



Victoria Government Gazette

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GENERAL

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As from 8 November 2012

The last Special Gazette was No. 373 dated 7 November 2012.

The last Periodical Gazette was No. 1 dated 14 June 2012.

How To Submit Copy

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

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

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

VICTORIA GOVERNMENT GAZETTE

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JENNY NOAKES
Government Gazette Officer

PRIVATE ADVERTISEMENTS
Land Act 1958

Notice is hereby given that Owners Corporation No. 1 PS642108X has applied for a lease pursuant to section 134A of the **Land Act 1958** for a term of fifty (50) years in respect of Crown Allotments 2165 to 2186 (inclusive), Parish of Corio, City of Geelong, containing 90.00 sq meters (more or less), as a site for residential balcony purposes. Ref No: 2019718.

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

Notice to Claimants

Re: ALLAN ARTHUR FROST, late of Alan David Lodge, 382 Torquay Road, Grovedale, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 May 2012, are required by the trustees, ANZ Trustees Limited and Oliver James Frost, retired horticulturalist, of 42/55 Collins Street, Melbourne, Victoria, to send particulars to the trustees by 10 January 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

ANZ TRUSTEES LIMITED,
42/55 Collins Street, Melbourne, Victoria 3000.

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

Notice to Claimants

Re: BARBARA RANSOME, late of 15 Palmers Hill Road, Merricks Beach, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 July 2012, are required by the trustee, ANZ Trustees Limited of 42/55 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 10 January 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

ANZ TRUSTEES LIMITED,
42/55 Collins Street, Melbourne, Victoria 3000.

NOTICE OF CLAIMANTS UNDER
TRUSTEE ACT 1958

(SECTION 33 NOTICE)

Notice to Claimants

Re: ANDREW JAMES SCHREUDER, late of Darlingford Upper Goulburn Nursing Home, 5 High Street, Eildon, Victoria, minister of religion, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 April 2012, are required by the trustee, ANZ Trustees Limited of 42/55 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 10 January 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

ANZ TRUSTEES LIMITED,
42/55 Collins Street, Melbourne, Victoria 3000.

MARIA CALLIPO, late of 60 Victoria Drive, Thomastown, in the state of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 June 2012, are required by the executrix, Concetta Taranto, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said state, to send particulars to her by 8 January 2013, after which date the executrix may convey or distribute the assets, having regard only to the claims of which she has notice.

Dated 29 October 2012

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

FRANCES CARUANA, late of 176 Main Street, Thomastown, in the state of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 May 2012, are required by the executrix, Carmen Caruana, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said state, to send particulars

to her by 8 January 2013, after which date the executrix may convey or distribute the assets, having regard only to the claims of which she has notice.

Dated 29 October 2012

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

GEORGE WILLIAM JENSEN, late of Woodhaven Lodge, 391 Maroondah Highway, Croydon North, Victoria, technical officer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 14 May 2012, are required by the administrators, Malcolm Edward Liggins and Margaret Amy Liggins, care of Messrs Aughtersons, 267 Maroondah Highway, Ringwood, Victoria, to send particulars thereof to them, care of the Office of Messrs Aughtersons, 267 Maroondah Highway, Ringwood, Victoria, within sixty days from the date of publication of this notice, after which the administrators will distribute the estate, having regard only to claims of which they have notice.

AUGHTERSONS, solicitors,
267 Maroondah Highway, Ringwood,
Victoria 3134.

Re: MIRNA ZLOKOVIC ILIC, late of Unit 2, 2 Braeside Avenue, Camberwell, Victoria, research scientist, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 April 2012, are required by the trustees, Bernard Leow and Siew Chai Teh, to send particulars to the trustees, care of the undermentioned solicitors, by a date not later than two months from the date of publication of this notice, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

C. TANG & ASSOCIATES, solicitors,
3/14 Market Street, Box Hill 3128.

MARLENE MARY CULLEN, late of Unit 4, 239 Neerim Road, Carnegie, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 September 2012, are required by the executor, Michael Garrard Grunberg, to send particulars of their claims to the undermentioned solicitors within sixty days from the date of publication of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

DEVENISH LAWYERS,
23 Ringwood Street, Ringwood, Victoria 3134.

Re: GEORGE WILLIAM WILSON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of GEORGE WILLIAM WILSON, formerly of 25 Castley Street, Braybrook, Victoria and late of Seaside Manor, 37 Bay Road, Sandringham, Victoria, retired, deceased, who died on 22 August 2012, are required by the executor to send particulars of their claim to her, care of the undermentioned solicitors, by 29 April 2013, after which date the said executor will distribute the assets of the deceased, having regard only to the claims of which she then shall have notice.

DONALD & RYAN LAWYERS, solicitors,
304 High Street, Kew 3101.

Re: Estate of MARIE BRIDGET HOGAN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of MARIE BRIDGET HOGAN, late of 18 Mill Street, Wycheproof, Victoria, married woman, deceased, who died on 14 July 2012, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 7 January 2013, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

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

ROBERT ANTHONY COX, late of 23 Wren Street, Hampton Park, Victoria, retired copy writer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 March 2012, are required by the deceased's personal representative, Sandra Lesley Cox, care of her solicitors at the address below, to send particulars to her by 10 January 2013, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

Trustee Act 1958

SECTION 33 NOTICE

Notice to Claimants

CATHERINE TERESA SMART, late of St Joseph's Aged Care, 97 Elgin Street, Hawthorn, Victoria, widow.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 April 2012, are required by Barbara Ellen Adams, the executor of the estate of the deceased, to send particulars of their claims to her, care of the undermentioned solicitor, by 8 January 2013, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

HUNT & HUNT, lawyers,
Level 26, 385 Bourke Street, Melbourne,
Victoria 3000.
Ref: 9555221.

Trustee Act 1958

SECTION 33 NOTICE

Notice to Claimants

ENID FLORENCE STRACHAN, late of Arcare Westwood, 2 Nicol Avenue, Burnside, Victoria, retired book binder.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 April 2012, are required by David Gordon Hobson, the executor of the estate of the deceased, to send particulars of their claims to him, care of the undermentioned solicitors by 8

January 2013, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

HUNT & HUNT, lawyers,
Level 26, 385 Bourke Street,
Melbourne, Victoria 3000.
Ref: 9555221.

ALLAN WILLIAM BARBER, late of Hesse Rural Health, 8 Gosney Street, Winchelsea, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 7 September 2012, are required by the trustees, Rex Lawrence Barber and Kay Elizabeth Smith, to send particulars of their claims to the trustees, care of the undermentioned legal practitioners, by 31 January 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

INGPEN & BENT,
legal practitioners for the trustees,
95 Yarra Street, Geelong 3220.

A.B., ALBERT CHARLES THRIPP, late of 75 Thames Street, Box Hill, Victoria 3128.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 February 2012, are required by the executor, Karen Dobby, to send particulars to her, by 7 January 2013, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

Dated 8 November 2012

PO Box 90, Moorabbin, Victoria 3189.

Re: SUSHILA PATRICIA GREAVES, late of 10 Meilene Street, Bundaberg, Queensland, registered nurse, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 June 2012, are required by the executor, Javagar Bruce Greaves, to send particulars to him, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which

date the executor will convey or distribute the assets, having regard only to the claims of which he then has notice.

LYTTLETONS, solicitors,
53 Marcus Road, Dingley 3172.

Re: RONALD KEITH BROWN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 September 2012, are required by the trustee, Helen Ann McNee, to send particulars to her solicitors at the address below, by 8 January 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MASON SIER TURNBULL, lawyers,
315 Ferntree Gully Road, Mount Waverley 3149.

JOYCE ELIZABETH NIXON, late of 38/11 Harkness Street, Maryborough, in the State of Victoria, retired.

Creditors, next-of-kin and others having claim in respect of the estate of JOYCE ELIZABETH NIXON, who died at Maryborough on 27 February 2012, are required by the executors and trustees of the estate, Anne Smith, to send particulars of their claims to them, care of McNab McNab & Starke of 21 Gorge Road, South Morang, by 8 January 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

McNAB McNAB & STARKE, solicitors,
21 Gorge Road, South Morang, Victoria 3752.
Tel: 9404 1244
Ref: AFM:120492.

DULCIE JOSEPHINE BALGEN, late of 17 Egginton Street, West Brunswick, retired.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 April 2011, are required by the personal representative of the deceased, Peter Hamilton Davis, of 794 Pascoe Vale Road, Glenroy, Victoria, to send particulars of their claim to him by 30 December 2012, after which date the personal representative may convey or

distribute the assets, having regard only to the claims of which he then has notice.

PEARSONS LEGAL PTY LTD
794 Pascoe Vale Road, Glenroy 3046.

Creditors, next-of-kin and others having claims in respect to the estate of CHARLES JOYNES JORGENSEN, late of 2 Stuart Court, Keilor, Victoria, retired, deceased, who died on 13 September 2012, are required to send particulars of such claims to the executor, care of the undermentioned solicitors, by 8 January 2013, after which date the executor will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

PIETRZAK, solicitors,
222 LaTrobe Street, Melbourne 3000.

Re: WALTER MARTIN POKROPP, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 December 2011, are required by Anna Louise Reid (formerly known as Anna Louise Pokropp) and Dustin Raymond Pokropp (known as Dustin Raymond Reid), the administrators of the estate of the deceased, to send particulars of their claims to them, care of the undermentioned solicitors, by 7 January 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

SEPTIMUS JONES & LEE, solicitors,
Level 5/99 William Street, Melbourne 3000.

Creditors, next-of-kin and others having claims against the estate of ANNE MARGARET HARGREAVES, late of Blue Cross Darnlee Aged Care Facility, 33 Lansell Road, Toorak, Victoria, widow, deceased, who died on 30 August 2012, are required by Equity Trustees Limited, of Level 2, 575 Bourke Street, Melbourne 3000, in the said state, to send particulars of their claims to the said Equity Trustees Limited, by 8 January 2013, after which date it will convey or distribute the assets, having regard only to the claims of which it then has notice.

TOLHURST DRUCE & EMMERSON,
solicitors,
520 Bourke Street, Melbourne 3000.

Re: RONALD WILLIAM HUGHES, late of 21 Devon Street, Cheltenham, retired real estate agent, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 September 2012, are required by the executor, Florence Esther Hughes, to send particulars to her, care of the undermentioned solicitors, by 10 January 2013, after which date the executor may convey and distribute the assets, having regard only to the claims of which she then has notice.

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

Re: CHARLES LAWRENCE WEBB, late of 2 Field Street, Hampton, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 September 2012, are required by the executor, Margaret Ann Webb, to send particulars to her, care of the undermentioned solicitors, by 11 January 2013, after which date the executor may convey and distribute the assets, having regard only to the claims of which she then has notice.

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

JUNE BRIEN, deceased.

Creditors, next-of-kin and others having claims against the estate of JUNE BRIEN, late of Sunlight Aged Care, 43 Laurel Street, Whittlesea, Victoria, widow, deceased, who died on 24 April 2012, are required to send particulars of their claims to the executors, care of the undermentioned solicitor, by 15 January 2013, after which date the executors will proceed to distribute the assets, having regard only to the claims of which they shall then have had notice.

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

Re: DENIS ASHTON WARNER, late of 1216 Nepean Highway, Mount Eliza, Victoria, deceased.

Creditors, next-of-kin, and others having claims in respect of the estate of the deceased, who died on 12 July 2012, are required by the trustees, Shelley Penelope Ashton Warner, Nicholas Peter Ashton Warner and Annabel Peggy Ashton Warner, to send particulars to the trustees, care of the undermentioned solicitors, by a date not later than two months from the date of publication of this notice, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

Re: KATA ZALOVIC, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 21 April 2012, are required to send particulars of their claim to the executors of the estate of the said deceased, Zeljko Stojakovic and Thanh Trung Phan Le, care of Zeljko Stojakovic Barristers & Solicitors, 5/332A Main Road East, St Albans 3021, within sixty days of the publication of this notice, after which time the said executors will distribute the assets of the deceased, having regard only to the claims of which the executors then have notice.

ZELJKO STOJAKOVIC,
barristers & solicitors,
5/332A Main Road East, St Albans 3021.

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**



Murrindindi

Shire Council

**PUBLIC NOTICE OF INTENTION TO LEVY
A SPECIAL CHARGE SCHEME**

In accordance with section 163 of the **Local Government Act 1987** (Act), the Murrindindi Shire Council will consider a resolution to declare a special charge scheme at its 29 January 2013 meeting, to defray the cost of road construction and associated works in Green Street (between Vickery Street and Aitken Street), Alexandra.

The proposed scheme affects those properties fronting or abutting the road considered to receive a special benefit because of the works.

The scheme involves the construction of drains, road pavement and surfacing, including the provision of kerb and channelling and associated works. The estimated total cost of the works is \$216,300. The total amount of the special charge proposed to be levied by the Council based on the estimated cost is \$108,150.

Details of the works, costs and apportionments and those properties impacted can be inspected at the Murrindindi Shire Offices, Perkins Street, Alexandra. The details will be available until 10 December 2012.

In accordance with sections 163A, 163B and 223 of the Act:

- Council will accept submissions on the proposed scheme. A person may also request to be heard in support of their written submission by making that request in writing.
- Property owners required to pay the special charge may also object to Council outlining their objection in writing.
- Submissions and objections are to be made to the Council and must be lodged in writing by 10 December 2012 and addressed to the Manager Infrastructure Assets, Murrindindi Shire Council, PO Box 138, Alexandra 3714. Submissions and objections can also be emailed to misc@murrindindi.vic.gov.au with the subject line Green Street – Special Charge Scheme.

- Submissions and objections are not confidential and will be incorporated into a report to be presented to Council for consideration.

Council will consider submissions and objections at a special meeting scheduled for 21 January 2013. This meeting will also provide the opportunity for people who have indicated they would like to support their submission or objection verbally to do so.

MARGARET ABBEY
Chief Executive Officer

SOUTH GIPPSLAND SHIRE COUNCIL

Road Management Act 2004

Review of Road Management Plan

Under section 54(5) of the **Road Management Act 2004** and in accordance with section 302(5) of the Road Management (General) Regulations 2005 the South Gippsland Shire Council gives notice that it intends to conduct a review of its current Road Management Plan.

The purpose of the review, consistent with the role, functions and responsibilities of the Council as a road authority under the Act, is to ensure that the standards in relation to, and the priorities to be given to, the inspection, maintenance and repair of the roads and the classes of road to which Council's Road Management Plan applies are safe, efficient and appropriate, subjected to the limitation of the available resources, for use by the community served by the Council. Specifically the inspection regime and the priorities to be given will be amended based on the risk associated with the road defects.

The review will apply to all of the roads listed in Council's Road Registry.

A copy of the Council's current Road Management Plan may be inspected at or obtained from the South Gippsland Shire Council at 9 Smith Street, Leongatha, Victoria 3953, or accessed online by viewing the Council's website; www.southgippsland.vic.gov.au

Any person may make a submission on the proposed Review. A submission must be in writing and must be received at the South Gippsland Shire Council by the submission deadline of 5 pm on Friday 14 December 2012.

A person who has made a submission, and requested that they be heard in support of their submission, is entitled to appear in person or by a person acting of their behalf before a Review meeting to consider public submissions. The date and the venue of this meeting will be notified to those who have made the submissions.

Any enquires about this Review can be directed to Senavi Abeykoon, Manager Assets, on telephone 03 5662 9801 or by email at senaviratna.abeykoon@southgippsland.vic.gov.au

TIM TAMLIN
Chief Executive Officer

of charge, at the following locations: during office hours, at the office of the planning authority, the Planning Department Office, City of Greater Bendigo, Hopetoun Mill, 15 Hopetoun Street, Bendigo; at the City of Greater Bendigo website www.bendigo.vic.gov.au; or at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is Thursday 13 December 2012. A submission must be sent to the City of Greater Bendigo Planning Department, PO Box 733, Bendigo, Victoria 3550.

CRAIG NIEMANN
Chief Executive Officer

Planning and Environment Act 1987

GREATHER BENDIGO PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C164

Authorisation A02385

The Greater Bendigo City Council has prepared Amendment C164 to the Greater Bendigo Planning Scheme.

In accordance with section 8A(3) 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 128 Victoria Street, Eaglehawk.

The Amendment proposes to rezone 128 Victoria Street, Eaglehawk, from Special Use Zone 1 (Private Educational or Religious Institutions) to Industrial 3 Zone and apply a Schedule to the Design and Development Overlay and the Environment Audit Overlay to the site.

In the event that any submissions received to the Amendment cannot be resolved, a Direction Hearing has been scheduled for the week starting 4 February 2013 and a Panel Hearing has been scheduled for the week starting 4 March 2013.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free

Planning and Environment Act 1987

HUME PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C156

Authorisation A02408

The Hume City Council has prepared Amendment C156 to the Hume Planning Scheme.

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

The land affected by the Amendment is 175 Donald Cameron Drive, Roxburgh Park, known as Lot B on Plan of Subdivision 431528.

The Amendment seeks to rezone the land from Comprehensive Development Zone 1 (CDZ1) to Residential 1 Zone (R1Z), Mixed Use Zone (MUZ) and Business 1 Zone (B1Z). It also proposes to delete the existing Development Plan Overlay 7 (DPO7) from the site and apply a new Development Plan Overlay over the land and introduce a new Schedule 28 to the DPO.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Hume City Council, Broadmeadows Office,

1079 Pascoe Vale Road, Broadmeadows 3047; during office hours, at the office of the planning authority, Hume City Council, Craigieburn Office, 75–95 Central Park Avenue, Craigieburn 3064; during office hours at the office of the planning authority, Hume City Council, Sunbury Office, 40 Macedon Street, Sunbury 3429; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is 10 December 2012. A submission must be sent to the Strategic Planning Department, Hume City Council, PO Box 119, Dallas, Vic. 3047.

DOMENIC ISOLA
Chief Executive Officer

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C126

Authorisation A02396

The Kingston City Council has prepared Amendment C126 to the Kingston Planning Scheme.

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

The land affected by the Amendment is the industrial land along Centre Road between Audsley Street and Houghton and Main Roads, Clayton South.

The Amendment proposes to:

- rezone the land at 1400 Centre Road and 1408 Centre Road, Clayton South, from Industrial 1 Zone to Residential 1 Zone and the remainder of the precinct that extends from aforementioned properties to Audsley Street, Clayton South, to a Mixed Use Zone;
- introduce and apply Schedule 24 to the Design and Development Overlay to the Precinct to guide its future transition;
- apply an Environmental Audit Overlay over the precinct;

- amend the map ‘Residential Land Use Framework Plan’ in Clause 21.05 – Residential Land Use; and
- amend the map ‘Industrial Framework Plan’ in Clause 21.07 – Industrial Land Use by deleting the precinct as an existing industrial area.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, City of Kingston, Level 1, 1230 Nepean Highway, Cheltenham; at the Kingston City Council library at Clarinda Community Centre, 58 Viney Street, Clarinda; or at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

A notice of the preparation of the Amendment will appear in the Government Gazette on Thursday 8 November 2012.

Notice will be sent to individuals and authorities affected on Thursday 8 November 2012.

Notice will also appear in the Moorabbin newspaper on Wednesday 14 November 2012.

The closing date for submissions is 7 December 2012. A submission must be sent to the City of Kingston, c/o Sarah Capenerhurst, Strategic Planning Department, PO Box 1000, Mentone, Victoria 3194.

JONATHAN GUTTMANN
Manager, City Strategy



Planning and Environment Act 1987

MOONEE VALLEY PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C108

Authorisation A01999

The Moonee Valley City Council has prepared Amendment C108 to the Moonee Valley Planning Scheme.

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

The Amendment affects all land within the municipality.

The Amendment proposes to:

- introduce a new Local Planning Policy, Stormwater Management (Water Sensitive Urban Design) into the Moonee Valley Planning Scheme at Clause 22.03;
- make a minor change to the Municipal Strategic Statement (MSS) to ensure there is a policy link between the MSS and the proposed Local Policy; and
- update the contents page to include Clause 22.03 Stormwater Management (Water Sensitive Urban Design).

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Moonee Valley City Council, Civic Centre, 9 Kellaway Avenue, Moonee Ponds; or at the Department of Planning and Community Development website, www.dpcd.vic.gov.au/planning/publicinspection and also on Council's website mvcc.vic.gov.au

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

The closing date for submissions is Monday 10 December 2012. A submission must be sent to the Strategic Planning Department, Moonee Valley City Council, PO Box 126, Moonee Ponds, Victoria 3039.

NEVILLE SMITH
Chief Executive

Planning and Environment Act 1987

MORNINGTON PENINSULA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C135

Authorisation A02120

The Mornington Peninsula Shire Council has prepared Amendment C135 to the Mornington Peninsula Planning Scheme.

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

The Amendment applies to a number of land parcels proposing a range of items, including:

- introducing a new policy in Mornington North and rezoning 16.3 ha of land to Residential 1;
- rezoning part of Tootgarook Wetland to the Public Conservation and Resource Zone;
- applying a Heritage Overlay to parts of the Mornington Commercial Precinct;
- amending or deleting the heritage overlay for land at 42 Barkly St, Mornington, 7 Brandary Place and 4 Creek Close, Hastings, 10, 12, 14 and 18 Beach Road, Shoreham, 1275 Frankston–Flinders Road, Somerville and 83 Bungower Road, Somerville;
- changes affecting the Ranelagh Estate, Mt Eliza;
- amending Restructure Plan in Crib Point over four lots;
- applying an Environmental Audit Overlay to former landfill areas in Mt Eliza, Rosebud West and Crib Point;
- rezoning small areas of Mornington and Mt Martha;
- minor map adjustments along the Bass Strait and Western Port coastlines; and
- rectifying various anomalies and redundant provisions.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations during office hours: at the offices of the planning authority, Mornington Peninsula Shire Council, 21 Marine Parade, Hastings; 2 Queen Street, Mornington and 90 Besgrove Street, Rosebud, and website: www.mornpen.vic.gov.au; and at the Department of Planning and Community Development website: www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is 10 December 2012. A submission must be sent to the Mornington Peninsula Shire Council, Private Bag 1000, Rosebud, Vic. 3939.

ALLAN COWLEY
Manager Strategic Planning
Mornington Peninsula Shire

The closing date for submissions is 10 December 2012. A submission must be sent to the Mornington Peninsula Shire Council, Private Bag 1000, Rosebud, Vic. 3939.

ALLAN COWLEY
Manager Strategic Planning
Mornington Peninsula Shire

Planning and Environment Act 1987

MORNINGTON PENINSULA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C163

Authorisation A01275

The Mornington Peninsula Shire Council has prepared Amendment C163 to the Mornington Peninsula Planning Scheme.

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

The land affected by the Amendment is in parts of Crib Point and Bittern, being most of the land that is contained within the area that is generally bound by Woolleys Road, The Esplanade, the railway line between Stony Point and Morradoo Railway Stations, Disney Street and South Beach Road.

The Amendment implements recommendations of the Crib Point Township Plan by applying three new Design and Development Overlays and the Vegetation Protection Overlay 1 over different parts of the land.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the offices of the planning authority, Mornington Peninsula Shire Council, 21 Marine Parade, Hastings; 2 Queen Street, Mornington, and 90 Besgrove Street, Rosebud; and website: www.mornpen.vic.gov.au; and at the Department of Planning and Community Development website, www.dpcd.vic.gov.au/planning/publicinspection

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

Planning and Environment Act 1987

MORNINGTON PENINSULA PLANNING SCHEME

Notice of the Preparation of an Amendment to a Planning Scheme and Notice of an Application for Planning Permit Given Under Section 96C of the

Planning and Environment Act 1987

Amendment C165

Authorisation A02345

Planning Permit Application CP11/002

The land affected by the Amendment is 63 and 69 Bungower Road, Somerville.

The land affected by the application is 63 and 69 Bungower Road, Somerville.

The Amendment proposes to introduce a Restructure Overlay and an incorporated document (Bungower Road Area Restructure Plan, 2011) into the Mornington Peninsula Planning Scheme over the subject land.

The application is for a permit to subdivide the land (realignment of boundaries) in accordance with the endorsed plans.

The person who requested the amendment is L & G Gazzola Nominees Pty Ltd.

The applicant for the permit is L & G Gazzola Nominees Pty Ltd.

You may inspect the Amendment, the explanatory report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at the following locations: during office hours, at the office of the planning authority, Mornington Peninsula Shire Council, 21 Marine Parade, Hastings; 2 Queen Street, Mornington; and 90 Besgrove Street, Rosebud; and website: www.mornpen.vic.gov.au; and at the Department of Planning and Community Development website, www.dpcd.vic.gov.au/planning/publicinspection

Any person who may be affected by the amendment or by the granting of the permit may make a submission to the planning authority.

The closing date for submissions is 10 December 2012. A submission must be sent to the Mornington Peninsula Shire Council, Private Bag 1000, Rosebud, Vic. 3939.

ALLAN COWLEY
Manager Strategic Planning
Mornington Peninsula Shire



Planning and Environment Act 1987
WEST WIMMERA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C30

Authorisation A02401

The West Wimmera Shire Council has prepared Amendment C30 to the West Wimmera Planning Scheme.

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

The land affected by the Amendment is the whole of the West Wimmera Shire.

The Amendment proposes to introduce a revised Municipal Strategic Statement.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the offices of the planning authority, at 49 Elizabeth Street, Edenhope; and 25 Baker Street Kaniva; or at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is 14 December 2012. A submission must be sent to the West Wimmera Shire Council.

MARK CROUCH
Chief Executive Officer

Planning and Environment Act 1987

YARRA RANGES PLANNING SCHEME

Notice of the Preparation of an Amendment to a Planning Scheme and Notice of an Application for Planning Permit Given under Section 96C of the **Planning and Environment Act 1987**

Amendment C124

Authorisation A2387

Planning Permit Application YR-2012/1171

The land affected by the Amendment is 2 Neryl Court, Mooroolbark.

The land affected by the application is 2 Neryl Court, Mooroolbark.

The Amendment proposes to rezone the land from Rural Living Zone Schedule 1 to Residential 3 Zone and apply a Significant Landscape Overlay to the land.

The application is for a permit to subdivide the land into 19 lots, remove 29 native trees and variation of a drainage easement.

The person who requested the Amendment is Millar and Merrigan Pty Ltd of behalf of the land owner.

The applicant for the permit is Millar and Merrigan Pty Ltd of behalf of the land owner.

You may inspect the Amendment, the explanatory report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at the following locations: Yarra Ranges Council Community Link Centres; Lilydale, 15 Anderson Street, Lilydale; Monbulk, 21 Main Road, Monbulk; Healesville, 110 River Street, Healesville; Upwey, 40 Main Street, Upwey; Yarra Junction, Warburton Highway/Hoddle Street, Yarra Junction; at the Department of Planning and Community Development website, www.dpcd.vic.gov.au/planning/publicinspection; and at the Yarra Ranges website www.yarraranges.vic.gov.au

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

The closing date for submissions is 10 December 2012. A submission must be sent to the Manager Strategic Planning, Yarra Ranges Council, PO Box 105, Lilydale, Vic. 3140.

DAMIAN CLOSS
Manager Strategic Planning

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 9 January 2013, 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.

BEST, Stephen John, late of Inglewood Hostel, 3 Hospital Street, Inglewood, Victoria 3517, deceased, who died on 19 June 2012.

CUMMINS, John Michael, late of Vincentian Village, 12–14 Beulah Street, Hamlyn Heights, Victoria 3215, deceased, who died on 8 September 2012.

DUFFY, Joseph Edward, late of Claremont Home Inc., 288 Albert Road, South Melbourne, Victoria 3205, deceased, who died on 22 May 2012.

FOLKARD, Samuel Alexander, late of Unit 8/89 Lexcen Close, Melton, Victoria 3337, deceased, who died on 21 June 2012.

HEPBURN, Linda Mary, late of Harlington House, 37 Harlington Street, Clayton, Victoria 3168, pensioner, deceased, who died on 30 July 2012.

TODD, James Leonard, late of Mayflower, 56 Elliot Street, Reservoir, Victoria 3073, deceased, who died on 22 July 2012.

Dated 31 October 2012

STEWART MacLEOD
Manager

Adoption Act 1984

APPOINTMENT OF COUNSELLOR FOR RELINQUISHMENT COUNSELLING

Under the functions and powers assigned to me by the Secretary, Department of Human Services Victoria under section 10(2) of the **Community Services Act 1970** in relation to section 5 of the **Adoption Act 1984**, I, Jan Snell, approve the following person under section 5(1)

and section 5(2){A} of the **Adoption Act 1984** as approved Counsellor for the purpose of section 35 of the **Adoption Act 1984**.

North and West Metropolitan Region
Belinda Jayne Croft

Dated 23 October 2012

JAN SNELL
Regional Director
North and West Metropolitan Region

Country Fire Authority Act 1958

DECLARATION OF FIRE DANGER PERIOD

In pursuance of the powers conferred by section 4 of the **Country Fire Authority Act 1958**, I, Mick Bourke, Chief Executive Officer of the Country Fire Authority, after consultation with the Secretary to the Department of Sustainability and Environment, hereby declare the following periods to be the Fire Danger Period in the municipal districts of the municipalities or parts of municipalities specified, commencing on the dates shown and, unless varied by subsequent declaration, ending at 0100 hours on 1 May 2013.

To commence from 0100 hours on 12 November 2012:

- Hindmarsh Shire Council
- Yarriambiack Shire Council (Northern Part) – that part north of the line described by the following roads:– Galaguil West Road and Galaguil East Road (formerly known as the Wire Netting Fence).
- Yarriambiack Shire Council (Central) – that part north of the line described by the following roads:– Dimboola / Minyip Road, Stawell / Warracknabeal Road, Corner of Loats Road and Donald / Murtoa Road to the line described by Galaguil West Road and Galaguil East Road (formerly known as the Wire Netting Fence).
- Horsham Rural City Council (Northern Part) – that part north of the line described by the following roads:– Harrow / Clear Lake Road, Jallumba / Douglas Road, Jallumba / Mockinya Road, Wonwondah / Toolondo Road, Wonwondah / Grampians Road, Wonwondah / Dadswells Bridge Road, Fullbrooks Road and easterly to the Wimmera River.
- Swan Hill Rural City Council

MICK BOURKE
Chief Executive Officer

Crown Land (Reserves) Act 1978

ORDER GIVING APPROVAL TO GRANT A LICENCE UNDER SECTIONS 17B AND 17DA

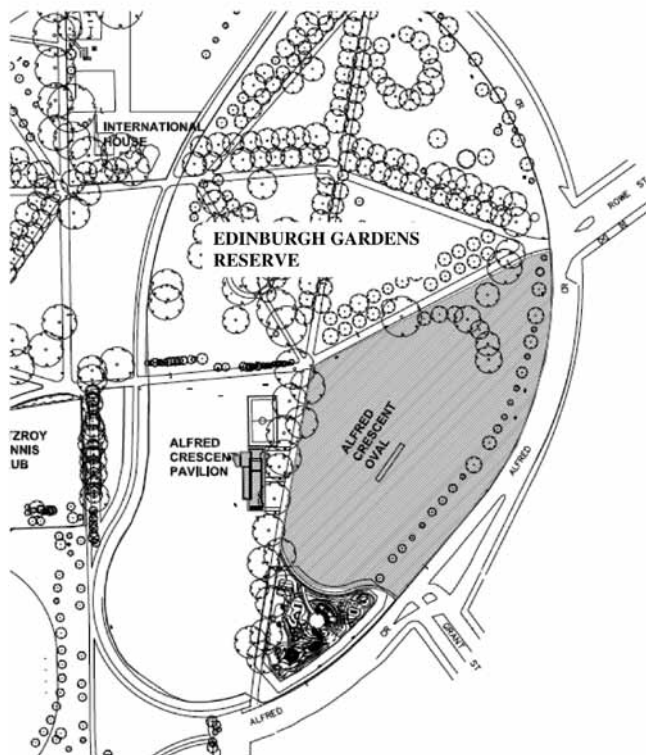
Under sections 17B and 17DA of the **Crown Land (Reserves) Act 1978**, I, Ryan Smith, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of a licence reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a licence by Yarra City Council as committee of management over the Edinburgh Gardens Reserve described in the schedule below for the purpose of playing and administration of cricket and associated sporting activities and, in accordance with section 17B(3)(a) of the **Crown Land (Reserves) Act 1978**, state that:

- (a) there are special reasons which make granting a licence reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE

The land, being the pavilion and oval shown hatched on the attached plan, which is part of the Crown land permanently reserved for the purposes of public park and garden at North Fitzroy, Parish of Jika Jika by Order in Council of 24 October 1881 (vide government gazette of 28 October 1881, page 2944).

LICENCE PLAN



File Ref: 1204156

Dated 23 October 2012

RYAN SMITH MP
Minister for Environment and Climate Change

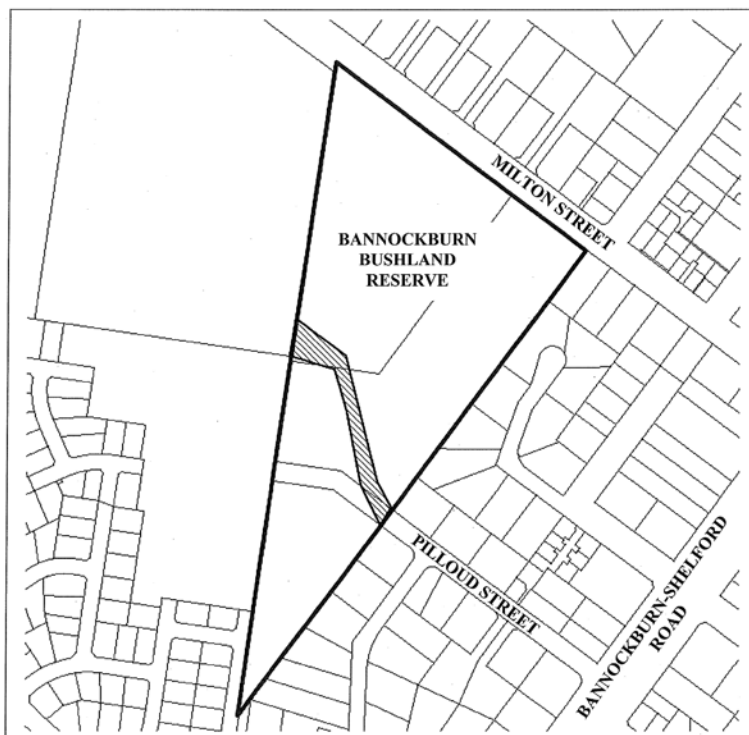
Crown Land (Reserves) Act 1978**ORDER GIVING APPROVAL TO GRANT A LICENCE UNDER SECTIONS 17B AND 17DA**

Under sections 17B and 17DA of the **Crown Land (Reserves) Act 1978**, I, The Hon. Ryan Smith MP, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of a licence reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a licence by Parks Victoria for the purpose of a water and sewer pipeline on part of the Bannockburn Bushland Reserve described in the Schedule below and, in accordance with section 17B(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

- (a) there are special reasons which make granting a licence reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment the land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE

The land shown hatched on the attached plan, being part of the land permanently reserved for Conservation of an Area of Natural Interest by Order in Council of 28 August 1990 (vide Government Gazette 5 September 1990, page 2702) and by further temporary reservation for Conservation of an Area of Natural Interest by Order in Council of 25 May 2005 (vide Government Gazette 26 May 2005, page 1117).

LICENCE PLAN

File Reference: 0701598

Dated 30 October 2012

THE HON. RYAN SMITH MP
Minister for Environment and Climate Change

Crown Land (Reserves) Act 1978**ORDER GIVING APPROVAL TO GRANT FIVE LEASES UNDER SECTIONS 17D AND 17DA**

Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978**, I, Ryan Smith, MP, Minister for Environment and Climate Change, being satisfied that there are special reasons which make the granting of five leases reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of five leases by the State Sport Centres Trust for the purposes listed in Schedule 1 below, over parts of the Lakeside Stadium Reserve described in Schedule 2 below, and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that:

- (a) there are special reasons which make the granting of these five leases reasonable and appropriate in the particular circumstances and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE 1

Tenant	Purpose
Victorian Institute of Sport	Administration offices, sport training and coaching facilities and associated activities
South Melbourne Football Club	Administration offices, members lounge and bistro, change rooms, medical suites, museum and shop
Australian Little Athletics	Administration offices
Athletics Victoria	Administration offices, retail and social activities
Athletics Australia	Administration offices

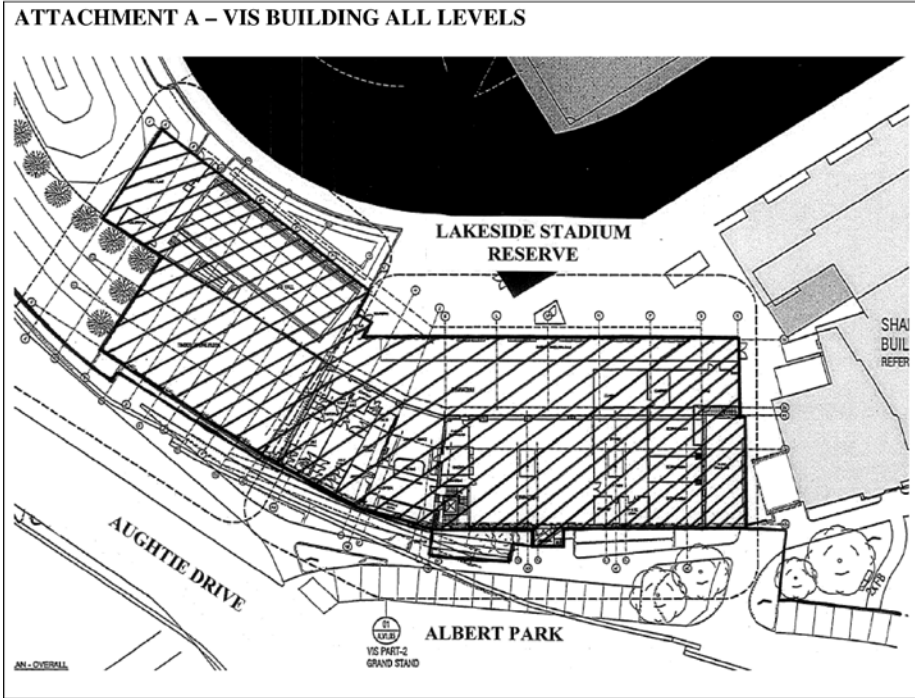
SCHEDULE 2

Lakeside Stadium Reserve is part of the of the Crown land permanently reserved for public park purposes by Order in Council of 21 March 1876 (vide Government Gazette 24 March 1876 page 568).

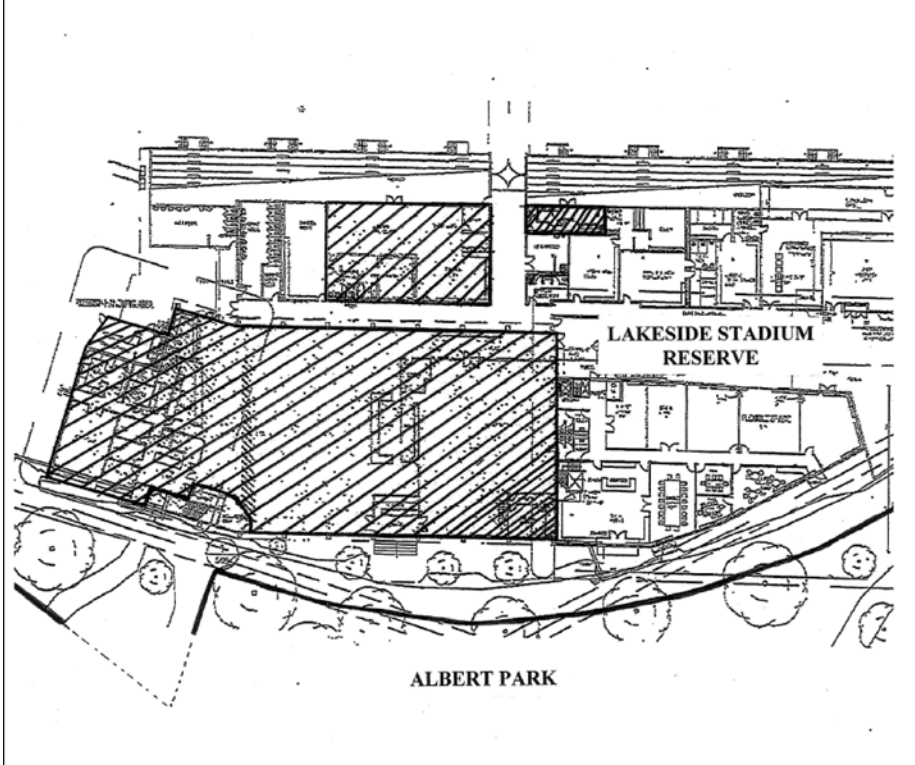
Tenant	Lease Area
Victorian Institute of Sport	Area hatched on Attachment A
South Melbourne Football Club	Areas hatched on Attachment B
Australian Little Athletics	Areas shown by thick black line on Attachment C
Athletics Victoria	Areas shown cross-hatched on Attachment C and Attachment D
Athletics Australia	Area shown hatched on Attachment E

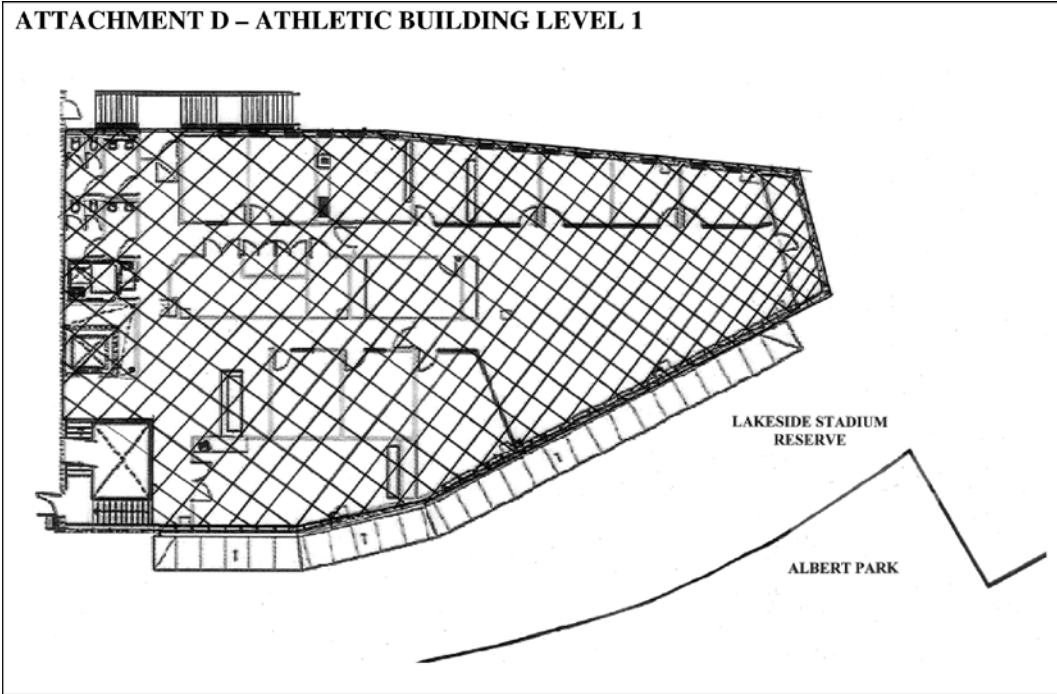
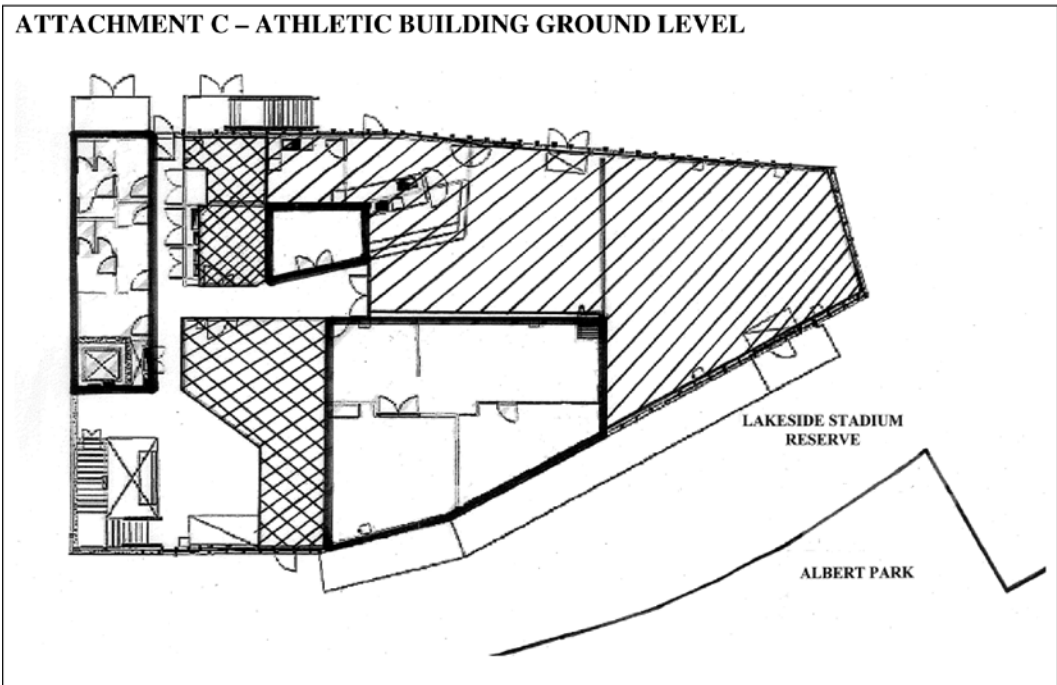
LEASE PLAN

ATTACHMENT A – VIS BUILDING ALL LEVELS

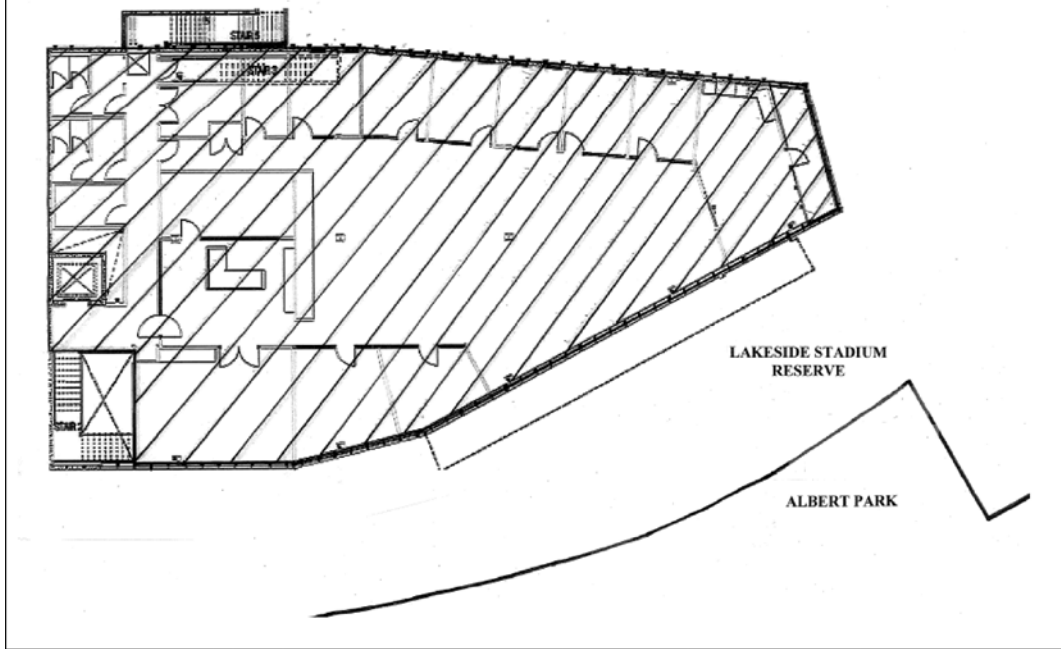


ATTACHMENT B – SHARED SERVICES BUILDING ALL LEVELS





ATTACHMENT E – ATHLETIC BUILDING LEVEL 2



File Reference: 2019330

Dated 17 October 2012

THE HON RYAN SMITH MP
Minister for Environment
and Climate Change

Fisheries Act 1995

FISHERIES NOTICE NO. 10/2012

I, Anthony Hurst, Executive Director Fisheries Victoria, as delegate of the Minister for Agriculture and Food Security and having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995** (the Act), make the following Fisheries Notice under section 152 of the Act:

Dated 1 November 2012

ANTHONY HURST
Executive Director
Fisheries Victoria

FISHERIES (DUSKY FLATHEAD) NOTICE NO. 10/2012**1. Title**

This Notice may be cited as the Fisheries (Dusky Flathead) Notice No. 10/2012.

2. Objectives

The objective of this Notice is to set minimum and maximum size limits for recreational dusky flathead (*Platycephalus fuscus*) fishing in Victorian waters.

3. Authorising provision

This Notice is made under section 152 of the Act.

4. Commencement

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

6. Size limits

For the purposes of the Act, the minimum size with respect to the taking of dusky flathead is 30 centimetres. The maximum size with respect to the taking of dusky flathead is 55 centimetres.

Notes

1. There are offences in sections 68A and 68B of the Act relating to taking or possessing fish of a species that are less than the minimum size or more than the maximum size specified for that species of fish in this Notice. Various penalties apply.
2. Section 152(3) of the Act provides that if a Fisheries Notice is inconsistent with any regulations, management plan, Ministerial direction, licence or permit, the Fisheries Notice prevails to the extent of the inconsistency.

7. Application to Fisheries Reserves

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

8. Revocation

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

Fisheries Act 1995

FISHERIES NOTICE NO. 11/2012

I, Anthony Hurst, Executive Director Fisheries Victoria and delegate of the Minister for Agriculture and Food Security, make the following Fisheries Notice under section 152 of the **Fisheries Act 1995** and after conducting consultation in accordance with section 3A of the Act.

Dated 31 October 2012

ANTHONY HURST
Executive Director
Fisheries Victoria

FISHERIES (SHRIMP) NOTICE NO. 11/2012**1. Title**

This Notice may be cited as the Fisheries (Shrimp) Notice No. 11/2012

2. Objective

The objectives of this Notice are to set separate recreational catch limits for swimming shrimp and burrowing shrimp (including Bass yabby) and to allow for the take of burrowing shrimp (including Bass yabby) in the intertidal zone of Port Phillip Bay.

3. Authorising provision

This Notice is made under sections 68A and 152 of the **Fisheries Act 1995** ('the Act').

4. Commencement

This Fisheries Notice comes into operation following its publication in the Victorian Government Gazette.

5. Catch Limits

For the purposes of section 68A of the Act;

- (1) The catch limit with respect to the –
 - (a) taking of swimming shrimp from Victorian waters; or
 - (b) possession of swimming shrimp in, on or next to Victorian waters – is 0.5 litres.
- (2) The catch limit with respect to the –
 - (a) taking of burrowing shrimp (including Bass yabby) from Victorian waters; or
 - (b) possession of burrowing shrimp (including Bass yabby) in, on or next to Victorian waters – is 100.

Note:

There are offences in sections 68A and 68B of the Act relating to taking or possessing fish in excess of the catch limit in this fisheries notice for that species of fish. Various penalties apply.

6. Intertidal collection in Port Phillip Bay

- (1) A person must not take or attempt to take marine invertebrates other than marine worms and burrowing shrimp (including Bass yabby) from the intertidal zone of Port Phillip Bay.
Penalty: 20 penalty units
- (2) Subregulation (1) does not apply to a person who –
 - (a) takes empty shells of dead animals; or
 - (b) takes squid, cuttlefish or octopus.

7. Exemption for commercial fishing

- (1) This fisheries notice does not apply to a person who takes or possesses fish of a species specified in this fisheries notice in a quantity in excess of the catch limit for that species of fish if –
- (a) the person –
 - (i) is the holder of, or is acting on behalf of the holder of, an access licence authorising the taking and possession of that species of fish; and
 - (ii) takes or possesses the fish in accordance with the licence, the Act and these Regulations; or
 - (b) the person –
 - (i) is the holder of, or is acting on behalf of the holder of, an aquaculture licence authorising the hatching, rearing, breeding, growing or displaying of fish of that species; and
 - (ii) takes or possesses the fish in accordance with the licence, the Act and these Regulations; or
 - (c) the person –
 - (i) is the holder of, or is acting on behalf of the holder of, a general permit authorising the taking or possession of that species of fish in that quantity; and
 - (ii) takes or possesses the fish in accordance with the permit, the Act and these Regulations.
- (2) This fisheries notice does not apply to a person who possesses fish of a species specified in the fisheries notice in a quantity in excess of the catch limit for that species of fish, and which the person received from a person referred to in exemption (1).

8. Threatened species

Some species of shrimp may be listed under the **Flora and Fauna Guarantee Act 1988**. Notwithstanding this Fisheries Notice, it is an offence, under section 52 of that Act, to take, trade in or keep fish of those species unless licenced under that Act or authorised to do so by an Order of the Governor in Council under that Act published in the Government Gazette.

8. Revocation

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

Fisheries Act 1995

FISHERIES NOTICE NO. 13/2012

I, Anthony Hurst, Executive Director Fisheries Victoria and delegate of the Minister for Agriculture and Food Security, make the following Fisheries Notice under section 152 of the **Fisheries Act 1995** and after conducting consultation in accordance with section 3A of the Act.

Dated 31 October 2012

ANTHONY HURST
Executive Director
Fisheries Victoria

FISHERIES (RECREATIONAL BAIT NET PROHIBITION) NOTICE NO. 13/2012**1. Title**

This Notice may be cited as the Fisheries (Recreational Bait Net Prohibition) Notice No. 13/2012.

2. Objective

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

3. Authorising provision

This Notice is made under section 152 of the **Fisheries Act 1995**.

4. Commencement

This Fisheries Notice comes into operation following its publication in the Victoria Government Gazette.

5. Definitions

In this Notice:

‘**recreational bait net**’ has the same meaning as in regulation 5 of the Fisheries Regulations 2009.

‘**Sydenham inlet**’ means the total area of Sydenham inlet bounded by a straight line running between the mean high water mark on the seaward extremities of each side of the inlet entrance and an imaginary line running between the extreme outward point of each side of Bemm River.

‘**Tamboon inlet**’ means the total area of that inlet bounded by a straight line running between the mean high water mark on the seaward extremities of each side of the inlet entrance and an imaginary line running between the extreme outward point of each side of Cann River.

6. Prohibition on use or possession of recreational bait nets

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

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

7. Revocation

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

Geographic Place Names Act 1998

NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

Feature Naming:

Change Request Number	Place Name	Naming Authority and Location
45391	Wyndham Park Community Centre	Wyndham City Council 53 Kookaburra Ave, Werribee 3030 See map at www.dse.vic.gov.au/namingplaces

Office of Geographic Names

Land Victoria
570 Bourke Street
Melbourne 3000

JOHN E. TULLOCH
Registrar of Geographic Names

Livestock Disease Control Act 1994**ORDER DECLARING A CONTROL AREA FOR NEWCASTLE DISEASE AND PROHIBITIONS ON THE ENTRY OF DOMESTIC CHICKENS INTO VICTORIA**

I, Peter Walsh, Minister for Agriculture and Food Security and Minister responsible for the administration of the **Livestock Disease Control Act 1994**, make the following Order under section 29 of that Act.

1. Objectives

The objectives of this Order are to –

- a) declare the whole of Victoria a Control Area for the exotic disease Newcastle disease;
- b) specify the requirements which are to operate in the control area;
- c) prohibit the entry of domestic chickens (*Gallus domesticus*) into the Control Area except under specified circumstances.

2. Authorising provision

This Order is made under section 29 of the **Livestock Disease Control Act 1994**.

3. Duration of Order

This Order has effect for 12 months from 1 November 2012.

4. Definitions

In this Order –

‘**Deputy Chief Veterinary Officer**’ means the Deputy Chief Veterinary Officer of the Department of Primary Industries;

‘**commercial poultry flock**’ means a managed group of more than 1,000 domestic chickens (*Gallus domesticus*);

‘**Director Animal Biosecurity and Welfare**’ means the Director Animal Biosecurity and Welfare of the Department of Primary Industries;

‘**vaccination**’ means administration of Newcastle disease vaccine in accordance with Manufacturer’s recommendations;

‘**Standard Operating Procedures**’ means the Newcastle Disease Vaccination Standard Operating Procedures 2008–2012 of the National Newcastle Disease Management Plan 2008–2012.

5. Control Area

The whole of Victoria is declared to be a Control Area in respect of the exotic disease Newcastle disease for commercial poultry flocks.

6. Requirements in the Control Area

- (1) The owner of a commercial poultry flock in the Control Area must ensure that all chickens in the flock are vaccinated and serologically monitored to demonstrate vaccination efficacy in accordance with the National Newcastle Disease Vaccination Standard Operating Procedures, unless otherwise approved in writing by the Deputy Chief Veterinary Officer or the Director Animal Biosecurity and Welfare.
- (2) The owner of a commercial poultry flock in the Control Area must –
 - (a) maintain for 3 years a record of all vaccine use by type of vaccine, date of administration, location, and age and number of chickens vaccinated;
 - (b) advise the Deputy Chief Veterinary Officer of any adverse reactions to the vaccine within 48 hours of the event;

- (c) only introduce domestic chickens for inclusion in the commercial poultry flock that have been vaccinated in accordance with the Standard Operating Procedures, and are accompanied by a vendor declaration stating the age and number of the chickens and the date(s) and type(s) of Newcastle disease vaccine administered, unless otherwise approved by the Director Animal Biosecurity and Welfare;
- (d) maintain for 3 years a record of vendor declarations received under sub-clause (3)(c) for poultry introduced to the flock;
- (e) maintain for 3 years records of any serological monitoring for Newcastle disease undertaken on the flock;
- (f) in accordance with any directions of the Director Animal Biosecurity and Welfare, submit the commercial poultry flock for sampling for Newcastle disease to a registered veterinary practitioner, an Inspector of Livestock, or a person authorised by the Director Animal Biosecurity and Welfare. Such samples must be submitted to a registered veterinary diagnostic laboratory for testing;
- (g) promptly provide access to records referred to in this part to an Inspector of Livestock upon request.

7. Exemptions

Clause 6 of this Order does not apply to a Specific Pathogen Free poultry flock, or other highly biosecure commercial poultry flock, operating in accordance with the conditions of a permit issued under section 30(2) of the **Livestock Disease Control Act 1994** by the Deputy Chief Veterinary Officer or the Director Animal Biosecurity and Welfare.

8. Prohibition on Entry

For the purposes of preventing the entry into Victoria of Newcastle disease, a person must not introduce domestic chickens into the Control Area for inclusion in a commercial poultry flock unless the chickens have been vaccinated in accordance with the Standard Operating Procedures and are accompanied by a vendor declaration stating the age and number of the chickens and the date(s) and type(s) of Newcastle disease vaccine administered, other than with an authority approved by the Director Animal Biosecurity and Welfare, and subject to any conditions or limitations set out in that authority.

Dated 29 October 2012

PETER WALSH MP
Minister for Agriculture and Food Security

Marine Safety Act 2010

SECTION 208 (2)

Notice of Activity Exclusion Zone

In accordance with section 208(2) of the **Marine Safety Act 2010** (Vic.), Parks Victoria (the waterway manager for the Yarra River upstream of the port waters of the Port of Melbourne) gives notice that the waters of the Yarra River between a diagonal line from the downstream edge of the VRA landing to the upstream edge of Federation Wharf and the upstream edge of Monash Freeway Bridge are prohibited to all persons and vessels not registered to take part in the Melbourne Head Rowing Regatta 2012. The exclusion zone takes effect between 7.00 am and 2.00 pm on Saturday 17 November 2012.

Dated 8 November 2012

VINCENT WRIGHT
As delegate of Parks Victoria

Occupational Health and Safety Act 2004

OCCUPATIONAL HEALTH AND SAFETY REGULATIONS 2007

Notice of Grant of Major Hazard Facility Licence

Pursuant to Part 6.1 of the Occupational Health and Safety Regulations 2007 (the Regulations), on 7 November 2012 the Victorian WorkCover Authority granted a major hazard facility licence to The Shell Company of Australia Limited in respect of a major hazard facility registered under Part 6.2 of the Regulations at Shell Newport Terminal, Burleigh Street, Spotswood in the State of Victoria, which licence ends on 6 November 2017.

IAN FORSYTH
Chief Executive,
Delegate of WorkSafe Victoria

Professional Standards Act 2003

NOTIFICATION PURSUANT TO
SECTION 34(2)

Professional Surveyors' Occupational Association (PSOA) Scheme

I, Robert Clark MP, Attorney-General, pursuant to section 34(2) of the **Professional Standards Act 2003**, give notice that I have extended the period for which the Professional Surveyors' Occupational Association (PSOA) Scheme is in force to 11 November 2013.

Dated 31 October 2012

ROBERT CLARK MP
Attorney-General

Public Health and Wellbeing Act 2008**ORDER UNDER SECTION 33 OF THE PUBLIC HEALTH AND WELLBEING ACT 2008**

Establishment of a Consultative Council to be known as the
Consultative Council for Clinical Trial Research

I, Hon David Davis MP, Minister for Health, acting under section 33 of the **Public Health and Wellbeing Act 2008** (the Act), by Order:

1. Establish under section 33(1)(a) of the Act the Consultative Council for Clinical Trial Research in respect of the following matters and functions:
The Consultative Council for Clinical Trial Research will:
 - Be responsible for accreditation of the human research ethics committees that undertake review of multi-site clinical trial research.
 - Report to the Minister for Health and the Department of Health on the operational effectiveness of the overall system that streamlines processes associated with clinical trials and related multi-site human research.
 - Promote best practice ethical review and research governance of multi-site clinical trial research and provide advice to participating health services in Victoria where required.
 - Provide timely and authoritative advice to the Minister for Health and the Department of Health on relevant human research issues at a state and national level.
2. Specify in accordance with section 33(2) of the Act that the Consultative Council for Clinical Trial Research shall consist of 9 members.
3. Appoint in accordance with section 33(3), (4) and (5) of the Act the following members to the Consultative Council for Clinical Trial Research.

Members		Term of Appointment
Richard Fox	Chair	1 October 2012 to 30 June 2014
Bill Karanatsios	Member	1 October 2012 to 30 June 2014
Kirsten Mander	Member	1 October 2012 to 30 June 2014
Kerren Clark	Member	1 October 2012 to 30 June 2014
John Seymour	Member	1 October 2012 to 30 June 2014
Charlene MacLeod	Member	1 October 2012 to 30 June 2014
James King	Member	1 October 2012 to 30 June 2014
Roland Scollay	Member	1 October 2012 to 30 June 2014
Leslie Cannold	Member	1 October 2012 to 30 June 2014

Dated 18 September 2012

HON DAVID DAVIS MP
Minister for Health

Veterinary Practice Act 1997

VETERINARY PRACTITIONERS REGISTRATION BOARD OF VICTORIA

Notice

Re: Dr Donna Quinlan

A Panel of the Veterinary Practitioners Registration Board of Victoria on 3 August 2012 concluded a Formal Hearing into the professional conduct of Dr Donna Quinlan, a registered veterinary practitioner.

The Panel found as follows:

Pursuant to section 45(1) of the **Veterinary Practice Act 1997** ('the Act'), Dr Quinlan was found to have engaged in unprofessional conduct of a serious nature within the meaning of paragraphs (a) and (b) of the definitions of unprofessional conduct contained in section 3 of the Act.

The Panel made the following determinations:

1. Pursuant to section 45(2)(j) of the Act, that Dr Quinlan's registration be suspended for a period of six months, commencing midnight on 6 August 2012, and concluding midnight on 6 February 2013.
2. Pursuant to section 45(2)(f) of the Act, the following condition is imposed on Dr Quinlan's ongoing registration.
 - That Dr Quinlan not obtain, administer, prescribe, sell or supply schedule 8 and/or schedule 11 drugs.
3. Pursuant to section 45(2)(e) of the Act, Dr Quinlan is required to undertake further education:
 - complete as an observer sixty (60) hours in a veterinary clinic, under the supervision of a registered veterinary practitioner. This training must be successfully completed prior to the conclusion of the period of suspension.
 - complete and present to the Board a case log of no less than forty (40) cases which conform to Guideline 11, as a result of the cases observed while under the supervision of a registered veterinary practitioner. The case log must be successfully completed and provided to the Board prior to the conclusion of the period of suspension.
4. Pursuant to section 45(2)(g) of the Act, a fine of \$500 is imposed.
5. Pursuant to section 45(2)(h) of the Act, Dr Quinlan is required to pay the reasonable costs of, and incidental to, the hearing.

Dated 1 November 2012

DR SALLY WHYTE
Registrar and Executive Officer

Water Act 1989

CREATION OF THE LOCH SPORT SEWERAGE DISTRICT DECLARATION 2012

I, Jane Doolan, Deputy Secretary, Water Group, Department of Sustainability and Environment, as the delegate of the Minister administering the **Water Act 1989**, make the following Declaration:

1. Citation

This Declaration is called the Creation of the Loch Sport Sewerage District Declaration 2012.

2. Authorising Provision

This Declaration is made under section 122T of the **Water Act 1989**.

3. Commencement

This Declaration of creation of the district takes effect from the date it is published in the Victoria Government Gazette.

4. Preliminary

The Central Gippsland Region Water Corporation submitted the proposal for the creation of the Loch Sport Sewerage District to the Minister on 9 July 2012. This proposal was approved under section 122S of the **Water Act 1989** as dated below.

5. Area of Extended Sewer District

The Loch Sport Sewerage District is created to include an area of land bounded by a red border on the Central Gippsland Region Water Corporation's Plan Number SD: 6151: Loch. Copies of these plans may be inspected at the office of Central Gippsland Region Water Corporation, situated at Hazelwood Road, Traralgon, Victoria 3844.

Dated 23 August 2012

DR JANE DOOLAN
Deputy Secretary
Water Group
Department of Sustainability
and Environment
(as delegate of the Minister)

Water Act 1989 (Vic.)**CENTRAL HIGHLANDS
WATER CORPORATION****Water Restriction By-Law 405**

Central Highlands Water revokes Water Restriction By-Law 404.

In accordance with section 287ZC of the **Water Act 1989**, Central Highlands Water hereby gives notice that it has made a by-law, titled Water Restriction By-Law 405, pursuant to sections 171 and 160 of the **Water Act 1989**.

Water Restriction By-Law 405 is made using a Model Water Restrictions By-law issued by the Minister of Water on 27 November 2011. The Water Restrictions By-Law 405 is made in relation to restrictions and prohibitions on the use of water that may be imposed in the Water Supply Districts of Central Highlands Water.

The purpose of the by-law is to:

- a. promote the efficient use and conservation of water; and
- b. set out four stages of restrictions on the use of water; and
- c. specify things which must not be done while each stage of restriction persists; and
- d. specify principles for considering applications for exemptions from particular restrictions; and
- e. prescribe offences and penalties for the contravention of this By-law, including for which an infringement notice may be served; and
- f. prescribe classes of persons for the purpose of issuing infringement notices.

Water Restrictions By-law 405: Applies from 9 November 2012

Central Highlands Water gives notice that at 1.00 am on 9 November 2012:

- Stage 2 Water Restrictions, for the Redbank District as set out in the Water Restrictions By-law 405, are imposed and will apply until further notice is given.

A copy of the By-law is available for inspection free of charge at the Central Highlands Water office, 7 Learmonth Road, Wendouree, Victoria, during business hours; or by visiting Central Highlands Water's website at www.chw.net.au

Water Act 1989**NORTH EAST REGION
WATER CORPORATION****Proposed Extension of the Wangaratta Water District and Wangaratta Sewerage District**

Notice is hereby given that the North East Region Water Corporation, pursuant to section 122 of the **Water Act 1989**, proposes to seek to extend the Wangaratta Water District and Wangaratta Sewerage District. This is in line with the recent connections to reticulated water and sewerage, the proposed Parfitt Road and Wilson Road Sewerage Scheme and future growth areas.

Full details of the proposed water district and sewerage district proposals and plans showing the extent of the districts are available for inspection free of charge at the Corporation's office, Level 1, Hovell Street, Wodonga, during office hours.

Members of the public are invited to make submissions on the proposal. Any person making a submission or objection to the proposal should set grounds for any objection raised in the submission.

Submissions must be received by the Corporation on or before the 7 December 2012, which is one month after the final publication of this notice in the Government Gazette. Any submissions will be considered by the Board of North East Water at the scheduled Board meeting on 18 December 2012.

CRAIG HEINER

Managing Director

North East Region Water Corporation

Planning and Environment Act 1987**ARARAT PLANNING SCHEME****Notice of Approval of Amendment****Amendment C18**

The Minister for Planning has approved Amendment C18 to the Ararat Planning Scheme.

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

The Amendment removes 137–139 Grano Street, Ararat (HO68) from the Heritage Overlay.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Ararat Rural City Council, corner High and Vincent Street, Ararat.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

Planning and Environment Act 1987
BOROONDARA PLANNING SCHEME
Notice of Approval of Amendment
Amendment C121

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

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

The Amendment rezones land at 32, 34, and 36 Princess Street, Kew; and 11, 13 and 15 Brougham Street, Kew, from the Residential 1 Zone (R1Z) to the Business 1 Zone (B1Z) and applies Schedule 19 of the Design and Development Overlay (DDO19) to the above sites.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Boroondara City Council, 8 Inglesby Road, Camberwell.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

Planning and Environment Act 1987
CARDINIA PLANNING SCHEME
Notice of Approval of Amendment
Amendment C106

The Minister for Planning has approved Amendment C106 to the Cardinia Planning Scheme.

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

The Amendment rezones part of 2–6 Rouen Road, and part of 8 Rouen Road, Cockatoo, from Residential 1 Zone to Business 1 Zone and removes the Design and Development Overlay – Schedule 2 and Vegetation Protection Overlay – Schedule 2 from the land.

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

Permit No.	Description of land
T090453	2–6 Rouen Road (Lots 13, 14 and 15 LP9628) and 8 Rouen Road (Lot 1 TP635765), Cockatoo

A copy of the Amendment and permit/s can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Cardinia Shire Council, Henty Way, Pakenham.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

Planning and Environment Act 1987
GREATER GEELONG PLANNING SCHEME
Notice of Approval of Amendment
Amendment C269

The Minister for Planning has approved Amendment C269 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 1.065 hectares of land from Farming Zone to Special Use Zone, 14 at 145 Pigdons Road, Waurn Ponds.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection

dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Greater Geelong City Council, 92–100 Brougham Street, Geelong.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

Planning and Environment Act 1987

KNOX PLANNING SCHEME

Notice of Approval of Amendment

Amendment C124

The Minister for Planning has approved Amendment C124 to the Knox Planning Scheme.

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

The Amendment extends the expiry date of the interim Environmental Significance Overlay Schedules 2 and 3, and Vegetation Protection Overlay Schedule 4 provisions until 1 April 2013.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Knox City Council, 511 Burwood Highway, Wantirna South.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

Planning and Environment Act 1987

MORNINGTON PENINSULA
PLANNING SCHEME

Notice of Approval of Amendment

Amendment C152

The Minister for Planning has approved Amendment C152 to the Mornington Peninsula Planning Scheme.

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

The Amendment rezones 1097 Frankston–Flinders Road, Somerville, from Public Use Zone 3 to a Business 1 Zone, and rezones 21 Eramosa Road East, Somerville, from Residential 1 Zone to Business 1 Zone.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Mornington Peninsula Shire Council: 90 Besgrove Street, Rosebud; 2 Queen Street, Mornington; and 21 Marine Parade, Hastings.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

Planning and Environment Act 1987

MORNINGTON PENINSULA
PLANNING SCHEME

Notice of Approval of Amendment

Amendment C158

The Minister for Planning has approved Amendment C158 to the Mornington Peninsula Planning Scheme.

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

The Amendment changes Clause 21.07–01 by inserting a new measure to apply the Development Plan Overlay to 23–25 Rosebud Parade, Rosebud, and by deleting the Development Plan Overlay on the Mornington East Growth area. It introduces schedule 17 to the Development Plan Overlay, and amends the planning scheme maps to apply the Development Plan Overlay to the land at 23–25 Rosebud Parade, Rosebud.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Mornington Peninsula Shire Council, 90 Besgrove Street, Rosebud.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

Planning and Environment Act 1987

WELLINGTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment C67

The Minister for Planning has approved Amendment C67 to the Wellington Scheme.

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

The Amendment introduces new local policy in relation to the Sale, Wurruk and Longford Structure Plan (2010) and the Sale CBD Precinct Plan (2010). It also removes the State Resource Overlay from an area of land east of Longford. The Amendment makes minor changes in relation to bushfire hazard as a consequential technical change following amendments VC83 and VC86.

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Wellington Shire Council, 70 Foster Street, Sale.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

A copy of the Amendment can be inspected, free of charge, at the Department of Planning and Community Development website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Wyndham City Council, 45 Princes Highway, Werribee.

JOHN PHILLIPS
Acting Director
Planning and Building Systems
Department of Planning and
Community Development

Planning and Environment Act 1987

WYNDHAM PLANNING SCHEME

Notice of Approval of Amendment

Amendment C167

The Minister for Planning has approved Amendment C167 to the Wyndham Planning Scheme.

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

The Amendment corrects a zoning anomaly by rezoning land at 6 Farm Road, Werribee, from Public Use Zone 1 – Service and Utility to Residential 1 Zone.

ORDERS IN COUNCIL

Land Act 1958

APPROVAL BY THE GOVERNOR IN COUNCIL TO THE
SALE OF CROWN LAND BY PRIVATE TREATY

Order in Council

The Governor in Council under sections 99A(1)(a) and 99A(2) of the **Land Act 1958** approves the sale by private treaty of Crown Allotment 6A, Section 50, Township and Parish of Ararat and located at Baird Street, Ararat.

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

Dated 7 November 2012

Responsible Minister

GORDON RICH-PHILLIPS MLC

Assistant Treasurer

MATTHEW McBEATH
Clerk of the Executive Council

Land Acquisition and Compensation Act 1986

CERTIFICATION PURSUANT TO SECTION 5(3) OF THE
LAND ACQUISITION AND COMPENSATION ACT 1986

Order in Council

Under section 5(3) of the **Land Acquisition and Compensation Act 1986**, the Governor in Council certifies the following land as land for which reservation is unnecessary, undesirable and contrary to the public interest.

The land shown as:

- Parcel 1 on attached Survey Plan 22759 being the whole of the land comprised in Certificate of Title Vol 11324 Fol 276.
- Parcel 2 on attached Survey Plan 22759 being part of land comprised in Certificate of Title Vol 10677 Fol 374.
- Parcel 3 on attached Survey Plan 22759 being part of land comprised in Certificate of Title Vol 10001 Fol 963.

This legislative instrument comes into effect on the date published in the Government Gazette.

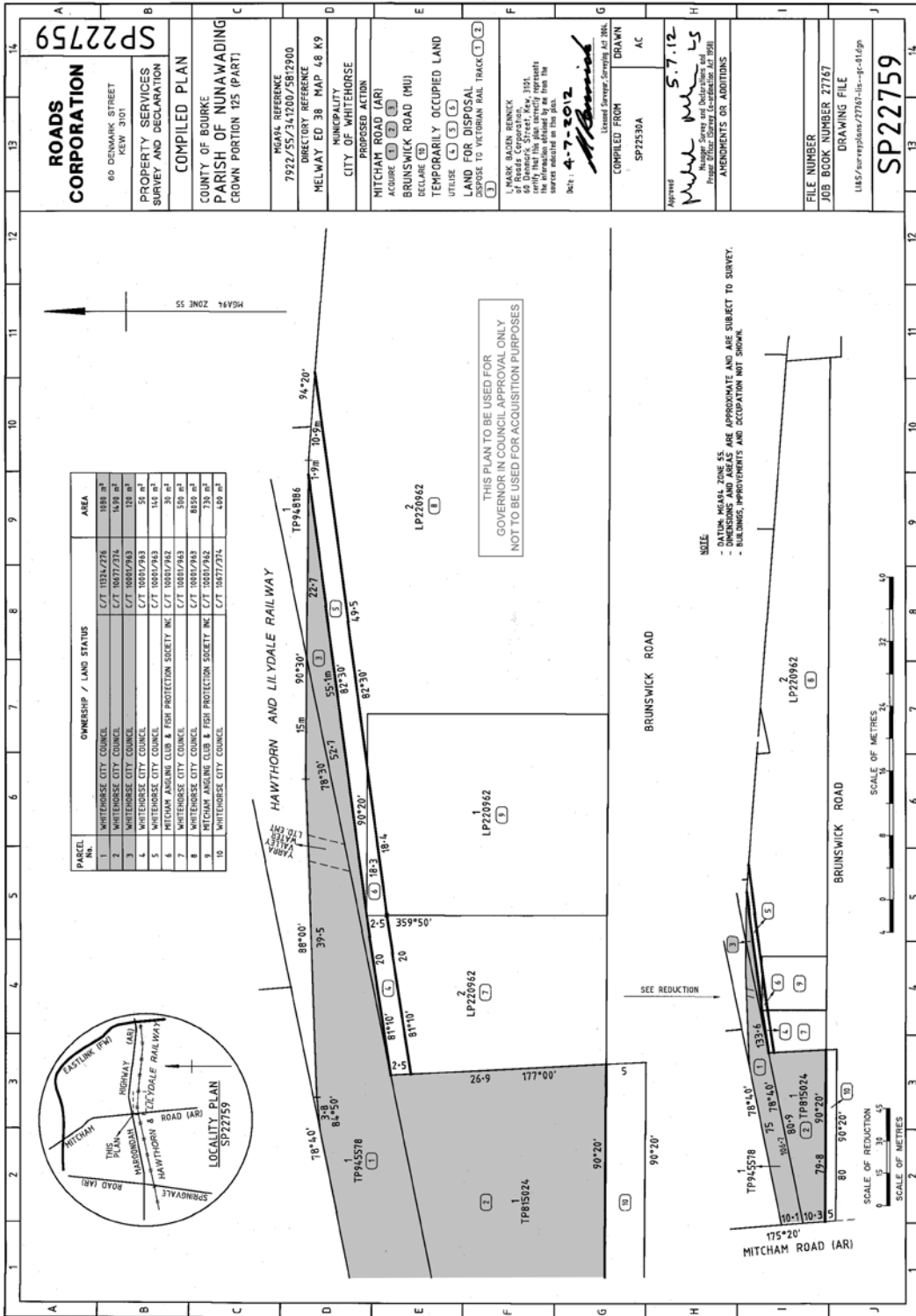
Dated 7 November 2012

Responsible Minister

ROBERT CLARK MP

Attorney-General

MATTHEW McBEATH
Clerk of the Executive Council



Magistrates' Court Act 1989
APPOINTMENT OF JUSTICES OF THE PEACE
Order in Council

The Governor in Council under section 115(2) of the **Magistrates' Court Act 1989** appoints the following persons as Justices of the Peace in the State of Victoria.

BALLANTINE, Majella Mary
BROWN, Peter Allan
GILLIGAN, Stephen Roy
GUEST, Shona Louise
SPITERI, Emmanuel Joseph
TEPPER, Maxine Roberta

Dated 7 November 2012
Responsible Minister
ROBERT CLARK MP
Attorney-General

MATTHEW McBEATH
Clerk of the Executive Council

Magistrates' Court Act 1989
APPOINTMENT OF JUSTICES OF THE PEACE
SCHEDULE TO THE ORDER IN COUNCIL

1. Appointment Arrangements

Part Time

2. Period of Appointment

From the date of Order.

3. Duties and responsibilities of the position

JP volunteers are part of a collective group known as honorary justices and as such, there is an expectation that all JP volunteers will respect, observe and adhere to the highest levels of personal, social and community standards of integrity and professionalism to ensure that all Victorians are provided with an independent, fair and impartial service.

They have a responsibility to provide a free and timely service that is accessible to all members of the community, making themselves reasonably available to act as an independent witness to documents that are used for official or legal purposes.

In Victoria, the role of a JP volunteer is largely administrative. The primary role is focused on:

- Attesting to the execution of a document
- Witnessing a statutory declaration
- Witnessing an affidavit for use in court
- Certifying true copies of an original document
- Certifying a person's identity.

4. Termination Arrangements

Under section 115(10) of the Act, a Justice of the Peace may resign from office by delivering to the Governor in Council a signed letter of resignation.

Section 116 of the Act provides that the Governor in Council may by Order published in the Government Gazette:

- revoke the appointment of any person as a Justice of the Peace; or
- prohibit any person who is a Justice of the Peace (by virtue of holding, or having held, another office) from acting as a Justice of the Peace.

5. **Payment Provisions**
Justices of the Peace are honorary appointments and no remuneration or allowances are paid.
 6. **Superannuation Obligations**
Not applicable.
 7. **Travel and Personal Expenses arrangements**
Not Applicable.
 8. **Leave Arrangements**
Not Applicable.
 9. **Prior Service**
Not Applicable.
-

Magistrates' Court Act 1989

REVOCATION OF JUSTICE OF THE PEACE APPOINTMENT

Order in Council

The Governor in Council, under section 116 of the **Magistrates' Court Act 1989**, revokes the appointment of Graeme James Rootes as a Justice of the Peace, made on 20 June 1989.

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

Dated 7 November 2012

Responsible Minister

ROBERT CLARK MP

Attorney-General

MATTHEW McBEATH
Clerk of the Executive Council

Prevention of Cruelty to Animals Act 1986

**REVOCATION OF THE CODE OF PRACTICE FOR THE WELFARE OF HORSES AND
MAKING OF THE CODE OF PRACTICE FOR THE WELFARE OF HORSES (REVISION 1)**

Order in Council

The Governor in Council, on the recommendation of the Minister for Agriculture and Food Security, under section 7(1) of the **Prevention of Cruelty to Animals Act 1986** (the Act) –

- (a) **revokes** the Code of Practice for the Welfare of Horses approved by the Governor in Council on 15 December 1987 and published in Government Gazette G18 on 18 May 1988; and
- (b) **makes** the attached Code of Practice for the Welfare of Horses (Revision 1).

This Order takes effect upon the publication of this Order and the Code of Practice for the Welfare of Horses (Revision 1), subsequent to their tabling in accordance with section 7(4) of the Act.

Dated 17 July 2012

Responsible Minister

PETER WALSH

Minister for Agriculture and Food Security

MATTHEW McBEATH
Clerk of the Executive Council

**CODE OF PRACTICE FOR THE WELFARE OF HORSES
(REVISION 1)**

Contents

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PREFACE

The **Prevention of Cruelty to Animals Act 1986** came into force on 20 May 1986 and is administered by the Department of Primary Industries (DPI). It has the purpose of protecting animals, encouraging the considerate treatment of animals and improving the level of community awareness about the prevention of cruelty to animals. It establishes fundamental obligations relating to the care of animals in general terms. Details of obligations are found in codes of practice that are made under the provisions of the Act. These set out minimum standards and recommendations relating to important aspects of the care of animals. It is recommended that all those who care for animals become familiar with the relevant codes.

This 'Code of Practice for the Welfare of Horses (Revision 1)' has been prepared by the Bureau of Animal Welfare, DPI, in consultation with people who have expertise in equine management, welfare and veterinary science. This Code replaces the Code approved by the Governor in Council on 15 December 1987 and published in the Government Gazette on 18 May 1988.

Under this Code, the minimum standards set the minimum level of conduct required to avoid cruelty to horses.

The Guidelines provide information to improve awareness of good welfare practices and encourage the considerate treatment of horses.

1 INTRODUCTION

Horses have been domesticated and selectively bred by humans for about 5000 years. They are socially organised and have been utilised by humans for transport and work, but more commonly now as a companion animal for pleasure and competitive sports.

Over the centuries people have selected horses according to traits such as conformation, speed, courage, strength, endurance, and ability to be trained. In the now largely urban and mechanised society of Australia, fewer people possess the art of horsemanship or the knowledge of husbandry necessary to select, sustain and educate horses.

Horses are kept under a variety of conditions, from extensive grazing in unfenced wilderness to intensive housing in individual stalls.

This Code of Practice recommends the basic needs of horses, irrespective of the husbandry system, including:

- readily accessible food and water to maintain health and vigour
- freedom of movement to stand, stretch, turn around, walk forward, lie down and roll
- regular exercise
- social contact with other horses or people
- accommodation that neither harms nor causes undue strain or discomfort
- protection from disease, and regular inspections to assess the need for attention to feet, teeth and parasite control
- rapid identification and treatment of injury and disease.

Horses are kept in Australia for a variety of purposes, including:

- work (for example, carriage, delivery, stock, trail riding)
- competition (racing, eventing, jumping, showing, endurance riding)
- pleasure riding or driving
- breeding
- pets
- slaughter for meat and by-products.

This Code of Practice is intended to provide the minimum standards of welfare for horses for general husbandry and management practices, and emphasises that persons in charge have a legal liability to care for horses under their control. Owners or persons in charge of horses must possess knowledge of the basic behavioural and physical needs of horses, irrespective of the intensity of husbandry. Assistance or advice on management of horses can be obtained from appropriately skilled equine veterinarians or other qualified equine advisers, including riding instructors, and nutritionists.

The cost of maintaining a horse, and determining who will be responsible for the horse, should be considered before acquiring one. Prospective purchasers and breeders of horses should be aware that proper feeding, maintenance and training of horses represent long-term responsibilities.

2 BEHAVIOURAL NEEDS

Minimum Standards

- S2.1 The design of facilities, the stocking density and the composition of groups of horses must allow each horse to have an area of its own, sufficient for subordinate horses to have an opportunity to escape from bullying by dominant animals in the group.
- S2.2 Persons responsible for a horse displaying a pathological behaviour pattern (stereotypies) including weaving, crib-biting, wind-sucking, self mutilation, pawing, kicking or pacing must provide appropriate intervention therapy based on veterinary advice or accepted industry practice.

Guidelines

- G2.1 Horses are social animals that establish a group hierarchy. They may form social bonds with other animals, including humans. For these reasons, horses should not be kept in isolation. Prior to providing additional animals for companionship, the person in charge of the horse should consider whether they have the means to provide adequate care to more than one animal.
- G2.2 Colts, stallions, weanlings, pregnant and sick animals, or those in advanced age, may require segregation from other groups of horses, to reduce the risk of injury and disease.
- G2.3 Introduction of a new horse or reintroduction of a segregated horse into a group should be supervised.
- G2.4 Horses may develop pathological behaviour patterns resulting from boredom, close confinement, isolation, diet, bedding material, inadequate exercise or other unknown factors. Stereotypic behaviour may indicate a welfare problem, and may lead to further welfare problems.

3 SUPERVISION

Minimum Standards

- S3.1 The person responsible for the supervision of a horse must be able to recognise signs of ill health.
- S3.2 The person responsible for the supervision of a horse must have access to a registered veterinary practitioner to diagnose and treat any serious illness or injury or access to a person able to humanely destroy the horse to prevent further suffering.
- S3.3 Horses confined in stables, stalls and yards must be inspected daily to ensure that their needs are met.
- S3.4 Aged horses, mares in late pregnancy and horses suffering from injury or disease must be inspected daily.
- S3.6 Contingency plans must be in place for emergency situations such as fire, flood, disease, injury and unexpected absences of the person in charge.

Guidelines

- G3.1 Frequency and level of supervision should relate to the likelihood of risk to the welfare of each horse, however, ideally, all horses should be inspected at least daily. Horses may need to be inspected more frequently than once a day depending on their physiological requirements.
- G3.2 Horses kept under intensive management in stables and yards should be inspected, fed and watered at least twice a day.
- G3.3 Mares in late pregnancy should be observed for signs of impending foaling.
- G3.4 Contingency plans may include an evacuation plan where necessary and frequent handling of horses. Such plans should be practised regularly.
- G3.5 Factors that can increase the welfare risk to horses include availability of suitable feed, the breed type, nature and disposition, age and pregnancy status, the quality of fencing and reliability of water supply.

Note: A horse is considered aged at 20 years old.

4 WATER**Minimum Standards**

- S4.1 Horses must have free access to an adequate supply of good quality water unless they are being transported in accordance with the relevant Victorian legislation regarding the land transport of horses.
- S4.2 Horses must have access to sufficient water to supply their daily needs and maintain good health of each horse present.
- S4.3 Water containers must be of a design that does not cause injury to the animals.
- S4.4 Where provision of sufficient water for health and vitality cannot be met, horses must be moved, agisted, sold or euthanased.

Guidelines

- G4.1 Water containers and mechanical water sources should be inspected at least daily to ensure that they are functioning normally.
- G4.2 Where water is supplied in buckets, the supply should be inspected at least every 12 hours to ensure the horse has free access to an adequate supply of good quality water.
- G4.3 Water containers should be secured and non-spillable.
- G4.4 Water containers should be maintained for cleanliness and proper function.
- G4.5 Dams should have safe access for horses.
- G4.6 Dams should be free of rubbish and contaminants. Dam levels and water quality need close monitoring during periods of low rainfall.
- G4.7 Water volume requirements of horses vary widely, depending on age, bodyweight, air temperature and humidity, the work, state of health and type of diet of the horse.

The basic maintenance requirement of water for horses is estimated to be approximately 52 ml/kg bodyweight/day:

- **Ponies** (200–300 kg body weight) require 10–15 litres daily
- **Light hacks** (300–450 kg body weight) require 15–25 litres daily
- **Thoroughbreds** (450–500 kg body weight) require 25–30 litres daily.

These requirements are increased with growth, work and lactation. Two or three times as much water as shown above is needed by horses in work.

Water requirement is closely related to the dry matter intake of food. Horses need 2–4 litres of water per kilogram of dry matter intake. This requirement increases as air temperatures or humidity rise.

Illness associated with bowel disease, such as obstructive colic or severe diarrhoea, can result in substantial loss of water and other essential electrolytes (50–70 litres/day).

5 FOOD

Minimum Standards

- S5.1 Horses must be provided with a diet of sufficient quantity and quality to maintain their good health and meet their physiological requirements.
- S5.2 Supervision during feeding must be provided to observe behaviour patterns and response to feed.
- S5.3 A horse's body condition must not be allowed to become less than body condition score 2 (see Appendix A).
- S5.4 Horses must not be deprived of access to food for more than 24 hours.
- S5.5 Where provision of sufficient food for health and vitality cannot be met, horses must be moved, agisted, sold or euthanased.

Guidelines

- G5.1 If there is not sufficient pasture for horses to graze, they should be fed a suitable and sufficient supplementary feed at least twice a day.
- G5.2 Feed troughs for horses should be well spaced to minimise bullying and allow subordinate animals access to feed. Horses that are in lighter condition and those that are subject to constant bullying should be segregated from the main group.
- G5.3 If a horse fails to thrive, the quantity, quality and availability of feed, and the health of the horse (including the state of its teeth, the extent of parasitism and the horse's age) should be evaluated.
- G5.4 Horses should be fed according to body condition. Over-fatness is undesirable for the health of the horse. The efficiency of food utilisation will vary between particular horses and breeds of horses. Most ponies utilise feed efficiently but thoroughbred horses require substantially more feed per kilogram of body weight. Overfeeding some horses, particularly idle ponies, can induce laminitis or founder. Animals at risk should be exercised and their intake of food energy reduced to minimal maintenance requirements.
- G5.5 Horses should be protected from access to food harmful to health, such as mouldy hay, lawn mower clippings and poisonous plants.
- G5.6 Changes to the horse's diet should be introduced gradually to reduce the risk of digestive disorders.
- G5.7 All components of diet essential for growth, health and vitality should be readily available to horses. Selective reduction in food intake should be undertaken only by experienced persons, or under veterinary supervision.
- G5.8 Supplying supplementary feed in no spill containers, rather than directly on the ground, will decrease the risk of sand colic and minimise wastage of food.
- G5.9 Good quality pastures, containing suitable grasses and legumes, can provide the food requirements for most horses, except those doing hard work, those with compromised teeth, aged horses or lactating mares. In temperate areas where permanent pastures are fertilised annually, about 1 hectare (2.5 acres) of pasture for each grazing horse should provide maintenance requirements during years with normal rainfall.
- G5.10 Horses kept in smaller areas or on unimproved or minimal pasture may require supplementary feed for some part of the year, depending on requirements for their growth, stage of life, pregnancy, lactation, and work.

- G5.11 Roughage (fibrous feed such as pasture, hay and chaff) should form a significant part of a horse's diet, to provide sufficient bulk and fibre to enable the digestive system to function properly. Horses need at least 1% of their body weight in roughage daily. If fed processed feed or grains, these should be offered in addition to the appropriate amount of roughage.
- G5.12 Approximate minimum feed requirements of adult horses are shown in Table 1.

Table 1 Approximate minimum daily feed requirements of adult horses

Body weight of horse kg	Idle horse (maintenance only) kg of hay	Moderate work (jumping, stock work, some eventing) – horse needs both hay and grain	
		kg of hay*	kg of grain (oats)
300	5	4	1
400	7	5	3.5
500	8–9	5.5–7.5	4–6

* Good quality pasture hay rich in clover, or lucerne hay

- G5.13 Persons inexperienced in horse care should consult a registered veterinary practitioner or an appropriate organisation such as an equestrian group about selection of suitable foodstuffs for horses used for a particular purpose.
- G5.14 Protein, mineral and vitamin supplements should be provided when required. Horses should have access to a source of salt when it is not provided in foodstuffs.
- G5.15 Adequate, good quality food is necessary for growth of young horses. At six months of age horses require as much energy-rich food and more protein than idle, adult horses.
- G5.16 Lactating mares require about 70% more energy than idle, adult horses.

6 EXERCISE

Minimum Standards

- S6.1 Stabled or yarded horses must be exercised daily, except where the exercise may be detrimental to the health and welfare of the horse.
- S6.2 Horses must not be overworked, overridden or overdriven. The workload imposed must not exceed the horse's ability for its age, size, strength, and fitness.
- S6.3 Horses on mechanical exercising devices, such as walking machines, must be continuously monitored by a competent person to prevent excessive strain or injury.

Guidelines

- G6.1 Horses should not be subjected to excessive strenuous exercise, particularly immature horses.
- G6.2 Rider's size and weight should be appropriate for the size and condition of the horse.
- G6.3 Horses may be exercised by riding, driving, lunging or releasing them into a large yard or paddock for at least one hour a day. In some circumstances, due to injury or convalescence, horses may need to be stabled for extended periods. Horses that are stabled long-term should be spelled outside at least once a year, for at least two to four weeks.
- G6.4 When introducing new or spelled horses to exercise, their workload should be increased gradually to prevent injury and stress.

7 HOUSING, SHELTER STRUCTURES AND YARDS

Minimum Standards

- S7.1 Premises must be designed and maintained to minimise the risk of injury to horses.
- S7.2 There must be adequate numbers of paddocks or yards to permit animals of similar age, sex, size and compatible temperament to be grouped.

S7.3	Horses must not be overcrowded in confinement.
S7.4	Yards and loose boxes must have sufficient room to allow the horse to stand freely in the normal position with the head fully raised, walk forward and turn, lie down, roll, stretch and groom themselves without restrictions.
S7.5	Loose-boxes for horses must provide a floor area of at least 12 square metres (9 square metres for ponies) and be at least 2.4 metres high for horses and ponies.
S7.6	Appropriate clean bedding must be provided in stables and loose boxes for warmth, insulation and protection from abrasion.
S7.7	Horses must have access to proper and sufficient shelter at all times.

Guidelines

- G7.1 Accommodation of horses in stables is not likely to meet the full spectrum of horses' behavioural and social needs. If stabling is used, provision of exercise, time out at pasture, a high fibre diet, social interaction (such as allowing these horses to see other horses), and stimulation through environmental enrichment may reduce stress, boredom and the risk of stereotypic behaviour, and should be provided.
- G7.2 Stable design should allow a horse to achieve visual contact with other horses, humans and activities in the stable surroundings.
- G7.3 Sheds should be constructed and maintained so as to provide adequate security and minimise risk of injury and disease.
- G7.4 Stables, stalls and loose boxes should have adequate lighting that permits inspection of a horse.
- G7.5 The floors of yards, sheds and stalls should have surfaces that permit adequate drainage and provide firm footing for horses.
- G7.6 Stables and stalls should give adequate natural ventilation. Air vents on opposite sides of the box are preferred. Dust levels in stables and stalls should be kept to a minimum to reduce the risk of respiratory disease.
- G7.7 Horses should be accommodated singly if in loose boxes, and tied if in stalls. During weaning it is acceptable to have two weanlings together in a loose box.
- G7.8 Adequate fire fighting equipment should be available and easy to access. Persons in charge of stabled horses should be trained and practised in use of fire-fighting equipment. There should be ready access to horses to enable them to be released quickly in case of fire.
- G7.9 Dirty bedding and stale or contaminated feed and water should be removed each day. Disposal of washings, urine and dung should be made in compliance with the requirements of statutory authorities.
- G7.10 Paddocks and yards should be kept free of noxious plants, rubbish and debris that may injure horses.
- G7.11 Healthy horses can tolerate a wide variation of heat and cold if they are acclimatised and have adequate feed and water. However, steps should be taken to minimise the effects of climatic extremes and other factors producing either cold or heat stress. Young foals, very old, or sick horses are most susceptible.
- G7.12 Landscape features, such as rows of trees, hedges, and gullies, can provide some shelter for horses.
- G7.13 The risk of injury increases where horses are overcrowded and competition for food, water and space leads to aggressive behaviour.

8 FENCING AND GATES

Minimum Standards

- S8.1 Gateways must be designed to give easy and safe passage of horses.
- S8.2 Barbed wire, prefabricated wire fencing (e.g. ringlock), and high tensile wire (2.8 mm or 2.5 mm) can cause severe injury to horses and must not be used for yards and small areas.

Guidelines

- G8.1 Permanent and temporary fences should be readily visible to horses, and properly maintained to adequately confine horses.
- G8.2 Electric fencing, properly fitted and maintained, provides a safe and effective barrier to horses, when used with conventional post-and-wire and post-and rail fences. Horses should be supervised during the process of being introduced to electric fences, to ensure their education and safety.
- G8.3 Double fencing can reduce injuries caused by fencing such that it restricts nose to nose contact between horses.
- G8.4 Gates and doorways should be a minimum of 1.2 metres wide. Gateways should be fastened securely, to prevent escape of horses and possible injury.
- G8.5 The strength and height of the fencing is particularly important for stallion enclosures. Fencing should prevent escape and minimise risk to the stallion, other horses, handlers and the general public.
- G8.6 Suitability of fencing varies according to the size, sex and disposition of the horses, stocking density and paddock size.
- G8.7 Injuries occur more frequently where horses are over-crowded and facilities are inadequate.

9 AGISTMENT

Guidelines

- G9.1 An agistment property owner should record the full name, street address and contact telephone number of the owner of every horse agisted on their property.
- G9.2 A written agreement defining the conditions of the agistment should be made between the horse owner and the agistment property owner. The agreement should state the fee, the service to be provided, the name of the person responsible for supervision and provision of feed and water, the steps to be taken should the horse become sick or be injured, and a contingency plan for emergency situations such as fire, flood or disease outbreak.
- G9.3 The owner of the agistment property should advise the horse owner of the persons responsible, and the provisions made for safety and care of the animals, the supply of feed and water, the treatment of injured or ill horses, general paddock maintenance, and routine measures for control of parasites and prevention of overstocking.
- G9.4 A wide variety of agistment is available for horses and, usually, the degree of care and attention given to agisted horses is in direct proportion to the fee charged.
- G9.5 Low cost agistment on pasture is satisfactory, providing all welfare requirements are met.
- G9.6 Agistment agreements may also include supervision, rugging, grooming, stabling, individual feeding, removal of manure and provision of a high standard of facilities and management.

10 TETHERING AND HOBBLING**Minimum Standards**

- S10.1 Horses must be tethered in accordance with the Code of Practice for the Tethering of Animals.
- S10.2 Horses must not be hobbled for continuous periods of more than 12 hours in any 24 hour period.
- S10.3 Equipment used to hobble horses must be specifically designed for hobbling.
- S10.4 Equipment used to hobble horses must have a quick release capability.
- S10.4 Equipment and the method used to hobble horses must not cause injury or distress.
- S10.5 Hobbled horses must not have access to deep water due to the risk of injury or death, unless under direct supervision.

Guidelines

- G10.1 Tethering and hobbling of horses is inherently dangerous and should be undertaken with extreme care and supervision.
- G10.2 Hobble straps should be lined, or greased regularly.
- G10.3 Tethering and hobbling of horses should only be a short term practice and should not be used to restrain horses constantly because fencing is inadequate.
- G10.4 Hobbled horses should not be tethered.
- G10.5 "Hobbling" referred to in this section does not refer to the practice of "hoppling" of harness racing horses during racing and training.

11 RUGGING**Minimum Standards**

- S11.1 Rugging must be appropriate for the weather conditions and not result in heat stress to the animal.
- S11.2 Horses wearing rugs must be inspected frequently for any injury or entanglement caused by the rug.
- S11.3 Rugs must be removed at least weekly for inspection of the horse's body condition, skin health and rubbing or injury caused by the rug.

Guidelines

- G11.1 Rugs should be fit for purpose, particularly in extremes of hot, cold or wet weather. Rugs used in wet weather should be waterproof.
- G11.2 Rugs should be well fitting and in good repair.
- G11.3 Any rug that causes injury or disease should not be placed back on the horse.
- G11.4 Horses clipped during winter should be rugged, except when working or when weather conditions are very mild.
- G11.5 Horses should be familiarised with wearing rugs before being released into a paddock while wearing a rug.

12 HEALTH**Minimum Standards**

- S12.1 Horses that are sick, suffering, injured or diseased must be provided with prompt veterinary or other appropriate treatment.
- S12.2 Sick or injured horses that can not be provided with veterinary or other appropriate treatment, supervision and continuing aftercare, must be euthanased.
- S12.3 Horses losing body condition that do not respond to special feeding must be examined by a registered veterinary practitioner.

Guidelines

- G12.1 Examples of conditions that may require prompt veterinary attention:
- acute abdominal pain or colic seen as pawing, kicking at the stomach or rolling, often accompanied by straining, teeth-grinding and patchy or generalised sweating
 - serious injuries, including deep wounds, severe haemorrhage, suspected bone fractures, or eye injuries
 - straining for more than 30 minutes by a mare that has not foaled
 - inability or difficulty rising or standing
 - retained foetal membranes
 - marked lameness or injuries not responding to treatment within 24 hours
 - signs of respiratory disease (colds) such as discharges from eyes, nostrils, or swollen glands under the throat; these are indications of respiratory disease and may be accompanied by a cough, fever, loss of appetite
 - diarrhoea or persistent weight loss
 - constipation
 - signs of laminitis, including lameness, increased pulse to the affected hooves, reluctance to stand on affected feet and reluctance to move
 - inactivity or unresponsiveness.
- G12.2 Routine vaccination of horses against tetanus is recommended. Owners should seek veterinary advice about vaccination against other diseases.
- G12.3 Prompt appropriate preventive treatment should be given to horses for diseases that may be common in a district or occurring in a mob.
- G12.4 A new horse to a property should be quarantined away from the established group for 10–14 days to reduce the risk of introducing disease.
- G12.5 Appropriate regular treatment for internal worm parasites and early treatment of external parasites such as lice, should be practised. The effectiveness of treatment should be evaluated by veterinary examination if the response to routine treatment is poor.
- G12.6 Good hygiene and cleanliness in and around stables, yards and paddocks, including disposal of effluent and litter, will reduce the risk of parasitism and disease.
- G12.7 Aged and geriatric horses should be assessed by a registered veterinary practitioner or person experienced in the care of horses for general health, and be given a full dental examination and treatment, every 12 months.
- G12.8 Paddocks used for grazing horses should be managed in such a way that contamination by parasites or other agents is minimised. Good management practices include spelling paddocks for intervals of at least 6 weeks and preferably 12 weeks, or grazing with other species such as sheep and cattle.
- G12.9 Unhealthy horses should not be offered for sale.

13 FOOT CARE

Minimum Standards

- S13.1 Horses' hooves must be maintained to permit normal mobility and to maintain hoof shape and function.
- S13.2 Horses with a hoof injury, overgrowth, infection or laminitis must be provided with veterinary or other appropriate treatment.

Guidelines

- G13.1 Horses ridden or driven on rough or stony surfaces should be shod or have been accustomed to being unshod on such surfaces.
- G13.2 Shoeing or trimming should not cause any abnormality of gait or conformation. Shoeing should be practised only by experienced farriers.
- G13.3 Hooves of horses in work should be inspected each day for signs of injury, loose shoes or impacted stones.
- G13.4 Loose shoes and those with risen clenches (shoe nails) should be promptly removed, to prevent possible foot injury. Clenches remaining in the hoof should be promptly removed. The shoes should be replaced prior to work on roads, stony or hard surfaces.
- G13.5 Shod horses should be inspected at least every six weeks for replacement or adjustment of shoes. Shoes should be removed or inspected regularly when horses are not in use for a particular purpose.

14 DENTAL CARE

Minimum Standards

- S14.1 A person must not provide any dental treatment that causes modification, damage or injury which results in a negative impact on the welfare of the horse.
- S14.2 A person must not attempt any dental procedure that they are not competent to perform.
- S14.3 The need for analgesia or anaesthesia must be considered before undertaking any equine dental procedure, and dental procedures likely to cause unreasonable pain must be performed with suitable analgesia or anaesthesia. Drugs used for sedation must be administered in accordance with the **Drugs, Poisons and Controlled Substances Act 1981**.

Guidelines

- G14.1 Horses' teeth should be checked at least once a year by a person suitably skilled and experienced in equine dentistry. The frequency of checks should be increased for young horses, stable fed horses and aged horses.
- G14.2 Any person performing dental tasks on a horse should have sufficient experience, knowledge and skill to:
- handle a horse in a safe, humane manner
 - identify relevant anatomy, both normal and abnormal
 - recognise and understand complications of the procedure and know when to refer cases to an appropriately qualified person.
- G14.3 Good practice equine dental service may include:
- inquiry into the horse's general and dental history
 - full mouth examination with assistance of palpation, illumination, mirror and probe
 - diagnosis of, and advice on, all detected abnormalities
 - advice on treatment options and further investigative procedures
 - completion of the above or referral to other appropriate practitioners where agreed and indicated.

- G14.4 Use of power tools:
Due to the danger of tooth fracture and pulp exposure, the use of dental shears, molar cutters and inertia hammers should be avoided.
Great care should be taken with the use of power tools due to the risks of thermal damage, pulp exposure and tooth damage.
- G14.5 If a pulp horn or cavity is accidentally exposed, it should have a pulp capping procedure performed immediately.
- G14.6 Removal of any cheek teeth overgrowths need to be performed with great care to avoid pulp exposure.
- G14.7 Removal of large dental overgrowths should only be performed by a person trained and competent to visually monitor cheek teeth (via methods such as sedation, illumination and mirror) to manage risks, and recognise and treat pulp exposure.
- G14.8 Indications for removal of ‘wolf’ teeth (PM1 or premolar 1) are:
- abnormally large or displaced PM1
 - horses that require PM2 rostral border reshaping (‘bit seating’) such as those ridden in double bridles
 - loose or diseased PM1 (inflamed, painful or discharging adjacent soft tissues).
- G14.9 Shearing off or filing off ‘wolf’ teeth is not recommended.
- G14.10 Negative welfare impacts to a horse caused by dental treatment may include the horse being unable to eat within a reasonable time of the treatment, or creating an abnormal bite that affects the horse’s ability to effectively chew its food.

15 TREATMENT AND SURGICAL PROCEDURES

Minimum Standards

- S15.1 Surgical and husbandry procedures likely to cause unreasonable pain must be performed only under the influence of appropriate analgesia, sedation or anaesthesia.
- S15.2 Surgical procedures on horses of any age, including castration, must only be conducted by a registered veterinary practitioner.
- S15.3 Docking of a horse’s tail and any invasive procedure to alter the tail set of a horse is not permitted unless by a registered veterinary practitioner for therapeutic reasons.

Guidelines

- G15.1 Restraint methods used on horses should always be the minimum necessary to carry out routine management procedures. Prolonged or over-zealous use of restraints, such as nose-twitches, may cause severe reaction in many horses.
- G15.2 Adequate facilities to provide a safe environment, and suitable equipment, should be available when horses are subjected to any procedure or treatment. Management and treatment procedures should be performed by competent persons.
- G15.3 Treatment practices that cause pain should not be carried out on horses if painless or alternative methods of treatment can be adopted.
- G15.4 Internal medication such as vaccines, drenches, food additives, and external medications such as liniments, lotions and insecticides, should be used strictly in accordance with the manufacturer’s or veterinarian’s instructions – overdosing may cause harm; underdosing may be ineffective. Treatments should be administered in a hygienic manner.
- G15.5 Effective management and treatment of horses involves using various forms of restraint. These will vary with the temperament, disposition, and previous learning experience of the particular horse, the nature of the management procedure, and the skill of the handler.

16 IDENTIFICATION

Minimum Standards

- S16.1 Horses must not be branded using corrosive chemicals.
- S16.2 Microchips must be inserted by a registered and authorised veterinary practitioner in accordance with the **Domestic Animals Act 1994**.

Guidelines

- G16.1 Microchipping with animal owner details recorded on a Victorian Government licensed microchip registry, freeze-branding, DNA profiling and blood type profiling are acceptable methods of permanent identification.
- G16.2 Hoof fire branding is acceptable as a short-term procedure.
- G16.3 Horses should be permanently identified as early as management practices will allow, by persons experienced and proficient in performing the procedure.
- G16.4 Where horses are kept at unoccupied premises, the contact details of the person in charge of the horse should be clearly displayed or readily accessible.
- G 16.5 Horse owners should regularly check that their contact details are correctly recorded with the licensed animal microchip identification registry. This information will be available two days after the horse has been microchipped.
- G 16.6 In accordance with the **Domestic Animals Act 1994**, microchips must be inserted into the nuchal ligament halfway along the left hand side of the horse's neck.

17 BREEDING

Minimum Standards

- S17.1 Behaviour management of horses during breeding, including for dangerous stallions, must not cause unreasonable or unjustifiable pain, suffering, distress or injury.
- S17.2 Facilities used for breeding must be constructed and maintained to minimise potential for injury to the horses.

Guidelines

- G17.1 Many welfare problems are created when owners neglect animals that may have little economic value. Indiscriminate breeding of horses and the breeding of horses of a type or temperament unsuitable for specific purposes should be avoided.
- G17.2 Persons responsible for reproductively entire horses should have a breeding program, and ensure that mares and stallions are housed separately except for specific breeding purposes. Horses should not be allowed to breed with closely related horses.
- G17.3 Known or potentially inherited conditions should be taken into account when selecting horses for breeding.
- G17.4 Where stallion behaviour endangers handlers or mares, the behaviour should be modified using an appropriate training method by a competent person, or the stallion gelded or humanely destroyed. Stallion behavioural problems may be minimised by training from a young age.
- G17.5 Special nutrition should be provided to the mare to cope with the burden of pregnancy, foaling and lactation.
- G17.6 Frequency of monitoring of mares should increase as foaling becomes imminent.
- G17.7 Mares should be monitored perinatally to ensure they pass the placenta within three hours.
- G17.8 Foals should be monitored perinatally (for the initial 24 hours after birth) to ensure meconium expulsion, urination and suckling are normal and that colostrum intake occurs.

- G17.9 Foals orphaned at birth and under human care, should receive colostrum or a substitute within 24 hours of birth.
- G17.10 Nurse mares should be supervised until they have accepted the foal.
- G17.11 Foals should not be weaned before four months of age.
- G17.12 Foals should be weaned before nine months of age.

18 TRAINING

Minimum Standards

- S18.1 Training methods used must be humane and must not cause unreasonable pain or suffering to the horse.
- S18.2 Horses must not be beaten or abused.
- S18.3 Electronic prodders must not be used on horses.
- S18.4 Mouthpieces that are twisted at the point where the device is in contact with the bars of the horse's mouth must not be used.
- S18.5 Electronic collars, such as anti-crib collars, must not be used on horses.

Guidelines

- G18.1 Training methods should be adapted to suit the needs of the particular horse.
- G18.2 Persons engaged in the education and training of horses should be experienced, or under direct supervision of an experienced person.
- G18.3 Horses should be of the appropriate type, be adequately educated, fed and housed, and trained to the degree of fitness for the task to be performed. Veterinary attention should be sought if there is any doubt about the fitness of a horse for a particular purpose.
- G18.4 Most horses respond best to firm but gentle techniques and to rewards when the horse responds correctly. People training horses should be confident and instil this confidence in the horses they train.
- G18.5 Abnormal physiological and behavioural responses to training and confinement should be recognised and measures taken to correct the suspected cause of them. These responses may include aggression, biting, pawing, kicking, weaving, pacing, crib-biting or wind-sucking.
- G18.6 Occasional disciplinary measures may be necessary to establish dominance of the trainer and discourage bad habits, such as biting, in the horse. Discipline has to be administered immediately following the act of misconduct, and should be minimal.
- G18.7 Horses should only be given training schedules that are suited to their physical capabilities or level of maturity. Basic education of young horses is desirable; however it should not be strenuous, to reduce risk of injury and growth abnormalities.
- G18.8 All saddlery, harness and other equipment used with horses should be of sound condition, well-fitting, correctly adjusted, regularly cleaned and must not compromise the welfare of the horse. Professional advice should be sought in fitting the saddle and other equipment if the owner/handler is not competent to do so.
- G18.9 When accompanied by their mothers, foals less than four or five months of age may be handled to accustom them to being caught, tied up and led, to having their legs and feet handled and to being confined within a yard, stable or horse float. Handling of foals from the earliest possible age is recommended.
- G18.10 Horses require regular exercise for a period of months before they are adequately conditioned for strenuous exercise. Experience and skill are required to ride or drive horses to their utmost ability in competitive horse sports without inducing distress, injury or illness.

19 TRANSPORT**Minimum Standards**

- S19.1 Horses must be transported in accordance with the relevant Victorian legislation regarding the land transport of horses.

20 EUTHANASIA OR SLAUGHTER**Minimum Standards**

- S20.1 Euthanasia or slaughter must be performed humanely. The person responsible for the animal must ensure that the method results in immediate death or immediate loss of consciousness followed by death while unconscious.
- S20.2 Euthanasia or slaughter must be performed only by persons competent in the method used and licensed where appropriate.
- S20.3 A person humanely destroying an animal must take reasonable action to confirm the animal is dead or to ensure death.
- S20.4 Horses held at slaughter houses must be dealt with in accordance with the Model Code of Practice for the Welfare of Animals – Livestock at Slaughtering Establishments and the requirements of Primesafe licensing under the **Meat Industry Act 1993** as amended.
- S20.5 Horses held at saleyards must be dealt with in accordance with the Code of Practice for the Welfare of Animals in Saleyards.

Guidelines

G20.1 The horse should be handled quietly before euthanasia or slaughter to ensure it is not unnecessarily distressed or alarmed.

G20.2 Acceptable methods of euthanasia or slaughter include:

- rapid intravenous injection of concentrated barbiturate solutions; it should be noted that tissue residues will render the carcass unfit for human or pet consumption if this technique is used
- shooting by a licensed person, using a registered firearm

Shooting:

- the firearm should be at least .22 calibre (long rifle)
- persons other than the marksman and a handler for the horse should be cleared from the area or should stand well behind the marksman
- a head collar or bridle should be put on the horse to enable it to be quietly restrained by an assistant, who must stand out of the line of fire
- never fire while the horse is moving its head; wait patiently for a quiet interval before firing
- to provide maximum impact and the least possibility of misdirection, the gun should be fired at a range that is as short as circumstances permit, but not in contact with the horse's head.
- the target area and direction of the bullet are as shown in Figures 1 and 2.

Figures 1 and 2 show the place on the horse's head where a firearm should be pointed and the angle at which it should be held, so as to obtain the right results. Draw an imaginary line from the base of each ear to the opposite eye, the intersection of the lines being the centre which, if hit, ensures instant loss of consciousness (Figure 1).



Figure 1 Target area for humane destruction of horse by shooting. The target is just above intersection of broken lines.

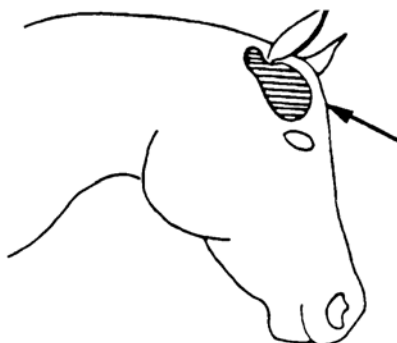


Figure 2 Direction (shown by arrow) in which bullet should be fired at the target area.

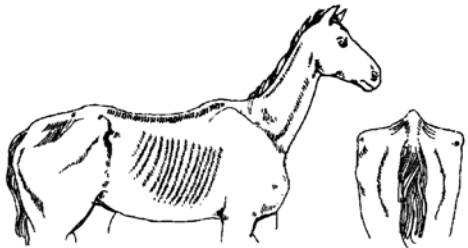
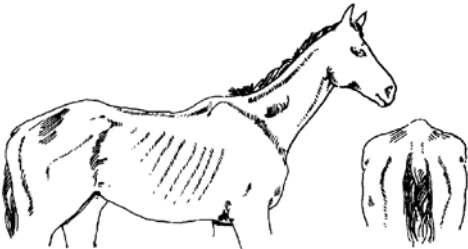
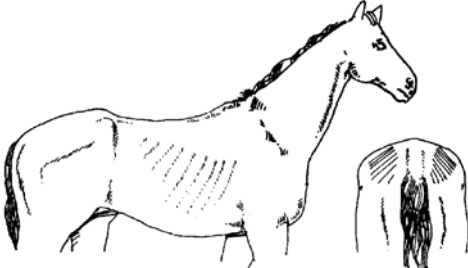
APPENDIX A BODY CONDITION SCORING

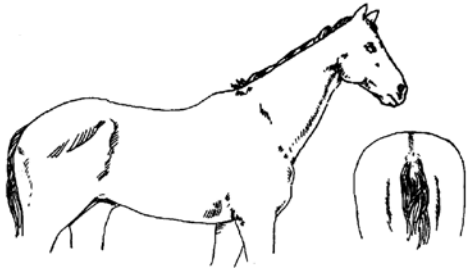

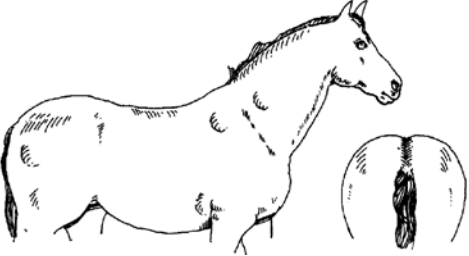
Body condition scoring provides a useful and objective method of monitoring body condition. Body condition, expressed as fatness, is the most reliable indicator of the suitability of a horse's diet.

Poor body condition is not always due to lack of feed; it could be related to parasite infestations, poor dental health, chronic injury or illness, advanced age, or lack of mobility affecting the horse's ability to forage.

Method of estimation

1. Assess visually and by feel, the horse's pelvis and rump, back and ribs and neck. During winter, a long heavy hair coat complicates visual appraisal. You need to run your hands over the horse to get an accurate score.
2. Give those areas individual scores using a scale of 0 (very poor) to 5 (very fat).
3. Intermediate assessments can be given half scores.
4. Using the pelvic and rump assessment as the base score, adjust that score by a half point if it differs by 1 or more points from the score for the neck or ribs.

Score		Description
<p>0 Very poor</p>		<ul style="list-style-type: none"> ● very sunken rump ● deep cavity under tail ● skin tight over bones ● very prominent backbone and pelvis ● marked U shaped neck
<p>1 Poor</p>		<ul style="list-style-type: none"> ● sunken rump ● cavity under tail ● ribs easily visible ● prominent backbone and croup ● U shaped neck – narrow and slack
<p>2 Moderate</p>		<ul style="list-style-type: none"> ● flat rump either side of backbone ● ribs just visible ● narrow but firm neck ● backbone well covered

<p>3 Good</p>		<ul style="list-style-type: none"> ● rounded rump ● ribs just covered but easily felt ● no crest, firm neck
<p>4 Fat</p>		<ul style="list-style-type: none"> ● rump well rounded ● gutter along back ● ribs and pelvis hard to feel ● slight crest
<p>5 Very fat</p>		<ul style="list-style-type: none"> ● very bulging rump ● deep gutter along back ● ribs buried ● marked crest ● folds and lumps of fat

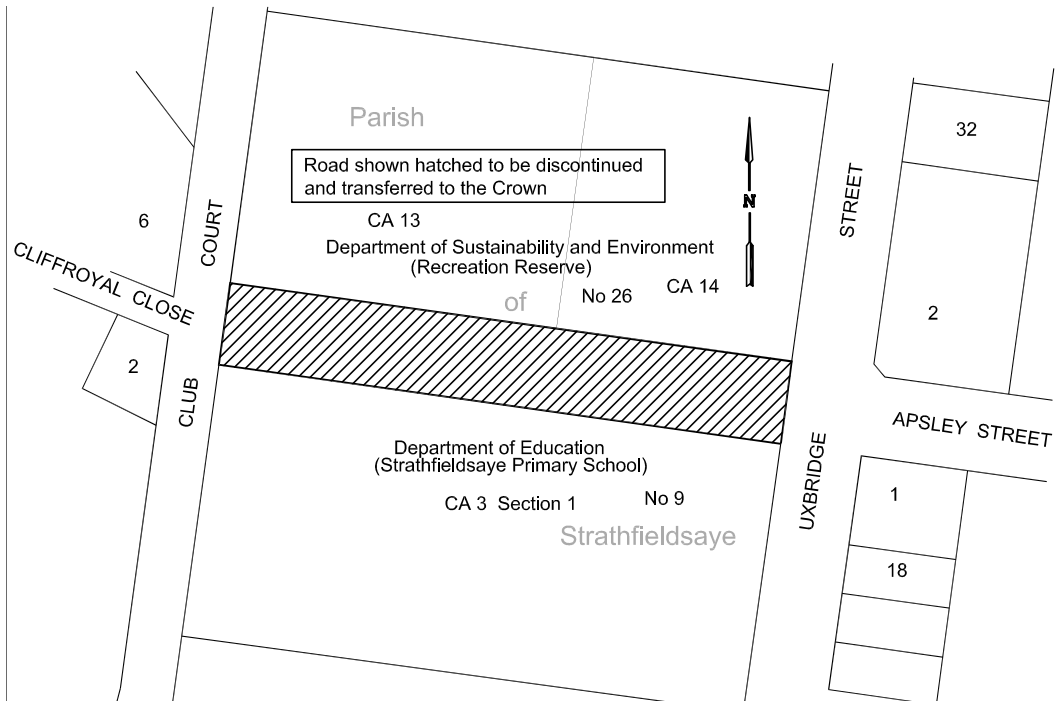
LATE NOTICES

CITY OF GREATER BENDIGO

Road Discontinuance

Part of Apsley Street, Strathfieldsaye

Under Instrument of Delegation and in accordance with section 206 and Schedule 10 Clause 3 of the **Local Government Act 1989**, the City of Greater Bendigo considers that the road shown on the plan below is not reasonably required as a road for public use and will be discontinued. The land will be transferred from the road to the Crown. No public submissions were received in relation to this road discontinuation.



CRAIG NIEMANN
Chief Executive Officer

Planning and Environment Act 1987

GREATER BENDIGO PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C145

Authorisation A02236

The Greater Bendigo City Council has prepared Amendment C145 to the Greater Bendigo Planning Scheme.

In accordance with section 8A(3) 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 39 and 59 Patas Road, 95 Golf Links Road and part of 101 Golf Links Road, Maiden Gully.

The Amendment proposes to rezone the land at 39 and 59 Patas Road and 95 and part 101 Golf Links Road, Maiden Gully, from Farming Zone to Special Use Zone 1 (Private Educational or Religious Institutions) to facilitate the development of new Catholic Primary and Secondary Schools, and Early Childhood Education and Care Centre and public open space.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, The Planning Department Office, City of Greater Bendigo, Hopetoun Mill, 15 Hopetoun Street, Bendigo; at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection; and at the City of Greater Bendigo website: www.bendigo.vic.gov.au

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

The closing date for submissions is Thursday 13 December 2012. A submission must be sent to the City of Greater Bendigo Planning Department, PO Box 733, Bendigo, Vic. 3550.

CRAIG NIEMANN
Chief Executive Officer

Planning and Environment Act 1987

SURF COAST PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C84

Authorisation A02400

The Surf Coast Shire Council has prepared Amendment C84 to the Surf Coast Planning Scheme.

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

The land affected by the Amendment is part of 460 Grossmans Road, Bellbrae. The land has an area of 29 hectares.

The Amendment proposes to:

- amend Clause 21.07 (Rural Residential Living) of the Municipal Strategic Statement to remove reference to this land from the 'potential future development areas' section;
- amend Clause 21.08 (Torquay Jan Juc Strategy) of the Municipal Strategic Statement to confirm the settlement boundary around the land on the Torquay Jan Juc Framework Map;
- re-zone the land from the Farming Zone (FZ) to the Residential 1 Zone (R1Z); and
- apply the Development Plan Overlay (DPO) and a new schedule to the DPO to the land.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Surf Coast Shire Council, 1 Merrijig Drive Torquay; and at the Department of Planning and Community Development website www.dpcd.vic.gov.au/planning/publicinspection

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

The closing date for submissions is Monday 10 December 2012. A submission must be sent to the Coordinator, Strategic Planning, at the Surf Coast Shire Council, PO Box 350, Torquay 3228, or sent by email to info@surfcoast.vic.gov.au

BRYDON KING
Manager Planning and Development

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

Notice is hereby given under section 17(3) of the **Subordinate Legislation Act 1994** that the following Statutory Rules were first obtainable from the Victorian Government Bookshop, Level 20, 80 Collins Street, Melbourne on the date specified:

120. *Statutory Rule:* Supreme Court
Library Fund
(Investment)
Rules 2012
- Authorising Act:* Supreme Court
Act 1986
- Date first obtainable:* 5 November 2012
- Code A*
121. *Statutory Rule:* Supreme Court
(Associate
Judges Appeals
Amendment) Rules
2012
- Authorising Act:* Supreme Court
Act 1986
Corporations
(Ancillary
Provisions)
Act 2001
- Date first obtainable:* 5 November 2012
- Code B*
122. *Statutory Rule:* Evidence
(Affidavits
and Statutory
Declarations)
Amendment
Regulations 2012
- Authorising Act:* Evidence
(Miscellaneous
Provisions)
Act 1958
- Date first obtainable:* 5 November 2012
- Code A*
123. *Statutory Rule:* Magistrates' Court
(Fees) Amendment
Regulations 2012
- Authorising Act:* Magistrates' Court
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