



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 24 Thursday 15 June 2017**

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**GENERAL**

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The last Special Gazette was No. 198 dated 14 June 2017.

The last Periodical Gazette was No. 1 dated 17 May 2017

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  - or contact our office on 8523 4601 between 8.30 am and 5.30 pm Monday to Friday
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**PRIVATE ADVERTISEMENTS**

Re: IGNACY MAREK, late of 36 Docker Street, Elwood, Victoria, retired engineer, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the deceased, who died on 15 November 2016, are required by the executor, Benjamin Gelbart, to send particulars to the executor, care of the lawyers named below, by 15 September 2017, after which date the executor will distribute the assets, having regard only to the claims of which he has notice.

ALAN WAINWRIGHT J. OKNO & CO.,  
lawyers,  
3/170 Queen Street, Melbourne 3000.

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CHARLIE CAUCHI, also known as Carmelo Cauchi, late of 23 Boothby Street, Northcote 3070, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 January 2017, are required by the executors, Frank Cauchi and Theresa Di Giacomo, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said State, to send particulars to them by 14 August 2017, after which date the executors may convey or distribute the assets, having regards only to claims to which they have notice.

Dated 5 June 2017

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

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VASA DAMEVSKI, late of 17 Natika Court, Bundoora 3083, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 25 October 2016, are required by the executors, Ilija Damevski and Dimce Damevski and Sam Damevski, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said State, to send particulars to them by 14 August 2017, after which date the executors may convey or distribute the assets, having regards only to claims to which they have notice.

Dated 5 June 2017

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

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VIDA TASKOVSKI, late of 232 Main Street, Thomastown 3074, in the State of Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 August 2016, are required by the executor, Robert Taskovski, care of Arthur J. Dines & Co., solicitors, 2 Enterprise Drive, Bundoora, in the said State, to send particulars to him by 14 August 2017, after which date the executor may convey or distribute the assets, having regards only to claims to which he has had notice.

Dated 5 June 2017

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

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Re: ANTHONY THORNTON WARD, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of ANTHONY THORNTON WARD, late of 12 Chiswick Court, Hampton Park, Victoria, who died between 12 and 13 August 2016, are to send particulars of their claims to the personal representative/s, care of the undermentioned solicitors, by 16 August 2017, after which date the personal representative/s may convey or distribute the assets, having regard only to the claims of which they then have notice.

BRUCE M. COOK & ASSOCIATES, solicitors,  
Level 18, 114 William Street, Melbourne 3000.

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Re: LOGAN SAMINATHAN, late of 4/67 Cranbourne–Frankston Road, Langwarrin, Victoria, IT consultant, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the abovementioned deceased, who died on 10 June 2016, are required by the administrator, Debra Anne Davis, to send particulars of such claims to her, care of the undermentioned solicitors, by 16 August 2017, after which date the administrator may convey or distribute the assets, having regard only to the claims of which she then has notice.

DAVIS LAWYERS,  
Level 15, 200 Queen Street, Melbourne,  
Victoria 3000.

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

Notice to Claimants

JUNE DAISY McCLUSKEY, late of George Vowell Nursing Home, corner Nepean Highway and Cobb Road, Mount Eliza, Victoria, teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 December 2016, are required by the executors, Stephen Alexander Smith and Lyle Fagan Meaney, to send particulars of such claims to the executors, care of the undermentioned solicitors, within 60 days from the publication hereof, after which date the executors may convey or distribute the assets, having regard only to the claims of which the executors have notice.

DIXON ADVISORY LAW,  
 Level 2, 250 Victoria Parade, East Melbourne,  
 Victoria 3002.  
[law@dixon.com.au](mailto:law@dixon.com.au), Telephone: 1300 883 158.

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ELIZABETH MARY MOORE, late of 5 Rollington Drive, Ringwood, Victoria 3134, bookkeeper, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 January 2017, are required by the trustees, Equity Trustees Wealth Services Limited, ACN 006 132 332, and Timothy Colledge, care of the address below, to send particulars to the trustees by 30 August 2017, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

EQUITY TRUSTEES WEALTH  
 SERVICES LIMITED,  
 18 View Street, Bendigo, Victoria 3550.

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SUSAN CROWE SEAGER, late of Strath-Haven, 131–149 Condon Street, Bendigo, Victoria 3550, formerly of 3 School Street, California Gully, Victoria 3556, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 April 2017, are required by the trustee, Equity Trustees Wealth Services

Limited, ACN 006 132 332, of the address below, to send particulars to the trustee by 30 August 2017, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

EQUITY TRUSTEES WEALTH  
 SERVICES LIMITED,  
 18 View Street, Bendigo, Victoria 3550.

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PATRICIA JUNE DAVEY, late of The Menzies Apartment 417, 1286 High Street, Malvern, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 February 2017, are required by the trustees, Timothy James Davey and Phillipa Davey, to send particulars to the trustee by 8 August 2017, care of the undermentioned solicitors, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

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

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BERNADETTE ELSIE RICHARDSON, late of 7 Parker Street, Preston, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 September 2016, are required by the trustee, Elizabeth Margaret McCrae, to send particulars to the trustee by 8 August 2017, care of the undermentioned solicitors, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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CORINA MARIA SPADA, late of Unit 2, 285 Brunswick Road, Brunswick, Victoria, administrative officer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 4 November 2016, are required by the trustee, Paula Frances Westh (in the Will called Paula Frances Chan), to send particulars

to the trustee by 8 August 2017, care of the undermentioned solicitors, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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

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Re: REBECCA KENNY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 October 2016, are required by the personal representatives, Brian Thomas Kenny and Robert James Kenny, to send particulars to the personal representatives, care of its below lawyers, by 14 August 2017, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which it has notice.

HALL & WILCOX LAWYERS,  
Level 11, Rialto South Tower, 525 Collins Street,  
Melbourne 3000.

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Re: Estate of MERLE McARDELL.

Creditors, next-of-kin and others having claims against the estate of MERLE McARDELL, late of Waverley Valley Aged Care, 29–33 Chesterville Road, Glen Waverley, Victoria, telephonist, deceased, who died on 12 February 2017, are requested to send particulars of their claims to the executor, care of the undermentioned lawyers, by 16 August 2017, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

HICKS OAKLEY CHESSELL WILLIAMS,  
lawyers,  
The Central 1, Level 2, Suite 17, 1 Ricketts Road,  
Mount Waverley, Victoria 3149.

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Re: MAUREEN ELSIE HIMBURY, late of 17 Blackwood Drive, Wheelers Hill, in Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 April 2017, are required by Julie Belinda Ruth Himbury, the executor of the Will of the deceased, to send particulars of their claims to the executor, care of the undermentioned

solicitors, within 60 days from the publication hereof, after which date the executor will convey or distribute the assets, having regard only to the claims of which she then has notice.

KINGS LEGAL SERVICES,  
22 View Mount Road, Glen Waverley 3150.

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Re: JOAN EVELYN JAMES, late of 295 Maroondah Highway, Croydon, in Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 December 2016, are required by Denise Barbara Bell and Stephen Ronald James, the executors of the Will of the deceased, to send particulars of their claims to the executors, care of the undermentioned solicitors, within 60 days from the publication hereof, after which date the executors will convey or distribute the assets, having regard only to the claims of which they then have notice.

KINGS LEGAL SERVICES,  
22 View Mount Road, Glen Waverley 3150.

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JOHN HENRY PATON, late of 25 Ross Street, Port Melbourne, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 March 2017, are required by the executor to send particulars of their claims to the undermentioned lawyers by 14 August 2017, after which date the executor may convey or distribute the estate, having regard only to the claims of which he has notice.

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

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BERNICE MARY MEYER, late of Unit 21, Mornington Retirement Village, 150 Mornington–Tyabb Road, Mornington, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 September 2015, are required to send particulars of their claims to the trustee, care of the undermentioned solicitors, by 13 September 2017, after which date the trustee or personal representative or applicant for grant

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

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

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Re: Estate of ELEANOR JUNE DUNNER, late of Victoria Grange Aged Care Facility, 502 Burwood Highway, Vermont South, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 March 2017, are required by the trustee, Anthony John Mahon, to send particulars to the trustee, care of the undermentioned solicitors, by 15 August 2017, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

MAHONS with Yuncken & Yuncken, solicitors,  
177 Surrey Road, Blackburn, Victoria 3130.  
Ref. No. CD:2170680.

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Re: HAZEL RUBY EVANS, late of 42 Old Warrandyte Road, Donvale, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 December 2016, are required by the trustee, Sally Jager, to send particulars to the trustee, care of the undermentioned solicitors, by 15 August 2017, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

MAHONS with Yuncken & Yuncken, solicitors,  
101/177 Surrey Road, Blackburn 3130.  
CD:2162457

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DANIELA PISANI, late of 20 Dickens Street, Moonee Ponds, Victoria, sales, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 7 December 2016, are required by the substituted executors, Paul Pisani and Anita Grazia Crockford (formerly Anita Grazia Pisani), the instituted executor, Carlo Pisani, having predeceased the deceased, to send

particulars to the substituted executors, care of Marsh & Maher of 2/100 Wellington Parade, East Melbourne, Victoria 3002, by 17 August 2017, after which date the substituted executors intend to convey or distribute the assets of the estate, having regard only to the claims of which the substituted executors may have notice.

MARSH & MAHER, solicitors,  
2/100 Wellington Parade, East Melbourne,  
Victoria 3002.

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BETTY IRENE COSGROVE, late of Central Park Aged Care, 101 Punt Road, Windsor, Victoria, retired stenographer/personal assistant, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 July 2016, are required by Perpetual Trustee Company Limited, ACN 000 001 007, of 35/525 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 17 August 2017, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

PERPETUAL LEGAL SERVICES PTY LTD,  
35/525 Collins Street, Melbourne, Victoria 3000.

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JOY ELVINA SULLIVAN, late of 1 Sherman Drive, Bayswater North, Victoria, retired window dresser, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 October 2016, are required by Perpetual Trustee Company Limited, ACN 000 001 007, of 35/525 Collins Street, Melbourne, Victoria, the executor, to send particulars to it by 17 August 2017, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

PERPETUAL LEGAL SERVICES PTY LTD,  
35/525 Collins Street, Melbourne, Victoria 3000.

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Creditors, next-of-kin and others having claims in respect to the estate of LYNETTE MARGARET WALL, late of Eva Tilley Home, 1100 Burke Road, Kew East, Victoria, deceased, who died on 23 March 2017, are required to send particulars of such claims to the executor, care of the undermentioned solicitors, by 22 August 2017, after which date the executor will convey

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

PIETRZAK SOLICITORS,  
832 High Street, Kew East, Victoria 3102.

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Creditors, next-of-kin and others having claims against the estate of MARGUERITE ANNE ISAACSON, late of 1 Highgate Hill, Toorak, Victoria, married woman, who died on 28 September 2016, are required by the executors, Anne Louisa Gillam and Patricia Mary Polites, to send detailed particulars of their claim to the said executors, care of the undermentioned solicitors, by 31 August 2017, after which date the executors may convey or distribute the estate, having regard only to the claims of which they then have notice.

POLITES & CARROLL, lawyers,  
Level 1, 459 Toorak Road, Toorak 3142.

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Re: JAMES ALEXANDER DELACY,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 December 2016, are required by the trustees, Josephine Carmen Lowrie and Pauline Joan Brown, care of 16–18 Bank Street, Cobram, Victoria, to send particulars of their claims to the trustees by 14 August 2017, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

TAYLOR & WHITTY, solicitors,  
16–18 Bank Street, Cobram 3644.

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Re: IRENA COPLEY, late of Unit 1,  
5 Dunoon Street, Murrumbeena, Victoria 3163,  
retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 May 2017, are required by the executor, Victoria Karina Atkinson, to send particulars to her, care of the undermentioned solicitors, by 17 August 2017, 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.

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NORMAN MOTT, late of Mayflower  
Brighton, 7 Centre Road, Brighton, Victoria,  
retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 November 2016, are required by the executor, Verna Ann Cook, to send particulars of such claims to her, at her below address, by 21 August 2017, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

VERNA ANN COOK, solicitor,  
30 Sussex Street, Brighton, Victoria 3186.

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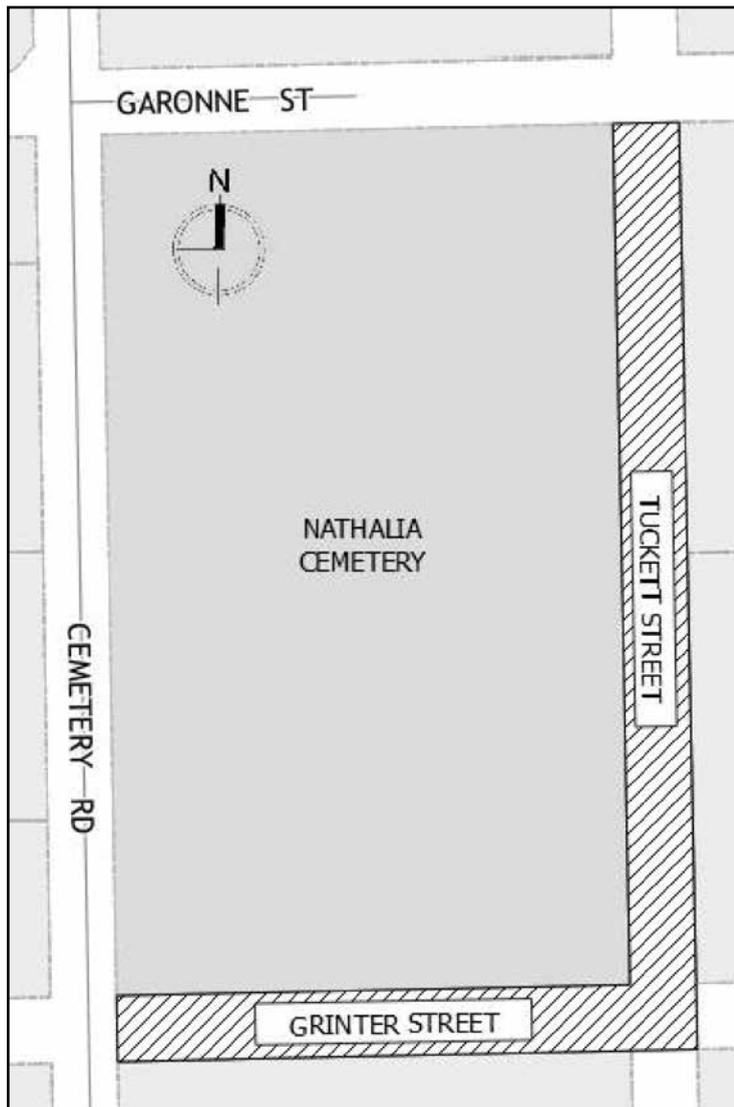
**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**

MOIRA SHIRE COUNCIL

Road Discontinuance

Pursuant to section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Moira Shire Council, at its ordinary meeting held on 24 May 2017, resolved to discontinue those parts of Grinter Street and Tuckett Street, Nathalia, shown hatched on the diagram below.

The Council intends to transfer the land to the Crown.



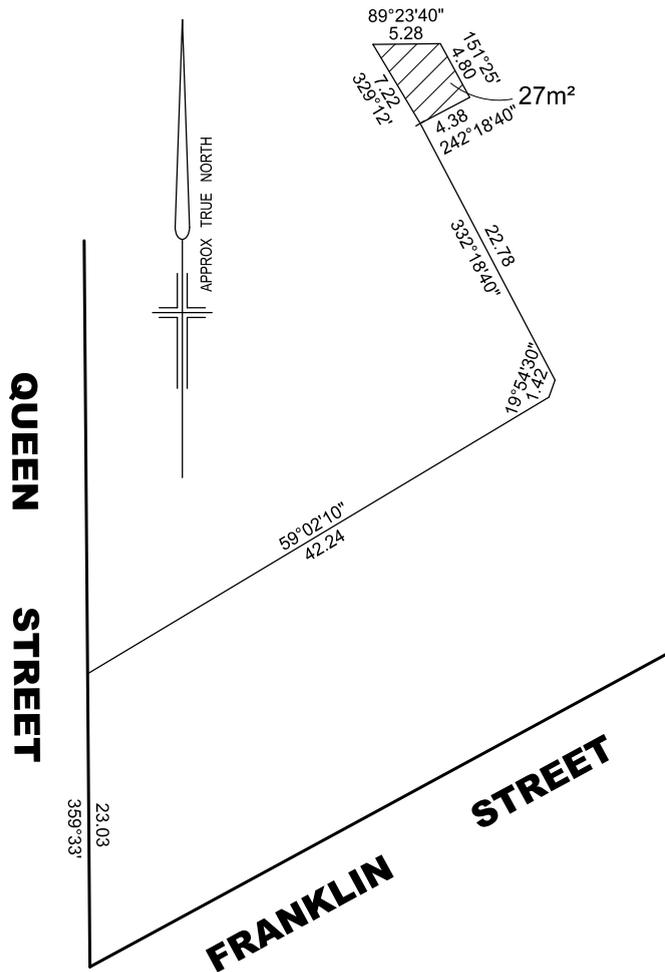
MARK HENDERSON  
Chief Executive Officer

MELBOURNE CITY COUNCIL

Road Discontinuance

Pursuant to section 206(1) and Clause 3 of Schedule 10 of the **Local Government Act 1989**, the Melbourne City Council (Council) declares the portion of road, shown hatched on the plan hereunder, discontinued.

The southern 3.5 metres of the affected land will be dedicated as a road on a plan of subdivision and the balance of the affected land consolidated with the abutting land owned by the Council.



## MELBOURNE CITY COUNCIL

**Road Management Act 2004**Completion of Review of  
Road Management Plan

In accordance with section 54(5) of the **Road Management Act 2004**, the Melbourne City Council ('Road Authority') gives notice that it has completed its review of its Road Management Plan. As a result of that review, the Council has decided it will not amend its Road Management Plan.

A copy of the written report summarising the findings and conclusions of the review may be inspected at, or obtained from, the Road Authority's Municipal Offices on Level 4, 200 Little Collins Street, Melbourne, or accessed online by viewing the Road Authority's website, [www.melbourne.vic.gov.au](http://www.melbourne.vic.gov.au), and following the links.



## ROAD MANAGEMENT PLAN REVIEW

Latrobe City Council is reviewing its Road Management Plan in accordance with section 302 of the Road Management Act (General) Regulations 2005.

The purpose of the review is to look at current minimum maintenance service levels including the inspection, maintenance and repair of roads, footpaths and bridges, with Latrobe City Council's resources and community expectations in mind.

Draft copies of the Road Management Plan are available for viewing, during office hours, at any of Latrobe City Council's service centres until 5 pm Friday 14 July 2017. The Road Management Plan draft is also available on Latrobe City Council's website at [www.latrobe.vic.gov.au](http://www.latrobe.vic.gov.au)

Latrobe City Council invites public comment concerning the Road Management Plan. Written submissions addressed to Mr Gary van Driel, Chief Executive Officer, Latrobe City Council, PO Box 264, Morwell 3840, should be received by 5 pm Friday 14 July 2017 and state if the person or a person acting on their behalf wishes to speak in support of the submission.

Written submissions will be considered by Council in accordance with section 223 of the **Local Government Act 1989** at the Ordinary Council Meeting to be held on Monday 21 August 2017 in the Nambur Wariga Room, Corporate Headquarters, Morwell, starting at 6 pm.

All submissions will be considered public documents unless specified otherwise by the submitter.

For more information please contact Neil Churton, Coordinator Infrastructure Planning, on 5128 5477 or email [neil.churton@latrobe.vic.gov.au](mailto:neil.churton@latrobe.vic.gov.au)

GARY VAN DRIEL  
Chief Executive Officer

**Road Management Act 2004**NOTICE OF AMENDMENT TO THE  
ROAD MANAGEMENT PLAN

Notice is hereby given that pursuant to section 55 of the **Road Management Act 2004**, the Rural City of Wangaratta has adopted amendments to its Road Management Plan.

The amendments were adopted and incorporated into the Road Management Plan on Tuesday 16 May 2017 following the prescribed advertising period.

The Road Management Plan can be accessed online by viewing Council's website, [www.wangaratta.vic.gov.au](http://www.wangaratta.vic.gov.au), and following the relevant links.

BRENDAN McGRATH  
Chief Executive Officer

## MOORABOOL SHIRE COUNCIL

Adoption of  
Amended Road Management Plan

In accordance with the **Road Management Act 2004** (Act), notice is hereby given that Moorabool Shire Council has undertaken a review of its Road Management Plan (RMP) and has adopted amendments. The amendments were incorporated into the RMP (June 2017) and adopted by Council on Wednesday 7 June 2017.

The RMP details the standards in relation to, and the priorities to be given to, the inspection, maintenance and repairs of roads, road-related infrastructure and pathways to which the RMP applies.

A copy of the amended RMP may be inspected at Moorabool Shire Council offices at Ballan and Bacchus Marsh or via Council's website, [www.moorabool.vic.gov.au](http://www.moorabool.vic.gov.au)

Enquiries about the RMP should be directed to the Manager Asset Management on 03 5366 7100.

ROB CROXFORD  
Chief Executive Officer

#### SWAN HILL RURAL CITY COUNCIL

Authorisation of Police Officers  
Under Section 224A of the  
**Local Government Act 1989**

Pursuant to section 224A of the **Local Government Act 1989**, Swan Hill Rural City Council gives notice that any police officer may enforce Clause 41(1) of its Community Local Law No. 2 2017, relating to the use, possession and consumption of alcohol.

JOHN McLINDEN  
Chief Executive Officer



City of  
**KINGSTON**

#### **Planning and Environment Act 1987**

#### **KINGSTON PLANNING SCHEME**

Notice of the Preparation of an Amendment  
Amendment C153

The Kingston City Council has prepared Amendment C153 to the Kingston Planning Scheme.

The land affected by the Amendment is the whole municipality.

The Amendment proposes to:

- Introduce a Schedule to Clause 52.01 Public Open Space Contributions and Subdivision of the Kingston Planning Scheme to specify the following public open space contribution rates:

- 8% for all land within the Mordialloc and Highett Activity Centres as defined in Clause 22.14 and Clause 22.17 of the Local Planning Policy Framework of the Kingston Planning Scheme;

- 8% for all land within the Moorabbin, Cheltenham and Mentone Activity Centres as defined by the Activity Centre Zone;

- at least 8% for Strategic Redevelopment Sites where there is a rezoning of non-residential land for intensive residential development and the rezoning would create a new community within the redevelopment site (nominally 200 dwellings or more);

- 5% for all other land within the municipality.

The contribution would be either a percentage of the site value, a land contribution or a combination of both.

- Amend Clause 21.11 Open Space of the Local Planning Policy Framework to implement the objectives and directions of Kingston's 2012 Open Space Strategy.
- Implement a local policy at Clause 22.19 of the Local Planning Policy Framework to provide guidance as to where land contributions should be sought and the criteria they should meet.

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, Kingston City Council, Level 1, 1230 Nepean Highway, Cheltenham; during opening hours, at Council's Customer Service Centre, 1 Chelsea Road, Chelsea; online at [www.kingston.vic.gov.au/Property-and-Development/Planning-Scheme-Amendments/Current-Amendments](http://www.kingston.vic.gov.au/Property-and-Development/Planning-Scheme-Amendments/Current-Amendments); 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 COB Monday 17 July 2017. A submission must be sent to the Kingston City Council, Strategic Planning, PO Box 1000, Mentone 3194, or [strategicplanning@kingston.vic.gov.au](mailto:strategicplanning@kingston.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.

PAUL MARSDEN  
Manager, City Strategy

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 August 2017, 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.

BURGESS, John Herbert, late of 130 Rathcoun Road, Reservoir, Victoria 3073, deceased, who died on 22 January 2017.

DE BON, Edward Joseph, late of Bellarine Private Nursing Home, 1–7 Ferguson Road, Leopold, Victoria 3224, deceased, who died on 19 August 2003. Grant of Probate dated 6 June 2017.

HOLLINGSWORTH, Drew Raymond, late of Unit 1, 292 Maroondah Highway, Croydon, Victoria 3136, deceased, who died on 8 February 2017.

PATTIE, Robert Keith, late of Westgate Private Nursing Home, 4–10 William Street, Newport, Victoria 3015, pensioner, deceased, who died on 3 March 2016.

PINGEL, Minnie, late of Unit 19, 638 Lygon Street, Carlton North, Victoria 3054, deceased, who died on 14 April 2017.

STORY, Graham Kenneth, late of Unit 2, 104 Leigh Street, Mulwala, New South Wales 2647, deceased, who died on 1 May 2017.

TSIVITZIS, Omiros, late of Room 2, 116 Fitzroy Street, Fitzroy, Victoria 3065, deceased, who died on 18 April 2017.

Dated 7 June 2017

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 August 2017, 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.

BROOKS, Marie, late of Mornington House, 79 Bentons Road, Mornington, Victoria 3931, deceased, who died on 15 December 2016.

FORD, Nathan Williams, late of Unit 4, 14–16 Pioneer Road, Grovedale, Victoria 3216, deceased, who died on 4 April 2017.

Dated 9 June 2017

#### Adoption Act 1984

Under the functions and powers assigned to me by the Secretary of the Department of Health and Human Services under section 17(5) of the **Children, Youth and Families Act 2005** in relation to section 5 of the **Adoption Act 1984**:

I, Jan Snell, approve the appointment of the following person as Relinquishment Counsellor for the purposes of the **Adoption Act 1984**:

Ms Wendy Kofoed  
Anglicare Victoria  
175 Hargreaves Street, Bendigo, Victoria

Dated 25 May 2017

JAN SNELL  
Deputy Secretary  
North Division

#### Associations Incorporation Reform Act 2012

##### SECTION 135

On 16 May 2017 I issued a notice under section 135(2) of the **Associations Incorporations Reform Act 2012** (the Act) to the incorporated associations listed below, requesting them to show cause as to why their incorporation should not be cancelled.

I am now satisfied that the incorporation of the below listed incorporated associations should be and are hereby cancelled in accordance with section 135(3) of the Act.

Afghan Lifeline Organization (N.G.O.) Inc.; African Migrants Community Initiative Inc.; Ararat Roller Skating Club Inc.; Australia Zhanjiang Association Inc.; Australian Romanian Chamber Of Commerce, Trade & Industry Inc.; Australian Song Qin Lin Foundation Inc.; Ballarat Darts Federation Inc.; Beijing Spring Victoria (Australia) Inc.; Bellaire Netball Team Inc.; Benalla Supported Accommodation Service Inc.; Black Wallaby Lodge Foundation Inc.; Breakwater Residents Action Group (Brag) Inc.; Cook Islands Advisory and Community Support Services Council Inc.; Country Classic's Softball Club Inc.; Epsom Canine Club Inc.; Ferny Creek Mechanics Inc.; Heyfield Timber Festival Inc.; Ilocano Filipino Australian Association of Victoria Inc.; Indian Cultural Society of Victoria Inc.; Isik College Parents Association (East Meadows Campus) Inc.; Lao Classical Dance Inc.; Lawton Park Grounds Management Committee Inc.; Link Theatre Australia Inc.; M.K.S.D. Zdruzenskopski Sela Od Macedonia Inc. (United Villages of Skopje – Macedonia); Miller on Gilbert Traders Association Inc.; Mt Dandenong Village Festival & Market Committee Inc.; Noorat and District Playgroup Inc.; Real Fantasy Theatre Inc.; Redesdale Hotel Social Club Inc.; Sale Table Tennis Association Inc.; Seeds of Hope Pentecostal Church Inc.; SHEED (Somalia Health, Education, and Economic Development) Inc.; Skateistan Inc.; Springvale Ballroom Dancing Club Inc.; St. Albans Action Group Inc.; St. Johns Mitcham Football Club Inc.; Swimming Victoria District Three Inc.; Team Toro Bravo Conquest Racing Inc.; Terang and District Residents and Ratepayers Association Inc.; The City and Overseas Club of Melbourne Inc.; The Far North Queensland Sportsmans Association Inc.; The Gisborne Boys Gym Club Inc.; Victorian Rafting Association Inc.; Victorious Paintball Association Inc.; Volartile Contemporary Gallery & Studio's Inc.; Warracknabeal District Cricketassociation Inc.; Werribee Ladies Squash Association Inc.; Western Experience Inc.;

Westernport & District Motorcycle Club Inc.; Women in Theatre Inc.; Yarra Valley Music Council Inc.; Youth Extension Services Inc.

Dated 15 June 2017

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

### **Associations Incorporation Reform Act 2012**

#### SECTION 138

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

Aids Memorial Candlelight Vigil 7 Quilt Project Melbourne Inc.; Australian Turkish Childcare Assoc. Inc.; Bendigo Police Cycling Club Inc.; Carlton Connected Community Incorporated; Civil Contractors Federation (Vic.) Incorporated; Clunes and District Preschool Inc.; Relearning Industry Association of Victoria Inc.; Ex Libras Port Fairy Book Fair Inc.; Gallipoli and Beyond 2015 Inc.; Gisborne & District Senior Citizens Homes Inc.; Global Children's Hope Inc.; Government Employees of Kerala in Australia Inc.; Harvest International Outreach Centre Inc.; Home Garth Community Kindergarten Inc.; Hope City Music Inc.; Melbourne University Women's Football Club Inc.; Mentone PS Staff Assoc Incorporated; Miracle Christian Center Inc.; Port Fairy Rowing Club Inc.; Probus Club of Belmont Inc.; Pyalong Community Centre Inc.; River of Hope Inc.; Rose and Bean Productions Inc.; Rutherglen & District Artists' Society Inc.; Silent Film Making Incorporated; Soroptimist International of Bendigo Inc.; SSS Equestrian Vaulting Development Squad Inc.; Technion Society of Australia (Victoria) Inc.; Welcome Church Inc.

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

Dated 15 June 2017

DAVID JOYNER  
Deputy Registrar of  
Incorporated Associations  
GPO Box 4567  
Melbourne, Victoria 3001

**Cemeteries and Crematoria Act 2003**

## SECTION 41(1)

Notice of Approval of Cemetery Trust  
Fees and Charges

I, Bryan Crampton, as Delegate of the Secretary to the Department of Health and Human Services for the purposes of section 40(2) of the **Cemeteries and Crematoria Act 2003**, give notice that I have approved the scale of fees and charges fixed by the following cemetery trusts.

The approved scale of fees and charges will take effect from the date of publication of this notice in the Victoria Government Gazette and will be published on the internet.

The fees will be published on the internet at <http://www.health.vic.gov.au/cemeteries>

The Eldorado Cemetery Trust

The St Arnaud Cemetery Trust

The Pleasant Creek Cemetery Trust

Dated 7 June 2017

BRYAN CRAMPTON  
Manager

Cemeteries And Crematoria Regulation Unit

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**Cemeteries and Crematoria Act 2003**

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Fees and Charges

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The approved scale of fees and charges will take effect from the date of publication of this notice in the Victoria Government Gazette.

The fees will be published on the internet at <http://www.health.vic.gov.au/cemeteries> and

will also be published on the cemetery trust website at <http://www.gmct.com.au>

Greater Metropolitan Cemeteries Trust:  
Templestowe (Williamson Avenue)

Dated 13 June 2017

BRYAN CRAMPTON  
Manager

Cemeteries and Crematoria Regulation Unit

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**Cemeteries and Crematoria Act 2003**

## SECTION 41(1)

Notice of Approval of Cemetery Trust  
Fees and Charges

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

The approved scale of fees and charges will take effect from the date of publication of this notice in the Victoria Government Gazette.

The fees will be published on the internet at <http://www.health.vic.gov.au/cemeteries> and will also be published on the cemetery trust website at <http://www.gmct.com.au>

Greater Metropolitan Cemeteries Trust:  
Northern Memorial Park (Red River Gum)

Dated 13 June 2017

BRYAN CRAMPTON  
Manager

Cemeteries and Crematoria Regulation Unit

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**Electoral Act 2002**APPLICATION FOR REGISTRATION OF  
A POLITICAL PARTY

In accordance with section 49 of the **Electoral Act 2002**, I hereby give notice of the following application for registration of a political party.

Name of party: Australian Conservatives (Vic.).

Abbreviation of party name: Conservatives.

Name of proposed registered officer: Cory Bernardi.

Address of proposed registered officer: 28 King William Street, Kent Town, South Australia 5067.  
The application is signed by the Chairman of the party.

Any person who believes that the party should not be registered because:

- it is not an eligible political party under the provisions of Part 4 of the Act;
- the application is not properly completed as required under section 45 of the Act; or
- the party's name is not allowable under section 47 of the Act,

may object by writing to the Victorian Electoral Commission, Level 11, 530 Collins Street, Melbourne, Victoria 3000, by 17 July 2017.

Details of any objections will be made available to the applicant.

Enquiries to: Paul Thornton-Smith on telephone (03) 8620 1187.

Dated 9 June 2017

WARWICK GATELY AM  
Victorian Electoral Commission

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### Essential Services Commission Act 2001

#### NOTICE OF VARIATION TO PRICE DETERMINATION

The Essential Services Commission (Commission) has varied the 2016 Determination for Goulburn Murray Water (Determination). The variation has been made under clause 4(c) of the Determination to correct an unintended consequence of the Determination.

The Determination had the unintended consequence of not fully reflecting the annual percentage increases for some price paths approved in the Commission's final decision.

The Commission's draft and final decision papers noted our intent to approve Goulburn Murray Water's proposed reforms to these tariffs, which were subject to consultation during our review. However, this was not reflected in the Determination.

The effect of the variation is to allow Goulburn Murray Water to implement its tariff strategy in a manner consistent with our draft and final decisions. The variation is in the interests of customers as it will allow for greater cost reflectivity in the tariffs charged by Goulburn Murray Water.

The variation to the Determination is available at [www.esc.vic.gov.au](http://www.esc.vic.gov.au) and takes effect from the date noted below.

Dated 7 June 2017

DR RON BEN-DAVID  
Chairperson

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### Fisheries Act 1995

#### FISHERIES NOTICE 2017

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

Dated 25 May 2017

TRAVIS DOWLING  
Executive Director Fisheries

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#### FISHERIES (ROCK LOBSTER TAGGING) NOTICE 2017

**1. Title**

This Notice may be cited as the Fisheries (Rock Lobster Tagging) Notice 2017.

**2. Objectives**

The objectives of this Notice are –

- (a) to specify measures for the protection of rock lobster through the introduction of a trial tagging system to quantify the recreational take of rock lobster; and

- (b) to fix and enforce catch limits for rock lobsters that are possessed by a fisher without the use of rock lobster tags.

### 3. Authorising provision

This Notice is made under section 152 of the Act.

### 4. Commencement

This Notice comes into operation on 1 July 2017.

### 5. Application

This notice does not apply to –

- (a) a person acting under a Rock Lobster Fishery Access Licence; or
- (b) an authorised officer or employee of the Victoria Fisheries Authority (VFA) in the execution of that person's power, function or duty under the Act.

### 6. Definitions

- (1) In this Fisheries Notice –

‘CEO’ means the Chief Executive Officer of the VFA;

‘tag season’ means a period commencing on 1 July 2017 and ending at midnight on the following 15 November (inclusive of closed season 15 September to 15 November);

‘location’ in relation to tag use means the eastern or western waters of the State, divided at Apollo Bay (longitude: 143°40'E);

‘registered user’ means a person who has applied to use rock lobster tags in a manner approved by the Executive Director Fisheries or the CEO of the VFA and who has a valid VicRLTag account;

‘rock lobster tag’ means a tag issued by the Victorian Government for attaching to rock lobster taken for non-commercial purposes;

‘tag number’ means the unique identification number stamped on or otherwise affixed to a rock lobster tag by the Victorian Government;

‘transfer’ means the reallocation of one or more unused tags from one person to another;

‘unused rock lobster tag’ means a tag that has not been attached to a rock lobster, and is not broken or otherwise damaged;

‘use a tag’ means attach the tag to the base of the antenna of a rock lobster in such a manner that the tag cannot be removed without being broken.

### 7. Issue and expiry of rock lobster tags

- (1) The Victorian Government may issue one or more rock lobster tags to a person if –
  - (a) the person applies for tags in a form approved by the Executive Director Fisheries or the CEO; and
  - (b) the total number of unused tags in the person's possession at any one time does not exceed 20; and
  - (c) the person has provided a report in accordance with clause 9(1) in relation to all tags previously issued to that person.
- (2) Rock lobster tags remain the property of the VFA.
- (3) Rock lobster tags for the tag season will expire at the end of that season.

### 8. Transitional provision

A person who has been issued with a rock lobster tag by the Executive Director Fisheries before the commencement of this fisheries notice is taken to have been issued with that tag in accordance with clause 7 of this fisheries notice.

**9. Reporting requirements**

- (1) For each rock lobster tag issued to a person, the person must report the following information to the VFA in the manner required by the CEO –
  - (a) the tag number;
  - (b) whether the tag was used, lost or not used; and
  - (c) the location at which the tag was used;
  - (d) the date the tag was used; and
  - (e) the carapace length of the lobster to which the tag was attached.
- (2) A report under sub-clause (1) must be made no later than midnight on 15 November to enable a person to be eligible to receive tags for the next tag season.  
Penalty: 20 penalty units.

**10. Use of approved rock lobster tags**

- (1) A person must not take or attempt to take rock lobster unless –
  - (a) the person possesses at least one unused rock lobster tag issued to that person for the current tag season; or
  - (b) the person is under the age of 18 years and is directly supervised by a person to whom paragraph (a) applies.  
Penalty: 20 penalty units.
- (2) A person who takes rock lobster must apply a rock lobster tag securely to the base of the antenna of the rock lobster –
  - (a) if the rock lobster is caught by any means from a boat, within 5 minutes after being brought to the boat or before the rock lobster is landed, whichever is sooner; or
  - (b) subject to sub-clause (3), if the rock lobster is caught by any means other than from a boat –
    - (i) within 5 minutes after being taken; or
    - (ii) before the rock lobster is put into any basket, bag or receptacle; or
    - (iii) before the rock lobster enters any premises or vehicle; or
    - (iv) within 50 metres of the place where the rock lobster is landed – whichever is sooner.  
Penalty: 20 penalty units.
- (3) Sub-clause (2)(b)(i) and or (ii) does not apply if the rock lobster is taken by a person engaged in underwater dive fishing until the rock lobster is landed.
- (4) A person must not remove a rock lobster from the point of landing unless a rock lobster tag is attached to the rock lobster.  
Penalty: 20 penalty units.
- (5) A person must not attach a rock lobster tag to a rock lobster unless the tag was issued by the Victorian Government for use in the tag season in which the rock lobster is taken.  
Penalty: 20 penalty units.
- (6) A rock lobster tag must be attached in such a manner that it cannot be removed without being broken.  
Penalty: 20 penalty units.
- (7) A person must not possess a rock lobster that does not have a tag attached unless –
  - (a) the tag has been removed for the purposes of consuming the rock lobster and the removed rock lobster tag is in the person's possession; or
  - (b) the rock lobster is accompanied by a rock lobster receipt or an original rock lobster catch disposal record issued in respect of that rock lobster.  
Penalty: 20 penalty units.

- (8) A person must not sell, alter, deface, mutilate or reuse a rock lobster tag.  
Penalty: 20 penalty units.
- (9) A person must not use or possess an unused rock lobster tag issued to another person unless the person –
- (a) is under the age of 18 years and is directly supervised by the person to whom the tag has been issued.  
Penalty: 20 penalty units.

**11. Transferring unused tags to another user**

A person must not transfer a rock lobster tag to another person unless –

- (a) the tag is unused; and
- (i) the other person is a registered user; and
- (ii) the other person possesses fewer than 20 unused tags; and
- (b) A person must transfer the tag in a manner approved by the Executive Director Fisheries or the CEO prior to the commencement of any fishing activity;
- (c) A person who accepts an unused rock lobster tag in accordance with this clause must accept responsibility for reporting that tag.

Penalty: 20 penalty units.

**12. Tags not to be re-used**

- (1) A person must not use a rock lobster tag that has previously been attached to a rock lobster or that is broken.  
Penalty: 20 penalty units.
- (2) This clause does not prevent a person from re-attaching a tag to a rock lobster if the tag has fallen off the rock lobster.

**13. Production of tags when required**

An authorised officer may require a person to produce any unused tags in that person's possession for inspection.

**Note:** It is an offence under section 111(2)(i) of the Act to contravene or fail to comply with any lawful requirement of an authorised officer. A penalty of 20 penalty units applies.

**14. Possession limit for rock lobster that does not have a tag attached**

- (1) For the purposes of the Act, the catch limit with respect to the possession of rock lobster anywhere in Victoria that does not have a rock lobster tag attached in accordance with clause 10 is zero.

**Note:** Regulation 324 of the Fisheries Regulations 2009 prescribes other catch limits with respect to rock lobster.

- (2) Sub-clause (1) does not apply to a person –
- (a) who possesses rock lobster in accordance with regulation 324(2) of the Fisheries Regulations 2009; or
- (b) if the rock lobster tag has been removed for the purposes of consuming the rock lobster and the removed rock lobster tag is in the person's possession; or
- (c) the rock lobster is accompanied by a rock lobster receipt or an original rock lobster catch disposal record issued in respect of that rock lobster.

**15. Application to fisheries reserves**

For the purposes of section 152(4) of the Act, this Notice applies to all fisheries reserves.

**16. Revocation**

Unless sooner revoked, this Notice will be revoked 12 months after it came into operation.

**Note:** The trial period will expire on 16 November 2020.

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**Flora and Fauna Guarantee Act 1988**

NOTICE OF FINAL RECOMMENDATIONS OF THE  
SCIENTIFIC ADVISORY COMMITTEE

In accordance with section 15 of the Act, the Scientific Advisory Committee (SAC) has made a final recommendation not to support the nomination of the following item for addition to the Processes List.

Eligibility for listing is outlined in section 11 of the Act and criteria by which the eligibility for listing is determined are outlined in the Flora and Fauna Guarantee Regulations 2011.

**Item not supported for listing**

<b>Item number</b>	<b>Name of Potentially Threatening Process</b>	<b>Criteria satisfied</b>
876	Habitat clearance, toxic waste impacts and change to hydrology/chemistry as a result of iron ore mining processes	None

Item 876 is not eligible for addition to the Processes List as the SAC believes the item does not satisfy any criteria for listing.

**Further information on the final recommendation**

Copies of the recommendation report on the above item can be obtained through the Department of Environment, Land, Water and Planning website ([www.delwp.vic.gov.au](http://www.delwp.vic.gov.au)) or the Customer Service Centre (136 186).

**Housing Act 1983**

LAND THE DIRECTOR OF HOUSING IS DEEMED TO HAVE AN INTEREST IN  
UNDER SECTION 107 OF THE **HOUSING ACT 1983**

Housing Choices Australia Ltd

I, Nick Foa, Director of Housing (the Director), hereby issue the following declaration pursuant to section 107 of the **Housing Act 1983** (the Act).

The Director and Housing Choices Australia Ltd have agreed in writing that the following land, of which Housing Choices Australia Ltd is registered as proprietor, is land to which section 107 of the Act should apply and is therefore land in which the Director is deemed to have an interest under section 107.

<b>Volume</b>	<b>Folio</b>	<b>Address</b>
10362	022	19 Bromham Place, Richmond

Dated 7 June 2017

Signed at Melbourne in the State of Victoria  
NICK FOA  
Director of Housing

**Land Acquisition and Compensation Act 1986**

## FORM 7

S. 21(a)  
Reg. 16

## Notice of Acquisition

## Compulsory Acquisition of Interest in Land

The Roads Corporation (VicRoads) declares that by this notice, it acquires the following interest in the land described as part of Lot 1 on Plan of Subdivision 137614, Parish of Eumemmerring, comprising 187 square metres and being part of the land described in Certificate of Title Volume 9436 Folio 987, shown as Parcel 6 on Survey Plan 23234A.

**Interest Acquired:** That of Hampton Park Syndicate Pty Ltd (ACN 126 057 243) and all other interests.

**Leasehold Interest Acquired:** That of 7-Eleven Stores Pty Ltd (ACN 005 299 427) and all other interests.

Published with the authority of VicRoads.

For and on behalf of VicRoads

Signed JAMES DOBELI

Name James Dobeli

Dated 15 June 2017

**Livestock Disease Control Act 1994**

REVOCATION OF ORDER DECLARING A CONTROL AREA FOR  
NEWCASTLE DISEASE (VIRULENT) AND PROHIBITIONS ON THE  
ENTRY OF CHICKENS INTO VICTORIA; AND REVOCATION OF ORDER  
DECLARING A CONTROL AREA TO PREVENT, CONTROL AND ERADICATE  
MENANGLE VIRUS AND BUNGOWANNAH VIRUS

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

**1 Objective**

The objective of this Order is to revoke 2 control area declarations for the exotic diseases –

- (a) Newcastle disease (*virulent*); and
- (b) Menangle virus infection (porcine paramyxovirus) and porcine myocarditis (Bungowannah virus infection).

**2 Authorising provision**

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

**3 Commencement**

This Order comes into operation on 1 July 2017.

**4 Revocations**

- (1) The Order made under section 29 of the **Livestock Disease Control Act 1994** by the Minister for Agriculture on 7 October 2016 declaring a control area for Newcastle disease (*virulent*) and prohibitions on the entry of chickens into Victoria, published in Government Gazette G 42 on 20 October 2016, is **revoked**.
- (2) The Order made under section 29 of the **Livestock Disease Control Act 1994** by the Minister for Agriculture on 23 March 2017 declaring a control area for Menangle virus infection (porcine paramyxovirus) and porcine myocarditis (Bungowannah virus infection) and published in Government Gazette S 90 on 24 March 2017 is **revoked**.

Dated 6 May 2017

HON. JAALA PULFORD  
Minister for Agriculture

**Pipelines Act 2005**

## SECTION 67

## Minor Alteration to Authorised Route

PIPELINE LICENCE NUMBER	PL101
NAME(S) OF LICENSEE(S)	APA VTS Australia (Operations) Pty Limited
ADDRESS(ES) OF LICENSEE(S)	180 Greens Road Dandenong, Victoria 3175
DESCRIPTION OF EXISTING AUTHORISED ROUTE	<ol style="list-style-type: none"> <li>The pipeline commences at the Keon Park offtake with a 600 mm nominal bore and heads north for 14.1 km to the Wollert Compressor Station. It then continues north for 269.4 km with a 300 mm nominal bore terminating at the Wodonga City Gate. The pipeline also includes a 34.5 km lateral with a 200 mm nominal bore from the Euroa City Gate to the Shepparton City Gate and a 258.8 km looping of the 300 mm Wollert to Wodonga pipeline with a 400 mm nominal bore pipeline between Wollert and Barnawartha.</li> <li>The overall length of the pipeline is approximately 576.8 km.</li> </ol>
ALTERATION	<p>As from today:</p> <ol style="list-style-type: none"> <li>The authorised route of the pipeline is altered to: <ul style="list-style-type: none"> <li>Decommission the Pressure Limiter Facility at Clonbinane.</li> <li>Decommission the 20-metre long diameter branch connection the connects each side of the line valve number 5 and remove it entirely.</li> </ul> </li> <li>The authorised route of the pipeline is delineated by the red and green lines depicted on Drawing Numbers: A6-101-1 Rev X, A6-101-2 Rev T, A6-101-3 Rev T, A6-101-4 Rev M, A6-101-5 Rev M, A6-101-6 Rev S, A6-101-7 Rev N, A6-101-8 Rev N, A6-101-9 Rev N, A6-101-10 Rev M, A6-101-11 Rev Q, A6-101-12 Rev R, A6-101-13 Rev M, A6-101-14 Rev R, A6-101-15 Rev H and A6-101-16 Rev D and replace all existing drawings.</li> </ol>

**CONDITIONS:**

As from today the conditions of Pipeline Licence 101 are revoked and replaced with the following conditions:

- The pipeline shall have the following features:
  - Maximum Allowable Operating Pressure:
    - Line 1 – 2,760 kPa
    - Line 2 – 8,800 kPa (KP 00 to KP 123.6)
    - Line 3 – 7,400 kPa (KP 123.6 to KP 269.4)
    - Line 4 – 7,400 kPa
    - Line 5 – 15,300 kPa

- b. Contents: Gaseous hydrocarbons
- c. Line 1 – Nominal diameter: 600 mm for a length of 14.1 km  
Line 2 and 3 – Nominal diameter: 300 mm for a length of 269.4 km  
Line 4 – Nominal diameter: 200 mm for a length of 34.5 km  
Line 5 – Nominal diameter: 400 mm for a length of 258.8 km
- d. Overall length: 576.8 km.

Dated 6 June 2017

DON HOUGH  
Director, Pipeline Regulation  
Delegate of the Minister for Energy, Environment and Climate Change

### **Plant Biosecurity Act 2010**

#### **ORDER PROHIBITING OR RESTRICTING THE ENTRY OR IMPORTATION INTO VICTORIA OF MATERIALS WHICH ARE HOSTS OF GREEN SNAIL**

I, Gabrielle Vivian-Smith, as delegate of the Minister for Agriculture, being of the reasonable suspicion that the exotic pest green snail exists within Australia but outside Victoria, make the following Order:

**1 Objective**

The objective of this Order is to prohibit, restrict or impose conditions upon the entry or importation into Victoria of materials which are hosts of green snail.

**2 Authorising Provision**

This Order is made under section 36(1) of the **Plant Biosecurity Act 2010** (the Act).

**3 Commencement**

This Order comes into force on the day of making.

**4 Revocation**

The Order made under section 36(1) of the **Plant Biosecurity Act 2010**, prohibiting or restricting the entry or importation of green snail host materials into Victoria, and published in Victoria Government Gazette G24 on 16 June 2016 at pages 1458–1460, is **revoked**.

**5 Definitions**

In this Order –

‘green snail’ means the exotic pest, *Cantareus apertus* (Born).

‘host material’ means any host plant and any package which has contained any host plant.

‘host plant’ means any plant or plant product, including any leafy vegetable, cutting, potted plant, turf, bare rooted plant, mature tree, cut flower, foliage, or hay, but excluding plants in tissue culture.

‘unit’ means an individual package, plant or item which includes individual bags in a tray.

**6 Prohibitions, restrictions and conditions**

The following prohibitions, restrictions and conditions are specified in relation to the entry or importation of host materials.

- (a) The entry or importation into Victoria of any host material is prohibited.
- (b) Sub-clause (1) does not apply if the host material –
  - (i) was grown and packed on, or last used on a property located in a State or Territory, or part of a State or Territory, for which an area freedom certificate, issued by an officer responsible for agriculture in the State or Territory where the host material was grown, is currently in force certifying that the State or

Territory, or part of the State or Territory, is known to be free from green snail;  
or

- (ii) is accompanied by a plant health certificate, assurance certificate or plant health declaration, certifying or declaring that the material has been treated in a manner prescribed in the Schedule to this Order; or
- (iii) in the case of cut flowers, cuttings or bare-rooted plants are consigned to Victoria during the months of December–March; or
- (iv) enters Victoria under and in accordance with a permit issued by an inspector and there is compliance with any conditions or requirements set out in the permit.

#### 7 Verification of consignments

Where requested by an inspector, host material imported into Victoria which is required by clause 6(b)(ii) to be accompanied by a certificate or declaration, must be –

- (a) presented to an inspector for inspection; or
- (b) verified by a person accredited to do so by the Department of Economic Development, Jobs, Transport and Resources.

#### Schedule

Host material must –

- (1) in the case of leafy vegetables, turf, hay, mature trees and potted plants which have been grown or packed on a property within 25 kilometres of an infestation of green snail but more than 2 kilometres from a green snail infested property –
  - (a) be grown or packed on a property which has been baited and inspected and found free of green snail, in accordance with the requirements of the National Protocol for the Movement of Green Snail, (*Cantareus apertus*), Host Material to Other States and Territories of Australia: Quarantine WA (WA Protocol); and
  - (b) if grown in a propagating/potting media which has a soil component, the media must –
    - (i) originate from, and be stored on, properties which have been baited and inspected and found free of green snails, in accordance with the requirements of the WA Protocol; or
    - (ii) be disinfested in accordance with the requirements of the WA Protocol; or
- (2) in the case of leafy vegetables, turf, hay, mature trees and potted plants which have been grown or packed on a property within 2 kilometres of a green snail infested property –
  - (a) be grown or packed on a property which –
    - (i) has been baited and inspected and found free of green snail, in accordance with the requirements of the WA Protocol; and
    - (ii) has a control/hygiene program in place to prevent the entry of green snail, in accordance with the requirements of the WA Protocol; and
    - (iii) any plant material for packing is sourced from properties known to be free of green snail; and
    - (iv) the storage of stock for export is more than 30 m from a baited boundary; and
  - (b) if grown in a propagating/potting media which has a soil component, the media must –
    - (i) originate from, and be stored on, properties which have been baited and inspected and found free of green snails, in accordance with the requirements of the WA Protocol; or
    - (ii) be disinfested in accordance with the requirements of the WA Protocol; and
  - (c) be sprayed within 2 days prior to export with an approved molluscicide as per the requirements of the WA Protocol); or

- (3) in the case of cut flowers, foliage, cuttings or bare rooted plants which have been grown or packed on a property within 25 kilometres of a green snail infested property, be –
  - (a) grown or packed on a property which has been bailed and inspected and found free of green snail, in accordance with the requirements of the WA Protocol (note: plant material for packing must be sourced from known green snail free areas as established by the WA Protocol or sourced from a property greater than 25 km from a known outbreak of green snail); or
  - (b) inspected at a minimum of 600 units or the whole consignment by an inspector, or person authorised by the department responsible for agriculture in the State or Territory where the host material is grown, and found to be free of green snail; or
- (4) in the case of any host material, be grown, packed and handled on a property located more than 25 km from a green snail infested property; or
- (5) in the case of any host material intended for human consumption, be –
  - (a) consigned in accordance with a permit issued by an inspector and there is compliance with any conditions or requirements set out in the permit; and
  - (b) washed through a hydro-cooler or similar processing equipment so as to effectively remove all green snails; and
  - (c) inspected at a minimum of 600 units or the whole consignment, and found free of green snail; or
- (6) in the case of small lots of household potted plants, all plants must be –
  - (a) bare-rooted so as to be visually free of soil and potting media; or
  - (b) re-potted into new commercially available potting media under the supervision of an officer of the department responsible for agriculture in the State or Territory in which the material has been grown; and
  - (c) inspected by an officer of the department responsible for agriculture in the State or Territory and found free of –
    - (i) green snail; and
    - (ii) soil.

**Notes:**

Section 38(1) of the Act provides that a person is guilty of an offence and liable for a penalty not exceeding 60 penalty units in the case of a natural person and 300 penalty units in the case of a body corporate for knowingly causing, permitting or assisting any host material to enter or be imported into Victoria in contravention of an importation order.

Section 38(2) of the Act provides that a person is guilty of an offence and liable for a penalty not exceeding 10 penalty units in the case of a natural person and 60 penalty units in the case of a body corporate for causing, permitting or assisting any host material to enter or be imported into Victoria in contravention of an importation order.

Terms used in this Order that are defined in the Act have that meaning.

Dated 6 June 2017

GABRIELLE VIVIAN-SMITH  
Chief Plant Health Officer

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**Professional Standards Act 2003**AUTHORISATION AND PUBLICATION PURSUANT TO SECTION 14  
Instrument Amending the Chartered Accountants Australia and New Zealand  
Professional Standards Scheme (Victoria)

I, Martin Pakula MP, Attorney-General, pursuant to section 14 of the **Professional Standards Act 2003** (the Act), authorise the publication of the Instrument Amending the Chartered Accountants Australia and New Zealand Professional Standards Scheme (Victoria) (the Amending Instrument) submitted to me by the Professional Standards Council of Victoria. The Amending Instrument is published with this authorisation and will commence in accordance with section 15 of the Act.

Dated 6 June 2017

THE HON. MARTIN PAKULA MP  
Attorney-General

**Professional Standards Act 2003 (Vic.)**INSTRUMENT AMENDING  
THE CHARTERED ACCOUNTANTS AUSTRALIA AND NEW ZEALAND  
PROFESSIONAL STANDARDS SCHEME (VICTORIA)**PREAMBLE**

- A. Chartered Accountants Australia and New Zealand (formerly known as The Institute of Chartered Accountants in Australia) ('CA ANZ') is a national occupational association.
- B. The Institute of Chartered Accountants in Australia Victoria Scheme (the Scheme) commenced on 8 October 2014.
- C. The name of the Institute was changed to Chartered Accountants Australia and New Zealand on 26 November 2014 when amendments to the Supplemental Royal Charter and By-laws were approved by the Governor-General of Australia.
- D. This instrument of amendment is prepared, pursuant to section 18 of the **Professional Standards Act 2003** (Vic.) by CA ANZ for the purposes of amending the Scheme.
- E. This instrument of amendment is also prepared, pursuant to mutual recognition provisions section 8 of **Professional Standards Act 2003** (Vic.) and section 6 of the **Professional Standards Act 2005** (Tas.) the purpose of which permits a scheme established in one jurisdiction to operate in another jurisdiction.

**AMENDMENT TO THE SCHEME**

1. This instrument has been prepared under the **Professional Standards Act 2003** (Vic.) (the Act) by CA ANZ whose business address is 33 Erskine Street, Sydney, New South Wales 2000.
2. After subclause 1.2, add a new subclause as follows:  
'1.3 This Scheme is intended to operate in Victoria and Tasmania.'

**COMMENCEMENT**

3. This instrument, and the resulting Scheme, shall commence on the date which is 2 months after the date of its publication in the Government Gazette of Victoria and the Government Gazette of Tasmania, whichever being the later.

**Road Safety Act 1986****DECLARATION UNDER SECTION 99B(4) IN RELATION TO NON-ROAD  
ACTIVITIES ON ROADS WITHIN THE CITY OF GREATER GEELONG FOR  
J19 NATIONAL CHAMPIONSHIPS ON SUNDAY 18 JUNE 2017****1 Purpose**

The purpose of this Declaration is to exempt participants in the J19 National Championships from specified provisions of the **Road Safety Act 1986** and regulations under that Act with respect to the Event, which is a non-road activity to be conducted on roads listed in Table 2 on Sunday 18 June 2017.

**2 Authorising provision**

This notice is made under section 99B(4) of the **Road Safety Act 1986**. Section 99B(4) provides that the Minister may, on the application of a person proposing to conduct a non-road activity on a highway, by notice published in the Government Gazette, declare that specified provisions of the **Road Safety Act 1986** and of the regulations made under that Act do not apply with respect to the non-road activity specified in the notice during the period specified in the notice.

**3 Commencement**

This notice takes effect on Sunday 18 June 2017 at 8.00 am, once declared closed by Event organiser.

**4 Expiry**

This notice expires on Sunday 18 June 2017 at 3.00 pm, or once the road opens.

**5 Definitions**

In this notice, unless the context or subject matter otherwise requires –

- a) ‘Event’ means the J19 National Championships, to be held on 18 June 2017; and
- b) ‘Participants’ means participants in the Event, including officers, members and authorised agents of Rapid Ascent, whose presence is reasonably required to ensure the safe conduct of the Event.

**6 Declaration**

I, Bill Glasgow, as delegate of the Minister for Roads, under section 99B(4) of the **Road Safety Act 1986**, declare that the provisions of the **Road Safety Act 1986** and regulations specified in Table 1 do not apply to Participants engaged in activities forming part of the Event on the highway specified in column 1 of Table 2 on the date and during the period specified in column 2 of Table 2.

**Table 1**  
**Provisions of the Road Safety Act 1986 and regulations under that Act**  
**that do not apply to participants in the Event**

**Road Safety Act 1986**

ALL
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**Road Safety Road Rules 2009**

ALL, except Rule 304 (Direction by a Police Officer or Authorised person)
---

**Road Safety (Vehicles) Regulations 2009**

ALL
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**Table 2**

<i>Column 1</i> <b>Highway</b>	<i>Column 2</i> <b>Date and time</b>
Geelong–Portarlington Road (Ryrie Street) between Garden Street and Humble Street (east and west bound) Hearne Parade between Eastern Beach Road and Limeburners Boat Ramp Entrance Eastern Park Circuit between Limeburners Boat Ramp Entrance and Eastern Beach Road Upper Hearne Parade (Car Park) between Eastern Park Circuit and Hearne Parade	Sunday 18 June 2017 between 8.00 am and 3.00 pm

Dated 6 June 2017

BILL GLASGOW  
 Executive Director  
 Roads Corporation  
 Delegate of the Minister for Roads

**Tobacco Act 1987****MINISTERIAL GUIDELINES FOR CERTIFICATION OF  
SPECIALIST E-CIGARETTE RETAIL PREMISES****INTRODUCTION**

From 1 August 2017, the **Tobacco Act 1987** (Tobacco Act) prohibits the display of e-cigarette products in retail outlets. In recognition of the **small number** of businesses that predominantly sell e-cigarette products, an exemption from the e-cigarette display ban has been allowed for certified specialist e-cigarette retailing premises in operation on and from 1 September 2016. Certified specialist e-cigarette retailing premises will be permitted a **limited** point of sale display of e-cigarettes and e-cigarette accessories within their premises.

The Minister for Health has adopted the following guidelines which stipulate the criteria for certification and the process for regulating certified businesses. They should be read and understood by both those wishing to apply for certification and those who hold a certificate.

The Ministerial guidelines specify action by the Secretary of the Department of Health and Human Services (the Department), who is the most senior public servant at the Department, and the Secretary's delegates, who are other senior public servants in the Department.

**PURPOSE**

The purpose of these guidelines is to:

- create a small number of addition certification requirements, in addition to those requirements contained in the Tobacco Act. These additional requirements are the same as those that applied previously to the certification of specialist tobacconists;
- assist businesses that sell e-cigarettes to understand the criteria for certification and process for certification;
- explain the decision-making processes by the Department when assessing applications and managing the ongoing regulation of certified businesses.

**CRITERIA FOR CERTIFICATION****Objectives**

The objective of the criteria specified in these guidelines is to:

- ensure that the exemption is only available to a small number of businesses that specialise in the sale of e-cigarette products and who were in operation on and from 1 September 2016;
- ensure that children and young people are not exposed to e-cigarette promotions;
- prevent members of the public from being required to enter these premises on a regular basis to access other goods and services;
- ensure that certificate holders are fit and proper and that their businesses comply with relevant e-cigarette legislation.

**CRITERIA FOR CERTIFICATION SPECIFIED UNDER THE TOBACCO ACT**

Section 15U of the Tobacco Act states that:

- ‘(2A) The Secretary may certify that premises are a specialist e-cigarette retailing premises if the Secretary is satisfied that –
- (a) an e-cigarette retailing business is carried on at the premises; and
  - (b) the e-cigarette retailing business has been carried on at the premises on and from 1 September 2016; and
  - (c) the e-cigarette retailing business predominately sells e-cigarette products; and
  - (d) certification of the premises is consistent with the objects of this Act; and
  - (e) certification of the premises is consistent with any strategic plan, policy statement, code or guideline relating to specialist e-cigarette retailing premises that has been adopted by the Minister; and
  - (f) the premises are separated from other retail premises by a wall and that any doorway or entrance to or exit from the premises does not open directly into any other retail premises.’

**CRITERIA FOR CERTIFICATION AND ONGOING OBLIGATIONS ADOPTED BY THE MINISTER FOR HEALTH**

In addition to the criteria specified under the Tobacco Act, the Minister for Health has adopted the following additional criteria which must be met by each e-cigarette retailing business premises prior to the grant of certification. These additional requirements are modelled on those that applied previously to the certification of specialist tobacconists. The obligations also remain after a certificate is granted and must continue to be met while the business remains certified.

The business must:

- have derived 80 per cent or more gross turnover from the sale of e-cigarette products at the individual premises subject to the application in the 12 months immediately preceding the application (or since the commencement of trading if that is less than 12 months prior) and, once an application has been granted, continue to derive 80 per cent or more gross turnover from the sale of e-cigarette products in any 12 month period at the individual certified premises;
- comply with the Victorian Tobacco Act, Commonwealth **Therapeutic Goods Act 1989**, Victorian **Drugs, Poisons and Controlled Substances Act 1981** and Drugs, Poisons and Controlled Substances Regulations 2017;
- not sell products or services for children or adolescents;
- not sell dairy products, bread and bakery products, breakfast cereals or food or beverages other than low-risk, shelf stable foods and beverages;
- clearly identify itself as a specialist e-cigarette retailing premises through the use of external branding containing the words: e-cigarette and/or electronic cigarette and/or vape and/or vaping or similar words and symbols;
- not identify itself as a newsagent through external or internal branding and only sells local, state, and national/daily/weekly newspapers and e-cigarette related publications;
- only display a maximum of four metres squared (4 m<sup>2</sup>) of e-cigarette and e-cigarette accessory products;
- only display one of each 'product line' of each e-cigarette and e-cigarette accessory product;
- use price boards and price tickets as prescribed in the Tobacco Regulations 2017 (Tobacco Regulations);
- display only one 'We Sell E-cigarette Products Here' sign, as prescribed in the Tobacco Regulations; and
- once certified, display the certificate of certification as a specialist e-cigarette retailing premises at all times in the relevant premises.

***Once certified, certificate holders must advise the Secretary or delegates of the Department if they cease trading, relocate their business to another premises or fail to meet any of the other ongoing requirements on certified specialist e-cigarette retailing premises.***

**GRANTING A REQUEST FOR CERTIFICATION**

Under section 15U(2A) the Secretary may certify premises if they meet the criteria under the Tobacco Act and these Ministerial guidelines.

In line with this legislative requirement, the process for granting certification is as follows:

1. Proprietors who wish for their business premises to be considered for Certification as a specialist e-cigarette retailing premises complete a certified specialist e-cigarette retailing premises: Application for certification (the application form). The application form requires applicants to demonstrate how they meet the criteria in the Tobacco Act and these Ministerial guidelines.

2. An initial desktop assessment of an application is conducted by the Department. If the application demonstrates that the requirements of the Tobacco Act and these Ministerial guidelines may be met, the case is then referred to local council for further investigation.
3. A local council authorised officer will inspect the premises. During the inspection the local council authorised officer will determine whether the premises meets the criteria outlined in Tobacco Act and these Ministerial guidelines. For example, the local council authorised officer will determine whether the retailing premises sell dairy products.
4. The local council will then provide their findings to the Department and confirm whether the premises meets the required criteria. The Secretary or their delegate will then review all of the relevant information associated with the application and decide whether the application meets the criteria for certification.
5. If certification is granted, the Department will write to the applicant and provide them with certification as a specialist e-cigarette retailing business, within 7 days of this decision being made.

### **REFUSING A REQUEST FOR CERTIFICATION**

Under section 15U(3) of the Tobacco Act, the Secretary may refuse to grant a certification request if:

- the applicant has not complied with a requirement of the Tobacco Act or Tobacco Regulations; or
- the Secretary is not satisfied that the premises meets the criteria set out in section 15U(2A).

Section 15U(5) states that the Secretary must give the applicant an opportunity to make written submissions before refusing to certify a premises.

In line with these legislative requirements, the process for refusing an application is as follows:

1. Proprietors who wish for their business premises to be considered for certification as a specialist e-cigarette retailing premises complete the application form. The application form requires applicants to demonstrate how they meet the criteria in the Tobacco Act and these Ministerial guidelines.
2. An initial desktop assessment of an application is conducted by the Department. If the application demonstrates that the requirements of the Tobacco Act and these Ministerial guidelines have not been met, the Department will write to the applicant and advise that the Secretary or their delegate is considering refusing the applicant. The letter to the applicant will specify which requirement/s for certification have not been met and provide the applicant with 30 days to make a further written submission, from the date of receipt of the letter from the Department.
3. If the Department's concerns are not addressed and the criteria for certification are not met, the Secretary or their delegate will then review all of the relevant information associated with the application and decline the request for certification. In these circumstances the Department will write to the applicant and advise them that their application has been formally refused within 7 days of this decision being made. If the applicant believes this decision is incorrect, they can apply for internal review of the decision.
4. If the Department's concerns are addressed in the second written submission, and the certification requirements appear to be met, the application will then be referred to local council for further investigation.
5. A local council authorised officer will inspect the premises. During the inspection the local council authorised officer will determine whether the premises meets the criteria outlined in Tobacco Act and these Ministerial guidelines. For example, the local council may determine that the retailing premises sell dairy products.
6. The local council will then provide their findings to the Department. The Secretary or their delegate will then review all of the relevant information associated with the application and decide whether the applicant will receive certification.

7. If the requirements of the Tobacco Act and these Ministerial guidelines are not met, certification will be refused. In these circumstances the Department will write to the applicant and advise them that their application has been formally refused, within 7 days of this decision being made. If the applicant believes this decision is incorrect, they can apply for internal review of the decision.
8. If the applicant requests internal review, the application will be assessed by someone other than the person who made the initial decision. The Secretary or their delegate will then advise the applicant whether certification has been granted or refused, within 7 days of the decision being made.

### **CANCELLING AN EXISTING CERTIFICATION**

The Secretary may cancel certification under section 15X(1) of the Tobacco Act if:

- the certification holder has not complied with a requirement of the Tobacco Act or Tobacco Regulations; or
- the premises no longer satisfy the criteria set out in section 15U(2A).

Section 15X(3) states that, before cancelling a certification under subsection (1), the Secretary must give the certification holder an opportunity to be heard.

In line with these legislative requirements, the process for cancelling an existing certification is as follows:

1. If the Department becomes aware of possible grounds to cancel an existing certification, the Secretary or their delegate will write to the certificate holder outlining the grounds for cancelling the certification and the facts known to the Department in relation to the matter. The correspondence will inform of the decision in contemplation and advise the certificate holder that they have 30 days from receipt of the correspondence to make a further written submission.
2. If, after receiving the written submission, the Secretary or their delegate forms the view that the certificate holder has not complied with a requirement of the Tobacco Act or Tobacco Regulations or the premises no longer satisfy the criteria set out in section 15U(2A), the Department will write to the certificate holder within 7 days of the decision being made and advise them that their certification will be cancelled in 30 days from receipt of correspondence from the Department, unless internal review is requested.
3. If internal review is not requested, the certification will be cancelled 30 days from the date on which the applicant received the correspondence from the Department.
4. If the applicant requests internal review, the application will be assessed by someone other than the person who made the initial decision. The Secretary or their delegate will then advise the applicant whether certification has been cancelled or not, within 7 days of this decision being made.

### **CONSIDERATIONS IN THE DECISION MAKING PROCESS**

#### **Failure to comply with the Tobacco Act and Tobacco Regulations**

The first ground for refusing or cancelling a certificate relates to the applicant/certificate holder having not complied with the Tobacco Act or Tobacco Regulations under section 15U(3)(a) or section 15X(1). The decision to refuse or cancel a certificate will be determined on a case-by-case basis.

The decision to refuse or cancel a certificate will only be considered in instances where the relevant authority has issued the applicant/certificate holder with a formal warning or infringement notice, or where a prosecution against the applicant/certificate holder has resulted in a guilty verdict. Prosecutions that result in a guilty verdict in a court of law will generally carry more weight than an infringement notice or formal warning.

The following factors will be considered and investigated by the Department in the decision making process:

- The nature, intent, extent and frequency of any identified breach of the Tobacco Act.
- Defences available to a certificate holder under section 12(4) of the Tobacco Act including:
  - the manager had no knowledge of the primary offence; and
  - the manager had taken preventative measures in relation to the primary offence.
- Statements, interviews, copies of warnings/infringements notices, prosecution results and any other available evidence provided by local government Environmental Health Officers or Tobacco Inspectors.
- Opportunity given to the certificate holder to rectify any breach of the Tobacco Act.
- Individual facts and circumstances of the certificate holder.
- Submissions and explanations from the certificate holder.

#### **Failure to comply with the criteria in section 15U(2A)**

The second grounds for refusing or cancelling a certification relate to a failure to conform to criteria under section 15U(2A) including guidelines adopted by the Minister under subsection (e). Apart from the criteria in relation to gross turnover of e-cigarette products sold from the premises, these grounds for refusal or cancellation relate to the physical premises themselves. Cancellation or refusal of certification under section 15X(1)(b) and 15U(3)(b) will be determined on a case-by-case basis.

The following factors will be considered and investigated by the Department in the decision making process under these sections:

- The nature, intent, extent and frequency of any identified non-conformity with the criteria set out in section 15U(2A).
- Statements, photos and other available evidence to assist establishing whether the premises no longer conforms with the criteria under section 15U(2A).
- Opportunity given to the certificate holder to rectify any identified non-conformity.
- Individual facts and circumstances of the certificate holder.
- Submissions and explanations from the certificate holder.

#### **THE ROLE OF LOCAL GOVERNMENT**

Applications for certification as a specialist e-cigarette retailing premises are initially assessed through a desk-top assessment by the Department with accompanying documentation. Further information to support the assessment may also be requested.

Each eligible premises is then referred to a local government Environmental Health Officer or Tobacco Inspector for a site inspection. This inspection serves to verify the information supplied in the application and confirm that the premises otherwise meets the eligibility criteria. The premises must also comply with the requirements under Tobacco Act and Tobacco Regulations, the Commonwealth **Therapeutic Goods Act 1989**, Victorian **Drugs, Poisons and Controlled Substances Act 1981** and the Drugs, Poisons and Controlled Substances Regulations 2017.

The Department also receives regular feedback from local government with respect to non-compliance matters, including any breach of the Tobacco Act. From 1 August 2017, this could include information relating to the failure to comply with the criteria specified in section 15U(2A) of the Tobacco Act.

Upon the refusal or cancellation of certification, the local government council in which the premises operates will be informed of the decision.

**CERTIFICATION TRANSFER POLICY**

The Tobacco Act states that a specialist e-cigarette retailing business must have been conducted at the premises on and from 1 September 2016. *Certification can therefore not be transferred to a different address or a different corporation. The Tobacco Act places a similar requirement on certified specialist tobacconists.*

**Record keeping**

All information relevant to the decision will be recorded, maintained and made available to the certificate holder on request.

**REQUIREMENTS FOR NON-CERTIFIED E-CIGARETTE RETAILING PREMISES**

Until certification is received, from 1 August 2017 businesses must cover all e-cigarette products. If your application for certification has not been assessed or has been refused, all e-cigarette products must be covered.

**FURTHER INFORMATION**

For further information please call the Tobacco Information Line on 1300 136 775.

To receive this publication in an accessible format phone 1300 136 775 using the National Relay Service 13 36 77 if required, or email [tobacco.policy@dhhs.vic.gov.au](mailto:tobacco.policy@dhhs.vic.gov.au)

Authorised and published by the Victorian Government, 1 Treasury Place, Melbourne.

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ISBN 978-0-7311-7242-9 (Print)

Available at [www.health.vic.gov.au/tobaccoreforms](http://www.health.vic.gov.au/tobaccoreforms)

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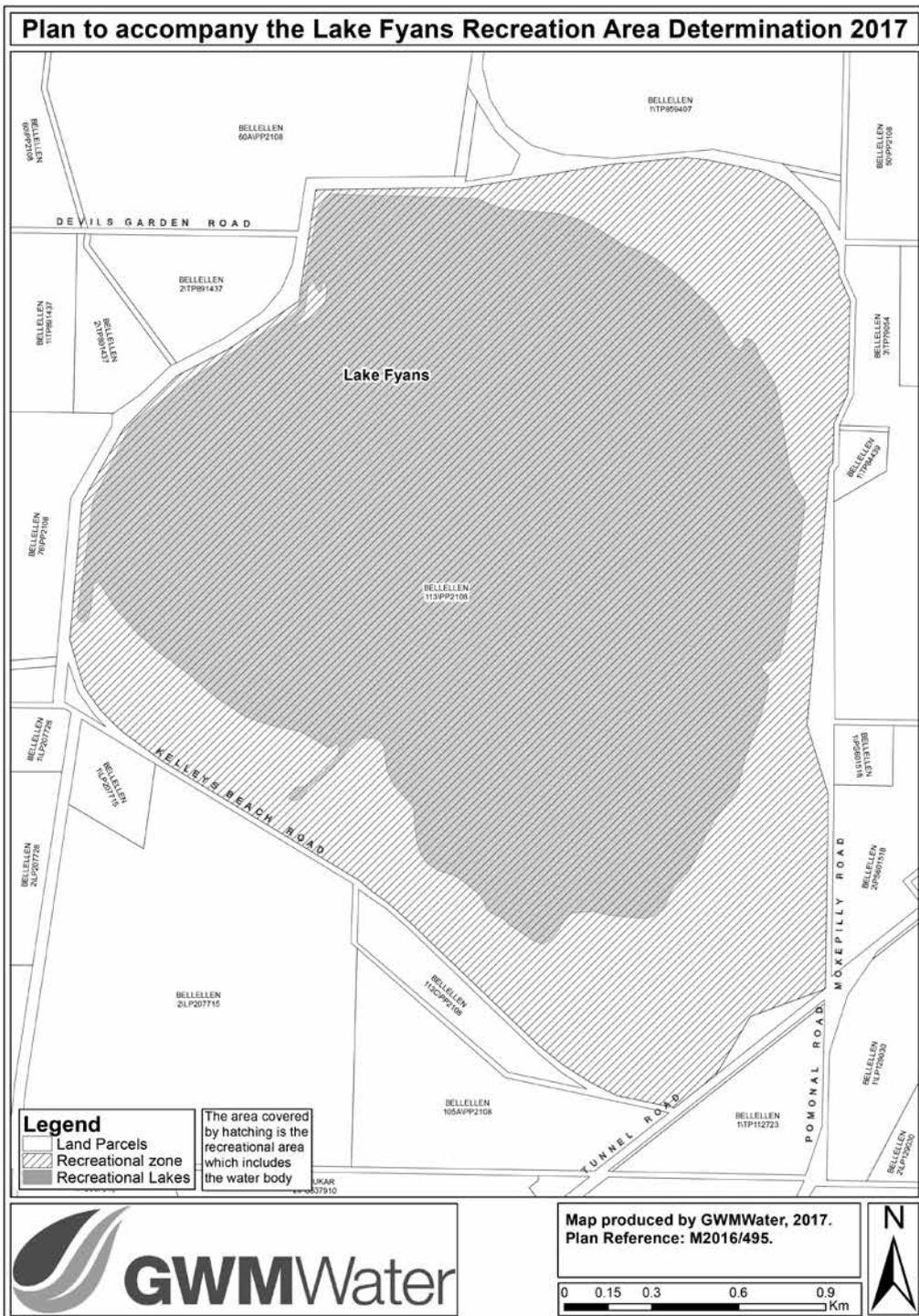
**Water Act 1989**

REVOCATION OF ORDER DECLARING THE LAKE FYANS RECREATIONAL AREA  
AND DETERMINATION OF LAKE FYANS RECREATIONAL AREA  
– SECTION 122ZA **WATER ACT 1989**

Pursuant to section 122ZA of the **Water Act 1989**, I hereby revoke the Declaration of Recreational Area made for Lake Fyans by Order in Council under section 206A of the **Water Act 1958** and published in the Government Gazette No. 89 of 20 September 1978 at page 3050.

Pursuant to section 122ZA of the **Water Act 1989**, I hereby determine the land shown hatched on the accompanying plan M2016-495 to be the Lake Fyans Recreational Area.

For the purposes of section 122ZA, the Recreational Area shall be managed and controlled by Grampians and Wimmera Mallee Water Corporation for the period of 25 years. These plans will be held in the offices at Grampians Wimmera Mallee Water at 11 McLachlan Street, Horsham 3402.



Dated 27 April 2017

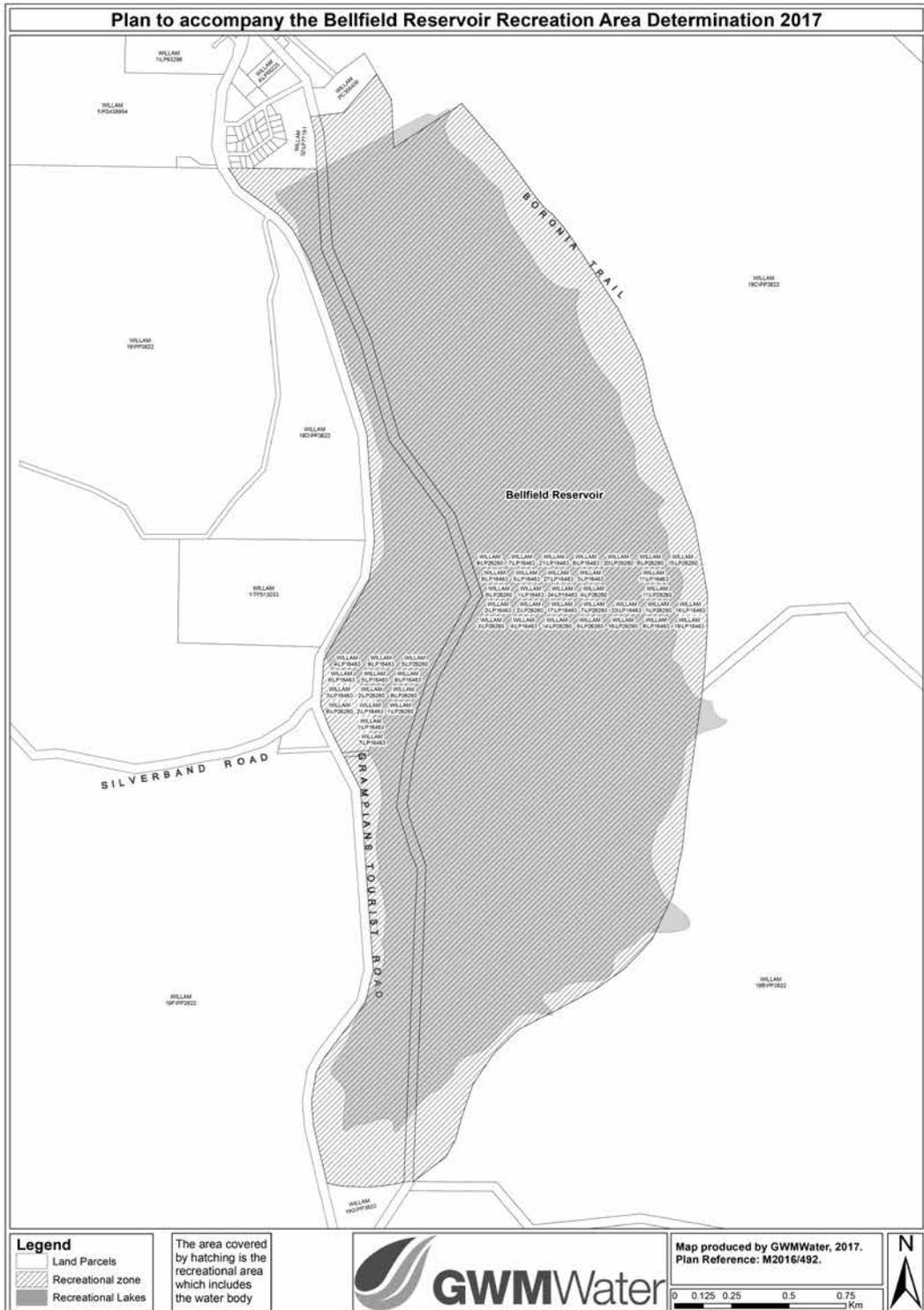
LISA NEVILLE MP  
Minister for Water

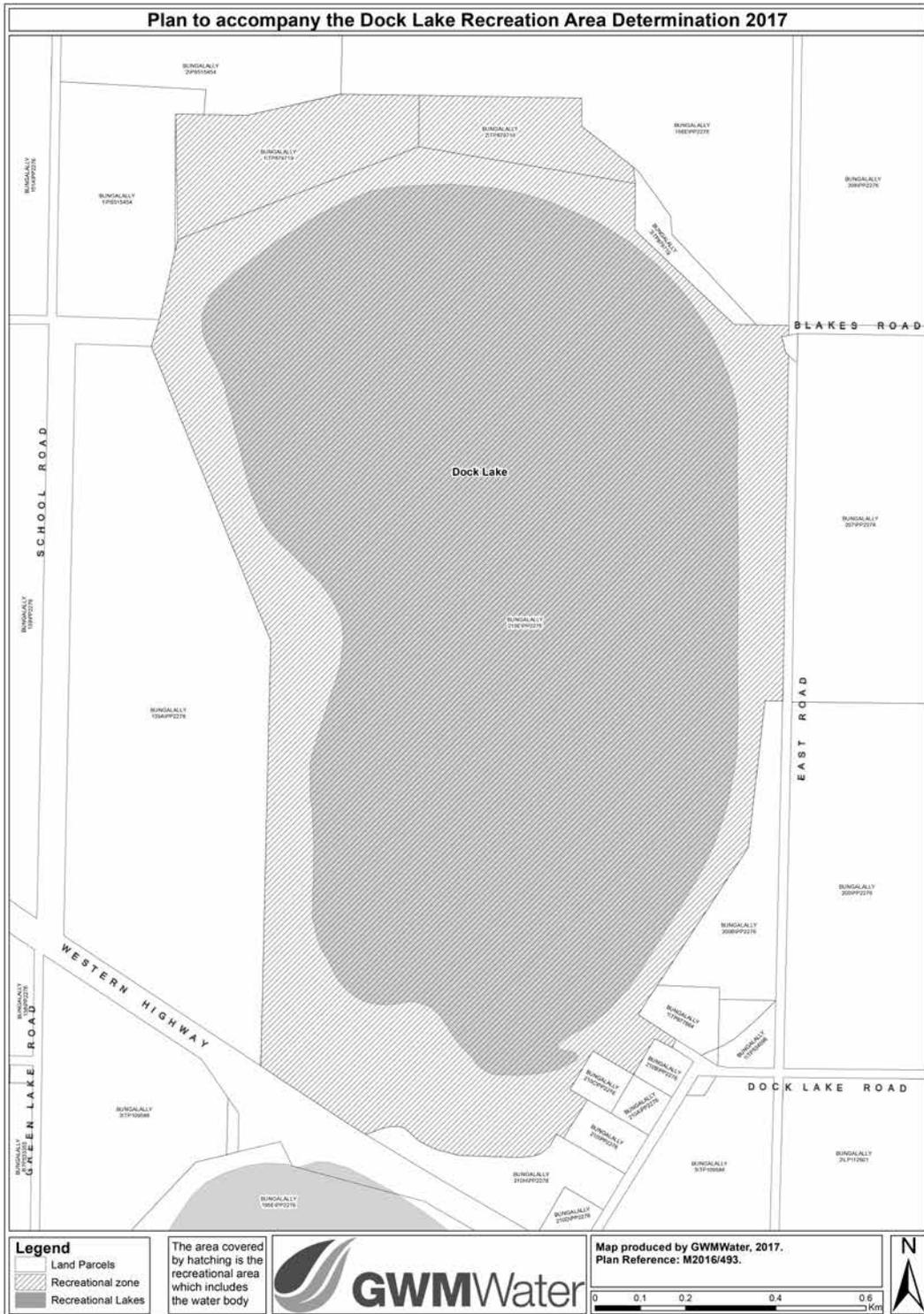
**Water Act 1989**  
DETERMINATION OF RECREATIONAL AREAS  
– SECTION 122ZA **WATER ACT 1989**

Pursuant to section 122ZA of the **Water Act 1989**, I hereby determine the land shown hatched on the accompanying plans:

- M2016-492 to be the Bellfield Reservoir Recreational Area
- M2016-493 to be the Dock Lake Recreational Area
- M2016-494 to be the Green Lake Recreational Area
- M2016-496 to be the Lake Lonsdale Recreational Area
- M2016-497 to be the Moora Reservoir Recreational Area
- M2016-498 to be the Pine Lake Recreational Area
- M2016-500 to be the Rocklands Reservoir Recreational Area
- M2016-501 to be the Taylors Lake Recreational Area
- M2016-502 to be the Toolondo Reservoir Recreational Area
- M2016-503 to be the Wartook Reservoir Recreational Area.

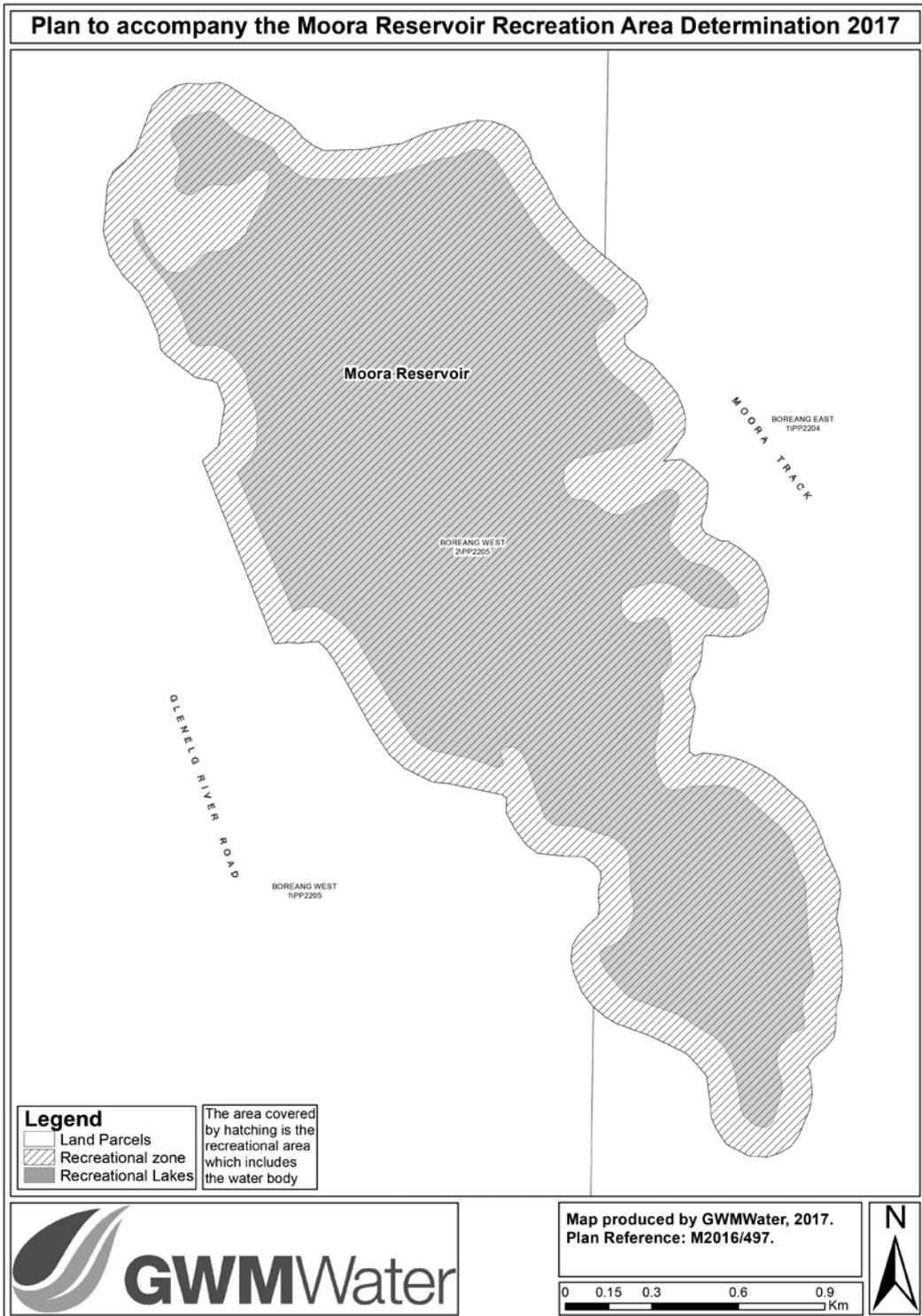
For the purposes of section 122ZA, the Recreational Areas shall be managed and controlled by Grampians and Wimmera Mallee Water Corporation for the period of 25 years. These plans will be held in the offices at Grampians Wimmera Mallee Water at 11 McLachlan Street, Horsham 3402.

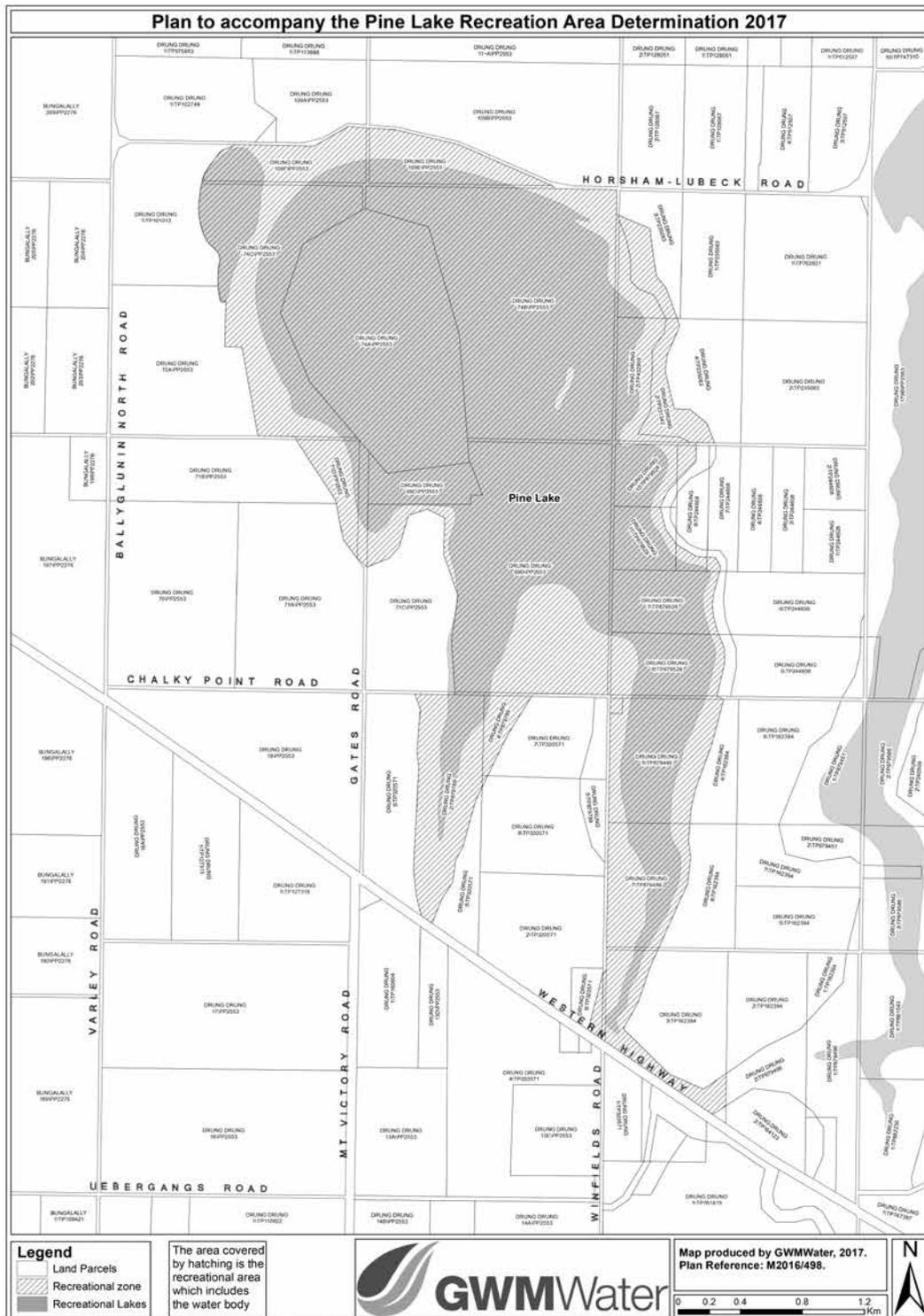


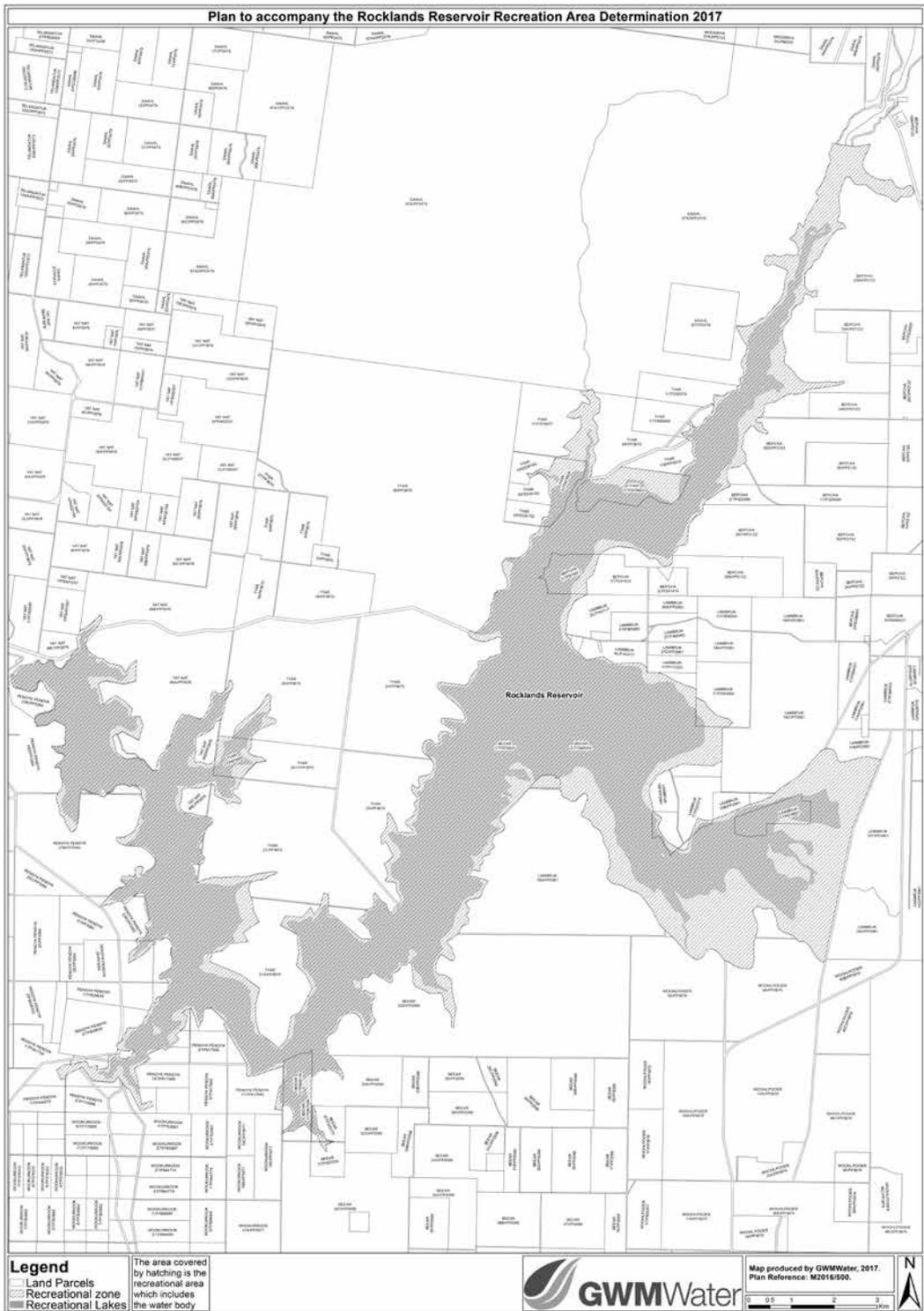


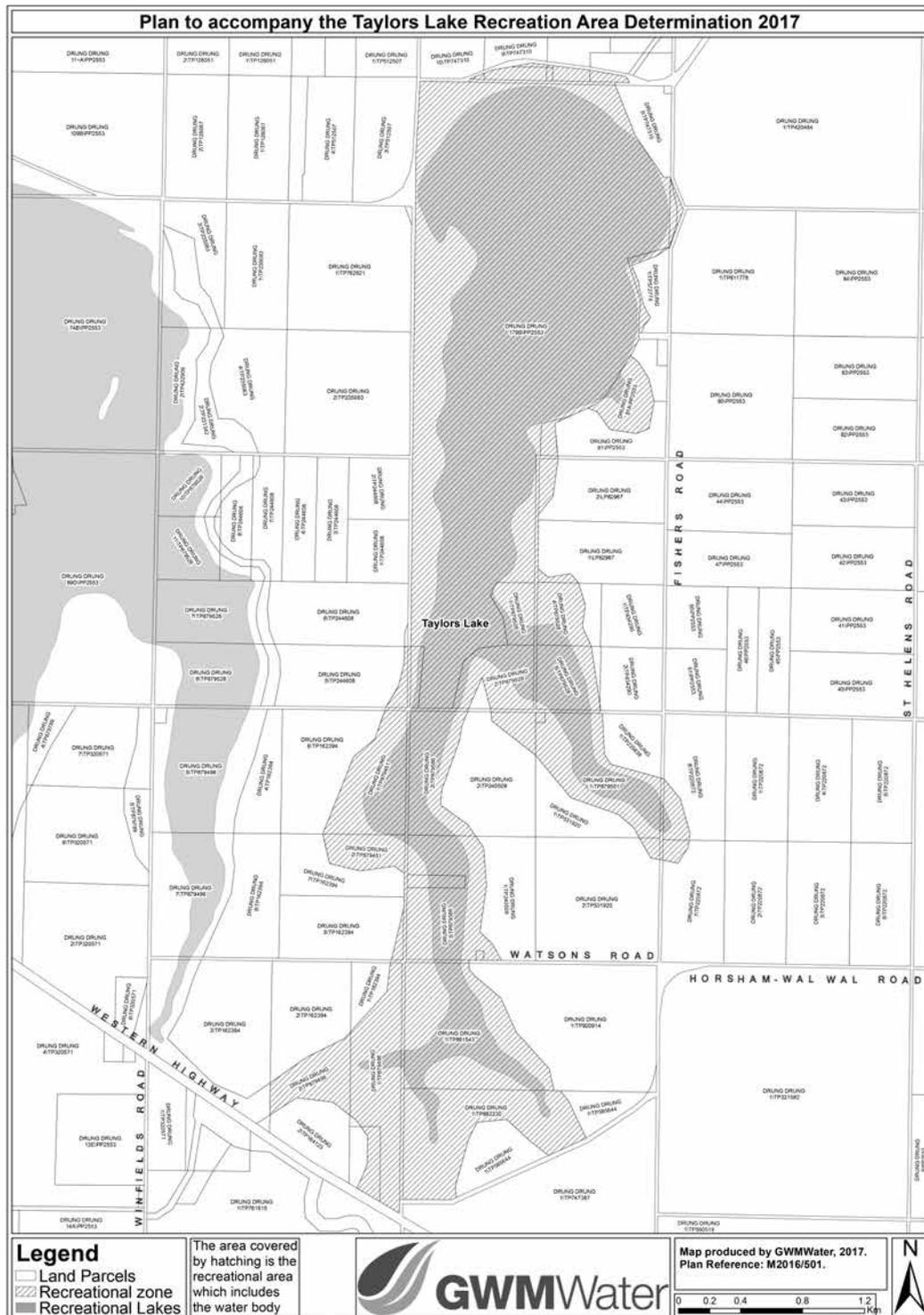


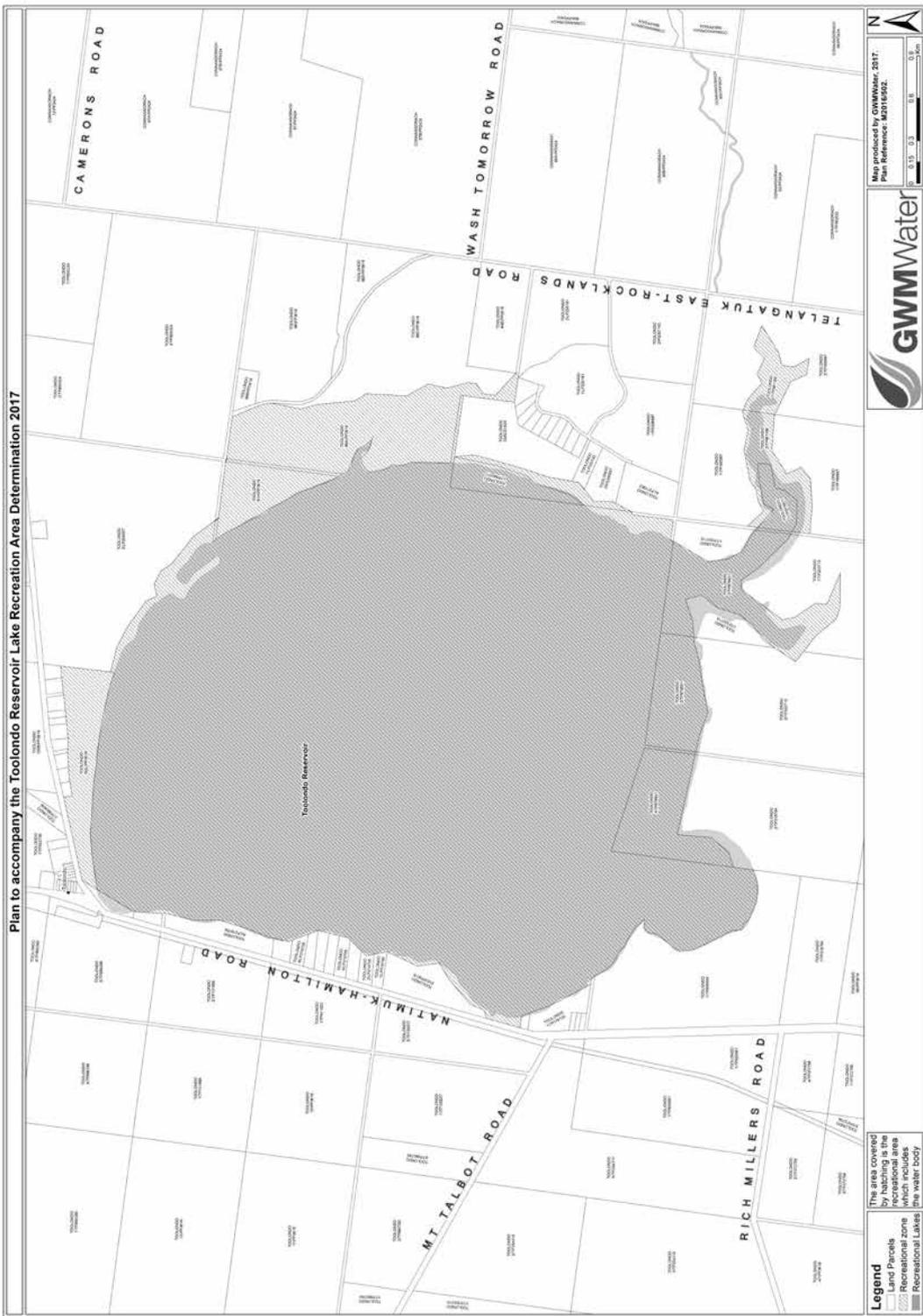


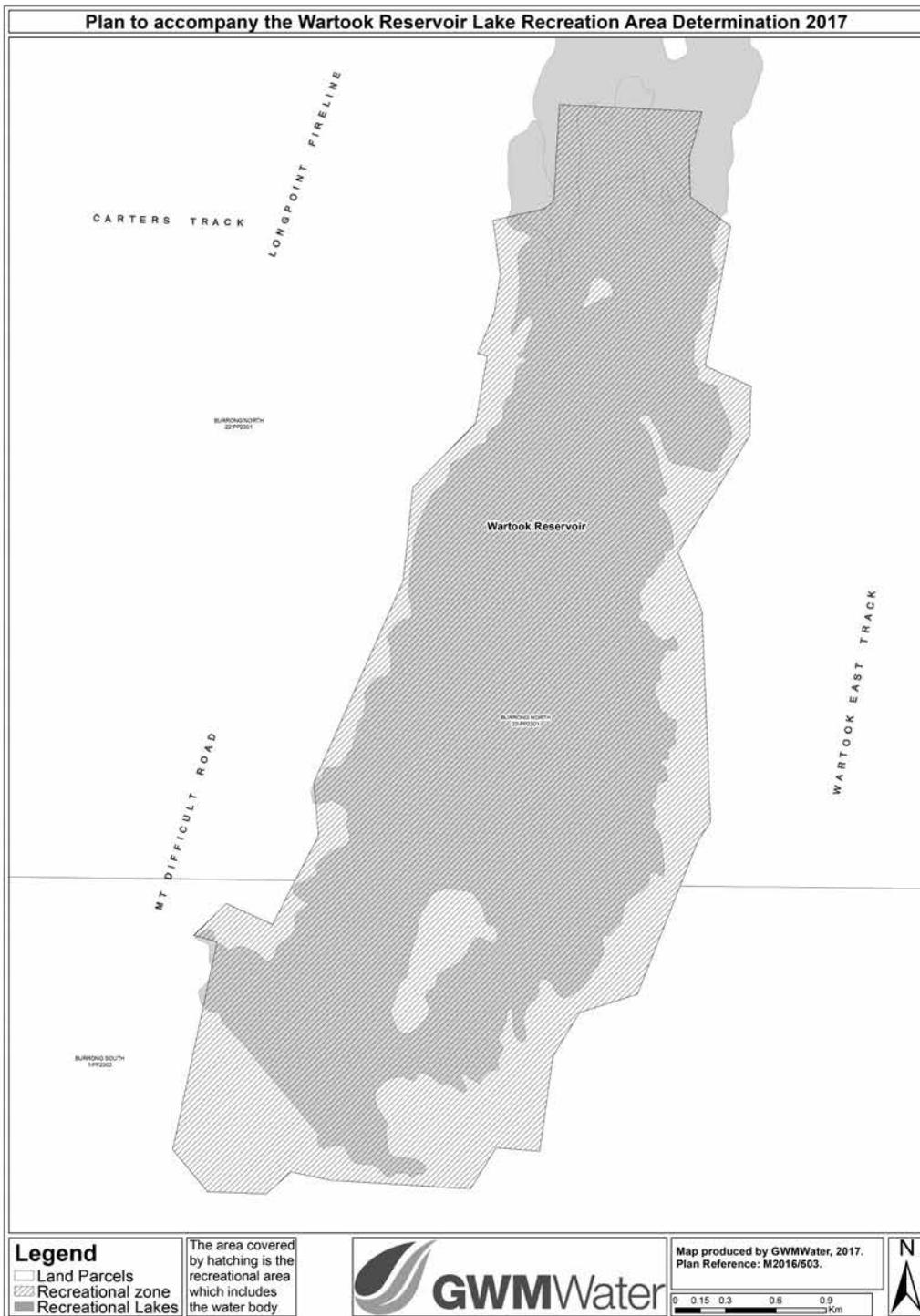












Dated 27 April 2017

LISA NEVILLE MP  
Minister for Water

**Planning and Environment Act 1987****BALLARAT PLANNING SCHEME**

## Notice of Approval of Amendment

## Amendment C206

The Minister for Planning has approved Amendment C206 to the Ballarat Planning Scheme.

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

The Amendment corrects obvious errors in the Schedules to Clause 52.03 and Clause 61.01.

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

ALISON GLYNN

Director

State Planning Services

Department of Environment, Land, Water and Planning

**Planning and Environment Act 1987****CARDINIA PLANNING SCHEME**

## Notice of Approval of Amendment

## Amendment C206

The Minister for Planning has approved Amendment C206 to the Cardinia Planning Scheme.

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

The Amendment rezones land at 16 Beaconsfield–Emerald Road, Emerald, from Rural Conservation Zone – Schedule 2 to Public Park and Recreation Zone, removes the Environmental Significance Overlay – Schedule 1 from part of the land and amend the Schedules to Clause 52.03 and Clause 81.01.

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

<b>Permit No.</b>	<b>Description of Land</b>
T160812	16 Beaconsfield–Emerald Road, Emerald. Lot 1 Plan of Subdivision PS702042V.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Cardinia Shire Council, Civic Centre, 20 Siding Avenue, Officer.

ALISON GLYNN

Director

State Planning Services

Department of Environment, Land, Water and Planning

**Planning and Environment Act 1987**  
**EAST GIPPSLAND PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C135

The Minister for Planning has approved Amendment C135 to the East Gippsland Planning Scheme.

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

The Amendment implements the 'East Bairnsdale – Lucknow Precinct Structure Plan, November 2013' in the East Gippsland Planning Scheme by amending Clauses 21.03, 21.04, 21.08, 21.09, 21.11 and 21.12 of the Municipal Strategic Statement, inserting local policy Clause 22.02, rezoning land at 16 Phillips Lane, East Bairnsdale, from the Farming Zone to the Rural Living Zone and at 64 Great Alpine Road, East Bairnsdale, from the General Residential Zone to the Public Park and Recreation Zone. The Amendment also corrects a mapping anomaly by rezoning land at 245 Princes Highway, East Bairnsdale, from the Farming Zone to the Public Park and Recreation Zone to reflect that the land is in public ownership.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the East Gippsland Shire Council, 273 Main Street, Bairnsdale.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
**GREATER BENDIGO PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C231

The Minister for Planning has approved Amendment C231 to the Greater Bendigo Planning Scheme.

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

The Amendment makes changes to the wording of Schedule 18 to the Design and Development Overlay to clarify that the responsible authority has discretion to approve buildings or works that are not in accordance with the requirements of the schedule; and amends the Schedule to Clause 66.04 to specify the Secretary to the Department of Environment, Land, Water and Planning as a recommending referral authority for applications to construct a building within the overlay area.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Greater Bendigo City Council, 15 Hopetoun Street, Bendigo.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
**MACEDON RANGES PLANNING SCHEME**

Notice of Approval of Amendment  
Amendment C98

The Minister for Planning has approved Amendment C98 to the Macedon Ranges Planning Scheme.

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

The Amendment:

- rezones land within the township of Woodend from General Residential Zone, Schedule 1 (GRZ1) to Neighbourhood Residential Zone, Schedules 2, 3, 4, 5 and 6 (NRZ2, NRZ3, NRZ4, NRZ5 and NRZ6) as shown on Planning Scheme Map No. 24;
- rezones land bounded by Anslow, Wood, Bowen and Ligar Streets in Woodend, from Industrial 1 Zone to Industrial 3 Zone as shown on Planning Scheme Map No. 24;
- rezones land south of the Melbourne–Murray River Railway Line from Public Use Zone, Transport to NRZ3 as shown on Planning Scheme Map No. 24;
- applies the Design and Development Overlay, Schedule 23 (DDO23) to land generally bounded by Forest Street, Nicholson Street, Templeton Street, Brooke Street, Old Bakery Lane and Collier Street in Woodend as shown on Planning Scheme Map No. 24DDO;
- amends Clause 21.04 of the Municipal Strategic Statement (MSS) to delete references to the Woodend structure plan process, include specific implementation for the NRZ and replace the reference to the Woodend Strategy Plan, 1974 with the Woodend Town Structure Plan and Neighbourhood Character Study, May 2014;
- amends Clause 21.09 of the MSS to include implementing a monitoring system for residential land supply and demand as a new item of further strategic work;
- amends Clause 21.13 of the MSS to update the sub-clause on Woodend and introduces the Woodend Town Structure Plan and Neighbourhood Character Study, May 2014 as a new reference document;
- amends Clause 22.05 of the Local Planning Policies to apply the Battle Axe Lot Policy to all land in the Neighbourhood Residential Zone;
- amends the Schedule to Clause 32.03 (Low Density Residential Zone) to include a new minimum subdivision area of 4,000 square metres for land to the south of Honeysuckle Lane and north-east of the Avenue of Honour in Woodend;
- inserts Clause 32.09 (NRZ) into the Scheme;
- inserts new Schedules 2, 3, 4, 5 and 6 to Clause 32.09 (NRZ) to apply to the Woodend Historic Residential Precinct (NRZ2), Woodend Township Residential Precinct and Garden Setting Precinct (NRZ3), Woodend Bush Setting Precinct (NRZ4), Woodend Bush Rural Living Precinct (NRZ5) and Woodend Large Lot Township Precinct (NRZ6); and
- inserts a new Schedule 23 to Clause 43.02 (DDO23) into the planning scheme in relation to land in the Woodend town centre zoned Commercial 1 Zone to provide design and built form guidance for new development.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Macedon Ranges Shire Council, Gisborne Administration Centre, 40 Robertson Street, Gisborne.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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

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

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

The Amendment:

- rezones land in the township of Kyneton from General Residential Zone, Schedule 1 (GRZ1) to Neighbourhood Residential Zone, Schedules 1, 10, 11 and 12 (NRZ1, NRZ10, NRZ11 and NRZ12) as shown on Planning Scheme Map 13;
- rezones land at the western end of the block bounded by Baynton Street, Ebdon Street, Jennings Street and Mollison Street, Kyneton, and known as 10, 12 and 14 Baynton Street and 13–15, 17 and 19 Jennings Street, Kyneton, from GRZ1 to Commercial 1 Zone (C1Z) as shown on Planning Scheme Map 13;
- rezones a section of land at the eastern end of Windridge Way, and a small area of land abutting Bolton Reserve Lane and abutting land currently identified as 22 Village Green Drive, Kyneton, from GRZ1 to Public Park and Recreation Zone (PPRZ) as shown on Planning Scheme Map 13;
- rezones land in the east of the township bounded by Bourke Street, High Street and the Calder Freeway from Industrial 1 Zone (IN1Z) to Commercial 2 Zone (C2Z) as shown on Planning Scheme Map 13;
- rezones land at 17–19, 21, 23 and 25 Latrobe Street, Kyneton, from IN1Z to Industrial 3 Zone (IN3Z) as shown on Planning Scheme Map 13;
- rezones land known as part of 83 Edgecombe Road, Kyneton, from Industrial 2 Zone (IN2Z) to IN1Z as shown on Planning Scheme Map 13;
- rezones land abutting 1906 Kyneton–Trentham Road to the north from IN1Z to Public Use Zone 4 – Transport (PUZ4) as shown on Planning Scheme Map 13;
- applies the Environmental Significance Overlay, Schedule 7 (ESO7) to land within and surrounding the Kyneton Wastewater Treatment Plant on Redesdale Road, Kyneton, to protect the ongoing operation of the facility from new development associated with sensitive uses;
- applies the Development Plan Overlay, Schedule 17 (DPO17) to land at 88 and 90 Wedge Street and 85A Ebdon Street, Kyneton, as shown on Planning Scheme Map 13DPO;
- applies the Environmental Audit Overlay (EAO) to land at 88, 90 and 92 Wedge Street, Kyneton, as shown on Planning Scheme Map No. 13 EAO;
- amends Clause 21.04 (Settlement) of the MSS to include specific implementation for the Neighbourhood Residential Zone (NRZ) and replaces the reference to the ‘Kyneton Framework Plan’, 1991 with the ‘Kyneton Structure Plan’, June 2013;
- amends Clause 21.09 (Housing) of the MSS to remove the need to prepare a structure plan for Kyneton under ‘Specific implementation’;
- amends Clause 21.13 (Local Areas and Small Settlements) of the MSS to update the sub-section on Kyneton and introduce the ‘Kyneton Structure Plan’, 2013 and the ‘Kyneton Neighbourhood Character Precinct Profiles’, July 2016 as reference documents;
- inserts new Schedules 1, 10, 11 and 12 to Clause 32.09 (NRZ) to apply to the ‘Kyneton large lot Residential Precinct’ (NRZ1), ‘Kyneton Township Residential Village East Precinct’ and the ‘Kyneton Township Residential Village West Precinct’ (NRZ10), the ‘Kyneton Post WW11 Residential Precinct’ and the ‘Kyneton Modern Residential Precinct’ (NRZ11) and the ‘Kyneton Riverwalk Precinct’ (NRZ12);

- inserts a new Schedule 7 to Clause 42.01 (ESO7) to manage new buildings and works in close proximity to the Kyneton Wastewater Treatment Plant on Redesdale Road, Kyneton;
- amends Schedule 1 to Clause 43.04 (DPO1) to apply to land in Kyneton South and the new 'Kyneton Riverwalk Precinct' and to update the requirements for a development plan;
- inserts a new Schedule 17 to Clause 43.04 (DPO17) for land at 88–90 Wedge Street and 85A Ebdon Street, Kyneton, to ensure a coordinated residential development in Areas A and B and to protect the natural features, including Post Office Creek; and
- amends the Schedule to Clause 66.04 to include a new referral requirement for land affected by the ESO7.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Macedon Ranges Shire Council, Gisborne Administration Centre, 40 Robertson Street, Gisborne.

ALISON GLYNN  
Director

State Planning Services  
Department of Environment, Land, Water and Planning

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### **Planning and Environment Act 1987**

#### **MACEDON RANGES PLANNING SCHEME**

##### **Notice of Approval of Amendment**

##### **Amendment C100**

The Minister for Planning has approved Amendment C100 to the Macedon Ranges Planning Scheme.

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

##### The Amendment:

- rezones land generally bounded by Kilmore Road, Sandy Creek Road, part of Sandy Creek and Gap Road in Riddells Creek, from General Residential Zone, Schedule 1 to Neighbourhood Residential Zone, Schedule 7;
- rezones land generally bounded by Kilmore Road, Amess Road, land zoned Low Density Residential Zone, Sutherlands Road, Racecourse Street and the Riddells Creek Recreation Reserve in Riddells Creek, from General Residential Zone, Schedule 1 to Neighbourhood Residential Zone, Schedule 8;
- rezones land generally bounded by Kilmore Road, Gap Road, Whitaker Lane and Melvins Road in Riddells Creek, from General Residential Zone, Schedule 1 to Neighbourhood Residential Zone, Schedule 8;
- rezones land generally bounded by Sutherlands Road, Stephen Street, Hamilton Street and Fitzgerald Street in Riddells Creek, from General Residential Zone, Schedule 1 to Neighbourhood Residential Zone, Schedule 9;
- rezones 2.1 hectares of land known as 10–24 Sutherlands Road, Riddells Creek, from Commercial 2 Zone to Special Use Zone, Schedule 5;
- rezones 103 hectares of land known as the northern precinct generally bounded by Kilmore Road, Amess Road, land to the east of Wohl Court and Frost Lane in Riddells Creek, from Rural Living Zone, Schedule 1 to Urban Growth Zone;
- applies the Environmental Significance Overlay, Schedule 7 to land within 920 metres of the Riddells Creek Wastewater Treatment to protect the ongoing operation of the facility from new development associated with sensitive uses;

- applies the Design and Development Overlay, Schedule 24 to land in the Riddells Creek town centre generally bounded by Kilmore Road, Merrifield Street, Mahoneys Road, Bolithos Road, Sutherlands Road, Stephen Street, Hamilton Street and the railway line;
- applies the Environmental Audit Overlay to land known as 14–24 Sutherlands Road, Riddells Creek, to ensure the land is suitable for a sensitive use which could be adversely affected by contamination;
- amends Clause 21.04 of the Municipal Strategic Statement (MSS) to delete references to applying a Design and Development Overlay to residential areas in Riddells Creek and preparing a structure plan for Riddells Creek and to insert the ‘Riddells Creek Structure Plan’, September 2013 as a new reference document;
- amends Clause 21.09 of the MSS to remove the reference to identifying preferred areas for medium density housing around the town centre in the development of a structure plan for Riddells Creek;
- amends Clause 21.13 of the MSS to update the sub-clause on Riddells Creek and introduce the ‘Riddells Creek Structure Plan’, September 2013 and ‘Riddells Creek Neighbourhood Character Precinct Profiles’, August 2016 as new reference documents;
- inserts new Schedules 7, 8 and 9 to Clause 32.09 (Neighbourhood Residential Zone) to apply to the Riddells Creek Rural Bushland SE and NW Precincts (NRZ7), Riddells Creek Garden Setting A and B Precincts and Riddells Creek Modern Residential Precinct (NRZ8) and Riddells Creek Town Centre Residential Precinct (NRZ9);
- inserts a new Schedule 5 to Clause 37.01 (Special Use Zone) to facilitate a new Riddells Creek Health, Education and Community Precinct;
- inserts Clause 37.07 (Urban Growth Zone) into the Macedon Ranges Planning Scheme;
- inserts a new Schedule 24 to Clause 43.02 (Design and Development Overlay) to provide design and built form guidance for new development within the Riddells Creek town centre; and
- amends the Schedule to Clause 61.03 to insert two new Planning Scheme Map Nos. 39EAO and 38ESO.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Macedon Ranges Shire Council, Gisborne Administration Centre, 40 Robertson Street, Gisborne.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
**MANNINGHAM PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C107

The Minister for Planning has approved Amendment C107 to the Manningham Planning Scheme.

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

The Amendment alters the planning scheme Schedule to the Heritage Overlay so that the Manningham Planning Scheme is consistent with the Victorian Heritage Register.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours at the Manningham City Council, 699 Doncaster Road, Doncaster.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
**MELBOURNE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C303

The Minister for Planning has approved Amendment C303 to the Melbourne Planning Scheme.

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

The Amendment makes changes to the Schedule to Clause 43.01 Heritage Overlay to extend the expiry date for interim heritage overlays which apply to 9 sites in Melbourne to 31 March 2019.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the City of Melbourne, Level 3, 240 Little Collins Street, Melbourne.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
STONNINGTON PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C207

The Minister for Planning has approved Amendment C207 to the Stonnington Planning Scheme. The Amendment comes into operation on the date this notice is published in the Government Gazette.

The Amendment amends the Schedule to Clause 52.02 (Easements, Restrictions and Reserves) to remove two restrictive covenants at 909, 911 and 913 Dandenong Road, Malvern East.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Stonnington City Council, 311 Glenferrie Road, Malvern.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
STONNINGTON PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C222

The Minister for Planning has approved Amendment C222 to the Stonnington 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 forty places of individual heritage significance.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of City of Stonnington, Stonnington City Centre, Planning Counter, 311 Glenferrie Road, Malvern.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
**WANGARATTA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C66 (Part 1)

The Minister for Planning has approved Amendment C66 (Part 1) to the Wangaratta Planning Scheme.

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

The Amendment implements the key objectives, short term and ongoing policy actions of the ‘Glenrowan Township Development Plan, September 2015’ into the Wangaratta Planning Scheme by amending the Local Planning Policy Framework.

The Amendment also implements the recommendations of the Glenrowan Bushfire Assessment which has informed the update to the Bushfire Management Overlay.

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

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
**YARRA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C183

The Minister for Planning has approved Amendment C183 to the Yarra 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 8 new precincts and 26 individual properties; modifies the description of 5 existing heritage places; increases the extent of 3 existing heritage precincts; introduces a new reference document ‘Heritage Gap Study: Review of Central Richmond, Stage 2 Final Report, November 2014’; and makes associated changes to Clause 22.02 – Development Guidelines for Sites Subject to the Heritage Overlay, the Schedule to Clause 43.01 – Heritage Overlay, Maps 7HO, 8HO and 9HO and the incorporated document ‘City of Yarra Review of Heritage Overlay Areas 2007 Appendix 8’ to reflect the changes made by the Amendment.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Yarra City Council, 333 Bridge Road, Richmond.

ALISON GLYNN  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**ORDERS IN COUNCIL****Crown Land (Reserves) Act 1978**

## NOTICE OF INTENTION TO REVOKE TEMPORARY RESERVATIONS

## Order in Council

The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations:

DOWLING FOREST – The temporary reservation for Public purposes by Order in Council of 26 August, 2014 of former Crown Allotment R, Parish of Dowling Forest [area 92.80 hectares] **so far only as** Crown Allotments 2019 [area 67.75 hectares] and 2020 [area 11.92 hectares], Parish of Dowling Forest as shown on Original Plan No. OP123551 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning.

DOWLING FOREST – Crown Allotments 2026 [area 2.378 hectares] and 2029 [area 19.45 hectares], as shown on Original Plan No. OP123551 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning and deemed, pursuant to section 5(a) of the **Parks and Crown Land Legislation Amendment Act 2013**, to be temporarily reserved for Public purposes under section 4(1) of the **Crown Land (Reserves) Act 1978**.

File reference 0506597

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

Dated 14 June 2017

Responsible Minister

HON LILY D'AMBROSIO MP

Minister for Energy, Environment and Climate Change

ANDREW ROBINSON  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**

## NOTICE OF INTENTION TO REVOKE TEMPORARY RESERVATIONS – MERNDA

## Order in Council

The Governor in Council under section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations:

MORANG – The temporary reservation by Order in Council of 4 December, 2001 of an area of land in the Parish of Morang, as a site for Conservation, recreation, leisure and tourism, formerly described as Crown Allotment 2, Section 20, Parish of Morang, revoked as to part by Order in Council of 31 July, 2007 **so far only as** Crown Allotment 2047, Parish of Morang [area 2111 square metres] as shown on Original Plan No. OP123883 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning. – (P369803)

MORANG – The land formerly described as Crown Allotment 2012, Parish of Morang and deemed to be temporarily reserved as a site for Conservation, recreation, leisure and tourism pursuant to the provisions of section 5(7) of the **Crown Land (Reserves) Act 1978**, **so far only as** Crown Allotment 2049, Parish of Morang [area 1142 square metres] as shown on Original Plan No. OP124127 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning. – (P377637)

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

Dated 14 June 2017

Responsible Minister

HON LILY D'AMBROSIO MP

Minister for Energy, Environment and Climate Change

ANDREW ROBINSON  
Clerk of the Executive Council

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**Education and Training Reform Act 2006**

APPOINTMENT TO THE POOL OF PERSONS WHO MAY BE SELECTED  
AS CHAIRPERSONS OF THE MERIT PROTECTION BOARDS AND OF THE  
SENIOR CHAIRPERSON OF THE MERIT PROTECTION BOARDS

Order in Council

The Governor in Council appoints Peter Hibbins:

- under section 2.4.45A(1)(a) of the **Education and Training Reform Act 2006** to the pool of persons who have been nominated by the Minister to be chairpersons of the Merit Protection Boards from 1 August 2017 to 31 July 2020; and
- under section 2.4.45A(2) of the **Education and Training Reform Act 2006**, in his capacity as an appointee under section 2.4.45A(1)(a), to the position of Senior Chairperson of the Merit Protection Boards from 1 August 2017 to 31 July 2020.

The terms and conditions of the appointments are covered in the attached Schedule.

Dated 14 June 2017

Responsible Minister:

THE HON. JAMES MERLINO MP

Minister for Education

ANDREW ROBINSON  
Clerk of the Executive Council

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**Education and Training Reform 2006**

APPOINTMENT TO THE POOL OF PERSONS WHO MAY BE SELECTED  
AS CHAIRPERSONS OF THE MERIT PROTECTION BOARDS AND OF THE  
SENIOR CHAIRPERSON OF THE MERIT PROTECTION BOARDS

SCHEDULE TO THE ORDER IN COUNCIL

**1. Appointment Arrangements**

- a) The appointment to the pool of persons who have been nominated by the Minister to be chairpersons of the Merit Protection Boards (MPB) is a part-time appointment.
- b) The appointment of the Senior Chairperson position is a full-time appointment.

**2. Period of Appointment**

1 August 2017 to 31 July 2020 (both dates inclusive).

**3. Duties and responsibilities of the position**

Sections 2.4.45, 2.4.48, 2.4.73 and 2.4.76 of the **Education and Training Reform Act 2006** (the Act) set out the functions of the Senior Chairperson. In essence, the Senior Chairperson determines the allocation of business to the MPB as well as to the Disciplinary Appeals Boards (DAB) and decides which board within either the MPB and the DAB is to hear an appeal.

**4. Termination Arrangements**

- a) Section 2.4.46(1) of the Act provides that a member of the pool appointed under section 2.4.45A may resign from office by sending to the Governor a signed letter of resignation.
- b) Section 2.4.46(2) of the Act the Governor in Council may at any time remove a member of the pool from office.

**5. Payment Provisions**

Section 2.4.46(2) of the **Education and Training Reform Act 2006** states a member is entitled to the remuneration and allowances (if any) fixed in respect of him or her from time to time by the Minister.

The position of Senior Chairperson is classified at Executive Officer Level 3 and remuneration is within this range. It is proposed that the Senior Chairperson will be remunerated at a rate of \$212,765 per annum. This rate is Mr Hibbins' current remuneration plus the two per cent Executive Officer remuneration increase that will be available to all Executive Officers on 1 July 2017.

For the avoidance of doubt the Senior Chairperson is not entitled to any additional payment of the chairperson rate.

**6. Superannuation Obligations**

**Superannuation Guarantee (Administration) Act 1992** (Cth).

**7. Travel and Personal Expenses arrangements**

Reimbursement for reasonable expenses incurred will be in accordance with relevant policies of the Department of Education and Training.

**8. Leave Arrangements**

Leave will apply as per Victorian Public Service entitlements for executive officers.

**9. Prior Service**

All prior service with the Victorian State Government will continue to be recognised under this appointment.

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**Flora and Fauna Guarantee Act 1988**

## ADDING OF ITEMS TO THE THREATENED LIST

## Order in Council

The Governor in Council, under section 10(1) of the **Flora and Fauna Guarantee Act 1988**, adds the items described in the Schedule below to the Threatened List.

**Schedule****ITEMS TO BE ADDED TO THE THREATENED LIST**

*Petauroides volans* subsp. *volans* (Greater Glider)

*Bossiaea wombata* (Wombat Bossiaea)

Dated 14 June 2017

Responsible Ministers:

LILY D'AMBROSIO

Minister for Energy, Environment and Climate Change

JAALA PULFORD

Minister for Agriculture

ANDREW ROBINSON  
Clerk of the Executive Council

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**Forests Act 1958**  
EXCISIONS FROM RESERVED FOREST  
Order in Council  
SCHEDULE F2/2016

The Governor in Council under section 49(1) of the **Forests Act 1958** authorises the permanent excision from reserved forest of the lands specified in this Order.

(Item 1) BOOLA BOLOKE – Total Area, 1092.8 hectares, more or less, being Crown Allotments 2013, 2014, 2015 & 2027, Crown Allotments 6, 10A and 12A, Section D and Crown Allotments 21A and 21B, Section B, all in the Parish of Boola Boloke as shown on Plan LEGL./13-376 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning. – (06P120960)

(Item 2) CARAPOOEE – Total Area, 1208.44 hectares, more or less, being Crown Allotments 2023, 2024, 2025 and 2026, Parish of Carapooee as shown on Plan LEGL./13-377 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning. – (06P120960)

(Item 3) CARAPOOEE WEST – Area, 50 hectares, more or less, being Crown Allotments 2001 and 48B, Section A, Parish of Carapooee West as shown on Plan LEGL./13-377 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning. – (06P120960)

(Item 4) COWA – Area, 9982 square metres, being Crown Allotments 2019, Parish of Cowa as shown on Plan OP123917 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning. – (06P120960)

Such excisions to come into effect on the fourteenth day after the publication of this Legislative Instrument in the Government Gazette.

Dated 14 June 2017

Responsible Minister

HON LILY D'AMBROSIO MP

Minister for Energy, Environment and Climate Change

ANDREW ROBINSON  
Clerk of the Executive Council

**Forests Act 1958**  
EXCISION FROM RESERVED FOREST  
Order in Council  
SCHEDULE F1/2016

The Governor in Council under section 49(1) of the **Forests Act 1958** authorises the permanent excision from reserved forest of the land specified in this Order.

STRATHMERTON – Area, 1.168 hectares, more or less, being Crown Allotment 2038, Parish of Strathmerton as shown on Original Plan OP123903 lodged in the Central Plan Office of the Department of Environment, Land, Water and Planning.

Such excisions to come into effect on the fourteenth day after the publication of this Legislative Instrument in the Government Gazette.

Dated 14 June 2017

Responsible Minister

HON LILY D'AMBROSIO MP

Minister for Energy, Environment and Climate Change

ANDREW ROBINSON  
Clerk of the Executive Council

**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:

38. *Statutory Rule:* Judicial Commission of Victoria Regulations 2017  
*Authorising Act:* Judicial Commission of Victoria Act 2016  
*Date first obtainable:* 15 June 2017  
*Code B*
39. *Statutory Rule:* Crimes (Child Abuse Material) Regulations 2017  
*Authorising Act:* Crimes Act 1958  
*Date first obtainable:* 15 June 2017  
*Code A*
40. *Statutory Rule:* Transport Accident Regulations 2017  
*Authorising Act:* Transport Accident Act 1986  
*Date first obtainable:* 15 June 2017  
*Code B*
41. *Statutory Rule:* Road Safety Road Rules 2017  
*Authorising Act:* Road Safety Act 1986  
*Date first obtainable:* 15 June 2017  
*Code M*
42. *Statutory Rule:* Road Safety (Drivers), (General), (Traffic Management) and (Vehicles) Amendment (Road Rules) Regulations 2017  
*Authorising Act:* Road Safety Act 1986  
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*Code A*

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# Printed as two volumes

## **bluestar** **PRINT**

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