



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 37 Thursday 15 September 2016**

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**GENERAL**

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**TABLE OF PROVISIONS**


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Private Advertisements		Sales by the Sheriff	
Land Act 1958 –		David P. Corstorphan	2225
Chin Nominees Pty Ltd	2220	Mateusz Bartlomiej Ujma	2225
Estates of Deceased Persons		Government and Outer Budget Sector	
Arnold Bloch Leibler	2220	Agencies Notices	2226
Beaumaris Law	2220	Obtainables	2278
Beckwith Cleverdon Rees	2220		
Behan Legal	2221		
Cetrola Legal	2221		
Daniel Lawyers & Associates	2221		
David Davis & Associates	2221		
E. P. Johnson & Davies	2222		
G. A. Black & Co.	2222		
Hunt & Hunt	2222		
Kirby & Co.	2222		
McCluskys Lawyers	2222		
Macpherson & Kelley Lawyers Group Pty Ltd	2222		
Maddens Lawyers	2222		
Mahons with Yuncken & Yuncken	2223		
Moores	2223		
Morgan Legal Pty Ltd	2223		
Parke Lawyers	2223		
Roy Jaffit, Rochman & Co.	2224		
SLM Law	2224		
Sandhurst Trustees Limited	2224		
Taits Legal	2224		
Taylor, Splatt & Partners	2224		
Tragear & Harris Lawyers	2224		

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**Advertisers Please Note**

As from 15 September 2016

The last Special Gazette was No. 285 dated 13 September 2016.

The last Periodical Gazette was No. 1 dated 18 May 2016.

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**How To Submit Copy**

- See our webpage [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)
  - or contact our office on 8523 4601  
between 8.30 am and 5.30 pm Monday to Friday
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## **2016 AFL GRAND FINAL PUBLIC HOLIDAY**

### **Grand Final Friday**

The Friday before the Australian Football League (AFL) Grand Final was declared a public holiday and published in Special Gazette S229 dated 19 August 2015. The 2016 public holiday will fall on Friday 30 September 2016.

**Please Note: this office will be closed on Friday 30 September 2016.**

The Victoria Government Gazette (General) for GRAND FINAL FRIDAY week (G40/16) will be published on **Thursday 6 October 2016**.

#### **Copy deadlines:**

Private Advertisements	<b>9.30 am on Monday 3 October 2016</b>
Government and Outer Budget Sector Agencies Notices	<b>9.30 am on Tuesday 4 October 2016</b>

#### **Office Hours:**

The Victoria Government Gazette Office is open normal office hours during that week, i.e. 8.30 am to 5.30 pm **Monday** to **Thursday**, excluding the public holiday.

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

JENNY NOAKES  
Government Gazette Officer

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**PRIVATE ADVERTISEMENTS**


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**Land Act 1958****PROPOSED STRATUM LEASE  
PURSUANT TO LAND ACT 1958**

Notice is hereby given that Chin Nominees Pty Ltd has applied for a lease pursuant to section 134A of the **Land Act 1958** for a term of twenty-one (21) years in respect of Crown land abutting Allotment 2151, Parish of Melbourne North, City of Melbourne, containing 22.00 square metres (more or less) as a site for balcony and/or terrace projections.

Ref. No.: 2019461

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Estate of LILLY STIASSNY, late of 184 Saint Heliers Bay Road, Saint Heliers, Auckland 1071, New Zealand, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 August 2014, are required by the personal representatives, care of the undermentioned lawyers, to send particulars to them by 15 November 2016, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

ARNOLD BLOCH LEIBLER,  
lawyers and advisors,  
Level 21, 333 Collins Street, Melbourne 3000.  
probate@abl.com.au

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Estate of ROSE BROWNE, late of 10–14 Pretoria Street, Balwyn, Victoria, stenographer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 April 2016, are required by the executors, Adam Alan Browne and Julian Jason Browne, to send particulars, care of the solicitors below, within two months from the publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

BEAUMARIS LAW,  
25 North Concourse, Beaumaris, Victoria 3193.

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Estate of JOAN WALLIS, late of Fairway Hostel, 195 Bluff Road, Sandringham, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 June 2016, are required by the executors, Nicholas Charles Wallis and Leslie Buchanan Wallis, to send particulars, care of the solicitors below, within two months from the publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

BEAUMARIS LAW,  
25 North Concourse, Beaumaris, Victoria 3193.

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LOIS BARKLY JAMES, late of 1245 Malvern Road, Malvern, in the State of Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 21 June 2016, are required to send particulars thereof to the executors, care of the undermentioned solicitors, by 18 November 2016, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

BECKWITH CLEVERDON REES, solicitors,  
294 Collins Street, Melbourne 3000.

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RONALD STANLEY JAMES, late of 1245 Malvern Road, Malvern, in the State of Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 27 May 2016, are required to send particulars thereof to the executors, care of the undermentioned solicitors, by 18 November 2016, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

BECKWITH CLEVERDON REES, solicitors,  
294 Collins Street, Melbourne 3000.

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HELEN MILLIS MACKAY, late of 9–15 Kent Street, Glen Iris, in the State of Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 30 July 2016, are required to send particulars thereof to the executor, care of the undermentioned solicitors, by 18 November 2016, after which date the executor may convey or distribute the assets, having regard only to the claims of which they then have notice.

BECKWITH CLEVERDON REES, solicitors,  
294 Collins Street, Melbourne 3000.

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Creditors, next-of-kin and others having claims on the estate of MARJORIE LETITIA CONRON, who died on 25 May 2016, must send particulars of their claims to Francis Ruggiero, the executor, at Behan Legal, by 15 November 2016, after which date the executor may convey or distribute assets, having regard only to claims which he has notice.

BEHAN LEGAL,  
PO Box 745, Port Melbourne, Victoria 3207.

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Creditors, next-of-kin and others having claims on the estate of ANNE STAHL, who died on 31 October 2015, must send particulars of their claims to Robert Stahl, the executor, at Behan Legal, by 15 November 2016, after which date the executor may convey or distribute assets, having regard only to the claims of which he has notice.

BEHAN LEGAL,  
PO Box 745, Port Melbourne, Victoria 3207.

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Re: MARGARET GRACE CHRISTIE, late of 40 Morrisons Avenue, Mount Martha, Victoria, occupational therapist, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 May 2016, are required by the personal representatives, Margaret Louise Christie, Anne Elizabeth Moodie, Josephine Ruth Browne, and John Duncan Christie, care of the undermentioned lawyers, to send particulars to them by a date not later than two months from the date of publication hereof, after which date the personal representatives may convey or

distribute the assets, having regard only to the claims of which the personal representatives then have notice.

CETROLA LEGAL,  
Suite G1, 63 Stead Street, South Melbourne,  
Victoria 3205.

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Re: WILLIAM KERE GRAHAM, late of 9/103 Cowper Street, Footscray, Victoria 3011.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 February 2016, are required by the executor, Tania Leigh Anderson, to send particulars of their claim to her, care of the undermentioned solicitors, by 15 November 2016, after which date the executor may convey or distribute the assets, having regard only to the claims of which she may then have notice.

DANIEL LAWYERS & ASSOCIATES,  
Level 1, 40 Droop Street, Footscray 3011.

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JOHN HERBERT MITCHELL, late of 8 Newton Street, Mount Martha, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 May 2016, are required by the executor, Equity Trustees Limited, of Level 2, 575 Bourke Street, Melbourne, Victoria, to send particulars to it, care of the undermentioned solicitors, by 15 November 2016, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

DAVID DAVIS & ASSOCIATES,  
101A/692 High Street, Thornbury, Victoria 3071.  
legal@ddavis.com.au

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WINIFRED EDITH OCCO, late of Royal Freemasons Elizabeth Gardens, 2–8 Elizabeth Street, Burwood, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 June 2016, are required by the executor, Equity Trustees Limited, of Level 2, 575 Bourke Street, Melbourne, Victoria, to send particulars to it, care of the undermentioned solicitors, by 15 November 2016, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

DAVID DAVIS & ASSOCIATES,  
101A/692 High Street, Thornbury, Victoria 3071.  
legal@ddavis.com.au

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Re: PATRICIA EILEEN MILLER, late of 16 Seamer Road, Monbulk, Victoria, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died 6 June 2016, are required to send particulars of their claim to the executors, care of the undermentioned solicitors, by 30 November 2016, after which date the executors will convey or distribute the assets, having regard only to the claims of which the executors then have notice.

E. P. JOHNSON & DAVIES, solicitors,  
Level 3, 52 Collins Street, Melbourne 3000.

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Re: MARY ANNE STEWART, late of Tullamore, Mt Dandenong Tourist Road, Montrose 3765, married, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 August 2015, are required by the trustee, Vicki Joy Stewart, to send particulars to her, care of the undersigned, by 15 November 2016, 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.

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### **Trustee Act 1958**

#### **SECTION 33 NOTICE**

#### **Notice to Claimants**

EVELYN GONCALVES, late of Room 30, Bupa Aged Care, 102–104 Union Street, Windsor, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 July 2016, are required by Equity Trustees Limited, of Level 2, 575 Bourke Street, Melbourne, Victoria, the executor of the estate of the deceased, to send particulars of their claims by 15 November 2016, after which date the executor may convey or distribute the assets, having regard only to the claims of which it then has notice.

HUNT & HUNT,  
Level 26, 385 Bourke Street, Melbourne,  
Victoria 3000.  
Ref.: 9613998

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BELINDA LIM, late of 727 Hampton Street, Brighton, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased,

who died on 3 June 2016, are required by Mark Andrew Merry and Manuela Barbara Merry, the executors of the Will of the deceased, to send particulars of their claims to them, care of the undermentioned solicitor, by 21 November 2016, after which date they will convey or distribute the assets, having regard only to the claims of which they then have notice.

KIRBY & CO., solicitors,  
Level 4, 488 Bourke Street, Melbourne 3000.

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THOMAS WILFRED BREWER, late of Marina Aged Care, 385 Blackshaws Road, Altona North, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 June 2016, are required by the executors to send particulars of their claims to the undermentioned lawyers by 14 November 2016, after which date the executors may convey or distribute the estate, having regard only to the claims of which they have notice.

McCLUSKYS LAWYERS,  
111 Bay Street, Port Melbourne, Victoria 3207.

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Re: FRANCINE PATRICIA SHEARMAN, late of 5 Columbia Place, 11 Avenue Princess Grace, Monte Carlo, company director, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 December 2015, are required by the trustees, Alessia Galgani, Scott Donald Shearman and Danielle Lisa Shearman, to send particulars to the trustees by 15 November 2016, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

MACPHERSON & KELLEY LAWYERS  
GROUP PTY LTD,  
Level 22, 114 William Street, Melbourne,  
Victoria 3000.

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WOLFGANG HERMERSDORF, late of 9046 Princes Highway, Panmure, in the State of Victoria, retired welder, farmer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 November 2015, are required by the

executor, Robert Charles Fagan, care of Maddens Lawyers, of 219 Koroit Street, Warrnambool, in the said State, to send particulars of their claims to him by 15 November 2016, after which date the executor may convey or distribute the assets, having regard only to the claims of which he has notice.

Dated 8 September 2016

MADDENS LAWYERS,  
219 Koroit Street, Warrnambool, Victoria 3280.

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Re: Estate of PATRICIA MARGARET JOHNSON, late of 31 Jordan Grove, Glen Waverley, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 February 2016, are required by the trustees, Craig Brian Mullens and Gary Scott Mullens, to send particulars to the trustees, care of the undermentioned solicitors, by 25 November 2016, 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,  
101/177 Surrey Road, Blackburn, Victoria 3130.  
Ref. No.: CD:2160288

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Re: MARGOT FLEMING, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 June 2016, are required by the personal representative, Kim Doris Meta Jakobi, to send particulars to the personal representative, care of Moores, 9 Prospect Street, Box Hill, Victoria, by 18 November 2016, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which the personal representative has notice.

MOORES, lawyers,  
9 Prospect Street, Box Hill, Victoria 3128.

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Re: MARGARET ANN ROYAL, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 May 2016, are required by the personal representatives, Sally Louise Baker, Jodie Belinda Mitchell and Emma Suzanne Royal, to send particulars to the personal

representatives, care of Moores, lawyers, 9 Prospect Street, Box Hill, Victoria, by 17 November 2016, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which the personal representatives have notice.

MOORES, lawyers,  
9 Prospect Street, Box Hill, Victoria 3128.

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Creditors, next-of-kin and others having claims in respect of the estate of the late MARTIN JOHN NEILSON, Unit 1, 12 Kett Street, Lower Plenty, Victoria, laboratory manager, deceased, who died on 22 April 2016, are required by the executor, Ansenia Neilson, care of Morgan Legal, Level 1, 14/40 Burgundy Street, Heidelberg, in the State of Victoria, to send particulars of their claim to her, care of the undermentioned lawyers, by 16 November 2016, after which date the said executor will distribute the assets of the deceased, having regard only to the claims of which she then shall have notice.

MORGAN LEGAL PTY LTD,  
lawyers and consultants,  
Level 1, 14/40 Burgundy Street, Heidelberg,  
Victoria 3084.

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Creditors, next-of-kin and others having claims in respect of the estate of the late RONALD FRANCIS SALTER, of Strathalan, 2-34 Erskine Road, Macleod, in the State of Victoria, retired, deceased, who died on 3 June 2016, are required by the executor, Juliann Wilson, care of Morgan Legal Pty Ltd, Level 1, Suite 14, 40 Burgundy Street, Heidelberg, in the State of Victoria, to send particulars of their claim to her, care of the undermentioned lawyers, by 16 November 2016, after which date the said executor will distribute the assets of the deceased, having regard only to the claims of which she then shall have notice.

MORGAN LEGAL PTY LTD,  
Level 1, Suite 14, 40 Burgundy Street,  
Heidelberg, in the State of Victoria 3084.

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CHRISTOPHER ALBERT FORWARD,  
late of 129 Kalinda Road, Ringwood North,  
Victoria 3134.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 2 December 2015, are required by the trustee, Margot Ellen Forward, to send

particulars to her, care of the undermentioned solicitors, by 18 November 2016, 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,  
8 Market Street, Ringwood, Victoria 3134.

Re: Estate of OWSIEJ SOKOLSKI, late of Arcare Caulfield, 141 Kooyong Road, Caulfield North, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 12 June 2016, are required by the trustees, Stanley Ivor Lazarus and Emile Rochman, care of Roy Jaffit, Rochman & Co., lawyers, of Suite 1, Level 1, 368 Hawthorn Road, Caulfield South, Victoria, to send particulars to the trustees by 20 November 2016, after which date the trustees may convey or distribute the assets of the estate, having regard only to the claims of which the trustees have notice.

ROY JAFFIT, ROCHMAN & CO., lawyers,  
Suite 1, Level 1, 368 Hawthorn Road,  
Caulfield South 3162.

Re: ROSE MAREE SCANLAN, late of 3/399 Nepean Highway, Mordialloc, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 March 2016, are required by the deceased's personal representatives, Margaret Ruth Stephens and Marie Helen Mansbridge, to send particulars to them, care of the undermentioned lawyers, by 30 November 2016, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

SLM LAW, lawyers and advisors,  
17 Pike Street, Camperdown, Victoria 3260.

Re: JUNE MAVIS BULL, late of Bayview Aged Care Facility, 1275 Frankston–Dandenong Road, Carrum Downs, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 July 2016, 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 6 December 2016, after which date the trustee may convey or

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

SANDHURST TRUSTEES LIMITED,  
18 View Street, Bendigo 3550.

Re: WINIFRED VICTORIA EVES, late of Swinton West, Lyndoch Living, Hopkins Road, Warrnambool, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 August 2015, are required by the executors and trustees, Christine Wynne Unger and Glenda Margaret Convery, to send particulars to them, care of the undermentioned solicitors, by 16 November 2016, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

TAITS LEGAL,  
121 Kepler Street, Warrnambool 3280.

Creditors, next-of-kin or others having claims in respect of the estate of DARREN JAMES WIEBENGA, late of 9 Petrel Court, Carrum Downs, in the State of Victoria, labourer, who died on 5 February 2016, are to send particulars of their claim to the administrator, care of the undermentioned lawyers, by 17 November 2016, after which date the administrator will distribute the assets, having regard only to the claims of which they then have notice.

TAYLOR, SPLATT & PARTNERS, lawyers,  
PO Box 8278, Carrum Downs, Victoria 3201.  
Telephone: (03) 9783 7700  
Reference: AS:219590-1:DM

Re: BRIAN DAVID BAKER, late of 118 Ludstone Street, Hampton, Victoria 3188, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 7 August 2016, are required by the executors, Susan Mary Nicholson and Terrence Gordon Daff, to send particulars to them, care of the undermentioned solicitors, by 18 November 2016, 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: ALMA MYRTLE KING, in the Will called Alma Maree King, late of 2 Sullivans Road, Woodend, Victoria 3442, retired nurse, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 August 2016, are required by the executor, Fiona Louise White, to send particulars to her, care of the undermentioned solicitors, by 16 November 2016, after which date the executor may convey and distribute the assets, having regard only to the claims of which she then has notice.

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

Re: FLORENCE LILLIAN ROSIER, late of 11 Stuart Avenue, Cheltenham, Victoria 3192, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 July 2016, are required by the executor, Kimpton John Harris, to send particulars to him, care of the undermentioned solicitors, by 18 November 2016, after which date the executor may convey and distribute the assets, having regard only to the claims of which he then has notice.

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

ADVERTISEMENT OF AUCTION BY  
THE SHERIFF

On Thursday 20 October 2016 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 David P. Corstorphan of 88 Brackenbury Street, Warrandyte, as shown on Certificate of Title as David Paul Corstorphan, sole proprietor of an estate in fee simple in the land described on Certificate of Title Volume 06644 Folio 724, upon which is erected a house and known as 88 Brackenbury Street, Warrandyte, will be auctioned by the Sheriff.

Registered Mortgage (Dealing Number AL249778Y) 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 visit Sheriff's Office Real Estate Section website at [www.justice.vic.gov.au/sheriffrealestate](http://www.justice.vic.gov.au/sheriffrealestate) 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 27 October 2016 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 Mateusz Bartlomiej Ujma of 13 Skyline Drive, Maribyrnong, joint proprietor with Anna Maria Sochan, of an estate in fee simple in the land described on Certificate of Title Volume 10612 Folio 179, upon which is erected a residential dwelling and known as 13 Skyline Drive, Maribyrnong, will be auctioned by the Sheriff.

Registered Mortgage (Dealing Number AK717408L), Registered Caveat (Dealing Number AL764523L), Registered Caveat (Dealing Number AM944441C) and Agreement Section 173 **Planning and Environment Act 1987** X793599U 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 visit Sheriff's Office Real Estate Section website at [www.justice.vic.gov.au/sheriffrealestate](http://www.justice.vic.gov.au/sheriffrealestate) for an information sheet on Sheriff's Auctions, a contract of sale and any other enquiries.

SHERIFF

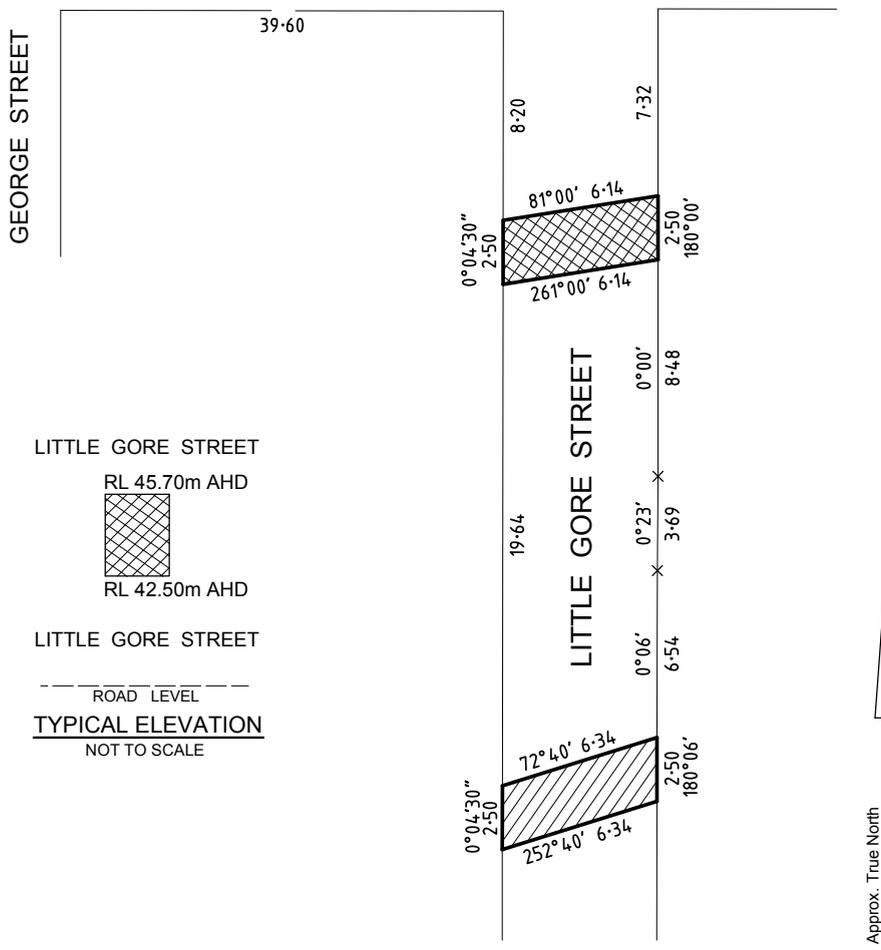
**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



**ROAD DISCONTINUANCE**

At its meeting on 21 July 2015 and acting under Clause 3 of Schedule 10 to the **Local Government Act 1989**, Yarra City Council resolved to discontinue and sell the part of the airspace above Little Gore Street, Fitzroy, being part of the land contained in Memorial Book C, No. 022 (in AP243) and shown cross-hatched on the plan below (Road).

**WEBB STREET**



**VIJAYA VAIDYANATH**  
Chief Executive Officer  
Yarra City Council

## ALPINE SHIRE COUNCIL

## Notice of Making of a Local Law

Local Law No. 1: Council Administration  
(2016)

At its ordinary council meeting on 6 September 2016, Alpine Shire Council resolved to make Local Law No. 1 Council Administration (2016). The Local Law came into operation on 6 September 2016.

In accordance with section 119(3) of the **Local Government Act 1989**, the purpose and general purport of the proposed Local Law is to:

- provide for the peace, order and good government of the municipal district of the Alpine Shire Council; and
- provide for those matters which require a local law under the **Local Government Act 1989**; and
- regulate the use of the Common Seal, election of Mayor and the proceedings of Council and the Committees of Council.

A copy of the Local Law may be inspected at the Bright Council Office; Customer Service Centres/Libraries in Mount Beauty and Myrtleford; and on Council's website: [www.alpineshire.vic.gov.au](http://www.alpineshire.vic.gov.au)



Notice is given, in accordance with section 112(2) of the **Local Government Act 1989**, that Banyule City Council has made amendments to its Meeting Procedures Code (2015).

The purpose of the Meeting Procedures Code (2015) is to regulate the proceedings of meetings of the Council and special committees, and is incorporated by reference into the Council's Governance Local Law No. 2.

Amendments made to the Code are:

- A change to the Order of Business of the Ordinary Meetings of Council, to move Urgent Business as the first item of business on the Agenda prior to petitions.
- Changes have been made to the 'motions', 'amendments' and 'notice of motions' clauses to include written motions in advance, and to seek relevant advice on the proposed motions from the Chief Executive Officer.

- The Notice of Motion clause has been amended to include prior notification to all Councillors, clarified criteria, and opportunity for Councillors to reword a Notice of Motion that has not met the criteria.
- The Photos/Recording clause amended to clarify permissions required.
- Reports – A clause has been inserted to provide for supplementary reports.

A copy of the Meeting Procedures Code (2015) may be inspected at the Ivanhoe Service Centre, 275 Upper Heidelberg Road, Ivanhoe; or on Council's website – [www.banyule.vic.gov.au](http://www.banyule.vic.gov.au)

SIMON McMILLAN  
Chief Executive Officer



Casey-Cardinia  
Library Corporation

## MAKING OF LOCAL LAW NO. 1

Meeting Procedures and Use of Common Seal  
Local Law

Notice is given that the Casey-Cardinia Library Corporation, at its meeting held on 24 August 2016, resolved to make Local Law No. 1 in accordance of section 119(3) of the **Local Government Act 1989** ('the Act').

The purpose of the Local Law is to:-

- provide for the administration of the Corporation's powers and functions;
- regulate and control the use of the Common Seal of the Corporation;
- regulate and control the election of Chairperson;
- regulate and control the procedures of meetings of the Corporation; and
- regulate and provide for the efficient conduct of meetings of the Board.

Local Law No. 1 will come into operation from 15 September 2016. A copy of the adopted Local Law No. 1 can be obtained from the Casey-Cardinia Library Corporation, 65 Berwick Cranbourne Road, Cranbourne.

COLETTE McMAHON-HOSKINSON  
Interim Chief Executive Officer

**Planning and Environment Act 1987****WARRNAMBOOL PLANNING SCHEME****Notice of the Preparation of an Amendment  
Amendment C101**

The Warrnambool City Council has prepared Amendment C101 to the Warrnambool Planning Scheme.

The land affected by the Amendment is 811–821, 823 and 825 Raglan Parade, Warrnambool, described as PC373461S, Lot 1 of PS079076 and Lot 2 of PS079076.

The Amendment proposes to rezone the subject site from a Commercial 2 Zone and Industrial 3 Zone to a Mixed Use Zone and insert a new Schedule 3 to Clause 32.04 (Mixed Use Zone). It also proposes to apply the Environmental Audit Overlay to the site.

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, 25 Liebig Street, Warrnambool; and at the Department of Environment, Land, Water and Planning website, [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection)

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. The closing date for submissions is 14 October 2016. A submission must be sent to James Phillips, City-Wide Planner, Warrnambool City Council, PO Box 198, Warrnambool, Victoria 3280, or by email to [jphillips@warrnambool.vic.gov.au](mailto:jphillips@warrnambool.vic.gov.au)

The planning authority must make a copy of every submission available at its office for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses.

**B. A. ANSON**  
Chief Executive

**Planning and Environment Act 1987****WHITTLESEA PLANNING SCHEME****Notice of the Preparation of an Amendment  
Amendment C198**

The City of Whittlesea has prepared Amendment C198 to the Whittlesea Planning Scheme.

The land affected by the Amendment is all land in the municipality that is within a designated Bushfire Prone Area as outlined in the Building Regulations 2006, which is not already covered by a Bushfire Management Overlay (BMO).

The Amendment proposes to:

- insert Clause 22.03 (Bushfire Management) into the Local Planning Policy Framework; and
- amend Clause 21.07-4 (Bushfire) of the Municipal Strategic Statement.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, City of Whittlesea, Civic Centre Office, on 25 Ferres Boulevard, South Morang, Victoria 3752; and at the Department of Environment, Land, Water and Planning website, [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection)

Any person who may be affected by the Amendment may make a submission to the planning authority about the Amendment. 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. The closing date for submissions is 14 October 2016. A submission must be sent to City of Whittlesea, Locked Bag 1, Bundoora MDC, Victoria 3083.

The planning authority must make a copy of every submission available at its office for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses.

**MICHAEL WOOTTEN**  
Chief Executive Officer  
City of Whittlesea

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 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 16 November 2016, 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.

BOSEI, Francis, late of Room 3, 69A Alma Road, St Kilda, Victoria 3182, deceased, who died on 6 July 2016.

DAVIES, Gregory John, late of 159 Tarnet Road, Werribee, Victoria 3030, pensioner, deceased, who died on 5 July 2016.

MENTOSOPOULOU, Roula, late of Hammond Care Caulfield, 294 Kooyong Road, Caulfield, Victoria 3162, deceased, who died on 15 August 2016.

MOORE, Brenda Ann, late of Southern Cross Care Keon Park, 15 Tunaley Parade, Keon Park, Victoria 3073, deceased, who died on 5 June 2016.

SMITH, Cathrine, late of Clevedon Terrace, 405 Upper Heidelberg Road, Ivanhoe, Victoria 3079, deceased, who died on 13 May 2016.

WILLIG, Maria Emilie, also known as Maria Willig, late of Elm Mount Martha Valley, 130 Country Club Drive, Safety Beach, Victoria 3936, home duties, deceased, who died on 11 July 2016.

Dated 7 September 2016

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 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 18 November 2016, 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.

BANKS, John Albert, late of 19 Canterbury Road, Oakleigh, Victoria 3166, deceased, who died on 22 May 1999.

CHURCHILL, Derek Edward, late of Alan David Lodge, 382 Torquay Road, Charlemont, Victoria 3217, deceased, who died on 5 June 2016.

ENGLAND, Dorothy Joan, late of Apartment 31, Upper 3, Brewer Road, Brighton East, Victoria 3187, deceased, who died on 4 December 2015. Date of Probate: 30 August 2016.

FORD, Bruce Thomas, late of Uniting Aged Care – Box Hill, 75 Thames Street, Box Hill, Victoria 3128, deceased, who died on 11 July 2016.

GRANT, Bryan John, late of 27 Thurlleigh Avenue, Croydon South, Victoria 3136, deceased, who died on 13 April 2016. Date of Grant: 30 August 2016.

HUGHES, Robert Alexander, late of Coinda Nursing Home, Landsborough Street, Warragul, Victoria 3820, deceased, who died on 11 June 2016.

HYNES, Loris Lillian, late of Arcare Westwood Aged Care, 2 Nicol Avenue, Burnside, Victoria 3023, deceased, who died on 18 March 2016.

LAWTON, Sidney Leonard, late of Glenlyn Aged Care Facility, 34 Finchley Avenue, Glenroy, Victoria 3046, deceased, who died on 16 July 2016.

McNAMARA, William Joseph, late of Kew Residential Services Redevelopment, 4 Botanic Drive, Kew, Victoria 3101, deceased, who died on 28 June 2016.

MURRAY, Ian, late of Eunice Seddon Home, 32 Potter Street, Dandenong, Victoria 3175, deceased, who died on 27 June 2016.

PELLOW, William, late of Bill Crawford Lodge, 1101 Dana Street, Ballarat, Victoria 3350, deceased, who died on 26 May 2016.

VANOS, Nerida Joy, late of Karroong House, 14 Amundsen Street, Belmont, Victoria 3216, deceased, who died on 19 April 2016.

WILKINSON, Robert Edward, late of Regis Cranbourne, 18 Sherwood Road, Junction Village, Victoria 3977, deceased, who died on 5 July 2016.

Dated 9 September 2016

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 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 21 November 2016, 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.

BREMANIS, John, late of Unit 1, 3 Walker Street, Healesville, Victoria 3777, pensioner, deceased, who died on 30 March 2016.

JONES, Alfred, late of 83 Kingsville Street, Kingsville, Victoria 3012, deceased, who died on 10 February 2016.

KAHN, Catharina, late of Unit 3, 19–21 Diana Street, Croydon, Victoria 3136, deceased, who died on 24 May 2016. Date of Grant 6 September 2016.

Dated 12 September 2016

STEWART MacLEOD  
Manager

#### **Agent-General and Commissioners for Victoria Act 2007**

I, Philip Dalidakis, Minister for Small Business, Innovation and Trade, under section 11(1) of the **Agent-General and Commissioners for Victoria Act 2007**, direct the Commissioner for Victoria, Mr Michael Kapel, to perform functions and carry out duties under the Act in the listed post territories, with the position to remain based in San Francisco, from 1 August 2016.

Post Territories:

Antigua and Barbuda	Dominica	Panama
Argentina	Dominican Republic	Paraguay
Bahamas	Ecuador	Peru
Barbados	El Salvador	Saint Kitts and Nevis
Belize	Grenada	Saint Lucia
Bolivia	Guatemala	Saint Vincent and the Grenadines
Brazil	Guyana	Suriname
Canada	Haiti	Trinidad and Tobago
Chile	Honduras	United States of America
Colombia	Jamaica	Uruguay
Costa Rica	Mexico	Venezuela
Cuba	Nicaragua	

Dated 6 September 2016

THE HON. PHILIP DALIDAKIS MP  
Minister for Small Business, Innovation and Trade

**Agent-General and Commissioners for Victoria Act 2007**

I, Philip Dalidakis, Minister for Small Business, Innovation and Trade, under section 11(1) of the **Agent-General and Commissioners for Victoria Act 2007**, direct the Commissioner for Victoria, Mr John Butler, to perform functions and carry out duties under the Act in the listed post territories, with the position to remain based in Dubai, from 1 August 2016.

Post Territories:

Algeria	Guinea	Rwanda
Angola	Guinea-Bissau	Sao Tome and Principe
Armenia	Iran	Saudi Arabia
Azerbaijan	Iraq	Senegal
Bahrain	Jordan	Seychelles
Benin	Kazakhstan	Sierra Leone
Botswana	Kenya	Somalia
Burkina Faso	Kuwait	South Africa
Burundi	Kyrgyzstan	South Sudan
Cameroon	Lebanon	Sudan
Cape Verde	Lesotho	Swaziland
Central African Republic	Liberia	Syria
Chad	Libya	Tajikistan
Comoros	Madagascar	Tanzania
Congo, Democratic Republic of	Malawi	Togo
Congo, Republic of the	Mali	Tunisia
Cote d'Ivoire	Mauritania	Turkey
Cyprus	Mauritius	Turkmenistan
Djibouti	Morocco	Uganda
Egypt	Mozambique	Ukraine
Equatorial Guinea	Namibia	United Arab Emirates
Eritrea	Niger	Uzbekistan
Ethiopia	Nigeria	Yemen
Gabon	Oman	Zambia
Gambia, The	Palestine	Zimbabwe
Georgia	Qatar	
Ghana	Russian Federation	

Dated 6 September 2016

THE HON. PHILIP DALIDAKIS MP  
Minister for Small Business, Innovation and Trade

**Agent-General and Commissioners for Victoria Act 2007**

I, Philip Dalidakis, Minister for Small Business, Innovation and Trade, under section 11(1) of the **Agent-General and Commissioners for Victoria Act 2007**, direct the Commissioner for Victoria, Mr Tim Dillon, to perform functions and carry out duties under the Act in the listed post territories, with the position to remain based in Shanghai, from 1 August 2016.

Post Territories:

China
Hong Kong
Macau
Mongolia
Taiwan

Dated 6 September 2016

THE HON. PHILIP DALIDAKIS MP  
Minister for Small Business, Innovation and Trade

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**Conservation, Forests and Lands Act 1987**

**YORTA YORTA TRADITIONAL OWNER LAND MANAGEMENT BOARD**

Determination

I, Lily D'Ambrosio, Minister for Energy, Environment, and Climate Change, make the following Determination, effective from the date that it is published in the Victoria Government Gazette:

- (i) in accordance with sections 82M(1) and 82M(3)(a) of the **Conservation, Forests and Lands Act 1987** (the Act), and paragraph 7.1 of the clause entitled 'Membership of the Board' of the Determination published in the Victoria Government Gazette dated 13 June 2013 (Establishment Determination), I hereby appoint:

COREY MASON WALKER

as a member of the Yorta Yorta Traditional Owner Land Management Board from the date this Determination is published in the Victoria Government Gazette to 17 October 2016.

Dated 1 September 2016

THE HON. LILY D'AMBROSIO MP  
Minister for Energy, Environment, and Climate Change

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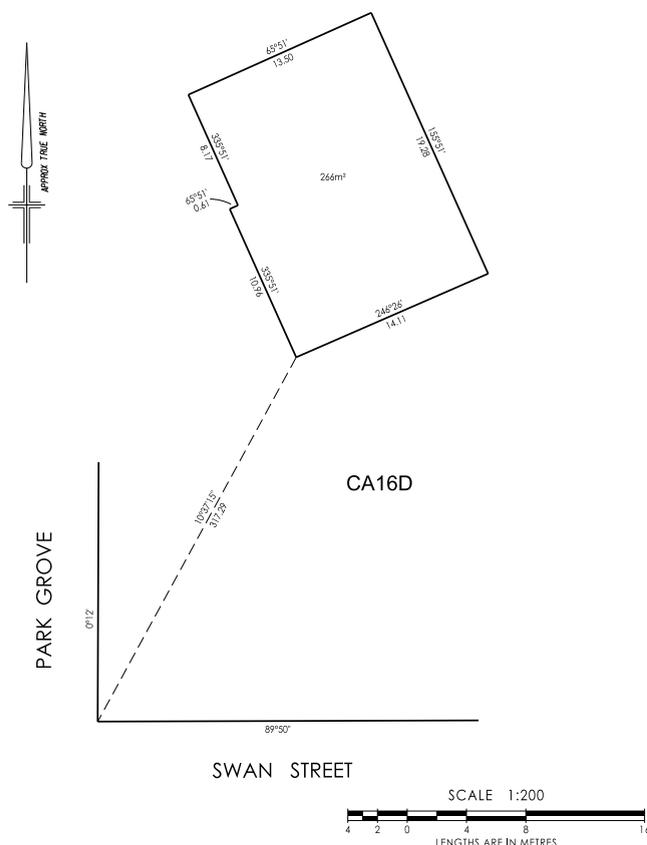
**Crown Land (Reserves) Act 1978**  
**ORDER GIVING APPROVAL TO GRANT A LEASE UNDER**  
**SECTIONS 17D AND 17DA**

Under section 17D and 17DA of the **Crown Land (Reserves) Act 1978**, I, the Hon. Lily D’Ambrosio MP, Minister for Energy, Environment and Climate Change, being satisfied that there are special reasons which make the 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 by the Yarra City Council as committee of management over Richmond Park Reserve described in the schedule below for the purpose of café and small goods store purposes and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that:

- (a) there are special reasons which make granting of a 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 shown outlined black on the attached plan, which is part of the Crown land permanently reserved for the purposes of public park and public recreation by Order in Council of 13 October 1873, vide Government Gazette 14 November 1873, page 2004.



1204151

Dated 5 September 2016

HON. LILY D’AMBROSIO MP  
 Minister for Energy, Environment and Climate Change

**Education and Training Reform Act 2006**

MINISTERIAL ORDER NO. 930

Featherbrook P-9 College Council

Constituting Order

**A. Purpose**

The purpose of this Order is to constitute a school council for Featherbrook P-9 College.

**B. Authorising provisions**

This Order is made under section 2.3.2 (1) and (2) and all other enabling provisions of the **Education and Training Reform Act 2006**.

**C. Commencement**

This Order comes into operation on the day it is made.

**PART A – CONSTITUTION****1. Incorporation**

A school council is hereby constituted, under section 2.3.2(1) of the **Education and Training Reform Act 2006**, by the name of Featherbrook P-9 College Council, as a body corporate to exercise and discharge the powers, duties and functions conferred or imposed on it by or under that Act in relation to the Government school No. 8899 named Featherbrook P-9 College situated at 281 Boardwalk Boulevard, Point Cook, Victoria 3030.

**1A. Objectives of the Council**

The objectives of the Council with regard to the School are:

- (a) To assist in the efficient governance of the School;
- (b) To ensure that its decisions affecting students of the School are made having regard, as a primary consideration, to the best interest of the students;
- (c) To enhance the educational opportunities of students at the School; and
- (d) To ensure the School and the council comply with any requirements of the **Education and Training Reform Act 2006**, any regulations or a Ministerial Order made under that Act, or a direction, guideline or policy issued under that Act.

**1B. Functions of the Council**

The functions of the Council with regard to the School are:

- (a) To establish the broad direction and vision of the School within the School's community;
- (b) To arrange for the supply of goods, services, facilities, materials, equipment and other things or matters that are required for the conduct of the School including the provision of preschool programs;
- (c) To raise funds for School-related purposes;
- (d) To regulate and facilitate the after-hours use of the School premises and grounds;
- (e) To exercise a general oversight of the School buildings and grounds and ensure that they are kept in good order and condition;
- (f) To provide for the cleaning and sanitary services that are necessary for the School;
- (g) To ensure that all money coming into the hands of the Council is expended for proper purposes relating to the School;
- (h) To provide meals and refreshments for the staff and students of the School and make charges for those meals or refreshments;
- (i) To inform itself and take into account any views of the School community for the purpose of making decisions in regard to the School and the students at the School;

- (j) To generally stimulate interest in the School in the wider community; and
- (k) To perform any other function or duty or to exercise any power conferred or imposed on the Council:
  - (i) By or under the **Education and Training Reform Act 2006** or any regulations made under that Act; or
  - (ii) By a Ministerial Order made, or direction issued, by the Minister under the **Education and Training Reform Act 2006**.

### **1C. Powers of the Council**

- 1C.1 For the purpose of meeting its objectives or performing its functions or duties the Council may:
- (a) Enter into contracts, agreements or arrangements;
  - (b) Establish trusts and act as trustee of them;
  - (c) Subject to section 2.2.4 of the **Education and Training Reform Act 2006** and in accordance with any Ministerial Order made under that Act, charge fees to parents for goods, services or other things provided by the School to a child of the parent; and
  - (d) Do any other thing that is necessary or convenient to be done for, or in connection with, meeting its objectives or performing its functions or duties.
- 1C.2 In addition to the powers under clause 1C.1, the Council has any other powers conferred on it by or under the **Education and Training Reform Act 2006**, or any regulations or a Ministerial Order made under that Act.
- 1C.3 The Council does not have the power to do any of the following:
- (a) Employ a teacher with no date fixed for the termination of that employment;
  - (b) Purchase or acquire for consideration any land or building; or
  - (c) Unless authorised by or under the **Education and Training Reform Act 2006** or any regulations or a Ministerial Order made under that Act:
    - (i) License or grant any interest in land, including School lands or buildings;
    - (ii) Enter into hire purchase agreements;
    - (iii) Obtain loan or credit facilities;
    - (iv) Form or become a member of a corporation;
    - (v) Provide for any matter or thing outside Victoria unless it is related to an excursion by students from the School or the professional development of staff of the School;
    - (vi) Purchase a motor vehicle, boat or plane.

### **1D. Accountability and executive officer**

- 1D.1 The Council is accountable to the Minister for Education in respect of the performance by the Council of its functions in accordance with any Order made by the Minister.
- 1D.2 The principal of the School is the executive officer of the Council and must ensure that:
- (a) Adequate and appropriate advice is provided to the Council on educational and other matters;
  - (b) The decisions of the Council are implemented; and
  - (c) Adequate support and resources are provided for the conduct of Council meetings.

**PART B – GENERAL****2. Regulations**

Part 3 of the Education and Training Reform Regulations 2007 apply to the Council.

**3. Definitions**

3.1 In this Order:

‘Composition and Election Provisions’ means the Composition and Election provisions of the School Council Composition and Elections Order (Ministerial Order No. 52);

‘Council’ means the school council constituted by this Order;

‘DET’ means the Department of Education and Training;

‘Principal’ includes the person or persons for the time being authorised to perform the duties of principal of the School;

‘Public Reporting Meeting’ means a public reporting meeting as described in regulation 28 of the Education and Training Reform Regulations 2007, as amended from time to time;

‘School’ means the Government school referred to in clause 1 of this Order;

‘School Council Composition and Elections Order’ means Ministerial Order No. 52 made under the **Education and Training Reform Act 2006**, as amended and in force from time to time.

**4. Specific clauses to prevail over general clauses**

To the extent that there is any inconsistency between:

(a) Clause 1B; or

(b) Clause 1C,

and any other clause in this Order, that other clause will prevail.

**5. Council composition and elections**

(a) The Composition and Election Provisions are incorporated in this Order and apply, inter alia, to the Council election process and the tenure of Council members.

(b) The size and composition of the elected membership of the Council, including members co-opted by the Council, are specified in Schedule 1.

(c) Options for change in the authorised size and/or composition of the Council membership pursuant to the Composition and Election Provisions are specified in Schedule 2.

(d) Schedules 1 and 2 are part of this Order.

**PART C – POWERS****6. Employment**

6.1 The Council, in accordance with the **Education and Training Reform Act 2006**, may:

(a) Employ:

(i) Teachers for a fixed period not exceeding one year or on a casual basis;

(ii) Teacher aides; or

(iii) Any other staff,

for the purpose of performing its functions and duties; and

(b) Employ any person to enable the Council to do anything it is authorised to do by section 2.3.11 or Division 6 of the **Education and Training Reform Act 2006**.

- 6.2 If the Council employs a person under clause 6.1, it may do so on behalf of a group of school councils and the group of school councils may decide from time to time in a manner determined by agreement amongst themselves the time which the person is to spend on each school.

**7. Use of buildings and grounds**

7.1 The Council may:

- (a) Conduct programs in or use;
- (b) Subject to any conditions imposed by the Council, join with any other person or body to conduct programs in or use; or
- (c) Subject to any conditions imposed by the Council, allow any other person or body to conduct programs in or use,

any buildings or grounds of the School in relation to which the Council is constituted for the purposes of educational, recreational, sporting or cultural activities for students, the local community or young persons.

7.2 The Council may only allow buildings and grounds of the School to be used under clause 7.1 when the buildings or grounds are not required for ordinary School purposes.

**8. Council may carry out works**

8.1 The Council may, in regard to the School, with the approval of the Minister for Education given either generally or in any particular case:

- (a) Construct or carry out any improvements to any building structure on the School grounds, or carry out any improvements in or to the School grounds;
- (b) Enter into a contract with any person for or in relation to the construction or carrying out by that person of any such building structure or improvements or of any other work which the Council is authorised or required by or under the **Education and Training Reform Act 2006** to carry out; or
- (c) Construct or carry out any improvements to any building structure, or carry out any improvements, on, in or to the School grounds or any other land that the Minister for Education has acquired an estate or interest in to provide preschool programs.

8.2 The Council may obtain and accept offers or tenders for any work approved by the Minister for Education under this clause that it proposes to carry out.

**9. Other School Council works**

The Council if so authorised by the Minister for Education is authorised and empowered to:

- (a) Enter into contracts with another school council for or in connection with:
  - (i) the construction of buildings or structures or the carrying out of improvements on, in or to the grounds of the school in relation to which the council is constituted; or
  - (ii) any other work which the Council is authorised or required by or under the **Education and Training Reform Act 2006** to carry out; and
- (b) Do or comply with anything necessary or expedient for carrying the contract into effect.

**10. Council may form sub-committee**

Subject to the **Education and Training Reform Act 2006** and regulations made under that Act, the Council may form a sub-committee, consisting of at least one member of the Council and any other persons, to assist the Council.

**11. Council may delegate powers, duties or functions**

Subject to the **Education and Training Reform Act 2006** and regulations made under that Act, the Council may by instrument delegate all or any of the powers, duties or functions conferred or imposed on the Council by or under the **Education and Training Reform Act 2006**, the regulations, a Ministerial Order or a direction issued by the Minister under that Act, except this power of delegation to another person or body.

**12. Council may form committees to manage joint facilities**

If the Council enters into an agreement under its powers under the **Education and Training Reform Act 2006** for the use of any real or personal property by other persons or bodies, the Council may agree with the other parties to the agreement to form a committee for the management of the property.

**13. Delegation to committee**

If the Council agrees to form a committee to manage property under clause 12 the Council may, with the approval of the Minister for Education, delegate by instrument to members of the committee all or any of the Council's powers, duties or functions conferred or imposed on the Council by or under the **Education and Training Reform Act 2006** in relation to that property except this power of delegation.

**14. Council may sell property**

14.1 The Council may sell equipment, goods or other similar personal property acquired for use in the School.

14.2 If the proceeds from the sale of property under clause 14.1 are less than the amount determined by the Minister for Education, the Council may keep those proceeds.

14.3 If the proceeds from the sale of property under clause 14.1 are equal to or more than the amount determined by the Minister for Education, the Council may keep those proceeds, if the person appointed by the Secretary to the DET has given approval for the Council to do so.

14.4 For the purposes of clauses 14.2 and 14.3, a determination of the Minister for Education:

(a) Must be in writing; and

(b) May be varied or revoked by the Minister in writing.

14.5 The Secretary to the DET may appoint a person to give approvals under clause 14.3.

14.6 An approval given under clause 14.3 must be:

(a) In writing; and

(b) Given before the property is sold.

**15. Preschool programs****15.1 Council may provide for preschool programs**

(1) If the School provides primary education, the Council may:

(a) Provide preschool programs on the premises of the School or on any other land or premises under the control of the Minister for Education;

(b) Enter into an agreement or arrangement with any other school council or other person or body for that council, person or body to use part of the premises of that school or other premises under the control of the Minister for Education to provide a preschool program on those premises; or

(c) Enter into an agreement or arrangement with any other school council or other person or body to jointly provide a preschool program.

- (2) If the Council provides a preschool program or enters into an arrangement or agreement to provide a preschool program, it must ensure that, in any records kept by the School or the Council, the preschool children using the program are accounted for separately from students enrolled at the School in school programs.

**15.2 Council may grant lease or licence over preschool land**

The Council may, if authorised in writing by the Minister for Education, either generally or in any specified circumstances, grant a leasehold interest in, or a licence over, land of the School to be used to operate a preschool program or programs for children.

**15.3 Fees for preschool programs**

The Council or any other person or body authorised by the Council under clause 15.1 may require the payment of fees for the provision of preschool programs and other related services.

**15.4 Application of, and accounting for, money received**

In relation to any agreement or arrangement made by the Council for the provision of preschool programs under clause 15 the Council must ensure:

- (a) That any fees or other money received by the Council in the course of that provision or those agreements or arrangements is applied to the provision of preschool programs unless directed otherwise by a direction or guideline issued by the Minister for Education; and
- (b) That separate accounts and financial records are maintained in relation to the provision of those programs.

**16. Payment of members**

- 16.1 A member of the Council is not to receive any payment for his or her services as a member.
- 16.2 This does not prevent the Council reimbursing a member for any reasonable expenses incurred in the performance of his or her duties as a member.

17–23. Not used

**24. Student dress code**

- (1) The Council may determine a student dress code which is to apply to students of the School while they are at the School, travelling to and from School and/or attending School activities.
- (2) A student dress code may cover any matters which the Council considers appropriate in relation to clothing and other items worn, carried or used by students and to grooming, physical appearance and the general presentation of students, including without limiting the generality of the above –
  - (a) Whether a school uniform may or must be worn by students, and the school uniform to be worn;
  - (b) Clothing (including shoes) to be worn during classes and specified School activities such as sport, laboratory experiments and extra-curricular activities, and bags to be taken to School;
  - (c) The grounds on which any student may be exempted from complying with the dress code; and
  - (d) How the dress code may be enforced, provided the methods of enforcement are consistent with section 2.2.19 of the **Education and Training Reform Act 2006**, and the School's Student Code of Conduct (referred to in section 5.2.12 of the **Education and Training Reform Act 2006**).

- (3) The Council may enter into a contract with any person for the supply of school uniforms for students of the School.

**25. Power to purchase**

The Council may, subject to compliance with any directions issued by the Secretary to the DET, purchase goods, equipment or material for the purposes of the School.

**26. Children's services**

The Council may apply for and obtain under the **Children's Services Act 1996** approval to operate a children's service on premises of the School or on premises under the control of the Minister and may apply for and obtain a licence to operate a children's service and, subject to the **Children's Services Act 1996** and the **Education and Training Reform Act 2006** –

- (1) may operate, either solely or jointly, a children's service on part of the School premises or on other premises under the control of the Minister and may require payment of fees for the service and other related services;
- (2) may enter into a licence agreement, or a lease agreement if authorised in writing by the Minister, with another person for that person to use part of the School premises or other premises under the control of the Minister to provide a children's service or to provide a children's service on behalf of the Council on those premises; and
- (3) may carry out improvements to the School buildings and grounds for the provision of a children's service under subsection (1) or (2).

**27. Other powers**

**27.1 Activities outside School Hours**

The Council may conduct or join with any other school council in conducting any educational, recreational or cultural activity for the students of the School outside School hours at the School or any other location.

**27.2 Fund Raising**

The Council may raise funds for School purposes by conducting local efforts or amusements.

**27.3 Gifts**

- (1) Subject to section 5.2.6 of the **Education and Training Reform Act 2006**, the Council may –
  - (a) accept gifts including real estate, providing that if a gift is encumbered or conditional, consent must be obtained from the Secretary to the DET before acceptance of such gifts; and
  - (b) purchase or maintain goods, equipment and material for the carrying out of its powers, duties or functions under the **Education and Training Reform Act 2006** or any other Act, but may not purchase any vehicle without the prior consent of the Secretary to the DET.
- (2) For the purposes of this clause, 'vehicle' means the same as 'vehicle' in the **Road Safety Act 1986**.

**27.4 Hire or use of Equipment**

- (1) Definitions  
In this clause –  
'Equipment' includes goods and products but does not include fixtures.  
'Equipment agreement' means a contract to hire equipment or a licence to use equipment under which –
  - (a) the Council has the right to use the equipment; and

- (b) there is no option, right or obligation of the Council or any other person to buy the equipment; and
  - (c) at the end of the contract or licence the School Council has to return the equipment to the other party to the contract or licence.
- (2) The Council may enter into an equipment agreement with another party if the sole or main purpose of entering into the equipment agreement is to benefit the education of students at the School or to assist with the efficient conduct of the School.
- (3) Prior to entering into an equipment agreement the Council must –
  - (a) obtain more than one written quotation or tender for the hire or use of the equipment if the annual cost of the hire or use of the equipment is expected to exceed \$1000; and
  - (b) carry out a financial evaluation of the proposal to hire or use the equipment; and
  - (c) ensure that the equipment to be hired or used has appropriate insurance cover, either through the terms of the equipment agreement or by separate cover.
- (4) The Council must not –
  - (a) enter into an equipment agreement for a continuous period exceeding four years until the Regional Director has approved the entering into of that equipment agreement; and
  - (b) enter into an equipment agreement for the hire or use of equipment previously owned or operated by the Council or for the purposes of the DET; and
  - (c) commit funds of a non-recurrent nature or funds granted for a specific purpose towards the costs of an equipment agreement until the donor or provider of the funds has consented to that in writing; or
  - (d) enter into an equipment agreement unless it is satisfied that it will be able to meet all the costs of the equipment agreement.

#### 27.5 Reporting

- (1) The Council must report the details of all equipment agreements it has entered into to the Council's Public Reporting Meeting. The report must include a description of the equipment hired or used, the purpose, the duration and the cost of the equipment agreement.
- (2) The costs of each equipment agreement must be fully identified in the Council's audited statement of receipts and expenditure presented to the Council's Public Reporting Meeting.

#### 27.6 Exclusions

Clauses 27.4(3) and 27.5 do not apply to –

- (a) the hire of a video recording; or
- (b) the hire of any other equipment for less than four weeks in any one calendar year where the cost of the hire is less than \$1,000.00.

### 28. Transport Accident Commission agreements

The Council may enter into one or more agreements with the Transport Accident Commission concerning the provision of staff, facilities, equipment, support or other services for any student of the School who is the subject of a claim under the **Transport Accident Act 1986**.

**29. Power to provide goods, services or facilities**

- (a) Subject to subclauses (b) and (c), the Council may, for the purpose of the efficient conduct of the School, enter into arrangements or agreements, for reward or otherwise, to provide or supply goods, services or facilities to other Government schools or other educational institutions.
- (b) Any arrangement or agreement under subclause (a) may only be for goods, services or facilities that the Council is empowered under the **Education and Training Reform Act 2006**, the Education and Training Reform Regulations 2007, this Order, or any Ministerial Order made under the **Education and Training Reform Act 2006**, to provide or supply to the School.
- (c) Any arrangement or agreement under subclause (a) must comply with any directions issued by the Secretary to the DET.

**30. Power to purchase by use of purchasing card facilities**

- (a) Subject to this clause the Council may enter into arrangements with a financial institution under which the Council may purchase goods, services, equipment or material only for the purposes of the School by the use of purchasing card facilities provided by the financial institution.
- (b) Any purchase of goods, services, equipment or material under subclause (a) must comply with:
  - (i) any guidelines and directions issued by the Minister under section 5.2.1 of the **Education and Training Reform Act 2006**;
  - (ii) any directions issued by the Secretary to the DET; and
  - (iii) the terms and conditions relating to the use of any purchasing card issued by the financial institution to the Council from time to time.

**31.** Not used.

**32. Trusts**

The Council may act as a trustee of any trust fund established for the benefit of the School or its students with power to do any act or thing authorised under the terms of the relevant trust fund.

**PART D – TRANSITIONAL PROVISIONS****33. Transitional provisions**

- 33.1 (a) Subject to subclause (b), this clause 33 operates until and inclusive of the date of the declaration of the poll in 2018 (or, if no election is held that year, 31 March of that year);
- (b) Subclause 33.12 operates until and inclusive of the day after the date of the declaration of the poll in 2018 (or, if no election is held that year, 31 March of that year).
- 33.2 Subject to subclause 33.11, during the operation of this clause the Composition and Election provisions, namely clauses 5A to 5V of the School Council Composition and Elections Order (Ministerial Order No. 52), except clauses 5A, 5B.3 (insofar as it defines eligibility for election), 5B.3A(a) and 5R thereof, do not operate.
- 33.3 The School Council shall consist of a total of nine members comprising the principal *ex officio* and two other DET employees, four parents and two community members.
- 33.4 (a) By ministerial appointment made for the purposes of this clause on the date of this Order the principal *ex officio*, two other DET employees, and four parents are appointed as members of the Council from the date this clause takes effect until and inclusive of the date of declaration of the poll in 2018.

- (b) The School Council may, prior to the date of the declaration of the poll in 2018 (or if no election is held that year, 31 March of that year), appoint up to two persons who are eligible for appointment to the community member category of the school council for a term of office until and inclusive of the date of the declaration of the poll in 2018 (or if no election is held that year, 31 March of that year).
- 33.5 The School Council may, prior to the date of the declaration of the poll in 2018 (or, if no election is held that year, 31 March of that year), fill any casual vacancy that occurs in the membership of the School Council, by appointing to the School Council a person who is eligible for election or appointment (as the case may be) to the relevant membership category, provided that any person who fills a vacant position created by a casual vacancy shall only serve the unexpired portion of the vacating member's term of office.
- 33.6 Not used.
- 33.7 A parent appointed under clause 33.4 who does not have a child enrolled at the School at the time of the Notice of Election and Call for Nominations for any School Council election shall cease to be a member of the Council on that date, and a casual vacancy is thereby created.
- 33.8 In the event that the School Council is unable to comply with the quorum provisions of Part 3 of the Education and Training Reform Regulations 2007 owing to the number of casual vacancies in its membership, the Minister administering section 2.3.2 of the **Education and Training Reform Act 2006** may fill any casual vacancy that occurs in the membership of the School Council by appointing to the School Council for a term of office that does not extend beyond the unexpired portion of the vacating member's term of office a person who is eligible for election or appointment (as the case may be) to the relevant membership category.
- 33.9 In the event that the Minister administering section 2.3.2 of the **Education and Training Reform Act 2006** is satisfied that a School Council member no longer intends to attend School Council meetings, but a casual vacancy has not been created in respect of that member's position on the School Council, the Minister administering section 2.3.2 of the **Education and Training Reform Act 2006** may remove the person as a School Council member and appoint to the School Council for a term of office that does not extend beyond the unexpired portion of the vacating member's term of office a person who is eligible for election or appointment (as the case may be) to the relevant membership category.
- 33.10 (a) The School Council may not conduct any School Council meeting unless the quorum provisions of Part 3 of the Education and Training Reform Regulations 2007 are satisfied.
- (b) Subject to clause 33.10(c), the School Council must not decide any matter unless a majority of the School Council members present are not DET employees.
- (c) If at any time the membership of the School Council is such that it is impossible for the School Council to decide a matter in accordance with clause 33.10(b), the School Council may nonetheless decide to fill a casual vacancy under clause 33.5 or appoint or co-opt a member under clause 33.4(b) and (c).
- (d) Subject to subclauses 33.10(a), 33.10(b) and 33.10(c), an act or decision of the School Council is not invalid, and the School Council is properly constituted, notwithstanding –
- (i) a vacancy in the office of a member (including a Community member);
  - (ii) a defect or irregularity in or in connection with the appointment or co-optation of a member;

- (iii) a casual vacancy is not filled; or
- (iv) for any other reason the total number of school council members stated in clause 33.3 has not been appointed.

33.11 The first School Council election must be completed between the 2018 school year commencement date and 31 March 2018 in respect of four Parent member positions and two DET employee member positions and the Composition and Election provisions (except clause 5D.3) shall apply to that School Council election.

33.12 The term of office of members of the School Council elected at the School Council election referred to in clause 33.11 shall commence on the day after the date of declaration of the poll in 2018.

This Order is made 2 September 2016

THE HON. JAMES MERLINO, MP  
Minister for Education

### SCHEDULE 1

Featherbrook P-9 College Council

9T 4P 3DET 2CO

### SCHEDULE 2

#### SCHOOL COUNCIL MEMBERSHIP TABLE

Total	Parent members	DET employee members	Community members	Max DET employees	Max DET employee parents*
15	6	5	4	7	2
15	6	4	5	7	3
15	6	3	6	7	4
15	6	2	7	7	5
15	6	1	8	7	6
15	7	5	3	7	2
15	7	4	4	7	3
15	7	3	5	7	4
15	7	2	6	7	5
15	7	1	7	7	6
15	8	5	2	7	2
15	8	4	3	7	3
15	8	3	4	7	4
15	8	2	5	7	5
15	8	1	6	7	6
15	9	5	1	7	2
15	9	4	2	7	3
15	9	3	3	7	4
15	9	2	4	7	5
15	9	1	5	7	6
15	10	5	0	7	2
15	10	4	1	7	3
15	10	3	2	7	4
15	10	2	3	7	5
15	10	1	4	7	6

Total	Parent members	DET employee members	Community members	Max DET employees	Max DET employee parents*
15	11	4	0	7	3
15	11	3	1	7	4
15	11	2	2	7	5
15	11	1	3	7	6
15	12	3	0	7	4
15	12	2	1	7	5
15	12	1	2	7	6
15	13	2	0	7	5
15	13	1	1	7	6
15	14	1	0	7	6
14	5	4	5	6	2
14	5	3	6	6	3
14	5	2	7	6	4
14	5	1	8	6	5
14	6	4	4	6	2
14	6	3	5	6	3
14	6	2	6	6	4
14	6	1	7	6	5
14	7	4	3	6	2
14	7	3	4	6	3
14	7	2	5	6	4
14	7	1	6	6	5
14	8	4	2	6	2
14	8	3	3	6	3
14	8	2	4	6	4
14	8	1	5	6	5
14	9	4	1	6	2
14	9	3	2	6	3
14	9	2	3	6	4
14	9	1	4	6	5
14	10	4	0	6	2
14	10	3	1	6	3
14	10	2	2	6	4
14	10	1	3	6	5
14	11	3	0	6	3
14	11	2	1	6	4
14	11	1	2	6	5
14	12	2	0	6	4
14	12	1	1	6	5
14	13	1	0	6	5
13	5	4	4	6	2

<b>Total</b>	<b>Parent members</b>	<b>DET employee members</b>	<b>Community members</b>	<b>Max DET employees</b>	<b>Max DET employee parents*</b>
13	5	3	5	6	3
13	5	2	6	6	4
13	5	1	7	6	5
13	6	4	3	6	2
13	6	3	4	6	3
13	6	2	5	6	4
13	6	1	6	6	5
13	7	4	2	6	2
13	7	3	3	6	3
13	7	2	4	6	4
13	7	1	5	6	5
13	8	4	1	6	2
13	8	3	2	6	3
13	8	2	3	6	4
13	8	1	4	6	5
13	9	4	0	6	2
13	9	3	1	6	3
13	9	2	2	6	4
13	9	1	3	6	5
13	10	3	0	6	3
13	10	2	1	6	4
13	10	1	2	6	5
13	11	2	0	6	4
13	11	1	1	6	5
13	12	1	0	6	5
12	5	4	3	5	1
12	5	3	4	5	2
12	5	2	5	5	3
12	5	1	6	5	4
12	6	4	2	5	1
12	6	3	3	5	2
12	6	2	4	5	3
12	6	1	5	5	4
12	7	4	1	5	1
12	7	3	2	5	2
12	7	2	3	5	3
12	7	1	4	5	4
12	8	4	0	5	1
12	8	3	1	5	2
12	8	2	2	5	3
12	8	1	3	5	4
12	9	3	0	5	2

Total	Parent members	DET employee members	Community members	Max DET employees	Max DET employee parents*
12	9	2	1	5	3
12	9	1	2	5	4
12	10	2	0	5	3
12	10	1	1	5	4
12	11	1	0	5	4
11	4	3	4	5	2
11	4	2	5	5	3
11	4	1	6	5	4
11	5	3	3	5	2
11	5	2	4	5	3
11	5	1	5	5	4
11	6	3	2	5	2
11	6	2	3	5	3
11	6	1	4	5	4
11	7	3	1	5	2
11	7	2	2	5	3
11	7	1	3	5	4
11	8	3	0	5	2
11	8	2	1	5	3
11	8	1	2	5	4
11	9	2	0	5	3
11	9	1	1	5	4
11	10	1	0	5	4
10	4	3	3	4	1
10	4	2	4	4	2
10	4	1	5	4	3
10	5	3	2	4	1
10	5	2	3	4	2
10	5	1	4	4	3
10	6	3	1	4	1
10	6	2	2	4	2
10	6	1	3	4	3
10	7	3	0	4	1
10	7	2	1	4	2
10	7	1	2	4	3
10	8	2	0	4	2
10	8	1	1	4	3
10	9	1	0	4	3
9	4	3	2	4	1
9	4	2	3	4	2

<b>Total</b>	<b>Parent members</b>	<b>DET employee members</b>	<b>Community members</b>	<b>Max DET employees</b>	<b>Max DET employee parents*</b>
9	4	1	4	4	3
9	5	3	1	4	1
9	5	2	2	4	2
9	5	1	3	4	3
9	6	3	0	4	1
9	6	2	1	4	2
9	6	1	2	4	3
9	7	2	0	4	2
9	7	1	1	4	3
9	8	1	0	4	3
8	3	2	3	3	1
8	3	1	4	3	2
8	4	2	2	3	1
8	4	1	3	3	2
8	5	2	1	3	1
8	5	1	2	3	2
8	6	2	0	3	1
8	6	1	1	3	2
8	7	1	0	3	2
7	3	2	2	3	1
7	3	1	3	3	2
7	4	2	1	3	1
7	4	1	2	3	2
7	5	2	0	3	1
7	5	1	1	3	2
7	6	1	0	3	2
6	3	2	1	2	0
6	3	1	2	2	1
6	4	2	0	2	0
6	4	1	1	2	1
6	5	1	0	2	1

\* A DET employee parent is a DET employee who is a parent of a child at the school.

**Education and Training Reform Act 2006**

MINISTERIAL ORDER NO. 931

Tulliallan Primary School Council

Constituting Order

**A. Purpose**

The purpose of this Order is to constitute a school council for Tulliallan Primary School.

**B. Authorising provisions**

This Order is made under section 2.3.2 (1) and (2) and all other enabling provisions of the **Education and Training Reform Act 2006**.

**C. Commencement**

This Order comes into operation on the day it is made.

**PART A – CONSTITUTION**

**1. Incorporation**

A school council is hereby constituted, under section 2.3.2(1) of the **Education and Training Reform Act 2006**, by the name of Tulliallan Primary School Council, as a body corporate to exercise and discharge the powers, duties and functions conferred or imposed on it by or under that Act in relation to the Government school No. 5553 named Tulliallan Primary School situated at 89 Wheelers Park Drive, Cranbourne North, Victoria 3977.

**1A. Objectives of the Council**

The objectives of the Council with regard to the School are:

- (a) To assist in the efficient governance of the School;
- (b) To ensure that its decisions affecting students of the School are made having regard, as a primary consideration, to the best interest of the students;
- (c) To enhance the educational opportunities of students at the School; and
- (d) To ensure the School and the council comply with any requirements of the **Education and Training Reform Act 2006**, any regulations or a Ministerial Order made under that Act, or a direction, guideline or policy issued under that Act.

**1B. Functions of the Council**

The functions of the Council with regard to the School are:

- (a) To establish the broad direction and vision of the School within the School's community;
- (b) To arrange for the supply of goods, services, facilities, materials, equipment and other things or matters that are required for the conduct of the School including the provision of preschool programs;
- (c) To raise funds for School-related purposes;
- (d) To regulate and facilitate the after-hours use of the School premises and grounds;
- (e) To exercise a general oversight of the School buildings and grounds and ensure that they are kept in good order and condition;
- (f) To provide for the cleaning and sanitary services that are necessary for the School;
- (g) To ensure that all money coming into the hands of the Council is expended for proper purposes relating to the School;
- (h) To provide meals and refreshments for the staff and students of the School and make charges for those meals or refreshments;
- (i) To inform itself and take into account any views of the School community for the purpose of making decisions in regard to the School and the students at the School;

- (j) To generally stimulate interest in the School in the wider community; and
- (k) To perform any other function or duty or to exercise any power conferred or imposed on the Council:
  - (i) By or under the **Education and Training Reform Act 2006** or any regulations made under that Act; or
  - (ii) By a Ministerial Order made, or direction issued, by the Minister under the **Education and Training Reform Act 2006**.

#### **1C. Powers of the Council**

1C.1 For the purpose of meeting its objectives or performing its functions or duties the Council may:

- (a) Enter into contracts, agreements or arrangements;
- (b) Establish trusts and act as trustee of them;
- (c) Subject to section 2.2.4 of the **Education and Training Reform Act 2006** and in accordance with any Ministerial Order made under that Act, charge fees to parents for goods, services or other things provided by the School to a child of the parent; and
- (d) Do any other thing that is necessary or convenient to be done for, or in connection with, meeting its objectives or performing its functions or duties.

1C.2 In addition to the powers under clause 1C.1, the Council has any other powers conferred on it by or under the **Education and Training Reform Act 2006**, or any regulations or a Ministerial Order made under that Act.

1C.3 The Council does not have the power to do any of the following:

- (a) Employ a teacher with no date fixed for the termination of that employment;
- (b) Purchase or acquire for consideration any land or building; or
- (c) Unless authorised by or under the **Education and Training Reform Act 2006** or any regulations or a Ministerial Order made under that Act:
  - (i) License or grant any interest in land, including School lands or buildings;
  - (ii) Enter into hire purchase agreements;
  - (iii) Obtain loan or credit facilities;
  - (iv) Form or become a member of a corporation;
  - (v) Provide for any matter or thing outside Victoria unless it is related to an excursion by students from the School or the professional development of staff of the School;
  - (vi) Purchase a motor vehicle, boat or plane.

#### **1D. Accountability and executive officer**

1D.1 The Council is accountable to the Minister for Education in respect of the performance by the Council of its functions in accordance with any Order made by the Minister.

1D.2 The principal of the School is the executive officer of the Council and must ensure that:

- (a) Adequate and appropriate advice is provided to the Council on educational and other matters;
- (b) The decisions of the Council are implemented; and
- (c) Adequate support and resources are provided for the conduct of Council meetings.

**PART B – GENERAL****2. Regulations**

Part 3 of the Education and Training Reform Regulations 2007 apply to the Council.

**3. Definitions**

3.1 In this Order:

‘Composition and Election Provisions’ means the Composition and Election provisions of the School Council Composition and Elections Order (Ministerial Order No. 52);

‘Council’ means the school council constituted by this Order;

‘DET’ means the Department of Education and Training;

‘Principal’ includes the person or persons for the time being authorised to perform the duties of principal of the School;

‘Public Reporting Meeting’ means a public reporting meeting as described in regulation 28 of the Education and Training Reform Regulations 2007, as amended from time to time;

‘School’ means the Government school referred to in clause 1 of this Order;

‘School Council Composition and Elections Order’ means Ministerial Order No. 52 made under the **Education and Training Reform Act 2006**, as amended and in force from time to time.

**4. Specific clauses to prevail over general clauses**

To the extent that there is any inconsistency between:

- (a) Clause 1B; or
- (b) Clause 1C,

and any other clause in this Order, that other clause will prevail.

**5. Council composition and elections**

- (a) The Composition and Election Provisions are incorporated in this Order and apply, inter alia, to the Council election process and the tenure of Council members.
- (b) The size and composition of the elected membership of the Council, including members co-opted by the Council, are specified in Schedule 1.
- (c) Options for change in the authorised size and/or composition of the Council membership pursuant to the Composition and Election Provisions are specified in Schedule 2.
- (d) Schedules 1 and 2 are part of this Order.

**PART C – POWERS****6. Employment**

6.1 The Council, in accordance with the **Education and Training Reform Act 2006**, may:

- (a) Employ:
  - (i) Teachers for a fixed period not exceeding one year or on a casual basis;
  - (ii) Teacher aides; or
  - (iii) Any other staff,

for the purpose of performing its functions and duties; and

- (b) Employ any person to enable the Council to do anything it is authorised to do by section 2.3.11 or Division 6 of the **Education and Training Reform Act 2006**.

6.2 If the Council employs a person under clause 6.1, it may do so on behalf of a group of school councils and the group of school councils may decide from time to time in a manner determined by agreement amongst themselves the time which the person is to spend on each school.

## 7. Use of buildings and grounds

7.1 The Council may:

- (a) Conduct programs in or use;
- (b) Subject to any conditions imposed by the Council, join with any other person or body to conduct programs in or use; or
- (c) Subject to any conditions imposed by the Council, allow any other person or body to conduct programs in or use,

any buildings or grounds of the School in relation to which the Council is constituted for the purposes of educational, recreational, sporting or cultural activities for students, the local community or young persons.

7.2 The Council may only allow buildings and grounds of the School to be used under clause 7.1 when the buildings or grounds are not required for ordinary School purposes.

## 8. Council may carry out works

8.1 The Council may, in regard to the School, with the approval of the Minister for Education given either generally or in any particular case:

- (a) Construct or carry out any improvements to any building structure on the School grounds, or carry out any improvements in or to the School grounds;
- (b) Enter into a contract with any person for or in relation to the construction or carrying out by that person of any such building structure or improvements or of any other work which the Council is authorised or required by or under the **Education and Training Reform Act 2006** to carry out; or
- (c) Construct or carry out any improvements to any building structure, or carry out any improvements, on, in or to the School grounds or any other land that the Minister for Education has acquired an estate or interest in to provide preschool programs.

8.2 The Council may obtain and accept offers or tenders for any work approved by the Minister for Education under this clause that it proposes to carry out.

## 9. Other School Council works

The Council if so authorised by the Minister for Education is authorised and empowered to:

- (a) Enter into contracts with another school council for or in connection with:
  - (i) the construction of buildings or structures or the carrying out of improvements on, in or to the grounds of the school in relation to which the council is constituted; or
  - (ii) any other work which the Council is authorised or required by or under the **Education and Training Reform Act 2006** to carry out; and
- (b) Do or comply with anything necessary or expedient for carrying the contract into effect.

## 10. Council may form sub-committee

Subject to the **Education and Training Reform Act 2006** and regulations made under that Act, the Council may form a sub-committee, consisting of at least one member of the Council and any other persons, to assist the Council.

**11. Council may delegate powers, duties or functions**

Subject to the **Education and Training Reform Act 2006** and regulations made under that Act, the Council may by instrument delegate all or any of the powers, duties or functions conferred or imposed on the Council by or under the **Education and Training Reform Act 2006**, the regulations, a Ministerial Order or a direction issued by the Minister under that Act, except this power of delegation to another person or body.

**12. Council may form committees to manage joint facilities**

If the Council enters into an agreement under its powers under the **Education and Training Reform Act 2006** for the use of any real or personal property by other persons or bodies, the Council may agree with the other parties to the agreement to form a committee for the management of the property.

**13. Delegation to committee**

If the Council agrees to form a committee to manage property under clause 12 the Council may, with the approval of the Minister for Education, delegate by instrument to members of the committee all or any of the Council's powers, duties or functions conferred or imposed on the Council by or under the **Education and Training Reform Act 2006** in relation to that property except this power of delegation.

**14. Council may sell property**

14.1 The Council may sell equipment, goods or other similar personal property acquired for use in the School.

14.2 If the proceeds from the sale of property under clause 14.1 are less than the amount determined by the Minister for Education, the Council may keep those proceeds.

14.3 If the proceeds from the sale of property under clause 14.1 are equal to or more than the amount determined by the Minister for Education, the Council may keep those proceeds, if the person appointed by the Secretary to the DET has given approval for the Council to do so.

14.4 For the purposes of clauses 14.2 and 14.3, a determination of the Minister for Education:

(a) Must be in writing; and

(b) May be varied or revoked by the Minister in writing.

14.5 The Secretary to the DET may appoint a person to give approvals under clause 14.3.

14.6 An approval given under clause 14.3 must be:

(a) In writing; and

(b) Given before the property is sold.

**15. Preschool programs****15.1 Council may provide for preschool programs**

(1) If the School provides primary education, the Council may:

(a) Provide preschool programs on the premises of the School or on any other land or premises under the control of the Minister for Education;

(b) Enter into an agreement or arrangement with any other school council or other person or body for that council, person or body to use part of the premises of that school or other premises under the control of the Minister for Education to provide a preschool program on those premises; or

(c) Enter into an agreement or arrangement with any other school council or other person or body to jointly provide a preschool program.

- (2) If the Council provides a preschool program or enters into an arrangement or agreement to provide a preschool program, it must ensure that, in any records kept by the School or the Council, the preschool children using the program are accounted for separately from students enrolled at the School in school programs.

**15.2 Council may grant lease or licence over preschool land**

The Council may, if authorised in writing by the Minister for Education, either generally or in any specified circumstances, grant a leasehold interest in, or a licence over, land of the School to be used to operate a preschool program or programs for children.

**15.3 Fees for preschool programs**

The Council or any other person or body authorised by the Council under clause 15.1 may require the payment of fees for the provision of preschool programs and other related services.

**15.4 Application of, and accounting for, money received**

In relation to any agreement or arrangement made by the Council for the provision of preschool programs under clause 15 the Council must ensure:

- (a) That any fees or other money received by the Council in the course of that provision or those agreements or arrangements is applied to the provision of preschool programs unless directed otherwise by a direction or guideline issued by the Minister for Education; and
- (b) That separate accounts and financial records are maintained in relation to the provision of those programs.

**16. Payment of members**

- 16.1 A member of the Council is not to receive any payment for his or her services as a member.
- 16.2 This does not prevent the Council reimbursing a member for any reasonable expenses incurred in the performance of his or her duties as a member.

**17–23.** Not used

**24. Student dress code**

- (1) The Council may determine a student dress code which is to apply to students of the School while they are at the School, travelling to and from School and/or attending School activities.
- (2) A student dress code may cover any matters which the Council considers appropriate in relation to clothing and other items worn, carried or used by students and to grooming, physical appearance and the general presentation of students, including without limiting the generality of the above –
  - (a) Whether a school uniform may or must be worn by students, and the school uniform to be worn;
  - (b) Clothing (including shoes) to be worn during classes and specified School activities such as sport, laboratory experiments and extra-curricular activities, and bags to be taken to School;
  - (c) The grounds on which any student may be exempted from complying with the dress code; and
  - (d) How the dress code may be enforced, provided the methods of enforcement are consistent with section 2.2.19 of the **Education and Training Reform Act 2006**, and the School's Student Code of Conduct (referred to in section 5.2.12 of the **Education and Training Reform Act 2006**).

- (3) The Council may enter into a contract with any person for the supply of school uniforms for students of the School.

**25. Power to purchase**

The Council may, subject to compliance with any directions issued by the Secretary to the DET, purchase goods, equipment or material for the purposes of the School.

**26. Children's services**

The Council may apply for and obtain under the **Children's Services Act 1996** approval to operate a children's service on premises of the School or on premises under the control of the Minister and may apply for and obtain a licence to operate a children's service and, subject to the **Children's Services Act 1996** and the **Education and Training Reform Act 2006** –

- (1) may operate, either solely or jointly, a children's service on part of the School premises or on other premises under the control of the Minister and may require payment of fees for the service and other related services;
- (2) may enter into a licence agreement, or a lease agreement if authorised in writing by the Minister, with another person for that person to use part of the School premises or other premises under the control of the Minister to provide a children's service or to provide a children's service on behalf of the Council on those premises; and
- (3) may carry out improvements to the School buildings and grounds for the provision of a children's service under subsection (1) or (2).

**27. Other powers**

**27.1 Activities outside School Hours**

The Council may conduct or join with any other school council in conducting any educational, recreational or cultural activity for the students of the School outside School hours at the School or any other location.

**27.2 Fund Raising**

The Council may raise funds for School purposes by conducting local efforts or amusements.

**27.3 Gifts**

- (1) Subject to section 5.2.6 of the **Education and Training Reform Act 2006**, the Council may –
  - (a) accept gifts including real estate, providing that if a gift is encumbered or conditional, consent must be obtained from the Secretary to the DET before acceptance of such gifts; and
  - (b) purchase or maintain goods, equipment and material for the carrying out of its powers, duties or functions under the **Education and Training Reform Act 2006** or any other Act, but may not purchase any vehicle without the prior consent of the Secretary to the DET.
- (2) For the purposes of this clause, 'vehicle' means the same as 'vehicle' in the **Road Safety Act 1986**.

**27.4 Hire or use of Equipment**

- (1) Definitions  
In this clause –  
'Equipment' includes goods and products but does not include fixtures.  
'Equipment agreement' means a contract to hire equipment or a licence to use equipment under which –
  - (a) the Council has the right to use the equipment; and

- (b) there is no option, right or obligation of the Council or any other person to buy the equipment; and
  - (c) at the end of the contract or licence the School Council has to return the equipment to the other party to the contract or licence.
- (2) The Council may enter into an equipment agreement with another party if the sole or main purpose of entering into the equipment agreement is to benefit the education of students at the School or to assist with the efficient conduct of the School.
- (3) Prior to entering into an equipment agreement the Council must –
- (a) obtain more than one written quotation or tender for the hire or use of the equipment if the annual cost of the hire or use of the equipment is expected to exceed \$1000; and
  - (b) carry out a financial evaluation of the proposal to hire or use the equipment; and
  - (c) ensure that the equipment to be hired or used has appropriate insurance cover, either through the terms of the equipment agreement or by separate cover.
- (4) The Council must not –
- (a) enter into an equipment agreement for a continuous period exceeding four years until the Regional Director has approved the entering into of that equipment agreement; and
  - (b) enter into an equipment agreement for the hire or use of equipment previously owned or operated by the Council or for the purposes of the DET; and
  - (c) commit funds of a non-recurrent nature or funds granted for a specific purpose towards the costs of an equipment agreement until the donor or provider of the funds has consented to that in writing; or
  - (d) enter into an equipment agreement unless it is satisfied that it will be able to meet all the costs of the equipment agreement.

#### 27.5 Reporting

- (1) The Council must report the details of all equipment agreements it has entered into to the Council's Public Reporting Meeting. The report must include a description of the equipment hired or used, the purpose, the duration and the cost of the equipment agreement.
- (2) The costs of each equipment agreement must be fully identified in the Council's audited statement of receipts and expenditure presented to the Council's Public Reporting Meeting.

#### 27.6 Exclusions

Clauses 27.4(3) and 27.5 do not apply to –

- (a) the hire of a video recording; or
- (b) the hire of any other equipment for less than four weeks in any one calendar year where the cost of the hire is less than \$1,000.00.

### 28. Transport Accident Commission agreements

The Council may enter into one or more agreements with the Transport Accident Commission concerning the provision of staff, facilities, equipment, support or other services for any student of the School who is the subject of a claim under the **Transport Accident Act 1986**.

**29. Power to provide goods, services or facilities**

- (a) Subject to subclauses (b) and (c), the Council may, for the purpose of the efficient conduct of the School, enter into arrangements or agreements, for reward or otherwise, to provide or supply goods, services or facilities to other Government schools or other educational institutions.
- (b) Any arrangement or agreement under subclause (a) may only be for goods, services or facilities that the Council is empowered under the **Education and Training Reform Act 2006**, the Education and Training Reform Regulations 2007, this Order, or any Ministerial Order made under the **Education and Training Reform Act 2006**, to provide or supply to the School.
- (c) Any arrangement or agreement under subclause (a) must comply with any directions issued by the Secretary to the DET.

**30. Power to purchase by use of purchasing card facilities**

- (a) Subject to this clause the Council may enter into arrangements with a financial institution under which the Council may purchase goods, services, equipment or material only for the purposes of the School by the use of purchasing card facilities provided by the financial institution.
- (b) Any purchase of goods, services, equipment or material under subclause (a) must comply with:
  - (i) any guidelines and directions issued by the Minister under section 5.2.1 of the **Education and Training Reform Act 2006**;
  - (ii) any directions issued by the Secretary to the DET; and
  - (iii) the terms and conditions relating to the use of any purchasing card issued by the financial institution to the Council from time to time.

31. Not used.

**32. Trusts**

The Council may act as a trustee of any trust fund established for the benefit of the School or its students with power to do any act or thing authorised under the terms of the relevant trust fund.

**PART D – TRANSITIONAL PROVISIONS****33. Transitional provisions**

- 33.1 (a) Subject to subclause (b), this clause 33 operates until and inclusive of the date of the declaration of the poll in 2017 (or, if no election is held that year, 31 March of that year);
- (b) Subclause 33.12 operates until and inclusive of the day after the date of the declaration of the poll in 2017 (or, if no election is held that year, 31 March of that year).
- 33.2 Subject to subclause 33.11, during the operation of this clause the Composition and Election provisions, namely clauses 5A to 5V of the School Council Composition and Elections Order (Ministerial Order No. 52), except clauses 5A, 5B.3 (insofar as it defines eligibility for election), 5B.3A(a) and 5R thereof, do not operate.
- 33.3 The School Council shall consist of a total of nine members comprising the principal *ex officio* and two other DET employees, four parents and two community members.
- 33.4 (a) By ministerial appointment made for the purposes of this clause on the date of this Order the principal *ex officio*, two other DET employees, and four parents are appointed as members of the Council from the date this clause takes effect until and inclusive of the date of declaration of the poll in 2017.

- (b) The School Council may, prior to the date of the declaration of the poll in 2017 (or if no election is held that year, 31 March of that year), appoint up to two persons who are eligible for appointment to the community member category of the school council for a term of office until and inclusive of the date of the declaration of the poll in 2017 (or if no election is held that year, 31 March of that year).
- 33.5 The School Council may, prior to the date of the declaration of the poll in 2017 (or, if no election is held that year, 31 March of that year), fill any casual vacancy that occurs in the membership of the School Council, by appointing to the School Council a person who is eligible for election or appointment (as the case may be) to the relevant membership category, provided that any person who fills a vacant position created by a casual vacancy shall only serve the unexpired portion of the vacating member's term of office.
- 33.6 Not used.
- 33.7 A parent appointed under clause 33.4 who does not have a child enrolled at the School at the time of the Notice of Election and Call for Nominations for any School Council election shall cease to be a member of the Council on that date, and a casual vacancy is thereby created.
- 33.8 In the event that the School Council is unable to comply with the quorum provisions of Part 3 of the Education and Training Reform Regulations 2007 owing to the number of casual vacancies in its membership, the Minister administering section 2.3.2 of the **Education and Training Reform Act 2006** may fill any casual vacancy that occurs in the membership of the School Council by appointing to the School Council for a term of office that does not extend beyond the unexpired portion of the vacating member's term of office a person who is eligible for election or appointment (as the case may be) to the relevant membership category.
- 33.9 In the event that the Minister administering section 2.3.2 of the **Education and Training Reform Act 2006** is satisfied that a School Council member no longer intends to attend School Council meetings, but a casual vacancy has not been created in respect of that member's position on the School Council, the Minister administering section 2.3.2 of the **Education and Training Reform Act 2006** may remove the person as a School Council member and appoint to the School Council for a term of office that does not extend beyond the unexpired portion of the vacating member's term of office a person who is eligible for election or appointment (as the case may be) to the relevant membership category.
- 33.10 (a) The School Council may not conduct any School Council meeting unless the quorum provisions of Part 3 of the Education and Training Reform Regulations 2007 are satisfied.
- (b) Subject to clause 33.10(c), the School Council must not decide any matter unless a majority of the School Council members present are not DET employees.
- (c) If at any time the membership of the School Council is such that it is impossible for the School Council to decide a matter in accordance with clause 33.10(b), the School Council may nonetheless decide to fill a casual vacancy under clause 33.5 or appoint or co-opt a member under clause 33.4(b) and (c).
- (d) Subject to subclauses 33.10(a), 33.10(b) and 33.10(c), an act or decision of the School Council is not invalid, and the School Council is properly constituted, notwithstanding –
- (i) a vacancy in the office of a member (including a Community member);
  - (ii) a defect or irregularity in or in connection with the appointment or co-optation of a member;

- (iii) a casual vacancy is not filled; or
- (iv) for any other reason the total number of school council members stated in clause 33.3 has not been appointed.

33.11 The first School Council election must be completed between the 2017 school year commencement date and 31 March 2017 in respect of four Parent member positions and two DET employee member positions and the Composition and Election provisions (except clause 5D.3) shall apply to that School Council election.

33.12 The term of office of members of the School Council elected at the School Council election referred to in clause 33.11 shall commence on the day after the date of declaration of the poll in 2017.

This Order is made 2 September 2016

THE HON. JAMES MERLINO, MP  
Minister for Education

### SCHEDULE 1

Tulliallan Primary School Council

9T 4P 3DET 2CO

### SCHEDULE 2

#### SCHOOL COUNCIL MEMBERSHIP TABLE

Total	Parent members	DET employee members	Community members	Max DET employees	Max DET employee parents*
15	6	5	4	7	2
15	6	4	5	7	3
15	6	3	6	7	4
15	6	2	7	7	5
15	6	1	8	7	6
15	7	5	3	7	2
15	7	4	4	7	3
15	7	3	5	7	4
15	7	2	6	7	5
15	7	1	7	7	6
15	8	5	2	7	2
15	8	4	3	7	3
15	8	3	4	7	4
15	8	2	5	7	5
15	8	1	6	7	6
15	9	5	1	7	2
15	9	4	2	7	3
15	9	3	3	7	4
15	9	2	4	7	5
15	9	1	5	7	6
15	10	5	0	7	2
15	10	4	1	7	3
15	10	3	2	7	4
15	10	2	3	7	5
15	10	1	4	7	6
15	11	4	0	7	3

Total	Parent members	DET employee members	Community members	Max DET employees	Max DET employee parents*
15	11	3	1	7	4
15	11	2	2	7	5
15	11	1	3	7	6
15	12	3	0	7	4
15	12	2	1	7	5
15	12	1	2	7	6
15	13	2	0	7	5
15	13	1	1	7	6
15	14	1	0	7	6
14	5	4	5	6	2
14	5	3	6	6	3
14	5	2	7	6	4
14	5	1	8	6	5
14	6	4	4	6	2
14	6	3	5	6	3
14	6	2	6	6	4
14	6	1	7	6	5
14	7	4	3	6	2
14	7	3	4	6	3
14	7	2	5	6	4
14	7	1	6	6	5
14	8	4	2	6	2
14	8	3	3	6	3
14	8	2	4	6	4
14	8	1	5	6	5
14	9	4	1	6	2
14	9	3	2	6	3
14	9	2	3	6	4
14	9	1	4	6	5
14	10	4	0	6	2
14	10	3	1	6	3
14	10	2	2	6	4
14	10	1	3	6	5
14	11	3	0	6	3
14	11	2	1	6	4
14	11	1	2	6	5
14	12	2	0	6	4
14	12	1	1	6	5
14	13	1	0	6	5
13	5	4	4	6	2
13	5	3	5	6	3

Total	Parent members	DET employee members	Community members	Max DET employees	Max DET employee parents*
13	5	2	6	6	4
13	5	1	7	6	5
13	6	4	3	6	2
13	6	3	4	6	3
13	6	2	5	6	4
13	6	1	6	6	5
13	7	4	2	6	2
13	7	3	3	6	3
13	7	2	4	6	4
13	7	1	5	6	5
13	8	4	1	6	2
13	8	3	2	6	3
13	8	2	3	6	4
13	8	1	4	6	5
13	9	4	0	6	2
13	9	3	1	6	3
13	9	2	2	6	4
13	9	1	3	6	5
13	10	3	0	6	3
13	10	2	1	6	4
13	10	1	2	6	5
13	11	2	0	6	4
13	11	1	1	6	5
13	12	1	0	6	5
12	5	4	3	5	1
12	5	3	4	5	2
12	5	2	5	5	3
12	5	1	6	5	4
12	6	4	2	5	1
12	6	3	3	5	2
12	6	2	4	5	3
12	6	1	5	5	4
12	7	4	1	5	1
12	7	3	2	5	2
12	7	2	3	5	3
12	7	1	4	5	4
12	8	4	0	5	1
12	8	3	1	5	2
12	8	2	2	5	3
12	8	1	3	5	4
12	9	3	0	5	2
12	9	2	1	5	3

Total	Parent members	DET employee members	Community members	Max DET employees	Max DET employee parents*
12	9	1	2	5	4
12	10	2	0	5	3
12	10	1	1	5	4
12	11	1	0	5	4
11	4	3	4	5	2
11	4	2	5	5	3
11	4	1	6	5	4
11	5	3	3	5	2
11	5	2	4	5	3
11	5	1	5	5	4
11	6	3	2	5	2
11	6	2	3	5	3
11	6	1	4	5	4
11	7	3	1	5	2
11	7	2	2	5	3
11	7	1	3	5	4
11	8	3	0	5	2
11	8	2	1	5	3
11	8	1	2	5	4
11	9	2	0	5	3
11	9	1	1	5	4
11	10	1	0	5	4
10	4	3	3	4	1
10	4	2	4	4	2
10	4	1	5	4	3
10	5	3	2	4	1
10	5	2	3	4	2
10	5	1	4	4	3
10	6	3	1	4	1
10	6	2	2	4	2
10	6	1	3	4	3
10	7	3	0	4	1
10	7	2	1	4	2
10	7	1	2	4	3
10	8	2	0	4	2
10	8	1	1	4	3
10	9	1	0	4	3
9	4	3	2	4	1
9	4	2	3	4	2
9	4	1	4	4	3

Total	Parent members	DET employee members	Community members	Max DET employees	Max DET employee parents*
9	5	3	1	4	1
9	5	2	2	4	2
9	5	1	3	4	3
9	6	3	0	4	1
9	6	2	1	4	2
9	6	1	2	4	3
9	7	2	0	4	2
9	7	1	1	4	3
9	8	1	0	4	3
8	3	2	3	3	1
8	3	1	4	3	2
8	4	2	2	3	1
8	4	1	3	3	2
8	5	2	1	3	1
8	5	1	2	3	2
8	6	2	0	3	1
8	6	1	1	3	2
8	7	1	0	3	2
7	3	2	2	3	1
7	3	1	3	3	2
7	4	2	1	3	1
7	4	1	2	3	2
7	5	2	0	3	1
7	5	1	1	3	2
7	6	1	0	3	2
6	3	2	1	2	0
6	3	1	2	2	1
6	4	2	0	2	0
6	4	1	1	2	1
6	5	1	0	2	1

\* A DET employee parent is a DET employee who is a parent of a child at the school.

**Geographic Place Names Act 1998**

## NOTICE OF REGISTRATION OF GEOGRAPHIC NAMES

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

Localities:

<b>Change Request Number</b>	<b>Naming Authority</b>	<b>Affected Locality</b>	<b>Location</b>
93525	Mornington Peninsula Shire Council	Rosebud West renamed to Capel Sound	The existing locality of Rosebud West, within the Mornington Peninsula Shire, is renamed to Capel Sound with no change to the locality boundaries. For further details see map at <a href="http://www.delwp.vic.gov.au/namingplaces">www.delwp.vic.gov.au/namingplaces</a>

School Naming:

<b>School Name</b>	<b>Naming Authority and Location</b>
Featherbrook P-9 College	Department of Education and Training A new school entity located at 281 Boardwalk Boulevard, Point Cook.
Tulliallan Primary School	Department of Education and Training A new school entity located at 89 Wheelers Park Drive, Cranbourne North.

Office of Geographic Names

Land Victoria  
570 Bourke Street  
Melbourne 3000

JOHN E. TULLOCH  
Registrar of Geographic Names

**Housing Act 1983**

Hanover Welfare Services has sought to voluntarily revoke its registration as a housing provider under section 141(2) of the Act.

I, Bernard Gastin, Acting Registrar of Housing Agencies, hereby notify that as of 30 June 2016, the registration of Hanover Welfare Services has been revoked pursuant to section 141(2) of the Act.

BERNARD GASTIN  
Acting Registrar of Housing Agencies

**Interpretation of Legislation Act 1984****BUILDING AMENDMENT (SPECIFIC USE BUSHFIRE PROTECTED BUILDINGS  
AND OTHER MATTERS) REGULATIONS 2016  
S.R. NO. 114/2016****Notice of Incorporation of Material and Address for Inspection of Documents**

In accordance with section 32 of the **Interpretation of Legislation Act 1984**, I give notice that the Building Amendment (Specific Use Bushfire Protected Buildings and Other Matters) Regulations 2016 apply, adopt or incorporate matter from the documents set out in the table below.

**Table of applied, adopted or incorporated matter**

<b>Provision in subordinate instrument</b>	<b>Title of applied, adopted or incorporated document</b>	<b>Matter in applied, adopted or incorporated document</b>
Regulation 5	AS 3959 – 2009 Construction of buildings in bushfire-prone areas, published by Standards Australia on 10 March 2009, reissued incorporating Amendments No. 1 (November 2009), No. 2 (February 2011) and No. 3 (November 2011), as incorporated by the BCA.	The whole
Regulation 6	BCA Volume One, published February 2016 by the Australian Building Codes Board	Clause A1.1 and Part G5

A copy of the material applied, adopted or incorporated by this subordinate instrument has been lodged with the Clerk of the Parliaments. A copy of all matter so applied, adopted or incorporated into the Building Amendment (Specific Use Bushfire Protected Buildings and Other Matters) Regulations 2016 is available for inspection by the public, free of charge, during normal business hours at the Department of Environment, Land, Water and Planning, 8 Nicholson Street, East Melbourne 3002, telephone 136 186.

HON. RICHARD WYNNE MP  
Minister for Planning

**Interpretation of Legislation Act 1984  
Dangerous Goods Act 1985**

NOTICE OF AMENDED INCORPORATED DOCUMENTS

Dangerous Goods (Explosives) Regulations 2011, Dangerous Goods (Storage and Handling) Regulations 2012, Dangerous Goods (Transport by Road or Rail) Regulations 2008 and Occupational Health and Safety Regulations 2007

Notice is given under section 10(1B) of the **Dangerous Goods Act 1985** and section 32(4)(a)(ii) of the **Interpretation of Legislation Act 1984** that –

The ‘Australian Code for the Transport of Dangerous Goods by Road and Rail’, seventh edition 7.4 (ADG 7.4) published by the National Transport Commission (NTC) in 2015, which is matter applied, adopted or incorporated by the above 4 regulations, has been revised and amended by the ‘Update to the Australian Dangerous Goods Code, Edition 7.4 Update, 30 June 2016’ document published by the NTC in June 2016 (the amending document).

The ADG 7.4, as amended by the amending document, was republished by the NTC (in online form only) in June 2016 as the ‘Australian Code for the Transport of Dangerous Goods by Road and Rail’, edition 7.4 Update, June 2016 (ADG 7.4 Update).

The ADG 7.4 came into force on 1 January 2016. Duty holders, however, may choose to comply with the previous edition (ADG 7.3) rather than the ADG 7.4 (or the ADG 7.4 Update), for a period of 12 months from that date. From 1 January 2017, all duty holders must comply with the ADG 7.4 Update.

A copy of the amending document and ADG 7.4 Update was provided to the Clerk of the Parliaments on 15 August 2016. A copy of the ADG 7.4 was provided to the Clerk of the Parliaments on 18 December 2015.

The above documents are available for inspection, without charge, by the public during normal business hours at the offices of WorkSafe Victoria, Ground Level, 222 Exhibition Street, Melbourne. They are also available in electronic form at [www.ntc.gov.au](http://www.ntc.gov.au)

Dated 2 September 2016

ROBIN SCOTT MP  
Minister for Finance

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**Land Acquisition and Compensation Act 1986**

FORM 7

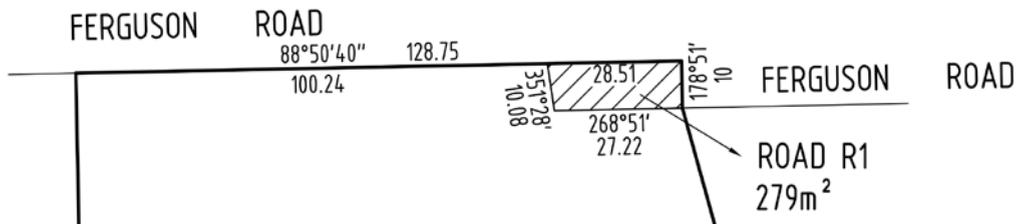
S. 21(a)  
Reg. 16

Notice of Acquisition

Compulsory Acquisition of Interest in Land

The Greater Shepparton City Council declares that by this notice it acquires the following interest in the land described as 'Road R1' and shown hatched on the proposed plan below, being part of the land described in Certificate of Title Volume 10164 Folio 536:

The estate in fee simple of Wynand Gerard Doller as Legal Personal Representative of Willem Doller (deceased), Wynand Gerard Doller as Legal Personal Representative of Gerritje Doller (deceased), Hendrik Johannes Doller, and all other interests.



Published with the authority of the Greater Shepparton City Council.

For and on behalf of the Greater Shepparton City Council

Signed PETER HARRIOTT

Name of authorised officer: Peter Harriott

Dated 9 September 2016

**Major Transport Projects Facilitation Act 2009**

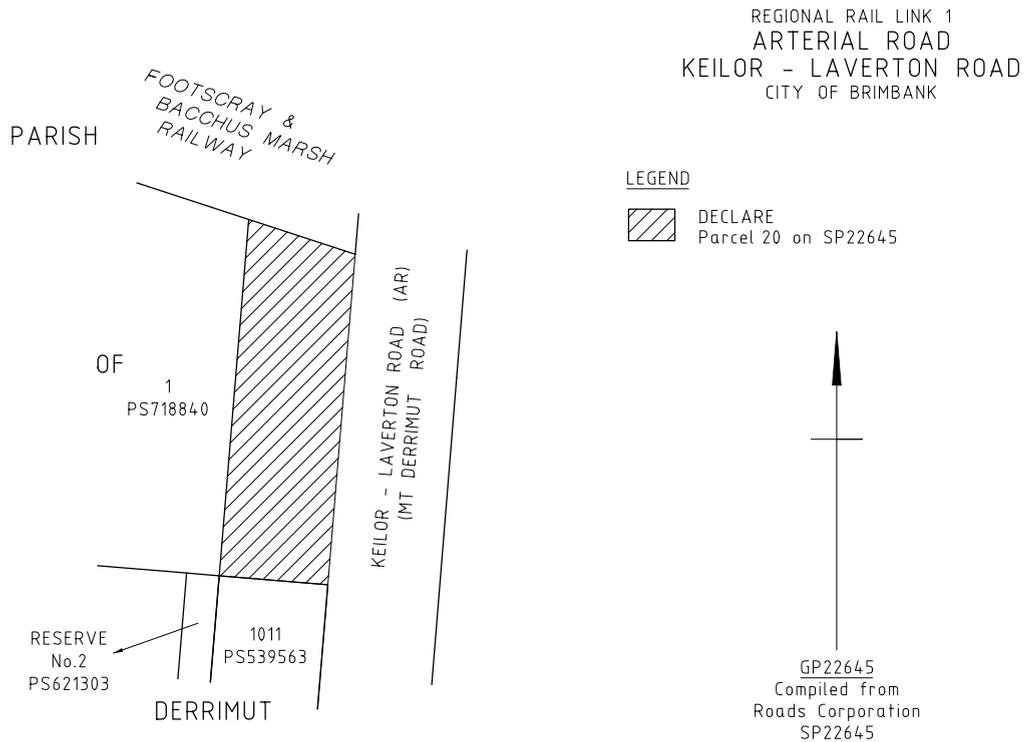
**ROAD DECLARATION**

The Honourable Jacinta Allan MP, Minister for Public Transport and Project Minister for the Regional Rail Link 1 Project, in accordance with section 193 of the **Major Transport Projects Facilitation Act 2009**, upon publication of this notice declares the road described in the schedule and on the plan attached.

**SCHEDULE**

**ARTERIAL ROAD**

The road identified by hatching on the plan numbered GP22645 is declared as described in the legend on the said plan.



Dated 4 September 2016

Responsible Minister  
JACINTA ALLAN MP  
Minister for Public Transport

**Major Transport Projects Facilitation Act 2009**  
(Section 10)

DECLARATION OF A TRANSPORT PROJECT

I, Daniel Andrews, Premier of Victoria, under section 10(1)(b) of the **Major Transport Projects Facilitation Act 2009** (the Act), declare the transport project known as the Western Distributor Project to be a declared project to which the Act (other than Parts 3 and 8) applies.

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

Dated 5 September 2016

THE HON. DANIEL ANDREWS MP  
Premier of Victoria

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**Major Transport Projects Facilitation Act 2009**  
(Section 14)

APPOINTMENT OF MINISTER TO BE THE PROJECT MINISTER  
FOR A DECLARED PROJECT

I, Daniel Andrews, Premier of Victoria, in accordance with section 14 of the **Major Transport Projects Facilitation Act 2009**, appoint the Minister for Roads and Road Safety to be the Project Minister for the declared project known as the Western Distributor Project.

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

Dated 5 September 2016

THE HON. DANIEL ANDREWS MP  
Premier of Victoria

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**Planning and Environment Act 1987**

**DAREBIN PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C136**

The Minister for Planning has approved Amendment C136 to the Darebin Planning Scheme.

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

The Amendment makes the following changes to the Darebin Planning Scheme:

Amends Clause 22.02 – Neighbourhood Character to exclude land within Design and Development Overlay – Schedule 16 (DDO16) from its operation; amends Clause 22.09 – Preston Central to refer to the new Commercial 1 Zone, and exclude land within DDO16 from its operation; inserts Design and Development Overlay – Schedule 16; inserts Development Plan Overlay – Schedule 11; applies Clause 45.03 Environmental Audit Overlay to land where site history indicates potential contamination; and amends Clause 61.03 to reflect the insertion of new maps.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Darebin City Council, 274 Gower Street, Preston, Victoria.

RACHAEL JOINER

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**

**GREATER DANDENONG PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C122**

The Minister for Planning has approved Amendment C122 to the Greater Dandenong Planning Scheme.

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

The Amendment rezones parcels of land required for the use and maintenance of the EastLink Freeway and parts of affected arterial roads to Road Zone – Category 1 (RZ1); rezones parts of affected municipal roads to a Road Zone – Category 2 (RZ2); rezones small parcels of locally managed land from RZ1 to adjacent zoning; removes redundant Public Acquisition Overlay 3 (PAO3) and parts of redundant Public Acquisition Overlay 1 (PAO1); applies PAO1 for future road development; and makes associated changes to the Schedules to Clauses 45.01 and 61.03.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Greater Dandenong City Council, 225 Lonsdale Street, Dandenong.

RACHAEL JOINER

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**

**KINGSTON PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C161

The Minister for Planning has approved Amendment C161 to the Kingston Planning Scheme.

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

The Amendment inserts a new Incorporated Document titled ‘Hawthorn Football Club – Function Centre and Signage Controls, Tootal Road, Dingley Village’ into the Schedule to Clause 52.03 and Clause 81.01 of the Kingston Planning Scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Kingston City Council, 1230 Nepean Highway, Cheltenham, Victoria 3192, or the Customer Service Centre, 1 Chelsea Road, Chelsea, Victoria 3196.

RACHAEL JOINER

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**

**MOIRA PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C38

The Minister for Planning has approved Amendment C38 to the Moira Planning Scheme.

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

The Amendment applies the Heritage Overlay to 101 additional individual places, 15 precincts and 2 thematic groups of places (21 individual places) across the municipality. The Amendment makes a number of changes to the Planning Scheme to implement the recommendations of the ‘Moira Heritage Study’ including changes to Local Planning Policy by introducing Clauses 22.06 (Heritage Policy) and Clauses 22.07–22.22 (Grouped Place Heritage Policy). The Amendment introduces planning permit exemptions and application requirements.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Moira Shire Council, 44 Station Street Cobram, Victoria 3643.

RACHAEL JOINER

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
**SURF COAST PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C99

The Minister for Planning has approved Amendment C99 to the Surf Coast Planning Scheme.

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

The Amendment rezones the land at 305 Great Ocean Road, Jan Juc, from Farming Zone to Low Density Residential Zone to enable the land to be subdivided and amends the associated Clause 21.08.

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

Permit No.	Description of land
14/0287	305 Great Ocean Road, Jan Juc

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Surf Coast Shire Council, 1 Merrijig Drive, Torquay.

RACHAEL JOINER  
 Director  
 State Planning Services  
 Department of Environment, Land, Water and Planning

**Planning and Environment Act 1987**  
**WARRNAMBOOL PLANNING SCHEME**  
 Notice of Approval of Amendment  
 Amendment C99

The Minister for Planning has approved Amendment C99 to the Warrnambool Planning Scheme.

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

The Amendment rezones the land at 53–69 Raglan Parade, Warrnambool, from General Residential Zone Schedule 1 to Commercial 2 Zone.

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

Permit No.	Description of land
PP2015-0150	Lot 1, Title Plan 014345Y, 53–63 Raglan Parade, Warrnambool

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Warrnambool City Council, 25 Liebig Street, Warrnambool.

RACHAEL JOINER  
 Director  
 State Planning Services  
 Department of Environment, Land, Water and Planning

**Planning and Environment Act 1987**

**WYNDHAM PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C212

The Minister for Planning has approved Amendment C212 to the Wyndham Planning Scheme.

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

The Amendment amends Table 1: applied zone provisions of the Urban Growth Zone Schedule 2 to include Leakes Road within the applied zone of Road Zone – Category 2 as identified in the Truganina Employment Precinct Structure Plan.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Wyndham City Council, 45 Princes Highway, Werribee.

RACHAEL JOINER

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**

**YARRA RANGES PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C153

The Minister for Planning has approved Amendment C153 to the Yarra Ranges Planning Scheme.

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

The Amendment corrects various anomalies in the scheme and rezones a Council-owned property intended to be sold into private ownership. The main changes are:

- Deletion of redundant Restructure Overlays.
- Rezone 21–23 Hume Lane, Mount Dandenong, from a Green Wedge A Zone Schedule 1 to a Green Wedge A Zone Schedule 2.
- Correct zone boundary anomalies between the land at 21–23 Hume Lane, Mount Dandenong, and adjoining land to the north.
- Correct an error in the Restructure Overlay Incorporated Document.
- Rezone proposed Lot 1 at 13 Leith Road, Montrose, from a Public Use Zone Schedule 6 to a Commercial 1 Zone and apply the Design and Development Overlay Schedule 13.
- Rezone 347 Warburton Highway, Wandin North, from a Public Park and Recreation Zone to a Neighbourhood Residential Zone Schedule 2 and apply a Design and Development Overlay Schedule 6 and a Significant Landscape Overlay Schedule 22.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Yarra Ranges Shire Council, 15 Anderson Street, Lilydale.

RACHAEL JOINER

Director

State Planning Services

Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
**SURF COAST PLANNING SCHEME**  
Notice of Lapsing of Amendment  
Amendment C108

The Surf Coast Shire Council has resolved to abandon Amendment C108 to the Surf Coast Planning Scheme.

Amendment C108 proposed to rezone 69B Harvey Street, Anglesea, from the Public Use Zone to General Residential Zone 1. The Amendment was also combined with a planning permit that proposed the re-subdivision of the land into 10 lots and the removal of native vegetation. The Amendment proposed to:

- amend Planning Scheme Map No. 33ZN to rezone 69B Harvey Street, Anglesea, from the Public Use Zone 1 to General Residential Zone 1;
- amend Schedule 19 to the Design Development Overlay and Schedule 3 to the Neighbourhood Character Overlay;
- amend Planning Scheme Map No. 33DDO to include 69B Harvey Street, Anglesea, in Schedule 19 to the Design and Development Overlay and amend Map No. 33NCO to include 69B Harvey Street, Anglesea, in Schedule 3 to the Neighbourhood Character Overlay; and
- amend Clause 21.11 ‘Anglesea Strategy’ to ensure future subdivision of the water basin responds to current site constraints and meets neighbourhood character objectives. The Anglesea Framework Map is amended to show 69B Harvey Street, Anglesea, as ‘Residential’.

The Amendment C108 lapsed on 23 August 2016.

RACHAEL JOINER  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

**Planning and Environment Act 1987**  
**WARRNAMBOOL PLANNING SCHEME**  
Notice of Lapsing of Amendment  
Amendment C94

Pursuant to section 30(1)(a) of the **Planning and Environment Act 1987**, Amendment C94 to the Warrnambool Planning Scheme has lapsed.

Amendment C94 proposed to rezone land at 10 Scott Street, Warrnambool, from Public Use Zone (PUZ6 – Local Government) to Industrial 1 Zone. The Amendment was also accompanied by an application for a planning permit (Planning Permit Application No. PP2014-0106) for the use and development of land for a milk processing facility and reduction of standard car parking requirements.

The Amendment C94 lapsed on 28 August 2016.

RACHAEL JOINER  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

**Planning and Environment Act 1987**  
WARRNAMBOOL PLANNING SCHEME  
Notice of Lapsing of Amendment  
Amendment C96

Pursuant to section 30(1)(a) of the **Planning and Environment Act 1987**, Amendment C96 to the Warrnambool Planning Scheme has lapsed.

Amendment C96 proposed to rezone land at 19 Scott Street, Warrnambool, from Public Use Zone (PUZ6 – Local Government) to Industrial 1 Zone. The Amendment was also accompanied by an application for a planning permit (Planning Permit Application No. PP2014-0107) for the use and development of land for a freezing and cold store facility and reduction of standard car parking requirements on land at 17–19 Scott Street and 26 Strong Street, Warrnambool.

Amendment C96 lapsed on 28 August 2016.

RACHAEL JOINER  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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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 Bookshop, 85 Buckhurst Street, South Melbourne, on the date specified:

114. *Statutory Rule:* Building  
Amendment  
(Specific Use  
Bushfire Protected  
Buildings and  
Other Matters)  
Regulations 2016
- Authorising Act:* Building Act 1993
- Date first obtainable:* 13 September 2016
- Code A*
115. *Statutory Rule:* Magistrates' Court  
Criminal Procedure  
Amendment  
(Audio Visual  
Appearance)  
Rules 2016
- Authorising Act:* Magistrates' Court  
Act 1989
- Date first obtainable:* 13 September 2016
- Code A*
-

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