, solicitors,
79–81 Franklin Street, Melbourne 3000.

Creditors, next-of-kin and others having claims in respect of the estate of EVELYN JEAN CHEARY, late of Paynesville Private Nursing Home, 5 Fort King Road, Paynesville, in the State of Victoria, deceased, who died on 29 July 2005, are to send particulars of their claims to the administrators care of Engel & Partners Pty of 109 Main Street, Bairnsdale by 27 January 2006, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

ENGEL & PARTNERS PTY, legal practitioners,
109 Main Street, Bairnsdale.

Creditors, next-of-kin or others having claims in respect of the estate of the late LAUREL JUNE McMAHON, late of 10A Marks Avenue, Rosebud, in the State of Victoria, deceased, who died on 26 May 2005, are to send particulars of their claims to the executor care of the undermentioned solicitors by 29 December 2005, after which date the executor will distribute the assets, having regard only to the claims of which she then has notice.

FEATHERBY'S, solicitors,
1043A Point Nepean Road, Rosebud 3939.

Re: GRACE EDITH MARTIN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 May 2005, are required by the trustees, Peter Andrew Kanizay and Lisa Michelle Doherty, to send particulars to them care of the undersigned by 4 January 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

GARDEN & GREEN, solicitors,
4 McCallum Street, Swan Hill 3585.

Re: LEWIS LLOYD NALDER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 February 2005, are required by the trustees, Roma Grace Nalder, Geoffrey Lloyd Nalder and Lewis Allan William Nalder, to send particulars to them by 4 January 2006, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

GARDEN & GREEN, solicitors,
4 McCallum Street, Swan Hill 3585.

Creditors, next-of-kin and others having claims in respect of the Will of MAISIE PEARCE, late of Unit 21, 1 Glendale Court, Hoppers Crossing, Victoria, widow, deceased, who died on 20 September 2005, are requested to send particulars of their claims to the executor, Suzanne Elizabeth McHenry, care of the undermentioned legal practitioner by 28 December 2005, after which date she will distribute the assets, having regard only to the claims of which she then has notice.

JOHN STEWART, legal practitioner,
290 Racecourse Road, Newmarket.

Creditors, next-of-kin and others having claims in respect of the estate of BETTY FAYE McDONALD, late of 9 Megan Place, Traralgon, Victoria, home duties, deceased, who died on 23 June 2005, are to send their claims to the trustees, Raymond John McDonald of 298 Myers Creek Road, Healesville, Victoria, and Pamela Margaret McDonald of 298 Myers Creek Road, Healesville, Victoria, care of the

belowmentioned solicitors by 26 December 2005, after which date they will distribute the assets of the deceased, having regard only to the claims of which they then have notice.

LITTLETON HACKFORD, solicitors,
Law Chambers,
115–119 Hotham Street, Traralgon, Vic. 3844.

Creditors, next-of-kin and others having claims in respect of the estate of WILLIAM ERNEST HART, deceased, who died on 25 June 2005, are required by the executors to send particulars of their claim to the undermentioned firm by 31 December 2005, after which date the trustee will convey or distribute the assets having regard only to the claims of which the trustee then has notice.

LUCAS LAWYERS, solicitors,
8 Station Road, Cheltenham.

Creditors, next-of-kin and others having claims in respect of the estate of GLADYS MAY KELLY, deceased, who died on 28 August 2005, are required by the executor to send particulars of their claim to the undermentioned firm by 31 December 2005, after which date the trustee will convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

LUCAS LAWYERS, solicitors,
8 Station Road, Cheltenham.

JOHN RAYMOND NOTLEY, late of 25 Foam Street, Rosebud, Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 July 2005, are required to send particulars of their claims to the trustee, Paul Gerard McGuinness, care of the undermentioned solicitors by 19 February 2006, after which date the trustee or personal representative or applicant for grant of administration may convey or distribute the assets, having regard only to the claims of which he then has notice.

McGUINNESS & HOSKING PTY, solicitors,
3 Eighth Avenue, Rosebud 3939.
Telephone: (03) 5986 6999.

BETTY ELLEN GUEST, late of the Mews Aged Care Facility, 2A Warburton Street, Camberwell East, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 October 2005, are required by the executor, ANZ Executors & Trustee Company Limited, ABN 33 006 132 332 of 530 Collins Street, Melbourne, Victoria, to send particulars to it by 27 December 2005, 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,
121 William Street, Melbourne.

Creditors, next-of-kin and others having claims against the estate of PETER MANDEVILLE, late of Villa 303, 335 The Village Glen, Rosebud West, Victoria, who died on 21 April 2005, are required by the administrator, Angela Elizabeth Travers of 16 Melrose Street, Mount Pleasant, SA, to send particulars of their claim to the said administrator care of the undermentioned solicitor by 26 December 2005, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

POLITES & CARROLL, solicitors,
Level 8, 150 Queen Street, Melbourne.

Re: BERNARD FLOYD POLKINGHORNE, late of Berrimal West, Victoria, farmer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 December 2004, are required by the personal representatives, Beryl Gwenneth Polkinghorne, Gregory Floyd Polkinghorne, Roger Polkinghorne and Wesley Polkinghorne, C/- Radford Legal of 14 Napier Street, St Arnaud, to send particulars to them by 20 January 2006, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which the personal representatives have notice.

RADFORD LEGAL, barristers & solicitors,
14 Napier Street, St Arnaud 3478.

Re: JEAN ALISON FARRELL, late of Unit 1, 3 Freeman Street, Ringwood East, Victoria, home duties, deceased.

Creditors, next-of-kin and all other persons having claims against the estate of the said deceased, are required by Henry Wyatt Farrell, the executor of the estate of the said deceased, to send particulars of such claims to him care of the undermentioned solicitors by the date being two calendar months from the date of this advertisement, after which date he will distribute the estate, having regard only to the claims of which he then has notice.

RYAN, MACKEY & McCLELLAND,
solicitors,
65 Main Street, Greensborough.

Re: MARIA SRAMEK, late of 40 Torbay Street, Macleod, Victoria, pensioner, deceased.

Creditors, next-of-kin and all other persons having claims against the estate of the said deceased, are required by John Vincent Mackey, the executor of the estate of the said deceased, to send particulars of such claims to him care of the undermentioned solicitors by the date being two calendar months from the date of this advertisement, after which date he will distribute the estate, having regard only to the claims of which he then has notice.

RYAN, MACKEY & McCLELLAND,
solicitors,
65 Main Street, Greensborough.

Re: ALEXANDER GOLDMAN, late of 78 Fleetwood Crescent, Frankston, Victoria, retired medical practitioner, deceased.

Creditors, next-of-kin, and others having claims in respect of the estate of the deceased, who died on 26 June 2005, are required by the trustee, Mark Goldman, of 4 Rimmer Street, Mentone, Victoria, importer, to send particulars to the trustee by 27 December 2005, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

WHITE CLELAND PTY., solicitors,
Level 3, 454 Nepean Highway, Frankston 3199.

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

On Wednesday 23 November 2005 at 2.30 p.m. at the Sheriff's Office, 8-20 King Street, Oakleigh (unless process be stayed or satisfied).

All the Estate and Interest (if any) of Sio Wa Chan also known as Freeman Chan of 5 Ballamore Crescent, Doncaster, as shown on Certificate of Title as Freeman Sio - Wa Chan, joint proprietor with Angela Man Leng Wong of an estate in fee simple in the land described on Certificate of Title Volume 9097, Folio 168 upon which is erected a house known as 5 Ballamore Crescent, Doncaster.

Registered Mortgage No. AB084130J and Caveat Nos. AC023739Y and AD587857K affect the said estate and interest.

Terms - Cash/Eftpos
(Debit Card only. No Credit Cards).
GST plus 10% on fall of hammer
SW-04-009878-4

Dated 20 October 2005

V. PARKIN
Sheriff's Office

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

On Wednesday 23 November 2005 at 2.30 p.m. at the Sheriff's Office, 8-20 King Street, Oakleigh (unless process be stayed or satisfied).

All the estate and interest (if any) of Howard Leslie Lyon and Lynette Lyon of 96 McMahons Road, Frankston, joint proprietors of an estate in fee simple in the land described on Certificate of Title Volume 8655, Folio 832 upon which is erected a house known as 44 Belar Avenue, Frankston.

Registered Mortgage No. AD454683L affects the said estate and interest.

Terms - Cash/Eftpos
(Debit Cards only. No Credit Cards).
GST plus 10% on fall of hammer
CW-04009250-3

Dated 20 October 2005

V. PARKIN
Sheriff's Office

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

On Friday 25 November 2005 at 11.00 a.m.
at the Sheriff's Office, corner of Little Malop &
Fenwick Streets, Geelong (unless process be
stayed or satisfied).

All the estate and interest (if any) of
Christine Anne Owen of 3760 Benetook
Avenue, Koorlong, proprietor of an estate in fee
simple in the land described on Certificate of
Title Volume 10728, Folio 029 upon which is
erected a house known as 116 Sparks Road,
Norlane.

Registered Mortgage No. AC601274W,
Caveat Nos. AC952225A and AD487050S
affect the said estate and interest.

Terms – Cash/Eftpos
GST plus 10% on fall of hammer
SW-05-004770-9

Dated 20 October 2005

V. PARKIN
Sheriff's Office

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

On Wednesday 23 November 2005 at 2.30
p.m. at the Sheriff's Office, 8-20 King Street,
Oakleigh (unless process be stayed or satisfied).

All the Estate and Interest (if any) of
T. T. Nguyen of C/o Suite 2A, First Floor,
72 Nicholson Street, Footscray, as shown on
Certificate of Title as Thi Thu Nguyen,
proprietor of an estate in fee simple as to 2,761
of a total of 10,000 equal undivided shares and
being the land described on Certificate of Title
Volume 9956, Folio 558 upon which is erected a
unit known as Unit 2, 20 Lyndhurst Crescent,
Brunswick East.

Registered Mortgage No. P780206Q and
Caveat No. AC028116L affect the said estate
and interest.

Terms – Cash/Eftpos
(Debit Card only. No Credit Cards).
GST plus 10% on fall of hammer
SW-04-006884-2

Dated 20 October 2005

V. PARKIN
Sheriff's Office

PROCLAMATIONS

ACTS OF PARLIAMENT

Proclamation

I, John Landy, Governor of Victoria, declare that I have today assented in Her Majesty's name to the following Bills:

No. 71/2005 **Property (Co-ownership) Act 2005**

No. 72/2005 **Treasury Legislation (Miscellaneous Amendments) Act 2005**

No. 73/2005 **Treasury Legislation (Repeal) Act 2005**

Given under my hand and the seal of
Victoria at Melbourne on Victoria on
25th October 2005.

(L.S.) JOHN LANDY
Governor
By His Excellency's Command

STEVE BRACKS MP
Premier

No. 71/2005 (1) Subject to sub-section (2), this Act comes into operation on a day or days to be proclaimed.

(2) If a provision referred to in sub-section (1) does not come into operation before 1 July 2006, it comes into operation on that day.

No. 72/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.

No 73/2005 This Act comes into operation on the day after the day on which it receives the Royal Assent.

("the Act") revoke the proclamation made by the Governor in Council under section 94(1) of the Act on 1 July 2000, and published in Government Gazette S96 on 30 June 2000, which proclaimed the Centre for Young People's Mental Health, situated at 35 Poplar Road, Parkville 3052, as an approved mental health service.

Given under my hand and the seal of
Victoria on 25th October 2005.

(L.S.) JOHN LANDY
Governor
By His Excellency's Command

HON BRONWYN PIKE MP
Minister for Health

Mental Health Act 1986

REVOCATION OF PROCLAMATION OF 'CENTRE FOR YOUNG PEOPLE'S MENTAL HEALTH' AS AN APPROVED MENTAL HEALTH SERVICE

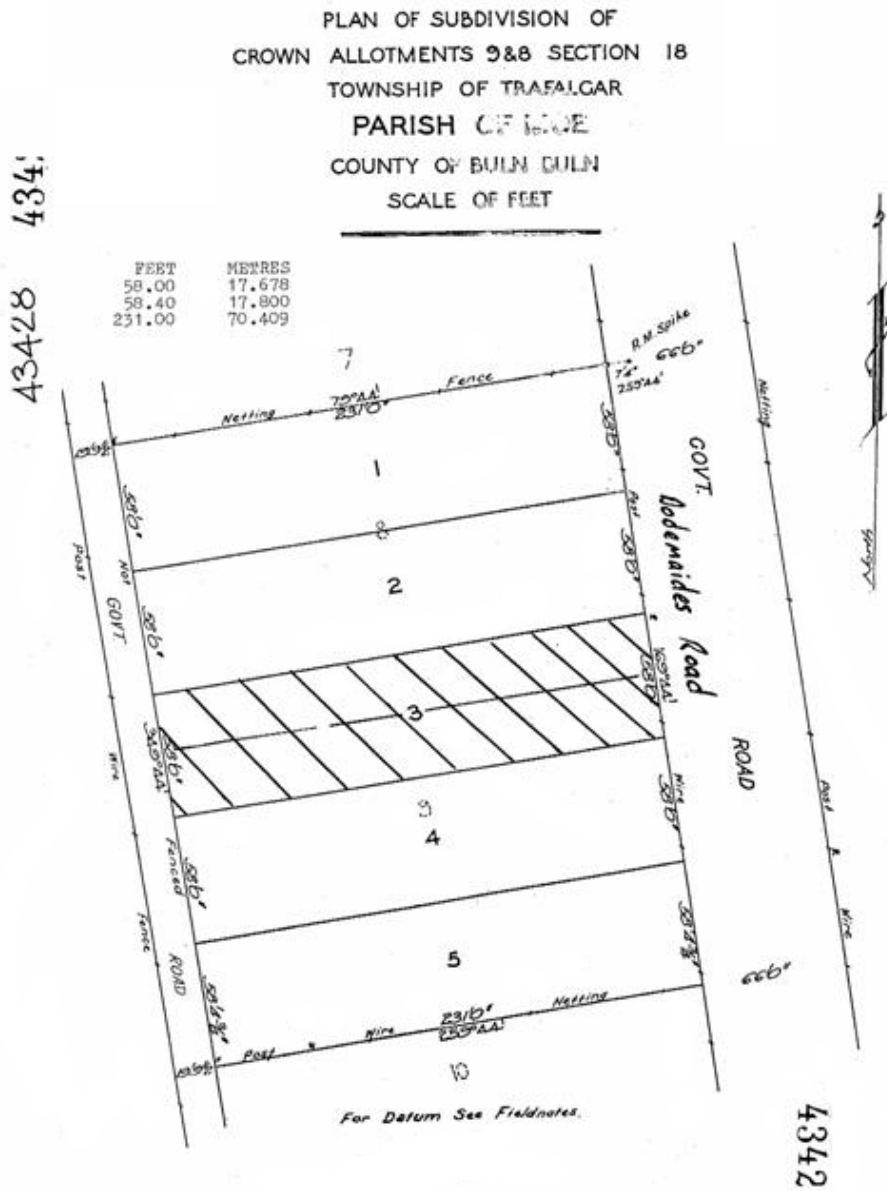
I, John Landy, Governor of Victoria, with the advice of the Executive Council and under section 94(1) of the **Mental Health Act 1986**

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**

BAW BAW SHIRE COUNCIL

Declaration of Road as a Public Highway

At its meeting on 28 September 2005, the Baw Baw Shire Council declared that the portion of land contained within Lot 3 LP 43428 shown hatched on the plan below shall be a public highway pursuant to Section 204 of the **Local Government Act 1989**.

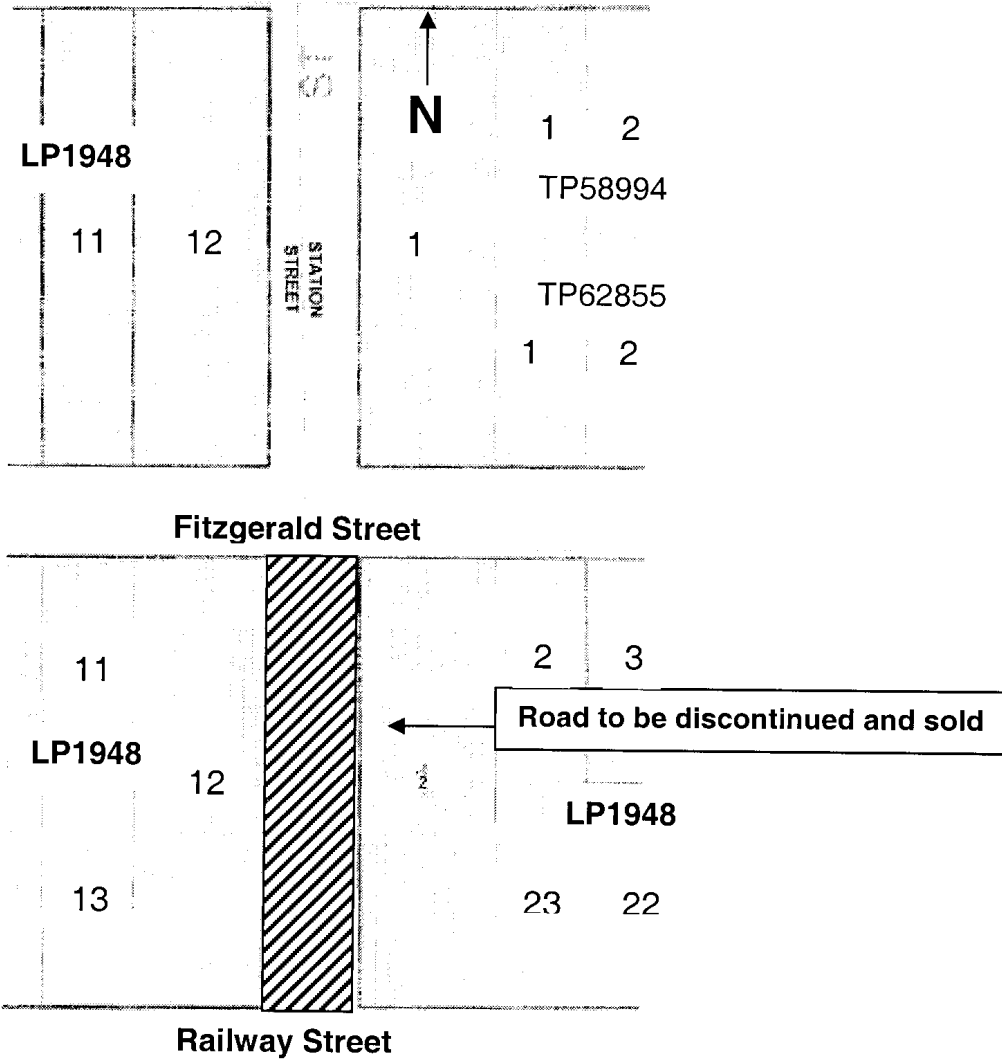


GLENN PATTERSON
Chief Executive Officer

MOIRA SHIRE COUNCIL

Discontinuance of Station Street, Waaia
(between Fitzgerald and Railway Streets)

Pursuant to Section 206 Schedule 10 Clause 3 of the **Local Government Act 1989**, Moira Shire Council, after advertising its intention and serving notice on the occupiers and registered proprietors of the abutting land and receiving no submissions, resolved at its meeting of 20 June 2005 that Station Street, Waaia between Fitzgerald and Railway Streets, being that section of road abutting Lots 1 and 12 of LP1948 as shown cross-hatched on the plan below, be discontinued and sold by private treaty to the abutting property owners.



Dated 20 October 2005

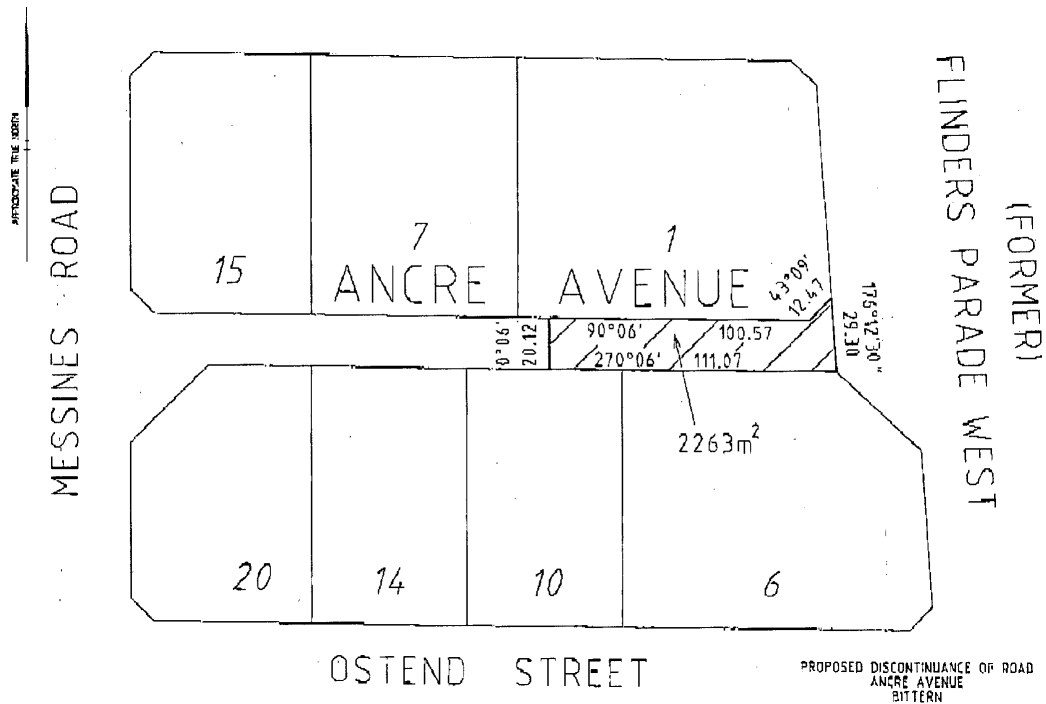
GAVIN CATOR
Chief Executive Officer



Discontinuance and Sale of Road –
Part Ancre Avenue, Bittern

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Mornington Peninsula Shire Council has formed the opinion that the section of Ancre Avenue, as shown hatched on the plan below, is not reasonably required as a road for public use and has resolved to discontinue the road and sell the land by private treaty to the adjoining owner.

The land is subject to any right, power or interest held by the Mornington Peninsula Shire Council in connection with any drains, pipes or plant under the control of this authority in or near the road.



MICHAEL KENNEDY
Chief Executive Officer

SWAN HILL RURAL CITY COUNCIL

Erratum

Road Discontinuance

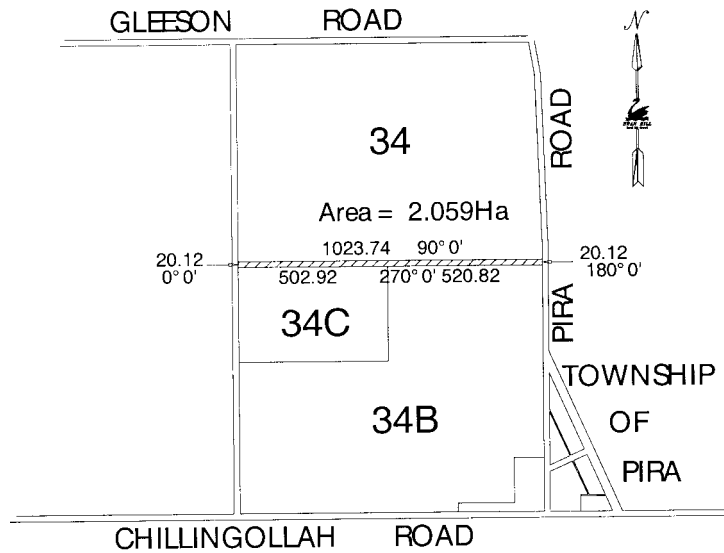
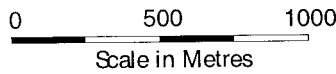
In Government Gazette No. G 41, 13 October 2005 on page 2264 with reference to the Road Discontinuance, Swan Hill Rural City Council was printed in error and is accordingly revoked and replaced with the following notice:-

SWAN HILL RURAL CITY COUNCIL

Road Discontinuance

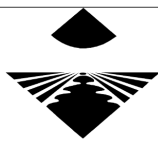
Under Section 206 and Schedule 10 Clause 3 of the **Local Government Act 1989** the Swan Hill Rural City Council at its ordinary meeting held on 18 October 2005 formed the opinion that the road shown hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road. The discontinuance will not affect any right, power or interest held by Powercor in the road with wires or cables under the control of the authority in, near or above the road.

Road Discontinuance
Pursuant to Schedule 10 Clause 3
Local Government Act 1989
Road adjacent to Crown
Allotments 34, 34B & 34C
Parish of Tyntynder West



Road to be discontinued

DAMIEN MOLONEY
Chief Executive Officer

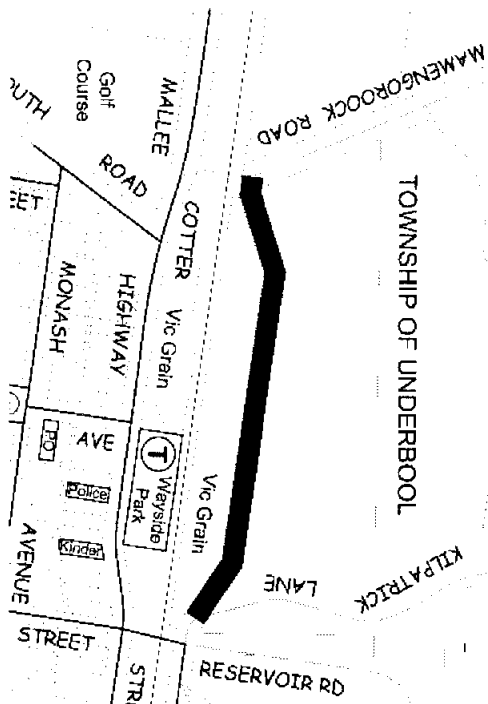


Mildura Rural City Council

Temporary Closure of Road

Pursuant to Schedule 11, Clause 7 of the **Local Government Act 1989**, the Mildura Rural City Council under delegation has resolved to temporarily close a section road in Underbool for the months of November, December 2005 and January 2006.

The road as indicated on the map will be closed to all public traffic excepting vehicles used for bulk handling grain.



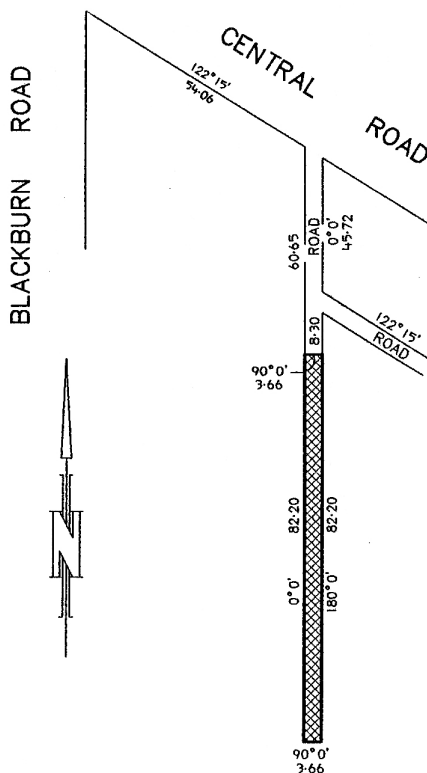
PHIL PEARCE
Chief Executive Officer

WHITEHORSE CITY COUNCIL
Road Discontinuance

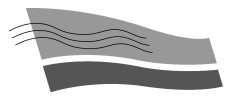
Pursuant to section 206 and schedule 10, clause 3 of the **Local Government Act 1989**, the Whitehorse City Council has formed the opinion that the road at the rear of 2 to 6 Clarke Street and 27 to 35 Blackburn Road, Blackburn, as shown cross-hatched on the plan below, is not

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 abutting property owners.

The road is to be sold subject to the right, power or interest held by Yarra Valley Water Limited, in the road in connection with any sewers, drains or pipes under the control of that authority in or near the road.



NOELENE DUFF
Chief Executive Officer



MOORABOOL
SHIRE COUNCIL

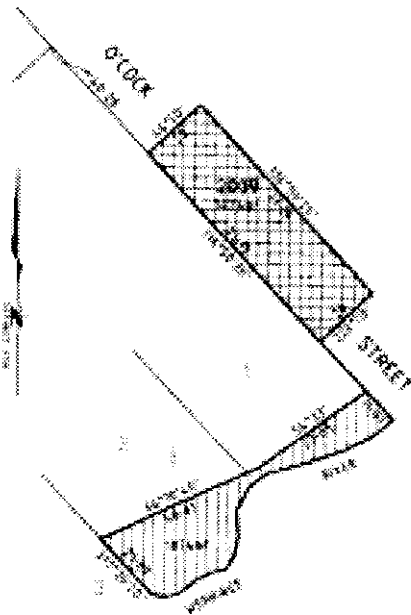
ERRATUM

Road Discontinuance and Exchange of Road

This notice supersedes the notice which appeared on Page 1871 of 25 August 2005, (G39) edition of the Victoria Government Gazette in relation to a road discontinuance and an exchange of road.

At its meeting on 27 April 2005, and acting under Section 207B and Clause 3 of Schedule 10 of the **Local Government Act 1989**, the Moorabool Shire Council ("the Council"):

1. formed the opinion that part of O'Cock Street, Ballan, cross-hatched on the plan below be discontinued; and
2. exchanged for that part of land hatched on the plan below and fronting the Werribee River at Ballan which will become road.



ROBERT DOBRZYNSKI
Chief Executive Officer

CARDINIA SHIRE COUNCIL

Proposed Local Law 10
Environment and Amenity Issues Local Law

Notice is given in accordance with Section 119 of the **Local Government Act 1989** that the Cardinia Shire Council proposed to make a new Local Law No. 10, Environment and Amenity Issues Local Law.

This proposed Local Law follows an extensive process of community consultation on a previous draft Local Law entitled General Amenity Issues Local Law.

As a result of the comments and submissions received on this previous draft, Council has resolved to amend the Local Law and accordingly a new Local Law 10 has been prepared.

The purposes and general purport of the Local Law are to:

- promote a physical and social environment free from hazards to health, in which the residents of the municipal district can enjoy a quality of life that meets the general expectations of the community;
- prevent and suppress nuisances which may adversely affect the enjoyment of life or the health, safety and welfare of persons;
- prohibit, regulate and control activities which may be dangerous or unsafe or detrimental to the quality of life and the environment;
- prohibit, regulate and control access to and behaviour in municipal places;
- regulate and control the use of Municipal Recreation Centres, Municipal Buildings and Reserves.

Copies of the proposed Local Law together with details of the amendments to the previous draft Local Law can be obtained from the Cardinia Shire Council Offices, Henty Way, Pakenham, and from the Council's website at www.cardinia.vic.gov.au.

Any person affected by the proposed Local Law is invited to make a written submission in accordance with the provisions of Section 223 of the **Local Government Act 1989**. Submissions should be forwarded to PO Box 7, Pakenham 3810.

Persons making a submission should state whether they wish to be heard in support of their submission. Any person who has made a written submission and requested to be heard will be given the opportunity to address a meeting of the Council or Committee appointed for the purpose and will be advised of the time and place for that meeting.

DON WELSH
Chief Executive Officer



Processes of Municipal Government
Local Law No. 2, 2005

On 27 September 2005 East Gippsland Shire Council revoked its existing Local Law Processes of Municipal Government (Common Seal) Local Law No. 2 of 1995 and made a new Local Law entitled Processes of Municipal Government (Common Seal) Local Law No. 2 of 2005.

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

- (a) regulate the use and control of the Council's common seal;
- (b) prohibit unauthorised use of the common seal or any device resembling the common seal; and
- (c) provide penalties for non-observance of the provisions of this Local Law.

A copy of the new Local Law may be inspected at or obtained from East Gippsland Shire Council Corporate Centre, 273 Main Street, Bairnsdale; Council Business Centres or from the Council website www.egipps.vic.gov.au.

STEVE KOZLOWSKI
Chief Executive



Abolition of Permits for the Movement of Livestock Local Law 2005

On 27 September 2005 East Gippsland Shire Council made a new Local Law entitled, Abolition of Permits for the Movement of Livestock Local Law 2005 to amend the General Local Law 2000.

The purpose and general purport of the new Local Law is to amend General Local Law 2000, by repealing clauses 5.2, 5.3, 5.4 and 5.5 and abolish the requirement to obtain a permit when moving livestock on roads within the municipality and reduce the regulatory framework.

A copy of the Local Law may be inspected at or obtained from East Gippsland Shire Council Corporate Centre, 273 Main Street, Bairnsdale; Council Business Centres or from the Council website www.egipps.vic.gov.au.

STEVE KOZLOWSKI
Chief Executive



General Local Law 2005

Notice is hereby given that at its Ordinary Meeting held on 24 October 2005, Melton Shire Council made General Local Law 2005.

The purpose of General Local Law 2005 is to replace Local Law No. 1 – 1995. The purport of the General Local Law 2005 is to address conduct over Council's streets and roads, use of Council land, sale of goods, street selling, collection and distributions, environmental health and protection of amenity of the municipal district.

The General Local Law 2005 came into operation on 25 October 2005.

A copy of the General Local Law 2005 can be inspected at the Civic Centre, 232 High Street, Melton, during business hours or on Council's website www.melton.vic.gov.au.



Local Law 6 2005 Unsightly Property

Notice is hereby given pursuant to Section 119(2) of the **Local Government Act 1989** that Moorabool Shire Council is considering an amendment to its General Local Law 2000 2.2 Condition of Land.

Purposes of the Local Law

The purpose of the proposed Local Law is to amend General Local Law 2000 2.2 and 2.3 to provide improved criteria on which to base assessment of unsightly properties.

General Purport of the Local Law

The proposed Local Law, if made, will promote a physical and social environment free from hazards to health or detrimental to the quality of life and the environment of the municipal district.

A copy of the proposed Local Law may be inspected at or obtained from Council offices at 15 Stead Street, Ballan; and 197 Main Street, Bacchus Marsh during business hours of 8.30 am to 5.00 pm or from the Council website www.moorabool.vic.gov.au.

Any person affected by the proposed Local Law may make a submission relating to it to Council. All submissions received by the Council within 14 days of the publication of this Notice will be considered in accordance with Section 223 of the **Local Government Act 1989**.

Any person requesting to be heard in support of a written submission is entitled to appear before a meeting of the Council either personally or by a person acting on his or her behalf and will be notified of the date and time of the hearing.

Submissions should be lodged at the above Council offices or posted to Moorabool Shire Council at PO Box 18, Ballan 3342. Copies of all submissions received will be made available for public inspection. Enquiries should be directed to Rhonda Taylor, Compliance Co-ordinator on 5366 7100.

ROBERT DOBRZYNSKI
Chief Executive Officer



Local Law No. 6 –
Meeting Procedure Local Law

Notice is hereby given that the Nillumbik Shire Council at its meeting on 18 October 2005 amended Local Law No. 6 – Meeting Procedure Local Law.

The purpose of the amendments are:

- Clause 8.1 A definition of the Common Seal has been inserted.
- Clauses 13.1, 13.2 and 30 Procedure for the election of the Mayor, oath of office and disclosure of interests and conflicts of interest provisions amended in line with the changes to the **Local Government Act 1989**.
- Clause 21.3 Attendance at meetings, a provision has been included to allow members of the public to remain in the gallery during confidential items if the Council resolves to do so provided that there will be no debate involving confidential information.
- Clause 24 Conduct of Business – order of which business will be considered at the Council Meeting has been amended.
- Clause 27 replacement of the prayer with a Good Governance Pledge Statement.
- Clause 28 Apologies will be moved and seconded.

- Clause 31 Petitions must be submitted one week prior to the next ordinary meeting unless a matter is considered urgent.
- Clause 32 Questions from the Gallery, clauses have been deleted and others amended.
- Clause 36.1.3 Officer's comments will accompany Notices of Motions.
- Clause 37.1.1 Delegates' reports have been amended to include a 5 minute maximum for each Councillor.
- Clause 37.2 deletion of part (c) in this clause.
- Clause 54.1 a definition of point of order has been included.
- Clause 69 Form of Address at Council meetings has been amended to remove the reference of titles of officers.
- All references to Advisory Committees have been deleted as has Schedule 1 regarding pecuniary interest provisions.

The Local Law will come into effect on 27 October 2005.

A copy of the Local Law can be inspected at www.nillumbik.vic.gov.au, or the Shire Offices, Civic Drive, Greensborough during office hours – 8.30 am to 5.00 pm, Monday to Friday and libraries at Eltham and Diamond Valley.

BILL FORREST
Chief Executive Officer



FORM OF DECLARATION OF THE
PROSCRIBED BROTHEL

Declaration of a Proscribed Brothel

Take notice that, on 20 October 2005, the Magistrates' Court at Ringwood declared the premises situated at 106 Middleborough Road, Blackburn South, to be a Proscribed Brothel for a period of 3 months and 20 days commencing on 20 October 2005, under section 80(1) of the **Prostitution Control Act 1994**.

It is an offence under section 82 of the **Prostitution Control Act 1994** to be found in or entering or leaving a Proscribed Brothel

without lawful excuse, for which a person may be liable to a fine of up to 60 penalty units or imprisonment for 12 months.

NOELENE DUFF
Chief Executive Officer
City of Whitehorse

Planning and Environment Act 1987

BALLARAT PLANNING SCHEME

Notice of Amendment

Amendment C85

Authorisation Number A044

The Ballarat City Council has prepared Amendment C85 to the Ballarat Planning Scheme.

The Amendment applies to land known as part Crown Allotments 6 and 7, Section 2, Parish of Ballarat also known as the former Broodeseinde Barracks, Russell Street, Newington.

The Amendment proposes to:

- apply the Residential 1 Zone as a permanent control;
- apply the DDO as a permanent control; and
- apply the Environmental Audit Overlay to the site.

The existing Heritage Overlay and Vegetation Protection Overlay are to be retained.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: at the office of the planning authority, Ballarat City Council, Phoenix Office, 25 Armstrong Street South, Ballarat; at the Western Region Office, Department of Sustainability and Environment, State Government Offices, corner of Doveton and Mair Streets, Ballarat; and at the Department of Sustainability and Environment, Planning Information Centre, 8 Nicholson Street, East Melbourne 3002.

This can be done during office hours and is free of charge.

Any person who may be affected by the Amendment may make a submission to the planning authority. Submissions about the Amendment must be sent to the Chief Executive

Officer, City of Ballarat, PO Box 655, Ballarat, Vic. 3353, and will be accepted until 5.00 pm on 28 November 2005. All submissions should clearly state all of the grounds on which you support or oppose the Amendment and indicate whether you wish to be heard in support of the submission at any subsequent panel hearing.

DOUG McNEILL
Manager Strategic Planning



Planning and Environment Act 1987

CORANGAMITE PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C3 – Heritage

Authorisation A0167

The Corangamite Shire Council has prepared Amendment C3 – Heritage to the Corangamite Planning Scheme.

In accordance with section 9(2) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Corangamite Council as planning authority to prepare the amendment.

The land affected by the Amendment is 212 properties across the Shire including both existing and proposed heritage items on public and private land, as identified on the heritage overlay maps.

The Amendment proposes to revise the policy statements in the planning scheme which relate to heritage conservation and apply the Heritage Overlay to individual buildings identified in the Camperdown Heritage Study. In particular, the Amendment:

- includes the new individual places within the Schedule to the Heritage Overlay and on the Planning Scheme maps;
- amends the Municipal Strategic Statement and a number of local planning provisions to provide conservation policies and guidance based on the recommendations of the Camperdown Heritage Study (Volumes 1 & 2) and advice from Council's heritage adviser; and
- corrects the mapping anomaly that has resulted in a number of existing scheduled heritage items not being mapped. It further removes a number of items that are located outside the LGA.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment from 24 October 2005 on Council's website under 'For Public Comment' at www.corangamite.vic.gov.au and free of charge, during opening hours at: Corangamite Shire Council, 181 Manifold Street, Camperdown 3260; Camperdown Visitor Information Centre, Court A'Fair, Manifold Street, Camperdown 3260; Department of Sustainability & Environment South West Region, Level 3, State Government Offices, 402-406 Mair Street, Ballarat 3350; Department of Sustainability & Environment South West Region, Level 4, State Government Offices, corner of Fenwick & Little Malop Streets, Geelong 3220; and Department of Sustainability & Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne.

An information session will be held at the Theatre Royal shop, Manifold Street, Camperdown from 2-6.30 pm Tuesday 15 November 2005.

Any person who may be affected by the Amendment may make a submission to the planning authority, addressed to the Chief Executive Officer; by post: Corangamite Shire Council, PO Box 84, Camperdown, Vic. 3260 or email: shire@corangamite.vic.gov.au.

Submissions must be received by close of business, 30 November 2005.

PETER JOHNSTON
CEO

Planning and Environment Act 1987

GREATER BENDIGO PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C76

Authorisation A148

The Greater Bendigo Council has prepared Amendment C76 to the Greater Bendigo Planning Scheme.

In accordance with section 9(2) of the **Planning and Environment Act 1987**, the Minister for Planning authorised the Greater Bendigo City Council as planning authority to prepare the Amendment.

The land affected by the Amendment is:

- Reserve No. 1 Plan of Subdivision 527992Q. The land has an area of 7.904 hectares and is located adjacent to Sheepwash Creek on Strathfieldsaye Road, Strathfieldsaye.
- Part Crown Allotment 49 Parish of Strathfieldsaye located on Strathfieldsaye Road, Strathfieldsaye.

The Amendment proposes to:

- rezone Reserve No. 1 PS 527992Q from part Residential 1 Zone and part Public Use Zone 6 – Local Government to Public Park and Recreation Zone;
- rezone part Crown Allotment 49 from Public Use Zone 6 – Local Government to Residential 1 Zone;
- replace Schedule 1 to the Incorporated Plan Overlay with a new Schedule 1; and
- replace the Schedule to clause 81 with a new Schedule reflecting that the Strathfieldsaye Structure Plan 2001, an incorporated document within the Greater Bendigo Planning Scheme, has been re-formatted and changed to reflect the development of the land for recreational purposes.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment at the following locations: Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne 3002; Department of Sustainability and Environment Regional Office, North West Regional Office, 1 Taylor Street, Epsom 3551; City of Greater Bendigo, Statutory Planning Unit, Hopetoun Mill, 15 Hopetoun Street, Bendigo 3550; City of Greater Bendigo website www.bendigo.vic.gov.au.

This can be done during office hours and is free of charge.

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

The closing date for submissions is the close of business on 28 November 2005. A submission must be sent to City of Greater Bendigo, PO Box 733, Bendigo 3552.

JOHN McLEAN
Chief Executive Officer

Planning and Environment Act 1987

MILDURA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C41

Extension of Exhibition Period

The Minister for Planning, Rob Hulls MP, has extended the period during which submissions will be received for the above Amendment until 16 December 2005.

The notice of the Amendment appeared in the Government Gazette of 13 October 2005 (G41) on Page 2272.

Submissions are due by 5.00 pm on 16 December 2005.

Display Locations

Mildura

- Department of Sustainability and Environment/ Department of Primary Industries, corner of Eleventh Street and Koorlong Avenue, Irymple, Mildura;
- Mildura Business Centre, 150 Pine Avenue, Mildura.

Bendigo

- Department of Sustainability and Environment North West Regional Office, corner of Midland Highway and Taylor Street, Epsom;
- EPA Victoria, 43 Williamson Street, Bendigo.

Melbourne

- Planning Information Centre, Department of Sustainability and Environment, Ground Floor, 8 Nicholson Street, Melbourne;
- EPA Victoria Information Centre, Ground Floor, Herald & Weekly Times Tower, Southbank, Melbourne;
- State Library, 328 Swanston Street, Melbourne;
- Information Victoria, Level One, 356 Collins Street, Melbourne.

Mildura Rural City Council

- The Council's offices at 106–116 Madden Avenue, Mildura.

Canberra

- Department of Environment and Heritage, Library, John Gorton Building, King Edward Terrace, Parkes.

Obtaining Copies of the Exhibited Documents:

The EES, EPA Works Approval application and Amendment C41 can be viewed and downloaded from MPV's website at www.majorprojects.vic.gov.au/industrialwaste

The Planning Scheme Amendment can also be viewed/downloaded by accessing www.dse.vic.gov.au/planning/amendments

The works approval application and accompanying plans and specifications can be viewed/downloaded by accessing www.epa.vic.gov.au/Comments/works_approvals.asp

Hard copies and/or CD-ROM versions of the EES Summary Brochure, EES Main Report and Specialist Report Volumes 1–4, and the EPA Works Approval application and accompanying plans and specifications can be obtained free of charge by calling Information Victoria on (local call) 1300 366 356.

Copies of the Planning Scheme documents may be obtained free of charge at the following locations: Department of Sustainability and Environment/Department of Primary Industries, corner of Eleventh Street and Koorlong Avenue, Irymple, Mildura; Mildura Business Centre, 150 Pine Avenue, Mildura; Department of Sustainability and Environment North West Regional Office, corner of Midland Highway and Taylor Street, Epsom; EPA Victoria, 43 Williamson Street, Bendigo; EPA Victoria Information Centre, Ground Floor, Herald & Weekly Times Tower, Southbank, Melbourne; Information Victoria, Level One, 356 Collins Street, Melbourne.

Written submissions should be sent to: Nowingi LTCF EES Submissions, Planning Panels Victoria, Level 11, 80 Collins Street, Melbourne, Vic. 3000 OR Fax: (03) 9655 8740.

GENEVIEVE OVERELL

Deputy Secretary

Built Environment

Department of Sustainability
and Environment

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 30 December 2005 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.

DOBAJ, Rainelda, late of 293 Highett Street, Richmond, Victoria 3121, retired, and who died on 27 July 2005.

GRIBBIN, Jean Edna, late of 32 Nicholson Street, Nunawading, Victoria 3131, retired, and who died on 27 August 2005.

HARTLEY, Olive Rachel Anne, late of Chelsea Park Nursing Home, 55 Broadway Street, Chelsea, Victoria 3196, and who died on 9 May 2005.

LEE, Janet, late of 101 Lewisham Road, Prahran, Victoria 3181, widow, and who died on 13 August 2005.

MILES, Dulcie Jean, late of Westbury Nursing Home, 12 Pretoria Street, Balwyn, Victoria 3103, pensioner, and who died on 5 June 2005.

THOMAS, Michel Henri, late of 5A Mackey Street, Longwarry, Victoria 3816, pastry cook, and who died on 12 September 2005.

Dated 21 October 2005

Executor and Trustee Services

EXEMPTION

Application No. A330 of 2005

The Victorian Civil & Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by the Wyndham City Council (the applicant). The application for exemption is to enable the applicant to advertise for and appoint a Victorian Koori Artist to undertake a public art commission ("the specified conduct").

Upon reading the material filed in support of this application by Ms Lois Binnie, Manager City Presentation, Wyndham City Council, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- the public art commission aims to celebrate heritage, acknowledge traditional owners of the land and honour and recognise Victorian Koori people, therefore it is appropriate that an artist of Victorian Koori background undertake the commission.

- A Victorian Koori artist can bring a culturally-specific artistic vision to the commission and respond artistically to Aboriginal culture and values.

The Tribunal hereby grants an exemption from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 27 October 2008.

Dated 20 October 2005

HER HONOUR JUDGE DAVIS
Vice President

EXEMPTION

Application No. A339 of 2005

The Victorian Civil & Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by St Vincent's Health (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Indigenous Australian or Torres Strait Islander person in the position of Aboriginal Policy and Planning Officer ("the specified conduct").

Upon reading the material filed in support of this application by Ms Anita Ferguson, Director of Mission, St Vincent's Health, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- the role of Aboriginal Policy and Planning Officer is vital in enabling St Vincent's to meet the Department of Human Services requirement for Health Services to initiate strategies under the Improving Care for Aboriginal Patients (ICAP) plan.
- An Aboriginal or Torres Strait Islander will likely have specific skills and knowledge of the Aboriginal and Torres Strait Islander community to enable more effective development of policy or delivery of services to Aboriginal and Torres Strait Islander people.

The Tribunal hereby grants an exemption from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 27 October 2008.

Dated 20 October 2005

HER HONOUR JUDGE DAVIS
Vice President

EXEMPTION

Application No. A346 of 2005

The Victorian Civil & Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by the Alfred Hospital (the applicant). The application for exemption is to enable the applicant to advertise for and employ an Aboriginal or Torres Strait Islander person in the position of Aboriginal Health Development Officer for Bayside Health ("the specified conduct").

Upon reading the material filed in support of this application by Mr Angelo Morelli, Director of Mission, Acting Manager, Patient and Family Services Manager, Alfred Hospital, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- Indigenous Australians in general are the least healthy of all Indigenous populations within comparable developed countries and have a significantly lower level of access to appropriate health care than non-Indigenous Australians.
- The Aboriginal Health Development Officer will support Bayside Health in improving access to and the availability of culturally appropriate health services for Aboriginal and Torres Strait Islander people.
- An Aboriginal or Torres Strait Islander will have a set of attributes that will assist them to provide the services, including understanding of the culture and community affairs, understanding of past histories and

understanding of the kinship system and family connections.

The Tribunal hereby grants an exemption from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 27 October 2008.

Dated 20 October 2005

HER HONOUR JUDGE DAVIS
Vice President

EXEMPTION

Application No. A347 of 2005

The Victorian Civil & Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by the University of Melbourne (the applicant). The application for exemption is to enable the applicant to advertise for and appoint persons of Indigenous Australian background to two trainee positions within the Centre for Health and Society (CHS), School of Population Health, Faculty of Medicine, Dentistry and Health Sciences ("the specified conduct").

Upon reading the material filed in support of this application by E. A. Bare, Vice Principal Human Resources, University of Melbourne, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- The University of Melbourne's strategic plan affirms a commitment to cultural diversity, including recognising the workplace needs and aspirations of Indigenous Australians.
- The appointment of persons of an Indigenous Australian background will directly contribute to the University's Indigenous Employment strategy, which builds on the University's commitment to addressing Indigenous disadvantage.
- The positions are being established to combine work with study and support the participation and career progression of Indigenous Australians.

The Tribunal hereby grants an exemption from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 27 October 2008.

Dated 20 October 2005

HER HONOUR JUDGE DAVIS
Vice President

EXEMPTION

Application No A348 of 2005

The Victorian Civil & Administrative Tribunal has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** (the Act) by Connections – Child, Youth and Family Services (the applicant). The application for exemption is to enable the applicant to advertise for and employ a female in the position of Family Violence Project Worker (“the specified conduct”).

Upon reading the material filed in support of this application, including an affidavit by Enza Marino of Connections – Child, Youth and Family Services, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to engage in the specified conduct.

In granting this exemption the Tribunal noted:

- The family violence project worker position targets vulnerable women in the community who have experienced violence, which may include sexual assault.
- The family violence project worker will be asked to facilitate therapeutic groups to women and children affected by violence, and will also be providing community education on an outreach basis to maternity hospitals and playgroups in order to raise awareness of family violence.
- Women and children who have experienced violence may be socially isolated, frightened and mistrusting of men, therefore it is more appropriate that a female worker facilitate community education and therapeutic groups

The Tribunal hereby grants an exemption from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to engage in the specified conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 27 October 2008.

Dated 21 October 2005.

HER HONOUR JUDGE DAVIS
Vice President

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary, Department of Human Services, under Section 10(2) of the **Community Welfare Services Act 1970** in relation to Section 5 of the **Adoption Act 1984**.

I, Brian Joyce, approve the following person under Section 5(1) and Section 5(2)(b) of the Act as approved counsellor for the purposes of Section 35 Act.

Rowena Robinson, Anglicare Victoria,
41 Somerville Road, Yarraville 3013.

BRIAN JOYCE
Regional Director
North and West Metropolitan Region

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary, Department of Human Services, under Section 10(2) of the **Community Welfare Services Act 1970** in relation to Section 5 of the **Adoption Act 1984**.

I, Brian Joyce, approve the following person under Section 5(1) and Section 5(2)(b) of the Act as approved counsellor for the purposes of Section 35 of the Act.

Josephine Das, Centacare Catholic Family Services, 576 Victoria Parade, East Melbourne 3002.

BRIAN JOYCE
Regional Director
North and West Metropolitan Region

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services, under Section 10(2) of the **Community Services Act 1970** in relation to Section 5(2) of the **Adoption Act 1984**, I, Carolyn Gale, give approval of the following person(s) under Section 5(1) and Section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of Section 35 and Section 87 of the **Adoption Act 1984**.

Name: Liora Budlender

CAROLYN GALE
Manager Community Care
Southern Metropolitan Region

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services, under Section 10(2) of the **Community Services Act 1970** in relation to Section 5(2) of the **Adoption Act 1984**, I, Carolyn Gale, request that you revoke approval of the following person(s) under Section 5(1) and Section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of Section 35 and Section 87 of the **Adoption Act 1984**.

Name: Kate Macmillan

CAROLYN GALE
Manager Community Care
Southern Metropolitan Region

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services, under Section 10(2) of the **Community Services Act 1970** in relation to Section 5(2) of the **Adoption Act 1984**, I, Carolyn Gale, give approval of the following person(s) under Section 5(1) and Section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of Section 35 and Section 87 of the **Adoption Act 1984**.

Name: Corinne Blamey

CAROLYN GALE
Manager Community Care
Southern Metropolitan Region

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services, under Section 10(2) of the **Community Services Act 1970** in relation to Section 5(2) of the **Adoption Act 1984**, I, Carolyn Gale, request that you revoke approval of the following person(s) under Section 5(1) and Section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of Section 35 and Section 87 of the **Adoption Act 1984**.

Name: Andrew Minge

CAROLYN GALE
Manager Community Care
Southern Metropolitan Region

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services, under Section 10(2) of the **Community Services Act 1970** in relation to Section 5(2) of the **Adoption Act 1984**, I, Carolyn Gale, request that you revoke approval of the following person(s) under Section 5(1) and Section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of Section 35 and Section 87 of the **Adoption Act 1984**.

Name: Gabrielle Kirwan

CAROLYN GALE
Manager Community Care
Southern Metropolitan Region

Adoption Act 1984

Under the functions and powers assigned to me by the Secretary to the Department of Human Services, under Section 10(2) of the **Community Services Act 1970** in relation to Section 5(2) of the **Adoption Act 1984**, I, Carolyn Gale, request that you revoke approval of the following person(s) under Section 5(1) and Section 5(2) of the **Adoption Act 1984** as an approved counsellor for the purposes of Section 35 and Section 87 of the **Adoption Act 1984**.

Name: Charlotte Mirams

CAROLYN GALE
Manager Community Care
Southern Metropolitan Region

Cemeteries and Crematoria Act 2003

SECTION 41(1)

Notice of Approval of
Cemetery Trust Fees and Charges

I, Jan Norton, as delegate of the Secretary to the Department of Human Services for the purposes of section 40(2) of the **Cemeteries and Crematoria Act 2003**, give notice that I have approved the scale of fees and charges fixed by the public cemetery trusts listed in this notice. The approved scale of fees and charges will take effect from the date of publication of this notice, and will be published on the Internet.

Altona Memorial Park

Fawkner Crematorium and Memorial Park

Templestowe Cemetery and Memorial Gardens

JAN NORTON

Director Social and Environmental Health

Land Acquisition and Compensation Act 1986

FORM 7

S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Crown Allotment 1, Section 6, Parish of Harcourt, comprising 18 square metres and being land described in Crown Grant 30094, shown as Parcel 86 on Survey Plan 20976.

Interest Acquired: That of William Fenwick and all other interests.

Published with the authority of VicRoads.

Dated 27 October 2005

For and on behalf of VicRoads:
BERNARD TOULET
Manager VicRoads Property

Land Acquisition and Compensation Act 1986

FORM 7

S.21

Reg. 16

Notice of Acquisition

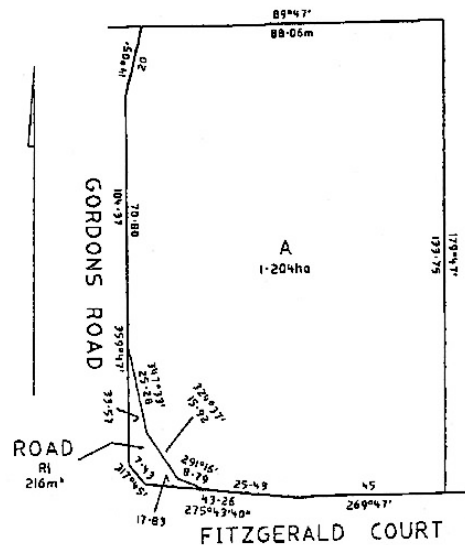
Compulsory Acquisition of Interest in Land

The Whittlesea City Council declares that by this notice it acquires the following interest

in fee simple in part of the land known as 300 Gordons Road, South Morang, and identified in Certificate of Title Volume 9878 Folio 466. That part of the land acquired is an area of 216 square metres and shown as "R1" on plan below.

Interests acquired: that of George and Nuha Sacca, William and Muna Hilsaca, Mabanco Engineering and Contracting Pty Ltd and all other interests in the land.

Published with the authority of the Whittlesea City Council.



Dated 27 October 2005

For and on behalf of
Whittlesea City Council
GRAEME BRENNAN
Chief Executive Officer

Land Acquisition and Compensation Act 1986

FORM 7

S.21

Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot 1 on Plan of Subdivision 514696S, Parish of Yuroke comprising 326.0 square metres and being land described in Certificate of Title Volume 10758, Folio 029, shown as Parcel 1 on Survey Plan 21031.

Interest acquired: That of Perpetual Trustees Australia Ltd and all other interests.

Published with the authority of VicRoads.

Dated 27 October 2005

For and on behalf of VicRoads
BERNARD TOULET
Manager VicRoads Property

Land Acquisition and Compensation Act 1986

FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot B on Plan of Subdivision 424362A, Parish of Yuroke comprising 1650.0 square metres and being land described in Certificate of Title Volume 10836, Folio 113, shown as Parcel 30 on Survey Plan 21034.

Interest acquired: That of GPT Nominees Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 27 October 2005

For and on behalf of VicRoads
BERNARD TOULET
Manager VicRoads Property

Land Acquisition and Compensation Act 1986

FORM 7 S.21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice it acquires the following interest in the land described as part of Lot B on Plan of Subdivision 424362A, Parish of Yuroke comprising 1650.0 square metres and being land described in Certificate of Title Volume 10836, Folio 112, shown as Parcel 30 on Survey Plan 21034.

Interest acquired: That of Austrak AFM Pty Ltd and all other interests.

Published with the authority of VicRoads.

Dated 27 October 2005

For and on behalf of VicRoads
BERNARD TOULET
Manager VicRoads Property

Nurses Act 1993

NURSES BOARD OF VICTORIA

In accordance with the **Nurses Act 1993** s8B.(1) the following registered nurses Division 1 have satisfactorily completed a course of study and undertaken clinical experience that, in the opinion of the Board, qualifies the nurse to use the title nurse practitioner in the category as noted:

Karen Code – Palliative Care
Leanne Davey – Palliative Care
Julie Paul – Palliative Care
Irene Murphy – Palliative Care

The Board has endorsed the registration of the nurses noted above and specified in the endorsement, the category of nurse practitioner with respect to which the nurse practitioner is entitled to use the title.

Under s8B.(2) the Board is satisfied that the above nurses have satisfactorily completed course of study which, in the opinion of the Board, qualifies the nurse to obtain and have in her or his possession and to use, sell or supply the Schedule 2, 3, 4 or 8 poisons within the **Drugs, Poisons and Controlled Substances Act 1981** that are prescribed under the Act with respect to the category of nurse practitioner.

LOUISE MILNE-ROCH
Chief Executive Officer

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Kathryn Anne Rooke

Identification Number 1501231

Registered in Division 2

Following a formal hearing into the professional conduct of Kathryn Anne Rooke, a Panel appointed by the Nurses Board of Victoria found on 20 October 2005 that the nurse has engaged in unprofessional conduct of a serious nature.

The Panel determined, pursuant to section 48(2) of the Act, to cancel Ms Rooke's registration as a division 2 nurse.

LOUISE MILNE-ROCH
Chief Executive

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Philip Graham Thewlis

Identification Number 143569

Registered in Division 2

Following a formal hearing into the professional conduct of Philip Graham Thewlis, a Panel appointed by the Nurses Board of Victoria found, on 20 October 2005, that the nurse had engaged in unprofessional conduct of a serious nature.

The Panel therefore determined as follows:

1. under section 48 (2)(e) of the Act the Panel imposed the following conditions on Mr Thewlis's registration:
 - 1.1 upon recommencing employment as a nurse he must notify the Board of the name of his employer within seven days; and
 - 1.2 upon recommencing employment as a nurse he must provide the Board with satisfactory six-monthly reports from his employer for a period of two years.

LOUISE MILNE-ROCH
Chief Executive Officer

Nurses Act 1993

NURSES BOARD OF VICTORIA

Re: Sharon Joy Williams

Identification Number 1939484

Registered in Division 2

Following a formal hearing into the professional conduct of Sharon Joy Williams, a Panel appointed by the Nurses Board of Victoria found on 18 October 2005 that the nurse has engaged in unprofessional conduct of a serious nature.

The Panel determined that:

1. Ms Williams must refrain from working in the aged care sector until she satisfactorily completes the specific training courses run by the Australian Nursing Federation, namely "Managing Challenging Behaviours Associated with Dementia" and "Managing Aggressive Persons";
2. Ms Williams must provide the Board with satisfactory quarterly reports from her

Counsellor for a period of 12 months from 18 October 2005; and

3. upon recommencing employment as a nurse, Ms Williams must provide the Board with satisfactory quarterly reports from her employer for a period of 12 months.

LOUISE MILNE-ROCH
Chief Executive Officer

Racing Act 1958

APPOINTMENT TO
HARNESS RACING VICTORIA'S
PANEL OF APPEAL ASSESSORS

John Dix is appointed under Section 49C of the **Racing Act 1958** as a member of Harness Racing Victoria's Panel of Assessors for the period 9 September 2005 to 8 September 2008.
Dated 8 September 2005

JOHN PANDAZOPOULOS MP
Minister for Racing

Racing Act 1958

APPOINTMENT TO
HARNESS RACING VICTORIA'S
PANEL OF APPEAL ASSESSORS

John Wilson is appointed under Section 49C of the **Racing Act 1958** as a member of Harness Racing Victoria's Panel of Assessors for the period 9 September 2005 to 8 September 2008.
Dated 8 September 2005

JOHN PANDAZOPOULOS MP
Minister for Racing

**Victorian Managed Insurance
Authority Act 1996**

DECLARATION OF PARTICIPATING BODY

I, John Lenders MP, being the Minister responsible for administering the **Victorian Managed Insurance Authority Act 1996** (the "Act"), pursuant to section 4 of the Act, hereby declare the entity specified below to be a participating body for the purposes of the Act.

SUSTAINABILITY VICTORIA

JOHN LENDERS MP
Minister for Finance

Plant Health and Plant Products Act 1995**ORDER DECLARING A RESTRICTED AREA IN EASTERN GIPPSLAND
FOR THE CONTROL OF QUEENSLAND FRUIT FLY**

I, Bob Cameron, Minister for Agriculture, under sections 20 and 22 of the **Plant Health and Plant Products Act 1995** make the following Order declaring a restricted area for the control of the exotic pest, Queensland fruit fly and specifying the prohibitions, restrictions and requirements which are to operate in the restricted area.

Dated 18 October 2005

BOB CAMERON

Minister for Agriculture

1. Objective

The objective of this Order is to declare a restricted area for the control of Queensland fruit fly and to specify the prohibitions, restrictions and requirements which are to operate in the restricted area.

2. Authorising provisions

This Order is made under sections 20 and 22 of the **Plant Health and Plant Products Act 1995**.

3. Revocation

The proclamation declaring a proclaimed area (applying to the Rural City of Wodonga and the Shires of Omeo, Tambo, Orbost, Tallangatta and Upper Murray) under section 25 of the **Vegetation and Vine Diseases Act 1958** made on 13 August 1985 and published in the Victoria Government Gazette on 14 August 1985 (pages 3133 to 3134) is revoked.

4. Definition

In this Order—

- (a) “Act” means the **Plant Health and Plant Products Act 1995**;
- (b) “host material” means any fruit or vegetable listed in Schedule 5 of the Regulations;
- (c) “Manager Plant Standards” means the person occupying or acting in the position of Manager, Plant Standards in the Department of Primary Industries;
- (d) “Queensland fruit fly” means the exotic pest *Bactrocera tryoni*;
- (e) “Regulations” mean the Plant Health and Plant Products Regulations 1996.

5. Restricted area for the control of Queensland Fruit Fly

The restricted area for the control of Queensland fruit fly is declared to be the area described in Schedule 1.

6. Prohibitions, restrictions and requirements

- (1) The movement from the restricted area into any part of Victoria of any –
 - (a) host material; or
 - (b) package which has been used to contain any host material – is prohibited.
- (2) Sub-clause (1) does not apply if the host material or package is accompanied by a plant health declaration issued by an authorised person, an assurance certificate issued by an accredited person or a plant health certificate issued by an authorised officer, certifying that the host material or package has been treated in a manner approved by the Manager Plant Standards.

Schedule 1

The area of land, in the state of Victoria, east of the line commencing at a point where Lake King enters Bass Strait, then in a westerly direction along the southern shoreline of Lake King, to the intersection of Lake King and the western boundary of the Parish of Colquhoun; then in a northerly direction along the western border of the Parish of Colquhoun to the intersection of the Parishes of Colquhoun, Boole Poole and Bumberrah, then in a westerly and northerly direction along the southern and western borders of the Parish of Bumberrah to the intersection of the Parishes of Bumberrah, Sarsfield and Tambo and the Nicholson River, then in a northerly direction along the Nicholson River to the point where the Nicholson River intersects with Quarry Creek Road, then in a northerly direction along Quarry Creek Road to the intersection of Quarry Creek Road and Chester Road, then in a northerly direction along Chester Road to the intersection of Chester Road and Engineers Road, then in a straight line in a northerly direction to the intersection of Bullumwaal–Mt Baldhead Track and Nelson Track, then in a straight line in a north-westerly direction to the intersection of New Rush Track and Groves Gap Road, then in a north-westerly direction along Groves Gap Road to the intersection of Groves Gap Road and the Parishes of Wentworth, Omeo and Carneek, then in a north-westerly direction along the western boundary of the Parish of Omeo to the intersection of the Parishes of Omeo, Carneek and Bingo Munjie South, then in a westerly and northerly direction along the southern and western boundaries of the Parish of Bingo Munjie South to the intersection of the Parishes of Bingo Munjie South, Mullawye and Theddora, then in a north-westerly direction along the western boundary of the Parish of Theddora to the intersection of the Parishes of Theddora, Hotham and Lochiel, then in a northerly direction along the western boundary of the Parish of Lochiel to the intersection of the Parishes of Lochiel, Darbalang and Nowyeo, and the Shire of East Gippsland, then in a northerly and westerly direction along the western boundary of the East Gippsland Shire to the intersection of the East Gippsland, Alpine and Towong Shires, then in a north-westerly direction along the western boundary of Towong Shire to the intersection of Towong and Indigo Shires and the Rural City of Wodonga, then in a westerly direction along the southern boundary of the Rural City of Wodonga, to the intersection of the boundaries of the Rural City of Wodonga and the Parishes of Yackandandah and Beethang, then in a northerly direction along the western boundary of the Parish of Beethang to the intersection of the boundaries of the Parishes of Beethang, Yackandandah and Baranduda, then in a straight line in a westerly direction to the intersection of Whytes Road and Boundary Road, then in a westerly direction along Boundary Road to the intersection of Boundary Road and Wodonga–Yackandandah Road, then in a straight line in a south-westerly direction to the intersection of Ridge Lane and Baranduda Range Track, then in a south-westerly direction along Baranduda Range Track to the intersection of Baranduda Range track and the boundary of the Rural City of Wodonga and Indigo Shire, then in a south-westerly and northerly direction along the south-eastern and western boundaries of the Rural City of Wodonga to the intersection of the boundary of the Rural City of Wodonga and Indigo Shire and the Parishes of Woorragee North, Barnawartha South and Belvoir West, then in a northerly direction along the western boundary of the Parish of Belvoir West to the Murray River.

Private Agents Act 1966**NOTICE OF RECEIPT OF APPLICATIONS FOR LICENCES
UNDER THE PROVISIONS OF THE PRIVATE AGENTS ACT 1966**

I, the undersigned, being the Clerk of the Magistrates' Court at Broadmeadows hereby give notice that applications, as under, have been lodged for hearing by the said Court on the date specified.

Any person desiring to object to any of such applications must—

- (a) lodge with me a notice in the prescribed form of his objection and of the grounds thereof;

- (b) cause a copy of such notice to be served personally or by post upon the applicant at least three days before the hearing of the application; and
- (c) send or deliver
- (i) where the objection is not made by the officer in charge of the police district in which the Court is situated—a copy of the notice to such officer; and
 - (ii) where the objection is not made by the Registrar or Deputy Registrar—a copy to the Registrar.

<i>Full Name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Place of Abode of Applicant or Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>	<i>Date of Hearing of Application</i>
Michael James Hansen	4 Edgar Street, Hadfield			Commercial Agents Licence	18/11/2005

Dated at Broadmeadows 20 October 2005

MARCO CARUSI
Deputy Registrar
Magistrates' Court

Victoria Racing Club Act 1871

NOTICE OF AMENDMENT TO BY-LAWS

Notice is given that the Committee of the Victoria Racing Club pursuant to section 13 of the **Victoria Racing Club Act 1871** has resolved that the following By-Laws be amended.

The First Resolution by the Committee of the Victoria Racing Club at its meeting held on Friday 17 December 2004 resolved that By-Law 51 of the Victoria Racing Club made pursuant to the **Victoria Racing Club Act 1871** is amended by deleting from By-Law 51 the table of tolls and charges and inserting in place thereof the following new table of tolls and charges:

Victoria Racing Club Pricing Guidelines – 2005/2006 Racing Season

GENERAL ADMISSION FEES		2005/06
Non-Feature Days:		\$
Saturday/Public Holiday	– Full	\$10.00
	– Concession	\$6.00
Sunday/Midweek	– Full	\$7.00
	– Concession	\$4.00
Feature Days:		
Ascot Vale Stakes Day (September Saturday)	– Full	\$18.00
	– Concession	\$10.00
Turnbull Stakes Day (October Saturday)	– Full	\$18.00
	– Concession	\$10.00
Victoria Derby Day (Approved)	– Full	\$45.00
	– Concession	\$23.00
	– Children	\$8.00
Melbourne Cup Day	– Full	\$50.00

(Approved)	– Concession	\$26.00
	– Children	\$8.00
VRC Oaks Day	– Full	\$45.00
(Approved)	– Concession	\$23.00
	– Children	\$8.00
Emirates Stakes Day	– Full	\$25.00
(Approved)	– Concession	\$13.00
	– Family (2 adults + 2 children)	\$45.00
	– Children	Free
New Years Day	– Full	\$14.00
	– Concession	\$8.00
Lightning Stakes Day	– Full	\$14.00
	– Concession	\$8.00
Newmarket Handicap Day	– Full	\$n/a
	– Concession	\$n/a
Australian Cup Day	– Full	\$22.00
(including Newmarket & Aust Guineas in 05/06)	– Concession	\$12.00
Sires Produce Day	– Full	\$14.00
	– Concession	\$8.00

The Amendment to the By-Law was sent to the Minister for Racing on 1 August 2005 has now been reviewed and has not been disallowed.

The Amendment will come into operation on 1 August 2005.

ROD FITZROY
Chairman

Water Act 1989

FIRST MILDURA IRRIGATION TRUST

Excision of Land from Trust District

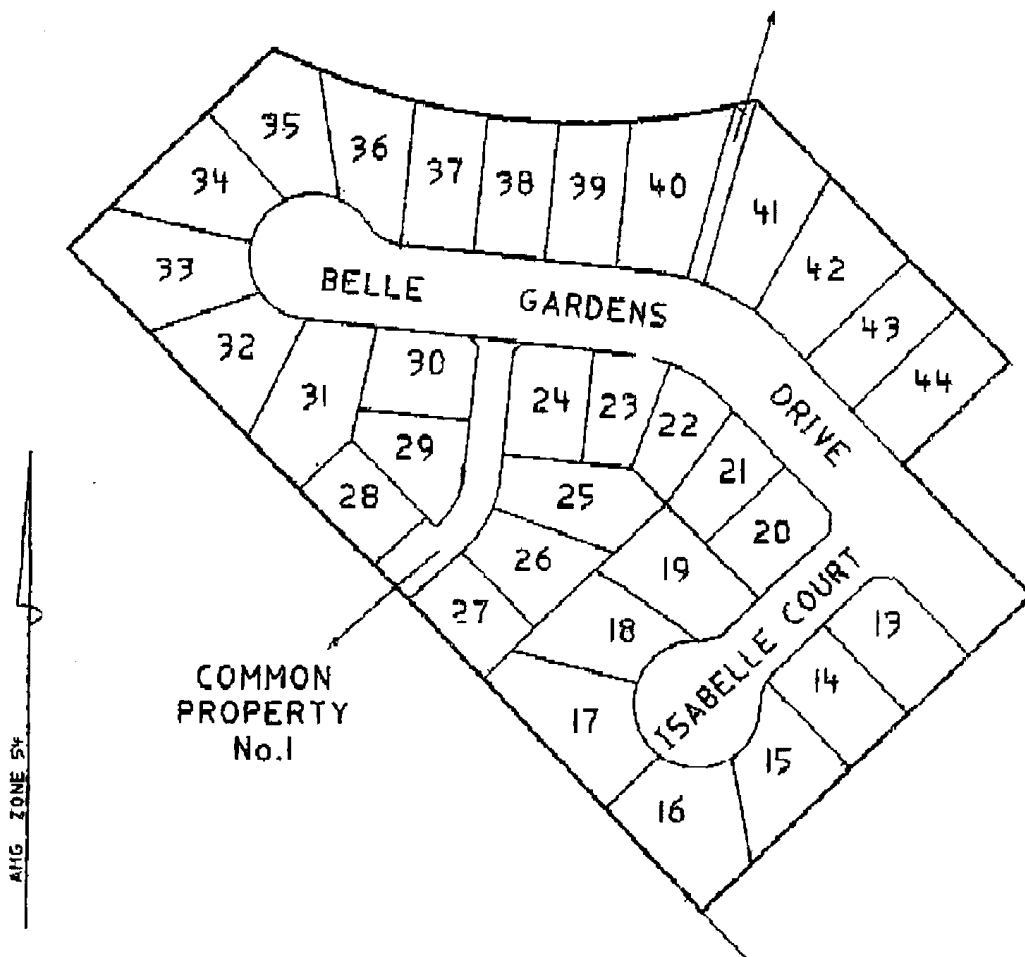
Pursuant to Section 104 Parts (1) and (2) of the **Water Act 1989** notice is hereby given of the intention to excise the following land lots as detailed in the plans below.

Belle Gardens Drive, Mildura

Subdivision	Plan No.	Lots
	PS 517568L Version 3	13-44 & Common Property 1 & Reserve No. 1

Plan Number
PS 517568L

**RESERVE No.1
RESERVE FOR
PUBLIC OPEN SPACE**

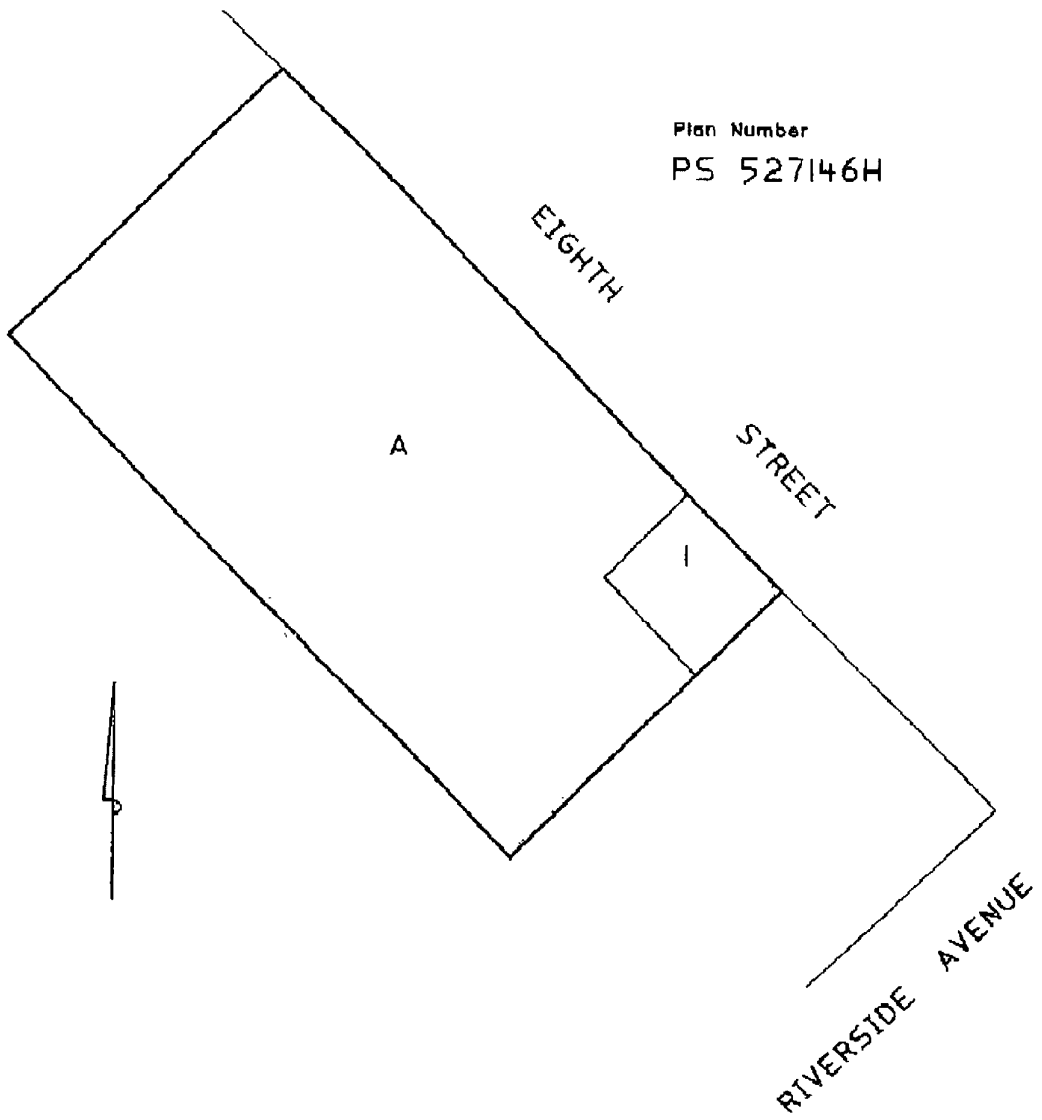


8th Street, Mildura

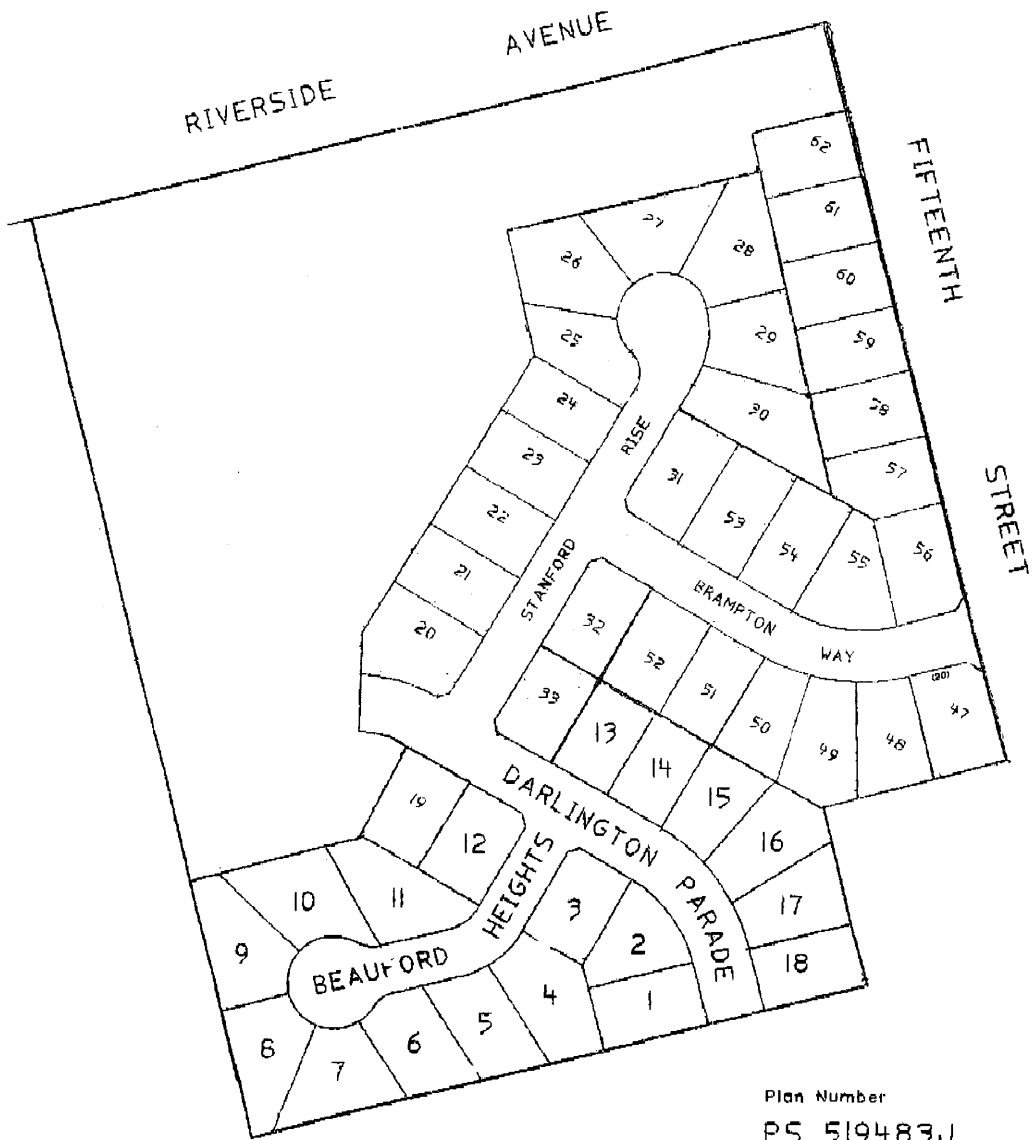
Subdivision

Plan No.
PS 527146H

Lots
1 & A



Riverside Avenue & 15th Street, Mildura
Subdivision Plan No. PS 519483J
Lots Stage 1, 2 & 3
1-18, 19-33, 47-62



Plan Number
PS 519483J

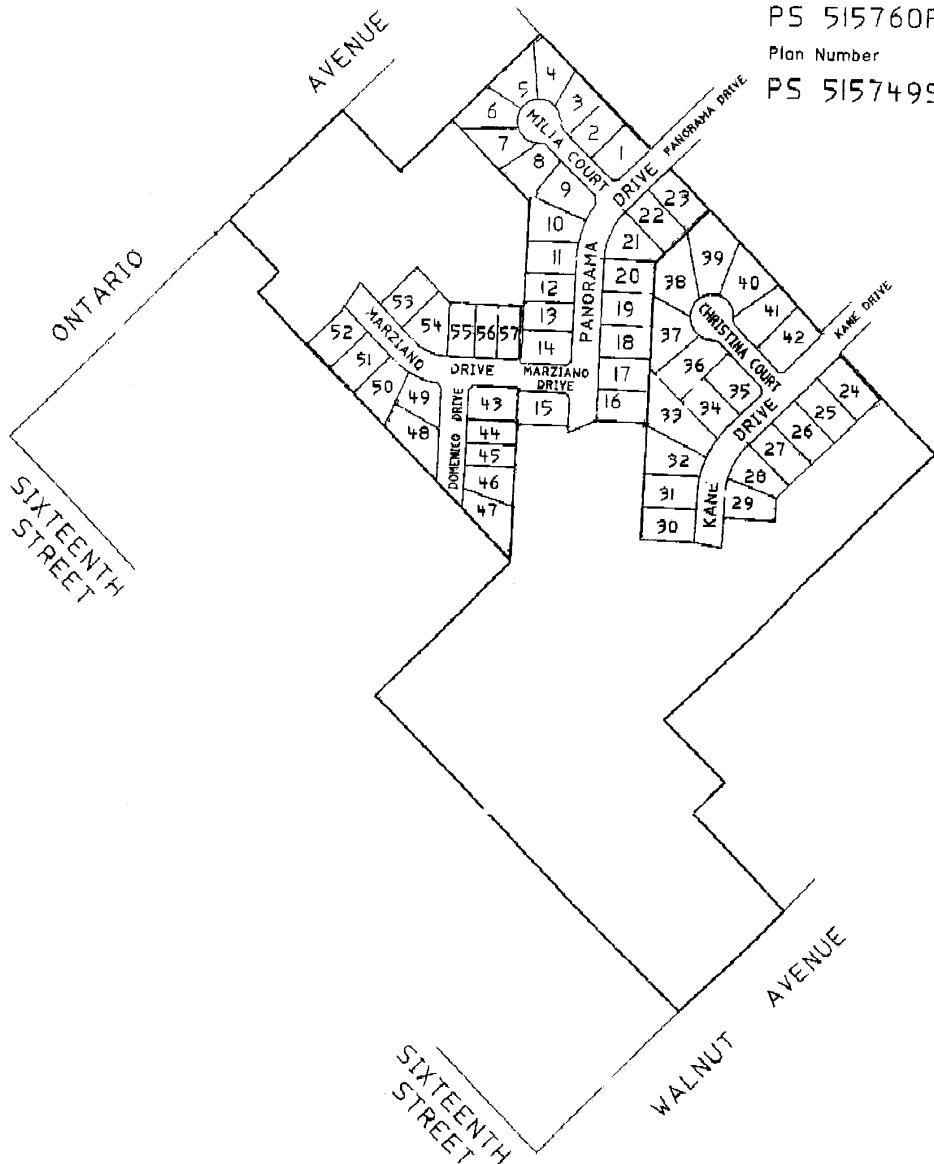
Panorama Drive, Mildura

Subdivision

Plan No.
PS 503523N
PS 515749S
PS 515760F

Lots
Stage 1 Lots 1-23
Stage 2 Lots 24-42
Stage 3 Lots 43-57

Plan Number
PS 503523N
Plan Number
PS 515760F
Plan Number
PS 515749S



Villiva Drive & Leicester Street

Subdivision

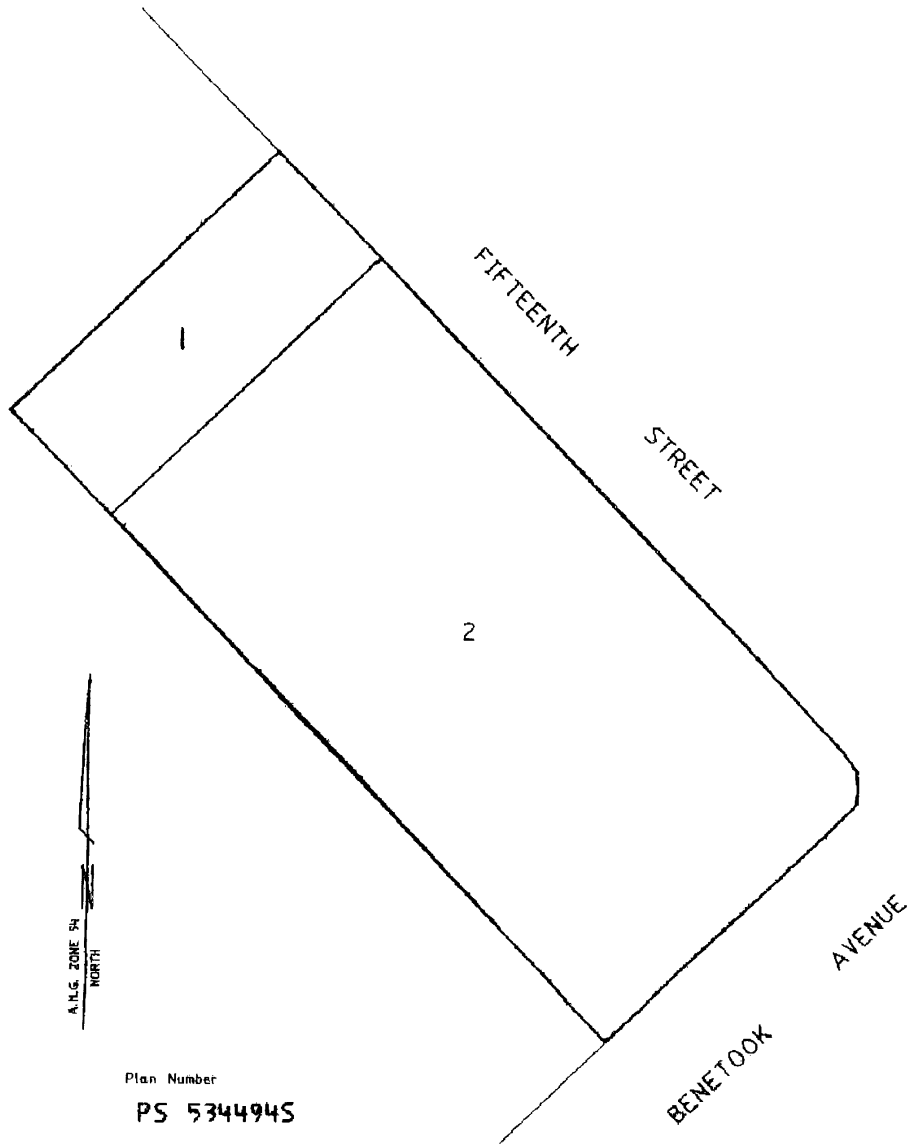
Plan No.
PS 505005B
Stages S1 & S2 & S3 & S4

Lots
Stage 1 Lots 166–178, 223–228
Stage 2 Lots 179, 196–207, 222
Stage 3 Lots 208–221

Plan Number
PS 505005B



Subdivision Benetook Avenue & 15th Street
Plan No. PS 5344945 Lots 1 & 2



Any person who believes that may be affected by the proposed excisions may lodge an objection in relation to excisions.

Written submissions setting out grounds for objection must be received by the Trust within 4 weeks of the publication of this notice.

The boundaries of the said excised lots as per survey are marked on plans which are available for inspection at the Trust office during office hours.

ROD RALPH
Chief Executive

Planning and Environment Act 1987

BASS COAST PLANNING SCHEME

Notice of Approval of Amendment

Amendment C32 part 1

The Minister for Planning has approved Amendment C32 part 1 to the Bass Coast Planning Scheme.

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

The Amendment:

- rezones lots 2, 3 & 4 on TP6759 Corinella Road from a Road Zone Category 2 to Rural Zone;
- rezones lot 2 on PS318248Q from Rural Zone to Public Use Zone 1; and
- amends Schedule 4 to the Environmental Significance Overlay (clause 42.01) so as to replace the word 'must' with 'may'.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, 8 Nicholson Street, East Melbourne; the Gippsland Region Office, 71 Hotham Street, Traralgon; and at the offices of the Bass Coast Shire Council, 76 McBride Avenue, Wonthaggi.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

CARDINIA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C74

The Minister for Planning has approved Amendment C74 to the Cardinia Planning Scheme.

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

The Amendment rezones land known as 135–155 Taplins Road, Catani from a Special Use Zone – Horticultural Preservation to a Green Wedge Zone–Schedule 1.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Cardinia Shire Council, Henty Way, Pakenham.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

GREATER GEELONG PLANNING SCHEME

Notice of Approval of Amendment

Amendment C106

The Minister for Planning has approved Amendment C106 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 surrounding 'Pirra Homestead', Windermere Road, Lara to Rural Living Zone.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, 8 Nicholson Street, East Melbourne; and at the offices of the City of Greater Geelong, 131 Myers Street, Geelong.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987GREATER SHEPPARTON
PLANNING SCHEME

Notice of Approval of Amendment

Amendment C53

The Minister for Planning has approved Amendment C53 to the Greater Shepparton Planning Scheme.

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

The Amendment introduces a Public Acquisition Overlay (PAO6) over the alignment of Mosquito Depression Drain Stage 10.

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

Permit No.: 2004-601.

Description of land: Various parcels along the existing Mosquito Depression Drain from the point approximately 200 metres north of the intersection of Winter and Pogue Roads, Toolamba West, to the Drain's confluence with Mosquito Drain 40 approximately 600 metres south south-east of the intersection on Winter and Bitcon Roads, Murchison North.

A copy of the Amendment and permit can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, Melbourne; or the North East Regional Office, 35 Sydney Road, Benalla; and at the office of the City of Greater Shepparton, 90 Welsford Street, Shepparton.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

HEPBURN PLANNING SCHEME

Notice of Approval of Amendment

Amendment C27

The Minister for Planning has approved Amendment C27 to the Hepburn Planning Scheme.

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

The Amendment rezones Crown Allotment 11, Section 21, 136 Raglan Street, Daylesford from Industrial 1 Zone to Residential 1 Zone.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor,

8 Nicholson Street, East Melbourne; at the South West Region Office, Department of Sustainability and Environment, State Government Offices, corner of Mair and Doveton Streets, Ballarat; and at the offices of Hepburn Shire Council, Duke Street, Daylesford and Albert Street, Creswick.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

HORSHAM PLANNING SCHEME

Notice of Approval of Amendment

Amendment C20

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

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

The Amendment applies Schedule 6 to the Environmental Significance Overlay to introduce a buffer around the Horsham wastewater treatment plant and surrounding land and removes Schedule 7 to the Design and Development Overlay.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Horsham Rural City Council, Civic Centre, Roberts Avenue, Horsham.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

MAROONDAH PLANNING SCHEME

Notice of Approval of Amendment

Amendment C41

The Minister for Planning has approved Amendment C41 to the Maroondah Planning Scheme.

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

The Amendment:

- rezones Lot 1 PS 427522N and Lot 1 PS 323975C, located on the corner of Bayswater Road and Bayfield Road, Bayswater North, from an Industrial 1 Zone to a Residential 1 Zone;
- applies a Development Plan Overlay Schedule 3 over the land;
- applies a Public Acquisition Overlay on Lot 1 PS 323975C; and
- modifies Clause 21.03 Maroondah Vision and Clause 21.10 Industrial Land Use, under the Local Planning Policy Framework.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Maroondah City Council, Braeside Avenue, Ringwood.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
MELBOURNE PLANNING SCHEME

Notice of Approval of Amendment
Amendment C103

The Minister for Planning has approved Amendment C103 to the Melbourne Planning Scheme.

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

The Amendment makes changes to the Schedule to Clause 52.03 "Specific Sites and Exclusions", and the Schedule to Clause 81 "Documents Incorporated in this Scheme" to insert two new documents titled:

- a) 'Rectangular Pitch Stadium Project: Olympic Park and Gosch's Paddock, Melbourne, September 2005'; and

- b) 'Advertising Signs – Mercedes-Benz, 135–149 Kings Way, Southbank'; and

changes the Schedule to Clauses 61.01–61.04 (inclusive) – 'Responsible authority for administering and enforcing this Scheme', to make the Minister for Planning the responsible authority for the Stadium project area, which applies to land bounded by Swan Street, Punt Road, Batman Avenue and Boulton Parade, Melbourne.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne 3002; and at the offices of the Melbourne City Council, 6th Floor, Council House, 200 Little Collins Street, Melbourne.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987
NORTHERN GRAMPIANS
PLANNING SCHEME

Notice of Approval of Amendment
Amendment C13

The Minister for Planning has approved Amendment C13 to the Northern Grampians Planning Scheme.

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

The Amendment applies to land in Stawell, comprising Numbers 1, 3 Patrick Street, Units 1, 2, 3, and 4 of Number 5 to 7 Patrick Street, and Units 1, 2, 3, and 4 of Number 1 Sloane Street, Stawell. The Amendment rezones properties in Patrick and Sloane Street, mentioned above, from Residential 1 Zone to Mixed Use Zone.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Level, 8 Nicholson Street, East Melbourne; Department of Sustainability and Environment, South West Regional Office, 402–406 Mair Street, Ballarat;

and at the offices of the Northern Grampians Shire Council, Town Hall, Main Street, Stawell.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Street, Traralgon being Crown Allotment 91 in the Parish of Traralgon from Residential 1 Zone to Mixed Use Zone. The Amendment was combined with a planning permit application for the first stage of a development comprising a community supermarket, medical centre, specialty retailing and subdivision.

The Amendment lapsed on 18 October 2005.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

WHITEHORSE PLANNING SCHEME

Notice of Approval of Amendment

Amendment C65

The Minister for Planning has approved Amendment C65 to the Whitehorse Planning Scheme.

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

The Amendment reinstates interim heritage controls affecting the land at 520 Mitcham Road, Mitcham by including the land in the Schedule to the Heritage Overlay. The controls were inadvertently removed from the Schedule to the Heritage Overlay by Amendment C52 Part 2 to the Whitehorse Planning Scheme.

A copy of the Amendment can be inspected, free of charge, during office hours, at the Department of Sustainability and Environment, Planning Information Centre, Ground Floor, 8 Nicholson Street, East Melbourne; and at the offices of the Whitehorse City Council, 379 Whitehorse Road, Nunawading.

GENEVIEVE OVERELL
Deputy Secretary
Built Environment
Department of Sustainability
and Environment

Planning and Environment Act 1987

LATROBE PLANNING SCHEME

Notice of Lapsing of Amendment

Amendment C35

The Latrobe City Council has resolved to abandon Amendment C35 to the Latrobe Planning Scheme.

The Amendment proposed to rezone the land at the corner of Liddiard Road and Shakespeare

ORDERS IN COUNCIL**Electricity Safety Act 1998**DECLARATION OF CERTAIN CLASSES,
DESCRIPTIONS OR TYPES OF ELECTRICAL EQUIPMENT

Order in Council

The Governor in Council under section 67 of the **Electricity Safety Act 1998** repeals Part 2 of the Order in Council made under section 67 of the **Electricity Safety Act 1998** on 28 April 1999 and declares the following classes, descriptions or types of electrical equipment to be proclaimed electrical equipment from 27 October 2005:

“**Unvented displacement water heater**” means an electrical appliance –

- (a) that incorporates a thermally insulated container in which water is heated and stored for subsequent use; and
- (b) in which the required venting to atmosphere is controlled by a valve; and
- (c) that has heating units of the tubular-sheathed immersion or bobbin type; and
- (d) that has a hot water delivery up to 630 litres.

“**Vented displacement water heater**” means an electrical appliance that –

- (a) incorporates a thermally insulated container in which water is heated and stored for subsequent use; and
- (b) has a hot water delivery in the range of –
 - (i) 25 to 630 litres without an attached feed tank; or
 - (ii) 100 to 630 litres with an attached feed tank; and
- (c) is open to the atmosphere so that under no conditions of use can the pressure at the surface of the water be other than atmospheric.

“**Heat exchange water heater**” means an electrical appliance –

- (a) that has a heat storage volume within the range 45 to 710 litres; and
- (b) in which potable water is heated by a heat transfer system that maintains a physical separation between a primary heat transfer fluid (which may be distilled, demineralized or potable water, specific refrigerants or chemicals) and potable water; and
- (c) where the volume of heated water that is stored within the heat exchanger (and which is subsequently delivered as hot water to the user as required) is less than the volume of the heat transfer fluid.

Dated 25 October 2005

Responsible Minister
THEO THEOPHANOUS
Minister for Energy Industries

RUTH LEACH
Clerk of the Executive Council

Catchment and Land Protection Act 1994

DECLARATION OF CERTAIN PLANTS TO BE RESTRICTED WEEDS

Order in Council

On the recommendation of the Minister for Environment, the Governor in Council under section 58(1) of the **Catchment and Land Protection Act 1994** declares the plants listed in the Schedule below to be restricted weeds.

This Order applies to the whole of Victoria.

Schedule

Taxon	Common Name
<i>Acacia nilotica</i> subsp. <i>indica</i>	Prickly Acacia
<i>Annona glabra</i>	Pond Apple
<i>Asparagus asparagoides</i>	Bridal Creeper
<i>Cabomba caroliniana</i>	Cabomba
<i>Cryptostegia grandiflora</i>	Rubber Vine
<i>Hymenachne amplexicaulis</i>	Hymenachne
<i>Lantana camara</i>	Lantana
<i>Mimosa pigra</i>	Mimosa
<i>Nassella neesiana</i>	Chilean Needle-grass
<i>Parkinsonia aculeata</i>	Parkinsonia
<i>Salix</i> species (except <i>Salix alba</i> var. <i>caerulea</i> , <i>Salix alba</i> x <i>matsudana</i> , <i>Salix babylonica</i> , <i>Salix</i> X <i>calodendron</i> , <i>Salix caprea</i> 'Pendula', <i>Salix matsudana</i> 'Aurea', <i>Salix matsudana</i> 'Tortuosa', <i>Salix myrsinifolia</i> and <i>Salix</i> X <i>reichardtii</i>)	Willows
<i>Tamarix aphylla</i>	Athel Pine or Tamarisk

Dated 25 October 2005

Responsible Minister
JOHN THWAITES
Minister for Environment

RUTH LEACH
Clerk of the Executive Council

Public Administration Act 2004

ESTABLISHMENT OF ADMINISTRATIVE OFFICE

Order in Council

The Governor in Council, under section 11 of the **Public Administration Act 2004**, establishes the Administrative Office listed in Column 1 in relation to the Department listed in Column 2.

Column 1	Column 2
Office of the Shared Services Centre	Department of Infrastructure

Dated 25 October 2005

Responsible Minister
S.P. BRACKS MP
Premier

RUTH LEACH
Clerk of the Executive Council

Water Industry Act 1994

WATER INDUSTRY REGULATORY (FURTHER AMENDMENT) ORDER 2005

The Governor in Council makes the following Order:

1. Citation

This Order is called the Water Industry Regulatory (Further Amendment) Order 2005.

2. Authorising provision

This Order is made under section 4D(1)(b) of the **Water Industry Act 1994**.

3. Commencement

This Order takes effect on the date it is made.

4. Amendment to clause 14 of the Water Industry Regulatory Order 2003

(1) For clause 14 of the Water Industry Regulatory Order 2003 **substitute** –

“14. Regulatory Principles

(1) In order to be satisfied that prices, or the manner in which such prices are to be calculated or otherwise determined, comply with the Regulatory Principles as required by this Order, the Commission must be satisfied that:

(a) the prices contained in the Water Plan as those which the regulated entity proposes it be permitted to charge for prescribed services over the term of the Water Plan, or the manner in which the Water Plan proposes that such prices are to be calculated or otherwise determined, must be such as to:

- (i) provide for a sustainable revenue stream to the regulated entity that nonetheless does not reflect monopoly rents and or inefficient expenditure by the regulated entity;
- (ii) allow the regulated entity to recover its operational, maintenance and administrative costs;
- (iii) allow the regulated entity to recover its expenditure on renewing and rehabilitating existing assets;
- (iv) allow the regulated entity to recover:
 - (A) a rate of return on assets as at 1 July 2004 that are valued in a manner determined by, or at an amount otherwise specified by, the Minister at any time before 1 July 2004; and
 - (B) all costs associated with existing debt incurred to finance expenditure prior to 1 July 2006, in a manner determined by the Minister at any time before 1 July 2006;
- (v) allow the regulated entity to recover a rate of return on investments made after 1 July 2004 to augment existing assets or construct new assets;
- (vi) provide incentives for the sustainable use of Victoria's water resources by providing appropriate signals to water users about:
 - (A) the costs of providing services, including costs associated with future supplies and periods of peak demands and or restricted supply; and
 - (B) choices regarding alternative supplies for different purposes;
- (vii) take into account the interests of customers of the regulated entity, including low income and vulnerable customers;

- (viii) provide the regulated entity with incentives to pursue efficiency improvements and to promote the sustainable use of Victoria's water resources; and
 - (ix) enable customers or potential customers of the regulated entity to readily understand the prices charged by the regulated entity for prescribed services, or the manner in which such prices are to be calculated or otherwise determined;
 - (b) the expenditure forecasts contained in the Water Plan must reflect the efficient delivery of the proposed outcomes contained in the Water Plan and take into account a planning horizon that extends beyond the term of the Water Plan.
- (2) The Regulatory Principles in clause 14(1) do not apply to the regulated entities referred to in clause 7(a)(i), if clause 14A applies.”.

5. New clause inserted into the Water Industry Regulatory Order 2003

After clause 14 of the Water Industry Regulatory Order 1993 insert –

“14A. Rural Sector Regulatory Principles for the First Regulatory Period

For the first regulatory period for the entities referred to in clause 7(a)(i), in order to be satisfied that the manner in which prices are to be calculated or otherwise determined complies with the Regulatory Principles in paragraphs (a) and (b) of this clause as required by this Order, the Commission must be satisfied that:

- (a) the prices contained in the Water Plan as those which these regulated entities propose to be permitted to charge for prescribed services over the term of the Water Plan, or the manner in which the Water Plan proposes that such prices are to be calculated or otherwise determined, must be such as to:
 - (i) provide for a sustainable revenue stream to the regulated entity that nonetheless does not reflect monopoly rents and or inefficient expenditure by the authority;
 - (ii) allow the regulated entity to recover its operational, maintenance and administrative costs;
 - (iii) allow the regulated entity to recover its expenditure on renewing and rehabilitating existing assets, either by classifying the expenditure as maintenance, recovering a renewals annuity, or borrowing and recovering the cost over time;
 - (iv) allow the regulated entity to recover:
 - (A) a rate of return on assets as at 1 July 2004 that are valued in a manner determined by, or at an amount otherwise specified by the Minister at any time before 1 July 2004; and
 - (B) all costs associated with existing debt incurred to finance expenditure prior to 1 July 2006, in a manner determined by the Minister at any time before 1 July 2006;
 - (v) allow the regulated entity to recover a rate of return on investments made after 1 July 2004 to augment existing assets or construct new assets;
 - (vi) provide incentives for the sustainable use of Victoria's water resources by providing appropriate signals to urban water users about:

- (A) the costs of providing services, including costs associated with future supplies and periods of peak demands and or restricted supply; and
- (B) choices regarding alternative supplies for different purposes;
- (vii) take into account the interests of customers of the regulated entity, including low income and vulnerable urban water users;
- (viii) provide the regulated entity with incentives to pursue efficiency improvements; and
- (ix) enable customers or potential customers of the regulated entity to readily understand the prices charged by the regulated entity for prescribed services, or the manner in which such prices are to be calculated or otherwise determined;
- (b) the expenditure forecasts contained in the Water Plan must reflect the efficient delivery of the proposed outcomes contained in the Water Plan and take into account a planning horizon that extends beyond the term of the Water Plan.”.

6. Miscellaneous amendments to the Water Industry Regulatory Order 2003

1. In clauses 9(b), 10 (b)(ii) and 12(b), for the words “**Regulatory Principles**” substitute “relevant **Regulatory Principles**”.
2. In **Schedule 1**, in the definition of “**Regulatory Principles**” for the words “clause 14” substitute “clauses 14 and 14A”.
3. In **Schedule 1**, after the definition of “**trade waste**” and before the definition of “**Water Plan**” insert –
““**urban water users**” means customers who receive an urban water service from Grampians Wimmera Mallee Water Authority or Lower Murray Urban and Rural Water Authority;”.

Dated 25 October 2005

Responsible Minister
JOHN THWAITES
Minister for Water

RUTH LEACH
Clerk of the Executive Council

**SUBORDINATE LEGISLATION ACT 1994
NOTICE OF MAKING OF STATUTORY
RULES**

Notice is hereby given under Section 17 (2) of the **Subordinate Legislation Act 1994** of the making of the following Statutory Rules:

130. *Statutory Rule:* Adoption (Fees) Regulations 2005
Authorising Act: Adoption Act 1984
Date of making: 25 October 2005
131. *Statutory Rule:* Electricity Safety (Equipment Efficiency) (Amendment) Regulations 2005
Authorising Act: Electricity Safety Act 1998
Date of making: 25 October 2005
132. *Statutory Rule:* Metropolitan Fire Brigades (General) Regulations 2005
Authorising Act: Metropolitan Fire Brigades Act 1958
Date of making: 25 October 2005

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