

Victoria Government Gazette

By Authority of Victorian Government Printer

No. G 27 Thursday 3 July 2014

www.gazette.vic.gov.au

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As from 3 July 2014

The last Special Gazette was No. 233 dated 2 July 2014.

The last Periodical Gazette was No. 1 dated 18 June 2014.

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)

CLOSURE OF VICTORIAN GOVERNMENT BOOKSHOP

The Victorian Government Bookshop closed on 30 June 2014.

The Bookshop services at Level 20, 80 Collins Street, Melbourne, and www.bookshop.vic.gov.au are no longer available.

The Publications Directory at www.vic.gov.au/publications will direct customers to the online location of government publications.

The legislation of the Parliament of Victoria is available online at www.legislation.vic.gov.au

Hard copy Victorian legislation can be purchased from SAI Global Bookshop Unit 3, 18 Salmon Street Port Melbourne Phone: 131 242 Online: http://infostore.saiglobal.com/store

PRIVATE ADVERTISEMENTS

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership between Russell Ernest Wills and Susan Joy Wills, trading as Jims Mowing Wantirna, will be dissolved as of the date of the publication of this notice.

LYTTLETONS LAWYERS PTY LTD, 53 Marcus Road, Dingley 3172.

DISSOLUTION OF PARTNERSHIP

Take notice that the partnership heretofore subsisting between Peter George and Vanessa Kolevski and Katie Gallagher, trading under the name Peter G. Hair, has been dissolved with effect from 2 September 2013.

NOTICE OF CLAIMANTS UNDER **TRUSTEE ACT 1958** (SECTION 33 NOTICE) Notice to Claimants

ROY THOMAS PARKINSON, late of 1 Mountain Drive, Mooroolbark, Victoria, service engineer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 January 2014, are required by the trustee, ANZ Trustees Limited of 42/55 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 4 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

PEGGY JUNE MATTHEWS, late of 23 Columbia Avenue, Croydon, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 22 March 2014, are required by the executor, Peter Charles Milford, to send particulars thereof to him, care of the undermentioned solicitors, within sixty days 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.

Re: THOMAS DESMOND NEWEY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 March 2014, are required by the trustee, Barry Thomas Newey, care of 44 Douglas Street, Noble Park, Victoria, to send particulars to the trustee by 19 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

BORCHARD & MOORE, solicitors, 44 Douglas Street, Noble Park 3174.

CHRISTOPHER GILBERT, late 3181 Romsey Road, Chintin, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 2 January 2014, are required by the trustee, Christine Joy Hall, to send particulars of their claims to the trustee, care of the undermentioned solicitors, by a date not later than 60 days from the date of publication hereof, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

BOWLEN DUNSTAN & ASSOCIATES PTY, ACN 068 823 192, solicitors for the applicant, 38 Beetham Parade, Rosanna 3084.

Re: Estate of ROY ALAN ARMISTEAD.

Creditors, next-of-kin or others having claims in respect of the estate of the ROY ALAN ARMISTEAD (also known as Alan Roy Armistead), late of 62 Oswin Road, Beverford, in the State of Victoria, retired gentleman, deceased, who died on 6 May 2014, are to send particulars of their claim to the executor, care of the undermentioned legal practitioners, by 31 August 2014, after which the executor 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: Estate of MARY PATRICIA STACEY.

Creditors, next-of-kin or others having claims in respect of the estate of MARY PATRICIA STACEY, late of Carinya Hostel, 33–43 McClelland Avenue, Sea Lake, in the State of Victoria, widow, deceased, who died on 25 April 2014, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 1 September 2014, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

DWYER MAHON & ROBERTSON,

legal practitioners,

Beveridge Dome, 194–208 Beveridge Street, Swan Hill 3585.

Creditors, next-of-kin and others having claims in respect of the estate of FRANK McCORMACK (also known as FRANCIS McCORMACK), late of 22B Yarraman Road, Noble Park, Victoria, deceased, who died on 11 December 2013, are required to send particulars of their claims to Equity Trustees Limited ACN 004 031 298, of 575 Bourke Street, Melbourne, Victoria, the executor of the Will of the deceased, by 2 September 2014, after which date the executor may distribute the assets, having regard only to the claims of which it then has notice. EQUITY TRUSTEES LIMITED,

ACN 004 031 298. Level 2, 575 Bourke Street, Melbourne, Victoria 3000.

Re: MARY ETHEL MANN, late of 22 Sayle Street, Yarra Glen, Victoria 3775, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 May 2014, are required by the trustees, Helen Walker Mann (in the Will called Helen Walker Wallace) and Bruce Wollaston Mann, to send particulars to them care of the undersigned, by 4 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

G. A. BLACK & CO., solicitors, 222 Maroondah Highway, Healesville 3777.

Re: PIXIE STANLEY, late of Holmwood Aged Care, 15–17 Lalors Road, Healesville, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 May 2014, are required by the trustee, Geoffrey Thomas Stanley, to send particulars to him, care of the undersigned, by 3 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

G. A. BLACK & CO., solicitors, 222 Maroondah Highway, Healesville 3777.

Re: Estate DAVID IAN RAVEN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 April 2014, are required by the trustees, Dulcie Ann Raven and Elizabeth Raven, to send particulars to them, care of the undersigned, by 22 August 2014, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

GARDEN & GREEN, lawyers, 4 McCallum Street, Swan Hill, Victoria 3585.

BLAINE ELTON HOWE, late of 30 Orlando Street, Hampton, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 November 2012, are required by the administrator, Geoffrey Malcolm Whiting, to send particulars of their claim to him by 17 September 2014, after which date the administrator may convey or distribute the assets, having regards only to the claims of which he then has notice.

GEOFFREY MALCOLM WHITING, PO Box 1019, Hampton North 3188.

Re: Estate of BARRY JOHN WALLIS, deceased.

Creditors, next-of-kin and other persons having claims against the estate of BARRY JOHN WALLIS, late of St James Apartments, Unit 121, 350 St Kilda Road, Melbourne, in the State of Victoria, deceased, who died on 24 January 2014, are required to send particulars of their claims to the estate's executor, Catherine Anne Longney, care of the undermentioned solicitors, by 8 September 2014, after which date the executor will distribute the assets, having regard only for the claims of which she has had notice.

JOHN KEATING & ASSOCIATES, solicitors, 191 Greville Street, Prahran 3181.

Re: ETHEL MARSHALL DUNPHY, deceased, of Nirvana Nursing Home, 78 Nirvana Avenue, East Malvern, in the State of Victoria, home duties.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on the 22 January 2014, are required to send particulars of their claims to the executor, Keith Ross Cameron, care of 31 Small Street, Hampton, Victoria 3188, by 2 September 2014, after which date the executor may convey or distribute the assets, having regard only to the claims of which they may then have notice.

KEITH R. CAMERON, solicitor,

31 Small Street, Hampton, Victoria 3188.

LORRAINE DENISE DRYDEN, late of 10 Cave Street, Donald, Victoria 3480, piano teacher, deceased.

Creditors, next-of-kin, and others having claims in respect of the estate of the abovenamed deceased, who died on the 16 November 2013, are required by the trustee, Melanie Lee Goldsmith, care of the undermentioned solicitor, to send particulars of their claims to her by 9 October 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

MCL LEGAL,

78 Napier Street, St Arnaud, Victoria 3478.

MARJORIE JEAN PRATT, late of Boort Hostel, Andrews Street, Boort, Victoria 3537, retired dress maker, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 22 February 2014, are required by the trustees, Terry Allan Crisp and Laurence John Crisp, care of the undermentioned solicitor, to send particulars of their claims to them by 5 September 2014, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

MCL LEGAL,

78 Napier Street, St Arnaud, Victoria 3478.

Re: Estate of ROBERT CORDINER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 November 2013, are required by the trustee, Rosslyn Leslie Cordiner, to send particulars to their solicitors at the address below, by 2 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MST LAWYERS,

315 Ferntree Gully Road, Mount Waverley 3149.

Re: RUTH RUNTING, late of 95/100 Janefield Drive, Bundoora, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 February 2014, are required by the trustee, Alfred Russell Runting, to send particulars to the trustee, care of the undermentioned solicitors, within 2 calendar months from the date of this advertisement, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MW LAW (GREENSBOROUGH) PTY LTD, RYAN MACKEY & McCLELLAND (a Firm), solicitors,

65 Main Street, Greensborough 3088.

Re: BARBARA JOAN SWIFT, late of Wattle Glen Nursing Home, 45 Silvan Road, Wattle Glen, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 January 2014, are required by the trustee, Grant Anthony Darling, to send particulars to the trustee, care of the undermentioned solicitors, within 2 calendar

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

MW LAW (GREENSBOROUGH) PTY LTD, RYAN MACKEY & McCLELLAND (a Firm), solicitors, (5 Main Street, Greensberruch 2088

65 Main Street, Greensborough 3088.

Creditors, next-of-kin or others having claims in respect of the estate of MAVIS ELEANOR GWATKIN, deceased, of Benlynne Park PNH, 2 Killara Street, Sunshine West, Victoria, who died on 9 April 2014, are to send particulars of their claims to the executor, care of the undermentioned solicitors, by 8 September 2014, after which date the executor will distribute the assets, having regard only to the claims of which the executor then has notice.

McKEAN PARK, lawyers, Level 11, 575 Bourke Street, Melbourne, Victoria 3000.

Creditors, next-of-kin or others having claims in respect of the estate of NIKOLAS TSAGARATOS, the deceased, of 8/50 Normanby Avenue, Thornbury, Victoria, who died on 25 February 2014, are to send particulars of their claims to the administrators, care of the undermentioned solicitors, by 8 September 2014, after which date the administrators will distribute the assets, having regard only to the claims of which the administrators then have notice.

McKEAN PARK, lawyers, Level 11, 575 Bourke Street, Melbourne, Victoria 3000.

Re: CECIL JOSEPH MORROW, late of 4 Highgate Place, Narre Warren, Victoria, guillotine operator, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on the 2 November 2013, are required by the trustee, Trevor John Morrow, care of 40–42 Scott Street, Dandenong, Victoria 3175, to send particulars to the trustee by 1 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MACPHERSON + KELLEY, lawyers, 40–42 Scott Street, Dandenong 3175.

Re: FRANCIS BERNARD SHEENAN, late of 11 Banbury Street, East Burwood, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 November 2013, are required by the trustee, Perpetual Trustee Company Limited, of Level 35, Rialto South Tower, 525 Collins Street, Melbourne, Victoria, to send particulars to the trustee by 2 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice

MADDOCKS, lawyers, 140 William Street, Melbourne 3000.

Re: Estate of VANSTONE ELIZABETH MULGREW, late of Central Park, 101 Punt Road, Windsor, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 March 2014, are required by the trustees to send particulars to the trustees, care of the undermentioned solicitors, by 26 September 2014, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

MAHONS with Yuncken & Yuncken, solicitors, 177 Surrey Road, Blackburn 3130. SM:CH2140761.

Re: GRAEME JOHN WEST, late of Unit 195, 67 Maroondah Highway, Croydon, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 November 2013, are required by the trustee, Anthony John Mahon, to send particulars to the trustee, care of the undermentioned solicitors, by 5 September 2014, 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, 177 Surrey Road, Blackburn 3130. CD:JM:2132682.

Re: Estate of FRANCES CLAIRE WILLIAMSON, late of 10/122 North Road, Brighton, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 March 2014, are required by the trustees to send particulars to the trustees, care of the undermentioned solicitors, by 3 October 2014, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

MAHONS with Yuncken & Yuncken, solicitors, 177 Surrey Road, Blackburn 3130. SM:CH2112039.

Re: JOHN JAMES JOYCE, late of 1 Blackfriars Close, Toorak, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 March 2014, are required to send particulars of their claims to the executor, care of Level 6, 530 Collins Street, Melbourne, Victoria 3000, by 1 September 2014, after which date the executor may convey or distribute the assets, having regard only to the claims of which she may then have notice.

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

Re: TONY LESLIE MARTIN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 October 2013, are required by the trustee, Michael Damian Caveny, of 12–14 Kirk Street, Moe, Victoria, solicitor, to send particulars to the trustee by 26 August 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

O'HALLORAN DAVIS, solicitors, 12–14 Kirk Street, Moe 3825.

WILLIAM SYDNEY WILLIS, late of 26 Norman Road, Croydon, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 December 2013, are required by the executor, William James McPherson Willis, care of O'Halloran Davis Solicitors, 12–14 Kirk Street, Moe, in the said State, to send particulars to them by 1 September 2013, after which date the executor may convey or distribute the assets, having regards only to claims to which they have notice.

O'HALLORAN DAVIS, solicitors, 12–14 Kirk Street, Moe 3825.

BERNICE FAYE ALEXANDER, late of 3/9–11 Meridian Court, Langwarrin, Victoria, nurse.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 April 2014, are required by the trustee, Barbara Gail Morse, to send particulars to her, care of the undermentioned solicitors, by 2 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

PARKE LAWYERS PTY LTD, Level 1, 1 Seymour Street, Ringwood 3134.

JOHN HENRY JONES, late of 20 Greeves Drive, Kilsyth, Victoria, industrial relations officer.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 19 April 2006, are required by the trustee, Betty Jones, to send particulars to her, care of the undermentioned solicitors, by 3 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

PARKE LAWYERS PTY LTD, Level 1, 1 Seymour Street, Ringwood 3134.

RAM MURTI NAIDU, late of 7 Morrison Crescent, Sunshine West, carpenter, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 March 2014, are required by the trustee, Sandhurst Trustees Limited ACN 004 030 737, of 18 View Street, Bendigo, Victoria, to send particulars to the trustee by 2 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

SANDHURST TRUSTEES LIMITED, 18 View Street, Bendigo 3550.

Re: KATHLEEN MARIE ROBINSON, late of 18 Pinnaroo Court, Bendigo, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 April 2014, are required by the trustee, Sandhurst Trustees Limited ACN 004 030 737, of 18 View Street, Bendigo, Victoria, to send particulars to the trustee by 2 September 2014, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

SANDHURST TRUSTEES LIMITED, 18 View Street, Bendigo 3550.

JUDITH MARGARET JAFFRAY, late of 29 Clarendon Circle, Belvedere, Harare, Zimbabwe, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 June 2013, are required by the executor, Geoffrey Ian Kidd, of 3 Fairview Avenue, Mount Martha, Victoria, to send particulars to him, care of Stidston Warren Lawyers, by 7 September 2014, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

STIDSTON WARREN LAWYERS, Suite 1, 10 Blamey Place, Mornington 3931.

GWENDOLINE ALICE MARGARET COLLINS, also known as Gwendoline Alice Collins, late of Regis Bayside Aged Care, 161 Male Street, Brighton, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 30 March 2014, are required to send particulars of their claims to the executor, Robert Thomas Bramwell, care of the undermentioned solicitors, within 60 days from the date of publication of this notice, after which date the said executor will distribute the assets, having regard only to the claims of which he then has notice.

T. J. MULVANY & CO., lawyers, Suite 5.01, Level 5, 45 William Street, Melbourne 3000.

ROBERT HUGH LONGMORE, late of 8 Parrott Street, Cobden, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 1 April 2014, are required to send particulars of their claims to the executors, Meredith Anne McEvoy and Alison Jane Strauch, care of the undermentioned solicitors, 1439

within 60 days from the date of publication of this notice, after which date the said executors will distribute the assets, having regard only to the claims of which they then have notice.

T. J. MULVANY & CO., lawyers, Suite 5.01, Level 5, 45 William Street, Melbourne 3000.

Re: SHIRLEY EDNA LYONS, late of 73/1 Asling Street, Brighton, Victoria 3186, retired radiographer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 6 May 2014, are required by the executors, Terence George Lyons, Sherrin Lyons, Anthony Christopher Lyons and Richard Edwin Lyons, to send particulars to them, care of the undermentioned solicitors, by 5 September 2014, after which date the executors may convey and distribute the assets, having regard only to the claims of which they then have notice.

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

Re: The estate of ERIC WILLIAM DAVIES, late of 617 Lower Dandenong Road, Dingley Village, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 April 2014, are required by the executor, Eric William Davies, to send particulars to him, care of the undersigned solicitors, by 10 September 2014, 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.

ADVERTISEMENT OF AUCTION BY THE SHERIFF

On Thursday 7 August 2014 at 1.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

All the estate and interest (if any) of Brendan Brown of 38 Tynong Road, Tynong, as shown on Certificate of Title as Brendan John Patrick Brown, joint proprietor with Sally Creswell Brown of an estate in fee simple in the land described in Certificate of Title Volume 05178 Folio 522, upon which is erected a residential dwelling known as 66 Mitchell Street, Bentleigh, will be auctioned by the Sheriff.

Registered Mortgage (Dealing Number AH478097F), Registered Caveat (No. AJ749975B), Registered Caveat (No. AJ764619P), Registered Caveat (No. AJ771620Q) and Covenant 1276582 affect the said estate and interest.

The Sheriff is unable to provide access to this property.

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

Please contact Sheriff's Asset Administration Services by email at realestatesection@justice. vic.gov.au for an information sheet on Sheriff's auctions, a contract of sale and any other enquiries.

SHERIFF

ADVERTISEMENT OF AUCTION BY THE SHERIFF

On Thursday 7 August 2014 at 1.30 pm in the afternoon at the Sheriff's Office, 444 Swanston Street, Carlton (unless process be stayed or satisfied).

All the estate and interest (if any) of Paul Godfrey of 114 Brysons Road, Warrandyte South, as shown on Certificate of Title as Paul Matthew Godfrey, joint proprietor with Katrina Leigh Godfrey of an estate in fee simple in the land described on Certificate of Title Volume 08444 Folio 105, upon which is erected a dwelling and known as 114 Brysons Road, Warrandyte South, will be auctioned by the Sheriff.

Registered Mortgage (Dealing No. AH359147H) affects the said estate and interest. The Sheriff is unable to provide access to this property.

Terms: 10% deposit on the fall of the hammer. Balance within 14 days unless as stated in particulars of sale in contract of sale. Payment

is by cheque only. Please contact Sheriff's Asset Administration Services by email at realestatesection@justice. vic.gov.au for an information sheet on Sheriff's auctions, a contract of sale and any other enquiries.

SHERIFF

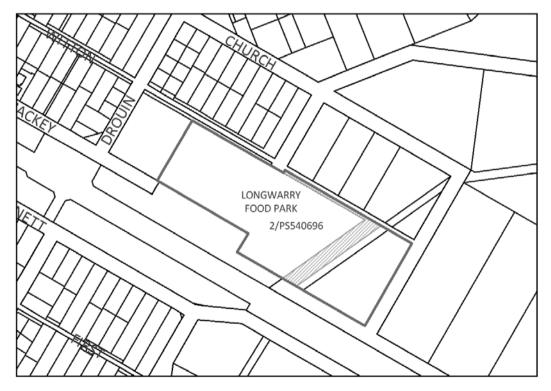
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GOVERNMENT AND OUTER BUDGET SECTOR AGENCIES NOTICES



ROAD DISCONTINUANCE

Pursuant to section 206 and Clause 3 of Schedule 10 of the **Local Government Act 1989**, Baw Baw Shire Council, at its ordinary meeting held on 28 May 2014, having formed the opinion that the section of road shown hashed on the plan below is not reasonably required as a road for public use, resolved to discontinue the section of road excised from Crown Allotment 2 on Volume 4976 and Folio 062 created by Government Gazette dated 1 December 1976 on the plan below and sell it to the abutting owner of Lot 2 PS 540696.



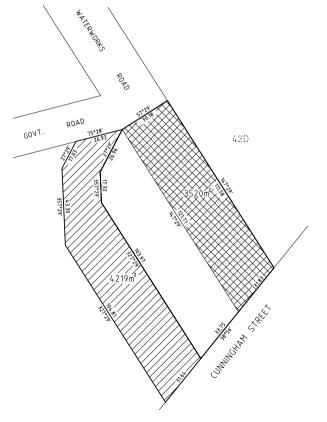


ROAD EXCHANGE, PART OF UNUSED ROAD

Waterworks Road, Sale

Pursuant to section 206(1) including Clause 2 and 3 of Schedule 10 of the **Local Government** Act 1989, the Wellington Shire Council, after consultation with relevant Statutory Authorities, serving notice on the registered proprietors of the land and occupiers of land adjacent to the Road abutting Crown Allotment 41A, Lot 1 TP586104 and Lot1 TP15361 in the Parish of Sale, resolved at its meeting on 3 June 2014 as follows:

- to discontinue a section of unused road shown hatched, adjacent to Crown Allotment 41A Parish of Sale, abutting Lot 1 TP15361 as shown hatched on the plan hereunder
- place a notice in the Victoria Government Gazette of the discontinuance and exchange for the land shown cross-hatched and to revoke the notice published in the Victoria Government Gazette G37 28 September 1988 pages 2938 and 2839 entitled 'City of Sale Road Deviation Order'
- Council dispose of the land via a road exchange to the abutting land owner, Central Gippsland Region Water Authority (Gippsland Water).



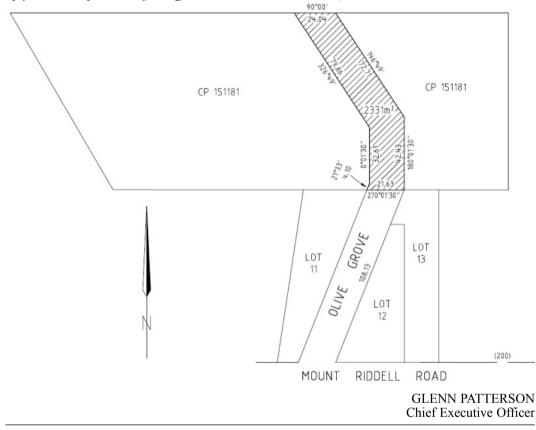
Dated 25 June 2014

DAVID MORCOM Chief Executive Officer

YARRA RANGES SHIRE COUNCIL

Road Discontinuance

Pursuant to section 206 and Schedule 10, Clause 3 of the Local Government Act 1989, Yarra Ranges Shire Council, at its ordinary meeting held on 10 June 2014, formed the opinion that a 2331 m² section of Olive Grove, Healesville, indicated as hatched on the plan below, is not reasonably required for public use and resolved to discontinue that section of road and sell the land by private treaty to the adjoining land owner at 1 Olive Grove, Healesville.



BAYSIDE CITY COUNCIL

Proposed Neighbourhood Amenity (Amendment) Local Law 2014

(Feeding of Birds on Private and Public Land)

Notice is given that at a meeting of Bayside City Council (Council) held on 24 June 2014, Council proposed the making of a Local Law titled 'Neighbourhood Amenity (Amendment) Local Law' (the proposed Local Law).

The following information about the proposed Local Law is provided in accordance with section 119(2) of the Local Government Act 1989 (the Act):

Purpose of the Local Law

The purposes of the Local Law are to:

- secure community safety;
- protect public assets;
- enhance neighbourhood amenity;
- amend Local Law No. 2; and

• provide for the peace, order and good government of the municipal district.

General purport of the Local Law

If made, the proposed Local Law will:

- make it an offence for an occupier of land to feed, or continue to feed or allow or cause to be fed, any bird on that land if the bird is not ordinarily kept on the land and if the circumstances of the feeding interfere or are likely to interfere with another's material comfort or enjoyment of their own land;
- make it an offence not to observe an Authorised Officer's direction about the feeding of birds on Council Land; and
- empower an Authorised Officer to issue an infringement notice for contravention of the proposed Local Law provisions, which may give rise to a penalty specified in schedule 5 of Local Law No. 2.

Copies of the proposed Local Law and the explanatory Local Law Community Impact Statement are available for inspection during normal business hours at the Corporate Centre, 76 Royal Avenue, Sandringham; and at the following Branch Libraries: Sandringham – Waltham Street, Sandringham; Brighton – Wilson Street, Brighton; Beaumaris – Reserve Road, Beaumaris; and Hampton – Service Street, Hampton. Copies can also be accessed anytime on Council's website, www.bayside. vic.gov.au

Any person may make a written submission relating to the proposed Local Law. All submissions received by Council on or before 5.00 pm on Thursday 7 August 2014 will be considered in accordance with section 223 of the Act.

Submissions should be addressed as follows: Proposed Neighbourhood Amenity

(Amendment) Local Law 2014

Chief Executive Officer

Bayside City Council

PO Box 27

Sandringham, Victoria 3191.

Submissions may also be delivered to the Corporate Centre, 76 Royal Avenue, Sandringham 3191.

Submitters should note that all submissions are made available to the public in full (including any personal information). Any person making a submission is entitled to request (in the submission itself) to be heard in support of the submission by appearing before a Special Committee of Council (either personally or by a person acting on his or her behalf) to be held on 26 August 2014 at 6.30 pm at the Council Chambers, Civic Centre, Brighton.

Enquiries should be directed to Att. Ms. Lili James, Manager Amenity Protection, on (03) 9599 4444. Council will meet to consider the Proposed Neighbourhood Amenity (Amendment) Local Law 2014 at its Ordinary Meeting on 16 September 2014.

> ADRIAN ROBB Chief Executive Officer

CITY OF GREATER BENDIGO

Adoption of Amended Road Management Plan

The City of Greater Bendigo gives notice that it has completed the review and amendment of its Road Management Plan in accordance with the **Road Management Act 2004** and Road Management (General) Regulations 2005. The amended Road Management Plan was adopted by Council on 18 June 2014.

A copy of the City's adopted Road Management Plan may be inspected or obtained from City Offices in Bendigo and Heathcote or online at www.bendigo.vic.gov.au

> CRAIG NIEMANN Chief Executive Officer



NOTICE OF MAKING OF LOCAL LAWS

Meeting Procedure and Common Seal Local Law No. 1 (2014)

Hindmarsh Municipal Local Law No. 2 (2014)

At its meeting on 23 June 2014, Hindmarsh Shire Council resolved to adopt Local Laws No. 1 and 2 as detailed above and to give notice in accordance with the requirements of section 119 of the Local Government Act 1989.

The purpose and general purport of the proposed Meeting Procedure and Common Seal Local Law No. 1 is:

(a) to provide a mechanism to facilitate the good government of the Council through its formal meeting procedure to ensure effective and efficient Council decisions are made in a manner which acknowledges the role of local government within the Australian system of Government;

- (b) to promote and encourage community participation in the system of local government by providing mechanisms for the Council to ascertain the community's views and expectations;
- (c) to regulate and control the election of Mayor, any Deputy Mayor and the chairperson of any Special Committees;
- (d) to regulate and control the procedures governing the conduct of meetings including:
 - (i) the notice required for meetings; and
 - (ii) the keeping of minutes;
- (e) to regulate and control the use of the Council's common seal;
- (f) to provide for the administration of the Council's powers and functions; and
- (g) to provide generally for the peace, order and good government of the municipal district.

The purpose and general purport of the proposed Municipal Local Law No. 2 is:

- (a) to regulate and control uses and activities of Council buildings, land and reserves, allowing for public enjoyment of Council places and protecting Council assets by providing minimum standards of behaviour and managing risks;
- (b) to promote the health and wellbeing of the people living in the municipal district and to provide a safe and healthy environment that gives the residents of the Council's municipal district the opportunity to enjoy a quality of life that meets the general expectations of the community;
- (c) to prohibit, regulate and control activities that may be dangerous, unsafe, detrimental or undesirable to the quality of life in Council's municipal district;
- (d) to control nuisance caused by noise, odour and smoke emissions, and other discharges to the environment which may adversely affect enjoyment of life, health, safety and welfare of persons within Council's municipal district;
- (e) to regulate the keeping of animals within the municipal area and protect their welfare, including providing for the movement of livestock being driven, grazed or kept within the municipal area;
- (f) to provide a system for applying for Permits where a Permit is required;

(g) to provide for the administration of the Council's powers and functions; and

3 July 2014

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(h) to provide generally for the peace, order and good government of the municipal district in a way which enhances the environment and quality of life.

Both Local Laws will come into operation on 4 July 2014.

Copies of the new Local Laws may be inspected at the Council Offices, 92 Nelson Street, Nhill, or the Customer Service Centres in Dimboola, Jeparit or Rainbow. Copies are also available online at www.hindmarsh. vic.gov.au or can be obtained by emailing info@hindmarsh.vic.gov.au

> TONY DOYLE Chief Executive Officer



NOTICE OF RESOLUTION TO MAKE A LOCAL LAW

Pursuant to section 119 of the Local Government Act 1989, notice is hereby given that the Murrindindi Shire Council at its 25 June 2014 Ordinary Meeting resolved to make Governance Local Law 2, 2014 for the purpose and general purport to:

- a) provide a mechanism to facilitate the good government of Murrindindi Shire Council through its formal meeting procedure, to ensure effective and efficient Council decisions are made in a manner which promotes the effectiveness of local government in the Shire of Murrindindi and within the Australian system of Government;
- b) promote and encourage community participation in local government by providing opportunities for direct access to the Council's decision-making processes;
- c) protect the integrity of the Council's Common Seal and describe when it may be affixed to a document;
- d) regulate and govern the
 - i. use of Council's Common Seal;
 - ii. procedure for election of Mayor and Deputy Mayor;
 - iii. way in which meetings of the Council and special committee meetings of the Council are conducted.

The Murrindindi Shire Council Governance Local Law 2, 2014 and discussion paper can be viewed online at www.murrindindi.vic.gov.au or at Council Offices in the following locations: Alexandra Office – Perkins Street, Alexandra; Kinglake District Services Centre – 129 Whittlesea–Kinglake Road, Kinglake; and Yea Office – Civic Centre, Semi Circle, Yea.

WODONGA CITY COUNCIL

Environment and Community Protection Local Law

Notice is hereby given pursuant to section 119(3) of the Local Government Act 1989 that at a meeting of the Wodonga City Council held on 23 June 2014, Council resolved to make the Environment and Community Protection Local Law (No. 1 of 2014).

The purpose and general purport of the local law is to:

- a) provide for the peace, order and good government of the municipal district;
- b) regulate or control activities related to the use or enjoyment of, or work on, council assets;
- c) protect the health, safety and enjoyment of persons who:
 - reside in or visit the municipal district; or
 - use or work on council assets;
- d) protect community property and council assets from damage and ensuring that such property or council asset is in a state fit for its intended or likely use;
- e) regulate or controlling conditions or activities that are detrimental, or that may cause detriment, to:
 - the amenity or environment of the municipal district; or
 - the health and safety of any person; or,
 - the safety of any property;
- f) prevent annoying and unreasonable conditions or activities which interfere with, or may cause interference with, the reasonable use by, or enjoyment of, residents, or any other person, of roads or other facilities under the care and management of the council;
- g) ensure that public health or nuisance problems do not occur due to unsatisfactory practices in caring and providing proper and clean facilities for animals or birds, which are kept at any property within the municipal district;
- h) regulate the collection and disposal of defined items of household refuse, recyclable goods and hard garbage;
- i) regulate the use of the council recycling and waste centre so that public health and safety and nuisance problems are avoided; and
- j) minimise potentially adverse environmental impacts of waste accumulation, collection or disposal.

The existing Environment and Community Protection Local Law (No. 3 of 2007) is revoked.

A copy of the local law, and the associated standards and guidelines, can be obtained from the Wodonga Council, 104 Hovell Street, Wodonga, during normal business hours, or can be viewed on the council's website at wodonga.vic.gov.au

PATIENCE HARRINGTON Chief Executive Officer

WODONGA CITY COUNCIL

Notice is hereby given that, at its meeting on 14 April 2014, Wodonga City Council resolved to make the following Order under section 26 of the **Domestic Animals Act 1994**.

Order for the Control of Dogs

(1) A person must not bring or permit a dog to be brought into a public place unless the dog is under the person's effective control.

- (1A) A dog is not regarded as being under effective control unless:
 - (a) the owner is physically able to bring the dog under effective control by the means of a leash, chain or cord in a public place or other areas as designated; or
 - (b) the owner remains in effective voice or hand control of the dog, so as to be able to promptly bring the dog under control by placing the dog on a chain, cord or leash if that becomes necessary;
 - (c) the owner prevents their dog from approaching any other person, or their pets against their wishes;
 - (d) the owner prevents their dog from rushing, menacing or attacking any person or animal,
 - (e) the dog is tethered to a fixed object and is under the continuous supervision of a person who is physically able to control the dog;
 - (f) the dog is participating in an obedience trial, or training for an obedience trial, under the supervision of an organisation recognised by the local government for the purposes of this section; or
 - (g) the dog is being exhibited at an exhibition under the supervision of an organisation recognised by the local government for the purposes of this section.
- (2) At all times, owners must bring their dog under effective control by using a chain, cord or leash when the dog is:
 - (a) within 10 metres of:
 - i. any playground or children's play equipment,
 - ii. the principal location of an organised sporting or community event or festival as determined by council,
 - iii. the principal location of an organised public meeting, or
 - iv. stock in council owned leased areas, which includes fire trails when stock are being used for fire prevention activities.
 - (b) within 3 metres of:
 - i. a permanent barbecue or picnic area when in use.
 - (c) on other sites including:
 - i. WRENS reserves;
 - ii. Gateway Village precinct;
 - iii Public viewing areas at organised sporting events;
 - iv. Any area or event designated by council, e.g. Children's Fair, Chrysler Show, Australia Day Events, public concerts, etc.,
 - v. Unless otherwise signposted.
- (3) Dogs are prohibited from the following areas at all times:
 - All public gated and secured playgrounds;
 - Within three metres of open playgrounds with equipment and soft fall area;
 - On the playing field at any time during a scheduled event / game / match; or
 - Unless otherwise signposted areas.

Meaning of Word

Owner has the same meaning as described in the Domestic Animals Act 1994,

Public place has the same meaning as described in the Summary Offences Act 1996.

PATIENCE HARRINGTON Chief Executive Officer

Planning and Environment Act 1987

EAST GIPPSLAND PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C108

The East Gippsland Shire Council has prepared Amendment C108 to the East Gippsland Planning Scheme.

The land affected by the Amendment is 16401 titles across the municipality.

The Amendment proposes to replace the schedule to Clause 44.01 and modify the schedule to Clause 61.03 by introducing amended erosion management overlay mapping to Planning Scheme maps 1–19, 21, 23, 25–40, 42, 44–45, 48–57 and 59.

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, East Gippsland Shire Council: 273 Main Street, Bairnsdale; 181 Mechanics Street, Lakes Entrance; 179 Day Avenue, Omeo; 1 Ruskin Street, Orbost; 55 The Esplanade, Paynesville; 18 Dowling Street, Bendoc; Buchan Neighbourhood House, 6 Centre Road, Buchan; Cann River; and at the Department of Transport, Planning and Local Infrastructure website, www.dtpli.vic.gov.au/publicinspection

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

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is 4 August 2014. A submission must be sent to: Manager Strategic Planning, East Gippsland Shire Council, PO Box 1618, Bairnsdale, Victoria 3875.

FIONA WEIGALL Manager Strategic Planning

Planning and Environment Act 1987

GREATER BENDIGO PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C209

Authorisation A02805

The Greater Bendigo City Council has prepared Amendment C209 to the Greater Bendigo Planning Scheme.

The land affected by the Amendment is:

- 13 Maple Street, Golden Square (Lot 1, PS727990 and RES1, PS727990)
- Part 11A Maple Street, Golden Square (RES1, PS435348)
- Part of land known as Lot 1 Golf Links Road, Maiden Gully (Lot 1, PS723498)
- Part of road in Uley Street, Bendigo (R1, PS706473).

The Amendment proposes to:

- rezone 13 Maple Street, Golden Square, from Public Use Zone 7 – Other Public Use to Part General Residential Zone and Part Public Park and Recreation Zone;
- rezone Part 11A Maple Street, Golden Square, from Special Use Zone 4 – Private Sport and Recreation Facilities to Public Park and Recreation Zone;
- rezone part of the land known as Lot 1 Golf Links Road, Maiden Gully, from Farming Zone to Special Use Zone 1 – Private Educational or Religious Institutions; and
- rezone part of road in Uley Street, Bendigo, from General Residential Zone to Commercial 2 Zone.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, The Planning Department, City of Greater Bendigo, Hopetoun Mill, 15 Hopetoun Street, Bendigo, Victoria 3550; at the City of Greater Bendigo website, www.bendigo.vic. gov.au/residentsandservices/psamendments; and at the Department of Transport, Planning and Local Infrastructure website, www.dtpli.vic. gov.au/publicinspection

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

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is Monday 4 August 2014. A submission must be sent to the City of Greater Bendigo Planning Department, PO Box 733, Bendigo, Victoria 3550, or via email to psamendments@bendigo.vic.gov.au

> CRAIG NIEMANN Chief Executive Officer

Planning and Environment Act 1987

GREATER GEELONG 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**

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Amendment C297

Planning Permit Application 765/2013

The City of Greater Geelong Council has prepared Amendment C297 to the Greater Geelong Planning Scheme.

The land affected by the Amendment is 32 Murradoc Road, Drysdale. The Amendment facilitates the development of a Coles Supermarket by rezoning the land at 32 Murradoc Road from the Commercial 2 Zone to the Commercial 1 Zone.

Planning Permit Application 765/2013 affects land at 24–26, 28–30 and 32 Murradoc Road, Drysdale. The application seeks approval for buildings and works to construct a supermarket, the display of identification signage, a reduction of car parking requirements, the alteration of access to a road in a Road Zone Category 1 and to create a carriageway easement. The person who requested the Amendment/ Permit is Environmental Resources Management Australia Pty Ltd on behalf of Coles Group Property.

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, Greater Geelong City Council, 100 Brougham Street, Geelong, 8.00 am-5.00 pm weekdays; during office hours, at the Drysdale Customer Service Centre, 18-20 Hancock Street (inside the library), 9.00 am-5.00 pm weekdays; 'Have Your Say' section of the City's website: www.geelongaustralia.com.au/council/voursay; 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. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is Monday 4 August 2014.

A submission must be sent to: The Coordinator, Strategic Implementation Unit, City of Greater Geelong, PO Box 104, Geelong, Victoria 3220; or via email to: strategicplanning@ geelongcity.vic.gov.au

> PETER SMITH Coordinator Strategic Implementation

Planning and Environment Act 1987

MANSFIELD PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C34

Mansfield Shire Council has prepared Amendment C34 to the Mansfield Planning Scheme. The land affected by the Amendment is 14 Hurley Street, Woods Point.

The Amendment proposes to rezone the land from Public Park and Recreation Zone to Township Zone.

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, Mansfield Shire Council, 33 Highett Street, Mansfield; and at the Department of Transport, Planning and Local Infrastructure website, www.dtpli.vic.gov.au/publicinspection

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

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is 1 August 2014. A submission must be sent to David Roff, Chief Executive Officer, Mansfield Shire Council, Private Bag 1000, Mansfield 3724.

DAVID ROFF Chief Executive Officer

Planning and Environment Act 1987

WANGARATTA PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C58

The Rural City of Wangaratta Council has prepared Amendment C58 to the Wangaratta Planning Scheme.

The land affected by the Amendment is at 17 Milawa–Bobinwarrah Road (also known as Factory Road), Milawa – Lot 1 on Plan of Subdivision 207757C.

The Amendment proposes to rezone the land at 17 Milawa–Bobinawarrah Road from Farming Zone (FZ) to Township Zone (TZ) to reflect the existing mixed use nature of the land.

You may inspect the Amendment, any

documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Rural City of Wangaratta, Wangaratta State Government Centre at 62–68 Ovens Street, Wangaratta; and at the Department of Transport, Planning and Local Infrastructure website, www.dtpli.vic.gov.au/publicinspection

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

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is Monday 4 August 2014. A submission must be sent to the Rural City of Wangaratta, PO Box 238, Wangaratta 3676.

BRENDAN McGRATH Chief Executive Officer Rural City of Wangaratta

Planning and Environment Act 1987

WARRNAMBOOL PLANNING SCHEME

Notice of Preparation of Amendment

Amendment C78

The Warrnambool City Council has prepared Amendment C78 to the Warrnambool Planning Scheme.

The Amendment applies to land within the Merri River and Russells Creek floodplains as identified as being liable to flooding and inundation during a severe storm of 1 in 100 year intensity.

The Amendment proposes to implement the recommendations of the 'North Warrnambool Flood Study (2010)', the 'South Warrnambool Flood Study (2007)' and the 'Dennington Flood Study (2007)'.

The Amendment proposes to change the Warrnambool Planning Scheme by:

- applying the Urban Floodway Zone (UFZ) or Floodway Overlay (FO) to areas identified as high hazard flood risk during a 1 in 100 year storm event;
- applying the Land Subject to Inundation Overlay (LSIO) to areas identified as subject to inundation during a 1 in 100 year storm event;
- amending Clause 22.02-1 to remove references to the 'Urban Areas – Land Liable to Flooding Background Report, June 1994' and include references to the 'North Warrnambool Flood Study (2010)', the 'South Warrnambool Flood Study (2007)' and the 'Dennington Flood Study (2007)'; and
- amending the Schedule to Clause 61.03 to update map descriptions to reflect the amended maps (LSIO-FO).

In some instances, the existing Urban Floodway Zone and the Land Subject to Inundation Overlay are proposed to be reduced based upon the revised 1 in 100 flood levels. The underlying zone (i.e. General Residential Zone 1) will apply either where the Urban Floodway Zone is proposed to be reduced or the Floodway Overlay is proposed to be applied.

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, Warrnambool City Council, Civic Centre, 25 Liebig Street, Warrnambool; and at the Department of Transport, Planning and Local Infrastructure website, www.dtpli.vic.gov. au/publicinspection

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

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. In accordance with the **Planning and Environment Act 1987**, Council must make available for inspection a copy of any submissions made.

The closing date for submissions is 3 September 2014. A submission must be sent to the Coordinator City Strategy, Warrnambool City Council, PO Box 198, Warrnambool, Victoria 3280.

> B. A. ANSON Chief Executive

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 2 September 2014, 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.

- BACHE, Mame Amy Winifred, late of Melaleuca Lodge, 1 Watchorn Road, Cowes, Victoria 3922, deceased, who died on 24 March 2014.
- CASSIN, Stephanie Jeanne, late of 22 Derby Street, Caulfield East, Victoria 3145, deceased, who died on 18 April 2014.
- HOUGHTON, Geoffrey Stephen, late of Unit 3, 20 Kidgell Street, Lilydale, Victoria 3140, retired, deceased, who died on 24 March 2014.
- LAMB, Barry Gerald, late of 21 Dayble Street, Morwell, Victoria 3840, deceased, who died on 29 July 2013.
- OPALKO, Janina, late of 7 Andrew Street, Sunshine, Victoria 3020, deceased, who died on 31 January 1988.
- SHELTON, Betty Joan, late of 34 Fraser Street, Richmond, Victoria 3121, retired, deceased, who died on 5 April 2014.
- TAYLOR, Patricia Elsie, late of Clifton Waters Village, 6 Martins Parade, Wy Yung, Victoria 3875, retired, deceased, who died on 22 April 2014.
- WALTON, John Henry, late of Unit 103, Forest Hill Retirement Village, 264 Springvale Road, Nunawading, Victoria 3131, pensioner, deceased, who died on 5 April 2014.

WELLINGTON, Jacqueline, late of Rosewood Downs Aged Care, 24 Railway Parade, Dandenong, Victoria 3175, personal care attendant, deceased, who died on 7 February 2014, Date of Grant 13 June 2014.

Dated 24 June 2014

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 4 September 2014, 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.

- COE, Geoffrey Alan, late of Bupa Aged Care, 18–22 McGlynn Avenue, South Morang, Victoria 3752, pensioner, deceased, who died on 7 April 2014.
- DAHMEN, Michael, late of Sundowner Caravan Park, 870 Princes Highway, Springvale, Victoria 3171, deceased, who died on 19 March 2014.
- DAVIDS, Jochen, late of 7 Princes Street, Watsonia, Victoria 3087, deceased, who died on 14 May 2014.
- KARKI, Eila Mirjami, late of 25 Apollo Crescent, Dallas, Victoria 3047, retired, deceased, who died on 17 January 2014.
- LE BLANC, John Henry, late of 11 Bailey Avenue, Preston, Victoria 3072, deceased, who died on 2 May 2014.
- RILEY, Norma Effie, late of 50 Murray Street, Coburg, Victoria 3058, retired, deceased, who died on 15 January 2014, Grant of Probate dated 15 May 2014.
- SOMMERVELLE, Frederick Bell, late of Unit 191, Richfield, 317 Wells Road, Aspendale Gardens, Victoria 3195, deceased, who died on 26 February 2014, Grant of Probate dated 24 June 2014.
- TUSTIN, Barbara Mary, late of 31 Park Lane, Somerville, Victoria 3912, deceased, who died on 2 April 2014.

Dated 26 June 2014

STEWART MacLEOD Manager

EXEMPTION

Application No. H98/2014

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Moreland City Council (the applicant). The application for exemption is to enable the applicant to:

- Operate single gender sessions at the Council's Aquatic and Leisure Facilities and in particular at Fawkner Leisure Centre, at Coburg Leisure Centre and the Brunswick Baths;
- Provide those sessions during and outside normal opening hours and in areas that can be closed off to the general public if required;
- Advertise those sessions; and
- Advertise for and employ female-only or male-only staff as required to operate the single gender sessions

(the exempt conduct)

Upon reading the material filed in support of this application, including the affidavits of Chris Leivers and having had regard to Reasons for Decision dated 30 August 2006 regarding an earlier exemption and a further exemption which expired on 19 May 2014, the Tribunal is satisfied that it is appropriate to grant an exemption from sections 16, 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 local government in the Northern Metropolitan Region of Melbourne. It is a socially and culturally diverse community with 33.8% of the population born overseas. Statistical information indicates that the Moreland community may be regarded as more socioeconomically disadvantaged than other areas of Melbourne. The applicant is committed to supporting and enriching community life including in respect of the health and wellbeing of the community. To that end, the applicant operates aquatic, sporting and other facilities at the Fawkner Leisure Centre, the Coburg Leisure Centre and the Brunswick Baths.

- Since 2006, the applicant has offered genderspecific programs at its facilities. While the original programs were for women only, men-only swimming sessions are now offered. The gender-specific sessions allow for women and men to participate in a comfortable, non-threatening environment. The applicant manages the allocation of times for these sessions taking into account the number of available open sessions. For example, out of a total of 32 cardio fitness- based classes per week, five were restricted to women only. From time to time verbal complaints have been made about the gender- specific sessions and the concerns raised have been addressed. No formal complaints or feedback has been received.
- The times for gender-specific sessions are expected to have minimal impact on current users as they are set for times when specific areas, program rooms or aquatic areas are not in use, are not booked or fall outside usual operating hours. The gender-specific sessions will be extensively promoted to all ages, backgrounds and abilities to maximise participation and benefit the whole community.
- The exemption in relation to gender-specific employment has been used sparingly in the past. The last time it was used was in February/March 2011 when an advertisement was placed for a male lifeguard to cater for the men-only swimming program at the Fawkner Leisure centre. It is appropriate that the applicant is able to employ staff of the specified gender to work during the sessions reserved for that gender.
- Previous exemptions have been granted to the applicant in similar terms, the last of which expired on 19 May 2014. An interim exemption for this application has been granted and will expire on 30 August 2014. I am not satisfied that the material provided establishes that the exempt conduct is a special measure or that an exception applies to the exempt conduct. Accordingly, in the absence of an exemption, the exempt conduct would amount to prohibited discrimination after 30 August 2014.
- 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 men or women who wish to use the applicant facilities at times when they are used for the other gender only sessions or be employed by the applicant to work during those sessions. I am satisfied that for the purposes of this exemption, 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, 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 31 August 2014 to 30 August 2019.

Dated 26 June 2014

A. DEA Member

INTERIM EXEMPTION

Application No. H90/2014

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 a woman of Chinese heritage in the role of Chinese Community Engagement Officer (the exempt conduct).

Upon reading the material filed in support of this application, including the affidavit of Nicki Hockley and having heard from the applicant and the Victorian Equal Opportunity and Human Rights Commission (the Commission), the Tribunal is satisfied that it is appropriate to grant an interim exemption from sections 16, 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 applicant wishes to build links with the Chinese community in the Whitehorse area with a particular focus on the prevention of violence against women. The applicant wishes to appoint a woman of Chinese heritage to work with women in the area, including new mothers. The applicant considers it necessary for the Community Engagement Officer to be a woman to engage best with the target group. Further, the applicant believes that a woman of Chinese heritage will be best able to connect with the Chinese community, identify cultural norms in respect of gender equity, target existing programs to the Chinese community and encourage members of that community to access relevant services.

• The Commission has been granted leave to intervene in this proceeding, as it believes that an exception under the Act applies to the conduct. 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 men or women who are not of Chinese heritage who wish to be employed in the above role. 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, 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 2 October 2014.

Dated 26 June 2014

A. DEA Member

Coastal Management Act 1995 NOTICE OF APPROVAL OF COASTAL MANAGEMENT PLAN Coastal Management Plan for

Walkerville Foreshore Reserve

The Coastal Management Plan for the Walkerville Foreshore Reserve has been approved pursuant to section 32 of the **Coastal Management Act 1995**.

The Coastal Management Plan takes effect on the date this notice is published in the Government Gazette. The Coastal Management Plan provides for the management of 41.3 ha of coastal Crown land in the area of the Walkerville North and South.

A copy of the Coastal Management Plan may be inspected, free of charge, during office hours, at the office of the Department of Environment and Primary Industries, 310 Commercial Road, Yarram.

> MIKE TIMPANO Regional Director Gippsland Department of Environment and Primary Industries

Coastal Management Act 1995

NOTICE OF APPROVAL OF COASTAL MANAGEMENT PLAN

Coastal Management Plan for Port Franklin Crown Reserves

The Coastal Management Plan for Port Franklin Crown Reserves Reserve has been approved pursuant to section 32 of the **Coastal Management Act 1995**.

The Coastal Management Plan takes effect on the date this notice is published in the Government Gazette.

The Coastal Management Plan provides for the management of 13 ha of coastal Crown land in the area of the Port Franklin township.

A copy of the Coastal Management Plan may be inspected, free of charge, during office hours, at the office of the Department of Environment and Primary Industries, 310 Commercial Road, Yarram.

> MIKE TIMPANO Regional Director Gippsland Department of Environment and Primary Industries

Electoral Act 2002

REGISTRATION OF POLITICAL PARTY

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

Name of party: Palmer United Party.

Dated 1 July 2014

WARWICK GATELY AM Victorian Electoral Commission

Crown Land (Reserves) Act 1978

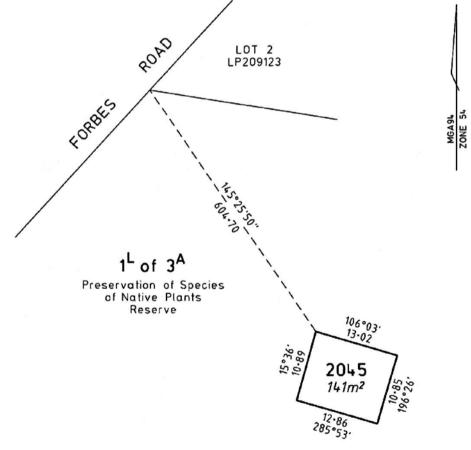
APPROVAL TO GRANT OF A LEASE UNDER SECTIONS 17D AND 17D(2)(A)(II)

Under sections 17D and 17D(2)(a)(ii) of the **Crown Land (Reserves) Act 1978**, I, Ryan Smith MP, Minister for Environment and Climate Change, being satisfied that there are special reasons which make granting of a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a lease over that area of Mount Warrenheip Flora Reserve described in the Schedule below for the purpose of construction, maintenance and operation of a telecommunications network and telecommunications service and, in accordance with 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that –

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

SCHEDULE

The land being allotment 2045 delineated on plan OP123357, being part of the land temporarily reserved for the Preservation of Species of Native Plants by Order in Council of 1 February 1989 (vide Government Gazette of 8 February 1989, page 312)



Reference: -0508472 Dated 23 June 2014

> RYAN SMITH, MP Minister for Environment and Climate Change

Interpretation of Legislation Act 1984

FORESTS (FIRE PROTECTION) REGULATIONS 2014

Notice of Incorporation of Material

As required by section 32 of the **Interpretation of Legislation Act 1984**, I give notice that the Forests (Fire Protection) Regulations 2014 apply, adopt or incorporate the following documents:

Statutory Rule Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Regulation 5, definition of AS 1019-2000 and regulation 16	Australian Standard 1019-2000, 'Internal combustion engines – Spark emission control devices' as published by Standards Australia on 1 August 2000	The whole
Regulation 5, definition of AS 1687-1991 and regulations 12, 16, 17 and 18	Australian Standard 1687-1991, 'Knapsack spray pumps for firefighting' as published by Standards Australia on 11 February 1991	The whole
Regulation 5, definition of AS/NZS 1841.1:2007 and regulations 16, 17 and 18	Australian/New Zealand Standard 1841.1:2007 'Portable fire extinguishers Part 1: General requirements' as published jointly by Standards Australia and Standards New Zealand on 31 August 2007	The whole
Regulation 5, definition of AS/NZS 1841.5:2007 and regulations 16, 17 and 18Australian/New Zealand Standard 1841.5:2007 'Portable fire extinguishers Part 5: Specific requirements for powder type extinguishers' as published jointly by Standards Australia and Standards New Zealand on 31 August 2007		The whole

A copy of the material applied, adopted or incorporated by the Forests (Fire Protection) Regulations 2014, has been lodged with the Clerk of the Parliaments and is available for inspection by members of the public, free of charge, during normal office hours at the Department of Environment and Primary Industries, 8 Nicholson Street, East Melbourne 3002. Dated 30 June 2014

RYAN SMITH MP Minister for Environment and Climate Change

Interpretation of Legislation Act 1984

TRANSPORT (TAXI-CAB INDUSTRY ACCREDITATION) AMENDMENT REGULATIONS 2014

Notice of Incorporation of Documents

As required by section 32 of the **Interpretation of Legislation Act 1984**, I give notice that the Transport (Taxi-Cab Industry Accreditation) Amendment Regulations 2014 apply, adopt or incorporate the following documents:

Statutory Rule Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Regulation 20	Standard AS ISO 10002–2006 Customer Satisfaction – Guidelines for complaints handling in organizations (ISO 10002.2004, MOD incorporating Amendment No. 1), published by Standards Australia on 5 April 2006	The whole
Regulation 21	Telematics In-Vehicle Unit (IVU) Functional and Technical Specification, published by Transport Certification Australia in November 2013	The whole

A copy of the material applied, adopted or incorporated by the Transport (Taxi-Cab Industry Accreditation) Amendment Regulations 2014 has been lodged with the Clerk of the Parliaments on 25 June 2014 and is available for inspection by members of the public, free of charge, during normal office hours at the Department of Transport, Planning and Local Infrastructure, Level 17, 1 Spring Street, Melbourne 3000.

Dated 30 June 2014

TERRY MULDER MP Minister for Public Transport

Marine Safety Act 2010 Section 208(2)

NOTICE OF ACTIVITY EXCLUSION ZONE

In accordance with section 208(2) of the **Marine Safety Act 2010**, Parks Victoria (the waterway manager for the Yarra River upstream of the port waters of the Port of Melbourne) gives notice that all persons and vessels not registered to take part in the Docklands Winter Fireworks Displays are prohibited from entering or remaining on the waters of the Yarra River (Victoria Harbour) in an area bounded by buoys in the locations detailed in Table 1.

The exclusion zone takes effect between 6.30 pm and 8.00 pm on Fridays 4, 11, 18 and 25 July and 1, 8, 15, 22 and 29 August 2014.

Table 1

Buoys	Location
1	144°56′23.24″E; 37°49′02.84″S
2	144°56′24.30″E; 37°49′07.21″S
3	144°56′22.53″E; 37°49′01.22″S
4	144°56′12.59″E; 37°49′02.95″S
5	144°56′19.00″E; 37°49′08.76″S

Dated 26 June 2014

ROSS WILLIAMSON As delegate of Parks Victoria

SOUTH EAST WATER CORPORATION SEWERAGE DISTRICT DETERMINATION 2014

I, Peter Walsh, Minister for Water, Minister administering the Water Act 1989, make the following determination:

1. Citation

This determination may be cited as the South East Water Corporation Sewerage District Determination 2014.

2. Purpose

The purpose of this determination is to vary the South East Water Corporation Sewerage District.

3. Authorising Provision

This determination is made in accordance with section 122GAB of the Water Act 1989.

4. Commencement

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

5. District Area

Pursuant to section 122GAB of the **Water Act 1989** the South East Water Corporation Sewerage District is varied to be the district specified in the plan numbered LEGL./14-211 lodged in the Central Plan Office.

Dated 22 June 2014

PETER WALSH Minister for Water

Water Act 1989

SOUTH EAST WATER CORPORATION WATER DISTRICT DETERMINATION 2014

I, Peter Walsh, Minister for Water, Minister administering the Water Act 1989, make the following determination:

1. Citation

This determination may be cited as the South East Water Corporation Water District Determination 2014.

2. Purpose

The purpose of this determination is to vary the South East Water Corporation Water District.

3. Authorising Provision

This determination is made in accordance with section 122GAB of the Water Act 1989.

4. Commencement

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

5. District Area

Pursuant to section 122GAB of the **Water Act 1989** the South East Water Corporation Water District is varied to be the district specified in the plan numbered LEGL./14-212 lodged in the Central Plan Office.

Dated 22 June 2014

PETER WALSH Minister for Water

YARRA VALLEY WATER SEWERAGE DISTRICT DETERMINATION 2014

I, Peter Walsh, Minister for Water, Minister administering the Water Act 1989, make the following determination:

1. Citation

This determination may be cited as the Yarra Valley Water Sewerage District Determination 2014.

2. Purpose

The purpose of this determination is to vary the Yarra Valley Water Sewerage District.

3. Authorising Provision

This determination is made in accordance with section 122GAB of the Water Act 1989.

4. Commencement

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

5. District Area

Pursuant to section 122GAB of the **Water Act 1989** the Yarra Valley Water Sewerage District is varied to be the district specified in the plan numbered LEGL./14-210 lodged in the Central Plan Office.

Dated 22 June 2014

PETER WALSH Minister for Water

Water Act 1989

YARRA VALLEY WATER WATER DISTRICT DETERMINATION 2014

I, Peter Walsh, Minister for Water, Minister administering the Water Act 1989, make the following determination:

1. Citation

This determination may be cited as the Yarra Valley Water Water District Determination 2014.

2. Purpose

The purpose of this determination is to vary the Yarra Valley Water Water District.

3. Authorising Provision

This determination is made in accordance with section 122GAB of the Water Act 1989.

4. Commencement

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

5. District Area

Pursuant to section 122GAB of the **Water Act 1989** the Yarra Valley Water Water District is varied to be the district specified in the plan numbered LEGL./14-209 lodged in the Central Plan Office.

Dated 22 June 2014

PETER WALSH Minister for Water

NOTICE OF MAKING OF THE BY-LAW NO. 3 WATERWAYS PROTECTION 2014 GOULBURN BROKEN CATCHMENT MANAGEMENT AUTHORITY

By resolution of 26 June 2014 the Goulburn Broken Catchment Management Authority under section 287ZC of the **Water Act 1989** made By-law No. 3 Waterways Protection 2014.

The purpose of the by-law is to make provision for –

- (a) the control, management and authorisation of works and activities in, under, on or over designated waterways and designated works;
- (b) the protection and care of designated waterways and designated land or works;
- (c) conservation and preservation of flora, fauna and habitat in designated waterways and designated land or works.

The by-law is made using the Waterways Protection Model By-law made by the Minister for Water under section 287ZB of the **Water Act 1989** on 20 February 2014.

A copy of the by-law is available on the Goulburn Broken Catchment Management Authority website, www.gbcma.vic.gov.au. A copy is also available for inspection during the ordinary business hours of the Authority, free of charge, at the Goulburn Broken Catchment Management Authority offices at 168 Welsford Street, Shepparton.

A copy of the by-law is able to be purchased, on demand, at the offices of the Authority during ordinary business hours.

GOULBURN BROKEN CATCHMENT MANAGEMENT AUTHORITY PO Box 1752, Shepparton 3630

Water Act 1989

The Goulburn Broken Catchment Management Authority makes the following by-law – Dated 26 June 2014

The Common Seal of the Goulburn Broken Catchment Management authority was hereunto affixed in the presence of:

> MURRAY CHAPMAN Chairman SANDY MacKENZIE Member CHRIS NORMAN Chief Executive Officer

By-law No. 3 Waterways Protection 2014

Goulburn Broken Catchment Management Authority

PART 1 – PRELIMINARY

Title

1. This by-law may be cited as By-law No. 3 Waterways Protection 2014.

Objectives:

- 2. The objectives of this by-law are to make provision for
 - (a) the control, management and authorisation of works and activities in, under, on or over designated waterways and designated land or works;
 - (b) the protection and care of designated waterways and designated land or works; and
 - (c) conservation and preservation of flora, fauna and habitat in designated waterways and designated land or works.

Authorising provisions:

3. This by-law is made under sections 160, 219 and 287ZC of the Act.

Application:

4. This by-law applies to the:

Lower Goulburn Waterway Management District;

Broken River Management District; and

Upper Goulburn Waterway Management District.

Definitions:

5.

In this by-law –

'Act' means the Water Act 1989.

'Authority' means the Goulburn Broken Catchment Management Authority.

'Charge unit' is the unit of monetary value set by the Authority under section 160(4) of the Act for the purposes of calculating the value of fees set under a by-law.

'Designated land or works' means any land or any works or any part of any works which the Authority has declared to be designated land or works under section 188 of the Act.

'Designated waterway' means any waterway or any part of any waterway which the Authority has declared to be a designated waterway under section 188 of the Act.

'Emergency' has the same meaning as under section 4 of the **Emergency Management Act** 1986;

'Government agency' means -

- (a) any body corporate or unincorporated constituted by or under any Act for a public purpose; and
- (b) any member or officer of such a body; and
- (c) any person in the services of the Crown in the right of the State of Victoria upon whom any function, power, duty or responsibility is conferred by or under any Act;

^cPenalty unit' has the meaning provided for under section 110 of the **Sentencing Act 1991**. Explanatory note: A penalty unit is a unit of monetary value that is used to calculate penalties for offences under legislation. The value of a penalty unit is set each year by the Treasurer under the **Monetary Units Act 2004**.

'Person' means an individual, a body or association (corporate or incorporated) or a partnership.

'Rubbish' includes any solid or liquid domestic or commercial waste refuse or debris and without limiting the generality of the above includes abandoned vehicles or vehicle parts, clippings and vegetation, concrete, stone and bricks and any part of an animal carcass.

'Water Corporation' has the same meaning as in section 3 of the Act.

'Waterway' has the same meaning as in section 3 of the Act.

'Works' has the same meaning as in section 3 of the Act.

PART 2 – WATERWAY PROTECTION

Prohibited works and activities

6. A person must not –

- (a) deposit any rubbish in a designated waterway or on any designated land or works;
- (b) erode or damage the surrounds of a designated waterway or any designated land or works; or
- (c) cause or permit any designated waterway or any designated land or works to be polluted.

Penalty:

20 penalty units

Penalty for continuing offence:

5 additional penalty units for each day on which the offence continues.

- (a) construct, alter, remove, obstruct or interfere with any structures or works in, under, on or over a designated waterway or any designated land or works; or
- (b) construct or carry out any works that deviate or are likely to deviate a designated waterway;
- (c) obstruct or interfere with a designated waterway or any designated land or works;
- (d) cut down, interfere with or take any tree or other vegetation within or from a designated waterway or any designated land or works;
- (e) interfere with or take any soil, earth, sand, gravel or other material within or from a designated waterway or designated land or works.

Penalty:20 penalty unitsPenalty for continuing offence:5 additional penalty units for each day on which the
offence continues.

Persons who do not require permits

- 8. Despite anything to the contrary in this by-law, the following persons do not require a permit
 - (a) a person acting in the course of his or her duties as
 - (i) an officer, employee or contractor of the Authority;
 - (ii) an authorised officer appointed in writing by the Authority for the purpose of this by-law;
 - (iii) a member of the Police force;
 - (b) any of the following bodies, or officer within such body, taking action that is required to respond to or prepare for an emergency
 - (i) the Country Fire Authority established under the **Country Fire Authority Act** 1958;
 - the Metropolitan Fire and Emergency Services Board established under the Metropolitan Fire Brigades Act 1958;
 - (iii) the Victoria State Emergency Service Authority established under the Victoria State Emergency Service Act 2005;
 - (iv) local council, water corporation or other government agency;
 - (v) telecommunications, gas, electricity or other utility.
 - (c) a person undertaking works, other than a deviation of a waterway, associated with
 - (i) a licence to take and use water from a designated waterway issued under Division 2 of Part 4 of the Act;
 - (ii) a right to water from a designated waterway under section 8(1) of Division 1 of Part 2 of the Act;
 - (iii) a dam or weir situated on a designated waterway, a licence for which has been issued under Division 2 of Part 5 of the Act;
 - (d) a telecommunications, gas, electricity or other utility company constructing a pipeline or underground cable that crosses a designated waterway;
 - (e) a water corporation constructing water supply, sewerage or irrigation works in, under, on or over a designated waterway;
 - (f) a local council constructing a public bridge or access crossing on a designated waterway;
 - (g) a person authorised under an Act to undertake the works or activities, in relation to the relevant designated waterway, land or works, that would otherwise be prohibited under clause 7;

(h) a person undertaking routine maintenance of existing previously authorised works or works under paragraphs (d), (e), (f) or (g) being low impact, minor, maintenance of such works, including but not limited to re-planting, vegetation clearing, cleaning, or minor structural repairs.

Requirements applicable to person who does not require a permit

- 9. A person who does not require a permit due to the operation of clause 8(d), (e), (f), (g) or (h) in undertaking works of the kind described in those clauses, must
 - (a) do so in accordance with any guidelines issued by the Authority;
 - (b) submit a works proposal to the Authority prior to commencing the works;
 - (c) notify the Authority when commencing the works.

	•
Penalty:	20 penalty units
Penalty for continuing offence:	5 additional penalty units for each day on which the
	offence continues.

Permits

- 10. For the purposes of clause 7 of this by-law a person may apply to the Authority for a permit.
- 11. After assessing the application and the risk of degradation to the designated waterway or its surrounds, the Authority may issue or refuse to issue a permit.
- 12. On making decision to issue or refuse to issue a permit, the Authority must -
 - (a) in the case of a permit being issued, advise the applicant of that approval and any conditions that apply to the permit; or
 - (b) in the case of a permit being refused, advise the applicant of that refusal.
- 13. Where a permit is issued under this by-law, the holder of the permit must act in accordance with
 - (a) conditions (if any) determined by the Authority as being applicable to the permit; and
 - (b) guidelines issued by the Authority.

PART 3 – PROCEDURAL REQUIREMENTS APPLYING TO PERMITS

Application for a permit

- 14. An application for a permit shall be
 - (a) in the form (if any) approved from time to time by the Authority; and
 - (b) accompanied by
 - (i) the relevant fee as determined under Part 4 of this by-law; and
 - (ii) such plans, specifications or other documents necessary for the Authority to determine the application to grant the permit.
- 15. A person applying for a permit may request the Authority to issue a single permit for multiple similar or related works or activities.
- 16. If required to do so by the Authority a person applying for a permit must
 - (a) supply such additional information, plans, specifications or other documentation that the Authority considers necessary to determine the application; and
 - (b) give public notice of the application or give notice of the application to such persons the Authority considers may be affected by the application, at such times and in such manner as determined by the Authority.

Amendment or transfer of a permit

- 17. The holder of a permit issued under this by-law may apply to the Authority to
 - (a) amend the permit (with or without conditions);
 - (b) renew the permit; or
 - (c) transfer the permit.

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Notification of commencement and completion of works or activities

- 18. Any person who carries out any works or activities for which a permit has been issued by the Authority must
 - (a) notify the Authority at least seven days before commencing the works or activities; and
 - (b) notify the Authority upon completion of the works or activities.

Validity of permit

- 19. Unless otherwise stated in the permit, a permit issued under this by-law is valid for one year from its date of issue unless earlier revoked by the Authority.
- 20. The Authority may renew a permit for a period of up to 12 months with additional or varied conditions as necessary.

Revocation of permit

- 21. The Authority may revoke a permit if in the opinion of the Authority there has been a failure to comply with this by-law or the permit or its conditions, provided
 - (a) a notice of contravention has been provided to the permit holder; and
 - (b) there has been a failure to comply with the notice of contravention; and
 - (c) the failure to comply continues for a period of 7 days or any longer period allowed by the Authority, after the date specified in the notice.

Application of other requirements

22. A permit issued under this by-law does not remove the requirement for the person to whom the permit has been issued to apply for any authorisation or permission necessary under any other Act with respect to anything authorised by the permit.

PART 4 – FEES AND CHARGES

Fees

- 23. The fee payable for an application for a permit is
 - (a) a base fee of 1.5 charge units; and
 - (b) any additional amount as determined by the Authority in accordance with clause 25.
- 24. The fee payable for the amendment, renewal or transfer of a permit is 1 charge unit.
- 25. For the purposes of clause 23(b) -
 - (a) the Authority shall estimate any additional time likely to be required to assess the application; and
 - (b) advise the applicant of the estimated additional cost of considering the permit application on the basis of an hourly charge of 1 charge unit.
- 26. Upon payment of the estimated additional hourly charges the Authority shall process the application.
- 27. Upon completion of processing the application the Authority shall
 - (a) advise the applicant of the actual additional amount; and
 - (b) either refund to the applicant any amount paid in excess of the actual additional amount or advise the applicant of the further amount payable being the difference between the estimated additional hourly charges and the actual additional hourly charges.

Waiver or reduction of fees

28. The Authority may waive, reduce or alter any fee or charge with or without conditions.

Payment of fees

29. The Authority will not issue a permit until all required fees are paid.

NOTICE OF MAKING OF THE BY-LAW NO. 3 WATERWAYS PROTECTION 2014 WEST GIPPSLAND CATCHMENT MANAGEMENT AUTHORITY

By resolution of 23 June 2014 the West Gippsland Catchment Management Authority under section 287ZC of the Water Act 1989 made By-Law No. 3 Waterways Protection 2014. The purpose of the by-law is to make provision for -

- (a) the control, management and authorisation of works and activities in, under, on or over designated waterways and designated works;
- (b) the protection and care of designated waterways and designated land or works;
- (c) conservation and preservation of flora, fauna and habitat in designated waterways and designated land or works.

The by-law is made using the Waterways Protection Model By-law made by the Minister for Water under section 287ZB of the **Water Act 1989** on 20 February 2014.

A copy of the by-law is available at www.wgcma.vic.gov.au. A copy is also available for inspection during the ordinary business hours of WGCMA, free of charge, at the West Gippsland Catchment Management Authority offices at 16 Hotham Street, Traralgon.

A copy of the by-law is able to be purchased, on demand, at the offices of WGCMA during ordinary business hours.

In accordance with section 16A of the **Subordinate Legislation Act 1994** a full copy of the by-law follows this notice.

WEST GIPPSLAND CATCHMENT MANAGEMENT AUTHORITY 16 Hotham Street, Traralgon, Victoria 3820

Water Act 1989

The West Gippsland Catchment Management Authority makes the following by-law -

Dated 23 June 2014

The Common Seal of the West Gippsland Catchment Management authority was hereunto affixed in the presence of:

> ANGUS HUME Chairman IAN GIBSON Member MARTIN FULLER Chief Executive Officer

By-law No. 3 Waterways Protection 2014 West Gippsland Catchment Management Authority

PART 1 - PRELIMINARY

Title:

2.

1. This by-law may be cited as by-law No. 3 Waterways Protection 2014.

Objectives:

- The objectives of this by-law are to make provision for
 - (a) the control, management and authorisation of works and activities in, under, on or over designated waterways and designated land or works;
 - (b) the protection and care of designated waterways and designated land or works;
 - (c) conservation and preservation of flora, fauna and habitat in designated waterways and designated land or works.

Authorising provisions:

3. This by-law is made under sections 160, 219 and 287ZC of the Act.

Application:

4. This by-law applies to the: Lake Wellington Waterway Management District

Corner Inlet Waterway Management District

Tarwin Bass Waterway Management District

Definitions:

5. In this by-law –

'Act' means the Water Act 1989.

'Authority' means the West Gippsland Catchment Management Authority.

'Charge unit' is the unit of monetary value set by the Authority under section 160(4) of the Act for the purposes of calculating the value of fees set under a by-law.

'Designated land or works' means any land or any works or any part of any works which the Authority has declared to be designated land or works under section 188 of the Act.

'Designated waterway' means any waterway or any part of any waterway which the Authority has declared to be a designated waterway under section 188 of the Act.

'Emergency' has the same meaning as under section 4 of the **Emergency Management Act 1986**;

'Government agency' means -

- (a) any body corporate or unincorporated constituted by or under any Act for a public purpose; and
- (b) any member or officer of such a body; and
- (c) any person in the services of the Crown in the right of the State of Victoria upon whom any function, power, duty or responsibility is conferred by or under any Act;

'Penalty unit' has the meaning provided for under section 110 of the Sentencing Act 1991.

Explanatory note: A penalty unit is a unit of monetary value that is used to calculate penalties for offences under legislation. The value of a penalty unit is set each year by the Treasurer under the **Monetary Units Act 2004**.

'Person' means an individual, a body or association (corporate or incorporated) or a partnership.

'Rubbish' includes any solid or liquid domestic or commercial waste refuse or debris and without limiting the generality of the above includes abandoned vehicles or vehicle parts, clippings and vegetation, concrete, stone and bricks and any part of an animal carcass.

'Water Corporation' has the same meaning as in section 3 of the Act.

'Waterway' has the same meaning as in section 3 of the Act.

'Works' has the same meaning as in section 3 of the Act.

PART 2 – WATERWAY PROTECTION

Prohibited works and activities

- 6. A person must not
 - (a) deposit any rubbish in a designated waterway or on any designated land or works;
 - (b) erode or damage the surrounds of a designated waterway or any designated land or works; or

(c) cause or permit any designated waterway or any designated land or works to be polluted.Penalty: 20 penalty units

Penalty for continuing offence:

5 additional penalty units for each day on which the offence continues.

- 7. A person must not do any of the following unless in accordance with a permit issued under this by-law
 - (a) construct, alter, remove, obstruct or interfere with any structures or works in, under, on or over a designated waterway or any designated land or works; or
 - (b) construct or carry out any works that deviate or are likely to deviate a designated waterway;
 - (c) obstruct or interfere with a designated waterway or any designated land or works;
 - (d) cut down, interfere with or take any tree or other vegetation within or from a designated waterway or any designated land or works;
 - (e) interfere with or take any soil, earth, sand, gravel or other material within or from a designated waterway or designated land or works.

Penalty:	20 penalty units
Penalty for continuing offence:	5 additional penalty units for each day on which the
	offence continues.

Persons who do not require permits

- 8. Despite anything to the contrary in this by-law, the following persons do not require a permit
 - (a) a person acting in the course of his or her duties as
 - (i) an officer, employee or contractor of the Authority;
 - (ii) an authorised officer appointed in writing by the Authority for the purpose of this by-law;
 - (iii) a member of the Police force;
 - (b) any of the following bodies, or officer within such body, taking action that is required to respond to or prepare for an emergency
 - (i) the Country Fire Authority established under the **Country Fire Authority Act** 1958;
 - (ii) the Metropolitan Fire and Emergency Services Board established under the Metropolitan Fire Brigades Act 1958;
 - (iii) the Victoria State Emergency Service Authority established under the Victoria State Emergency Service Act 2005;
 - (iv) local council, water corporation or other government agency;
 - (v) telecommunications, gas, electricity or other utility.
 - (c) a person undertaking works, other than a deviation of a waterway, associated with -
 - (i) a licence to take and use water from a designated waterway issued under Division 2 of Part 4 of the Act;
 - (ii) a right to water from a designated waterway under section 8(1) of Division 1 of Part 2 of the Act;
 - (iii) a dam or weir situated on a designated waterway, a licence for which has been issued under Division 2 of Part 5 of the Act;
 - (d) a telecommunications, gas, electricity or other utility company constructing a pipeline or underground cable that crosses a designated waterway;
 - (e) a water corporation constructing water supply, sewerage or irrigation works in, under, on or over a designated waterway;
 - (f) a local council constructing a public bridge or access crossing on a designated waterway;

1469

- (g) a person authorised under an Act to undertake the works or activities, in relation to the relevant designated waterway, land or works, that would otherwise be prohibited under clause 7;
- (h) a person undertaking routine maintenance of existing previously authorised works or works under paragraphs (d), (e), (f) or (g) being low impact, minor, maintenance of such works, including but not limited to re-planting, vegetation clearing, cleaning, or minor structural repairs.

Requirements applicable to person who does not require a permit

- 9. A person who does not require a permit due to the operation of clause 8(d), (e), (f), (g) or (h) in undertaking works of the kind described in those clauses, must
 - (a) do so in accordance with any guidelines issued by the Authority;
 - (b) submit a works proposal to the Authority prior to commencing the works;
 - notify the Authority when commencing the works.

Penalty:

Penalty for continuing offence:

20 penalty units

5 additional penalty units for each day on which the offence continues.

Permits

(c)

- 10. For the purposes of clause 7 of this by-law a person may apply to the Authority for a permit.
- 11. After assessing the application and the risk of degradation to the designated waterway or its surrounds, the Authority may issue or refuse to issue a permit.
- 12. On making decision to issue or refuse to issue a permit, the Authority must -
 - (a) in the case of a permit being issued, advise the applicant of that approval and any conditions that apply to the permit; or
 - (b) in the case of a permit being refused, advise the applicant of that refusal.
- 13. Where a permit is issued under this by-law, the holder of the permit must act in accordance with
 - (a) conditions (if any) determined by the Authority as being applicable to the permit; and
 - (b) guidelines issued by the Authority.

PART 3 – PROCEDURAL REQUIREMENTS APPLYING TO PERMITS

Application for a permit

- 14. An application for a permit shall be
 - (a) in the form (if any) approved from time to time by the Authority; and
 - (b) accompanied by -
 - (i) the relevant fee as determined under Part 4 of this by-law; and
 - (ii) such plans, specifications or other documents necessary for the Authority to determine the application to grant the permit.
- 15. A person applying for a permit may request the Authority to issue a single permit for multiple similar or related works or activities.
- 16. If required to do so by the Authority a person applying for a permit must
 - (a) supply such additional information, plans, specifications or other documentation that the Authority considers necessary to determine the application; and
 - (b) give public notice of the application or give notice of the application to such persons the Authority considers may be affected by the application, at such times and in such manner as determined by the Authority.

Amendment or transfer of a permit

- 17. The holder of a permit issued under this by-law may apply to the Authority to -
 - (a) amend the permit (with or without conditions);
 - (b) renew the permit; or
 - (c) transfer the permit.

Notification of commencement and completion of works or activities

- 18. Any person who carries out any works or activities for which a permit has been issued by the Authority must
 - (a) notify the Authority at least seven days before commencing the works or activities; and
 - (b) notify the Authority upon completion of the works or activities.

Validity of permit

- 19. Unless otherwise stated in the permit, a permit issued under this by-law is valid for one year from its date of issue unless earlier revoked by the Authority.
- 20. The Authority may renew a permit for a period of up to 12 months with additional or varied conditions as necessary.

Revocation of permit

- 21. The Authority may revoke a permit if in the opinion of the Authority there has been a failure to comply with this by-law or the permit or its conditions, provided
 - (a) a notice of contravention has been provided to the permit holder; and
 - (b) there has been a failure to comply with the notice of contravention; and
 - (c) the failure to comply continues for a period of 7 days or any longer period allowed by the Authority, after the date specified in the notice.

Application of other requirements

22. A permit issued under this by-law does not remove the requirement for the person to whom the permit has been issued to apply for any authorisation or permission necessary under any other Act with respect to anything authorised by the permit.

PART 4 – FEES AND CHARGES

Fees

- 23. The fee payable for an application for a permit is
 - (a) a base fee of 1.5 charge units; and
 - (b) any additional amount as determined by the Authority in accordance with clause 25.
- 24. The fee payable for the amendment, renewal or transfer of a permit is 1 charge unit.
- 25. For the purposes of clause 23(b) -
 - (a) the Authority shall estimate any additional time likely to be required to assess the application; and
 - (b) advise the applicant of the estimated additional cost of considering the permit application on the basis of an hourly charge of 1 charge unit.
- 26. Upon payment of the estimated additional hourly charges the Authority shall process the application.
- 27. Upon completion of processing the application the Authority shall
 - (a) advise the applicant of the actual additional amount; and
 - (b) either refund to the applicant any amount paid in excess of the actual additional amount or advise the applicant of the further amount payable being the difference between the estimated additional hourly charges and the actual additional hourly charges.

Waiver or reduction of fees

28. The Authority may waive, reduce or alter any fee or charge with or without conditions.

Payment of fees

29. The Authority will not issue a permit until all required fees are paid.

Water Act 1989

NOTICE OF MAKING OF THE BY-LAW NO. 2 WATERWAYS PROTECTION 2014 WIMMERA CATCHMENT MANAGEMENT AUTHORITY

By resolution of 25 June 2014 the Wimmera Catchment Management Authority under section 287ZC of the Water Act 1989 made By-Law No. 2 Waterways Protection 2014.

The purpose of the by-law is to make provision for –

- the control, management and authorisation of works and activities in, under, on or over (a) designated waterways and designated works;
- the protection and care of designated waterways and designated land or works; (b)
- (c) conservation and preservation of flora, fauna and habitat in designated waterways and designated land or works.

The by-law is made using the Waterways Protection Model By-law made by the Minister for Water under section 287ZB of the Water Act 1989 on 20 February 2014.

A copy of the by-law is available on the Wimmera Catchment Management Authority website. http://www.wcma.vic.gov.au, A copy is also available for inspection during the ordinary business hours of the Authority, free of charge, at the Wimmera Catchment Management Authority offices at 24 Darlot Street, Horsham 3400.

A copy of the by-law is able to be purchased, on demand, at the offices of the Authority during ordinary business hours.

In accordance with section 16A of the Subordinate Legislation Act 1994 a full copy of the by-law follows this notice.

> WIMMERA CATCHMENT MANAGEMENT AUTHORITY 24 Darlot Street, Horsham, Victoria 3400

Water Act 1989

The Wimmera Catchment Management Authority makes the following by-law -Dated 25 June 2014

The Common Seal of the Wimmera Catchment Management authority was hereunto affixed in the presence of:

KAREN DOUGLAS Chairman EMILIA SUDHOLZ Member DAVID BRENNAN Chief Executive Officer

By-law No. 2 Waterways Protection 2014 Wimmera Catchment Management Authority

PART 1 – PRELIMINARY

Title:

1. This by-law may be cited as by-law No. 2 Waterways Protection 2014.

Objectives:

- 2. The objectives of this by-law are to make provision for –
 - the control, management and authorisation of works and activities in, under, on or (a) over designated waterways and designated land or works;
 - (b) the protection and care of designated waterways and designated land or works;
 - conservation and preservation of flora, fauna and habitat in designated waterways and (c) designated land or works.

Authorising provisions:

3. This by-law is made under sections 160, 219 and 287ZC of the Act.

Application:

4. This by-law applies to the Wimmera Management District.

Definitions:

5. In this by-law –

'Act' means the Water Act 1989.

'Authority' means the Wimmera Catchment Management Authority.

'Charge unit' is the unit of monetary value set by the Authority under section 160(4) of the Act for the purposes of calculating the value of fees set under a by-law.

'Designated land or works' means any land or any works or any part of any works which the Authority has declared to be designated land or works under section 188 of the Act.

'Designated waterway' means any waterway or any part of any waterway which the Authority has declared to be a designated waterway under section 188 of the Act.

'Emergency' has the same meaning as under section 4 of the **Emergency Management Act 1986**;

'Government agency' means -

- (a) any body corporate or unincorporated constituted by or under any Act for a public purpose; and
- (b) any member or officer of such a body; and
- (c) any person in the services of the Crown in the right of the State of Victoria upon whom any function, power, duty or responsibility is conferred by or under any Act;

'Penalty unit' has the meaning provided for under section 110 of the Sentencing Act 1991.

Explanatory note: A penalty unit is a unit of monetary value that is used to calculate penalties for offences under legislation. The value of a penalty unit is set each year by the Treasurer under the **Monetary Units Act 2004**.

'Person' means an individual, a body or association (corporate or incorporated) or a partnership.

'Rubbish' includes any solid or liquid domestic or commercial waste refuse or debris and without limiting the generality of the above includes abandoned vehicles or vehicle parts, clippings and vegetation, concrete, stone and bricks and any part of an animal carcass.

'Water Corporation' has the same meaning as in section 3 of the Act.

'Waterway' has the same meaning as in section 3 of the Act.

'Works' has the same meaning as in section 3 of the Act.

PART 2 – WATERWAY PROTECTION

Prohibited works and activities

- 6. A person must not
 - (a) deposit any rubbish in a designated waterway or on any designated land or works;
 - (b) erode or damage the surrounds of a designated waterway or any designated land or works; or
 - (c) cause or permit any designated waterway or any designated land or works to be polluted.

Penalty:	20 penalty units
Penalty for continuing offence:	5 additional penalty units for each day on which the
	offence continues.

- 7. A person must not do any of the following unless in accordance with a permit issued under this by-law
 - (a) construct, alter, remove, obstruct or interfere with any structures or works in, under, on or over a designated waterway or any designated land or works; or
 - (b) construct or carry out any works that deviate or are likely to deviate a designated waterway;
 - (c) obstruct or interfere with a designated waterway or any designated land or works;
 - (d) cut down, interfere with or take any tree or other vegetation within or from a designated waterway or any designated land or works;
 - (e) interfere with or take any soil, earth, sand, gravel or other material within or from a designated waterway or designated land or works.

Penalty:20 penalty unitsPenalty for continuing offence:5 additional penalty units for each day on which the

offence continues.

Persons who do not require permits

- 8. Despite anything to the contrary in this by-law, the following persons do not require a permit
 - (a) a person acting in the course of his or her duties as
 - (i) an officer, employee or contractor of the Authority;
 - (ii) an authorised officer appointed in writing by the Authority for the purpose of this by-law;
 - (iii) a member of the Police force;
 - (b) any of the following bodies, or officer within such body, taking action that is required to respond to or prepare for an emergency
 - (i) the Country Fire Authority established under the **Country Fire Authority Act** 1958;
 - the Metropolitan Fire and Emergency Services Board established under the Metropolitan Fire Brigades Act 1958;
 - (iii) the Victoria State Emergency Service Authority established under the Victoria State Emergency Service Act 2005;
 - (iv) local council, water corporation or other government agency;
 - (v) telecommunications, gas, electricity or other utility.
 - (c) a person undertaking works, other than a deviation of a waterway, associated with
 - (i) a licence to take and use water from a designated waterway issued under Division 2 of Part 4 of the Act;
 - a right to water from a designated waterway under section 8(1) of Division 1 of Part 2 of the Act;
 - (iii) a dam or weir situated on a designated waterway, a licence for which has been issued under Division 2 of Part 5 of the Act;
 - (d) a telecommunications, gas, electricity or other utility company constructing a pipeline or underground cable that crosses a designated waterway;
 - (e) a water corporation constructing water supply, sewerage or irrigation works in, under, on or over a designated waterway;
 - (f) a local council constructing a public bridge or access crossing on a designated waterway;
 - (g) a person authorised under an Act to undertake the works or activities, in relation to the relevant designated waterway, land or works, that would otherwise be prohibited under clause 7;

(h) a person undertaking routine maintenance of existing previously authorised works or works under paragraphs (d), (e), (f) or (g) being low impact, minor, maintenance of such works, including but not limited to re-planting, vegetation clearing, cleaning, or minor structural repairs.

Requirements applicable to person who does not require a permit

- 9. A person who does not require a permit due to the operation of clause 8(d), (e), (f), (g) or (h) in undertaking works of the kind described in those clauses, must
 - (a) do so in accordance with any guidelines issued by the Authority;
 - (b) submit a works proposal to the Authority prior to commencing the works;
 - (c) notify the Authority when commencing the works.

Penalty:	20 penalty units
Penalty for continuing offence:	5 additional penalty units for each day on which the offence continues.

Permits

- 10. For the purposes of clause 7 of this by-law a person may apply to the Authority for a permit.
- 11. After assessing the application and the risk of degradation to the designated waterway or its surrounds, the Authority may issue or refuse to issue a permit.
- 12. On making decision to issue or refuse to issue a permit, the Authority must -
 - (a) in the case of a permit being issued, advise the applicant of that approval and any conditions that apply to the permit; or
 - (b) in the case of a permit being refused, advise the applicant of that refusal.
- 13. Where a permit is issued under this by-law, the holder of the permit must act in accordance with
 - (a) conditions (if any) determined by the Authority as being applicable to the permit; and
 - (b) guidelines issued by the Authority.

PART 3 – PROCEDURAL REQUIREMENTS APPLYING TO PERMITS

Application for a permit

- 14. An application for a permit shall be
 - (a) in the form (if any) approved from time to time by the Authority; and
 - (b) accompanied by
 - (i) the relevant fee as determined under Part 4 of this by-law; and
 - (ii) such plans, specifications or other documents necessary for the Authority to determine the application to grant the permit.
- 15. A person applying for a permit may request the Authority to issue a single permit for multiple similar or related works or activities.
- 16. If required to do so by the Authority a person applying for a permit must
 - (a) supply such additional information, plans, specifications or other documentation that the Authority considers necessary to determine the application; and
 - (b) give public notice of the application or give notice of the application to such persons the Authority considers may be affected by the application, at such times and in such manner as determined by the Authority.

Amendment or transfer of a permit

- 17. The holder of a permit issued under this by-law may apply to the Authority to -
 - (a) amend the permit (with or without conditions);
 - (b) renew the permit; or
 - (c) transfer the permit.

Notification of commencement and completion of works or activities

- 18. Any person who carries out any works or activities for which a permit has been issued by the Authority must
 - (a) notify the Authority at least seven days before commencing the works or activities; and
 - (b) notify the Authority upon completion of the works or activities.

Validity of permit

- 19. Unless otherwise stated in the permit, a permit issued under this by-law is valid for one year from its date of issue unless earlier revoked by the Authority.
- 20. The Authority may renew a permit for a period of up to 12 months with additional or varied conditions as necessary.

Revocation of permit

- 21. The Authority may revoke a permit if in the opinion of the Authority there has been a failure to comply with this by-law or the permit or its conditions, provided
 - (a) a notice of contravention has been provided to the permit holder; and
 - (b) there has been a failure to comply with the notice of contravention; and
 - (c) the failure to comply continues for a period of 7 days or any longer period allowed by the Authority, after the date specified in the notice.

Application of other requirements

22. A permit issued under this by-law does not remove the requirement for the person to whom the permit has been issued to apply for any authorisation or permission necessary under any other Act with respect to anything authorised by the permit.

PART 4 – FEES AND CHARGES

Fees

- 23. The fee payable for an application for a permit is
 - (a) a base fee of 1.5 charge units; and
 - (b) any additional amount as determined by the Authority in accordance with clause 25.
- 24. The fee payable for the amendment, renewal or transfer of a permit is 1 charge unit.
- 25. For the purposes of clause 23(b) -
 - (a) the Authority shall estimate any additional time likely to be required to assess the application; and
 - (b) advise the applicant of the estimated additional cost of considering the permit application on the basis of an hourly charge of 1 charge unit.
- 26. Upon payment of the estimated additional hourly charges the Authority shall process the application.
- 27. Upon completion of processing the application the Authority shall
 - (a) advise the applicant of the actual additional amount; and
 - (b) either refund to the applicant any amount paid in excess of the actual additional amount or advise the applicant of the further amount payable being the difference between the estimated additional hourly charges and the actual additional hourly charges.

Waiver or reduction of fees

28. The Authority may waive, reduce or alter any fee or charge with or without conditions.

Payment of fees

29. The Authority will not issue a permit until all required fees are paid.

Planning and Environment Act 1987 GREATER BENDIGO PLANNING SCHEME SOUTH GIPPSLAND PLANNING SCHEME WELLINGTON PLANNING SCHEME

Notice of Approval of Amendment

Amendment GC3

The Minister for Planning has approved Amendment GC3 to the Greater Bendigo Planning Scheme, South Gippsland Planning Scheme and Wellington Planning Scheme.

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

The Amendment inserts schedules to Clause 44.06 – Bushfire Management Overlay modifying requirements of Clause 52.47 (Bushfire Protection: Planning Requirements) by allowing exemptions for some forms of development while still meeting the broader bushfire protection objectives.

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
- South Gippsland Shire Council, 9 Smith Street, Leongatha
- Wellington Shire Council, 70 Foster Street, Sale.

PETER ALLEN Acting Director Planning Systems Department of Transport, Planning and Local Infrastructure

ORDERS IN COUNCIL

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

Order in Council

The Lieutenant-Governor as the Governor's deputy, with the advice of the Executive Council, under section 10 of the **Crown Land** (**Reserves**) Act 1978 gives notice of intention to revoke the following temporary reservations: MILDURA – The temporary reservation by Order in Council of 15 October, 1968 of an area of 3870 square metres, more or less, of land in the Parish of Mildura as a site for Railway purposes. – (Rs 9064)

SOUTH MELBOURNE – The temporary reservation by Order in Council of 6 June, 1956 of an area of 2.385 hectares of land in Section C, City of South Melbourne, Parish of Melbourne South as a site for Police purposes, less any authorised excisions, so far as the balance remaining. – (Rs 7418)

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

Dated 1 July 2014

Responsible Minister THE HON RYAN SMITH Minister for Environment and Climate Change

> YVETTE CARISBROOKE Clerk of the Executive Council

Crown Land (Reserves) Act 1978

REVOCATION OF TEMPORARY RESERVATIONS

Order in Council

The Lieutenant-Governor as the Governor's deputy, with the advice of the Executive Council, under section 10 of the **Crown Land** (**Reserves**) Act 1978 revokes the following temporary reservations:

BOULKA – The temporary reservation by Order in Council of 21 September, 1925 of an area of 4.05 hectares, more or less, of land in Parish of Boulka as a site for Public Recreation. – (Rs 3159) DANYO – The temporary reservation by Order in Council of 21 June, 1913 of an area of 2479 square metres, more or less, of land formerly being Crown Allotments 22 and 23, Section 1, Township of Danyo, Parish of Danyo as a site for a Public Hall. – (C57345)

TUTYE – The temporary reservation by Order in Council of 14 May, 1913 of an area of 1214 square metres of land being Crown Allotment 11, Section 2, Township of Tutye, Parish of Tutye as a site for a Public Hall. – (Rs 3173)

TYALLA – The temporary reservation by Order in Council of 23 November, 1920 of an area of 27.736 hectares, more or less, of land in the Parish of Tyalla as a site for Recreation and Show-ground, revoked as to part by Order in Council of 13 December, 1948 so far as the balance remaining containing 26.737 hectares, more or less. – (Rs 2240)

TYALLA – The temporary reservation by Order in Council of 3 July, 1918 of an area of 5.483 hectares, more or less, of land in the Parish of Tyalla [formerly Parish of Tutye] as a site for Recreation purposes, revoked as to part by Orders in Council of 7 September, 1925 and 13 December, 1948 so far as the balance remaining. – (Rs 1796)

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

Dated 1 July 2014 Responsible Minister

THE HON RYAN SMITH Minister for Environment and Climate Change

> YVETTE CARISBROOKE Clerk of the Executive Council

Crown Land (Reserves) Act 1978

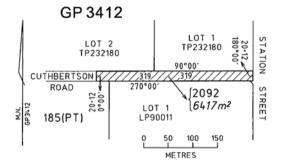
TEMPORARY RESERVATION OF CROWN LANDS

Order in Council

The Lieutenant-Governor as the Governor's deputy, with the advice of the Executive Council, under section 4(1) of the **Crown Land** (**Reserves**) Act 1978 temporarily reserves the following Crown lands which in his opinion are required for the purposes mentioned:–

MUNICIPAL DISTRICT OF THE GREATER GEELONG CITY COUNCIL

MOORPANYAL – Public Recreation; area 6417 square metres, being Crown Allotment 2092, Parish of Moorpanyal as indicated by hatching on plan GP3412 hereunder. – (GP3412) – (2020925)



MUNICIPAL DISTRICT OF THE SHIRE OF CAMPASPE

ROCHESTER WEST – Water supply purposes; being Crown Allotment 2019 (area 3960 square metres, more or less) and Crown Allotment 2020 (area 1.1 hectares, more or less), Parish of Rochester West as shown hatched on Plan No. LEGL./14-003 lodged in the Central Plan Office of the Department of Transport, Planning and Local Infrastructure. – (0615328)

MUNICIPAL DISTRICT OF THE SHIRE OF CAMPASPE

ROCHESTER WEST – Public recreation and conservation of an area of natural interest; being Crown Allotment 2017, (area 7.6 hectares, more or less) and Crown Allotment 2018 (area 7.6 hectares, more or less), Parish of Rochester West as shown hatched on Plan No. LEGL./14-002 lodged in the Central Plan Office of the Department of Transport, Planning and Local Infrastructure. – (0615328)

MUNICIPAL DISTRICT OF THE INDIGO SHIRE COUNCIL

YACKANDANDAH – Drainage works; area 2611 square metres, being Crown Allotment 2117, Parish of Yackandandah as shown on Original Plan No. 123239A lodged in the Central Plan Office of the Department of Transport, Planning and Local Infrastructure. – (11L8-7422)

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

Dated 1 July 2014 Responsible Minister THE HON RYAN SMITH Minister for Environment and Climate Change

> YVETTE CARISBROOKE Clerk of the Executive Council

Crown Land (Reserves) Act 1978 SPECIFY PURPOSE OF PERMANENTLY RESERVED CROWN LAND

Order in Council

The Lieutenant-Governor as the Governor's deputy, with the advice of the Executive Council, under section 4(5) of the **Crown Land** (**Reserves**) Act 1978 specifies that the following Crown land, which is permanently reserved for an unspecified purpose, be permanently reserved for Public recreation and conservation of an area of natural interest:-

MUNICIPAL DISTRICT OF THE SHIRE OF CAMPASPE

ROCHESTER WEST – being Crown Allotment 2021, (area 2.0 hectares, more or less) and Crown Allotment 2023 (area 2.3 hectares, more or less), Parish of Rochester West as shown **cross**-hatched on Plan No. LEGL./14-002 lodged in the Central Plan Office of the Department of Transport, Planning and Local Infrastructure. – (0615328)

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

Dated 1 July 2014

Responsible Minister THE HON RYAN SMITH Minister for Environment and Climate Change

> YVETTE CARISBROOKE Clerk of the Executive Council

Land Act 1958

CLOSURE OF UNUSED ROAD

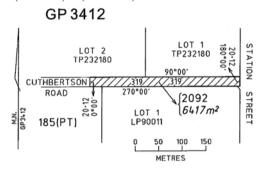
Order in Council

The Lieutenant-Governor as the Governor's deputy, with the advice of the Executive Council, under section 349 of the Land Act 1958 and with the concurrence in writing of the municipality in which the road is situated and

the owners of land adjoining the road closes the following unused road:

MUNICIPAL DISTRICT OF THE GREATER GEELONG CITY COUNCIL

MOORPANYAL – The road in the Parish of Moorpanyal being Crown Allotment 2092 as indicated by hatching on plan GP3412 hereunder. – (GP3412) – (2020925)



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

Dated 1 July 2014

Responsible Minister THE HON RYAN SMITH Minister for Environment and Climate Change

> YVETTE CARISBROOKE Clerk of the Executive Council

Cemeteries and Crematoria Act 2003

ORDER TO INCLUDE ADDITIONAL RESERVED CROWN LAND IN THE GEMBROOK CEMETERY

Order in Council

The Lieutenant-Governor as the Governor's deputy, with the advice of the Executive Council under section 4(4)(b) of the **Cemeteries and Crematoria Act 2003** orders that the land known as Crown Allotment 2061, Parish of Gembrook, be included in the Gembrook Cemetery.

Dated 1 July 2014

Responsible Minister: HON DAVID DAVIS MP Minister for Health

> YVETTE CARISBROOKE Clerk of the Executive Council

Plant Biosecurity Act 2010

ORDER DECLARING A CONTROL AREA IN VICTORIA FOR THE PURPOSE OF PREVENTING THE ENTRY OF THE PEST GRAPE PHYLLOXERA

Order in Council

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

Dated 1 July 2014

Responsible Minister: PETER WALSH MLA

Minister for Agriculture and Food Security

YVETTE CARISBROOKE Clerk of the Executive Council

1 Objective

The objective of this Order is to declare a control area in Victoria for the purposes of preventing the entry of the pest Grape Phylloxera from other parts of Victoria.

2 Authorising Provision

This Order is made under section 19 of the Plant Biosecurity Act 2010.

3 Commencement

This Order comes into operation on 23 July 2014 and expires 12 months from that date.

4 Revocation

The Order made by Governor in Council on 23 July 2013 declaring an area in Victoria to be control area for the purpose of preventing the entry of Grape Phylloxera as published in Government Gazette G30 on 25 July 2013 is **revoked**.

5 Definitions

grape phylloxera means the pest Daktulosphaira vitifolii (Fitch);

host material means any plant, plant part or plant product of the genus *Vitis*, including potted vines, cuttings, rootlings, grapes, grape marc, grape must, juice, germplasm and samples of plant or earth material for diagnostic purposes;

juice means fresh, unclarified or unfiltered juice, but not juice filtered or otherwise processed so as to achieve a maximum particle size of 50 microns.

6 Control area for preventing the entry of Phylloxera

The area, to be known as the Victoria Phylloxera Exclusion Zone, described in the Schedule is declared to be a control area for the purpose of preventing the entry of the pest Grape Phylloxera.

7 Prohibitions

- (1) The entry into the control area of -
 - (a) any host material; or
 - (b) any used equipment that has been used for the cultivation, harvesting, handling, transport or processing of plants, plant parts or plant products of the genus *Vitis*; or
 - (c) any package which has contained any plant, plant part or plant product of the genus *Vitis*; or
 - (d) earth material originating from a property involved in the cultivation or handling of plants, plant parts or plant products of the genus *Vitis* –

is prohibited.

(2) Subclause (1) does not apply in the case of table grapes treated in a manner approved by the Chief Plant Health Officer.

SCHEDULE

All land in the State of Victoria to the west of a line commencing at the intersection of the coastline of Victoria and the Yarra River, then in a straight line in a northerly direction to the intersection of the Northern Metropolitan Ring Road and the Hume Freeway, then in a northerly direction along the Hume Freeway to the intersection of the Hume Freeway and Seymour-Tooborac Road, then in a westerly direction along the Seymour-Tooborac Road to the intersection of Seymour-Tooborac Road and the Northern Highway, then in a northerly direction along the Northern Highway to the intersection of the Northern Highway and the Geographical Indication 'Heathcote' (Register of Protected Names, 21 August 2002), then in a generally northerly direction along the boundary of the Geographical Indication 'Heathcote' to the intersection of the Geographical Indication 'Heathcote' and Quarry Road, then in a northerly direction along Quarry Road, which becomes Echuca-Nanneella Road, to the intersection of Echuca-Nanneella Road and Odea Road, then in a generally north easterly direction along Odea Road to the intersection of Odea Road and the Murray Valley Highway, then in an easterly, then northerly, direction along the Murray Valley Highway to the intersection of the Murray Valley Highway and Centre Road, then in an easterly direction along Centre Road to the intersection of Centre Road and the Goulburn Valley Highway, then in a northerly direction along the Goulburn Valley Highway to the intersection of the Goulburn Valley Highway and Hays Road, then in an easterly direction along Hays Road to the intersection of Hays Road and Labuan Road, then in a northerly direction along Labuan Road to the intersection of Labuan Road and the Murray Valley Highway, then in an easterly direction along the Murray Valley Highway to the intersection of the Murray Valley Highway and Purgatory Road, then in a northerly direction along Purgatory Road to the intersection of Purgatory Road and Cobram-Koonoomoo Road, then in a north westerly direction along Cobram-Koonoomoo Road to the intersection of Cobram-Koonoomoo Road and the Goulburn Valley Highway, then in a northerly direction along the Goulburn Valley Highway to the intersection of the Goulburn Valley Highway and the Murray River; but excluding -

the area of land bounded by a line commencing at the intersection of Three Chain Road and Bolgers Lane, then in a southerly direction along Bolgers Lane to the intersection of Bolgers Lane and Rochford Road, then in an easterly direction along Rochford Road to the intersection of Rochford Road and Monument Creek Road, then in a southerly direction along Monument Creek Road to the intersection of Monument Creek Road and Ochiltrees Road, then in an easterly direction along Ochiltrees Road, then in a northerly direction along Cohiltrees Road to the intersection of Ochiltrees Road and Boundary Road, then in a northerly direction along Boundary Road to the intersection of Boundary Road, then in an easterly direction along Boundary Road to the intersection of Boundary Road and Parks Road, then in a northerly direction along Parks Road to the intersection of Parks Road and McMasters Lane, then in a north easterly direction along McMasters Lane to the intersection of McMasters Lane and Three Chain Road, then in a generally westerly direction along Three Chain Road to the point of commencement.

Note: Section 20(1) of the **Plant Biosecurity Act 2010** provides an offence for a person who causes or permits the movement of any plant, plant product, used package, used equipment or earth material into or from a control area or within a control area or within a specified part of a control area contrary to any prohibition or restriction in an order declaring an area to be a control area if the person knows or may reasonably be expected to know that the place has been declared to be a control area, unless the person is authorised to do so under a permit issued by the Secretary. The maximum penalty for this offence is 60 penalty units in the case of an individual and 300 penalty units in the case of a body corporate. Section 20(3) of the **Plant Biosecurity Act 2010** provides that a person who contravenes any prohibition or restriction in an order declaring a place to be a control area, where that person is not liable for the offence in section 20(1) of the **Plant Biosecurity Act 2010**, is guilty of an offence and is liable to a penalty not exceeding 10 penalty units in the case of an individual and 60 penalty units in the case of a body corporate, unless the person is authorised to do so under a permit units in the case of an individual and 60 penalty units in the case of a body corporate.

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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 SAI Global, Unit 3, 18 Salmon Street, Port Melbourne on the date specified:

-				Couc II	
71.	Statutory Rule:	Workplace Injury Rehabilitation and Compensation	77.	Statutory Rule:	Mental Health Regulations 2014
		(Savings and Transitional)		Authorising Act:	Mental Health Act 2014
		Regulations 2014		Date first obtainable:	2 July 2014
	Authorising Act:	Workplace Injury		Code A	
		Rehabilitation and Compensation Act 2013	78.	Statutory Rule:	Police Regulation Revocation
	Date first obtainable:	2 July 2014			Regulations 2014
	Code A			Authorising Act:	Police Regulation Act 1958
72.	Statutory Rule:	Sex Work (Fees) Regulations 2014		Date first obtainable:	2 July 2014
	Authorising Act:	Sex Work Act 1994		Code A	
	Date first obtainable:	2 July 2014	79.	Statutory Rule:	Victoria Police
	Code B				Regulations 2014
73.	Statutory Rule:	Sale of Land (Public Auctions)		Authorising Act:	Victoria Police Act 2013
		Regulations 2014		Date first obtainable:	2 July 2014
	Authorising Act:	Sale of Land		Code D	
		Act 1962	80.	Statutory Rule:	Victoria Police
	Date first obtainable:	2 July 2014			(Fees and Charges)
74	Code B				Regulations 2014
74.	Statutory Rule:	Victorian Energy Efficiency Target Amendment		Authorising Act:	Victoria Police Act 2013
		Regulations 2014		Date first obtainable:	2 July 2014
	Authorising Act:	Victorian Energy		Code B	
		Efficiency Target Act 2007	81.	Statutory Rule:	Country Fire Authority
	Date first obtainable:	2 July 2014			Amendment
	Code A				(Member
75.	Statutory Rule:	Wildlife Amendment			Compensation) Regulations 2014
		Regulations 2014		Authorising Act:	Country Fire
	Authorising Act:	Wildlife Act 1975			Authority Act 1958
	Date first obtainable:	2 July 2014		Date first obtainable:	2 July 2014
	Code B			Code B	

G 27 3 July 2014

Date first obtainable: 2 July 2014

76. Statutory Rule:

Code A

Authorising Act:

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Tobacco (Victorian

Health Promotion

Regulations 2014

Tobacco Act 1987

Foundation)

Amendment

82.	Statutory Rule:	Metropolitan Fire Brigades (General) Amendment (Road Accident Rescue Service) Regulations 2014	87.	Statutory Rule: Authorising Act:	Water (Estimation, Supply and Sewerage) Regulations 2014 Water Act 1989
	Authorising Act:	Metropolitan Fire Brigades Act 1958		Date first obtainable: Code B	2 July 2014
	Date first obtainable:	2 July 2014	88.	Statutory Rule:	Water (Trade Waste) Regulations 2014
	Code A	~		Authorising Act:	Water Act 1989
83.	Statutory Rule:	Subordinate Legislation Regulations 2014		Date first obtainable: Code A	2 July 2014
	Authorising Act:	Subordinate Legislation Act 1994			
	Date first obtainable:	2 July 2014			
	Code A				
84.	Statutory Rule:	Road Safety (Drivers) Amendment (Renewal Fees) Interim Regulations 2014			
	Authorising Act:	Road Safety Act 1986			
	Date first obtainable: Code A	2 July 2014			
85.	Statutory Rule:	Road Safety (Drivers) and (Vehicles) Amendment (Fees) Regulations 2014			
	Authorising Act:	Road Safety Act 1986			
	Date first obtainable: Code A	2 July 2014			
86.		Water Industry Revocation Regulations 2014			
	Authorising Act:	Water Industry Act 1994			
	Date first obtainable: Code A	2 July 2014			

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Printed as two volumes

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