



Victoria Government Gazette

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As from 8 August 2013

The last Special Gazette was No. 281 dated 5 August 2013.

The last Periodical Gazette was No. 1 dated 13 June 2013.

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)
-

PRIVATE ADVERTISEMENTS**DISSOLUTION OF PARTNERSHIP**

Notice is hereby given that the business partnership between Ian Walter Spiers and Cheryle Elizabeth Spiers, which traded under I. W. & C. E. Spiers, has been dissolved with effect from 30 June 2013.

NICHOLAS RICHARD KNAPP (also known as Nicholas Knapp), late of 11 Emma Road, Croydon, Victoria, toolmaker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 23 November 2012, are required by the executor, Jeremy Simon Knapp, care of Messrs Aughtersons, 267 Maroondah Highway, Ringwood, Victoria, to send particulars thereof to him, care of the Office of Messrs Aughtersons, 267 Maroondah Highway, Ringwood, Victoria, within two months from the date of publication of this notice, after which the executor will distribute the estate, having regard only to claims of which he has notice.

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

JOZSEF FODOR, late of 2 Fronsac Avenue, Corio, Victoria, gentleman, deceased.

Creditors, next-of-kin and others having claims against the estate of the deceased, who died on 14 August 2012, are required by the executor of the Will, John Dan, to send particulars to him, care of Birdsey Dedman & Bartlett of 166a Ryrie Street, Geelong, solicitors, by 10 October 2013, after which date he may convey or distribute the assets, having regard only to the claims of which he then has notice.

Dated 26 July 2013

BIRDSEY, DEDMAN & BARTLETT, solicitors,
166A Ryrie Street, Geelong 3220.

Re: **GIUSEPPE CUNTO**, late of 109 Hughes Parade, Reservoir, Victoria, shop keeper, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 April 2013, are required by the

trustee, Antonietta Vavala, to send particulars to the trustee, care of the undermentioned solicitors, within sixty days from the publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: **CHARLES MARTIN LACY**, late of 246 Melrose Drive, Tullamarine, Victoria, security guard, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 October 2012, are required by the trustee, John Peter Lacy, to send particulars to the trustee, care of the undermentioned solicitors, within sixty days from the publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

Re: Estate of **PHYLLIS AMY CHARNOCK**, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of **PHYLLIS AMY CHARNOCK**, late of Glenarm Nursing Home, 13 Burgoyne Street, Kerang, Victoria, widow, deceased, who died on 1 April 2013, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 14 October 2013, after which the executor will distribute the assets, having regard only to the claims of which he then has notice.

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

Re: Estate of **DULCIE IRENE MITCHELL**, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of **DULCIE IRENE MITCHELL**, late of Northaven Nursing Home, 84–86 Shadforth Street, Kerang, Victoria,

widow, deceased, who died on 19 May 2013, are to send particulars of their claim to the executrix, care of the undermentioned legal practitioners, by 14 October 2013, after which the executrix will distribute the assets, having regard only to the claims of which she then has notice.

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

Re: JOHN CHARLES TAYLOR, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 June 2013, are required by the trustee, Yvonne Ellen Taylor, care of Featherbys Lawyers, of 14 Ninth Avenue, Rosebud, Victoria, to send particulars to the trustee by 9 October 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

FEATHERBYS LAWYERS, solicitors,
14 Ninth Avenue, Rosebud 3939.

RAYMOND KEITH RICHARDS, late of 39 Sherbourne Street, Essendon, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 February 2013, are required by the trustee, Peter Vincent De Silva, to send particulars to the trustee by 8 October 2013, care of the undermentioned solicitors, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

FISCHER McCRAE, solicitors,
Level 3, 389 Lonsdale Street, Melbourne 3000.

BRUCE NOEL TUCKER, late of 4 The Broadway, Moriac, Victoria, optic fibre technician, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 July 2013, are required by Dennis William Tucker and Julia Kimberly Tucker, the executors of the deceased's estate, to send particulars to them, care of the undermentioned lawyers, by 7 October 2013, after which date the

executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

HARWOOD ANDREWS, lawyers,
70 Gheringhap Street, Geelong 3220.

Re: PHYLLIS MAY DUNN, deceased.

PHYLLIS MAY DUNN, deceased, late of 79 Harnham Road, Bairnsdale, widow.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 March 2013, are required by the trustees, Mary Magella Windsor, Judith Marie Purcell (in the Will called Judith Marie Tuohill) and William John Armstrong, to send particulars to them, care of the address below, by 14 October 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

JOHN W. BALL & SONS, lawyers,
Level 1, 543 Bridge Road, Richmond,
Victoria 3121.

Re: JUDITH FRANCES LOVE, deceased.

JUDITH FRANCES LOVE, deceased, late of 13 Rowes Road, Werribee, retired.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 June 2013, are required by the trustees, Gay Lynette Heckley and Raymond Francis Heckley, to send particulars to them, care of the address below, by 14 October 2013, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

JOHN W. BALL & SONS, lawyers,
Level 1, 543 Bridge Road, Richmond,
Victoria 3121.

Re: Estate of AGNES SOUTER (also known as Nancy Souter), late of Newmans Manor Aged Care Facility, 33 Newmans Road, Templestowe, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 May 2013, are required by the trustee, Rodney Scott McKillen, to send particulars to the trustee, care of the undermentioned solicitors, by 10 October 2013,

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

MAHONS with Yuncken & Yuncken, solicitors,
178 Whitehorse Road, Blackburn 3130.
CD:2131223

Re: Estate of LESLEY JUDITH STEPHAN,
late of 691 Peakes Three Chain Road, Nhill, in
the State of Victoria, farmer, deceased.

Creditors, next-of-kin and others having
claims in respect of the estate of the deceased,
who died on 11 March 2013, are required by the
trustee, Ian Charles Stephan, to send particulars
to the trustee, in care of the undersigned, by 8
October 2013, after which date the trustee may
convey or distribute the assets, having regard
only to the claims of which the trustee has notice.

MARGARET L. WILLETT, lawyer,
PO Box 2196, Spotswood, Victoria 3015.

Re: MARGOT JEAN RAVEN, late of 6/5
Hiddleston Avenue, Box Hill South, Victoria,
deceased.

Creditors, next-of-kin and others having
claims in respect of the estate of the deceased,
who died on 12 May 2013, are required by the
trustee, Alan Ferguson McNeary, care of 315
Ferntree Gully Road, Mount Waverley, Victoria
3149, to send particulars to the trustee by 8
October 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.

Re: ADOLPH WASILEWSKI, late of
Walmsley Village Aged Care, Greeves Drive,
Kilsyth, Victoria.

Creditors, next-of-kin and others having
claims in respect of the estate of the deceased,
who died on 3 June 2013, are required to send
particulars of their claims to Equity Trustees
Limited, of GPO Box 2307, Melbourne, Victoria
3001, by 8 November 2013, after which date the
executor may convey or distribute the assets,
having regard only to the claims of which they
may then have notice.

MILLS OAKLEY LAWYERS,
Level 6, 530 Collins Street, Melbourne 3000.

Creditors, next-of-kin and others having
claims against the estate of NORMA ELSA
JEAN YOUNG, late of 4 Tandridge Way,
Lilydale, in the State of Victoria, retired,
deceased, who died on 5 March 2013, are
required to send particulars of the claims to
the executor, Gary Norman Young, care of the
undermentioned solicitor, by 14 October 2013,
after which date he will distribute the estate of
the deceased, having regard only to the claims
of which he then has notice.

PETER GARDINER, solicitor,
Office 1, 2 Colin Avenue, Warrandyte 3113.

Creditors, next-of-kin and others having
claims in respect to the estate of ELIJAH
JOSEPH SCIBERRAS, late of 737 Ferris Road,
Melton South, Victoria, deceased, who died on
10 May 2013, are required to send particulars
of such claims to the administrator, care of the
undermentioned solicitors, by 8 October 2013,
after which date the administrator will convey
or distribute the assets, having regard only to
the claims of which the administrator then has
notice.

PIETRZAK SOLICITORS,
222 LaTrobe Street, Melbourne 3000.

Re: DIMOSTHENIS TSALIKIS, late of
Froniditha Aged Care, 94 Springs Road, Clayton
South, Victoria, pensioner (deceased).

Creditors, next-of-kin and others having
claims in respect of the estate of the deceased,
who died on 6 March 2013, are required by
Athanasios Rovolidis, the trustee of the estate of
the deceased, to send particulars of their claims
to him, care of the undermentioned lawyers, by
7 October 2013, by which date the trustee may
convey or distribute the assets, having regard
only to the claims of which the trustee has notice.

RUSSO PELLICANO CARLEI, lawyers,
43 Atherton Road, Oakleigh, Victoria 3166.

Re: MARY ENID O'LOGHLIN, late of 2/2
Neptune Street, Sandringham, Victoria 3191,
widow, deceased.

Creditors, next-of-kin and others having
claims in respect of the estate of the deceased,
who died 5 May 2013, are required by the
executor, Phillip Charles Shepherd, to send

particulars to him, care of the undermentioned solicitors, by 14 October 2013, after which date the executor may convey and distribute the assets, having regard only to the claims of which he then has notice.

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

Estate of LAURENCE WINSTONE REYNOLDS (in the Will called Lawrence Winstone Reynolds, also known as Laurie Reynolds), late of 350 Punt Road, Swan Reach, Victoria, linesman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 February 2013, are required by the executors to send particulars to them, care of Warren, Graham and Murphy, 119 Main Street, Bairnsdale, Victoria 3875, by 18 October 2013, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

Re: The estate of OLIVE MAY KIELY, late of 65 First Street, Black Rock, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 January 2013, are required by the executors, John Campbell Kiely, Bruce William Kiely, Jill Marie McGregor and Isabel Ann De La Rambelya, to send particulars to them, care of the undersigned solicitors, by 9 October 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

WILLIS SIMMONDS LAWYERS,
legal practitioners,
6/1 North Concourse, Beaumaris 3193.

Re: The estate of VINCENT JOSEPH MIJAT, late of Calvary Health Care Bethlehem Hospital, 476 Kooyong Road, Caulfield South, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 December 2012, are required by the executor, Sonja Mijat Buckingham, to send particulars to her, care of the undersigned

solicitors, by 16 October 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

WILLIS SIMMONDS LAWYERS,
legal practitioners,
6/1 North Concourse, Beaumaris 3193.

Re: The estate of RAY BRYANT TRIMMER, late of Elanora Nursing Home, 7 Mair Street, Brighton, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 March 2013, are required by the executor, Michael Ray Trimmer, to send particulars to him, care of the undersigned solicitors, by 15 October 2013, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

WILLIS SIMMONDS LAWYERS,
legal practitioners,
6/1 North Concourse, Beaumaris 3193.

Re: WILLIAM ROBERT JOHN THWAITES, also known as Robert Thwaites, late of 8 Kooyong Road, Armadale, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 May 2013, are required to send particulars of their claims to the executor, care of GPO Box 1946, Melbourne 3001, by 26 October 2013, after which date the executor may convey or distribute the assets, having regard only to the claims of which he may then have notice.

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

IRMGARD ELIZABETH HELSINGER, late of McGregor Gardens Aged Care, 11 McGregor Road, Pakenham, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 26 November 2012, are required by the executor, Peter George Wollerman, care of Wollerman Shacklock Lawyers, of 8 Gloucester Avenue, Berwick,

Victoria 3806, to send particulars of their claims to him by 17 October 2013, after which date the executor may convey or distribute the assets and distribute the estate, having regard only to the claims of which he then has notice. Probate was granted in Victoria on 20 February 2013.

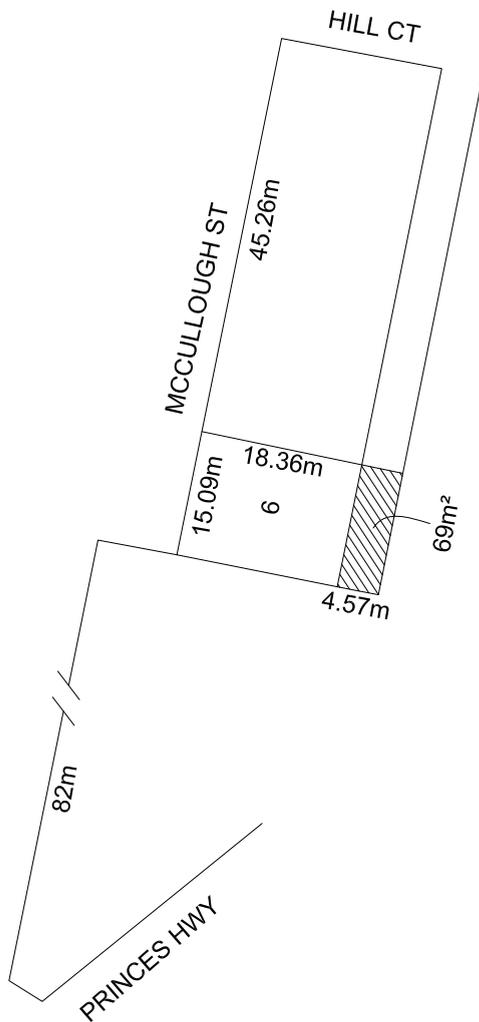
WOLLERMAN SHACKLOCK LAWYERS,
8 Gloucester Avenue, Berwick 3806.

**GOVERNMENT AND OUTER BUDGET
SECTOR AGENCIES NOTICES**



ROAD DISCONTINUANCE

Pursuant to section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the East Gippsland Shire Council, at its ordinary meeting of 2 July 2013, formed the opinion that the 69 square metres or thereabouts of laneway at the rear of Lots 206, 207 and 208 on LP 53064 (known as 6 McCullough Street, Lakes Entrance), and being all that piece of land shown hatched on the plan below, is not reasonably required for public use and resolved to discontinue the section of road and to sell the section of road by private treaty to the adjoining landowner.



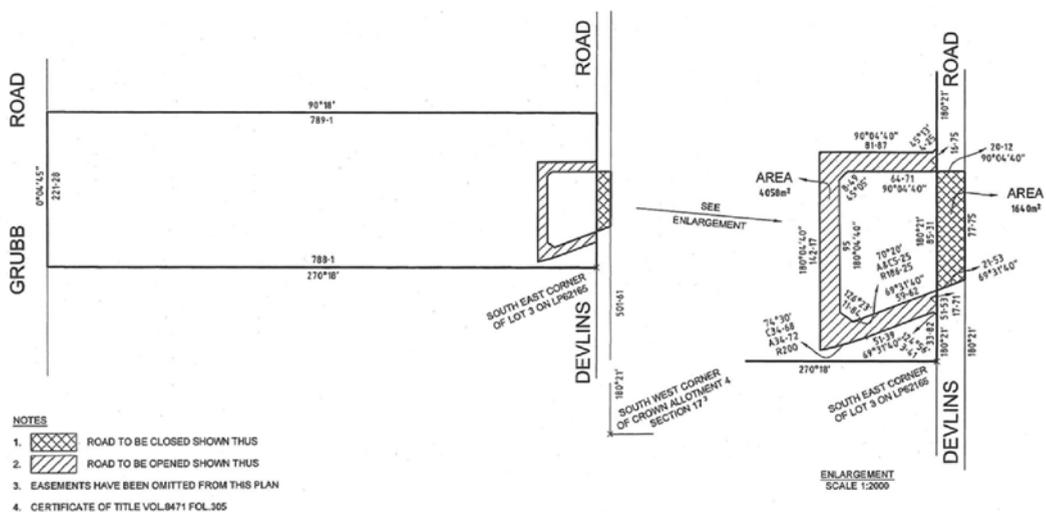
STEVE KOZLOWSKI
Chief Executive Officer

GREATER GEELONG CITY COUNCIL
 Road Deviation – Devlins Road, Wallington

Greater Geelong City Council, at its meeting on 26 March 2013, resolved to proceed with the road deviation, pursuant to section 207B(2A) and Clause 2 of Schedule 10 of the **Local Government Act 1989** (the Act), in accordance with the accompanying plan. Council resolved to deviate the section of road shown cross hatched to that section of road shown hatched.

Under Clause 2(2) of Schedule 10 of the Act, consent was obtained on 1 July 2013 from the Minister for Environment and Climate Change, as the responsible Minister administering the **Land Act 1958** (under delegated authority), to the proposed road deviation.

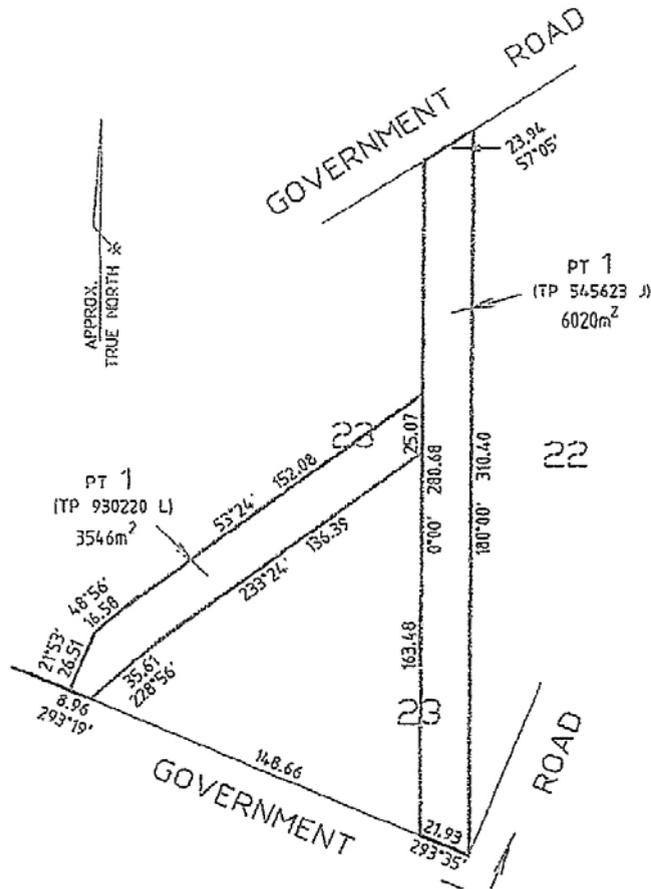
Council, at its meeting held on 26 March 2013, authorised Council officers to proceed with the gazettal in the event that no written submissions were received within the prescribed timeframe. No written submissions were received by Council and in accordance with section 223 of the Act Council now gives effect under Schedule 10 Clause 2(3) of the Act to the road deviation in accordance with the plan.



MURRINDINDI SHIRE COUNCIL

Road Discontinuance

At its meeting on 23 January 2013 and acting under Clause 3 of Schedule 10 to the **Local Government Act 1989**, Murrindindi Shire Council resolved to discontinue the two parts of the road known as the Old Molesworth–Dropmore Road, Molesworth, which are shown as Lot 1 on the plan below.



MARGARET ABBEY
Chief Executive Officer

BOROONDARA CITY COUNCIL

Road Management Act 2004

Adoption of Road Management Plan

In accordance with section 55 of the **Road Management Act 2004**, notice is given that Boroondara City Council, at its meeting on 22 July 2013, adopted an amended Road Management Plan.

The purpose of the plan is to identify the relevant standards that Council will apply to the inspection and maintenance of the roads to which Council's Road Management Plan applies having regard to the available resources.

A copy of Council's Road Management Plan version 3.1 – July 2013 may be viewed on Council's website at www.boroondara.vic.gov.au/road-management or can be inspected at Council's offices at 8 Inglesby Road, Camberwell, during normal office hours.

PHILLIP STORER
Chief Executive Officer

BULOKE SHIRE COUNCIL

Community (Amendment)
Local Law No. 13 2013

Local Government Act 1989
– Section 119(3)

At its meeting on 10 July 2013 Council resolved to make the Community (Amendment) Local Law No. 13 2013.

Purpose of the Local Law

The proposed Local Law will amend the existing Community Local Law No. 10 to apply new requirements to ensure emerging uses and activities do not detract from the objectives in the Community Local Law relating to amenity and community safety and the protection of community assets.

General Purport of the Local Law

The general purport of the Local Law includes:

- prescribing requirements to apply to the location of shipping containers, including a permit requirement in a Township;
- applying permit requirements to park or leave heavy or long vehicles on a road in a Township or to do works on a road;

- applying extended requirements to properties concerning their condition and appearance and ensuring that allocated property numbers are clearly displayed; and
- creating offences for interfering with waste left for collection and failing to comply with requirements or conditions applying to the use of Council land.

The Local Law came into operation on 11 July 2013. The Local Law can be inspected or copies can be obtained from the Council's District Offices or from the Council's website – www.buloke.vic.gov.au

Any enquiries concerning this Local Law can be made to Wayne Wall on 1300 520 520.

WARWICK HEINE
Chief Executive Officer

ADOPTION OF LOCAL LAW NO. 4
USE OF AGRICULTURAL SCAREGUNS

In accordance with the provisions of section 119(3) of the **Local Government Act 1989**, Council at its meeting on Tuesday 16 July 2013 formally resolved to adopt Local Law No. 4 – Use of Agricultural Scareguns. Copies of this Local Law are available for inspection on Council's website – www.pyrenees.vic.gov.au or at the Council Offices.

Council Office hours are between 8.30 am and 5.00 pm Monday to Friday.

STEPHEN CORNISH
Chief Executive Officer

Planning and Environment Act 1987

DAREBIN PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C136

Authorisation A02576

The City of Darebin has prepared Amendment C136 to the Darebin Planning Scheme.

The Amendment applies to land abutting St Georges Road from Merri Parade, Northcote, to Murray Road, Preston, excluding public school and tertiary institutions and 195–209 St Georges Road, Northcote. The following sites proximate to St Georges Road are also included in the Amendment:

- 2, 11, 12, Charles Street, Northcote
- 11, 13, 15, 17 & 22 Clarke Street, Northcote
- 5, 9 & 15 Little Bakers Lane, Northcote
- 1A & 1B Eunson Street, Northcote
- 59 Westbourne Grove, Northcote
- 120 & 122 Elm Street, Northcote
- 126A Gladstone Avenue, Northcote
- 46A Gadd Street, Northcote
- 2/266 St Georges Road, Northcote
- 65 & 67 Woolton Avenue, Thornbury
- 467A St Georges Road, Thornbury
- 38A Hutton Street, Thornbury
- 12 Murray Street, Thornbury
- 11, 15 & 17 Watt Street, Thornbury
- 18A Miller Street, Preston
- 4 Stott Street, Preston
- 2A Austral Avenue, Preston
- 19–66 Showers Street, Preston
- 1–17 & 19 Penola Street, Preston
- 1–21, 23, 25 & 27 Stokes Street, Preston
- 3, 5, 7, 9, 11, 13, 15, 17 & 19 Railway Place, Preston
- 9, 9A, 11, 13, 18, 20, 22, 24, 26, 28, 30, 32, 34, 36, 54, 58, 60A, 64 & 66, Oakover Road, Preston
- 1–7 Newman Street, Preston
- 1–12 Kenwood Court, Preston
- 411, 422, 430, 434–436, 438, 440, 450 & 452 Bell Street, Preston
- 1, 2, 1/3, 2/3, 4, 5, 6 Leicester Street, Preston
- 12, 14, 16, 18, 20, 35 & 37 Bruce Street, Preston
- 1–11 Edith Street, Preston
- 29A, 31, 32, 33, 34, 1/35, 2/35, 3/35, 4/35, 5/35, 6/35, 36, 37, 38 & 39 Cramer Street, Preston
- 309, 311, 315, 319, 323, 327 & 331 Murray Road, Preston.

The Amendment applies to all land within the City of Darebin with respect to Clause 22.11 – Potentially Contaminated Land Policy.

The Amendment proposes to implement the land use and built form directions from the St Georges Road Corridor Urban Design Framework 2013 by:

1. amending the following clauses of the Darebin Planning Scheme within the Local Planning Policy Framework:
 - amending Clause 22.04 – Neighbourhood Character to exclude the land within Design and Development Overlay 16 (DDO16) from its operation;
 - amending Clause 22.09 – Residential and Mixed Use Development of less than Four Storeys in Business 1 and Business 2 Zone to refer to the new Commercial 1 Zone, and exclude land within Design and Development Overlay 16 (DDO16) from its operation;
 - amending Clause 22.10 – Residential and Mixed Use Development of Four or More Storeys to refer to the new Commercial 1 Zone and exclude land within Design and Development Overlay 16 (DDO16) from its operation;
 - amending Clause 22.12 – Preston Central (Incremental Change) to remove the areas covered by the Design and Development Overlay 16 (DDO16) from its operation;

2. inserting Clause 22.11 – Potentially Contaminated Land Policy into the Local Planning Policy Framework;
3. rezoning some land affected by the Amendment to apply the new Residential (Residential Growth, General Residential and Mixed Use) Zones and Commercial 1 Zone to achieve the built form and land use outcomes of the Framework as shown on the accompanying Planning Scheme Amendment Map Sheets;
4. inserting Schedules 1 and 2 to Clause 32.04 Mixed Use Zone into the Darebin Planning Scheme;
5. inserting Clause 32.07 Residential Growth Zone and a schedule to the zone into the Darebin Planning Scheme;
6. inserting Clause 32.08 General Residential Zone and a schedule to the zone into the Darebin Planning Scheme;
7. inserting Schedule 16 to Clause 43.02 Design and Development Overlay into the Darebin Planning Scheme;
8. inserting Schedule 11 to Clause 43.04 Development Plan Overlay into the Darebin Planning Scheme;
9. applying Clause 45.03 Environmental Audit Overlay to land where site history indicates potential for contamination; and
10. amending Clause 61.03 to refer to the additions of Map Nos. 10DDO and 10DPO.

You may inspect the Amendment, the explanatory report about the Amendment, the application and any documents that support the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority – City of Darebin, 274 Gower Street, Preston; Northcote Library – 32–38 Separation Street, Northcote; Northland Customer Service Centre – Northland Customer Service Centre is next to the bus stops at the Northland Shopping Centre; Preston Library – 266 Gower Street, Preston; Reservoir Library – 17–21 Ralph Street, Reservoir; Fairfield Library – 121 Station Street, Fairfield; at the Planning Services Consultation website, www.yoursaydarebin.com.au; and at the Department of Transport, Planning and Local Infrastructure 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 7 October 2013. A submission must be sent to Planning Services Consultation, Darebin City Council, PO Box 91, Preston, Victoria 3072.

You can also lodge a submission online at www.yoursaydarebin.com.au or via email at planningservices@darebin.vic.gov.au

Enquiries should be directed to Planning Services on (03) 8470 8768.

RASIAH DEV
Chief Executive

Planning and Environment Act 1987

DAREBIN PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C137

Authorisation A02577

The City of Darebin has prepared Amendment C137 to the Darebin Planning Scheme.

The Amendment applies to land abutting Plenty Road from Dundas Street, Preston, to Snake Gully Drive, Bundoora, and to land between Bell Street, Plenty Road, Miller Street and Railway Place East, Preston (the Junction Local Area Plan as currently identified in Clause 22.02). The following sites proximate to Plenty Road and High Street are also included in the Amendment:

- 30 & 32 Flett Street, Preston
- 314, & 320 Bell Street, Preston
- 12 Margaret Grove, Preston
- 1 Thomas Street, Preston
- 107 Malpas Street, Preston
- 1A Hawker Avenue, Preston
- 121 & 126, Rene Street, Preston
- 202, 206, 208, 210, 212, 214, 216B, 233A, 235A & 235D Tyler Street, Preston
- 27 McColl Street, Reservoir
- 1A & 1B Wilkinson Street, Reservoir
- 213, 215, 217 & 219 Albert Street, Reservoir
- 1, 4 & 6 Rubicon Street, Reservoir
- 2A Erskine Avenue, Reservoir
- 1 Gremel Road, Reservoir.

The Amendment applies to all land within the City of Darebin with respect to Clause 22.11 – Potentially Contaminated Land Policy.

The Amendment proposes to implement the land use and built form directions from the Plenty Road Corridor Urban Design Framework 2013 by:

1. Amending the following clauses of the Darebin Planning Scheme within the Local Planning Policy Framework:
 - Amending Clause 22.02 – The Junction Local Area Plan to remove The Junction Integrated Development Plan (2001) as a reference document, update the Junction Local Area Plan in relation to the Plenty Road Corridor Urban Design Framework 2013 and insert the Plenty Road Corridor Urban Design Framework 2013 into the Clause as a reference document.
 - Amending Clause 22.04 – Neighbourhood Character to exclude the land within Design and Development Overlay 17 (DDO17) from its operation.
 - Amending Clause 22.09 – Residential and Mixed Use Development of less than Four Storeys in Business 1 and Business 2 Zone to refer to the new Commercial 1 Zone, and exclude land within Design and Development Overlay 17 (DDO17) from its operation.
 - Amending Clause 22.10 – Residential and Mixed Use Development of Four or More Storeys to refer to the new Commercial 1 Zone and exclude land within Design and Development Overlay 17 (DDO17) from its operation.
2. Inserting Clause 22.11 – Potentially Contaminated Land Policy into the Local Planning Policy Framework.
3. Rezoning some land affected by the Amendment to apply the new Residential (Residential Growth and Mixed Use) Zones and Commercial (Commercial 1 and 2) Zones to achieve the built form and land use outcomes of the Framework as shown on the accompanying Planning Scheme Amendment Map Sheets.
4. Inserting Schedules 1 and 2 to Clause 32.04 Mixed Use Zone into the Darebin Planning Scheme.
5. Inserting Clause 32.07 Residential Growth Zone and a schedule to the zone into the Darebin Planning Scheme.
6. Inserting Schedule 17 to Clause 43.02 Design and Development Overlay into the Darebin Planning Scheme.
7. Replacing Schedule 3 to Clause 43.02 Design and Development Overlay of the Darebin Planning Scheme.
8. Applying Clause 45.03 Environmental Audit Overlay to land where site history indicates potential for contamination.

9. Amending Clause 61.03 to refer to the additions of Map Nos. 7DDO, 8DDO and 7EAO.

You may inspect the Amendment, the explanatory report about the Amendment, the application and any documents that support the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority – City of Darebin, 274 Gower Street, Preston; Northcote Library – 32–38 Separation Street, Northcote; Northland Customer Service Centre – Northland Customer Service Centre is next to the bus stops at the Northland Shopping Centre; Preston Library – 266 Gower Street, Preston; Reservoir Library – 17–21 Ralph Street, Reservoir; Fairfield Library – 121 Station Street, Fairfield; at the Planning Services Consultation website, www.yoursaydarebin.com.au; and at the Department of Transport, Planning and Local Infrastructure 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 7 October 2013. A submission must be sent to Planning Services Consultation, Darebin City Council, PO Box 91, Preston, Victoria 3072.

You can also lodge a submission online at www.yoursaydarebin.com.au or via email at planningservices@darebin.vic.gov.au

Enquiries should be directed to Planning Services on (03) 8470 8768.

RASIAH DEV
Chief Executive

Planning and Environment Act 1987

DAREBIN PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C138

Authorisation A02580

The City of Darebin has prepared Amendment C138 to the Darebin Planning Scheme.

The Amendment applies to all land within the municipality.

The Amendment proposes to replace the existing Municipal Strategic Statement (MSS) (Clause 21 of the Darebin Planning Scheme) with a new format MSS.

The Local Planning Policy Framework (LPPF) is amended by replacing Clauses 21.01 – 21.05 and deleting Clauses 21.06, 22.01, 22.03 and 22.06.

The Amendment also amends Clauses 22.07, 22.09 and 22.10 and re-numbers Clauses 22.02, 22.04, 22.05, 22.07, 22.08, 22.09, 22.10, 22.11, 22.12 and 22.13 to be Clause 22.01 through to 22.10 respectively.

The new format MSS includes provisions for the implementation of the:

- Darebin Housing Strategy 2013–2033;
- Darebin Economic Land Use Strategy 2013;
- Reservoir Major Activities Area Structure Plan, 2012; and
- recommendations of the Darebin Planning Scheme Review Report 2010 (adopted February 2011).

You may inspect the Amendment, the explanatory report about the Amendment, the application and any documents that support the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority: City of Darebin offices, 274 Gower Street, Preston; Northcote Library – 32–38 Separation Street, Northcote; Northland Customer Service Centre – Northland Customer Service Centre is next to the bus stops at the Northland Shopping Centre; Preston Library – 266 Gower Street, Preston; Reservoir Library – 17–21 Ralph Street, Reservoir; and Fairfield Library – 121 Station Street, Fairfield; and at the Department of Transport, Planning and Local Infrastructure 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 7 October 2013.

A submission must be sent to: Planning Services Consultation, Darebin City Council, PO Box 91, Preston, Victoria 3072.

You can also lodge a submission online at www.yoursaydarebin.com.au or via email at planningservices@darebin.vic.gov.au

Enquiries should be directed to Planning Services on 8470 8768.

RASIAH DEV
Chief Executive



Planning and Environment Act 1987

GREATER DANDENONG
PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C124

Authorisation A02389

The City of Greater Dandenong Council has prepared Amendment C124 to the Greater Dandenong Planning Scheme.

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

The land affected by the Amendment includes 19 identified gateway locations across the municipality.

The Amendment proposes to:

- amend Clause 21.04 'Land Use' of the Municipal Strategic Statement to remove reference to 'Strategic Gateways' on the 'Strategic Retail/Commercial Framework' map;
- amend Clause 21.05 'Built Form' of the Municipal Strategic Statement to update the economic issues to reference the 'City of Greater Dandenong Gateways Strategy, 2011' and add a tenth objective specifically concerning gateways;
- amend Clause 22.02 'Green Wedge Local Planning Policy' to include the 'City of Greater Dandenong Gateways Strategy, 2011' as a policy influence and response for the Buffers and Lyndhurst Precincts of the Green Wedge;
- amend Clause 22.03 'Urban Design in Commercial and Industrial Areas' policy basis and objectives to reference 'identified' gateway 'sites', amend policy on 'Buildings at gateways and on main roads' to reference specific gateway sites from the 'City of Greater Dandenong Gateways Strategy, 2011';
- amend Clause 22.04 'Urban Design in Activity Centres' to make reference to gateways and the 'City of Greater Dandenong Gateways Strategy, 2011' under the 'Landmarks and corner buildings' policy;
- insert Clause 22.05 'Greater Dandenong Gateways Policy' detailing the basis, objectives and policy for gateways identified in the 'City of Greater Dandenong Gateways Strategy, 2011';
- amend Clause 22.07 'Central Dandenong Local Planning Policy' to update the urban design future direction to reference 'identified' gateways;

- amend Clause 22.10 'Springvale Activity Centre Local Planning Policy' to remove reference to 'gateways' on 'Map 1 – Springvale Structure Plan' map;
- amend Clause 22.11 'Advertising Signs Policy' to update the objectives to include 'identified' gateways, amend Promotion and major promotion signs to reference the 'City of Greater Dandenong Gateways Strategy, 2011';
- rezone 1111 Heatherton Road (corner Heatherton Road and Lightwood Road) from Residential 1 Zone to Mixed Use Zone;
- amend Schedule 8 to the Development Plan Overlay to further strengthen the role of gateway sites covered by this overlay; and
- amend Clause 81.01 to include 'City of Greater Dandenong Gateways Strategy, 2011' as an Incorporated Document.

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 Greater Dandenong: Dandenong Customer Service, 39 Clow Street, Dandenong; Springvale Customer Service, 397–405 Springvale Road, Springvale; Keysborough Customer Service, Shop A7, Parkmore Shopping Centre; at the Department of Transport, Planning and Local Infrastructure website, www.dpcd.vic.gov.au/planning/publicinspection; and City of Greater Dandenong website: www.greaterdandenong.com

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

The closing date for submissions is Friday 13 September 2013.

A submission must be marked 'Amendment C124', be in writing and addressed to: The Manager – Planning and Design, City of Greater Dandenong, PO Box 200, Dandenong, Victoria 3175.

RACHEL LUNN
Manager Planning and Design



Planning and Environment Act 1987

MITCHELL PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C96

Authorisation A02574

The Mitchell Shire Council has prepared Amendment C96 to the Mitchell Planning Scheme.

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

The land affected by the Amendment is identified in the King and Queen Streets (Wallan) Structure Plan and includes the area generally bounded by William Street to the north, Queen Street to the south between Windham Street and the Mittagong Creek, as well as the area between Wallan Community Park and the Mittagong Creek.

The Amendment proposes to replace Planning Scheme Map Nos. 25DPO and 26DPO in the form of the attached maps marked 'Mitchell Planning Scheme, Amendment C96'.

The Planning Scheme Ordinance is amended as follows:

1. In Local Planning Policy Framework – replace Clause 22.01-1 with a new Clause 22.01-1 in the form of the attached document (C96 Amended Clause 22 Authorisation).
2. In Overlays – following Clause 43.04, insert a new Schedule 14 in the form of the attached document (Mitchell C96 DPO Schedule 14 Authorisation).

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: Mitchell Shire Council, Wallan Library and Customer Service Centre, Wellington Square, 12/81 High Street, Wallan; Mitchell Shire Council, Kilmore Library and Customer Service Centre, 12 Sydney Street, Kilmore; or

on Council's website at www.mitchellshire.vic.gov.au/council-services/strategic-planning/king_and_queen_structure_plan.aspx; or at the Department of Transport, Planning and Local Infrastructure 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 9 September 2013. A submission must be sent to: Strategic Planning and Sustainability Department, Mitchell Shire Council, Submission to Amendment C96, 113 High Street, Broadford, Victoria 3658.

REBECCA MCKENZIE
Chief Executive Officer

Planning and Environment Act 1987

SOUTH GIPPSLAND 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 C73

Authorisation A02562

Planning Permit Application 2013/174

The land affected by the Amendment is part of Lot 2, LP83315, South Gippsland Highway (Main Road) and the narrow strip of land that is part of 44 Main Road in Bena.

The land affected by the application is part of Lot 2, LP83315, South Gippsland Highway (Main Road) in Bena.

The Amendment proposes to:

- rezone part of Lot 2, LP83315, owned by VicTrack, from Public Use Zone 4 (PUZ4) to Township Zone (TZ) and remove the Environmental Significance Overlay Schedule 5 – Areas Susceptible to Erosion (ESO5) from the land;
- subdivide the Victrack site (Lot 2, LP83315) into 4 lots; and
- rectify a split zoning anomaly at 44 Main Road, Bena, by rezoning part of the land from PUZ4 to TZ and remove the ESO5 from the affected area.

The application is for a planning permit to subdivide land into four lots.

The person who requested the Amendment is Linda Sahhar from Nilsson, Noel & Holmes (Surveyors) Pty Ltd, on behalf of VicTrack.

The applicant for the permit is Linda Sahhar from Nilsson, Noel & Holmes (Surveyors) Pty Ltd, on behalf of VicTrack.

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, South Gippsland Shire Council, 9 Smith Street, Leongatha, Victoria; and at the Department of Transport, Planning and Local Infrastructure 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 9 September 2013. A submission must be sent to Victor Ng, Strategic Planning Officer, South Gippsland Shire Council, Private Bag 4, Leongatha 3953.

VICTOR NG
Strategic Planning Officer
South Gippsland Shire Council

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, of 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 14 October 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.

BAMBERY, Jacqueline Kinsey, late of PO Box 520, Drouin, Victoria 3818, retired, deceased, who died on 17 September 2012.

GAUTAM, Urmila, late of PO Box 190, Trinity Manor, Balwyn, Victoria 3103, retired, deceased, who died on 18 December 2012.

GEORGE, Gwenda May, late of Altona Meadows Aged Care, 297 Queen Street, Altona Meadows, Victoria 3028, home duties, deceased, who died on 11 April 2013.

OWENS, Ella, late of Casey Manor, 445 Ormond Road, Narre Warren South, Victoria 3805, deceased, who died on 9 May 2013.

RICHTER, Hildegard, late of Lorikeet Lodge Nursing Home, 24–28 Moorooduc Road, Frankston, Victoria 3199, retired, deceased, who died on 30 May 2013.

WALKER, Lindsay, late of 12/210 Domain Road, South Yarra, Victoria 3141, deceased, who died on 3 May 2013.

Dated 5 August 2013

STEWART MacLEOD
Manager

LORD, Jacqueline Mary, late of 8 Bellarine Circuit, Morwell, Victoria 3840, pensioner, deceased, who died on 27 March 2013.

MARJORAM, Ian Peter, late of Zebtron P/L, trading as Oakern Lodge (Srs), 14 Bales Street, Mount Waverley, Victoria 3149, pensioner, deceased, who died on 13 February 2013.

NOLAN, Stuart Bruce, late of 3 Ash Hill Walk, Bradford BD4JF, United Kingdom, retired, deceased, who died on 28 April 2013.

WALDER, Christopher John, late of 3 Emmanuel Drive, Seaford, Victoria 3198, deceased, who died on 6 May 2013.

Dated 31 July 2013

STEWART MacLEOD
Manager

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

BOHNKE, Ernst, late of Flat 85, 2 Simmons Street, South Yarra, Victoria 3141, retired, deceased, who died on 3 May 2013.

COLLINS, Mary, late of Good Shepherd Nursing Home, 2 Clarke Street, Abbotsford, Victoria 3067, pensioner, deceased, who died on 19 March 2012.

DARBY, John Edward, late of 45 Corhanwarrabul Close, Rowville, Victoria 3178, deceased, who died on 22 September 2012.

EBREO, Giuseppe, late of 4 Richardson Street, Thomastown, Victoria 3074, deceased, who died on 7 June 2011.

HASSETT, Rhonda, late of 179 Napier Street, South Melbourne, Victoria 3205, pensioner, deceased, who died on 4 September 2011.

KEYS, Patricia, late of Unit 63, 2 Marshalltown Road, Marshall, Victoria 3216, receptionist, deceased, who died on 11 April 2013.

EXEMPTION

Application No. H5/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by MEGT (Australia) Ltd (the applicant). The application for exemption is to enable the applicant, from time to time, to advertise for and employ only Indigenous persons for apprenticeship or trainee roles where the applicant's client has requested that such a person be recruited and employed by the applicant for a specific role (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavits of George Bourozikas, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 16, 38, 44, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- The applicant is a registered group training organisation involved in the recruitment, employment, training and on-hiring of apprentices and trainees. From time to time host employers request the applicant to arrange for Indigenous apprentices and trainees to be placed with them, sometimes in order to meet that employer's social responsibilities.

- The applicant's Indigenous Apprenticeship and Traineeship Network (IATN) division specialises in the employment of Indigenous apprentices and trainees in all vocations. IATN currently employs 56 apprentices or trainees who are Indigenous. Those apprentices or trainees are on-hired to a host employer to gain on the job training in order to obtain the competencies required for the successful completion of their apprenticeship or traineeship and achievement of the relevant trade or other educational qualification.
- At present the applicant is seeking to fill two vacancies with Indigenous persons but in the future there may be many more vacancies in a range of vocations with employers having a range of reasons for preferring an Indigenous apprentice or trainee. The applicant wishes to ensure that, in its advertising and recruiting activities for those roles, it can ensure that only Indigenous candidates are sought and apply.
- The applicant does not consider that the conduct is necessarily a special measure under section 12 of the Act given that the nature and number of future positions to be filled are currently unknown and each may not meet the description of a special measure. It considers that an exemption under section 89 of the Act would be more suitable in those circumstances. I accept that proposition. No exception or current exemption already applies to the exempt conduct and in the absence of an exemption the exempt conduct would amount to prohibited discrimination.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of non Indigenous persons who would wish to be employed by the applicant as apprentices and trainees. I am satisfied that, in the circumstances discussed above, the limit imposed by this exemption is reasonable and justified under the Charter.

The Tribunal hereby grants an exemption from the operation of sections 16, 38, 44, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 7 August 2018.

Dated 31 July 2013

A. DEA
Member

EXEMPTION

Application No. H7/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Kyabram Bowls Club (the applicant). The application for exemption is to enable the applicant to organise and operate two men only tournaments, namely the Master Pairs Tournament and the Honour Board Fours Tournament and advertise these matters (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavits of Jennifer Cole, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- A copy of the application was sent by the Tribunal to the Victorian Equal Opportunity and Human Rights Commission (the Commission). The Commission did not seek leave to intervene in the proceeding.
- The Master Pairs Tournament commenced in 1966. It is an invitation only event for men who are men's singles or pairs champions. The tournament is regarded as being highly prestigious. This tournament is next scheduled to be held from 24 to 29 November 2013.
- The Honour Board Fours Tournament commenced in 1955 and is also an invitation only tournament. This tournament is next scheduled to be held on 9 February 2014.

- The applicant club is in its centenary year and currently comprises 67 male members and 27 female members. All members participate in all other events and there have been no complaints regarding these tournaments or otherwise as to gender.
- The applicant is in the process of formulating a similar women only event and that matter will be discussed further in August 2013.
- No exception or current exemption already applies to the exempt conduct and in the absence of an exemption the exempt conduct would amount to prohibited discrimination.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of women who would wish to play in these tournaments. I am satisfied that, in the circumstances discussed above, the limit imposed by this exemption is reasonable and justified under the Charter.

The Tribunal hereby grants an exemption from the operation of sections 44, 71, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 7 August 2018.

Dated 31 July 2013

A. DEA
Member

EXEMPTION

Application No. H10/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Whitehorse Community Health Service Ltd (the applicant). The application for exemption is to enable the applicant to advertise for and employ only males in the role of Male Baby Makes Three Facilitators and only females in the role of Female Baby Makes Three Facilitator (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavit of Nicki Hockley, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 16, 18, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

In granting this exemption the Tribunal noted:

- The Baby Makes 3 project is an existing evidence based program promoting equal and respectful relationships among men and women throughout their transition to parenthood. It is a collaborative project between the applicant, Maternal Child Health Services and local government throughout Melbourne's Eastern Region.
- The project will be delivered across all seven Maternal Child Health Services in the Region, in antenatal, postnatal and community health settings. It aims to reduce family violence by addressing cultural norms and gender roles in new families. It also aims to give first time parents the information and skills they need to create equal and respectful relationships.
- The model is one of gender equity using both male and female facilitators. Participants break into all male and all female groups for discussions and so adequate numbers of male and female facilitators are required.
- No exception or current exemption already applies to the exempt conduct and in the absence of an exemption the exempt conduct would amount to prohibited discrimination. A previous exemption in similar terms in respect of male facilitators was granted to the applicant in 2010 and that exemption expired on 19 May 2013.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of males or females who would wish to be employed in the role designated as reserved for the other gender. I am satisfied that, in the circumstances discussed above, the limit imposed by this exemption is reasonable and justified under the Charter.

The Tribunal hereby grants an exemption from the operation of sections 16, 18, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 7 August 2018.

Dated 30 July 2013

A. DEA
Member

INTERIM EXEMPTION

Application No. H18/2013

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by P B Activate Pty Ltd (the applicant). The application for exemption is to enable the applicant to employ males only and to provide and operate an all male venue at The Laird Hotel, 149 Gipps Street, Abbotsford, and to advertise in connection with those purposes (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavit of Brett Alister Lasham, the Tribunal is satisfied that it is appropriate to grant an interim exemption from sections 16, 44, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct until the application is finally heard and determined.

In granting this exemption, the Tribunal noted:

- The venue provides for the male homosexual patrons a safe environment where male sexual health issues are emphasised and where patrons can relax, socialise and pursue relationships without inhibition or fear of violence or discrimination. The venue has been operating as a gay hotel for more than 30 years.
- The Tribunal previously granted exemptions in 1998, 2001, 2004, 2007 and 2010 in respect of this venue, and the circumstances relevant then remain relevant to the exemption currently sought. The last exemption granted expired on 28 July 2013. I am not currently satisfied that an exception applies to the exempt conduct. Accordingly, in the absence of an exemption the exempt conduct would amount to prohibited discrimination.

- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of women who wish to attend the Laird Hotel or be employed by the applicant. I am satisfied that for the purposes of this interim exemption, the limit imposed by this exemption is reasonable and justified under the Charter.

The Tribunal hereby grants an interim exemption from the operation of sections 16, 44, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 1 November 2013.

Dated 1 August 2013

A. DEA
Member

Associations Incorporation Reform Act 2012

SUB-SECTION 138

I, David Betts, Deputy Registrar of Incorporated Associations under the **Associations Incorporation Reform Act 2012** (the Act), under delegation provided by the Registrar, hereby give notice that an application for the voluntary cancellation of incorporation, pursuant to section 136 of the Act, has been received by the Registrar from each of the associations mentioned below:

Australian Grand Prix Hydroplane Club Inc.; Montrose Pre-School Inc.; Off The Rails Gallery Inc.; Australian United Ex-Services Association Inc.; Extreme Lan Inc.; W.I. Parents and Friends Inc.; Premier Builders Display Villages Inc.; Baai-Bor Women in Australia Inc.; Australian Professional Practitioners Association Inc.; Darsana Cultural Inc.; Wellington Sustainability Group Inc.; Interchurch Outreach Australia Inc.; Boort Scallywags Playgroup Inc.; Tatong Walker Inc.; Kids Cancer Foundation Inc.; Craigieburn Toy Library Inc.; Jobs – A New Approach (Ballarat) Inc.; Wangaratta Harriers

Athletic Club Inc.; Ng & Sc Acrobatics Inc.; Nunawading Sports Club Inc.; Project Earth Inc.; Lakes Christian Church Inc.; South Gippsland Football League Inc.; Moyston Boxing Day Sports and Gymkhana Committee Inc.; Caving Club of Victoria Inc.; Lancefield Arts Association Inc.; 4 X 4 Bros Inc.; Waverley Aikido School Inc.; Nanneella Sports Association Inc.; Alawi Islamic Youth Group Inc.; Ballarat Country Tennis Association Inc.; St. Aidan's Music Society Inc.; A.S.S.E.R.T. (Vic.) Australian Society of Sex Educators, Researchers and Therapists Inc.; Australia Greening Arunachala Inc.; O Potential Inc.; Horsham & District Commerce Association Inc.; Woori-I Parents and Friends of Korean Children Inc.; Ellinbank Recreation Reserve Inc.; South Eastern Redbacks Rugby League Football Club Inc.; The Hellenic Foundation for Culture Inc.; Church Excel; Geelong Buddhist Group Inc.; Yackandandah Horsemen's Association Inc.; Victorian Infection Control Professionals Association Inc.; Raising Dust Inc.; Ballarat Organisation of Animal Rights Inc.; Plant Craft Cottage Group Inc.; Melbourne Child Survivors of Holocaust Inc.; Australian Cymbidium Society Inc.; West of the Docklands Wodl's Inc.; Made For Love, Love Is Victory Inc.

I further advise that unless a person makes a written objection to cancellation to the Registrar within 28 days of the date of this notice, I intend to cancel the incorporation of the incorporated associations mentioned above.

Dated 8 August 2013

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

Building Act 1993

BUILDING REGULATIONS 2006

Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas

1. Purpose

This determination amends the two Determinations that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and 25 October 2012 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 and Victoria Government Gazette No. G 43 Thursday 25 October 2012 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Brimbank City Council, Cardinia Shire Council, Casey City Council, Frankston City Council, Greater Dandenong City Council, Hobsons Bay City Council, Hume City Council, Kingston City Council, Melton City Council, Whittlesea City Council, and Wyndham City Council.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-199' **substitute** 'LEGL./13-072'; and
- b) for 'LEGL./12-096' **substitute** 'LEGL./13-199'; and
- c) for 'LEGL./12-097' **substitute** 'LEGL./13-200'; and
- d) for 'LEGL./11-209' **substitute** 'LEGL./13-073'; and

- e) for 'LEGL./11-215' **substitute** 'LEGL./13-074'; and
- f) for 'LEGL./12-102' **substitute** 'LEGL./13-201'; and
- g) for 'LEGL./12-098' **substitute** 'LEGL./13-202'; and
- h) for 'LEGL./11-224' **substitute** 'LEGL./13-075'; and
- i) for 'LEGL./12-099' **substitute** 'LEGL./13-203'; and
- j) for 'LEGL./12-100' **substitute** 'LEGL./13-204'; and
- k) for 'LEGL./12-101' **substitute** 'LEGL./13-205'.

Note:

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 5 August 2013

MATTHEW GUY MLC
Minister for Planning

Building Act 1993

BUILDING REGULATIONS 2006

Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas

1. Purpose

This determination amends the Determination that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Ballarat City Council, Greater Geelong City Council, Knox City Council, Mornington Peninsula Shire Council, Nillumbik Shire Council, Queenscliffe Borough Council, Whitehorse City Council and Yarra Ranges Shire Council.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-192' **substitute** 'LEGL./13-131'; and
- b) for 'LEGL./11-216' **substitute** 'LEGL./13-132'; and
- c) for 'LEGL./11-225' **substitute** 'LEGL./13-138'; and
- d) for 'LEGL./11-242' **substitute** 'LEGL./13-133'; and
- e) for 'LEGL./11-246' **substitute** 'LEGL./13-134'; and
- f) for 'LEGL./11-250' **substitute** 'LEGL./13-135'; and
- g) for 'LEGL./11-262' **substitute** 'LEGL./13-137'; and
- h) for 'LEGL./11-267' **substitute** 'LEGL./13-136'.

Note

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 26 July 2013

MATTHEW GUY MLC
Minister for Planning

Building Act 1993**BUILDING REGULATIONS 2006****Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas****1. Purpose**

This determination amends the Determination that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Banyule City Council, Greater Shepparton City Council, Manningham City Council, Maroondah City Council, Mitchell Shire Council, Monash City Council, and Murrindindi Shire Council.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-193' **substitute** 'LEGL./13-157'; and
- b) for 'LEGL./11-217' **substitute** 'LEGL./13-154'; and
- c) for 'LEGL./11-229' **substitute** 'LEGL./13-158'; and
- d) for 'LEGL./11-232' **substitute** 'LEGL./13-159'; and
- e) for 'LEGL./11-236' **substitute** 'LEGL./13-155'; and
- f) for 'LEGL./11-238' **substitute** 'LEGL./13-160'; and
- g) for 'LEGL./11-245' **substitute** 'LEGL./13-156'.

Note

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 26 July 2013

MATTHEW GUY MLC
Minister for Planning

Building Act 1993**BUILDING REGULATIONS 2006**

Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas

1. Purpose

This determination amends the Determination that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Bass Coast Shire Council, Baw Baw Shire Council, East Gippsland Shire Council, Latrobe City Council, South Gippsland Shire Council, Wellington Shire Council, Gabo Island, French, Elizabeth and Sandstone Island.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-194' **substitute** 'LEGL./13-146'; and
- b) for 'LEGL./11-195' **substitute** 'LEGL./13-147'; and
- c) for 'LEGL./11-208' **substitute** 'LEGL./13-148'; and
- d) for 'LEGL./11-226' **substitute** 'LEGL./13-149'; and
- e) for 'LEGL./11-251' **substitute** 'LEGL./13-150'; and
- f) for 'LEGL./11-277' **substitute** 'LEGL./13-152'.

In the Table in the Principal Determination under Column A after 'LEGL./11-277' insert 'LEGL./13-151' and in Column B after 'French Island' insert 'Gabo Island'.

Note

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 26 July 2013

MATTHEW GUY MLC
Minister for Planning

Building Act 1993

BUILDING REGULATIONS 2006

Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas

1. Purpose

This determination amends the Determination that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Ararat Rural City Council, Corangamite Shire Council, Glenelg Shire Council, Hepburn Shire Council, Hindmarsh Shire Council, Southern Grampians Shire Council, West Wimmera Shire Council and Yarriambiack Shire Council.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-191' **substitute** 'LEGL./13-162'; and
- b) for 'LEGL./11-206' **substitute** 'LEGL./13-163'; and
- c) for 'LEGL./11-212' **substitute** 'LEGL./13-164'; and
- d) for 'LEGL./11-218' **substitute** 'LEGL./13-165'; and
- e) for 'LEGL./11-219' **substitute** 'LEGL./13-166'; and
- f) for 'LEGL./11-252' **substitute** 'LEGL./13-167'; and
- g) for 'LEGL./11-261' **substitute** 'LEGL./13-168'; and
- h) for 'LEGL./11-268' **substitute** 'LEGL./13-169'.

Note

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 26 July 2013

MATTHEW GUY MLC
Minister for Planning

Building Act 1993

BUILDING REGULATIONS 2006

Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas

1. Purpose

This determination amends the Determination that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Golden Plains Shire Council, Greater Bendigo City Council,

Horsham Shire Council, Moorabool Shire Council, Moyne Shire Council, Surf Coast Shire Council and Warrnambool City Council.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-213' **substitute** 'LEGL./13-171'; and
- b) for 'LEGL./11-214' **substitute** 'LEGL./13-170'; and
- c) for 'LEGL./11-221' **substitute** 'LEGL./13-172'; and
- d) for 'LEGL./11-240' **substitute** 'LEGL./13-173'; and
- e) for 'LEGL./11-244' **substitute** 'LEGL./13-174'; and
- f) for 'LEGL./11-255' **substitute** 'LEGL./13-175'; and
- g) for 'LEGL./11-259' **substitute** 'LEGL./13-176'.

Note:

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 26 July 2013

MATTHEW GUY MLC
Minister for Planning

Building Act 1993

BUILDING REGULATIONS 2006

Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas

1. Purpose

This determination amends the Determination that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Alpine Shire Council, Benalla Rural City Council, Central Goldfields Shire Council, Indigo Shire Council, Mansfield Shire Council, Moira Shire Council and Pyrenees Shire Council.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-190' **substitute** 'LEGL./13-177'; and
- b) for 'LEGL./11-192' **substitute** 'LEGL./13-178'; and
- c) for 'LEGL./11-204' **substitute** 'LEGL./13-179'; and
- d) for 'LEGL./11-223' **substitute** 'LEGL./13-180'; and
- e) for 'LEGL./11-230' **substitute** 'LEGL./13-181'; and
- f) for 'LEGL./11-237' **substitute** 'LEGL./13-182'; and
- g) for 'LEGL./11-249' **substitute** 'LEGL./13-183'.

Note:

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 26 July 2013

MATTHEW GUY MLC
Minister for Planning

Building Act 1993**BUILDING REGULATIONS 2006**

Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas

1. Purpose

This determination amends the Determination that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Colac Otway Shire Council, Macedon Ranges Shire Council, Mount Alexander Shire Council, Northern Grampians Shire Council, Strathbogie Shire Council, Towong Shire Council, and Wodonga City Council.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-205' **substitute** 'LEGL./13-184'; and
- b) for 'LEGL./11-228' **substitute** 'LEGL./13-185'; and
- c) for 'LEGL./11-243' **substitute** 'LEGL./13-186'; and
- d) for 'LEGL./11-247' **substitute** 'LEGL./13-187'; and
- e) for 'LEGL./11-254' **substitute** 'LEGL./13-188'; and

- f) for 'LEGL./11-257' **substitute** 'LEGL./13-189'; and
- g) for 'LEGL./11-264' **substitute** 'LEGL./13-190'.

Note:

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 26 July 2013

MATTHEW GUY MLC
Minister for Planning

Building Act 1993

BUILDING REGULATIONS 2006

Amendment to Determination that Specified Areas are Designated Bushfire Prone Areas

1. Purpose

This determination amends the Determination that Specified Areas are Designated Bushfire Prone Areas, as made by the Minister for Planning on 1 September 2011 and published in the Victoria Government Gazette (Special) No. S 291 Wednesday 7 September 2011 (the Principal Determination) in relation to the areas which are designated bushfire prone areas within the Municipal Districts of Buloke Shire Council, Campaspe Shire Council, Gannawarra Shire Council, Loddon Shire Council, Mildura Rural City Council, Swan Hill Rural City Council, and Wangaratta Rural City Council.

2. Authorising Provisions

This determination is made under regulation 810(1) of the Building Regulations 2006 which provides that the Minister may determine that areas which are subject, or which are likely to be subject, to bushfires are designated bushfire prone areas.

3. Commencement

This determination comes into operation on the date of publication.

4. Determination

In Column A of the Table in the Principal Determination:

- a) for 'LEGL./11-200' **substitute** 'LEGL./13-191'; and
- b) for 'LEGL./11-201' **substitute** 'LEGL./13-192'; and
- c) for 'LEGL./11-210' **substitute** 'LEGL./13-193'; and
- d) for 'LEGL./11-227' **substitute** 'LEGL./13-194'; and
- e) for 'LEGL./11-235' **substitute** 'LEGL./13-195'; and
- f) for 'LEGL./11-256' **substitute** 'LEGL./13-196'; and
- g) for 'LEGL./11-258' **substitute** 'LEGL./13-197'.

Note:

Details of the areas designated as bushfire prone areas, as amended from time to time, is published on the Land Channel website, www.land.vic.gov.au

5. Repeal

This determination is repealed on the first anniversary of its commencement.

Note:

The repeal of this instrument does not affect the continuing operation of the amendments made by it to the Principal Determination (see section 29(1) of the **Interpretation of Legislation Act 1984**).

Dated 26 July 2013

MATTHEW GUY MLC
Minister for Planning

Cemeteries and Crematoria Act 2003

SECTION 41(1)

Notice of Approval of Cemetery Trust Fees and Charges

I, Bryan Crampton, as Delegate of the Secretary to the Department of Health for the purposes of section 40(2) of the **Cemeteries and Crematoria Act 2003**, give notice that I have approved the scales of fees and charges fixed by the following cemetery trusts. The approved scales of fees and charges will take effect from the date of publication of this notice in the Government Gazette and will be published on the internet.

The Branhholme Cemetery Trust

The Footscray Cemetery Trust

The Mornington Peninsula Cemetery Trust

The Robinvale Cemetery Trust

The Waterloo Cemetery Trust

Dated 1 August 2013

BRYAN CRAMPTON
Manager
Cemeteries and Crematoria Regulation Unit

PUBLIC NOTICE CONCERNING NEIGHBOURHOOD SAFER PLACES

Three public land reserves established under the **Crown Land (Reserves) Act 1978** have been identified as meeting the Country Fire Authority Assessment Guidelines for neighbourhood safer places. As the representative for the Minister responsible for the **Crown Land (Reserves) Act 1978**, I consent to the use of the following reserves as Neighbourhood Safer Places.

| Reserve No. | Municipality | Township Name | General Location | Description |
|-------------|---------------------------|------------------|----------------------------------|---|
| 0902284 | Murrindindi Shire Council | Kinglake West | Kinglake West Recreation Reserve | Corner of Whittlesea–Kinglake Road and Recreation Road, Kinglake West 3757. Entry off Recreation Road. |
| 1104405 | Towong Shire Council | Parish of Bungil | Granya Public Park Reserve | Granya Road (near the corner of Mcfarlanes Lane), Granya. |
| 1201994 | Cardinia Shire Council | Emerald | Worrell Reserve, Emerald | Belgrave–Gembrook Road, Emerald 3782. Entry at junction of Belgrave–Gembrook Road and Emerald–Monbulk Road. |

Dated 26 June 2013

PETER BEAUMONT
Executive Director, Land Management Policy Division

Education and Training Reform Act 2006

MINISTERIAL ORDERS 2013

Teaching Service (Employment Conditions, Salaries, Allowances, Selection and Conduct)
(Amendment) Order 2013

Order No. 685

I, the Hon Peter Hall MLC, Minister responsible for the Teaching Profession, and Minister jointly and severally responsible for administering the **Education and Training Reform Act 2006** (the Act) make this Order, which is to be cited as the:

Teaching Service (Employment Conditions, Salaries, Allowances, Selection and Conduct) (Amendment) Order 2013.

Purpose

The purpose of this Order is to make amendments to the Teaching Service (Employment Conditions, Salaries, Allowances, Selection and Conduct) Order 2009 (Order 199) to give effect to the provisions of the Victorian Government School Agreement 2013.

Authorising provision

I make this Order under section 5.2.12, 5.10.4, 5.10.5 of, and clause 8 of Schedule 6 to, the Act, which gives the Minister power to make orders that are required, permitted or authorised to be made by the Minister under the Act.

Commencement

This Order takes effect on the date on which it is signed unless otherwise specified in this Order.

Order

The Teaching Service (Employment Conditions, Salaries, Allowances, Selection and Conduct) Order 2009 (Order 199) is amended as follows:

AMENDMENTS TO PART 1 – PRELIMINARY

1. In clause 1.1.3 at the heading to Division 12 of Part 6, for ‘Leave for Adoption’ **substitute** ‘Other Paid Parental Leave’.
2. In clause 1.1.4 –
 - a. **Omit** sub-clauses (1), (5), (10), (13), (14), (21);
 - b. **Renumber** consecutively from sub-clause (1) to (30) the remaining sub-clauses;
 - c. For paragraph (4) **substitute** ‘**classroom teacher**’ means a teacher occupying or for the time being performing the duties of, a classroom teacher position’;
 - d. In paragraph (7), for ‘employed in’ **substitute** ‘occupying, or for the time being performing the duties of,’;
 - e. In paragraph (13), after ‘**Health Professions Registration Act 2005**’ **insert** ‘or the **Health Practitioner Regulation National Law (Victoria) Act 2009**’;
 - f. For paragraph (16) **substitute** ‘(16) ‘**paraprofessional**’ means an employee occupying, or for the time being performing the duties of, a paraprofessional position’;
 - g. In paragraph (18), for ‘**officer**’ **substitute** ‘**employee**’;
 - h. In paragraph (20), **omit** ‘, certificate in lieu’ and ‘certificate in lieu’ and ‘or a certificate in lieu’, wherever occurring;
 - i. In paragraph (28), for ‘graduate teacher, accomplished teacher, expert teacher’ **substitute** ‘classroom teacher’.
3. In clause 1.1.6(3) and 1.1.6(4) for ‘a employee’ **substitute** ‘an employee’.
4. **Omit** clause 1.1.7.

AMENDMENTS TO PART 2 – CLASSIFICATION, SALARIES AND ALLOWANCES

5. In Part 2 –
- for ‘officer’ (wherever occurring) **substitute** ‘employee’;
 - for ‘Principal Class’ (wherever occurring) **substitute** ‘principal class’.
6. For clause 2.2.2(1), **substitute** –
- ‘2.2.2 (1) The principal class consists of principals, assistant principals and liaison principals and, pursuant to section 2.4.13 of the Act, the following positions are declared to be positions in the Principal Class:
- Principal
 - Assistant Principal
 - Liaison Principal’
7. In clause 2.2.2(2) omit ‘Provided that a principal may move to a higher classification level as a result of a remuneration review under clause 2.2.5’.
8. In clause 2.2.3(2)(a), **omit** ‘classification level and’ (wherever occurring);
9. In clause 2.2.3(2)(a), for the table immediately after ‘following budget parameters:’ **substitute** –

| Remuneration range | Minimum School Budget | | | |
|--------------------|-----------------------|--------------|--------------|--------------|
| | 2013 | 2014 | 2015 | 2016 |
| 1 | \$0 | \$0 | \$0 | \$0 |
| 2 | \$870,223 | \$905,032 | \$941,233 | \$978,883 |
| 3 | \$1,508,386 | \$1,568,721 | \$1,631,470 | \$1,696,729 |
| 4 | \$3,519,570 | \$3,660,353 | \$3,806,767 | \$3,959,038 |
| 5 | \$8,760,242 | \$9,110,652 | \$9,475,078 | \$9,854,081 |
| 6 | \$15,788,089 | \$16,419,613 | \$17,076,397 | \$17,759,453 |

10. In clause 2.2.3(2)(c) –
- For paragraph (ii) **substitute** ‘(ii) the cost of the employer superannuation contribution;’;
 - for ‘WorkCover’ (where twice occurring) **substitute** ‘WorkSafe’.
11. In clause 2.2.3(3), **omit** ‘classification level and’.
12. In clause 2.2.3(4), **omit** ‘classification level and’.
13. In clause 2.2.3(5) for ‘classification level’ (wherever occurring) **substitute** ‘remuneration range’.
14. In clause 2.2.3(5)(a) –
- After ‘if the’ **insert** ‘remuneration range of the’;
 - After ‘is’ (where first occurring) **omit** ‘at or’;
 - For ‘one’ **substitute** ‘two’;
 - After ‘three years;’ **insert** ‘or’.
15. In clause 2.2.3(5)(b) –
- After ‘if the’ **insert** ‘remuneration range of the’;
 - After ‘one’ **insert** ‘or two’.
16. After clause 2.2.4(1) **insert** –
- ‘(2) Remuneration progression is not automatic and will be based on demonstrated achievement against school priorities and criteria determined by the Secretary appropriate to each classification level.’

17. In clause 2.2.4, **renumber** consecutively from subclause (1) to (6).
18. In clause 2.2.4(4), for 'four' **substitute** 'six'.
19. In clause 2.2.4(6), for 'remuneration progression will be suspended' **substitute** 'a principal class employee is not eligible for remuneration progression'.
20. In clause 2.2.5(2), **omit** 'classification level and' (where twice occurring).
21. In clause 2.2.5(4) **omit** '(1),'
22. In clause 2.2.6, after 'classification level' **insert** 'and remuneration range'.
23. In clause 2.2.7(1)(a) **omit** 'or transferred' and 'or transfer'.
24. For clause 2.2.7(1)(b) **substitute** –
 - (b) Where prior to the effective date of promotion, the employee had been in receipt of salary (including any higher duties allowance) at or above the minimum salary of the promotion position within the employee's current period of employment, the salary on promotion will be at that higher level.
 - (c) Where the salary determined under subclause (b) exceeds the maximum salary of the promotion position the remuneration on promotion will be determined as if all of the employee's current service at or above the promotion position had been at that promotion position.'
25. In clause 2.2.7(2), for 'classification level' (wherever occurring) **substitute** 'remuneration range'.
26. In clause 2.2.7(3)(a), for 'classification level' (wherever occurring) **substitute** 'remuneration range'.
27. In clause 2.2.7(3)(b), **omit** 'classification level or'.
28. For clause 2.3.1(1)(b), **substitute** –
 - (b) The leading teacher classification comprises one salary range and the classroom teacher classification comprises two salary ranges.'
29. In clause 2.3.1(2) –
 - a. After 'specified in' **insert** 'clause 1.1(3) of';
 - b. For 'category' **substitute** 'salary range'.
30. For clause 2.3.1(3), **substitute** –
 - (3) Progression within the teacher class from classroom teacher to leading teacher will be by promotion.'
31. In clause 2.3.1(4) –
 - a. For '*graduate teacher*' **substitute** 'classroom teacher salary range one';
 - b. For '*accomplished teacher*' (where twice occurring) **substitute** 'classroom teacher salary range two'.
32. **Omit** clause 2.3.1(5).
33. **Renumber** clause 2.3.1(6) to be clause '2.3.1(5)'.
34. For clause 2.3.2(2) **substitute** –
 - (2) Salary progression is not automatic and is based on demonstrated achievement against school priorities and criteria determined by the Secretary appropriate to each classification level.'
35. For clause 2.3.2(4) **substitute** –
 - (4) Notwithstanding subclauses (5) and (6), a teacher with less than six months eligible service at a particular salary subdivision in an particular progression cycle will not be eligible for salary progression. Approved teaching experience gained whilst absent on leave without pay is included as eligible service in any particular progression cycle.'

36. For clause 2.3.2(6) **substitute** –
 ‘(6) If the notice under subclause (5)(a) is issued on or after 1 March, salary progression in that cycle must be granted.’.
37. In clause 2.3.2(8) –
- For ‘subclause (1)’ **substitute** ‘subclause 2.3.1(4), subclauses 2.3.2(1) to (4) and subclause 2.3.2(7)’;
 - For ‘subclause (5)’ **substitute** ‘subclauses (5) and (6)’;
 - For ‘salary progression will be suspended’ **substitute** ‘a teacher is not eligible for salary progression’.
38. In clause 2.3.2(9) –
- For ‘graduate teacher who commences employment at subdivision G-1’ **substitute** ‘teacher who commences employment at subdivision 1-1 of classroom teacher salary range one’;
 - For ‘G-2’ **substitute** ‘subdivision 1-2 of classroom teacher salary range one’;
 - For the Table immediately after ‘set out below:’ **substitute** –

| Commencement on or before | Lump sum payment | | | |
|------------------------------|------------------|-------|-------|-------|
| | 2013 | 2014 | 2015 | 2016 |
| 1 November | n/a | \$0 | \$0 | \$0 |
| 1 December | n/a | \$730 | \$298 | \$974 |
| 1 January | \$0 | \$588 | \$244 | \$779 |
| 1 February | \$406 | \$446 | \$189 | \$584 |
| 1 March | \$271 | \$297 | \$126 | \$390 |
| 1 April | \$135 | \$149 | \$63 | \$195 |

39. In clause 2.3.3 –
- For ‘*leading teacher*’ (where first and third occurring) **substitute** ‘leading teacher’;
 - For ‘an *expert teacher*’ **substitute** ‘a classroom teacher at salary subdivision 2-6’.
40. In clause 2.3.3(1) **omit** ‘tenure’.
41. For clause 2.3.3(2) **substitute** –
 ‘(2) he or she is selected for transfer or promotion to another position on or before the effective date of the expiration of the term of the leading teacher position. Provided that where the expiration of the term of the leading teacher position occurs at the end of a school term and the transfer or promotion does not take effect until the commencement of the following school term the employee will continue to be paid at the leading teacher level during that school vacation period.’.
42. In clause 2.3.4(2), for ‘level’ **substitute** ‘subdivision’.
43. For clause 2.3.4(3)(a), **substitute** –
 ‘(a) salary subdivision 1-1 for a classroom teacher at salary range one or salary subdivision 2-1 for a classroom teacher at salary range two as specified in schedule 1;’.
44. For clause 2.3.4(3)(c), **substitute** –
 ‘(c) salary subdivision 1-1 plus a salary subdivision for each year of approved teaching experience up to a maximum of subdivision 2-6. Provided the salary determined under this subclause cannot be higher than the salary determined under subclause (3)(b) except where the teacher has gained approved teaching experience subsequent to his or her last date of separation from the Teaching Service.’.

45. In clause 2.3.5(1)(a), after 'salary' **insert** 'subdivision'.
46. For clause 2.3.5(1)(b) **substitute** –
- (b) Where prior to the effective date of promotion or transfer, the employee had been in receipt of salary (including any higher duties allowance) at or above the minimum salary of the promotion position within the employee's current period of service, the salary on promotion will be at that higher level.
 - (c) Where the salary determined under subclause (b) exceeds the maximum salary of the promotion position the salary on promotion will be determined as if all of the employee's current service at or above the promotion position had been at that promotion position.'
47. In clause 2.3.5(2) –
- a. **Omit** 'clause 1.1(3) of';
 - b. At the end of paragraph (b), for '.' **Substitute** ';;';
 - c. In paragraph (c), for 'With' **substitute** 'with'.
48. For clause 2.4.1(1) **substitute** –
- (1) (a) The paraprofessional class comprises the following classifications:
 - Paraprofessional – Level 2
 - Paraprofessional – Level 1
 - (b) Paraprofessional Level 1 and level 2 each comprise two salary ranges.'
49. In clause 2.4.1(3) –
- a. For 'Part 2' **substitute** 'Division 3 of this Part';
 - b. For 'must' **substitute** 'will'.
50. After clause 2.4.1(4) **insert** –
- (5) Progression within the Paraprofessional class from level 1 to level 2 will be by promotion.'
51. In clause 2.4.2(2) –
- a. After 'based on' **insert** 'demonstrated';
 - b. After 'achievement against' **insert** 'school priorities and'.
52. In clause 2.4.2(3) for 'will be' (where first occurring) **substitute** 'is'.
53. In clause 2.4.2(4) –
- a. For 'subclause (5)' **substitute** 'subclauses (5) and (6)';
 - b. For 'four' **substitute** 'six'.
54. For clause 2.4.2(6) **substitute** –
- (6) If the notice under subclause (5)(a) is issued on or after 1 March, salary progression in that cycle must be granted.'
55. In clause 2.4.2(7) for 'any' (where first occurring) **substitute** 'either'.
56. In clause 2.4.2(8) –
- a. For 'subclause (1)' **substitute** 'subclauses (1) to (4) and (7)';
 - b. For 'sub clause (5)' **substitute** 'subclauses (5) and (6)';
 - c. For 'salary progression will be suspended' **substitute** 'a paraprofessional is not eligible for salary progression'.
57. In clause 2.4.3(1) –
- a. After 'paraprofessional level 1' **insert** 'salary range 1';

- b. For paragraph (c) **substitute** –
(c) the current equivalent of the salary subdivision, as specified in schedule 1, received by the employee on the last day of his or her most recent period of prior employment. Provided that where the salary in the prior employment in the Teaching Service was determined incorrectly or is inconsistent with normal salary progression for a paraprofessional, the paraprofessional's commencing salary will be determined at salary subdivision 1-1 plus an additional salary subdivision for each year of satisfactory prior employment within the paraprofessional class.'
58. After clause 2.4.3(1) **insert** –
(2) For the purposes of subclause (1)(c) 'prior employment' means periods of employment as an employee in Victorian Government schools, other than casual employment, without any break in employment exceeding twelve months.'
59. In clause 2.4.3 **renumber** consecutively from clause (1) to (4).
60. In clause 2.4.3(2) –
a. For '2, level 3 or level 4' **substitute** '1 salary range 2, paraprofessional level 2 salary range 3 or paraprofessional level 2 salary range 4';
b. For 'classification' **substitute** 'salary range'.
61. In clause 2.4.4(1)(b) **substitute** –
(b) Where prior to the effective date of promotion or transfer, the employee had been in receipt of salary (including any higher duties allowance) at or above the minimum salary of the promotion position within the employee's current period of service, the salary on promotion will be at that higher level.
(c) Where the salary determined under subclause (b) exceeds the maximum salary of the promotion position the salary on promotion will be determined as if all of the employee's current service at or above the promotion position had been at that promotion position.'
62. In clause 2.4.4(2), **omit** 'clause 1.1(3) of'.
63. After clause 2.4.4(4), **insert** –
'Salary range review
2.4.5 (1) A paraprofessional may request, or the Secretary may initiate, a review of a paraprofessional's salary range. Any such request must be in writing.
(2) A review arising under subclause (1) will be conducted in the context of any changes to the work value of the position and the performance of the paraprofessional and where practicable the paraprofessional will be advised of the outcome of the review within 28 days of initiation of the review.
(3) A review under subclause (1) may result in movement to either a higher or lower salary range within the paraprofessional's classification level or no change to the salary range, provided that the outcome of such a review cannot result in a salary range below the paraprofessional's salary range on appointment to that position.
(4) On movement to a higher salary range within a classification level, following a review under subclause (1), a paraprofessional's salary will be determined as set out in clause 2.4.4.'
64. For clause 2.5.1(1) **substitute** –
(1) (a) The education support class comprises the following classifications:
Education support class Level 2
Education support class Level 1

- (b) The education support class Level 2 classification comprises one salary range and the education support class Level 1 classification comprises five salary ranges.’.
65. For clause 2.5.1(2), **substitute** –
‘An education support class employee will be paid the salary appropriate to his or her classification as specified in clause 1.1(5) of schedule 1.’.
66. **Omit** clause 2.5.1(3).
67. **Renumber** clause 2.5.1(4) to be clause ‘2.5.1(3)’.
68. **Renumber** clause 2.5.1(5) to be clause ‘2.5.1(4)’.
69. In clause 2.5.1(4) –
- For ‘25%’ (where first occurring) **substitute** ‘35.40%’;
 - Omit** ‘25%’ (where second occurring);
 - After ‘in lieu of’ **insert** ‘public holidays and any paid leave entitlements, other than long service leave, and’;
 - For ‘any entitlement to personal leave, annual leave and public holidays and the employee will have no entitlement to leave under Division 1 to 6 of Part 6’ **substitute** ‘the employee will have no entitlement to leave, other than long service leave, under Part 6.’.
70. In clause 2.5.2(2) –
- After ‘based on’ **insert** ‘demonstrated’;
 - After ‘achievement against’ **insert** ‘school priorities and’.
71. In clause 2.5.2(3) for ‘will be’ (where first occurring) **substitute** ‘is’.
72. In clause 2.5.2(4) –
- For ‘subclause (5)’ **substitute** ‘subclauses (5) and (6)’;
 - For ‘four’ **substitute** ‘six’.
73. For clause 2.5.2(6) **substitute** –
‘(6) If the notice under subclause (5)(a) is issued on or after 1 March, salary progression in that cycle must be granted.’.
74. In clause 2.5.2(7) –
- For ‘any’ (where first occurring) **substitute** ‘either’;
 - For ‘support classifications’ **substitute** ‘support class classifications’.
75. In clause 2.5.2(8) –
- For ‘subclause (1) **substitute** ‘subclauses (1) to (4) and (7)’;
 - For ‘sub clause (5)’ **substitute** ‘subclauses (5) and (6)’;
76. For ‘salary progression will be suspended’ **substitute** ‘an education support class employee is not eligible for salary progression’.
77. For clause 2.5.3, **insert** as a heading ‘*Salary range review*’.
78. In clause 2.5.3(2) –
- For ‘On receipt of a request by an education support class employee under subclause (1) the Secretary must review the salary range of the education support class employee’ **substitute** ‘A review arising under subclause (1) will be conducted’;
 - After ‘education support class employee’ (where second occurring) **insert** ‘and where practicable the education support class employee will be advised of the outcome of the review within 28 days of initiation of the review’.

79. In clause 2.5.3(3) –
- For '(2)' **substitute** '(1)';
 - Omit** 'on translation under this Order or';
 - Omit** ', whichever is the later'.
80. In clause 2.5.3(4) for '(2)' **substitute** '(1)'.
81. In clause 2.5.4(1) –
- Omit** 'prior' (where second and third occurring);
 - After 'employment' (where second occurring) **insert** 'as an education support class employee,';
 - Omit** 'as an employee'.
82. In clause 2.5.4(3), for 'classification level of the position' **substitute** 'relevant classification level or salary range'.
83. For clause 2.5.5(1)(b), **substitute** –
- (b) Where prior to the effective date of promotion or transfer, the employee had been in receipt of salary (including any higher duties allowance) at or above the minimum salary of the promotion position within the employee's current period of service, the salary on promotion will be at that higher level.
 - (c) Where the salary determined under subclause (b) exceeds the maximum salary of the promotion position the salary on promotion will be determined as if all of the employee's current service at or above the promotion position had been at that promotion position. '
84. In clause 2.5.5(2)(b), after 'lower classification level' (wherever occurring) **insert** 'or salary range'.
85. In clause 2.6.2(4) **omit** '(a)'.
86. In clause 2.6.2(5), –
- Omit** '(a)';
 - Omit** 'with pay';
 - After 'period of paid leave' **insert** 'or until the expiration of the special payment, whichever is the earlier'.
87. In clause 2.6.4(2)(b) after 'duties of' **insert** 'the'.
88. In clause 2.6.4(2)(c) –
- For 'carrying out the duties of a higher position' **substitute** 'in receipt of a higher duties allowance';
 - Omit** 'to which he or she has been assigned'.
89. In clause 2.6.4.(e) for '91.7%' (wherever occurring) **substitute** '91.5%'.
90. In clause 2.6.5(2) –
- For 'the' (where first occurring) **substitute** 'a pro-rata';
 - For 'time fraction for which service was the longest in aggregate within' **substitute** 'aggregate of the employee's paid service over'.
91. In clause 2.6.5(6), for 'termination of his or her' **insert** 'on cessation of'.
92. In clause 2.6.7 –
- For 'performs' **substitute** 'agrees to perform';
 - For 'and the first aid duties do not constitute the principal responsibility of his or her position' **substitute** 'and is required to be available to provide first aid';
 - After 'schedule 2.' **insert** 'Provided that a first aid allowance is not payable where the first aid duties comprise 10% or more of an employee's normal duties.'

93. After clause 2.6.8 **insert** –
‘Leave purchase allowance
2.6.9 Where an education support class employee attends for duty under subclauses 4.2.2(1)(b) to (f) he or she will be paid a leave purchase allowance equal to 72.47% of the employee’s hourly rate of pay for each hour that the employee attends for duty during the additional leave accrued under clause 6.1.1(1)(b). Provided that the maximum amount of leave that may be purchased in any year is 228 hours.
2.6.10 (1) The leave purchase allowance under clause 2.6.9 may be paid fortnightly or as a lump sum.
(2) A leave purchase allowance under clause 2.6.9 paid on a fortnightly basis will continue to be paid during an employee’s absence on paid leave provided the employee would have continued to receive the allowance but for his or her absence on paid leave.’
94. For clause 2.8.1 **substitute** –
‘2.8.1 (1) Employees will translate to the revised classification structures as set out in Schedule 3.
(2) Employees are entitled to the back payment of the salaries set out in schedule 1 as follows:
(a) Employees who commenced their current period of employment on or before 7 April 2013 will receive the salary specified in Schedule 1 with effect 7 April 2013.
(b) Employees who commenced their current period of employment after 7 April 2013 will receive the salary specified in Schedule 1 with effect from the date their current period of employment commenced.
(3) For the purposes of sub clause (2) **‘current period of employment’** means employment which commenced on or before 10 July 2013 whether or not that employment has terminated after 10 July 2013.’

AMENDMENTS TO PART 4 – ATTENDANCE AND HOURS OF DUTY

95. In clause 4.1.2, for ‘officer’ **substitute** ‘employee’.
96. In clause 4.1.3(1) –
a. **Omit** ‘The principal must consult teachers and paraprofessionals regarding the ordinary hours of attendance, including any arrangements regarding other duties and attendance at school meetings and meetings with parents.’;
b. For ‘(2)’ in the numbering to the subclause 4.1.3(2) **substitute** ‘(1)’;
c. For ‘under subclause (1)’ **substitute** ‘with the principal’;
d. For ‘(2)(a)’ (wherever occurring) **substitute** ‘(1)(a)’;
e. For ‘(2)(b)’ **substitute** ‘(1)(b)’.
f. For ‘(3)’ in the numbering to the subclause 4.1.3(3), **substitute** ‘(2)’.
97. In clause 4.1.6(1), for ‘An employee in the principal, teacher or paraprofessional classes’ **substitute** ‘A teacher or paraprofessional’.
98. In clause 4.1.6(2), for ‘employee in the principal, teacher or paraprofessional classes’ **substitute** ‘teacher or paraprofessional’;
99. In clause 4.1.6(3) **omit** ‘of Division 3’.
100. In clause 4.2.2(1) –
a. For ‘holiday’ (wherever occurring) **substitute** ‘vacation’;
b. **Omit** ‘working the 48/52 model’ (wherever occurring).

101. In clause 4.2.2(1)(b), after 'employee at' **insert** 'salary ranges 1 and 2 of'.
102. In clause 4.2.2(1)(c), for 'during two school holiday' **substitute** 'of the additional leave specified in clause 6.1.1(1)(b). Attendance can only be required during one or two school vacation'.
103. After clause 4.2.2(1)(c), **insert** –
'(d) an education support class employee can only be required to perform duties consistent with his or her role(s) when required to attend during school vacation periods under subclause (c), unless otherwise agreed;'.
104. In clause 4.2.2(1) **renumber** consecutively subclauses (a) to (e).
105. In clause 4.2.2(1)(e), **omit** 'working the 48/52 model'.
106. After clause 4.2.2(1)(de) **insert** –
'(f) in addition to subclause (c) an education support class employee and his or her principal may agree on attendance for duty and/or professional development for any or all of the additional leave specified in clause 6.1.1(1)(b). Provided that, unless the employee agrees otherwise, an employee working more than the former 48/52 model of employment on the date this Order commences to operate, will be paid the leave purchase allowance specified in clause 2.6.9 to reflect the employee's leave arrangements immediately prior to the commencement of this Order;
(g) notwithstanding sub clauses (c) and (e) an education support class position may be advertised that requires attendance during any or all of the additional leave specified in clause 6.1.1(1)(b). Provided that, where an education support class position which ordinarily requires attendance for all of the additional leave specified in clause 6.1.1(1)(b), including student support services positions, and does not attract the maximum leave purchase allowance specified in clause 2.6.9, the duties of that position must be commensurate with the employment arrangement;
(h) an education support class employee attending for duty and/or professional development under subclauses (1)(c) to (f) will be paid the leave purchase allowance specified in clause 2.6.9 for attendance during any or all of the additional leave set out in clause 6.1.1(1)(b) and the additional leave entitlement reduced accordingly. The maximum period of attendance under subclauses (1)(c) to (f) in any one year is 228 hours (30 days) in total.'.
107. In clause 4.2.2(2)(d), after 'fortnight;' **insert** 'and'.
108. In clause 4.2.2(2)(e), for ';' **substitute** ' '.
109. **Omit** clause 4.2.2(2)(f).
110. **Omit** clause 4.2.3.
111. **Renumber** clause 4.2.4 to be clause '4.2.3'.
112. **Renumber** clause 4.2.5 to be clause '4.2.4'.
113. In clause 4.2.4(3)(c), **omit** 'and may include any day or days, other than days of approved leave, the education support class employee is not in attendance during the school holiday period'.
114. **Renumber** clause 4.2.6 to be clause '4.2.5'.
115. **Omit** clause 4.2.7.
116. **Renumber** clause 4.2.8 to be clause '4.2.6'.
117. After clause 4.2.6, **insert** –
'4.2.7 The Secretary may approve attendance during working hours by an education support class employee of Aboriginal or Torres Strait Islander descent at any Aboriginal community meetings, except the Annual General Meetings of Aboriginal community organisations at which the election of office bearers will occur.'.

AMENDMENTS TO PART 5 – GRIEVANCE

118. In clause 5.1.1(2), for ‘officer’ **substitute** ‘employee’.

AMENDMENTS TO PART 6 – LEAVE OF ABSENCE

119. **Renumber** clause 6.1.1(1) to be clause ‘6.1.1(1)(a)’.
120. After clause 6.1.1(a), **insert** –
- ‘(b) In addition to annual leave accrued under subclause (1)(a) an education support class employee is entitled to 228 hours of additional paid leave in respect of each calendar year of full time service accrued at the rate of one twelfth of the annual entitlement for each completed month of service. The additional leave entitlement will be reduced by the number of hours for which the education support class employee is paid the leave purchase allowance under clause 2.6.9.’.
121. **Omit** clause 6.1.1(2).
122. **Renumber** clause 6.1.1(3) to be clause ‘6.1.1(2)’.
123. In clause 6.1.1(2), after ‘annual leave’ **insert** ‘and additional leave’.
124. **Renumber** clause 6.1.1(4) to be clause ‘6.1.1(3)’.
125. In clause 6.1.1(3), after ‘annual leave’ **insert** ‘under subclause (1)(a) and additional leave under subclause (1)(b)’.
126. In clause 6.1.2 –
- a. **Omit** ‘education support class’;
- b. For ‘falls sick’ **insert** ‘who is ill or is injured’;
- c. After ‘annual’ **insert** ‘or additional’.
127. In clause 6.2.1(b) –
- a. After ‘sick’ **insert** ‘or injured’;
- b. For ‘and’ (where second occurring) **substitute** ‘or’;
- c. After ‘care’ (where second occurring) **insert** ‘or support’.
128. In clause 6.2.7, **omit** ‘already’.
129. In clause 6.2.9(1)(c) –
- a. For ‘and’ (wherever occurring) **substitute** ‘or’;
- b. After ‘illness’ **insert** ‘or injury’.
130. **Omit** clause 6.2.9(2)(b).
131. **Renumber** clause 6.2.9(2)(c) to be clause ‘6.2.9(b)’.
132. In clause 6.3.1(2) –
- a. For ‘and’ **substitute** ‘or’;
- b. After ‘household’ **insert** ‘who is sick or injured or who requires care or support due to an unexpected emergency’.
133. In clause 6.3.2(1)(c), after ‘illness’ **insert** ‘or injury’.
134. In clause 6.3.3(1)(a), after ‘sick’ **insert** ‘or injured’.
135. After clause 6.3.3 **insert** –
- ‘6.3.4 An employee is not entitled to personal leave (carers) with pay for any absence (due to the provision of care or support for an immediate family or household member) that occurs while the employee is absent on leave without pay.
- 6.3.5 A public holiday that occurs during a period of personal leave (carers) does not form part of that leave.’.

136. For clause 6.10.1 **substitute** –
‘6.10.1 An employee in the executive class, principal class, teacher class or paraprofessional class is entitled to be absent from duty for up to a total of seven years following, or in conjunction, with the birth, adoption or otherwise becoming the legal parent of one or more children comprising one or more of the following forms of leave:
- (1) Maternity leave
 - (2) Other paid parental leave
 - (3) Partner Leave
 - (4) Long service leave
 - (5) Paid leave accrued by education support class employees under subclauses 6.1.1(1)(a) or (b)
 - (6) Family leave without pay being that portion of a parental absence not covered by paid leave’.
137. In clause 6.10.3, for ‘birth or adoption of the child’ **substitute** ‘birth, adoption or otherwise becoming the legal parent of the child’.
138. In clause 6.10.6, for ‘In respect of an employee in the executive class, principal class, teacher class or paraprofessional class, a’ **substitute** ‘A’.
139. In clause 6.10.6(2) –
- a. **Omit** ‘an employee in the executive class, principal class, teacher class or paraprofessional class,’;
 - b. For ‘birth or adoption.’ **substitute** ‘birth, adoption or otherwise becoming the legal parent of another child or children in the circumstances section out in clause 6.12.1.’.
140. In clause 6.10.7, for ‘adoption leave and partner leave’, **substitute** ‘leave granted under Divisions 12 and 13 of this Part’.
141. In clause 6.10.7(1), **omit** ‘in the executive class, principal class, teacher class or paraprofessional class’.
142. In clause 6.10.7(3) for ‘adoption leave and partner leave’, **substitute** ‘leave granted under Divisions 12 and 13 of this Part’.
143. **Renumber** clause 6.10.8(1) to be clause ‘6.10.8’.
144. For clause 6.10.8 **substitute** –
‘6.10.8 An employee may return to duty after a parental absence:
- (1) on the expiration of leave granted under either Divisions 11 or 12 of this Part if written notice of intention to return is given to this effect prior to commencement of the absence; or
 - (2) on the first day of any term if written notice of intention to return is given by 1 October in the year preceding the intended date of return; or
 - (3) at such other time as the Secretary approves provided that applications on compassionate or hardship grounds will not be unreasonably refused.’.
145. In clause 6.10.9(2) –
- a. For ‘and,’ **substitute** ‘and the operational needs of the school.’;
 - b. for ‘provided’ **substitute** ‘Provided’;
 - c. for ‘may’ (where second occurring) **substitute** ‘the Secretary may’;
 - d. **omit** ‘related to the effect on the educational program of the school’.
146. After clause 6.10.9(2), **insert** –
‘(3) An employee who returns to duty on a part-time basis under this clause will revert to the time fraction he or she was working immediately prior to the commencement of the parental absence when the child reaches school age.’.

147. In clause 6.10.10(1) for ‘the employee will, if the Secretary deems it practicable, be temporarily transferred to a safe job on the conditions attaching to that job’ **substitute** ‘the Secretary will, if an appropriate position is available, temporarily transfer the employee to a safe job on the conditions attaching to that position’.
148. In clause 6.10.11(1), for ‘in the executive class, principal class, teacher class or paraprofessional class’ **substitute** ‘other than an education support class employee,’.
149. **Renumber** clause 6.11.2 to be clause ‘6.11.2 (1)’.
150. After clause 6.11.2(1) **insert** –
‘(2) An employee may elect to extend the maternity leave period set out in clause 6.11.1 to twenty eight weeks and receive half pay during the extended maternity leave period.’.
151. At the end of clause 6.11.4(2) **insert** ‘or’.
After clause 6.11.4(2) **insert** –
‘(3) if the employee has made an election under sub clause 6.11.2(2), half the amount the employee would have been paid if no election had been made under sub clause 6.11.2(2).’.
152. In clause 6.11.6(1) –
a. For ‘employee’ **substitute** ‘ongoing employee,’;
b. For ‘in the executive class, principal class, teacher class or paraprofessional class’ **substitute** ‘other than an education support class employee,’;
c. **Omit** ‘(a)’.
153. After clause 6.11.6(1), **insert** –
‘(2) A fixed term employee, other than an education support class employee, whose period of employment concludes on or before the end of a school vacation period and after the period of paid maternity leave expires is entitled to receive pay for the remainder of the period of fixed term employment.’.

AMENDMENTS TO DIVISION 12 – LEAVE FOR ADOPTION

154. In the heading to Division 12 – for ‘Leave for Adoption’ **substitute** ‘Other Paid Parental Leave’.
155. For clauses 6.12.1 to 6.12.4 (inclusive) **substitute** –
‘6.12.1 An employee who:
(a) is an approved applicant for the adoption of a child; or
(b) becomes the legal parent of a child (or children, as the case may be) under a surrogacy arrangement; or
(c) has the daily care and control of a child following:
(i) the adoption by the employee of a child who is a relative of the employee; or
(ii) the employee becoming the legal guardian of a child; or
(d) becomes the primary care giver of a child (or children, as the case may be) in such other circumstances approved by the Employer
is entitled, on submitting evidence of the date of placement of the child or the date the employee becomes the legal parent, to paid leave for eight weeks commencing on that date. The conditions for granting and payment of leave under this Division are the same as are specified in Division 11 of this Part.
6.12.2 Where no legal adoption ensues or no action is taken to register the baby’s birth if required under state/territory law, the employee has no further entitlement to leave under this clause.’

- 6.12.3 Where two employees apply for leave under this Division in respect of the same child (or children, as the case may be) each employee is entitled to leave with pay for four weeks commencing on the date of placement of the child or the date the employees become the legal parents of the child (or children, as the case may be).
- 6.12.4 (1) An ongoing employee, other than an education support class employee, whose period of paid leave under this Division expires during a school vacation period is entitled to receive her or his pay for the remainder of that vacation period provided the employee returns to duty immediately after the vacation.
- (2) A fixed term employee, other than an education support class employee, whose period of employment concludes on or before the end of a school vacation period and after the period of paid leave under this clause expires is entitled to receive pay for the remainder of the period of fixed term employment.’.
156. In clause 6.12.6 –
- a. For ‘in respect of adoption leave absence’ **substitute** ‘at the same time’;
- b. For ‘adoption leave’ **substitute** ‘paid leave’.
157. In clause 6.13.4, for ‘Division 12 or 13’ **substitute** ‘Division 11 or 12’.
158. In clause 6.14.5 –
- a. For ‘Where an’ **substitute** ‘An’;
- b. For ‘falls sick’ **substitute** ‘who is ill or injured’;
- c. **Omit** ‘the employee’.
159. After clause 6.17.4, **insert** –
- ‘6.17.5(1) An employee of Aboriginal or Torres Strait Islander descent may be granted access to accrued long service leave or such other leave approved by the Secretary to attend Annual General Meetings of Aboriginal community organisations at which the election of office bearers will occur.
- (2) An employee of Aboriginal or Torres Strait Islander descent may be granted leave without pay for ceremonial purposes:
- (a) connected with the death of a member of the immediate family or extended family (provided that no employee will have an existing entitlement reduced as a result of this clause); or
- (b) other ceremonial obligations under Aboriginal and Torres Strait Islander law.’.

AMENDMENTS TO PART 7 – PERSONAL, TRAVELLING AND REMOVAL EXPENSES

160. After clause 7.1.1(2) **insert** –
- ‘(3) In this Part ‘**one-way distance**’ means the distance travelled by the most direct route between the two specified locations and does not include the return journey.’.
161. In clause 7.2.3(3), **omit** ‘Provided that an employee using a private vehicle on official business will not be reimbursed for travelling in excess of 20,000 kilometres during any financial year, unless otherwise approved by the Secretary.’.
162. **Omit** clause 7.3.5(3).
163. In clause 7.5.1, for ‘moves from one locality to another locality’ **substitute** ‘is required to relocate his or her residence’.
164. In clause 7.5.2, for ‘An’ **substitute** ‘Unless otherwise approved by the Secretary, an’.
165. In clause 7.5.4 –
- a. for ‘\$372.00’ **substitute** ‘\$400.00’;
- b. for ‘\$774.00’ (where twice occurring) **substitute** ‘\$850.00’.

AMENDMENTS TO PART 8 – PART-TIME EMPLOYMENT

166. After clause 8.1.3(2) **insert** –

- ‘(3) Any time fraction reduction is permanent however the employee and the Secretary may agree in writing, at the time of the reduction, or at a later time, to a future dated time fraction increase.’

AMENDMENTS TO PART 9 – SELECTION

167. In clause 9.1.1(1), for ‘will be vacant for a period of six months or longer and is advertised on or after the date this Order operates; and’ **substitute** – ‘is:

- (a) advertised prior to 6 October 2013 for a period of six months or longer;
(b) advertised on and from 6 October 2013 for a period of six weeks or longer.’

168. In clause 9.1.1(2) **omit** ‘executive class,’.

169. In clause 9.2.9(1) **omit** ‘an executive class or’.

170. **Omit** clause 9.3.8(1)(b).

171. **Renumber** clause 9.3.8(1)(c) to be clause ‘6.2.9(b)’.

172. In clause 9.4.3(3), for ‘9.3.3(2)’ **substitute** ‘9.4.3(2)’.

173. In clause 9.6.1 for ‘three’ **substitute** ‘six’.

174. In clause 9.6.2(3) for ‘three’ **substitute** ‘six’.

AMENDMENTS TO SCHEDULES**Amendments to Schedule 1**

175. For Item 1.1(1) of Schedule 1, **substitute** –

- ‘(1) Employees within the executive class will be paid the total remuneration within the range set out below:

| Total Remuneration | Effective from the first pay period on or after | | | | | |
|-----------------------|---|-----------|-----------|-----------|-----------|-----------|
| | 1/04/2013 | 1/08/2013 | 1/02/2014 | 1/08/2014 | 1/02/2015 | 1/08/2015 |
| Maximum | \$196,117 | \$197,233 | \$198,474 | \$204,931 | \$208,354 | \$222,043 |
| Minimum | \$141,211 | \$141,958 | \$142,789 | \$147,115 | \$149,407 | \$158,577 |

176. For Item 1.1(2) of Schedule 1, **substitute** –

(2) Employees within the principal class will be paid the total remuneration set out in the tables below:

(a) Principals will be paid within remuneration ranges 1 to 6 as follows:

| Range | Effective from the first pay period on or after | | | | | | | | |
|----------------|---|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| | 1/04/2013 | 1/08/2013 | 1/02/2014 | 1/05/2014 | 1/08/2014 | 1/02/2015 | 1/05/2015 | 1/08/2015 | 1/05/2016 |
| Range 6 | | | | | | | | | |
| 6-4 | \$169,229 | \$170,192 | \$171,262 | \$171,262 | \$176,834 | \$179,788 | \$179,788 | \$191,601 | \$191,601 |
| 6-3 | \$166,533 | \$167,450 | \$168,470 | \$168,470 | \$173,778 | \$176,591 | \$176,591 | \$187,844 | \$187,844 |
| 6-2 | \$163,836 | \$164,711 | \$165,683 | \$165,683 | \$170,746 | \$173,429 | \$173,429 | \$184,161 | \$184,161 |
| 6-1 | \$161,142 | \$161,977 | \$162,905 | \$162,905 | \$167,739 | \$170,301 | \$170,301 | \$180,550 | \$180,550 |
| Range 5 | | | | | | | | | |
| 5-4 | \$158,178 | \$158,988 | \$159,889 | \$159,889 | \$164,579 | \$167,065 | \$167,065 | \$177,009 | \$177,009 |
| 5-3 | \$155,482 | \$156,259 | \$157,123 | \$157,123 | \$161,620 | \$164,004 | \$164,004 | \$173,539 | \$173,539 |
| 5-2 | \$152,786 | \$153,532 | \$154,363 | \$154,363 | \$158,684 | \$160,974 | \$160,974 | \$170,136 | \$170,136 |
| 5-1 | \$150,091 | \$150,810 | \$151,609 | \$151,609 | \$155,771 | \$157,977 | \$157,977 | \$166,800 | \$166,800 |
| Range 4 | | | | | | | | | |
| 4-4 | \$143,569 | \$144,348 | \$145,215 | \$145,215 | \$149,725 | \$152,116 | \$152,116 | \$161,678 | \$161,678 |
| 4-3 | \$140,873 | \$141,619 | \$142,448 | \$142,448 | \$146,763 | \$149,050 | \$149,050 | \$158,198 | \$158,198 |
| 4-2 | \$138,176 | \$138,891 | \$139,686 | \$139,686 | \$143,825 | \$146,019 | \$146,019 | \$154,793 | \$154,793 |
| 4-1 | \$135,480 | \$136,168 | \$136,933 | \$136,933 | \$140,913 | \$143,022 | \$143,022 | \$151,460 | \$151,460 |
| Range 3 | | | | | | | | | |
| 3-4 | \$132,786 | \$133,449 | \$134,186 | \$134,186 | \$138,026 | \$140,061 | \$140,061 | \$148,200 | \$148,200 |
| 3-3 | \$130,090 | \$130,748 | \$131,480 | \$131,480 | \$135,291 | \$137,310 | \$137,310 | \$145,388 | \$145,388 |
| 3-2 | \$127,394 | \$128,034 | \$128,745 | \$128,745 | \$132,447 | \$134,410 | \$134,410 | \$142,259 | \$142,259 |
| 3-1 | \$124,698 | \$125,322 | \$126,016 | \$126,016 | \$129,627 | \$131,541 | \$131,541 | \$139,196 | \$139,196 |
| Range 2 | | | | | | | | | |
| 2-4 | \$122,002 | \$122,613 | \$123,292 | \$123,292 | \$126,829 | \$128,703 | \$128,703 | \$136,200 | \$136,200 |
| 2-3 | \$119,306 | \$119,813 | \$120,377 | \$120,377 | \$123,310 | \$124,864 | \$124,864 | \$131,083 | \$131,083 |
| 2-2 | \$116,610 | \$117,112 | \$117,669 | \$117,669 | \$120,571 | \$122,109 | \$122,109 | \$128,261 | \$128,261 |
| 2-1 | \$113,916 | \$114,414 | \$114,968 | \$114,968 | \$117,854 | \$119,383 | \$119,383 | \$125,500 | \$125,500 |
| Range 1 | | | | | | | | | |
| 1-4 | \$111,220 | \$111,778 | \$112,399 | \$114,968 | \$117,854 | \$119,383 | \$122,109 | \$128,261 | \$131,083 |
| 1-3 | \$108,524 | \$109,034 | \$109,601 | \$112,399 | \$115,632 | \$117,346 | \$119,383 | \$125,500 | \$128,261 |
| 1-2 | \$105,827 | \$106,307 | \$106,841 | \$109,601 | \$112,552 | \$114,116 | \$117,346 | \$124,200 | \$125,500 |
| 1-1 | \$103,132 | \$103,586 | \$104,091 | \$106,841 | \$109,618 | \$111,091 | \$114,116 | \$120,372 | \$124,200 |

(b) Assistant principals will be paid within remuneration ranges 1 to 4 as follows:

| Range | Effective from the first pay period on or after | | | | | |
|----------------|---|-----------|-----------|-----------|-----------|-----------|
| | 1/4/2013 | 1/08/2013 | 1/02/2014 | 1/08/2014 | 1/02/2015 | 1/08/2015 |
| Range 4 | | | | | | |
| 4-4 | \$143,569 | \$144,348 | \$145,215 | \$149,725 | \$152,116 | \$161,678 |
| 4-3 | \$140,873 | \$141,619 | \$142,448 | \$146,763 | \$149,050 | \$158,198 |
| 4-2 | \$138,176 | \$138,891 | \$139,686 | \$143,825 | \$146,019 | \$154,793 |
| 4-1 | \$135,480 | \$136,168 | \$136,933 | \$140,913 | \$143,022 | \$151,460 |
| Range 3 | | | | | | |
| 3-4 | \$132,786 | \$133,449 | \$134,186 | \$138,026 | \$140,061 | \$148,200 |
| 3-3 | \$130,090 | \$130,748 | \$131,480 | \$135,291 | \$137,310 | \$145,388 |
| 3-2 | \$127,394 | \$128,034 | \$128,745 | \$132,447 | \$134,410 | \$142,259 |
| 3-1 | \$124,698 | \$125,322 | \$126,016 | \$129,627 | \$131,541 | \$139,196 |
| Range 2 | | | | | | |
| 2-4 | \$122,002 | \$122,613 | \$123,292 | \$126,829 | \$128,703 | \$136,200 |
| 2-3 | \$119,306 | \$119,813 | \$120,377 | \$123,310 | \$124,864 | \$131,083 |
| 2-2 | \$116,610 | \$117,112 | \$117,669 | \$120,571 | \$122,109 | \$128,261 |
| 2-1 | \$113,916 | \$114,414 | \$114,968 | \$117,854 | \$119,383 | \$125,500 |
| Range 1 | | | | | | |
| 1-4 | \$111,220 | \$111,778 | \$112,399 | \$115,632 | \$117,346 | \$124,200 |
| 1-3 | \$108,524 | \$109,034 | \$109,601 | \$112,552 | \$114,116 | \$120,372 |
| 1-2 | \$105,827 | \$106,307 | \$106,841 | \$109,618 | \$111,091 | \$116,980 |
| 1-1 | \$103,132 | \$103,586 | \$104,091 | \$106,719 | \$108,112 | \$113,683 |

(c) Liaison principals will be paid within remuneration ranges 1 to 6 as follows:

| Range | Effective from the first pay period on or after | | | | | |
|----------------|---|-----------|-----------|-----------|-----------|-----------|
| | 1/4/2013 | 1/08/2013 | 1/02/2014 | 1/08/2014 | 1/02/2015 | 1/08/2015 |
| Range 6 | | | | | | |
| 6-4 | \$169,229 | \$170,192 | \$171,262 | \$176,834 | \$179,788 | \$191,601 |
| 6-3 | \$166,533 | \$167,450 | \$168,470 | \$173,778 | \$176,591 | \$187,844 |
| 6-2 | \$163,836 | \$164,711 | \$165,683 | \$170,746 | \$173,429 | \$184,161 |
| 6-1 | \$161,142 | \$161,977 | \$162,905 | \$167,739 | \$170,301 | \$180,550 |
| Range 5 | | | | | | |
| 5-4 | \$158,178 | \$158,988 | \$159,889 | \$164,579 | \$167,065 | \$177,009 |
| 5-3 | \$155,482 | \$156,259 | \$157,123 | \$161,620 | \$164,004 | \$173,539 |
| 5-2 | \$152,786 | \$153,532 | \$154,363 | \$158,684 | \$160,974 | \$170,136 |
| 5-1 | \$150,091 | \$150,810 | \$151,609 | \$155,771 | \$157,977 | \$166,800 |
| Range 4 | | | | | | |
| 4-4 | \$143,569 | \$144,348 | \$145,215 | \$149,725 | \$152,116 | \$161,678 |
| 4-3 | \$140,873 | \$141,619 | \$142,448 | \$146,763 | \$149,050 | \$158,198 |
| 4-2 | \$138,176 | \$138,891 | \$139,686 | \$143,825 | \$146,019 | \$154,793 |
| 4-1 | \$135,480 | \$136,168 | \$136,933 | \$140,913 | \$143,022 | \$151,460 |
| Range 3 | | | | | | |
| 3-4 | \$132,786 | \$133,449 | \$134,186 | \$138,026 | \$140,061 | \$148,200 |
| 3-3 | \$130,090 | \$130,748 | \$131,480 | \$135,291 | \$137,310 | \$145,388 |
| 3-2 | \$127,394 | \$128,034 | \$128,745 | \$132,447 | \$134,410 | \$142,259 |
| 3-1 | \$124,698 | \$125,322 | \$126,016 | \$129,627 | \$131,541 | \$139,196 |
| Range 2 | | | | | | |
| 2-4 | \$122,002 | \$122,613 | \$123,292 | \$126,829 | \$128,703 | \$136,200 |
| 2-3 | \$119,306 | \$119,813 | \$120,377 | \$123,310 | \$124,864 | \$131,083 |
| 2-2 | \$116,610 | \$117,112 | \$117,669 | \$120,571 | \$122,109 | \$128,261 |
| 2-1 | \$113,916 | \$114,414 | \$114,968 | \$117,854 | \$119,383 | \$125,500 |
| Range 1 | | | | | | |
| 1-4 | \$111,220 | \$111,778 | \$112,399 | \$115,632 | \$117,346 | \$124,200 |
| 1-3 | \$108,524 | \$109,034 | \$109,601 | \$112,552 | \$114,116 | \$120,372 |
| 1-2 | \$105,827 | \$106,307 | \$106,841 | \$109,618 | \$111,091 | \$116,980 |
| 1-1 | \$103,132 | \$103,586 | \$104,091 | \$106,719 | \$108,112 | \$113,683 |

177. For Item 1.1(3) of Schedule 1, **substitute** –

‘(3) Employees within the teacher class will be paid the salary appropriate to their classification as follows:

| Classification & salary range | | Effective from the first pay period on or after | | | | | | |
|----------------------------------|----------------|---|-----------|----------------|----------|-----------|-----------|-----------|
| | | 1/4/2013 | 1/08/2013 | 1/02/2014 | | 1/08/2014 | 1/02/2015 | 1/08/2015 |
| Leading Teacher | Range 3 | | | Range 3 | | | | |
| | 3-3 | \$93,721 | \$94,476 | 3-2 | \$95,704 | \$97,422 | \$97,852 | \$104,296 |
| | 3-2 | \$91,122 | \$91,715 | 3-1 | \$92,678 | \$94,028 | \$94,365 | \$99,424 |
| | 3-1 | \$88,598 | \$89,279 | | | | | |
| Classroom Teacher | Range 2 | | | Range 2 | | | | |
| | 2-6 | \$85,737 | \$86,396 | 2-6 | \$87,467 | \$91,276 | \$93,558 | \$94,961 |
| | 2-5 | \$77,924 | \$78,628 | 2-5 | \$79,773 | \$81,375 | \$81,776 | \$87,785 |
| | 2-4 | \$75,581 | \$76,230 | 2-4 | \$77,283 | \$78,759 | \$79,128 | \$84,661 |
| | 2-3 | \$73,307 | \$73,903 | 2-3 | \$74,871 | \$76,227 | \$76,565 | \$81,648 |
| | 2-2 | \$70,760 | \$71,331 | 2-2 | \$72,257 | \$73,554 | \$73,878 | \$78,742 |
| | 2-1 | \$68,800 | \$69,310 | 2-1 | \$70,139 | \$71,299 | \$71,589 | \$75,940 |
| | Range 1 | | | Range 1 | | | | |
| | 1-5 | \$66,894 | \$67,347 | 1-5 | \$68,083 | \$69,114 | \$69,372 | \$73,238 |
| | 1-4 | \$65,039 | \$65,439 | 1-4 | \$66,088 | \$66,997 | \$67,224 | \$70,631 |
| | 1-3 | \$63,237 | \$63,586 | 1-3 | \$64,152 | \$65,100 | \$65,289 | \$68,118 |
| | 1-2 | \$59,781 | \$60,204 | 1-2 | \$60,890 | \$61,851 | \$62,091 | \$65,694 |
| | 1-1 | \$58,125 | \$58,498 | 1-1 | \$59,106 | \$61,199 | \$61,334 | \$63,356 |

178. For Item 1.1(4) of Schedule 1, **substitute** –

‘(4) Employees within the paraprofessional class will be paid the salary appropriate to their classification as follows:

| Classification & salary range | | Effective from the first pay period on or after | | | | | |
|-------------------------------|----------------|---|-----------|-----------|-----------|-----------|-----------|
| | | 1/4/2013 | 1/08/2013 | 1/02/2014 | 1/08/2014 | 1/02/2015 | 1/08/2015 |
| Level 2 | Range 4 | | | | | | |
| | Max | \$93,721 | \$94,476 | \$95,704 | \$97,422 | \$97,852 | \$104,296 |
| | Min | \$85,737 | \$86,396 | \$87,467 | \$91,276 | \$93,558 | \$94,961 |
| | Range 3 | | | | | | |
| | P 3-3 | \$77,924 | \$78,628 | \$79,773 | \$81,375 | \$81,776 | \$87,785 |
| | P 3-2 | \$75,581 | \$76,230 | \$77,283 | \$78,759 | \$79,128 | \$84,661 |
| | P 3-1 | \$73,307 | \$73,903 | \$74,871 | \$76,227 | \$76,565 | \$81,648 |
| Level 1 | Range 2 | | | | | | |
| | P 2-5 | \$70,760 | \$71,331 | \$72,257 | \$73,554 | \$73,878 | \$78,742 |
| | P 2-4 | \$68,800 | \$69,310 | \$70,139 | \$71,299 | \$71,589 | \$75,940 |
| | P 2-3 | \$66,894 | \$67,347 | \$68,083 | \$69,114 | \$69,372 | \$73,238 |
| | P 2-2 | \$65,039 | \$65,439 | \$66,088 | \$66,997 | \$67,224 | \$70,631 |
| | P 2-1 | \$63,237 | \$63,586 | \$64,152 | \$65,100 | \$65,289 | \$68,118 |
| | Range 1 | | | | | | |
| | P 1-6 | \$59,781 | \$60,204 | \$60,890 | \$61,851 | \$62,091 | \$65,694 |
| | P 1-5 | \$56,136 | \$56,439 | \$56,932 | \$57,622 | \$57,794 | \$60,382 |
| | P 1-4 | \$52,491 | \$52,737 | \$53,137 | \$53,697 | \$53,836 | \$55,935 |
| | P 1-3 | \$48,847 | \$49,059 | \$49,403 | \$49,886 | \$50,006 | \$51,816 |
| | P 1-2 | \$45,201 | \$45,401 | \$45,726 | \$46,181 | \$46,294 | \$48,000 |
| P 1-1 | \$41,556 | \$41,764 | \$42,101 | \$42,574 | \$42,692 | \$44,465 | |

179. For Item 1.1(5) of Schedule 1, **substitute** –

(5) Employees within the education support class will be paid the salary appropriate to their classification as follows:

| Classification & salary range | | Effective from the first pay period on or after | | | | | | | |
|-------------------------------|----------------|---|-----------|----------------|----------------|-----------|-----------|-----------|-----------|
| | | 1/4/2013 | 1/08/2013 | 1/02/2014 | 1/05/2014 | | 1/08/2014 | 1/02/2015 | 1/08/2015 |
| Level 2 | Range 6 | | | | Range 6 | | | | |
| | 6-5 | \$112,451 | \$113,219 | \$114,336 | 6-5 | \$114,336 | \$116,569 | \$117,016 | \$125,505 |
| | 6-4 | \$109,512 | \$110,192 | \$111,181 | 6-4 | \$111,181 | \$113,158 | \$113,554 | \$121,067 |
| | 6-3 | \$106,633 | \$107,228 | \$108,094 | 6-3 | \$108,094 | \$109,824 | \$110,171 | \$116,748 |
| | 6-2 | \$103,830 | \$104,345 | \$105,094 | 6-2 | \$105,094 | \$106,591 | \$106,891 | \$112,582 |
| | 6-1 | \$101,100 | \$102,313 | \$103,592 | 6-1 | \$103,592 | \$105,146 | \$106,618 | \$108,565 |
| Level 1 | Range 5 | | | | Range 5 | | | | |
| | 5-5 | \$98,307 | \$99,487 | \$100,730 | 5-5 | \$100,730 | \$102,241 | \$103,673 | \$105,046 |
| | 5-4 | \$95,121 | \$96,263 | \$97,466 | 5-4 | \$97,466 | \$98,928 | \$100,313 | \$101,567 |
| | 5-3 | \$92,037 | \$93,142 | \$94,306 | 5-3 | \$94,306 | \$95,720 | \$97,061 | \$98,274 |
| | 5-2 | \$89,054 | \$90,123 | \$91,249 | 5-2 | \$91,249 | \$92,618 | \$93,914 | \$95,088 |
| | 5-1 | \$86,168 | \$87,202 | \$88,292 | 5-1 | \$88,292 | \$89,616 | \$90,871 | \$92,006 |
| | Range 4 | | | | Range 4 | | | | |
| | 4-6 | \$83,375 | \$84,375 | \$85,430 | 4-6 | \$85,430 | \$86,711 | \$87,925 | \$89,022 |
| | 4-5 | \$80,672 | \$81,640 | \$82,661 | 4-5 | \$82,661 | \$83,900 | \$85,075 | \$86,138 |
| | 4-4 | \$78,057 | \$78,994 | \$79,981 | 4-4 | \$79,981 | \$81,181 | \$82,317 | \$83,346 |
| | 4-3 | \$75,527 | \$76,433 | \$77,388 | 4-3 | \$77,388 | \$78,549 | \$79,649 | \$80,645 |
| | 4-2 | \$73,078 | \$73,955 | \$74,880 | 4-2 | \$74,880 | \$76,003 | \$77,067 | \$78,030 |
| | 4-1 | \$70,709 | \$71,558 | \$72,452 | 4-1 | \$72,452 | \$73,539 | \$74,569 | \$75,501 |
| | Range 3 | | | | Range 3 | | | | |
| | 3-6 | \$64,727 | \$65,503 | \$66,322 | 3-5 | \$66,322 | \$67,317 | \$68,259 | \$69,138 |
| | 3-5 | \$61,644 | \$62,384 | \$63,163 | 3-4 | \$63,163 | \$64,111 | \$65,008 | \$65,821 |
| | 3-4 | \$59,646 | \$60,362 | \$61,117 | 3-3 | \$61,117 | \$62,033 | \$62,902 | \$63,688 |
| | 3-3 | \$57,722 | \$58,415 | \$59,145 | 3-2 | \$59,145 | \$60,032 | \$60,872 | \$61,633 |
| | 3-2 | \$55,325 | \$55,989 | \$56,689 | 3-1 | \$56,689 | \$57,539 | \$58,345 | \$59,074 |
| | 3-1 | \$53,390 | \$54,030 | \$54,706 | | | | | |
| | Range 2 | | | | Range 2 | | | | |
| | 2-6 | \$52,489 | \$53,119 | \$53,783 | 2-5 | \$53,783 | \$54,590 | \$55,354 | \$56,354 |
| | 2-5 | \$50,585 | \$51,192 | \$51,832 | 2-4 | \$51,832 | \$52,610 | \$53,346 | \$54,013 |
| | 2-4 | \$48,946 | \$49,533 | \$50,152 | 2-3 | \$50,152 | \$50,905 | \$51,617 | \$52,262 |
| | 2-3 | \$47,360 | \$47,928 | \$48,527 | 2-2 | \$48,527 | \$49,255 | \$49,944 | \$50,569 |
| | 2-2 | \$45,598 | \$46,145 | \$46,722 | 2-1 | \$46,722 | \$47,423 | \$48,087 | \$48,688 |
| | 2-1 | \$44,121 | \$44,650 | \$45,208 | | | | | |
| Range 1 | | | | Range 1 | | | | | |
| 1-5 | \$42,442 | \$42,952 | \$43,489 | 1-5 | \$45,208 | \$45,886 | \$46,529 | \$47,110 | |
| 1-4 | \$40,950 | \$41,441 | \$41,959 | 1-4 | \$43,489 | \$44,141 | \$44,759 | \$45,803 | |
| 1-3 | \$39,255 | \$39,726 | \$40,222 | 1-3 | \$41,959 | \$42,589 | \$43,185 | \$43,725 | |
| 1-2 | \$37,730 | \$38,182 | \$38,660 | 1-2 | \$40,222 | \$40,826 | \$41,397 | \$41,915 | |
| 1-1 | \$36,205 | \$36,640 | \$37,098 | 1-1 | \$38,660 | \$39,239 | \$39,789 | \$40,286 | |

Amendments to Schedule 2

180. In Item 1.1 of Schedule 2 –
- a. For '\$500' **substitute** '\$750';
 - b. For '\$7,000' **substitute** '\$8,000'.
181. In Item 1.3 of Schedule 2, for '\$1,041' **substitute** –

| Year | Maximum |
|-------------|----------------|
| 2013 | \$1,072 |
| 2014 | \$1,109 |
| 2015 | \$1,197 |

182. In Item 1.5, for '\$558' **substitute** 'payable per annum from the first pay period on or after:

| Date | Allowance |
|-----------------|------------------|
| 1 April 2013 | \$566 |
| 1 August 2013 | \$573 |
| 1 February 2014 | \$580 |
| 1 August 2014 | \$589 |
| 1 February 2015 | \$597 |
| 1 August 2015 | \$608 |

183. In Item 1.6, for '\$334' **substitute** 'payable per annum from the first pay period on or after:

| Date | Allowance |
|-----------------|------------------|
| 1 April 2013 | \$339 |
| 1 August 2013 | \$343 |
| 1 February 2014 | \$347 |
| 1 August 2014 | \$353 |
| 1 February 2015 | \$357 |
| 1 August 2015 | \$364 |

Amendments to Schedule 3184. For Schedule 3, **substitute** –**‘Schedule 3****Translation**

Employees will translate to the new classification structures as set out below:

3.1 Principal Class employees will translate as follows:

- (1) (a) Principals at classification level 3 (remuneration range 5 and 6), classification level 2 (remuneration range 3 and 4) and classification level 1 (remuneration range 2) will translate to the revised principal class classification as follows:

| Existing classification & remuneration range | | | New classification and remuneration range | | | |
|--|---------|------|---|---------|---------|------|
| | | | 7/04/2013 | | | |
| Level 3 | Range 6 | 6-4 | Principal Classification | Range 6 | 6-4 | |
| | | 6-3 | | | 6-3 | |
| | | 6-2 | | | 6-2 | |
| | | 6-1 | | | 6-1 | |
| | Range 5 | 5-4 | | | Range 5 | 5-4 |
| | | 5-3 | | | | 5-3 |
| | | 5-2 | | | | 5-2 |
| | | 5-1 | | | | 5-1 |
| Level 2 | Range 4 | 5-1* | Principal Classification | Range 4 | 5-1* | |
| | | 4-4 | | | 4-4 | |
| | | 4-3 | | | 4-3 | |
| | | 4-2 | | | 4-2 | |
| | Range 3 | 4-1 | | | Range 3 | 4-1 |
| | | 4-1* | | | | 4-1* |
| | | 3-4 | | | | 3-4 |
| | | 3-3 | | | | 3-3 |
| Level 1 | Range 2 | 3-2 | Range 2 | 3-2 | | |
| | | 3-1 | | 3-1 | | |
| | | 3-1* | | 3-1* | | |
| | | 2-4 | | 2-4 | | |
| | | 2-3 | | 2-3 | | |
| | | 2-2 | | 2-2 | | |
| | | 2-1 | | 2-1 | | |

* Notwithstanding clause 1.1 of schedule 1, an existing principal class employee in receipt of remuneration maintenance at the progression point indicated in the table above will continue to be paid at that progression point until such time as the employee is transferred or promoted to another position.

- (b) Principals at classification level 1 (remuneration range 1) will translate to the revised principal class classification as follows:

| Existing classification & remuneration range | | | New classification and remuneration range | | | | | |
|--|----------------|-----|---|----------------|-----------|-----------|-----------|-----|
| | | | 7/4/2013 | | 1/05/2014 | 1/05/2015 | 1/05/2016 | |
| Level 1 | Range 1 | 2-1 | Principal Classification | Range 1 | 2-1* | 1-4 | 1-3 | 1-2 |
| | | 1-4 | | | 1-4 | 1-3 | 1-2 | 1-1 |
| | | 1-3 | | | 1-3 | 1-2 | 1-1 | 1-1 |
| | | 1-2 | | | 1-2 | 1-1 | 1-1 | 1-1 |
| | | 1-1 | | | 1-1 | 1-1 | 1-1 | 1-1 |

* Notwithstanding clause 1.1 of schedule 1, an existing principal class employee in receipt of remuneration maintenance at the progression point indicated in the table above will continue to be paid at that progression point until such time as the employee is transferred or promoted to another position.

- (2) Assistant principals will translate to the revised principal class classification as follows:

| Existing classification & remuneration range | | | New classification and remuneration range | | |
|--|----------------|------|---|----------------|------|
| | | | 7/04/2013 | | |
| Level 2 | Range 4 | 5-1* | Assistant Principal Classification | Range 4 | 5-1* |
| | | 4-4 | | | 4-4 |
| | | 4-3 | | | 4-3 |
| | | 4-2 | | | 4-2 |
| | | 4-1 | | | 4-1 |
| Level 1 | Range 3 | 4-1* | Assistant Principal Classification | Range 3 | 4-1* |
| | | 3-4 | | | 3-4 |
| | | 3-3 | | | 3-3 |
| | | 3-2 | | | 3-2 |
| | | 3-1 | | | 3-1 |
| Level 1 | Range 2 | 3-1* | Assistant Principal Classification | Range 2 | 3-1* |
| | | 2-4 | | | 2-4 |
| | | 2-3 | | | 2-3 |
| | | 2-2 | | | 2-2 |
| | | 2-1 | | | 2-1 |
| Level 1 | Range 1 | 2-1* | Assistant Principal Classification | Range 1 | 2-1* |
| | | 1-4 | | | 1-4 |
| | | 1-3 | | | 1-3 |
| | | 1-2 | | | 1-2 |
| | | 1-1 | | | 1-1 |

* Notwithstanding clause 1.1 of schedule 1, an existing principal class employee in receipt of remuneration maintenance at the progression point indicated in the table above will continue to be paid at that progression point until such time as the employee is transferred or promoted to another position.

(3) Liaison principals will translate to the revised principal class classification as follows:

| Existing classification & remuneration range | | | New classification and remuneration range | | |
|--|---------|-----|---|---------|------|
| | | | 7/04/2013 | | |
| Level 3 | Range 6 | 6-4 | Liaison Principal Classification | Range 6 | 6-4 |
| | | 6-3 | | | 6-3 |
| 6-2 | | 6-2 | | | |
| 6-1 | | 6-1 | | | |
| Level 2 | Range 5 | 5-4 | | Range 5 | 5-4 |
| | | 5-3 | | | 5-3 |
| | | 5-2 | | | 5-2 |
| | | 5-1 | | | 5-1 |
| Level 2 | Range 4 | 5-1 | | Range 4 | 5-1* |
| | | 4-4 | | | 4-4 |
| | | 4-3 | 4-3 | | |
| | | 4-2 | 4-2 | | |
| Level 2 | Range 3 | 4-1 | Range 3 | 4-1* | |
| | | 3-4 | | 3-4 | |
| | | 3-3 | | 3-3 | |
| | | 3-2 | | 3-2 | |
| Level 1 | Range 2 | 3-1 | Range 2 | 3-1* | |
| | | 2-4 | | 2-4 | |
| | | 2-3 | | 2-3 | |
| | | 2-2 | | 2-2 | |
| Level 1 | Range 1 | 2-1 | Range 1 | 2-1* | |
| | | 1-4 | | 1-4 | |
| | | 1-3 | | 1-3 | |
| | | 1-2 | | 1-2 | |
| Level 1 | Range 1 | 1-1 | Range 1 | 1-1 | |

* Notwithstanding clause 1.1 of schedule 1, an existing principal class employee in receipt of remuneration maintenance at the progression point indicated in the table above will continue to be paid at that progression point until such time as the employee is transferred or promoted to another position.

3.2 Teacher class employees will translate to the revised teacher class classifications as follows:

| Existing classification & subdivision | | New classification & subdivision | | | | | | |
|---------------------------------------|--------------|----------------------------------|---------|------|-------------------|---------|------|------|
| | | 7/4/2013 | | | 1/02/2014 | | | |
| Leading Teacher | LT 1-3 | Leading Teacher | Range 3 | T3-3 | Leading Teacher | Range 3 | T3-2 | |
| | LT 1-2 | | | T3-2 | | | T3-1 | |
| | LT 1-1 | | | T3-1 | | | T3-1 | |
| Classroom Teacher | Expert | Classroom Teacher | Range 2 | T2-6 | Classroom Teacher | Range 2 | T2-6 | |
| | | | | E-3 | | | T2-5 | T2-5 |
| | | | | E-2 | | | T2-4 | T2-4 |
| | | | | E-1 | | | T2-3 | T2-3 |
| | Accomplished | | A-5 | T2-2 | | T2-2 | | |
| | | | A-4 | T2-1 | | T2-1 | | |
| | | | A-3 | T1-5 | | T1-5 | | |
| | | | A-2 | T1-4 | | T1-4 | | |
| | | | A-1 | T1-3 | | T1-3 | | |
| | Graduate | | G-2 | T1-2 | | T1-2 | | |
| G-1 | | T1-1 | T1-1 | | | | | |

3.3 Paraprofessional class employees will translate to the revised paraprofessional class classifications as follows:

| Existing classification & subdivision | | New classification & subdivision | | |
|---------------------------------------|-------|----------------------------------|---------|-------|
| | | 7/4/2013 | | |
| Level 4 | Max | Level 2 | Range 4 | Max |
| | Min | | | Min |
| Level 3 | P 3-3 | Level 2 | Range 3 | P 3-3 |
| | P 3-2 | | | P 3-2 |
| | P 3-1 | | | P 3-1 |
| Level 2 | P 2-5 | Level 1 | Range 2 | P 2-5 |
| | P 2-4 | | | P 2-4 |
| | P 2-3 | | | P 2-3 |
| | P 2-2 | | | P 2-2 |
| | P 2-1 | | | P 2-1 |
| Level 1 | P 1-6 | Level 1 | Range 1 | P 1-6 |
| | P 1-5 | | | P 1-5 |
| | P 1-4 | | | P 1-4 |
| | P 1-3 | | | P 1-3 |
| | P 1-2 | | | P 1-2 |
| | P 1-1 | | | P 1-1 |

3.4 Education support class employees will translate to the revised education support class classifications as follows:

| Current classification & subdivision | | New classification & subdivision | | | |
|--------------------------------------|---------|----------------------------------|---------|-----------|---------|
| | | 7/4/2013 | | 1/05/2014 | |
| Level 2 | Range 5 | Level 1 | Range 5 | Level 1 | Range 5 |
| | 5-5 | | 5-5 | | 5-5 |
| | 5-4 | | 5-4 | | 5-4 |
| | 5-3 | | 5-3 | | 5-3 |
| | 5-2 | | 5-2 | | 5-2 |
| | 5-1 | | 5-1 | | 5-1 |
| | Range 4 | | Range 4 | | Range 4 |
| | 4-6 | | 4-6 | | 4-6 |
| | 4-5 | | 4-5 | | 4-5 |
| | 4-4 | | 4-4 | | 4-4 |
| | 4-3 | | 4-3 | | 4-3 |
| | 4-2 | | 4-2 | | 4-2 |
| 4-1 | 4-1 | 4-1 | | | |
| Range 3 | Range 3 | Range 3 | | | |
| 3-6 | 3-6 | 3-5 | | | |
| 3-5 | 3-5 | 3-4 | | | |
| 3-4 | 3-4 | 3-3 | | | |
| 3-3 | 3-3 | 3-2 | | | |
| 3-2 | 3-2 | 3-1 | | | |
| 3-1 | 3-1 | 3-1 | | | |
| Level 1 | Range 2 | Range 2 | Range 2 | | |
| | 2-6 | 2-6 | 2-5 | | |
| | 2-5 | 2-5 | 2-4 | | |
| | 2-4 | 2-4 | 2-3 | | |
| | 2-3 | 2-3 | 2-2 | | |
| | 2-2 | 2-2 | 2-1 | | |
| | 2-1 | 2-1 | 2-1 | | |
| | Range 1 | Range 1 | Range 1 | | |
| | 1-5 | 1-5 | 1-4 | | |
| | 1-4 | 1-4 | 1-3 | | |
| | 1-3 | 1-3 | 1-2 | | |
| | 1-2 | 1-2 | 1-1 | | |
| | 1-1 | 1-1 | 1-1 | | |

Dated 26 July 2013

THE HON PETER HALL, MLC
Minister responsible for the Teaching Profession

Education and Training Reform Act 2006

MINISTERIAL ORDERS 2013

School Council Employees (Employment Conditions, Salaries, Allowances and Selection)
(Amendment) Order 2013 No. 691

I, Peter Hall, Acting Minister for Education and Minister jointly and severally responsible for administering the **Education and Training Reform Act 2006** (the Act) make this Order, which is to be cited as the:

School Council Employees (Employment Conditions, Salaries, Allowances and Selection)
(Amendment) Order 2013

Purpose

The purpose of this Order is to make amendments to the School Council Employees (Employment Conditions, Salaries, Allowances and Selection) Order 2009 (Order 200) to make provision for certain matters applicable to the employment of persons employed by school councils under section 2.3.8 of the Act and Education Support Class Employees.

Authorising provision

I make this Order under sections 5.2.12, 2.3.8(3), 5.10.4, 5.10.5 of, and clause 8 of Schedule 6 to, the Act.

Commencement

This Order takes effect on the date on which it is signed unless otherwise specified in this Order.

Order

The School Council Employees (Employment Conditions, Salaries, Allowances and Selection) Order 2009 (Order 200) is amended as follows:

AMENDMENTS TO PART 1 – PRELIMINARY

1. In clause 1.1.3 –
 - a. at the heading for ‘Salaries’ in Part 2, for ‘Division 1’ **substitute** ‘Division 2;
 - b. for the heading to Division 4 of Part 3 **substitute** ‘Misconduct and Unsatisfactory Performance’;
 - c. at the heading to Division 12 of Part 6, for ‘Leave for Adoption’ **substitute** ‘Other Paid Parental Leave’;
 - d. after ‘SCHEDULE 3 – TRANSLATION’ **insert** ‘SCHEDULE 4 – UNSATISFACTORY PERFORMANCE PROCEDURES’.
2. In clause 1.1.4 –
 - a. **omit** sub-clauses (3), (7) and (13);
 - b. **renumber** consecutively from sub-clause (1) to (24) the remaining sub-clauses;
 - c. in the definition of ‘employee support class employee’, for ‘employed in’ **substitute** ‘occupying, or for the time being performing the duties of,’;
 - d. in the definition of ‘medical certificate’, after ‘the **Health Professions Registration Act 2005**’, **insert** ‘or the **Health Practitioner Regulation National Law (Victoria) Act 2009**’;
 - e. in the definition of ‘required document’ –
 - i. In sub-clause (14)(a), after ‘illness or injury, a medical certificate’ **omit** ‘, certificate in lieu’;
 - ii. In sub-clause 14(a), after ‘provide a medical certificate’ **omit** ‘or a certificate in lieu’;
 - iii. In sub-clause 14(b), after ‘carer’s purposes, a medical certificate’ **omit** ‘certificate in lieu’;

- f. in the definition of 'VSL', after 'Victorian School of Languages' **insert** 'or its successor'.
3. After clause 1.1.4 **insert** –
- ‘1.1.5 Unless otherwise stated, all salaries and allowances specified in the schedules are annual rates for employees employed full time.
- 1.1.6 In Part 6
- (1) Unless otherwise stated, the entitlements of this Order apply on a pro-rata basis in respect of part-time service;
 - (2) Any leave granted to an employee does not extend beyond the date that person's employment would otherwise have ceased;
 - (3) ‘**full pay**’ in relation to an employee who works less than full time, means the pay the employee ordinarily receives;
 - (4) ‘**half pay**’ in relation to an employee who works less than full time, means half the pay the employee ordinarily receives.’.

AMENDMENTS TO PART 2 – CLASSIFICATION, SALARIES AND ALLOWANCES

4. For clause 2.1.1(1), **substitute**—
- ‘2.1.1 (1)(a) The education support class comprises the following classifications:
- Education support class Level 2
Education support class Level 1
- (1)(b) The Education support class Level 2 classification comprises one salary range and the Education support class Level 1 classification comprises five salary ranges.’.
5. In clause 2.1.1(2) –
- a. for ‘Education Support Class’ **substitute** ‘education support class’;
 - b. for ‘the schedule 1’ **substitute** ‘schedule 1’.
6. For clause 2.1.2 **substitute** –
- ‘2.1.2 (1) Education support class employees will translate to the revised classification structures as set out in Schedule 3.
- (2) Education support class employees are entitled to the back payment of the salaries set out in Schedule 1 as follows:
- (a) Education support class employees who commenced their current period of employment on or before 7 April 2013 will receive the salary specified in Schedule 1 with effect 7 April 2013.
 - (b) Education support class employees who commenced their current period of employment after 7 April 2013 will receive the salary specified in Schedule 1 with effect from the date their current period of employment commenced.
- (3) For the purposes of sub clause (2) ‘**current period of employment**’ means employment which commenced on or before 10 July 2013 whether or not that employment has terminated after 10 July 2013.
- (4) (a) In conjunction with the payment of the salary increases under sub clause (2) education support class employees will be paid a \$1,000 lump sum payment.
- (b) The lump sum specified in subclause (a) is the amount payable to a full time employee. Part time education support class employees will receive a pro rata payment based on their time fraction as at 10 July 2013.

- (c) Notwithstanding subclause (a) education support class employees absent on leave without pay as at 10 July 2013 will be paid the relevant lump sum on resumption from leave provided the resumption occurs on or before 31 October 2016.’.
7. In clause 2.2.1 –
- a. In sub-clause (1) –
- I. **omit** ‘adjusted in accordance with the following formula: annual salary x mode of employment’;
- II. for ‘clause 1.1. or clause 1.2 of schedule 1’ **substitute** ‘clauses 1.1, 1.2 or 1.3 of schedule 1.’;
- b. **Omit** sub-clause (2);
- c. **Renumber** consecutively from sub-clause (1) to (3) the remaining sub-clauses;
- d. In the renumbered sub-clause (3) **omit** ‘and education support class school year employees’.
8. In clause 2.2.2—
- a. For ‘A person’ **substitute** –
‘(1) An education support class employee’;
- b. For ‘25%’ **substitute** ‘35.40%’;
- c. For ‘Other than leave under Division 14 of Part 6, the 25% casual loading is in lieu of any entitlement to paid leave under Part 6 of this Order’ **substitute** ‘The casual loading is in lieu of public holidays and any paid leave entitlements, other than long service leave, and the employee will have no entitlement to leave, other than long service leave, under Part 6.’
- d. After clause 2.2.2(1) **insert** –
‘(2) An employee, other than an education support class employee, employed on a casual basis will be paid an hourly rate derived from the full-time salary applying to the minimum salary of his or her classification, as specified in schedule 1 plus a 25.00% casual loading. The casual loading is in lieu of public holidays and any paid leave entitlements, other than long service leave, and the employee will have no entitlement to leave, other than long service leave, under Part 6.’
9. In clause 2.2.3 –
- a. In sub-clause (2) –
- i. For ‘will be’ **substitute** ‘is’;
- ii. For ‘based on achievement against’ **substitute** ‘based on demonstrated achievement against school priorities and’.
- b. In sub-clause (4) –
- i. For ‘subclause (5)’ **substitute** ‘subclauses (5) and (6)’;
- ii. For ‘four’ **substitute** ‘six’.
- c. For sub-clause (6), **substitute** –
‘(6) If the notice under subclause (5)(a) is issued on or after 1 March, salary progression in that cycle must be granted.’
- d. In sub-clause (7) –
- i. For ‘any’ **substitute** ‘either’;
- ii. After ‘support’ (where first occurring) **insert** ‘class’.

- e. In sub-clause (8) –
 - I. for ‘subclause (1)’ **substitute** ‘subclauses (1) to (4) and (7)’;
 - II. for ‘subclause (5), salary progression will be suspended’ **substitute** ‘subclauses (5) and (6), an education support class employee is not eligible for salary progression’.
- 10. After clause 2.2.3 and before clause 2.2.4, **insert** –
‘Salary range review’
- 11. In clause 2.2.4 –
 - a. In sub-clause (2), for ‘On receipt of a request by an education support class employee under subclause (1) the council must review the salary range of the education support employee’ **substitute** ‘A review arising under subclause (1) will be conducted’;
 - b. In sub-clause (2), after ‘the performance of the education support class employee’ **insert** ‘and where practicable the education support class employee will be advised of the outcome of the review within 28 days of initiation of the review’;
 - c. In sub-clause (3) –
 - i. For ‘(2)’ **substitute** ‘(1)’;
 - ii. **Omit** ‘on translation under this Order’;
 - iii. **Omit** ‘, whichever is the later’.
 - d. In sub-clause (4), for ‘(2)’ **substitute** ‘(1)’.
- 12. In clause 2.2.5 –
 - a. In sub-clause (1), **omit** ‘prior’ (where second and third occurring);
 - b. In sub-clause (1), after ‘means periods of employment’ **insert** ‘as an education support class employee’;
 - c. In sub-clause (1), for ‘other than casual or sessional employment, as an employee’ **substitute** ‘other than casual employment,’;
 - d. In sub-clause (3), for ‘the classification level of the position’ **substitute** ‘the relevant classification level or salary range’.
- 13. For clause 2.2.6(1)(b), **substitute** –
 - ‘(b) Where prior to the effective date of promotion or transfer, the employee had been in receipt of salary (including any higher duties allowance) at or above the minimum salary of the promotion position within the employee’s current period of service, the salary on promotion will be at that higher level.
 - (c) Where the salary determined under subclause (b) exceeds the maximum salary of the promotion position the salary on promotion will be determined as if all of the employee’s current service at or above the promotion position had been at that promotion position.’.
- 14. In clause 2.2.6(2)(b), after ‘lower classification level’ (wherever occurring) **insert** ‘or salary range’.
- 15. In clause 2.3.2(4) **omit** ‘(a)’.
- 16. In clause 2.3.2(5) –
 - a. **Omit** ‘with pay’;
 - b. after ‘period of paid leave’ **insert** ‘or until the expiration of the special payment, whichever is the earlier’.
- 17. In clause 2.3.3(2)(c) –
 - a. For ‘carrying out the duties of a higher position’ **substitute** ‘in receipt of a higher duties allowance’;
 - b. **Omit** ‘to which he or she has been assigned’.

18. In clause 2.3.3(2)(d) for 'subclauses' **substitute** 'subclause'.
19. In clause 2.3.4 –
- a. In sub-clause (2) –
 - I. For 'the' (where second occurring) **substitute** 'a pro-rata';
 - II. for 'time fraction for which services was the longest in aggregate within' **substitute** 'aggregate of the employee's paid service over';
 - b. In sub-clause (4), for 'termination' **substitute** 'cessation';
 - c. In sub-clause (4), **omit** 'his or her'.
20. In clause 2.3.6 –
- a. For 'employee' **substitute** 'education support class employee';
 - b. For 'performs' **substitute** 'agrees to perform';
 - c. For 'the first aid duties do not constitute the principal responsibility of his or her position' **substitute** 'is required to be available to provide first aid';
 - d. After 'specified in clause 2.4 of schedule 2.' **insert** 'Provided that a first aid allowance is not payable where the first aid duties comprise 10% or more of an employee's normal duties.'
21. After clause 2.3.7, **insert** –
'Leave purchase allowance
- 2.3.8 Where an education support class employee attends for duty under subclauses 4.1.2(1)(b) to (f) he or she will be paid a leave purchase allowance equal to 72.47% of the employee's hourly rate of pay for each hour that the employee attends for duty during the additional leave accrued under clause 6.1.1(1)(b). Provided that the maximum amount of leave that may be purchased in any year is 228 hours.
- 2.3.9 (1) The leave purchase allowance under clause 2.3.8 may be paid fortnightly or as a lump sum.
- (2) A leave purchase allowance under clause 2.3.8 paid on a fortnightly basis will continue to be paid during an employee's absence on paid leave provided the employee would have continued to receive the allowance but for his or her absence on paid leave.'
22. In clause 2.4.2 for '1.3' (wherever occurring) **substitute** '1.2'.
23. In clause 2.4.3 for '1.3' **substitute** '1.2'.
24. In clause 2.4.8 for '1.4' (wherever occurring) **substitute** '1.3'.
- AMENDMENTS TO PART 3 – TERMS OF EMPLOYMENT**
25. For clause 3.1.1(1), **substitute** –
'(1) Subject to the limitations contained in section 2.3.8(1)(a) of the Act, a person may be employed pursuant to section 2.3.8(1) of the Act full-time or part-time on either an ongoing or fixed term basis or on a casual basis.'
26. In clause 3.3.1, for 'three' **substitute** 'six'.
27. In clause 3.3.2(3), for 'three' **substitute** 'six'.
28. In the Title to Division 4, for 'Incapacity, Misconduct,' **substitute** 'Misconduct and'.
29. For clause 3.4.1, **substitute** –
'3.4.1 (1) This Division applies only to education support class employees.
(2) For the purposes of this Part "misconduct" includes but is not limited to an employee:
(a) conducting himself or herself in a disgraceful, improper or unbecoming manner in an official capacity or otherwise;

- (b) during his or her period of service, being convicted or found guilty of a criminal offence punishable by imprisonment or a fine;
 - (c) being negligent or incompetent in the discharge of his or her duties;
 - (d) contravening a provision of the Act or a Ministerial Order made for the purposes of Chapter 2 of the Act;
 - (e) contravening a requirement by or under any Act that corporal punishment not be administered to any Government school student;
 - (f) without reasonable excuse, contravening or failing to comply with a lawful direction given to the employee by a person with authority to give the direction;
 - (g) without permission and without reasonable excuse, being absent from his or her duties; or
 - (h) being unfit on account of character or conduct to discharge his or her duties.’.
30. For clause 3.4.2, **substitute** –
- ‘3.4.2 Any investigation and determination of an inquiry under this Division in respect of alleged misconduct of an education support class employee will comply with the following principles:
- (1) Natural justice, including the right of an education support class employee:
 - (a) to know the allegation(s) being made against him or her; and
 - (b) to be treated fairly and to be heard in respect to the allegations; and
 - (2) Procedural and substantive fairness, including:
 - (a) providing an education support class employee a reason why he or she is at risk of being disciplined or dismissed; and
 - (b) in appropriate circumstances, giving an education support class employee a reasonable chance to rectify the problem.’.

31. For clause 3.4.3, **substitute** –

‘3.4.3 For the purposes of this Part ‘**unsatisfactory performance**’, in relation to an education support class employee, means the repeated failure of the education support class employee to discharge his or her duties in the manner expected of the employee at his or her level in his or her position as evidenced by one or more of the following:

 - (1) the negligent, inefficient or incompetent discharge by the education support class employee of his or her duties;
 - (2) the failure by the education support class employee:
 - (a) to exercise care and diligence in performing his or her duties; or
 - (b) to perform any of his or her duties;
 - (3) the education support class employee engaging in unsatisfactory conduct that impacts on the discharge of his or her duties including, without reasonable excuse:
 - (a) contravening or failing to comply with a lawful direction given to the employee by a person with authority to give the direction; or
 - (b) being absent from his or her duties without permission.’.

32. For clause 3.4.4, **substitute** –

‘3.4.4 Any investigation and determination of an inquiry under this Division in respect of the unsatisfactory performance of an education support class employee will comply with the principles set out in Schedule 4.’.

33. In clause 3.4.5 –
- a. For ‘employee’ (wherever occurring) **substitute** ‘education support class employee’;
 - b. In sub-clause (1), for ‘procedures determined under clause 3.4.3’ **substitute** ‘the principles in clause 3.4.2’.
34. **Omit** clause 3.4.6.
35. In clause 3.5.3, for ‘12 weeks’ **substitute** ‘six months’.
36. In clause 3.6.1 –
- a. After ‘without notice’ **insert** ‘or warning’;
 - b. In sub-clause (1), after ‘on a casual basis’ **insert** ‘(other than a regular and systematic casual who has met the required period of employment as provided under the **Fair Work Act 2009**)’;
 - c. In sub-clause (2), for ‘employment;’ **substitute** ‘employment; or
(3) when the council believes on reasonable grounds that the employee’s conduct is sufficiently serious to justify immediate dismissal. Serious misconduct includes:
 - (a) theft, fraud or violence;
 - (b) serious breaches of occupational health and safety procedures;
 - (c) wilful or deliberate behaviour by an employee that is inconsistent with the continuation of the contract of employment; or
 - (d) the employee being intoxicated at work.’.
37. In clause 3.6.2(3) for ‘absence:’ **substitute** ‘absence;’.
38. In clause 3.6.3(1), for the Table (where first occurring), **substitute** –

| Period of continuous service | Notice period |
|---|---------------|
| Not more than 1 year – | 1 week |
| More than 1 but not more than 3 years – | 2 weeks |
| More than 3 but not more than 5 years | 3 weeks |
| 5 or more years – | 4 weeks |

39. In clause 3.6.3(2), for ‘not less than’ **substitute** ‘at least’.

AMENDMENTS TO PART 4 – ATTENDANCE AND HOURS OF DUTY

40. In clause 4.1.2(1) –
- a. In sub-clause (b), for ‘holiday’ **substitute** ‘vacation’;
 - b. In sub-clause (b), after ‘an employee at’ **insert** ‘salary ranges 1 and 2 of’;
 - c. In sub-clause (c), before ‘employee’ **insert** ‘education support class’;
 - d. In sub-clause (c), **omit** ‘working the 48/52 model’;
 - e. In sub-clause (c), for ‘during two school holiday’ **substitute** ‘of the additional leave specified in clause 6.1.1(1)(b). Attendance can only be required during one or two school vacation’;
 - f. In sub-clause (c), in ‘conclusion of a school holiday period’, for ‘holiday’ **substitute** ‘vacation’;
 - g. After sub-clause (c), **insert** –
 - (d) an education support class employee can only be required to perform duties consistent with his or her role(s) when required to attend during school vacation periods under subclause (c), unless otherwise agreed;’;

- h. **Renumber** consecutively clauses (a) to (e).
- i. In sub-clause (e), before 'employee' **insert** 'education support class';
- j. In sub-clause (e), **omit** 'working the 48/52 model';
- k. After sub-clause (e), **insert** –
 - (f) In addition to subclause (c) an education support class employee and his or her principal may agree on attendance for duty and/or professional development for any or all of the additional leave specified in clause 6.1.1(1)(b). Provided that, unless the education support class employee agrees otherwise, an employee working more than the former 48/52 model of employment on the date this Order commences to operate, will be paid the leave purchase allowance specified in clause 2.3.8 to reflect the employee's leave arrangements immediately prior to the commencement of this Order.
 - (g) Notwithstanding sub clauses (c) and (f) an education support class position may be advertised that requires attendance during any or all of the additional leave specified in clause 6.1.1(1)(b). Provided that, where an education support class position which ordinarily requires attendance for all of the additional leave specified in clause 6.1.1(1)(b), including student support services positions, and does not attract the maximum leave purchase allowance specified in clause 2.3.8, the duties of that position must be commensurate with the employment arrangement.
 - (h) An education support class employee attending for duty and/or professional development under subclauses (1)(c) to (g) will be paid the leave purchase allowance specified in clause 2.3.8 for attendance during any or all of the additional leave set out in clause 6.1.1(1)(b) and the additional leave entitlement reduced accordingly. The maximum period of attendance under subclauses (1) (c) to (g) in any one year is 228 hours (30 days) in total. .
- 41. In clause 4.1.2(2), **omit** paragraph (f).
- 42. **Omit** clause 4.1.3.
- 43. **Renumber** consecutively from clause 4.1.1 to clause 4.1.6 the remaining clauses.
- 44. In clause 4.1.4(3)(c), **omit** 'any may include any day or days, other than days, of approved leave, the employee is not in attendance during the school holiday period'.
- 45. After clause 4.1.6, **insert** –

'4.1.7 The council may approve attendance during working hours by an employee of Aboriginal or Torres Strait Islander descent at any Aboriginal community meetings, except the Annual General Meetings of Aboriginal community organisations at which the election of office bearers will occur.'

AMENDMENTS TO PART 6 – LEAVE OF ABSENCE

- 46. In clause 6.1.1 –
 - a. For sub-clause (1) **substitute** –
 - (1) (a) An employee is entitled to 152 hours annual leave in respect of each calendar year of full time service accrued at the rate of one twelfth of the annual entitlement for each completed month of service.
 - (b) In addition to annual leave accrued under subclause (1)(a) an education support class employee is entitled to 228 hours of additional paid leave in respect of each calendar year of full time service accrued at the rate of one twelfth of the annual entitlement for each completed month of service. The additional leave entitlement will be reduced by the number of hours for which the education support class employee is paid the leave purchase allowance under clause 2.3.8.;

- b. **Omit** sub-clause (2);
 - c. **Renumber** consecutively from sub-clauses (1) to (3) the remaining sub-clauses;
 - d. In sub-clause (2), after 'Employees must take annual leave' **insert** 'and additional leave';
 - e. In sub-clause (3), after 'Service for annual leave' **insert** 'under subclause (1)(a) and additional leave under subclause (1)(b)';
 - f. In sub-clause (3), for 'Secretary' **substitute** 'council'.
47. **Omit** clause 6.1.2.
48. **Renumber** consecutively from clauses 6.1.1 to 6.1.3 the remaining clauses.
49. In clause 6.1.2 –
- a. For 'falls sick' **substitute** 'is ill or is injured';
 - b. After 'annual' **insert** 'or additional'.
50. In clause 6.2.1(1)(b) –
- a. After 'who is sick' **insert** 'or injured';
 - b. For 'and' (where second occurring) **substitute** 'or';
 - c. After 'who requires care' **insert** 'or support'.
51. In clause 6.2.1(3), for 'Division 15' **substitute** 'Division 14'.
52. In clause 6.2.3 **omit** ', but this provision does not apply to prescribed school vacation periods, except as set out in clause 6.2.12'.
53. In clause 6.2.7, **omit** 'already'.
54. In clause 6.2.9(1)(c) –
- a. for 'care and support' (where twice occurring) **substitute** 'care or support';
 - b. after 'illness' **insert** 'or injury'.
55. In clause 6.2.9(2) –
- a. **Omit** sub-clause (b); and
 - b. **Renumber** consecutively from sub-clauses (a) to (b) the remaining sub-clauses.
56. In clause 6.3.1(2) –
- a. For 'and' **substitute** 'or';
 - b. After 'immediate family or household' **insert** 'who is sick or injured or who requires care or support due to an unexpected emergency'.
57. In clause 6.3.2(1)(c), after 'suffering from an illness' **insert** 'or injury'.
58. In clause 6.3.3(1)(a), after 'who are sick' **insert** 'or injured'.
59. For clause 6.10.1, **substitute** –
- '6.10.1 An employee is entitled to be absent from duty for up to a total of seven years following, or in conjunction, with the birth of one or more children or becoming the legal parent of one or more children in the circumstances set out in clause 6.12.1 comprising one or more of the following forms of leave:
- (1) Maternity leave
 - (2) Other paid parental leave
 - (3) Partner Leave
 - (4) Long service leave
 - (5) Paid leave accrued by education support class employees under subclauses 6.1.1(1)(a) or (b)
 - (6) Family leave without pay being that portion of a parental absence not covered by paid leave'.

60. In clause 6.10.3 for 'birth or adoption' **substitute** 'birth, adoption or otherwise becoming the legal parent'.
61. After clause 6.10.5, **insert** –
'6.10.6 A particular parental absence cannot extend beyond the seventh birthday of the child for whom the absence has been granted provided that:
(1) the absence may be extended if this is necessary to permit resumption on the first school day of the following term;
(2) the council may allow a further parental absence in the event of any subsequent birth, adoption or otherwise becoming the legal parent of another child or children in the circumstances set out in clause 6.12.1;
(3) a parental absence in respect of an adopted child can be extended beyond the seventh birthday of the adopted child up to a maximum of seven years or the sixteenth birthday of the adopted child whichever occurs first.'
62. In clause 6.10.7 –
a. For 'adoption leave and partner leave' **substitute** 'leave granted under Divisions 12 and 13 of this Part';
b. After '(or children in respect of a multiple birth):' **insert** –
'(1) Each employee is entitled to a parental absence of seven years;';
c. Renumber consecutively from sub-clauses (2) to (3) the sub-clauses following the inserted sub-clause (1);
d. In sub-clause (3), for 'adoption leave and partner leave' **substitute** 'leave granted under Divisions 12 and 13 of this Part'.
63. In clause 6.10.8 –
a. For 'will resume' **substitute** 'may return to';
b. For 'following' **substitute** 'after';
c. **Omit** 'at the expiration of that absence unless further leave is approved. The council may approve a return to duty at an earlier date at the request of the employee.';
d. After 'absence' **insert** a colon;
e. After 'a parental absence:' **insert** –
'(1) on the expiration of leave granted under either Divisions 11 or 12 of this Part if written notice of intention to return is given to this effect prior to commencement of the absence; or
(2) on the first day of any term if written notice of intention to return is given by 1 October in the year preceding the intended date of return; or
(3) at such other time as the Council approves provided that applications on compassionate or hardship grounds will not be unreasonably refused.'
64. In clause 6.10.9(2) –
a. For ', provided' **substitute** 'the operational needs of the school. Provided';
b. After 'the operational needs of the school.', for 'the' **substitute** 'Provided the';
c. After 'based on the employee's parental responsibilities,' for 'may' **substitute** 'the council will';
d. **Omit** 'related to the effect on the education program of the school'.
65. After clause 6.10.9(2), **insert** –
'(3) An employee who returns to duty on a part-time basis under this clause will revert to the time fraction he or she was working immediately prior to the commencement of the parental absence when the child reaches school age.'

66. In clause 6.10.10(1) for ‘the employee will, if the Secretary deems it practicable, be temporarily transferred to a safe job on the conditions attached to that job’ **substitute** ‘the council will, if an appropriate position is available, temporarily transfer the employee to a safe job on the conditions attached to that position’.
67. **Renumber** 6.11.2 to be clause ‘6.11.2(1)’.
68. After 6.11.2(1) **insert** –
‘(2) An employee may elect to extend the maternity leave period set out in clause 6.11.1 to twenty eight weeks and receive half pay during the extended maternity leave period.’.
69. After clause 6.11.4(2) **insert** –
‘(3) if the employee has made an election under sub clause 6.11.2(2), half the amount the employee would have been paid if no election had been made under sub clause 6.11.2(2).’.
70. In the heading to Division 12, for ‘**Leave for Adoption**’ **substitute** ‘**Other Paid Parental Leave**’.
71. For clauses 6.12.1 to 6.12.3 (inclusive) **substitute** –
‘6.12.1 (1) An employee who:
(a) is an approved applicant for the adoption of a child; or
(b) becomes the legal parent of a child (or children, as the case may be) under a surrogacy arrangement; or
(c) has the daily care and control of a child following:
(i) the adoption by the employee of a child who is a relative of the employee; or
(ii) the employee becoming the legal guardian of a child; or
(d) becomes the primary care giver of a child (or children, as the case may be) in such other circumstances approved by the council;
is entitled, on submitting evidence of the date of placement of the child or the date the employee becomes the legal parent, to paid leave for eight weeks commencing on that date. The conditions for granting and payment of leave under this Division are the same as are specified in Division 11 of this Part.
6.12.2 Where no legal adoption ensues or no action is taken to register the baby’s birth if required under state/territory law, the employee has no further entitlement to leave under this clause.
6.12.3 Where two employees apply for leave under this Division in respect of the same child (or children, as the case may be) each employee is entitled to leave with pay for four weeks commencing on the date of placement of the child or the date the employees become the legal parents of the child (or children, as the case may be).’.
72. In clause 6.12.4, after ‘if an employee’ **insert** ‘, other than a casual employee,’.
73. In clause 6.12.5 –
a. For ‘in respect of an adoption leave absence’ **substitute** ‘at the same time’;
b. For ‘adoption’ **substitute** ‘paid’.
74. In clause 6.13.2, for ‘Partner’ **substitute** ‘partner’.
75. In clause 6.13.4, for ‘Divisions 12 or 13’ **substitute** ‘Divisions 11 or 12’.
76. In clause 6.14.5 –
a. For ‘Where an’ **substitute** ‘An’;
b. For ‘falls sick’ **substitute** ‘who is ill or is injured’;
c. **Omit** ‘the employee’.

77. In clauses 6.14.8(8) and 6.16.4 for 'Secretary' **substitute** 'council'.
78. After clause 6.17.4, **insert** –
- ‘6.17.5(1) An employee of Aboriginal or Torres Strait Islander descent may be granted access to accrued long service leave or such other leave approved by the council to attend Annual General Meetings of Aboriginal community organisations at which the election of office bearers will occur.
- (2) An employee of Aboriginal or Torres Strait Islander descent may be granted leave without pay for ceremonial purposes:
- (a) connected with the death of a member of the immediate family or extended family (provided that no employee will have an existing entitlement reduced as a result of this clause); or
- (b) other ceremonial obligations under Aboriginal and Torres Strait Islander law.’.

AMENDMENTS TO PART 7 – PERSONAL AND TRAVELLING EXPENSES

79. In clause 7.1.1(4), for 'clause' **substitute** 'Part'.
80. In clause 7.1.2(2) for 'subclause (6)' **substitute** 'clause 7.1.3'.
81. In clause 7.1.2(3) for '7.1.3' **substitute** '7.1.4'.
82. In clause 7.1.5(3), for 'Division' **substitute** 'Part'.
83. In clause 7.1.6, for 'Secretary' (wherever appearing) **substitute** 'council'.

AMENDMENTS TO PART 8 – GENERAL

84. For the heading to '**Division 3 – Date of Operation**' **substitute** '**Division 4 – Date of Operation**'.

AMENDMENTS TO SCHEDULES

Amendments to Schedule 1

85. For Item 1.1 of Schedule 1, **substitute** –

‘Education support class employees will be paid the rates appropriate to their classification level and salary range as follows:

| Classification & salary range | Effective from the first pay period on or after | | | | | | | | |
|-------------------------------|---|-----------|-----------|------------|----------------|-----------|-----------|-----------|-----------|
| | 1/4/2013 | 1/08/2013 | 1/02/2014 | 1/05/2014 | | 1/08/2014 | 1/02/2015 | 1/08/2015 | |
| Level 2 | Range 6 | | | | Range 6 | | | | |
| | 6-5 | \$112,451 | \$113,219 | \$114,336 | 6-5 | \$114,336 | \$116,569 | \$117,016 | \$125,505 |
| | 6-4 | \$109,512 | \$110,192 | \$111,181 | 6-4 | \$111,181 | \$113,158 | \$113,554 | \$121,067 |
| | 6-3 | \$106,633 | \$107,228 | \$108,094 | 6-3 | \$108,094 | \$109,824 | \$110,171 | \$116,748 |
| | 6-2 | \$103,830 | \$104,345 | \$105,094 | 6-2 | \$105,094 | \$106,591 | \$106,891 | \$112,582 |
| | 6-1 | \$101,100 | \$102,313 | \$103,592 | 6-1 | \$103,592 | \$105,146 | \$106,618 | \$108,565 |
| Level 1 | Range 5 | | | | Range 5 | | | | |
| | 5-5 | \$98,307 | \$99,487 | \$100,730 | 5-5 | \$100,730 | \$102,241 | \$103,673 | \$105,046 |
| | 5-4 | \$95,121 | \$96,263 | \$97,466 | 5-4 | \$97,466 | \$98,928 | \$100,313 | \$101,567 |
| | 5-3 | \$92,037 | \$93,142 | \$94,306 | 5-3 | \$94,306 | \$95,720 | \$97,061 | \$98,274 |
| | 5-2 | \$89,054 | \$90,123 | \$91,249 | 5-2 | \$91,249 | \$92,618 | \$93,914 | \$95,088 |
| | 5-1 | \$86,168 | \$87,202 | \$88,292 | 5-1 | \$88,292 | \$89,616 | \$90,871 | \$92,006 |
| | Range 4 | | | | Range 4 | | | | |
| | 4-6 | \$83,375 | \$84,375 | \$85,430 | 4-6 | \$85,430 | \$86,711 | \$87,925 | \$89,022 |
| | 4-5 | \$80,672 | \$81,640 | \$82,661 | 4-5 | \$82,661 | \$83,900 | \$85,075 | \$86,138 |
| | 4-4 | \$78,057 | \$78,994 | \$79,981 | 4-4 | \$79,981 | \$81,181 | \$82,317 | \$83,346 |
| | 4-3 | \$75,527 | \$76,433 | \$77,388 | 4-3 | \$77,388 | \$78,549 | \$79,649 | \$80,645 |
| | 4-2 | \$73,078 | \$73,955 | \$74,880 | 4-2 | \$74,880 | \$76,003 | \$77,067 | \$78,030 |
| | 4-1 | \$70,709 | \$71,558 | \$72,452 | 4-1 | \$72,452 | \$73,539 | \$74,569 | \$75,501 |
| | Range 3 | | | | Range 3 | | | | |
| | 3-6 | \$64,727 | \$65,503 | \$66,322 | 3-5 | \$66,322 | \$67,317 | \$68,259 | \$69,138 |
| | 3-5 | \$61,644 | \$62,384 | \$63,163 | 3-4 | \$63,163 | \$64,111 | \$65,008 | \$65,821 |
| | 3-4 | \$59,646 | \$60,362 | \$61,117 | 3-3 | \$61,117 | \$62,033 | \$62,902 | \$63,688 |
| | 3-3 | \$57,722 | \$58,415 | \$59,145 | 3-2 | \$59,145 | \$60,032 | \$60,872 | \$61,633 |
| | 3-2 | \$55,325 | \$55,989 | \$56,689 | 3-1 | \$56,689 | \$57,539 | \$58,345 | \$59,074 |
| | 3-1 | \$53,390 | \$54,030 | \$54,706 | | | | | |
| | Range 2 | | | | Range 2 | | | | |
| | 2-6 | \$52,489 | \$53,119 | \$53,783 | 2-5 | \$53,783 | \$54,590 | \$55,354 | \$56,354 |
| | 2-5 | \$50,585 | \$51,192 | \$51,832 | 2-4 | \$51,832 | \$52,610 | \$53,346 | \$54,013 |
| | 2-4 | \$48,946 | \$49,533 | \$50,152 | 2-3 | \$50,152 | \$50,905 | \$51,617 | \$52,262 |
| | 2-3 | \$47,360 | \$47,928 | \$48,527 | 2-2 | \$48,527 | \$49,255 | \$49,944 | \$50,569 |
| | 2-2 | \$45,598 | \$46,145 | \$46,722 | 2-1 | \$46,722 | \$47,423 | \$48,087 | \$48,688 |
| | 2-1 | \$44,121 | \$44,650 | \$45,208 | | | | | |
| | Range 1 | | | | Range 1 | | | | |
| | 1-5 | \$42,442 | \$42,952 | \$43,489 | 1-5 | \$45,208 | \$45,886 | \$46,529 | \$47,110 |
| | 1-4 | \$40,950 | \$41,441 | \$41,959 | 1-4 | \$43,489 | \$44,141 | \$44,759 | \$45,803 |
| 1-3 | \$39,255 | \$39,726 | \$40,222 | 1-3 | \$41,959 | \$42,589 | \$43,185 | \$43,725 | |
| 1-2 | \$37,730 | \$38,182 | \$38,660 | 1-2 | \$40,222 | \$40,826 | \$41,397 | \$41,915 | |
| 1-1 | \$36,205 | \$36,640 | \$37,098 | 1-1 | \$38,660 | \$39,239 | \$39,789 | \$40,286 | |

86. For Items 1.2 to 1.4 (inclusive) of Schedule 1, **substitute** –

1.2 (1) Casual relief teachers will be paid the following hourly rates (refer clause 2.4.2):

| Hourly Rate | Effective From: |
|--------------------|------------------------|
| \$45.13 | 29 July 2013 |
| \$45.60 | 1 February 2014 |
| \$47.22 | 1 August 2014 |
| \$47.32 | 1 February 2015 |
| \$48.88 | 1 August 2015 |

(2) The payment calculated under sub clause (1) will not exceed the following maximum payment on any day (refer clause 2.4.2):

| Maximum Daily Rate | Effective From: |
|---------------------------|------------------------|
| \$270.80 | 29 July 2013 |
| \$273.60 | 1 February 2014 |
| \$283.30 | 1 August 2014 |
| \$283.90 | 1 February 2015 |
| \$293.30 | 1 August 2015 |

1.3 Language instructors will be paid the following sessional rates (refer clause 2.4.8):

| Sessional Hourly Rate | Effective From: |
|------------------------------|------------------------|
| \$49.51 | 29 July 2013 |
| \$50.00 | 1 February 2014 |
| \$50.68 | 1 August 2014 |
| \$50.86 | 1 February 2015 |
| \$53.43 | 1 August 2015 |

Amendments to Schedule 2 – Allowances

87. In Item 2.1 of Schedule 2 –

- a. For '\$500' **substitute** '\$750'; and
- b. For '\$7,000' **substitute** '\$8,000'.

88. In Item 2.2 of Schedule 2, for '\$1,041' **substitute** –

| Year | Maximum |
|-------------|----------------|
| 2013 | \$1,072 |
| 2014 | \$1,109 |
| 2015 | \$1,197. |

89. In Item 2.4 of Schedule 2, **substitute** –

'First Aid Allowance (refer: clause 2.3.6) payable per annum from the first pay period on or after:

| Date | Allowance |
|-----------------|------------------|
| 1 April 2013 | \$566 |
| 1 August 2013 | \$573 |
| 1 February 2014 | \$580 |
| 1 August 2014 | \$589 |
| 1 February 2015 | \$597 |
| 1 August 2015 | \$608 |

90. In Item 2.5 of Schedule 2, **substitute** –
'Intensive Care Allowance (refer: clause 2.3.7) payable per annum from the first pay period on or after:

| Date | Allowance |
|-----------------|------------------|
| 1 April 2013 | \$339 |
| 1 August 2013 | \$343 |
| 1 February 2014 | \$347 |
| 1 August 2014 | \$353 |
| 1 February 2015 | \$357 |
| 1 August 2015 | \$364 |

Amendments to Schedule 3 – Translation

91. In Item 3.1 of Schedule 3, **substitute** –

‘From the date of this Order education support class employees will translate to the revised education support class classifications as follows:

| Current classification & subdivision | | New classification & subdivision | | | |
|--------------------------------------|---|----------------------------------|---|-----------|---|
| | | | | 1/05/2014 | |
| Level 2 | Range 5 5-5 5-4 5-3 5-2 5-1 | Level 1 | Range 5 5-5 5-4 5-3 5-2 5-1 | Level 1 | Range 5 5-5 5-4 5-3 5-2 5-1 |
| | Range 4 4-6 4-5 4-4 4-3 4-2 4-1 | | Range 4 4-6 4-5 4-4 4-3 4-2 4-1 | | Range 4 4-6 4-5 4-4 4-3 4-2 4-1 |
| | Range 3 3-6 3-5 3-4 3-3 3-2 3-1 | | Range 3 3-6 3-5 3-4 3-3 3-2 3-1 | | Range 3 3-5 3-4 3-3 3-2 3-1 3-1 |
| | Range 2 2-6 2-5 2-4 2-3 2-2 2-1 | | Range 2 2-6 2-5 2-4 2-3 2-2 2-1 | | Range 2 2-5 2-4 2-3 2-2 2-1 2-1 |
| | Range 1 1-5 1-4 1-3 1-2 1-1 | | Range 1 1-5 1-4 1-3 1-2 1-1 | | Range 1 1-4 1-3 1-2 1-1 1-1 |

92. After schedule 3, **insert** –

‘SCHEDULE 4

UNSATISFACTORY PERFORMANCE PROCEDURES

- 4.1 The purpose of implementing unsatisfactory performance procedures is to improve an education support class employee’s performance to a satisfactory level. The process should be completed as early as possible within a maximum thirteen week period or, where circumstances prevent conclusion within thirteen weeks, as soon as possible thereafter.
- 4.2 The unsatisfactory performance procedures will be conducted in accordance with this schedule and any procedures determined by the council. Any procedures determined by the council must ensure that the education support class employee:
- (1) is advised of his or her unsatisfactory performance;
 - (2) is advised that he or she may have a support person or representative of his or her choice attend any meetings;
 - (3) has the opportunity to respond; and
 - (4) is provided with a period of monitoring and support.
- 4.3 Where the council considers that an education support class employee’s performance is unsatisfactory the council may commence unsatisfactory performance procedures as follows:

Advice to education support class employee

- (1) The council will advise the education support class employee in writing:
 - (a) that his or her performance is unsatisfactory;
 - (b) the particular areas of unsatisfactory performance;
 - (c) the required standard of performance;
 - (d) the consequences of continued failure to meet the required standard of performance;
 - (e) that he or she has five working days (or such longer period as the council considers reasonable in the circumstances) to explain any reasons for unsatisfactory performance.
- (2) After consideration of the education support class employee’s response or failure to respond within the period set by the council under subclause (1)(e), the council will notify the education support class employee of the decision in writing that:
 - (a) Performance is satisfactory and no further action will be taken; or
 - (b) Performance continues to be unsatisfactory and a support period will commence (being not less than ten working days) for the employee to improve his or her performance to the required standard. In this case the education support class employee is to be advised that he or she may appeal the decision however an appeal will not delay the continuation of these procedures.

Support Period

- (3) Where the Council has informed the education support class employee under sub clause (2)(b) that a support period will commence the Council will set the duration of the support period. Depending on the circumstances, the support period would normally be between two and seven weeks.
- (4) During the support period the education support class employee’s performance will be monitored regularly, including providing feedback, support and opportunities to discuss progress. It is important that an education support class employee be given opportunity and appropriate support to improve his or her performance. Whilst support should be tailored to the specific needs of the individual it is provided in an overall context which recognises that individuals are ultimately responsible for their own performance.

- (5) The Council will ensure that a written record of the support that is provided, including meeting records, is maintained and copies provided to the education support class employee in a timely manner.
- (6) At the completion of the support period the Council will assess the performance of the education support class employee. Following the assessment the Council will advise the education support class employee in writing that:
 - (a) Performance is satisfactory and no further action will be taken provided that the education support class employee's performance continues to be at or above the required standard; or
 - (b) Performance continues to be unsatisfactory and that he or she has five working days (or such longer period as the Council considers reasonable in the circumstances) to explain any reasons for the continued unsatisfactory performance.

Decision

- (7) After consideration of the education support class employee's response or failure to respond within the period set by the Council under subclause (6)(b), the Council will notify the employee of the decision in writing that:
 - (a) no further action will be taken provided that the education support class employee's performance continues to be at or above the required standard; or
 - (b) performance continues to be unsatisfactory and a second support period will be put in place on the basis that the Council considers that a realistic opportunity exists for the education support class employee's performance to improve to a satisfactory standard during the second support period; or
 - (c) performance continues to be unsatisfactory and the education support class employee's employment will be terminated.

Dated 26 July 2013

THE HON. PETER HALL, MLC
Acting Minister for Education

Education and Training Reform Act 2006

NOTIFICATION CANCELLING THE REGISTRATION OF A TEACHER

Pursuant to section 2.6.46 of the **Education and Training Reform Act 2006** (the Act), the Victorian Institute of Teaching (the Institute) may find a teacher has engaged in serious misconduct and/or is not fit to teach and may make a determination pursuant to subsection 2.6.46(2) to cancel the registration of the teacher.

On 24 July 2013, Mr Asha John Ganser (Registration No. 264401) was found guilty of serious misconduct and not fit to teach.

On 24 July 2013, Mr Asha John Ganser's registration to teach was cancelled.

ANNE SARROS
Chairperson
Disciplinary Proceedings Committee
Victorian Institute of Teaching

Food Act 1984

REGISTRATION OF A FOOD SAFETY PROGRAM TEMPLATE

I, Pauline Ireland, as delegate of the Secretary to the Department of Health, under section 19DB of the **Food Act 1984** (the Act) –

1. state that the template entitled **Bakers Delight Food Safety Program Version 4** (the template) is registered for use; and
2. specify that this template is suitable for use by food businesses trading as **Bakers Delight** carried out at, on or from class 2 food premises.

In this instrument –

'**class 2 food premises**' means food premises declared to be class 2 food premises under section 19C of the Act.

This instrument takes effect on the date it is published in the Government Gazette.

Dated 31 July 2013

PAULINE IRELAND
Assistant Director
Food Safety and Regulation

Food Act 1984

REVOCATION OF REGISTRATION OF A FOOD SAFETY PROGRAM TEMPLATE

I, Pauline Ireland, as delegate of the Secretary to the Department of Health

- (a) noting that the **Bakers Delight Food Safety Program Version 3** was registered under section 19DB of the **Food Act 1984** (the Act) in a notice published in the Government Gazette on 7 July 2011;
- (b) revoke the registration of that food safety program template under section 19DB of the Act.

This revocation takes effect on the date this notice is published in the Government Gazette.

Dated 31 July 2013

PAULINE IRELAND
Assistant Director
Food Safety and Regulation

Geographic Place Names Act 1998

NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

Road Naming:

| Change Request Number | Road Name | Locality | Proposer and Location |
|------------------------------|------------------|-----------------|---|
| N/A | Wain Court | Chiltern | Indigo Shire Council The road traverses east from Oxford Street. |
| 47854 | Griggs Road | Hallston | South Gippsland Shire Council Formerly known as part Leongatha Yarragon Road. From the intersection of Grand Ridge Road traversing in a northerly direction to the intersection of Allambee Estate Road. |
| 57158 | Gum Tree Lane | Wattlebank | Bass Coast Shire Council The road traverses south from Axforde Road. |
| 59089 | Ockenga Close | Venus Bay | South Gippsland Shire Council The road traverses south from Inlet View Road. |
| 59214 | Cartner Road | Dargo | Wellington Shire Council The road traverses north from Lower Dargo Road. |
| 59294 | Burdap Drive | Mount Evelyn | Yarra Ranges Shire Council The road traverses east from Old Hereford Road. |
| 59330 | Walkers Lane | Toorloo Arm | East Gippsland Shire Council The road traverses south east from the Princes Highway. |

Feature Naming:

| Change Request Number | Place Name | Naming Authority and Location |
|------------------------------|------------------------|---|
| 51992 | Cornwall Point | Loddon Shire Council On the shore of Laanecoore Reservoir For further details see map at www.dse.vic.gov.au/namingplaces |
| 57660 | Gerald Mullane Reserve | Moorabool Shire Council Formerly known as Navigators Recreation Reserve 344 Navigators Road, Navigators 3352 For further details see map at www.dse.vic.gov.au/namingplaces |

| Change Request Number | Place Name | Naming Authority and Location |
|-----------------------|---------------------------|---|
| 58180 | Davey Richardson Pavilion | Frankston City Council Within Belvedere Reserve 1/151R East Road, Seaford 3198 For further details 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

HERITAGE
VICTORIA
HERITAGE
VICTORIA
HERITAGE
VICTORIA

Heritage Act 1995

NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including Heritage Register Number 2330 in the category described as Heritage Place.

Masters House
Masters Landing
Murray River Reserve
River Track
Gunbower
Campaspe Shire

EXTENT

1. All of the land marked L1 on Diagram 2230 held by the Executive Director, being part of Crown Allotment 2020, Parish of Gunbower.
2. All of the building marked B1 on Diagram 2230 held by the Executive Director.

Dated 8 August 2013

STEVEN AVERY
Acting Executive Director

HERITAGE
VICTORIA
HERITAGE
VICTORIA
HERITAGE
VICTORIA

Heritage Act 1995

NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 1995**, I give notice under section 46 that the Victorian Heritage Register is amended by including Heritage Register Number 2327 in the category described as Heritage Place.

Railway Viaduct Over Melton Reservoir
Brookfield, Exford
Melton South
Melton City

EXTENT

1. All of the structure marked B1 on Diagram 2327 held by the Executive Director.
2. All of the land marked L1 on Diagram 2327 held by the Executive Director being a 10 metre curtilage from the bridge and being part of Lot 1 on Title Plan 547376, part of Crown Allotment 2002 Parish of Mooradoranook, part of Crown Allotment B Section 23 Parish of Mooradoranook, part of Crown Allotment 2013 Parish of Djerriwarrh, and part of Crown Allotments A, B, 1 and 2 Section 3 Parish of Djerriwarrh.

Dated 8 August 2013

STEVEN AVERY
Acting Executive Director

Land Acquisition and Compensation Act 1986

FORM 7

S. 21
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

Barwon Region Water Corporation of 61–67 Ryrie Street, Geelong, declares that by this notice it acquires the following interest in the land described as 45 Colac–Lavers Hill Road, Elliminyt, Victoria 3250, being more particularly described as Certificate of Title Volume 9148 Folio 958:

An easement for water supply purposes over part of the land comprised in Certificate of Title Volume 9148 Folio 958 which is shown as E–1 on plan for creation of easement dated 3 August 2012 having a total area of 2,618 m², a copy of which is available for perusal at the offices of Barwon Region Water Corporation at 61–67 Ryrie Street, Geelong.

Published with the authority of Barwon Region Water Corporation.

For and on behalf of
Barwon Region Water Corporation

Signed MICHAEL WATSON
(Authorised officer of the Authority)

Name and
Position Michael Watson
Secretary

Dated 8 August 2013

Marine Safety Act 2010

Section 211(1)(b)

NOTICE CONTROLLING NAVIGATION IN THE VICINITY OF WORKS

Gippsland Ports Committee of Management Inc., as the declared waterway manager for the waters of the Local Port of Mallacoota, make the following notice under section 211(1)(b) of the **Marine Safety Act 2010**.

For the purposes of works associated with the construction and development of the Mallacoota Ocean Access Boat Ramp the navigation and other movement of vessels in the works area is prohibited, excluding vessels involved in the works and Gippsland Ports vessels.

The works area is waters in the vicinity of Bastion Point, bounded by the following coordinates (WGS84):

| Point | Latitude | Longitude |
|-------|--------------------|---------------------|
| Stn 1 | 37° 34' 19.9971" S | 149° 45' 52.8867" E |
| 1 | 37° 34' 16.1802" S | 149° 45' 49.6302" E |
| 2 | 37° 34' 12.5017" S | 149° 45' 51.6218" E |
| 3 | 37° 34' 14.0416" S | 149° 45' 56.1112" E |

This notice has effect from 1 September 2013 to 1 September 2014.

Dated 31 July 2013

DAVID TALKO-NICHOLAS
as delegate of

Gippsland Ports Committee of Management Inc.

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

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. Appoint in accordance with sections 33(3), (4) and (5) of the Act the following persons to the Surgical Consultative Council (being the Council established by the Order of the Hon Bronwyn Pike MP, Minister for Health, and dated 13 October 2004):

| Name | Term of Appointment |
|----------------------|---------------------------------------|
| Charles Barry Beiles | 19 August 2013 until 30 November 2014 |

Remuneration of the person named and appointed above shall be in accordance with the Act and the Public Health and Wellbeing Regulations 2009 (Vic.).

HON DAVID DAVIS MP
Minister for Health



Racing Victoria

AMENDMENT OF RACING VICTORIA BOOKMAKERS' LICENCE LEVY RULES 2012

The Racing Victoria Bookmakers' Licence Levy Rules 2012 were amended by the Board of Racing Victoria Limited under section 91B of the **Racing Act 1958** on 4 July 2013, approved by the Minister for Racing under section 91D of the **Racing Act 1958** on 26 July 2013 and in accordance with the resolution of the Board, come into operation on 1 August 2013.

The format in which the rules were amended makes it unsuitable to publish them in full.

A copy of the legislative instrument (in the form of marked-up changes to the rules) is available on the Racing Victoria website, www.racingvictoria.net.au

Dated 1 August 2013

BERNARD SAUNDRY
Chief Executive Officer

Retirement Villages Act 1986

SECTION 39

Cancellation of Retirement Village Notice

I hereby declare that pursuant to section 9 of the **Retirement Villages Act 1986**, Retirement Village Notice T922380V, registered on 20 October 1995, on Certificate of Title Volume 02883 Folio 583, under the **Transfer of Land Act 1958**, is cancelled.

Dated 30 July 2013

CLAIRE NOONE
Director
Consumer Affairs Victoria

Retirement Villages Act 1986

SECTION 32

Extinguishment of Retirement Village Charge

I hereby declare that pursuant to section 29 of the **Retirement Villages Act 1986**, Retirement Village Charge T999486W registered on 13 December 1995 on Certificate of Title Volume 02883 Folio 583, under the **Transfer of Land Act 1958**, is extinguished.

Dated 30 July 2013

CLAIRE NOONE
Director
Consumer Affairs Victoria

State Concessions Act 2004

CONCESSION (ELECTRICITY RETAILERS) ORDER 2013

I, Mary Wooldridge, Minister for Community Services, make the following Order:

Dated 30 July 2013

HON MARY WOOLDRIDGE MP
Minister for Community Services

PART 1 – INTRODUCTORY

1. Objective

The objectives of this Order are –

- (a) to determine concessions and rebates available in relation to domestic electricity charges; and
- (b) to make certain declarations under section 4 of the **State Concessions Act 2004**.

2. Authorising provision

This Order is made under sections 4 and 5 of the **State Concessions Act 2004**.

3. Commencement

This Order takes effect on 1 August 2013.

4. Revocation of existing order

The Concessions (Electricity Retailers) Order 2012 is revoked.

5. Definitions

In this Order –

annual period means a year beginning on 1 December;

consumption charge means the amount (exclusive of GST) payable for electricity consumed at the principal place of residence of an eligible person or eligible beneficiary (as the case may be) for personal, household or domestic use, charged on the basis of electricity consumption;

contractor means a retailer within the meaning of the **Electricity Industry Act 2000** that is a party to a concession agreement with the State;

contractor discounts means the GST exclusive sum of regular discounts, rebates, feed-in tariffs and other benefits offered or applied by the contractor directly in relation to the electricity charges (excluding one-off discounts);

controlled load charge means the amount (exclusive of GST) payable for electricity consumed at an eligible person's principal place of residence that is separately metered and identified as a controlled load or dedicated circuit for electricity supplied at night-time or low demand periods, principally for water heating and space heating;

electricity charge means the consumption charge plus the fixed charge;

eligible beneficiary means a person declared to be an eligible beneficiary under clause 16 of this Order;

eligible person has the same meaning as in the Act;

excess electricity consumption means electricity consumed in an annual period in excess of the quantity to which the cap in clause 12(2) relates;

feed-in tariffs means the amount (exclusive of GST) credited against electricity charges in respect of electricity supplied into the grid;

fixed charge means the amount (exclusive of GST) payable for electricity consumed at the principal place of residence of an eligible person or eligible beneficiary (as the case may be) for personal, household or domestic use, not charged on the basis of electricity consumption – commonly called the 'daily supply charge' or 'service to property charge';

home-based life support machine means an intermittent peritoneal dialysis machine, haemodialysis machine, oxygen concentrator or any other home-based machine notified in writing to the contractor by the supervising officer;

summer means the period beginning on 1 November up to and including 30 April in the following year;

supervising officer means the officer of the Department of Human Services nominated in writing by the Minister as the officer responsible for the day to day management of concession agreements; and

the Act means the **State Concessions Act 2004**.

6. Where amount of concession is negative

If a concession as calculated under this Order is a negative amount, the concession is zero.

7. Retrospective claims

An eligible person or eligible beneficiary (as the case may be) may receive any of the concessions set out in this Order retrospectively for a period of up to 12 months prior to the date of the application for that concession.

PART 2 – CONCESSIONS

8. Life support concession

- (1) Subject to subclause (2), no consumption charge is payable by an eligible person for up to 1880 kilowatt hours of electricity consumed at that eligible person's principal place of residence in which a home-based life support machine is operating, during any 12 month period commencing –
 - (a) on the date that such home-based life support machine commenced to operate at that eligible person's principal place of residence; and
 - (b) subject to the home-based life support machine continuing to operate at that eligible person's principal place of residence, on each anniversary of that date.

- (2) The life support concession only applies if –
- (a) the eligible person has submitted an application for the concession, in a form approved by the supervising officer, to the contractor; or
 - (b) the supervising officer has notified the contractor that the eligible person is to receive the concession.

9. Medical cooling concession

- (1) Subject to subclause (2), the medical cooling concession is equal to 17.5% of the electricity charge payable by an eligible person for electricity consumed at that eligible person's principal place of residence during summer if a person at that residence suffers from –
- (a) multiple sclerosis, lymphoedema, Parkinson's disease, fibromyalgia, post-polio syndrome, poliomyelitis or motor neurone disease; or
 - (b) another condition determined by the Minister and notified from time to time to the contractor by the supervising officer.
- (2) The medical cooling concession only applies if –
- (a) the eligible person has submitted an application for the concession, in a form approved by the supervising officer, to the contractor; and
 - (b) the supervising officer has notified the contractor that the eligible person is to receive the concession.

10. Service to property charge concession

The service to property charge concession is equal to the amount calculated as follows:

$$A = B - C$$

where –

- A is the amount of the concession in dollars;
 B is the fixed charge payable by an eligible person; and
 C is the consumption charge.

11. Controlled load electricity concession

The controlled load electricity concession is equal to 13% of the controlled load charge payable by an eligible person.

12. Annual electricity concession

- (1) Subject to subclause (2), the annual electricity concession is equal to the amount calculated as follows:
- $$A = 17.5\% \times [(B - C) - (D \times 0.0823)]$$
- where –
- A is the amount of the concession in dollars;
 B is the electricity charge payable by an eligible person;
 C is the contractor discounts in respect of the period to which the electricity charge in B relates; and
 D is the number of days in the period to which the electricity charge in B relates.
- (2) Subject to subclause (3), an eligible person is entitled to a maximum of \$412.36 of annual electricity concession in each annual period.
- (3) Subclause (2) does not apply to an eligible person in respect of an annual period if that eligible person has received the life support concession or the medical cooling concession at any time during that annual period.

13. Excess energy concession

- (1) Subject to subclauses (2) and (3), the excess energy concession is equal to the amount calculated as follows:

$$A = 17.5\% \times [(B - C) - (D \times 0.0823)]$$

where –

- A is the amount of the concession available to an eligible person;
- B is the electricity charge for the excess electricity consumption;
- C is the contractor discounts in respect of the period to which the electricity charge in B relates; and
- D is the number of days in the period to which the electricity charge in B relates.
- (2) The excess energy concession only applies if –
- (a) the eligible person submits an application for the excess energy concession, in a form approved by the supervising officer (together with the information requested in that form), to the Department of Human Services; and
- (b) the Department of Human Services approves the eligible person's application.
- (3) An eligible person who has received the life support concession or the medical cooling concession at any time during an annual period is not eligible to apply for the excess energy concession in respect of that annual period.

14. Transfer fee waiver

No connection fee is payable by an eligible person when that eligible person moves into a principal place of residence that has an electricity connection.

15. Group homes concession

The group homes concession is equal to the amount calculated as follows:

$$A = 17.5\% \times [(B - C) - (D \times 0.0823)]$$

where –

- A is the amount of the concession in dollars;
- B is the electricity charge payable by an eligible beneficiary;
- C is the contractor discounts in respect of the period to which the electricity charge in B relates; and
- D is the number of days in the period to which the electricity charge in B relates.

PART 3 – DECLARATIONS UNDER SECTION 4 OF THE ACT**16. Declaration of eligible beneficiary and user costs under section 4 of the Act**

- (1) For the purposes of paragraph (d) of the definition of **eligible beneficiary** in section 3 of the Act, a person who provides accommodation to one or more eligible persons is declared to be an eligible beneficiary if –
- (a) the supervising officer notifies the contractor, in writing, that the person is an eligible beneficiary; and
- (b) the notice has not been revoked.
- (2) For the purposes of paragraph (f) of the definition of **user cost** in section 3 of the Act, electricity charges payable by a person who is an eligible beneficiary by reason of subclause (1) is a user cost.

State Concessions Act 2004

CONCESSION (WATER CORPORATIONS) ORDER 2013

I, Mary Wooldridge, Minister for Community Services, make the following Order:

Dated 30 July 2013

HON MARY WOOLDRIDGE MP
Minister for Community Services

PART 1 – INTRODUCTORY**1. Objective**

The objective of this Order is to determine concessions available in relation to water and sewerage charges.

2. Authorising provision

This Order is made under section 5 of the **State Concessions Act 2004**.

3. Commencement

This Order takes effect on 1 August 2013.

4. Revocation of existing order

The Concessions (Water Corporations) Order 2012 is revoked.

5. Definitions

In this Order –

annual cap means \$283.90, increased by 2.5% (rounded to the nearest ten cents) on 1 July every year commencing 1 July 2014;

Authority means a water corporation within the meaning of the Water Act that has a water district or a sewerage district within the meaning of the Water Act;

eligible person has the same meaning as in the Act;

home-based life support machine means an intermittent peritoneal dialysis machine, haemodialysis machine, oxygen concentrator or any other home-based machine notified in writing to the Authority by the supervising officer;

recycled water charge means the fee under a tariff (exclusive of GST) imposed under section 259 of the Water Act which may comprise a fixed service charge and a variable usage charge payable for the provision of a reticulated recycled water service to an eligible person's principal place of residence for fit-for-purpose personal, household or domestic use;

sewerage charge means the fee under a tariff (exclusive of GST) imposed under section 259 of the Water Act which may comprise a fixed service charge and a variable disposal charge payable for the provision of a reticulated sewerage service to an eligible person's principal place of residence for personal, household or domestic use;

supervising officer means the officer of the Department of Human Services nominated in writing by the Minister as the officer responsible for the day to day management of concessions under this Order;

the Act means the **State Concessions Act 2004**;

variable water usage charge means that part of the water charge that is based on the volume of water used;

Water Act means the **Water Act 1989**;

water charge means the fee under a tariff (exclusive of GST) imposed under section 259 of the Water Act which may comprise a fixed service charge and a variable usage charge payable for the provision of a reticulated water service to an eligible person's principal place of residence for personal, household or domestic use.

6. Where amount of concession is negative

If a concession as calculated under this Order is a negative amount, the concession is zero.

7. Retrospective claims

An eligible person may receive any of the concessions set out in this Order retrospectively for a period of up to 12 months prior to the date of the application for that concession.

PART 2 – CONCESSIONS**8. Water and sewerage concession**

(1) The water and sewerage concession is equal to 50% of the total of:

- (a) the water charges;
- (b) the recycled water charges; and
- (c) the sewerage charges,

levied to an eligible person and is subject to the further limitations provided in subclause (2).

(2) In each financial year, the amount of the water and sewerage concession must not exceed –

- (a) unless paragraph (b) applies, the annual cap; or
- (b) in the case of an eligible person whose principal place of residence is not seweraged, 50% of the annual cap.

9. Life support concession

(1) Subject to subclause (2), an eligible person is entitled to a concession equal to the variable water usage charge payable by an eligible person for up to 168 kilolitres of water consumed at that eligible person's principal place of residence in which a home-based life support machine is operating, during any 12 month period commencing –

- (a) on the date that such home-based life support machine commenced to operate at that eligible person's principal place of residence; and
- (b) subject to the home-based life support machine continuing to operate at that eligible person's principal place of residence, on each anniversary of that date.

(2) The life support concession only applies if –

- (a) the eligible person has submitted an application for the concession, in a form approved by the supervising officer, to the Authority; or
- (b) the supervising officer has notified the Authority that the eligible person is to receive the concession.

State Concessions Act 2004**CONCESSION (LOCAL GOVERNMENT) ORDER 2013**

I, Mary Wooldridge, Minister for Community Services, make the following Order:

Dated 30 July 2013

HON MARY WOOLDRIDGE MP
Minister for Community Services

PART 1 – INTRODUCTORY**1. Objective**

The objective of this Order is to determine concessions available in relation to municipal rates and charges.

2. Authorising provision

This Order is made under section 5 of the **State Concessions Act 2004**.

3. Commencement

This Order takes effect on 1 August 2013.

4. Revocation of existing order

The Concession (Local Government) Order 2012 (No.2) is revoked.

5. Definitions

In this Order –

annual cap means \$202.90, increased by 2.5% (rounded to the nearest ten cents) on 1 July every year commencing 1 July 2014;

domestic partner of a person means a person with whom the person is in a domestic relationship that is –

- (a) a domestic relationship that is registered under the **Relationships Act 2008**; or
- (b) a relationship between two persons who are not married to each other but who are living together as a couple on a genuine domestic basis (irrespective of gender);

eligible recipient has the same meaning as in the Act;

rates and charges means rates and charges declared by a municipal council under section 155 of the **Local Government Act 1989** and interest payable on such rates and charges payable under section 172 of that Act;

the Act means the **State Concessions Act 2004**.

PART 2 – CONCESSION**6. Municipal rates and charges concession**

- (1) Subject to subclauses (2) and (3), the municipal rates and charges concession is equal to 50% of the amount of rates and charges payable by:
 - (a) an eligible recipient; or
 - (b) an eligible recipient and their domestic partner,
 in respect of that eligible recipient's principal place of residence.
- (2) In each financial year, the amount of the municipal rates and charges concession must not exceed the annual cap.
- (3) An eligible recipient may receive the municipal rates and charges concession retrospectively for a period of up to 12 months prior to the date of the application for that concession.

State Concessions Act 2004**CONCESSION (GAS RETAILERS) ORDER 2013**

I, Mary Wooldridge, Minister for Community Services, make the following Order:

Dated 30 July 2013

HON MARY WOOLDRIDGE MP
Minister for Community Services

PART 1 – INTRODUCTORY**1. Objective**

The objectives of this Order are –

- (a) to determine concessions available in relation to domestic gas charges; and
- (b) to make certain declarations under section 4 of the **State Concessions Act 2004**.

2. Authorising provision

This Order is made under sections 4 and 5 of the **State Concessions Act 2004**.

3. Commencement

This Order takes effect on 1 August 2013.

4. Revocation of existing order

The Concessions (Gas Retailers) Order 2012 is revoked.

5. Definitions

In this Order –

contractor means a gas retailer within the meaning of the **Gas Industry Act 2001** that is a party to a concession agreement with the State;

contractor discounts means the GST exclusive sum of regular discounts, rebates, feed-in tariffs and other benefits offered or applied by the contractor directly in relation to the gas charges (excluding one-off discounts);

eligible beneficiary means a person declared to be an eligible beneficiary under clause 11 of this Order;

eligible person has the same meaning as in the Act;

excess gas consumption means gas consumed in winter in excess of the quantity to which the cap in clause 8(2) relates;

gas charge means the fixed and variable amount (exclusive of GST) payable for gas consumed at the principal place of residence of an eligible person or eligible beneficiary (as the case may be) for personal, household or domestic use;

life support concession means the life support concession under the Concession (Electricity Retailers) Order 2013;

medical cooling concession means the medical cooling concession under the Concession (Electricity Retailers) Order 2013;

supervising officer means the officer of the Department of Human Services nominated in writing by the Minister as the officer responsible for the day to day management of concession agreements;

the Act means the **State Concessions Act 2004**; and

winter means the period beginning on 1 May up to and including 31 October each year.

6. Where amount of concession is negative

If a concession as calculated under this Order is a negative amount, the concession is zero.

7. Retrospective claims

An eligible person or eligible beneficiary (as the case may be) may receive the concessions set out in this Order retrospectively for a period of up to 12 months prior to the date of the application for that concession.

PART 2 – CONCESSIONS**8. Winter gas concession**

(1) Subject to subclause (2), the winter gas concession is equal to the amount calculated as follows:

$$A = 17.5\% \times [(B - C) - (D \times 0.0593)]$$

where –

A is the amount of the concession in dollars;

B is the gas charge for gas consumed during winter payable by an eligible person;

C is the contractor discounts in respect of the period to which the gas charge in B relates;

D is the number of days in the period to which the gas charge in B relates.

- (2) Subject to subclause (3), an eligible person is entitled to a maximum of \$222.73 of winter gas concession for each winter.
- (3) Subclause (2) does not apply to an eligible person in respect of a winter if that eligible person has received the life support concession or the medical cooling concession in respect of electricity consumed at that eligible person's principal place of residence at any time during that winter.

9. Excess energy concession

- (1) Subject to subclauses (2) and (3), the excess energy concession is equal to the amount calculated as follows:
- $$A = 17.5\% \times [(B - C) - (D \times 0.0593)]$$
- where –
- A is the amount of the concession an eligible person is entitled to;
- B is the gas charge for the excess gas consumption;
- C is the contractor discounts in respect of the period to which the gas charge in B relates; and
- D is the number of days in the period to which the gas charge in B relates.
- (2) The excess energy concession only applies if –
- (a) the eligible person submits an application for the excess energy concession, in a form approved by the supervising officer (together with the information requested in that form), to the Department of Human Services; and
- (b) the Department of Human Services approves the eligible person's application.
- (3) An eligible person who has received the life support concession or the medical cooling concession in respect of electricity consumed at that eligible person's principal place of residence at any time during a winter is not eligible to apply for the excess energy concession in respect of that winter.

10. Group homes concession

The group homes concession is equal to the amount calculated as follows:

$$A = 17.5\% \times [(B - C) - (D \times 0.0593)]$$

where –

- A is the amount of the concession in dollars;
- B is the gas charge payable by an eligible beneficiary for gas consumed during winter;
- C is the contractor discounts in respect of the period to which the gas charge in B relates;
- D is the number of days in the period to which the gas charge in B relates.

PART 3 – DECLARATIONS UNDER SECTION 4 OF THE ACT

11. Declaration of eligible beneficiary and user costs under section 4 of the Act

- (1) For the purposes of paragraph (d) of the definition of **eligible beneficiary** in section 3 of the Act, a person who provides accommodation to one or more eligible persons is declared to be an eligible beneficiary if –
- (a) the supervising officer notifies the contractor, in writing, that the person is an eligible beneficiary; and
- (b) the notice has not been revoked.
- (2) For the purposes of paragraph (f) of the definition of **user cost** in section 3 of the Act, gas charges payable by a person who is an eligible beneficiary by reason of subclause (1) is a user cost.

Water Act 1989PERMISSIBLE CONSUMPTIVE VOLUME (SOUTHERN RURAL WATER)
GROUNDWATER AMENDMENT ORDER 2013

I, Peter Walsh MLA, Minister for Water, as Minister administering the **Water Act 1989**, make the following Order

1. Citation

This Amendment Order is called the Permissible Consumptive Volume (Southern Rural Water) Groundwater Amendment Order 2013.

2. Authorising provision

This Permissible Consumptive Volume (Southern Rural Water) Groundwater Amendment Order 2013 (Amendment Order) is made under section 22A of the **Water Act 1989** and section 27 of the **Interpretation of Legislation Act 1984**.

3. Commencement

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

4. Purpose

The purpose of this Amendment Order is to make amendments to the Permissible Consumptive Volume Groundwater Order 2011 dated 4 July 2011 and published in the Government Gazette on 14 July 2011 (the Order) to include water issued under the Dairy Shed Water Licence Transition Program, to set separate permissible consumptive volumes (PCVs) for various formations in the Nepean Groundwater Management Area, and to make a number of other amendments to PCVs.

5. Amendment of Permissible Consumptive Volume Groundwater Order 2011

The Order is amended as follows:

(1) In clause 5:

- (a) after the definition of 'Lower Eastern View formation' **insert** –
'LTB' means the stratigraphic unit 'Morningson Volcanic Group' as registered in the Geoscience Australia – Australia Stratigraphic Units Database (Strat. No. 76939);
- (b) after the definition of 'Plan' **insert** –
'QA' means the combined stratigraphic units of 'Bridgewater Formation' as registered in the Geoscience Australia – Australia Stratigraphic Units Database (Strat. No. 2543), and 'Wanneau Formation' as registered in the Geoscience Australia – Australia Stratigraphic Units Database (Strat. No. 19417);
- (c) after the definition of 'Upper Eastern View formation' **insert** –
'UTAF' means the stratigraphic unit 'Brighton Group' as registered in as registered in the Geoscience Australia – Australia Stratigraphic Units Database (Strat. No. 2556).

(2) Clause 9(b)(i) is ~~deleted~~.**(3) In the Table:**

- (a) in Column D:
 - (i) in the Bungaree Water Supply Protection Area for '5,321' **substitute** '5,334';
 - (ii) in the Condah Water Supply Protection Area for '7,437' **substitute** '7,475';
 - (iii) in the Denison Water Supply Protection Area for '17,743' **substitute** '18,502';

- (iv) in the Giffard Groundwater Management Area for '5,670' **substitute** '5,689';
- (v) in the Glenelg Water Supply Protection Area for '32,660' **substitute** '33,262';
- (vi) in the Glenormiston Groundwater Management Area for '2,565' **substitute** '2,698';
- (vii) in the Nullawarre Water Supply Protection Area for '21,280' **substitute** '22,741';
- (viii) in the Orbost Groundwater Management Area for '1,201' **substitute** '1,217';
- (ix) in the Rosedale Groundwater Management Area for '22,313' **substitute** '22,372';
- (x) in the Sale Water Supply Protection Area for '21,212' **substitute** '21,238';
- (xi) in the Wa De Lock Groundwater Management Area Zone 1 for '11,972' **substitute** '12,595';
- (xii) in the Wandin Yallock Water Supply Protection Area for '2,924' **substitute** '3,008';
- (xiii) in the Warrion Water Supply Protection Area for '13,836' **substitute** '14,086';
- (xiv) in the Yangery Water Supply Protection Area for '14,103' **substitute** '14,352';
- (xv) in the Yarram Water Supply Protection Area for '25,317' **substitute** '25,690';
- (b) in the Nepean Groundwater Management Area:
 - (i) in column C for 'All formations below the surface' **substitute** 'Upper aquifer being all aquifers from:
 - (A) the natural surface to 200 metres below the natural surface; or
 - (B) the natural surface to 50 metres below the base of the Quaternary Aquifer (QA), Upper Tertiary Fluvial Aquifer (UTAF) or the Lower Tertiary Basalt (LTB);
 whichever is the deeper'; and
 - (ii) in column D for '6,013' **substitute** '6,110'.

Dated 30 July 2013

PETER WALSH MLA
Minister for Water

Water Act 1989

PERMISSIBLE CONSUMPTIVE VOLUME (WEST WIMMERA GROUNDWATER MANAGEMENT AREA) ORDER 2013

I, Peter Walsh MLA, Minister for Water, as Minister administering the **Water Act 1989** make the following Order:

Citation

1. This Order is called the Permissible Consumptive Volume (West Wimmera Groundwater Management Area) Order 2013.

Authorising provision

2. This Order is made under section 22A of the Act and section 27 of the **Interpretation of Legislation Act 1984**.

Commencement

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

Purpose

4. The purpose of this Order is:
- (a) to amend the Permissible Consumptive Volume Groundwater Order 2011 to remove references to the Goroke Groundwater Management Area, the Kaniva Tertiary Confined Sand Aquifer Groundwater Management Area, the Little Desert Groundwater Management Area, the Neuarpur Water Supply Protection Area and the Nhill Groundwater Management Area; and
 - (b) consistent with the West Wimmera Groundwater Management Strategy June 2011, to declare PCVs for zones and sub-zones in the West Wimmera Groundwater Management Area.

Definitions

5. In this Order –

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

‘**All other formations**’ in Column E of the Table in this Order means all formations from the land surface to 50 metres below the base of the Tertiary Confined Sand Aquifer or 200 metres below the land surface whichever is deeper, excluding the Pliocene Sands Aquifer, Tertiary Limestone Aquifer, and the Tertiary Confined Sand Aquifer;

‘**ML**’ means megalitres;

‘**PCV**’ means a permissible consumptive volume declared under section 22A(1) of the Act;

‘**Pliocene Sands Aquifer**’ means the stratigraphic unit ‘Parilla Sand’ as registered in the Geoscience Australia – Australia Stratigraphic Units Database (Strat. No. 14873);

‘**sub-zone**’ means that part of the West Wimmera Groundwater Management Area that is the area identified as a sub-zone in Plan No. LEGL./12-077 lodged in the Central Plan Office;

‘**Tertiary Confined Sand Aquifer**’ means the stratigraphic unit ‘Renmark Group’ as registered in the Geoscience Australia – Australia Stratigraphic Units Database (Strat. No. 16036);

‘**Tertiary Limestone Aquifer**’ means the stratigraphic unit ‘Murray Group’ as registered in the Geoscience Australia – Australia Stratigraphic Units Database (Strat. No. 13544);

‘**this Order**’ means this Permissible Consumptive Volume (West Wimmera Groundwater Management Area) Order 2013;

‘**water season**’ has the same meaning as in the Act;

‘**West Wimmera Groundwater Management Area**’ means the area including the sub-surface strata identified as the West Wimmera Groundwater Management Area in Plan No. LEGL./12-075 lodged in the Central Plan Office;

‘**WSPA**’ means a water supply protection area declared under section 27(1) of the Act;

‘**zone**’ means that part of the West Wimmera Groundwater Management Area that is the area identified as a zone in Plan No. LEGL./12-076 lodged in the Central Plan Office.

Amendment of the Permissible Consumptive Volume Groundwater Order 2011

6. The Permissible Consumptive Volume Groundwater Order 2011 dated 4 July 2011 and published in Government Gazette G28 on 14 July 2011 at pages 1639–1645 is amended by
- (a) deleting from the Table in that Order the following:

| | | | |
|------------------------------------|--------------|---------------------------------|-------|
| Goroke Groundwater Management Area | LEGL./02-022 | Tertiary Confined Sand Aquifer* | 2,200 |
|------------------------------------|--------------|---------------------------------|-------|

| | | | | |
|---|--------------|--|--------|---|
| and ' | | | | |
| Kaniva TCSA Groundwater Management Area | LEGL./02-019 | Tertiary Confined Sand Aquifer* | 1,100 | ' |
| and ' | | | | ' |
| Little Desert Groundwater Management Area | LEGL./02-021 | Tertiary Confined Sand Aquifer | 1,100 | ' |
| and ' | | | | ' |
| Neuarpur Water Supply Protection Area | LGL./97-274 | Zone 1 – All formations from 50 metres to 175 metres below the surface | 20,700 | ' |
| | | Zone 2 – All formations from 50 metres to 175 metres below the surface | 4,050 | |
| and ' | | | | ' |
| Nhill Groundwater Management Area | LEGL./02—2- | Tertiary Confined Sand Aquifer* | 1,200 | ' |
| and | | | | ' |

(b) **deleting** from the foot of the Table in that Order the following:

‘***‘Tertiary Confined Sand Aquifer’** means all the lithological units within the Renmark Group as registered by the Geological Society of Australia.’.

Declaration of permissible consumptive volumes for areas in the West Wimmera Groundwater Management Area

7. I declare that the total volume of groundwater (PCV) that may be taken in a zone or sub-zone listed in column A of the Table during a water season whether used in that zone or sub-zone or elsewhere under the Act or any other Act other than the **Water Act 1989** must not exceed the greater of the following:

- (a) the volume as listed in column B, C, D or E of the Table for that zone or sub-zone; or
- (b) the volume as listed in column B, C, D or E of the Table for that zone or sub-zone plus the volume that may be taken under any licence issued or amended or to be issued or amended under section 51 of the Act in that zone or sub-zone and the licence issued under section 51 of the Act is a licence that authorises the holder –
 - (i) to take and use groundwater where the licence has been issued in respect of a managed aquifer recharge (MAR) scheme and which contains a condition prohibiting the licence holder from taking more than the volume of water injected or infiltrated under the scheme into an aquifer in the area; or

- (ii) to take over a period of a maximum of 14 consecutive days for the purpose of a single pumping test carried out to gain information on the properties of an aquifer or bore:
- (A) no more than 30 ML of groundwater; or
- (B) groundwater amounting to no more than 2 per cent of the PCV declared for the area;
- whichever of is the lesser amount of (A) or (B).

TABLE

| Column A | Column B | Column C | Column D | Column E |
|---|-------------------------------|-----------------------------------|---------------------------------------|-----------------------------|
| West Wimmera Groundwater Management Area | Pliocene Sands Aquifer | Tertiary Limestone Aquifer | Tertiary Confined Sand Aquifer | All other formations |
| | PCV in ML | PCV in ML | PCV in ML | PCV in ML |
| Big Desert Zone | 0 | 25 | 0 | 0 |
| Gymbowen Zone | 50 | 2,000 | 200 | 0 |
| Little Desert Zone | 0 | 25 | 0 | 0 |
| Neuarpur Zone | | | | |
| • Neuarpur Sub-zone 1 | 0 | 20,700 | 200 | 0 |
| • Neuarpur Sub-zone 2 | 0 | 4,050 | 200 | 0 |
| Northern Zone | 50 | 22,390 | 500 | 0 |
| Southern Zone | | | | |
| • Apsley Sub-zone | 0 | 2,901 | 200 | 0 |
| • Edenhope Sub-zone | 50 | 680 | 50 | 0 |
| • Langkoop Sub-zone | 0 | 2,000 | 100 | 0 |
| • Ullswater Sub-zone | 50 | 888 | 100 | 0 |

Dated 30 July 2013

PETER WALSH MLA
Minister for Water

Notes:

- The Plans may be inspected during business hours at the Central Plan Office, Land Victoria, Department of Transport, Planning and Local Infrastructure, 570 Bourke Street, Melbourne.
- The stratigraphic units registered on the Geoscience Australia – Australia Stratigraphic Units Database may be viewed online at www.ga.gov.au.
- As described in the Victorian Aquifer Framework*:
 - the Pliocene Sands Aquifer is part of the Upper Tertiary Aquifer (Marine) – UTAM;
 - the Tertiary Limestone Aquifer is part of the Upper Mid Tertiary Aquifer (UMTA); and
 - the Tertiary Confined Sand Aquifer is part of the Lower Tertiary Aquifer (LTA).

*The Victorian Aquifer Framework 201, ISBN 978-1-74287-551-4.

Water Act 1989**CARRYOVER DECLARATION FOR WEST WIMMERA
GROUNDWATER MANAGEMENT AREA 2013**

I, Peter Walsh MLA, Minister for Water, as Minister administering the **Water Act 1989** make the following Declaration:

Citation

1. This Declaration is called the Carryover Declaration for West Wimmera Groundwater Management Area 2013.

Purpose

2. The purpose of this Declaration is to allow holders of take and use licences for groundwater in the West Wimmera Groundwater Management Area to carryover an amount of groundwater unused in a water season to a subsequent water season and to specify the terms and conditions that are to apply to ensure amongst other things that any local impact of increased use can be managed. This Declaration includes a specific carryover provision to apply in Neuarpur sub-zone 1 to deal with declining water levels in that area.

Authorising provision

3. This Declaration is made under section 62A of the Act.

Commencement and duration

4. This Declaration comes into effect on the date on which notice of it is published in the Government Gazette and continues in force until revoked.

Definitions

5. In this Declaration:

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

‘**carryover water**’ means the amount of groundwater authorised to be taken by a licence holder under this Declaration;

‘**Declaration**’ means this Carryover Declaration for West Wimmera Groundwater Management Area 2013;

‘**groundwater licence**’ means a licence to take and use groundwater issued under section 51(1)(b) of the Act;

‘**licensed volume**’ means the maximum amount of groundwater authorised to be taken under a groundwater licence in a water season;

‘**Neuarpur sub-zone 1**’ means that part of the groundwater system that is the area identified as Neuarpur sub-zone 1 in Plan No. LEGL./12-077 lodged in the Central Plan Office;

‘**West Wimmera Groundwater Management Area**’ means that part of the groundwater system that is the area identified as the West Wimmera Groundwater Management Area in Plan No. LEGL./12-075 lodged in the Central Plan Office;

‘**water season**’ has the same meaning as in the Act.

Declaration

6. I declare that groundwater licence holders in the West Wimmera Groundwater Management Area are authorised to take groundwater that has not been taken under a groundwater licence by the end of a water season in the subsequent water season (that is, it may be ‘carried over’ into the next water season) subject to the terms and conditions specified in this Declaration.

Terms and conditions

7. The following terms and conditions apply to this Declaration:

- (1) **Maximum amount that may be carried over**

The maximum amount of carryover water that can be taken in the subsequent water season is 30 percent of the licensed volume;

(2) **Restriction on amount that may be carried over in Neuarpur sub-zone 1**

Despite sub-clause (1) the amount of carryover water that can be taken in the subsequent water season by a groundwater licence holder in Neuarpur sub-zone 1 is 30 per cent of the volume the licence holder was directed by the Authority to take during the preceding water season under any roster or restriction directed by the Authority.

Dated 30 July 2013

PETER WALSH MLA
Minister for Water

Notes

(1) Definitions

Terms used have the same meaning as given to them in the Act, unless otherwise defined.

(2) Terms and conditions

As provided in section 62A(3)(a) of the Act, the groundwater licence holder is subject to both the terms and conditions of the groundwater licence and the terms and conditions of this Declaration.

(3) Amount of carryover water taken to be recorded on the water register

For the purpose of recording in the water register, carryover water authorised to be taken by a groundwater licence holder that is taken will be recorded against carryover water before any licensed volume.

(4) Inspection of the Plans

Plan Nos. LEGL./12-075, and LEGL./12-077 may be inspected during business hours at the Central Plan Office, Land Victoria, Department of Transport, Planning and Local Infrastructure, 570 Bourke Street, Melbourne.

Planning and Environment Act 1987

BAW BAW PLANNING SCHEME

Notice of Approval of Amendment

Amendment C101

The Minister for Planning has approved Amendment C101 to the Baw Baw Planning Scheme.

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

The Amendment amends the schedule to the Development Contribution Plan Overlay by deleting projects from the Summary of Costs table, revising the contribution rates to reflect deleted projects and making minor corrections to the Overlay.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Baw Baw Shire Council, Customer Service Centre, 61 Smith Street, Warragul.

JOHN PHILLIPS

Director

Planning and Building Systems

Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987

BENALLA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C18

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

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

The Amendment inserts Schedule 4 (Glenrowan Terminal Station) to Clause 37.01 Special Use Zone and rezones land at 17 Glen West Lane, Winton, to Special Use Zone 4.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Benalla Rural City Council, Fawckner Street, Benalla.

JOHN PHILLIPS

Director

Planning and Building Systems

Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987

BRIMBANK PLANNING SCHEME

Notice of Approval of Amendment

Amendment C152

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

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

The Amendment introduces Crime Prevention Through Environmental Design (CPTED) principles as part of the Municipal Strategic Statement. The Amendment also re-introduces the

reference to the 'Palmer's Road and Robinson Road Upgrade, (Sayers Road to Western Freeway, Truganina) Incorporated Document, July 2012', which was previously introduced under Amendment C116 and inadvertently removed from the Brimbank Planning Scheme in Amendment C155.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Brimbank City Council, Old Calder Highway Keilor.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987
GREATER BENDIGO PLANNING SCHEME
Notice of Approval of Amendment
Amendment C162 Part 2

The Minister for Planning has approved Amendment C162 Part 2 to the Greater Bendigo Planning Scheme.

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

The Amendment:

- amends Clauses 21.10 and 22.06 of the Local Planning Policy Framework to update the reference document 'Greater Bendigo Heritage Policy Citations Review, 2011' from Revision 1 to Revision 2;
- applies a Heritage Overlay to part of the road reserve of High Street, Axedale (HO853), part of 20 Batten Street, California Gully (HO328), part of 19 Symbester Crescent, Eaglehawk (HO367), part of 138 High Street, Kangaroo Flat (HO509), and part of 4 Olympic Parade, Kangaroo Flat (HO521), by amending Planning Scheme Map Nos. 15HO, 18HO, 22HO and 34HO and the Schedule to the Heritage Overlay to recognise five new heritage places; and
- amends the Schedule to the Heritage Overlay to re-order a number of heritage places so they appear numerically and alphabetically by street address under each location.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Greater Bendigo City Council, 195–229 Lyttleton Terrace, Bendigo, and the Hopetoun Mill Building, 15 Hopetoun Street, Bendigo.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987
GREATER BENDIGO PLANNING SCHEME
Notice of Approval of Amendment
Amendment C164

The Minister for Planning has approved Amendment C164 to the Greater Bendigo Planning Scheme.

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

The Amendment rezones land at 128 Victoria Street, Eaglehawk, from Special Use Zone – Schedule 1 (Private Educational or Religious Institutions) to Industrial 3 Zone, inserts Schedule 15 to the Design and Development Overlay into the planning scheme to establish requirements for the future development of the land, applies the Design and Development Overlay – Schedule 15 to the land and applies the Environmental Audit Overlay to the land.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Greater Bendigo City Council, Hopetoun Mill, 15 Hopetoun Street, Bendigo.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987
HOBSONS BAY PLANNING SCHEME
Notice of Approval of Amendment
Amendment C82

The Minister for Planning has approved Amendment C82 to the Hobsons Bay Planning Scheme.

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

The Amendment rezones the land at 38–48 Blackshaws Road, and part 561–569 Melbourne Road, South Kingsville, from Industrial 3 Zone to Residential 1 Zone and applies an Environmental Audit Overlay and Design and Development Overlay to the site. It also amends Clause 66.06 to introduce notice requirements for permit applications on the site.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Hobsons Bay City Council, Hobsons Bay Civic Centre, 115 Civic Parade, Altona.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987
KNOX PLANNING SCHEME
Notice of Approval of Amendment
Amendment C93

The Minister for Planning has approved Amendment C93 to the Knox Planning Scheme.

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

The Amendment rezones part of Stamford Park to a Residential 1 Zone, Public Use Zone and Public Park and Recreation Zone and amends various overlays and local planning policy to implement the recommendations of the Stamford Park Master Plan Report (February 2013). The Amendment also reinstates earlier approved changes to the Local Planning Policy Framework in relation to bushfire hazard which were deleted by administrative error.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure 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, Victoria 3152.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987

PYRENEES PLANNING SCHEME

Notice of Approval of Amendment

Amendment C32

The Minister for Planning has approved Amendment C32 to the Pyrenees Planning Scheme.

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

The Amendment corrects various mapping anomalies, amends the Schedules to the Rural Zones to exempt planning permit requirements for outbuildings, agricultural buildings or dwelling extensions of a certain size, amends the Schedule to Clause 52.27 to exempt Beer and Wine Producer's Licences from requiring a planning permit, and amends the Incorporated Document Restructure Plan No. 7.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Pyrenees Shire Council, 5 Lawrence Street, Beaufort, Victoria.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987

SWAN HILL PLANNING SCHEME

Notice of Approval of Amendment

Amendment C54

The Minister for Planning has approved Amendment C54 to the Swan Hill Planning Scheme.

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

The Amendment changes the Schedule to Clause 61.01 to make the Minister for Planning responsible for issuing planning certificates for land in the Rural City of Swan Hill.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Swan Hill Rural City Council, 45 Splatt Street, Swan Hill.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987

WODONGA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C109

The Minister for Planning has approved Amendment C109 to the Wodonga Planning Scheme.

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

The Amendment:

- amends the schedule to Clause 52.02 to remove a covenant from the land;
- amends the schedule to Clause 52.03 by introducing an incorporated document for use and development of the land at 1 McGaffins Road, West Wodonga, as an emergency services facility; and
- amends the schedule to Clause 81.01 by introducing the incorporated document.

The land affected is 1 McGaffins Road, West Wodonga.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Wodonga City Council.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987

YARRA PLANNING SCHEME

Notice of Approval of Amendment

Amendment C169

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

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

The Amendment extends the existing interim Heritage Overlay controls applying to 139 Hoddle Street, Richmond, until 31 October 2013 and deletes heritage controls applying to 10 Kelso Street, Cremorne, which have expired.

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

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

Planning and Environment Act 1987
YARRIAMBIACK PLANNING SCHEME

Notice of Approval of Amendment
Amendment C18

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

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

The Amendment rezones the former Murtoa State School at 17 and 19 Duncan Street and 20 Cromie Street, Murtoa, from Public Use Zone to Township Zone, and corrects Heritage Overlay mapping anomalies affecting the former school site and 35 and 70 Duncan Street, Murtoa.

A copy of the Amendment can be inspected, free of charge, at the Department of Transport, Planning and Local Infrastructure website at www.dpcd.vic.gov.au/planning/publicinspection and free of charge, during office hours, at the offices of the Yarriambiack Shire Council, 34 Lyle Street, Warracknabeal.

JOHN PHILLIPS
Director
Planning and Building Systems
Department of Transport, Planning and Local Infrastructure

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 1, Section 13, Township and Parish of Chiltern, and located at the corner of Brown Street and Albert Road, Chiltern, at a price not less than the Valuer General's valuation.

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

Dated 6 August 2013

Responsible Minister:
GORDON RICH-PHILLIPS MLC
Assistant Treasurer

MATTHEW McBEATH
Acting Clerk of the Executive Council

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

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

100. *Statutory Rule:* Marine (Domestic Commercial Vessel National Law Application) (Prescribed Information on Forms) Regulations 2013

Authorising Act: Marine (Domestic Commercial Vessel National Law Application) Act 2013

Date first obtainable: 6 August 2013
Code A

101. *Statutory Rule:* Marine (Drug, Alcohol and Pollution Control) Amendment (Domestic Commercial Vessel National Law Application) Regulations 2013

Authorising Act: Marine (Drug, Alcohol and Pollution Control) Act 1988

Date first obtainable: 6 August 2013
Code A

102. *Statutory Rule:* Marine Safety Amendment (Domestic Commercial Vessel National Law Application) Regulations 2013

Authorising Act: Marine Safety Act 2010

Date first obtainable: 6 August 2013
Code B

103. *Statutory Rule:* Transport (Infringements) Amendment (Domestic Commercial Vessel National Law Application) Regulations 2013

Authorising Act: Transport (Compliance and Miscellaneous) Act 1983

Date first obtainable: 6 August 2013

Code A

104. *Statutory Rule:* EastLink Project Amendment (Prescribed Administrative Costs) Regulations 2013

Authorising Act: EastLink Project Act 2004

Date first obtainable: 6 August 2013

Code A

PRICING FOR SPECIAL GAZETTE, PERIODICAL GAZETTE AND VICTORIAN LEGISLATION

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

| <i>Price Code</i> | <i>No. of Pages (Including cover and blank pages)</i> | <i>Price*</i> | <i>Price Code</i> | <i>No. of Pages (Including cover and blank pages)</i> | <i>Price*</i> |
|-------------------|---|---------------|-------------------|---|---------------|
| A | 1–16 | \$3.90 | #Z | 1407–1470 | \$116.50 |
| B | 17–32 | \$5.85 | #ZA | 1471–1536 | \$122.00 |
| C | 33–48 | \$8.00 | #ZB | 1537–1610 | \$126.70 |
| D | 49–96 | \$12.60 | #ZC | 1611–1666 | \$132.00 |
| E | 97–144 | \$16.25 | #ZD | 1667–1730 | \$137.00 |
| F | 145–192 | \$19.25 | #ZE | 1731–1796 | \$142.50 |
| G | 193–240 | \$22.20 | #ZF | 1797–1860 | \$147.65 |
| H | 241–288 | \$23.60 | #ZG | 1861–1926 | \$152.50 |
| I | 289–352 | \$26.60 | #ZH | 1927–1990 | \$158.00 |
| J | 353–416 | \$31.00 | #ZI | 1991–2056 | \$163.00 |
| K | 417–480 | \$35.40 | | | |
| L | 481–544 | \$41.30 | | | |
| M | 545–608 | \$47.20 | | | |
| N | 609–672 | \$52.20 | | | |
| O | 673–736 | \$59.00 | | | |
| P | 737–820 | \$65.00 | | | |
| #Q | 821–886 | \$70.70 | | | |
| #R | 887–950 | \$75.40 | | | |
| #S | 951–1016 | \$80.50 | | | |
| #T | 1017–1080 | \$85.50 | | | |
| #U | 1081–1146 | \$90.65 | | | |
| #V | 1147–1210 | \$96.00 | | | |
| #W | 1211–1276 | \$101.00 | | | |
| #X | 1277–1340 | \$106.45 | | | |
| #Y | 1341–1406 | \$111.25 | | | |

* All prices include GST

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