



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 4 Thursday 25 January 2018**

[www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)

**GENERAL**

---

**TABLE OF PROVISIONS**


---

Private Advertisements		Perpetual Legal Services Pty Ltd	103
Dissolution of Partnership		Pietrzak Solicitors	103
Ian & Nicole Dunstan Pty Ltd and Glenkea Pty Ltd	100	Roberts Beckwith Partners	103
Trafalgar Veterinary Centre and Newborough Veterinary Centre	100	Russell Kennedy	104
Estates of Deceased Persons		Slater & Gordon	104
Arnold Bloch Leibler	100	Stidston Warren Lawyers	104
Aughtersons	100	Taits Legal	104
Brendan Holland & Michael Cahir	100	Tragear & Harris Lawyers	104
Daniel Lawyers & Associates	100	Wills & Probate Victoria	104
David Davis & Associates	101	Wollerman Shacklock Lawyers	105
Davis Lawyers	101	Government and Outer Budget Sector	
Goldsmiths Lawyers	101	Agencies Notices	106
Hartwell Legal	101		
Kingston Lawyers Pty Ltd	101		
Lobb & Kerr Lawyers	102		
Lorraine Jones & Associates	102		
McKean Park	102		
MST Lawyers	102		

---

**Advertisers Please Note**

As from 25 January 2018

The last Special Gazette was No. 20 dated 22 January 2018.

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

---



---

**How To Submit Copy**

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

**OFFICE HOURS FOR AUSTRALIA DAY PUBLIC HOLIDAY**

**Please Note:**

**This Office will be closed on Friday 26 January 2018, Australia Day Public Holiday**

**Normal copy deadlines still apply,  
please refer to our website [www.gazette.vic.gov.au](http://www.gazette.vic.gov.au)**

**Office Hours:**

The Victoria Government Gazette Office is open during normal office hours over the holiday period, i.e. 8.30 am to 5.30 pm Monday to Friday, excluding public holidays.

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

JENNY NOAKES  
Government Gazette Officer

---

## PRIVATE ADVERTISEMENTS

### NOTICE OF DISSOLUTION OF PARTNERSHIP

Take notice that the partnership formerly subsisting between Ian & Nicole Dunstan Pty Ltd and Glenkea Pty Ltd and carrying on the business of earthmoving and sawmilling equipment hire from the premises situated at 12–16 Newman Street, Wangaratta, Victoria 3677, was dissolved on 16 January 2018.

### DISSOLUTION OF PARTNERSHIP

Notice is hereby given that Dr Peter Joseph McCourt has retired as a partner in the partnership previously subsisting between Dr Peter Joseph McCourt and Dr Wagihh Wadid Tawfik, ABN 20 460 078 278, trading under the name Trafalgar Veterinary Centre in Trafalgar and Newborough Veterinary Centre in Newborough, which has now been dissolved with effect as and from 31 December 2017. Trafalgar Veterinary Centre and Newborough Veterinary Centre will continue to operate under the company Tawcourt Pty Ltd ACN 052 479 240. Any enquiries can be directed care of Duffy & Simon Lawyers, PO Box 75, Pakenham, Victoria 3810, phone (03) 5941 1662.

Estate of JUDITH MARIANNA WASSER, late of Unit 4, 1 Chastleton Avenue, Toorak, Victoria, company director, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 August 2017, are required by the personal representative, care of the undermentioned lawyers, to send particulars to him by 25 March 2018, after which date the personal representative may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

ELIZABETH MARY CRONIN, late of 6 Sunbeam Avenue, Ringwood East, Victoria 3134.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 8 September 2017, are required by the personal representatives, Brendon John Considine and Bernadette Mary Christiana,

to send particulars to them, care of the undermentioned solicitors, by 26 March 2018, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

AUGHTERSONS,  
267 Maroondah Highway, Ringwood 3134.

Re: Estate of NEVILLE JAMES CLARK, late of 15 Hodgson Street, Heidelberg, Victoria, deceased.

Creditors, next-of-kin or others having claims in respect of the estate of the deceased, who died on 13 June 2017, are required by the trustee, Wayne Christopher Bailey, to send particulars of their claims to the trustee, care of the undermentioned legal practitioners, by a date not later than two months from the date of publication of this notice, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

BRENDAN HOLLAND & MICHAEL CAHIR,  
legal practitioners,  
130 Balcombe Road, Mentone 3194.

Re: IRIS LILIAN DOWLING, late of 36 Somerville Road, Yarraville, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 September 2017, are required by the executor, Lynette Suzanne Weber, to send particulars of their claim to her, care of the undermentioned solicitors, by 25 March 2018, after which date the executor may convey or distribute the assets, having regard only to the claims of which she may then have notice.

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

Re: VICKI GIANNITSAS, also known as 'Vicki Giannitsos', late of 66 Quinn Grove, Keilor East, Victoria 3033.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 June 2017, are required by

the administrator, George Giannitsos, to send particulars of their claim to him, care of the undermentioned solicitors, by 25 March 2018, after which date the administrator may convey or distribute the assets, having regard only to the claims of which he may then have notice.

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

VALMAI JEAN GLUYAS, late of Eva Tilley Memorial Home, 1100 Burke Road, Balwyn North, Victoria, but formerly of Unit 3, 1 Corhampton Road, Balwyn North, Victoria, retired colourist, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, who died on 30 August 2017, are required by the executor, Equity Trustees Limited of Level 1, 575 Bourke Street, Melbourne, Victoria, to send particulars to it, care of the undermentioned lawyers, by no later than 27 March 2018, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

DAVID DAVIS & ASSOCIATES,  
Suite 101A, 692 High Street, Thornbury,  
Victoria 3071.

KENNETH DAVIES NELSON, late of Kew Gardens Aged Care, 22–24 Gellibrand Street, Kew, Victoria, but formerly of 15-1, 193 Domain Road, South Yarra, Victoria, retired civil engineer, deceased.

Creditors, next-of-kin and others having claims in respect of the deceased, who died on 10 September 2017, are required by the executor, Equity Trustees Limited of Level 1, 575 Bourke Street, Melbourne, Victoria, to send particulars to it, care of the undermentioned lawyers, by no later than 27 March 2018, after which date the executor may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

DAVID DAVIS & ASSOCIATES,  
Suite 101A, 692 High Street, Thornbury,  
Victoria 3071.

Re: CVITAN BOTICA, late of 1/12 Raynes Street, Balwyn, Victoria, manager, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the abovementioned deceased, who died on 20 October 2016, are required by the administrator, Nika Botica, to send particulars of

such claims to her, care of the undermentioned solicitors, by 26 March 2018, 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.

HELEN ELIZABETH VAN SENDEN, late of 115A Woodland Street, Essendon, in the State of Victoria.

Creditors, next-of-kin and others having claim in respect of the estate of the deceased, who died on 6 July 2017, are required by the administrators, Philip Corryton Rounsevell, Penelope Elizabeth Nunn and Alexandra Marsden, to send particulars to them, care of the undermentioned solicitors, by 8 April 2018, after which date the administrators may convey or distribute the assets, having regard only to the claims of which they then have notice.

GOLDSMITHS LAWYERS,  
613 King Street, West Melbourne 3003.

### **Trustee Act 1958**

#### **SECTION 33 NOTICE**

##### **Notice to Claimants**

KEVIN NEVILLE HASTINGS, late of 9 Cairn Curren Close, Rowville, Victoria 3178, retired policeman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 June 2017, are required by Barry John Hastings, care of Hartwell Legal of 8/1 Milton Parade, Malvern, Victoria 3144, the executor of the estate of the deceased, to send particulars of their claims by 29 March 2018, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

HARTWELL LEGAL,  
8/1 Milton Parade, Malvern, Victoria 3144.

Re: WILLIAM HUGH COLLINS, deceased, late of 23 Daff Avenue, Hampton East, retired accountant.

Creditors, next-of-kin and others having claims in the respect of the estate of WILLIAM HUGH COLLINS, deceased, who died on 20 August 2017, are required by the trustee, Margaret Young Collins, to send particulars of their claim to the undermentioned firm by

2 April 2018, after which date the said trustee will convey or distribute assets, having regard only to the claims of which she then has notice.

KINGSTON LAWYERS PTY LTD,  
barristers and solicitors,  
8 Station Road, Cheltenham, Victoria 3192.

---

Re: Estate of GRECIAN TERESA DAY, late of 1 Kent Street, Maffra, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 11 October 2017, are required by the executor, Darren James Kerr, to send particulars of their claims to the executor, care of the undermentioned legal practitioners, by 27 March 2018, after which date the executor may convey or distribute the assets, having regard only to the claims of which he has notice.

LOBB & KERR LAWYERS,  
Level 1, 262 Stephensons Road,  
Mount Waverley, Victoria 3149.

---

Re: REGINALD IAN CAMPBELL, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 July 2017, are required by the trustee, Lorraine Jones of 900 Main Road, Eltham, Victoria, solicitor, to send particulars to the trustee by 30 March 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

LORRAINE JONES & ASSOCIATES,  
solicitors,  
900 Main Road, Eltham 3095.

---

Re: SHIRLEY ESTHER MINNA NOURISH, late of 19/17 Kingsley Crescent, Mont Albert, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 3 November 2017, are required by the trustee, Equity Trustees Limited, ACN 004 031 298, of Level 11, 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee, care of the undermentioned solicitors, by 6 April 2018, after which date the trustee may

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

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

---

Re: MOIRA PETERS, late of 69 Irving Road, Toorak, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 October 2017, are required by the trustee, Mark Sturrock Peters, of Level 11, 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee, care of the undermentioned solicitors, by 6 April 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

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

---

Re: RON JOSEPH CASSAR, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 August 2017, are required by the trustee, Cheryl Maree McNab, to send particulars to her solicitors at the address below by 27 March 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MST LAWYERS,  
315 Ferntree Gully Road, Mount Waverley 3149.

---

Re: MARGARET HEITON SHORT, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 September 2017, are required by the trustee, Denise Margaret Reynolds, to send particulars to her solicitors at the address below by 27 March 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

MST LAWYERS,  
315 Ferntree Gully Road, Mount Waverley 3149.

---

JAMES TANNAHILL CAIN, late of Villa 11, Burnside Retirement Village, 16 Nicol Avenue, Burnside, Victoria, retired business owner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 January 2017, are required by Perpetual Trustee Company Limited, ACN 000 001 007, of 35/525 Collins Street, Melbourne, Victoria, the administrator, to send particulars to it by 1 April 2018, 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.

---

MARGARET JANE MILLER, late of Simon Price Centre, 13–25 Strabane Avenue, Mont Albert North, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 August 2017, are required to send particulars of their claims to the executors, care of Perpetual Trustee Company Limited, ACN 000 001 007, of 35/525 Collins Street, Melbourne, Victoria, by 1 April 2018, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

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

---

JOSEPHINE NELL SMITH, also known as Josephine Nellie Smith, late of Brightwater Assisted Living, 101 Brightwater Drive, Myrtle Beach, South Carolina, United States of America, 29579, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 June 2017, 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 1 April 2018, 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.

---

Creditors, next-of-kin and others having claims in respect of the estate of ANIELA KIELBASKA, deceased, late of 51 Queen Street, Reservoir, Victoria, pensioner, deceased, who died on 9 October 2017, are required to send particulars of such claims to the administrators, care of the undermentioned solicitors, by 29 March 2018, after which date the administrators will convey or distribute the assets, having regard only to the claims of which the administrators then have notice.

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

---

Re: GEOFFREY WILLIAM ARMSTRONG,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 April 2016, are required by the trustee, Charles Edward Beckwith, to send particulars of such claims to him, in care of the below mentioned lawyers, by 27 March 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

ROBERTS BECKWITH PARTNERS,  
16 Blamey Place, Mornington, Victoria 3931.

---

Re: CYRIL ALEXANDER DAVIS, also known as Alexander Cyril Davis, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 August 2017, are required by the trustee, Charles Edward Beckwith, to send particulars of such claims to him, in care of the below mentioned lawyers, by 27 March 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

ROBERTS BECKWITH PARTNERS,  
16 Blamey Place, Mornington, Victoria 3931.

---

Re: WALTER DOUGLAS FOTHERINGHAM,  
deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 May 2017, are required by the trustees, Sarah Jane Fotheringham and Kirsty Elizabeth Fotheringham, to send particulars

of such claims to them, in care of the below mentioned lawyers, by 27 March 2018, after which date the trustees may convey or distribute the assets, having regard only to the claims of which they then have notice.

ROBERTS BECKWITH PARTNERS,  
16 Blamey Place, Mornington, Victoria 3931.

---

Re: FRANCIS NEWMAN McGOWAN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 27 October 2017, are required by the trustee, Jennifer Anne Woodley, to send particulars of such claims to her, in care of the below mentioned lawyers, by 27 March 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which she then has notice.

ROBERTS BECKWITH PARTNERS,  
16 Blamey Place, Mornington, Victoria 3931.

---

Re: WILLIAM KIRKCALDY McGAURAN, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 July 2017, are required by the trustee, Monica Francesca Giannini McGauran, to send particulars to the trustee, care of the solicitors named below, by 29 March 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

RUSSELL KENNEDY, solicitors,  
Level 12, 469 La Trobe Street, Melbourne 3000.

---

Creditors, next-of-kin and others having claims in respect of the estate of COLIN JOHN MALLETT, deceased, late of 41 Lincoln Drive, Keilor East, who died on 7 October 2016, are requested to send particulars of their claims to the executor, Timothy James Mallett, care of the undersigned solicitors, by 25 March 2018, after which date he will convey or distribute the assets, having regard only to the claims of which he then has notice.

SLATER & GORDON, solicitors,  
485 La Trobe Street, Melbourne 3000.

---

BARBARA ANN TRUEMAN, late of 407a Balcombe Road, Beaumaris, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 July 2017, are required by the administrator to send particulars to her, care of the undermentioned solicitors, by 1 April 2018, after which date the administrator may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

---

Re: PATRICK CROWE, late of Lyndoch, Hopkins Road, Warrnambool, Victoria, grocer, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 July 2017, are required by the executors, Marie Therese Wright and Bernard Michael Crowe, to send particulars to them, care of the undermentioned solicitors, by 26 March 2018, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

TAITS LEGAL,  
121 Kepler Street, Warrnambool 3280.

---

Re: LYNETTE JOY GILMORE, late of 12 Parkside Street, Beaumaris, Victoria 3193, teacher, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 18 November 2017, are required by the executors, Catherine Joy Trevorrow, Louise Jane Gilmore and Gary John Gilmore, to send particulars to them, care of the undermentioned solicitors, by 27 March 2018, after which date the executors may convey and distribute the assets, having regard only to the claims of which they then have notice.

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

---

Re: DILYS MURIEL CONDELL, late of 220 Middleborough Road, Blackburn South, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 November 2017, are required to send particulars of their claims to the administrator, care of GPO Box 1946,



Melbourne, Victoria 3001, by 5 April 2018, after which date the administrator may convey or distribute the assets, having regard only to the claims of which he may then have notice.

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

---

NOLA MARJORIE STERLING, late of  
4 Mary Court, Berwick, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 4 February 2017, are required by the executor, David Corey Sterling, care of Wollerman Shacklock Lawyers, 2/8 Gloucester Avenue, Berwick, Victoria, to send particulars of their claims to them by 22 February 2018, after which date the executor may convey or distribute the assets and distribute the estate, having regard only to the claims of which they then have notice. Probate was granted in Victoria on 22 September 2017.

WOLLERMAN SHACKLOCK LAWYERS,  
8 Gloucester Avenue, Berwick 3806.

---

**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



**DRAFT GREATER BENDIGO CITY COUNCIL COMMUNITY LOCAL LAW**

At its meeting on 24 January 2018 the Greater Bendigo City Council resolved to give notice of its intent to adopt the new Greater Bendigo City Council Community Local Law and has released a draft for public comment.

The new Community Local Law will replace the following three recently reviewed City of Greater Bendigo Local Laws:

- Environment Local Law No. 3
- Streets and Roads Local Law No. 4
- Municipal Places Local Law No. 5.

The Greater Bendigo City Council Community Local Law was developed with the following objectives:

- a) Provide for the peace, order and good governance of the municipal district
- b) Provide a safe and healthy environment so that the community and visitors can enjoy a quality of life that meets its expectations
- c) Prohibit, regulate and control activities, events, practices or behaviours in public places so that no detriment is caused to the amenity of the area, nor nuisance to a person or detrimental effect to a person's property
- d) Provide for the safe and fair use and enjoyment of public places
- e) Provide for the safe and fair use of roads
- f) Protect Council assets and land and regulate their use
- g) To provide standards and conditions for certain activities in relation to the physical and visual environment within the municipality.

Fact sheets have been prepared to describe all changes included in the new Greater Bendigo City Council Community Local Law resulting from the review of the City of Greater Bendigo's Local Laws No. 3, 4 and 5. The table below identifies the key changes.

<b>Section</b>	<b>Summary of changes</b>
Environment Local Law No. 3 Streets and Roads Local Law No. 4 Municipal Places Local Law No. 5	Consolidated into the new Draft Greater Bendigo City Council Community Local Law.
Domestic waste	Altered times that waste bins can be left out in commercial areas. Removed references to the content of waste bins from the local law and included those references in the new reference document – City of Greater Bendigo Waste Services Code of Practice. Included a new clause ensuring occupiers have regard to matters prescribed in the City of Greater Bendigo Waste Services Code of Practice.

Section	Summary of changes
Open air burning	<p>Removed clauses that were duplicated with the <b>Country Fire Authority Act 1958</b>.</p> <p>Updated references to legislation and government authorities.</p> <p>Updated prescribed conditions for open air fires to be the same as those required by the <b>Country Fire Authority Act 1958</b>.</p> <p>Added clause that controls open air burning on land greater than one (1) hectare in size.</p>
European wasps and bees	Removed the requirement for a nest of bees to be destroyed.
Droving of livestock	Removed permit requirement and prescribed conditions for the droving of livestock through the municipality.
Property numbers	Removed the requirement for property numbers to be displayed.
Advertising signs placed on roads	Updated matters to be considered when granting a permit.
Sale of vehicles on roads	Updated to include 'Goods'.
Waste skip bins	Added the requirement for a permit and matters for consideration when granting a permit for the placement of waste skip bins on any road or road reserve.
Occupancy of footpath or road reserve for works	Added the requirement for a permit and matters for consideration when granting a permit, for occupying a footpath or road reserve when undertaking works on private property.
Third party advertising on footpaths or road reserves	<p>Added the prohibition of third party advertising and promotion on footpaths or road reserves.</p> <p>Added the requirement for a permit and matters to be considered when granting a permit, for the installation of street art and information signage on a footpath or road reserve.</p>
Designated smoke free zones	Added the ability to and the way in which the Council can designate an area or areas within the municipality a smoke free zone.
Activities in a public place	<p>Updated the list of prescribed activities in a public place requiring a permit to include 'hold a street party, procession, demonstration or other like assembly' (previously included in Streets and Roads).</p> <p>Update the matters to be considered when granting a permit including the new reference document – City of Greater Bendigo's Commercial Fitness Operators Policy.</p> <p>Removed reference to the use of toy vehicles and replaced with the use of any object or thing.</p>

Section	Summary of changes
Activities in the Mall	Updated the list of prescribed activities in the Mall requiring a permit. Removed all references to the control of motor vehicles. Removed the prohibition of dogs in the Mall and added dogs must be on a lead at all times.
Good order and peace of municipality	Updated the list of prescribed behaviours prohibited in the municipality to include: cause or commit a nuisance; adversely impact on the amenity and interfere with other people's enjoyment or personal comfort.
Penalties	Updated penalty units for each clause.

A copy of the draft Greater Bendigo City Council Community Local Law, its attachments and the explanatory fact sheets may be inspected or obtained from City of Greater Bendigo offices at 195–229 Lyttleton Terrace, Bendigo, and 125 High Street, Heathcote, or online at [www.bendigo.vic.gov.au/communitylocallaw](http://www.bendigo.vic.gov.au/communitylocallaw)

All submissions regarding the draft Greater Bendigo City Council Community Local Law must be made in writing and will be considered in accordance with section 223 of the **Local Government Act 1989**. If a submitter wishes to appear in person, or be represented by a person, to speak to their submission, this should be specifically requested in their written submission.

The closing date for submissions is 5 pm, Monday 26 February 2018. All submissions should be addressed to Caroline Grylls, Manager Safe and Healthy Environments, City of Greater Bendigo, PO Box 733, Bendigo 3552.

CRAIG NIEMANN  
Chief Executive



#### GENERAL LOCAL LAW 2017

In accordance with section 119(2) of the **Local Government Act 1989** (the Act), notice is hereby given that East Gippsland Shire Council, at its meeting on 12 December 2017, resolved to adopt the General Local Law 2017.

The purpose and general purport of the new General Local Law 2017 is to achieve:

- (1) peace, order and good government of the Shire;
- (2) safety and health of the Shire so that the community can enjoy a quality of life that meets its expectations;
- (3) safe and fair use and enjoyment of public places;
- (4) protection and enhancement of the amenity and environment of the Shire;
- (5) protection and management of Council and community assets and facilities;
- (6) fair and reasonable use and enjoyment of private land;
- (7) uniform and fair administration of this Local Law; and
- (8) revocation of redundant Local Laws.

Copies of the new local law may be inspected at Council's Corporate Centre, 273 Main Street, Bairnsdale; Council's Business Centre, Bairnsdale and Council's Service Centres at Bairnsdale, Lakes Entrance, Paynesville, Mallacoota, Orbost and Omeo; or may be accessed online at [www.eastgippsland.vic.gov.au](http://www.eastgippsland.vic.gov.au)

**Planning and Environment Act 1987**  
COLAC OTWAY PLANNING SCHEME

Notice of Preparation of Amendment  
Amendment C90

The Colac Otway Shire Council has prepared Amendment C90 to the Colac Otway Planning Scheme.

The Amendment proposes to implement the findings of the Deans Creek and Barongarook Creek Flood Study (2017) by introducing planning controls that seek to improve the performance of the Colac Otway Planning Scheme in responding to flood events in Colac.

The Amendment applies to land in the Deans Creek and Barongarook Creek catchments in Colac that is affected by floodwater during a 1 in 100 year average recurrence interval flood event, as identified in the Deans Creek and Barongarook Creek Flood Study (2017). Specifically it applies in the vicinity of the current Land Subject to Inundation Overlay (LSIO) in Colac and surrounds.

Specifically, the Amendment proposes to change the Colac Otway Planning Scheme in the following ways:

**Mapping changes**

- Delete Planning Scheme Maps 5LSIO-FO and 11LSIO-FO.
- Amend Planning Scheme Maps 5LSIO-FO, 9LSIO-FO, 11LSIO-FO, 15LSIO-FO and 16LSIO-FO.

**Ordinance changes**

- Amend Clause 21.03 (Settlement) to ensure that development of land affected by flooding from the Deans Creek and Barongarook Creek catchments responds to the risks associated with flooding and inundation.
- Amend Clause 21.04 (Environment) to ensure that the environmental risks associated with flooding and inundation are addressed.

- Amend Clause 21.07 (Reference Documents) to insert the Deans Creek and Barongarook Creek Flood Study (2017) as a Reference Document in the Colac Otway Planning Scheme.
- Amend the Schedule to Clause 44.03 Floodway Overlay (FO) to improve its performance in responding to flooding and flood-related land development and subdivision matters.
- Amend the Schedule to Clause 44.04 Land Subject to Inundation Overlay (LSIO) to improve its performance in responding to flooding and flood-related land development and subdivision matters.

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, Colac Otway Shire Council, at 2–6 Rae Street; 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); and at the Colac Otway Shire website, [www.colacotway.vic.gov.au](http://www.colacotway.vic.gov.au)

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 9 March 2018. Written submissions should be titled 'Amendment C90 Submission' and emailed to [inq@colacotway.vic.gov.au](mailto:inq@colacotway.vic.gov.au) or mailed to Strategic Planning, Colac Otway Shire Council, PO Box 283, Colac, Victoria 3250.

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.

ROBERT DOBRZYNSKI  
Acting Chief Executive Officer

**MITCHELL SHIRE COUNCIL****Planning and Environment Act 1987****MITCHELL PLANNING SCHEME**
**Notice of the Preparation of an Amendment  
Amendment C120**

Mitchell Shire Council has prepared Amendment C120 to the Mitchell Planning Scheme.

The land affected by the Amendment is part of 2 Tootle Street, Kilmore.

The Amendment proposes to rezone part of 2 Tootle Street, Kilmore, from Farming Zone to General Residential Zone.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, Mitchell Shire Council, Broadford Customer and Library Service Centre, 113 High Street, Broadford; Wallan Planning Office, 4A and 4B (Level 1), 61 High Street, Wallan; Kilmore Customer and Library Service Centre, 12 Sydney Street, Kilmore; 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 26 February 2018. A submission must be sent to Mitchell Shire Council, Submission to Amendment C120, 113 High Street Broadford, Victoria 3658, or via email to [mitchell@mitchellshire.vic.gov.au](mailto:mitchell@mitchellshire.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.

DAVID TURNBULL  
Chief Executive Officer



City of  
**STONNINGTON**

**Planning and Environment Act 1987****STONNINGTON PLANNING SCHEME**
**Notice of the Preparation of an Amendment  
Amendment C266**

The Stonnington City Council has prepared Amendment C266 to the Stonnington Planning Scheme.

The land affected by the Amendment:

- 73 Millewa Avenue, Malvern East
- 39 Carters Avenue, Toorak
- 21 Ross Street, Toorak
- 43–47 Grosvenor Street, South Yarra (land – 24 Cliff Street)
- 4 Bailey Avenue, Armadale
- 13 Grosvenor Street, South Yarra
- 19 Edgar Street, Glen Iris
- 73 Argo Street, Prahran
- 20–26 Osborne Street, South Yarra
- 42–46 Serrell Street, Malvern
- 74 Repton Road, Malvern
- 10 Aubrey Street, Armadale
- 14 Aubrey Street, Armadale
- 1 Fulton Street, Armadale
- 1A Fulton Street, Armadale.

The Amendment proposes to rezone 15 Council-owned properties to the Public Park and Recreation Zone.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during

office hours, at the office of the planning authority, Stonnington City Council, 311 Glenferrie Road, Malvern, Victoria 3144; 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 27 February 2018. A submission must be sent to the Stonnington City Council, PO Box 21, Prahran 3181, or by email to [strategicplanning@stonnington.vic.gov.au](mailto:strategicplanning@stonnington.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.

SUSAN PRICE  
Manager City Strategy

---

**Planning and Environment Act 1987**

**SURF COAST PLANNING SCHEME**

Notice of the Preparation of an  
Amendment to a Planning Scheme and

Notice of an Application for a  
Planning Permit Given Under Section 96C of  
the **Planning and Environment Act 1987**

Amendment C118

Planning Permit Application 16/0409

The land affected by the Amendment is 40 Coombes Road, Torquay (Lot E PS731489).

The Amendment proposes to rezone 3.58 ha of farming land to Industrial 3 Zone (IN3Z), providing for Stage 5 of the West Coast Business Park. The Amendment also rezones land within the business park and adjoining residential land for public open space.

The application is for a permit to subdivide the land into three lots which is required to enable the rezoning to occur.

The applicant for the permit is Boondilla Partnership P/L.

You may inspect the Amendment, the explanatory report about the Amendment, the application, and any documents that support the Amendment and the application, including the proposed permit, free of charge, at the following locations: during office hours, at the office of the planning authority, Surf Coast Shire, 1 Merrijig Drive, Torquay; 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 or by the granting of the permit may make a submission to the planning authority about the Amendment and the application. 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 26 February 2018. A submission must be sent to the Strategic Planning Co-ordinator, by mail PO Box 350, Torquay 3228, or by email to [info@surfcoast.vic.gov.au](mailto:info@surfcoast.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, until the end of the two months after the Amendment comes into operation or lapses.

BILL CATHCART  
Manager Planning and Development

---

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 27 March 2018, 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.

COOKSON, Dulcie, late of Yarraman Nursing Home, 22B Yarraman Road, Noble Park, Victoria 3174, deceased, who died on 21 June 2017.

GREEN, Olive, late of Myrtleford Lodge, 73 Prince Street, Myrtleford, Victoria 3737, deceased, who died on 14 October 2017.

ROBERTS, Dorothy Anne, late of Estia Health, 240 Felltimber Creek Road, Wodonga, Victoria 3690, deceased, who died on 17 November 2017.

URQUHART, Kathleen Anne, late of Brooklea Lodge, 355 Springvale Road, Donvale, Victoria 3111, deceased, who died on 10 September 2017.

WATSON, Jennifer Rae, late of Capel Sands Aged Care, 8/12–16 Capel Avenue, Capel Sound, Victoria 3940, deceased, who died on 5 September 2017.

Dated 16 January 2018

---

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 29 March 2018, 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.

ARGALL, Janice, late of Dowell Court, 159 Lower Heidelberg Road, Ivanhoe East, Victoria 3079, deceased, who died on 28 October 2017.

CRAWFORD, Murray, late of Unit 145, 159 Melrose Street, North Melbourne, Victoria 3051, deceased, who died on 16 November 2017.

GEORGE, Roger Dennis, late of 113 The Boulevard, Thomastown, Victoria 3074, deceased, who died on 19 September 2017.

JOVANOVIC, Stevo, late of 20 Russell Street, Benalla, Victoria 3672, deceased, who died on 29 October 2017.

KARAMEHMETOGLU, Meryem, late of Unit 2, 16 Marcia Street, Thomastown, Victoria 3074, deceased, who died on 19 November 2017.

MURRAY, Henry John, late of Sunnyhurst Gardens, 29 Union Street, Brighton East, Victoria 3187, deceased, who died on 10 August 2017.

RONALDSON, Belinda Jane, late of Unit 3, 29 King Street, Ashfield, New South Wales 2131, deceased, who died on 3 November 2017.

SCHREIBER, Eugene Maurice, late of Westgarth Aged Care, 121–127 Westgarth Street, Northcote, Victoria 3070, deceased, who died on 3 July 2016.

Dated 18 January 2018

---

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 30 March 2018, 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.

BORIS, Matte, late of Prague House, 253 Cotham Road, Kew, Victoria 3101, deceased, who died on 25 November 2017.

FORSYTHE, Marian Dee, late of 18 Rodings Street, Hadfield, Victoria 3046, deceased, who died on 25 April 2017.

GARDNER, James, late of 726 McKillops Road, Bonang, Victoria 3888, deceased, who died on 4 November 2016.

WEBB, Kelera Vakatou, late of Unit 13, 8 Eleanor Street, Footscray, Victoria 3011, deceased, who died on 27 November 2017.

Dated 19 January 2018

---

#### EXEMPTION

Application No. H329/2017

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Northern Centre Against Sexual Assault (the applicant). The application for exemption is to enable the applicant to advertise for and employ only a female in the role of counsellor/advocate (the exempt conduct).



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

In granting this exemption the Tribunal noted:

- The Victorian Equal Opportunity and Human Rights Commission notified the Tribunal on 19 January 2018 that it did not seek leave to intervene in and be joined as a party to the proceeding under section 159 of the Act.
- The applicant is located at Austin Health and is one of 14 similar centres funded by the Victorian Government Department of Human Services. Its primary role is to provide counselling, advocacy and support services to victims and survivors of sexual assault, and non-offending family members and friends, female and male.
- Over 90% of perpetrators of sexual assaults are male. Clients are asked when they call the applicant whether they would prefer a female or male counsellor. When asked, around 80% of clients, female and male, express a preference for a female counsellor and in some cases refuse to see a male counsellor. In these circumstances, the applicant needs more female than male counsellors and advocates. It is important to be able to provide the most appropriate assistance to the applicant's clients because they are in crisis situations and are often embarrassed or feeling afraid or anxious when they make contact to seek support. It is crucial to establish trust if clients are to be assisted appropriately. This can most easily be done by a counsellor advocate of the sex of the client's choice. It is noted that the applicant also employs a male counsellor who assists clients who have expressed a preference for a counsellor of that sex.
- An exemption in the same terms was granted in 2013 and will expire on 30 January 2018 (A230/2012). No exception applies to the exempt conduct and in the absence of an exemption the exempt conduct would amount to prohibited discrimination on expiry of the current exemption.
- When making decisions about exemptions, the Tribunal is required to give proper consideration to relevant human rights as set out in the **Charter of Human Rights and Responsibilities Act 2006** (Charter). Arguably, this exemption limits the right to equality and in particular the right to equal and effective protection against discrimination of males who would wish to be employed in the counsellor advocate role. I am satisfied that, in the circumstances discussed above, the limit imposed by this exemption is reasonable and justified under the Charter.

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

This exemption is to remain in force from 31 January 2018 to 30 January 2023.

Dated 19 January 2018

A. DEA  
Senior Member

---

#### INTERIM EXEMPTION

Application No. H358/2017

The Victorian Civil and Administrative Tribunal has considered an application pursuant to section 89 of the **Equal Opportunity Act 2010** (the Act) by Caulfield Grammar School (the applicant). The application for exemption is to enable the applicant to, from time to time, for the purposes of achieving gender balance:

- (a) structure waiting and enrolment lists to target prospective students of either gender;
  - (b) advertise for prospective male or female students in year levels where future waiting lists show a gender imbalance; and
  - (c) grant scholarships to male or female students and advertise for such.
- (the exempt conduct).

Upon reading the material filed in support of this application and having considered the reasons for decision given in proceeding A225/2012 dated 19 February 2013 which considered the same form of exemption, the Tribunal is satisfied that it is appropriate to grant an interim exemption from sections 38, 44, 107 and 182 of the Act to enable the applicant to engage in the exempt conduct until the application is finally heard and determined.

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

This exemption is to remain in force from 28 February 2018 to 30 April 2018.

Dated 19 January 2018

A. DEA  
Senior Member

---

### **Education and Training Reform Act 2006**

#### **NOTIFICATION IMPOSING CONDITIONS ON THE REGISTRATION OF A TEACHER**

Pursuant to section 2.6.46 of the **Education and Training Reform Act 2006** (the Act), the Victorian Institute of Teaching (the Institute) may find a teacher has engaged in serious misconduct and may make a determination pursuant to subsection 2.6.46(2) to impose conditions on the registration of the teacher.

On 22 December 2017, Margaret Van Der Peet, Registration No. 176363, was found guilty of serious misconduct.

On 22 December 2017, Margaret Van Der Peet's registration as a teacher in Victoria had conditions imposed on her registration.

VICTORIAN INSTITUTE OF TEACHING

---

### **Electoral Act 2002**

#### **CHANGES TO REGISTER OF POLITICAL PARTIES**

In accordance with section 51 of the **Electoral Act 2002**, I hereby give notice of the following changes to the Register of Political Parties.

Former name of party: Australian Sex Party – Victoria.

Former abbreviation of name: Sex Party.

New name of party: Reason Victoria.

New abbreviation of name: Reason.

Dated 16 January 2018

WARWICK GATELY, AM  
Victorian Electoral Commission

---

### **Marine Safety Act 2010**

#### **NOTICE OF BOATING ACTIVITY EXCLUSION ZONE**

Southern Rural Water, as the declared waterway manager for the Melton Reservoir, hereby gives notice under section 208(2) of the **Marine Safety Act 2010** that the waters of the Melton Reservoir are prohibited to all persons and vessels not registered to take part in the Melton Gold Cup 2018. The exclusion zone takes effect between 9.00 am to 9.00 pm on 2 February 2018, and 7.00 am to 9.00 pm on 3 and 4 February 2018.

Dated 22 January 2018

By Order of Southern Rural Water  
EDWARD SMITH  
Manager Water Supply West  
Southern Rural Water

---

**Marine Safety Act 2010**

## PUBLIC NOTICE

## Declaration of Boating Activity Exemption

Southern Rural Water, as the declared waterway manager for the waters of Melton Reservoir under the **Marine Safety Act 2010** (Act), makes the following declaration under section 203(3) of the Act.

For the purposes of the boating activity by the Melbourne Runabout & Speedboat Club, on the waters of Melton Reservoir, vessels and persons competing in the Melton Gold Cup event are exempt from:

**Masters of Competitor vessels during the event only:**

1. Exemption from 5 knots within 50 metres of another vessel – clause 2(c);
2. Exemption from regulation to carry waterproof torch, anchor and chain, bucket with lanyard, bailer on vessel – clause 96(5);
3. Exemption from requirement to carry fire extinguisher – clause 97;
4. Exemption from regulation for PFD to be worn at all times by person on open area of vessel underway – clause 100(3);
5. Exemption from regulation for master to carry a PFD for all persons – clause 96(6);
6. Exemption from vessel prohibited area adjacent to the dam, as detailed in VOZR – clause 150.3;
7. Exemption from requirement for holders of restricted Marine Licences to operate a vessel at a speed not exceeding 10 knots – clause 44(2)(b)

**Masters of Rescue Vessels when undertaking rescue activities only:**

8. Exemption from 5 knots within 50 metres of a person in the water – clause 2(a);
9. Exemption from 5 knots within 50 metres of another vessel – clause 2(c);
10. Exemption from 5 knots within 50 metres of the water's edge – clause 3(a);
11. Exemption from vessel prohibited area adjacent to the dam, as detailed in VOZR – clause 150.3.

**EXEMPTION CONDITIONS**

The exemptions apply while the exclusion zone is in operation; 9.00 am to 9.00 pm on 2 February 2018, and 7.00 am to 9.00 pm on 3 and 4 February 2018 for the waters of Melton Reservoir only. All exemptions are provided masters and competitors comply with requirements detailed in event application and current APBA Rule Book.

The masters of competing vessels are exempt from items 1–5 in the above list when competing in the event.

Item 6 in the list above applies to competitors provided they maintain their vessels at the minimum speed necessary for navigation when in this area.

Item 7 only applies to competitors in Formula Future J3 Class, provided they hold an SBC licence, attend a separate dedicated briefing and do not exceed 37 knots.

The masters of rescue vessels are exempt from items 8–11 in the above list only when undertaking a rescue operation to retrieve persons in distress, provide for their initial medical or other needs and deliver them to a place of safety on shore. Any rescue vessel not fitted with prop guards that are required to assist with rescue in an emergency must turn engine off before bringing persons on board.

Official vessels within the exclusion zone are limited to 1 X Diver, 1 X Rescue boat, 1 X Rescue/Start boat, 1 X Tow boat.

Dated 22 January 2018

By Order of Southern Rural Water  
EDWARD SMITH  
Manager Water Supply West  
Southern Rural Water

**Road Safety Act 1986****ORDER DECLARING OFFENCES AGAINST THE LAWS OF OTHER STATES AND TERRITORIES TO BE CORRESPONDING INTERSTATE DRINK-DRIVING OFFENCES**

I, Luke Donnellan, Minister for Roads and Road Safety, make the following Order under section 25(1) of the **Road Safety Act 1986**:

**1. Purpose**

The purpose of this Order is to declare that offences against the laws of another State or a Territory correspond to Victorian drink-driving offences for the purpose of the **Road Safety Act 1986**.

**2. Background**

- (1) Section 25(1) of the **Road Safety Act 1986** provides that the Minister administering that Act, by Order published in the Government Gazette, may declare that an offence against a law of another State or a Territory (a ‘corresponding interstate drink-driving offence’) corresponds to a Victorian drink-driving offence specified in the Order.
- (2) Section 25(2) of the **Road Safety Act 1986** provides that a ‘Victorian drink-driving offence’ –
  - (a) means –
    - (i) an offence under section 49(1) of the **Road Safety Act 1986**, other than an offence under section 49(1)(a) of the **Road Safety Act 1986** involving only a drug or an offence under section 49(1)(ba), (bb), (h) or (i) of the **Road Safety Act 1986**; or
    - (ii) an offence referred to in section 89(1) of the **Sentencing Act 1991** where the court makes a finding that the offence was committed while the person was under the influence of alcohol, or both alcohol and a drug which contributed to the offence; but
  - (b) does not include an accompanying driver offence (which is an offence committed by a person who is taken to be in charge of a motor vehicle by reason of the operation of section 3AA(1)(d) of the **Road Safety Act 1986**).
- (3) Section 89(1) of the **Sentencing Act 1991** refers to a ‘serious motor vehicle offence’ which is defined in section 87P of that Act. Serious motor vehicle offences include –
  - (a) manslaughter arising out of the driving of a motor vehicle; or
  - (b) an offence under section 24 of the **Crimes Act 1958** in respect of serious injury arising out of the driving of a motor vehicle (negligently causing serious injury); or
  - (c) an offence under section 318 of the **Crimes Act 1958** arising out of the driving of a motor vehicle other than the operating of a vessel (culpable driving causing death); or
  - (d) an offence under section 319 of the **Crimes Act 1958** arising out of the driving of a motor vehicle other than the operating of a vessel (dangerous driving causing death or serious injury).
- (4) Section 25(3) of the **Road Safety Act 1986** provides that, on being notified that a person who holds a Victorian driver licence or learner permit has been disqualified from driving or obtaining a licence or permit in another jurisdiction as a result of having been convicted or found guilty of a corresponding interstate drink-driving offence committed in that jurisdiction, the Roads Corporation must –
  - (a) cancel that Victorian driver licence or learner permit; and
  - (b) disqualify the person from obtaining a Victorian driver licence or learner permit for the period determined in accordance with sections 24(4), (5), (6), (7) and (9).

- (5) Section 25(4) of the **Road Safety Act 1986** provides that, subject to subsections (5), (6), (7) and (9), the period of disqualification for a corresponding interstate drink-driving offence is the minimum period of disqualification that would apply had the person been convicted or found guilty of the Victorian drink-driving offence to which the corresponding interstate drink-driving offence corresponds.
- (6) Section 31KB(1) and (2) of the **Road Safety Act 1986** provide that, if a person has been disqualified under section 25(3) from obtaining a Victorian driver licence or learner permit in respect of a corresponding interstate drink-driving offence, at the end of the disqualification period, a Victorian driver licence or learner permit granted by the Roads Corporation to the person must be made subject to an alcohol interlock condition.
- (7) Section 31KB(4) of the **Road Safety Act 1986** provides that a person granted a driver licence or learner permit on which an alcohol interlock condition is imposed under section 31KB cannot apply under section 50AAAB for the removal of the condition during the period (the “relevant period”), determined in accordance with section 31KB(5).
- (8) Section 31KB(5) of the **Road Safety Act 1986** provides that the relevant period applying to a person who has had their driver licence or learner permit cancelled under section 25(3) in respect of a corresponding interstate drink-driving offence is the minimum period specified in Column 4 of the Table in Schedule 1B to the **Road Safety Act 1986** that would apply had the person been convicted or found guilty of the Victorian drink-driving offence to which the interstate drink-driving offence has been declared to correspond by Order made under section 25(1).

### 3. Authorising Provision

This Order is made under section 25(1) of the **Road Safety Act 1986**.

### 4. Commencement

This Order comes into operation on 31 January 2018.

### 5. Definitions

In this Order and the Schedules to this Order –

‘accompanying licensed driver’ means a person, other than a commercial driving instructor acting as such, who is sitting beside a person who is driving a motor vehicle for which that person does not hold an appropriate driver licence, for the purpose of enabling that person lawfully to drive that motor vehicle on a highway;

‘CA’ means the **Crimes Act 1958**;

‘commercial driving instructor’ has the same meaning as in the **Road Safety Act 1986**;

‘full driver licence’ means a driver licence other than a probationary driver licence;

‘RSA’ means the **Road Safety Act 1986**.

### 6. Interpretation

- (1) Where an offence of manslaughter is specified in Column 3 of Schedules 1 to 7 to this Order, this means an offence of manslaughter (within the meaning of the **Crimes Act 1958**) –
  - (a) committed in circumstances where the court has made a finding that the offence was committed while the person was under the influence of alcohol, or both alcohol and a drug which contributed to the offence; and
  - (b) arising out of the driving of a motor vehicle.
- (2) Where an offence under section 24 of the **Crimes Act 1958** is specified in Column 3 of Schedules 1 to 7 to this Order, this means an offence under that section –

- (a) committed in circumstances where the court has made a finding that the offence was committed while the person was under the influence of alcohol, or both alcohol and a drug which contributed to the offence; and
  - (b) in respect of serious injury arising out of the driving of a motor vehicle.
- (3) Where an offence under section 318 of the **Crimes Act 1958** is specified in Column 3 of Schedules 1 to 7 to this Order, this means an offence under that section –
- (a) committed in circumstances where the court has made a finding that the offence was committed while the person was under the influence of alcohol, or both alcohol and a drug which contributed to the offence; and
  - (b) arising out of the driving of a motor vehicle (other than the operating of a vessel).
- (4) Where an offence under section 319 of the **Crimes Act 1958** is specified in Column 3 of Schedules 1 to 7 to this Order, this means an offence under that section –
- (a) committed in circumstances where the court has made a finding that the offence was committed while the person was under the influence of alcohol, or both alcohol and a drug which contributed to the offence; and
  - (b) arising out of the driving of a motor vehicle (other than the operating of a vessel).
- (5) Where an offence under section 49(1)(a) of the **Road Safety Act 1986** is specified in Column 3 of Schedules 1 to 7 to this Order, this means an offence under that section other than an offence involving only a drug.

**7. Declaration of corresponding interstate drink-driving offences**

Subject to clause 9, the offences set out in Column 1 of Schedules 1 to 7 to this Order are declared to correspond to the Victorian drink-driving offences set out in Column 3 of Schedules 1 to 7 to this Order.

**8. Additional Information**

The information set out in Column 2 of Schedules 1 to 7 to this Order is provided for information only, and does not extend, limit or otherwise affect the operation of this Order.

**9. Exceptions**

An offence set out in Column 1 of Schedules 1 to 7 to this Order is not a corresponding interstate drink-driving offence –

- (a) if –
  - (i) the minimum period of disqualification applying to the corresponding Victorian drink-driving offence set out in Column 3 of the relevant Schedule varies depending on the concentration of alcohol in the person's blood or breath; and
  - (ii) the offence would be dealt with as a first offence under section 25(7) of the **Road Safety Act 1986**; and
  - (iii) either –
    - (A) in the case of a relevant person who, at the time of the offence, was 26 years of age or more and was the holder of a Victorian full driver licence – the recorded concentration of alcohol in the relevant person's blood was 0.05 or more but less than 0.07 grams per 100 millilitres of blood or in the person's breath was 0.05 or more but less than 0.07 grams per 210 litres of exhaled air (or would be treated as such because of the operation of section 25(6) of the **Road Safety Act 1986**); or

(B) in the case of a relevant person who, at the time of the offence, was 26 years of age or more or was the holder of a Victorian full driver licence – the recorded concentration of alcohol in the relevant person’s blood was less than 0.05 grams per 100 millilitres of blood or in the person’s breath was less than 0.05 grams per 210 litres of exhaled air (or would be treated as such because of the operation of section 25(6) of the **Road Safety Act 1986**); or

(b) if the offence was committed by an accompanying licensed driver.

Dated 18 January 2018

LUKE DONNELLAN MP  
Minister for Roads and Road Safety

**SCHEDULE 1**  
**Corresponding Laws of New South Wales**

<b>Column 1</b> <b>Corresponding interstate drink-driving offence</b>	<b>Column 2</b> <b>Summary of corresponding interstate drink-driving offence</b>	<b>Column 3</b> <b>Corresponding Victorian drink-driving offence</b>
An offence under section 110(1)(a) or (b) of the <b>Road Transport Act 2013</b>	Drive or occupy driving seat and attempt to put motor vehicle in motion while there is present in driver’s breath or blood the novice range prescribed concentration of alcohol (of more than zero but less than 0.02 grams of alcohol in 210 litres of breath or 100 millilitres of blood)	RSA 49(1)(b)
An offence under section 110(2)(a) or (b) of the <b>Road Transport Act 2013</b>	Drive or occupy driving seat and attempt to put motor vehicle in motion while there is present in driver’s breath or blood the special range prescribed concentration of alcohol (of 0.02 or more but less than 0.05 grams of alcohol in 210 litres of breath or 100 millilitres of blood)	RSA 49(1)(b)
An offence under section 110(3)(a) or (b) of the <b>Road Transport Act 2013</b>	Drive or occupy driving seat and attempt to put motor vehicle in motion while there is present in driver’s breath or blood the low range prescribed concentration of alcohol (of 0.05 or more but less than 0.08 grams of alcohol in 210 litres of breath or 100 millilitres of blood)	RSA 49(1)(b)
An offence under section 110(4)(a) or (b) of the <b>Road Transport Act 2013</b>	Drive or occupy driving seat and attempt to put motor vehicle in motion while there is present in driver’s breath or blood the middle range prescribed concentration of alcohol (of 0.08 or more but less than 0.15 grams of alcohol in 210 litres of breath or 100 millilitres of blood)	RSA 49(1)(b)

Column 1 Corresponding interstate drink-driving offence	Column 2 Summary of corresponding interstate drink-driving offence	Column 3 Corresponding Victorian drink- driving offence
An offence under section 110(5)(a) or (b) of the <b>Road Transport Act 2013</b>	Drive or occupy driving seat and attempt to put motor vehicle in motion while there is present in driver's breath or blood the high range prescribed concentration of alcohol (of 0.15 grams or more of alcohol in 210 litres of breath or 100 millilitres of blood)	RSA 49(1)(b)
An offence under section 112(1)(a) or (b) of the <b>Road Transport Act 2013</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Drive vehicle, or occupy driving seat of vehicle and attempt to put vehicle in motion while under influence of alcohol or both alcohol and drug	RSA 49(1)(a)
An offence under clause 3(4) of Schedule 3 to the <b>Road Transport Act 2013</b>	Fail to comply with request or signal of police officer to stop vehicle to undergo breath test	RSA 49(1)(c)
Manslaughter (within the meaning of the <b>Crimes Act 1900</b> ), arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Manslaughter	Manslaughter
An offence under section 52A(1) of the <b>Crimes Act 1900</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Dangerous driving occasioning death	CA 319(1)
An offence under section 52A(2) of the <b>Crimes Act 1900</b> , where the offence was committed while under the influence of alcohol or both alcohol and a drug	Aggravated dangerous driving occasioning death	CA 318(1)
An offence under section 52A(3) of the <b>Crimes Act 1900</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Dangerous driving occasioning grievous bodily harm	CA 319(1A)



<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 52A(4) of the <b>Crimes Act 1900</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Aggravated dangerous driving occasioning grievous bodily harm	CA 319(1A)
An offence under section 53 of the <b>Crimes Act 1900</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Wanton or furious riding, or driving, or racing, or other misconduct, or by wilful neglect, causing any person any bodily harm	CA 319(1A)
An offence under section 54 of the <b>Crimes Act 1900</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Causing grievous bodily harm	CA 24

## SCHEDULE 2

### Corresponding Laws of Queensland

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 79(1) of the <b>Transport Operations (Road Use Management) Act 1995</b> , in circumstances where the offence related to driving a motor vehicle, attempting to put in motion a motor vehicle, or being in charge of a motor vehicle and the offence was committed while under the influence of alcohol or both alcohol and a drug	Driving motor vehicle, attempting to put in motion motor vehicle, or being in charge of motor vehicle while under influence of alcohol or both alcohol and drug	RSA 49(1)(a)

Column 1 Corresponding interstate drink-driving offence	Column 2 Summary of corresponding interstate drink-driving offence	Column 3 Corresponding Victorian drink- driving offence
An offence under section 79(1F) of the <b>Transport Operations (Road Use Management) Act 1995</b> , in circumstances where the offence related to driving a motor vehicle, attempting to put in motion a motor vehicle, or being in charge of a motor vehicle	Driving motor vehicle, attempting to put in motion motor vehicle, or being in charge of motor vehicle while over middle alcohol limit (of 0.10 grams of alcohol in 210 litres of breath or 100 millilitres of blood) but not over high alcohol limit (of 0.15 grams of alcohol in 210 litres of breath or 100 millilitres of blood)	RSA 49(1)(b)
An offence under section 79(2) of the <b>Transport Operations (Road Use Management) Act 1995</b> , in circumstances where the offence related to driving a motor vehicle, attempting to put in motion a motor vehicle, or being in charge of a motor vehicle	Driving motor vehicle, attempting to put in motion motor vehicle, or being in charge of motor vehicle while over general alcohol limit (of 0.05 grams of alcohol in 210 litres of breath or 100 millilitres of blood) but not over middle alcohol limit (of 0.10 grams of alcohol in 210 litres of breath or 100 millilitres of blood)	RSA 49(1)(b)
An offence under section 79(2A), (2B), (2J), (2K) or (2L) of the <b>Transport Operations (Road Use Management) Act 1995</b> , in circumstances where the offence related to driving a motor vehicle, attempting to put in motion a motor vehicle, or being in charge of a motor vehicle	Driving motor vehicle, attempting to put in motion motor vehicle, or being in charge of motor vehicle while over no alcohol limit (of zero grams of alcohol in 210 litres of breath or 100 millilitres of blood) but not over general alcohol limit (of 0.05 grams of alcohol in 210 litres of breath or 100 millilitres of blood)	RSA 49(1)(b)
An offence under section 80(5A) of the <b>Transport Operations (Road Use Management) Act 1995</b> , in circumstances where the offence related to a person who drove a motor vehicle, attempted to put in motion a motor vehicle, or was in charge of a motor vehicle	Fail to provide specimen of saliva or breath or fail to provide specimen in manner directed by police officer	RSA 49(1)(c)

Column 1 Corresponding interstate drink-driving offence	Column 2 Summary of corresponding interstate drink-driving offence	Column 3 Corresponding Victorian drink- driving offence
An offence under section 80(11) of the <b>Transport Operations (Road Use Management) Act 1995</b> , in circumstances where the offence related to a person who drove a motor vehicle, attempted to put in motion a motor vehicle, or was in charge of a motor vehicle	Fail to provide specimen of breath, saliva or blood	RSA 49(1)(c)
An offence under section 60(2) of the <b>Police Powers and Responsibilities Act 2000</b> , in the case where the prescribed purpose for stopping the vehicle was to conduct a breath test or saliva test	Fail to stop vehicle for breath test or saliva test when required by police	RSA 49(1)(c)
Manslaughter (within the meaning of the <b>Criminal Code</b> ), arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Manslaughter	Manslaughter
An offence under section 328 of the <b>Criminal Code</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Negligent act causing harm	CA 24
An offence under section 328A(1) or (2) of the <b>Criminal Code</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Operate vehicle dangerously	RSA 49(1)(a)

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 328A(4) of the <b>Criminal Code</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Operate vehicle dangerously and cause death of or grievous bodily harm to another person	CA 319(1A)

**SCHEDULE 3****Corresponding Laws of South Australia**

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 45(1) of the <b>Road Traffic Act 1961</b> , where the offence is an aggravated offence within the meaning of section 45(3)(a) of that Act in circumstances where the offence was committed under the influence of alcohol or both alcohol and a drug	Aggravated careless driving causing death or serious harm	CA 24
An offence under section 45(1) of the <b>Road Traffic Act 1961</b> , where the offence is an aggravated offence within the meaning of section 45(3)(b) (iii) of that Act	Aggravated careless driving with blood or breath alcohol content of or above 0.08 grams in 100 millilitres of blood or 210 litres of breath	RSA 49(1)(b)
An offence under section 45(1) of the <b>Road Traffic Act 1961</b> , where the offence is an aggravated offence within the meaning of section 45(3)(b)(iv) of that Act in circumstances where the offender was, at the time of the offence, driving a vehicle in contravention of section 47 of that Act and the offence was committed under the influence of alcohol or both alcohol and a drug	Aggravated careless driving while under the influence of alcohol or drugs so as to be incapable of exercising effective control of vehicle	RSA 49(1)(a)

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 43(1) (b) of the <b>Road Traffic Act 1961</b>	Fail to submit to blood or oral fluid test after accident	RSA 49(1)(ea)
An offence under section 47(1) of the <b>Road Traffic Act 1961</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Drive under influence of alcohol or both alcohol and drugs so as to be incapable of exercising effective control of vehicle	RSA 49(1)(a)
An offence under section 47B(1) of the <b>Road Traffic Act 1961</b>	Drive with prescribed concentration of alcohol in blood	RSA 49(1)(b)
An offence under section 47E(2a) of the <b>Road Traffic Act 1961</b>	Fail to comply with direction to stop motor vehicle or other directions to facilitate alcotest or breath analysis	RSA 49(1)(d)
An offence under section 47E(3) of the <b>Road Traffic Act 1961</b>	Refuse to provide breath sample for analysis	RSA 49(1)(c)
Manslaughter (within the meaning of the <b>Criminal Law Consolidation Act 1935</b> ), arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Manslaughter	Manslaughter
An offence under section 19A(1) of the <b>Criminal Law Consolidation Act 1935</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Causing death by driving vehicle in culpably negligent manner, recklessly, or at speed or in manner dangerous to any person	CA 318(1)
An offence under section 19A(3) of the <b>Criminal Law Consolidation Act 1935</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Causing harm to another by driving vehicle in culpably negligent manner, recklessly, or at speed or in manner dangerous to any person	CA 319(1A)

**SCHEDULE 4**  
**Corresponding Laws of Tasmania**

<b>Column 1</b> <b>Corresponding interstate drink-driving offence</b>	<b>Column 2</b> <b>Summary of corresponding interstate drink-driving offence</b>	<b>Column 3</b> <b>Corresponding Victorian drink-driving offence</b>
An offence under section 4 of the <b>Road Safety (Alcohol and Drugs) Act 1970</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Drive under influence of alcohol or both alcohol and drug	RSA 49(1)(a)
An offence under section 6(1) or 6(2) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b>	Drive with more than prescribed concentration of alcohol in blood or breath	RSA 49(1)(b)
An offence under section 14(1)(a) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b> , in the case of a failure or refusal to comply with a requirement to undergo a breath test made under section 7A(1) or 8(6) of that Act	Fail to comply with requirement to undergo breath test	RSA 49(1)(c)
An offence under section 14(1)(b) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b> , in the case of a failure or refusal to comply with a direction to stop a motor vehicle under section 7A(1) or 8(5) of that Act	Fail to comply with requirement to stop motor vehicle	RSA 49(1)(d)
An offence under section 14(1)(c) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b>	Fail to comply with requirement to undergo breath test in presence of police officers or fail to undergo breath test in accordance with directions given	RSA 49(1)(e)
An offence under section 14(1A) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b> , in the case of a failure or refusal to comply with a requirement made by a police officer under section 10(1) of that Act	Fail to proceed to place to submit to taking of blood or breath sample	RSA 49(1)(e)

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 14(1A) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b> , in the case of a failure or refusal to comply with a requirement made by a police officer under section 10A(1) or (1A) of that Act	Fail to submit to taking of sample of blood for analysis after accident	RSA 49(1)(ea)
An offence under section 14(1B) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b>	Avoid provision of blood sample for analysis or avoid submitting to breath analysis by escaping or attempting to escape from custody	RSA 49(1)(e)
An offence under section 14(1C) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b>	Avoid provision of blood sample for analysis or avoid submitting to breath analysis by obstructing or hindering conveyance to appropriate place	RSA 49(1)(e)
An offence under section 14(2) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b>	Fail or refuse to submit to breath analysis	RSA 49(1)(e)
An offence under section 14(4) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b> , in the case of a failure or refusal to comply with a direction made by a police officer under section 10(6) of that Act	Fail or refuse to submit to taking of sample of blood for analysis	RSA 49(1)(e)
An offence under section 14(5) of the <b>Road Safety (Alcohol and Drugs) Act 1970</b>	Object to blood or urine sample being analysed	RSA 49(1)(e)
An offence under section 32(2A) of the <b>Traffic Act 1925</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Cause death of another person by driving motor vehicle on public street negligently	CA 319(1)
An offence under section 32(2B) of the <b>Traffic Act 1925</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Cause grievous bodily harm to another person by driving motor vehicle on public street negligently	CA 24

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
Manslaughter within the meaning of the <b>Criminal Code</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Manslaughter	Manslaughter
An offence under section 167A of the <b>Criminal Code</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Causing death by dangerous driving	CA 319(1)
An offence under section 167B of the <b>Criminal Code</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Dangerous driving causing grievous bodily harm	CA 319(1A)

**SCHEDULE 5****Corresponding Laws of Western Australia**

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 59 of the <b>Road Traffic Act 1974</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and drugs	Dangerous driving causing death or grievous bodily harm	CA 319(1A)
An offence under section 59A of the <b>Road Traffic Act 1974</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and drugs	Dangerous driving causing bodily harm	CA 319(1A)



<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 59BA of the <b>Road Traffic Act 1974</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and drugs	Careless driving causing death, grievous bodily harm or bodily harm	CA 24
An offence under section 63(1) of the <b>Road Traffic Act 1974</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and drugs	Drive motor vehicle while under influence of alcohol or alcohol and drug	RSA 49(1)(a)
An offence under section 64(1) of the <b>Road Traffic Act 1974</b>	Drive motor vehicle with blood or breath alcohol content of or above 0.08 grams of alcohol per 100 millilitres of blood or 210 litres of breath	RSA 49(1)(b)
An offence under section 64AA(1) of the <b>Road Traffic Act 1974</b>	Drive motor vehicle with blood or breath alcohol content of or above 0.05 grams of alcohol per 100 millilitres of blood or 210 litres of breath	RSA 49(1)(b)
An offence under section 64A(1) of the <b>Road Traffic Act 1974</b>	Drive motor vehicle with blood or breath alcohol content of or above 0.02 grams of alcohol per 100 millilitres of blood or 210 litres of breath	RSA 49(1)(b)
An offence under section 64AAA(1) or (2) of the <b>Road Traffic Act 1974</b>	Drive motor vehicle with any alcohol content in blood or breath – certain persons	RSA 49(1)(b)
An offence under section 67 of the <b>Road Traffic Act 1974</b>	Fail to comply with requirement to provide breath, blood or urine sample for analysis or to accompany police officer	RSA 49(1)(c)
An offence under section 67A(1) of the <b>Road Traffic Act 1974</b> , in circumstances where the requirement of a police officer was made pursuant to section 66 of that Act	Fail to comply with requirement of police officer made pursuant to section 66 of the <b>Road Traffic Act 1974</b> to provide breath, blood, urine sample for analysis or to stop, wait, leave vehicle or to accompany police officer	RSA 49(1)(c)

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
Manslaughter (within the meaning of the <b>Criminal Code</b> ), arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Manslaughter	Manslaughter

### SCHEDULE 6

#### Corresponding Laws of the Australian Capital Territory

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 19(1) of the <b>Road Transport (Alcohol and Drugs) Act 1977</b>	Have prescribed concentration of alcohol in blood or breath in relevant period after being driver of motor vehicle	RSA 49(1)(b)
An offence under section 22 of the <b>Road Transport (Alcohol and Drugs) Act 1977</b>	Refuse to provide breath sample	RSA 49(1)(c)
An offence under section 22B(1)(a)(i) or (b) of the <b>Road Transport (Alcohol and Drugs) Act 1977</b>	Fail to undergo alcohol screening test or remain in place where test being carried out	RSA 49(1)(c)
An offence under section 22C(1)(a)(i) or (b) of the <b>Road Transport (Alcohol and Drugs) Act 1977</b>	Refuse to undergo alcohol screening test or fail to undergo test in accordance with instructions of police officer	RSA 49(1)(c)
An offence under section 23(1) of the <b>Road Transport (Alcohol and Drugs) Act 1977</b>	Refuse to permit blood sample to be taken	RSA 49(1)(e)
An offence under section 23(2) of the <b>Road Transport (Alcohol and Drugs) Act 1977</b>	Behave so as to make taking blood sample impossible or impractical	RSA 49(1)(e)
An offence under section 23(3) of the <b>Road Transport (Alcohol and Drugs) Act 1977</b>	Refuse to undergo medical examination or to provide bodily sample	RSA 49(1)(e)

<b>Column 1 Corresponding interstate drink-driving offence</b>	<b>Column 2 Summary of corresponding interstate drink-driving offence</b>	<b>Column 3 Corresponding Victorian drink- driving offence</b>
An offence under section 24(1) of the <b>Road Transport (Alcohol and Drugs) Act 1977</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Drive motor vehicle under influence of alcohol or alcohol and drug	RSA 49(1)(a)
Manslaughter (within the meaning of the <b>Crimes Act 1900</b> ), arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Manslaughter	Manslaughter
An offence under section 25 of the <b>Crimes Act 1900</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Causing grievous bodily harm	CA 24
An offence under section 29(2) of the <b>Crimes Act 1900</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Culpable driving of motor vehicle causing death	CA 318(1)
An offence under section 29(4) of the <b>Crimes Act 1900</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Culpable driving of motor vehicle causing grievous bodily harm	CA 319(1A)

**SCHEDULE 7**  
**Corresponding Laws of the Northern Territory**

<b>Column 1</b> <b>Corresponding interstate</b> <b>drink-driving offence</b>	<b>Column 2</b> <b>Summary of corresponding interstate</b> <b>drink-driving offence</b>	<b>Column 3</b> <b>Corresponding</b> <b>Victorian drink-</b> <b>driving offence</b>
An offence under section 21(1) of the <b>Traffic Act</b>	Drive motor vehicle with high range breath or blood alcohol content (of 0.15 or more grams of alcohol in 100 millilitres of blood or 210 litres of breath)	RSA 49(1)(b)
An offence under section 22(1) of the <b>Traffic Act</b>	Drive motor vehicle with medium range breath or blood alcohol content (of 0.08 or more but less than 0.15 grams of alcohol in 100 millilitres of blood or 210 litres of breath)	RSA 49(1)(b)
An offence under section 23(1) of the <b>Traffic Act</b>	Drive motor vehicle with low range breath or blood alcohol content (of 0.05 or more but less than 0.08 grams of alcohol in 100 millilitres of blood or 210 litres of breath)	RSA 49(1)(b)
An offence under section 24(2) of the <b>Traffic Act</b>	Drive motor vehicle with any breath or blood alcohol content – certain persons	RSA 49(1)(b)
An offence under section 25(3) of the <b>Traffic Act</b>	Drive motor vehicle with any breath or blood alcohol content – certain vehicles	RSA 49(1)(b)
An offence under section 29AAA(1)(a) of the <b>Traffic Act</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Drive under influence of alcohol or alcohol and drug so as to be incapable of having proper control of vehicle	RSA 49(1)(a)
An offence under section 29AAB(2) of the <b>Traffic Act</b> , where the failure to comply with a direction relates to a direction made under section 29AAB(1)(a) of that Act	Fail to comply with direction to pull over for breath test	RSA 49(1)(d)
An offence under section 29AAE(1) of the <b>Traffic Act</b>	Fail to submit to breath analysis	RSA 49(1)(e)
An offence under section 29AAH(1) of the <b>Traffic Act</b>	Fail to provide sample of blood	RSA 49(1)(e)
Manslaughter (within the meaning of the <b>Criminal Code</b> ), arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Manslaughter	Manslaughter

---

<b>Column 1</b> <b>Corresponding interstate</b> <b>drink-driving offence</b>	<b>Column 2</b> <b>Summary of corresponding interstate</b> <b>drink-driving offence</b>	<b>Column 3</b> <b>Corresponding</b> <b>Victorian drink-</b> <b>driving offence</b>
An offence under section 174E of the <b>Criminal Code</b> , arising out of the driving of a motor vehicle, in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Negligently causing serious harm	CA 24
An offence under section 174F(1) of the <b>Criminal Code</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Driving motor vehicle causing death	CA 319(1)
An offence under section 174F(2) of the <b>Criminal Code</b> , in circumstances where the offence was committed while under the influence of alcohol or both alcohol and a drug	Driving motor vehicle causing serious harm	CA 319(1A)

---

**Subordinate Legislation Act 1994**

## NOTICE OF DECISION

Legal Profession Uniform Law Application (Practising Certificate Fees) Regulations 2018

I, Martin Pakula, Attorney-General and Minister responsible for administering the **Legal Profession Uniform Law Application Act 2014** give notice under section 12 of the **Subordinate Legislation Act 1994** as follows:

A Regulatory Impact Statement (RIS) was prepared in relation to the proposed Legal Profession Uniform Law Application (Practising Certificate Fees) Regulations 2018 (the proposed Regulations). The objective of the proposed Regulations is to prescribe practising certificate fees for legal practitioners in Victoria. A practising certificate is required under the **Legal Profession Uniform Law Application Act 2014** for an Australian lawyer to engage in legal practice in Victoria. The **Legal Profession Uniform Law Application Act 2014** requires that an application for a practising certificate be accompanied by the prescribed fee for the certificate. Pursuant to section 156(1)(b) and (2) of the **Legal Profession Uniform Law Application Act 2014**, Regulations prescribing fees for practising certificates are made on the recommendation of the Victorian Legal Services Board (the Board).

The proposed Regulations will commence on 1 March 2018. They include transitional arrangements that enable current fees for practising certificates granted for the 2017–18 year to continue to be charged from 1 March 2018 until 30 June 2018. The proposed Regulations set new fees for practising certificates issued for the 2018–19 financial year and the following nine financial years, as follows:

- 43.04 fee units for principals with trust account authorisation;
- 30.03 fee units for principals without trust account authorisation;
- 28.06 fee units for employees;
- 24.33 fee units for barristers;
- 16.88 fee units for corporate practitioners; and
- 15.47 fee units for government practitioners and community sector practitioners.

The RIS was advertised seeking public comment in the Government Gazette, and The Age and Herald Sun newspapers on 24 October 2017. The closing date for submissions was 30 November 2017. Eleven submissions were received.

**Responses to submissions**

Most of the submissions received by the Board, and the Board's responses to those submissions, are available on the Board's website at [www.lsb.vic.gov.au](http://www.lsb.vic.gov.au)

THE HON. MARTIN PAKULA MP  
Attorney-General

**Planning and Environment Act 1987**  
**BOROONDARA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C243 (Part 2)

The Minister for Planning has approved Amendment C243 (Part 2) to the Boroondara Planning Scheme.

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

The Amendment introduces the Heritage Overlay to 9 Auburn Grove, Hawthorn East (HO665), 68 Riversdale Road, Hawthorn (HO667), and 123 Riversdale Road, Hawthorn (HO668), on a permanent basis.

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 Boroondara City Council, 8 Inglesby Road, Camberwell.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
**BOROONDARA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C272

The Minister for Planning has approved Amendment C272 to the Boroondara Planning Scheme.

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

The Amendment introduces the Heritage Overlay to 20 Sunnyside Avenue (HO750), 18 Sunnyside Avenue (HO751), 64 Cooloongatta Road (HO752), 22 Sunnyside Avenue (HO754), 47 Bellett Street (HO755) and 14 Sunnyside Avenue (HO756), Camberwell, on an interim basis until 31 December 2018.

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 Boroondara City Council, 8 Inglesby Road, Camberwell.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**BRIMBANK PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C126 (Part 2)

The Minister for Planning has approved Amendment C126 (Part 2) to the Brimbank Planning Scheme.

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

The Amendment rezones part of Brimbank City Council's former Municipal Offices at 6–18 Alexandra Avenue, Sunshine, from the Public Use Zone – Schedule 6 to the General Residential Zone – Schedule 1, applies a new Schedule 2 to the Significant Landscape Overlay and the Environmental Audit Overlay (EAO).

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 Brimbank City Council, 301 Hampshire Road, Sunshine, Victoria 3020.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**BRIMBANK PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C187

The Minister for Planning has approved Amendment C187 to the Brimbank Planning Scheme.

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

The Amendment implements the 'Brimbank Development Contributions Plan (November 2016)' by inserting a new Schedule 2 to the Development Contributions Overlay, applying the overlay to the majority of land in the City of Brimbank and incorporating the document at Clause 81.01.

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 Brimbank City Council, 301 Hampshire Road, Sunshine, Victoria 3020.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---



**Planning and Environment Act 1987**  
COLAC OTWAY PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C94

The Minister for Planning has approved Amendment C94 to the Colac Otway Planning Scheme. The Amendment comes into operation on the date this notice is published in the Victoria Government Gazette.

The Amendment rezones land at 119–153 Pound Road, Colac, from Public Use Zone 2 – Education to Public Use Zone 5 – Cemetery/Crematorium, to provide for the future provision of land for the Colac Cemetery.

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 Colac Otway Shire Council, 3–6 Rae Street, Colac.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
LODDON PLANNING SCHEME  
NORTHERN GRAMPPIANS PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment GC84

The Minister for Planning has approved Amendment GC84 to the Loddon and Northern Grampians Planning Schemes.

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

The Amendment inserts the ‘South West Loddon Pipeline Project Incorporated Document, January 2018’ into the schedules to Clauses 52.03 and 81.01 of both planning schemes. The incorporated document includes conditions requiring further environmental reports to be submitted to either the Minister for Planning or the Secretary to the Department of Environment, Land, Water and Planning. It will facilitate the delivery of the South West Loddon Water Supply Project to supply raw (untreated) water to more than 630 properties in the Loddon and Northern Grampians Shires.

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 following Councils: Northern Grampians Shire, St Arnaud Customer Service, 40 Napier Street, St Arnaud; Loddon Shire Council, 41 High Street, Wedderburn; and Northern Grampians Shire Council, Municipal Offices, 56–69 Main Street, Stawell.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**GLEN EIRA PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C143**

The Minister for Planning has approved Amendment C143 to the Glen Eira Planning Scheme.

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

The Amendment rezones the land at 88–100 McKinnon Road, McKinnon, from Industrial 3 Zone to General Residential Zone Schedule 4; inserts Schedule 4 to the General Residential Zone; applies an Environmental Audit Overlay to the land.

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 Glen Eira City Council, corner Glen Eira and Hawthorn Roads, Caulfield.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**GREATER BENDIGO PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C220**

The Minister for Planning has approved Amendment C220 to the Greater Bendigo Planning Scheme.

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

The Amendment amends Schedule 16 to the Development Plan Overlay (DPO16 – Lansell Crest) affecting land at 39–51 Lansell Street, Bendigo, by deleting the cap on dwelling numbers, acknowledging the issue of a Certificate of Environmental Audit, acknowledging the heritage assessment and updating the requirements to be addressed in a development plan.

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, Hopetoun Mill Office, 15 Hopetoun Street, Bendigo.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
**GREATER DANDENONG PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C194 (Part 1)

The Minister for Planning has approved Amendment C194 (Part 1) to the Greater Dandenong Planning Scheme.

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

The Amendment deletes a redundant notation from Map 1 – Outline Development Plan in Schedule 5 to the Development Plan Overlay at Clause 43.04, applying to land at 209 Chapel Road, Keysborough.

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 Dandenong City Council, 225 Lonsdale Street, Dandenong.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
**GREATER GEELONG PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C357

The Minister for Planning has approved Amendment C357 to the Greater Geelong Planning Scheme.

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

The Amendment applies a Public Acquisition Overlay 12 to the land in the Farming Zone at 109–215 Sparrovale Road, Charlemont, and to all of the land at 1–87 Groves Road, Armstrong Creek, to facilitate the acquisition of the land (known collectively as the ‘Sparrovale Wetlands’) and the construction of storm water management infrastructure enabling the continued urban development of the Armstrong Creek Horseshoe Bend Precinct Structure Plan 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 Geelong City Council, 100 Brougham Street, Geelong.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**KNOX PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C170

The Minister for Planning has approved Amendment C170 to the Knox Planning Scheme.

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

The Amendment amends subclause 21.10-2 applying to Knox Central Activity Centre by extending the expiry date from 30 January 2018 to 30 January 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, on weekdays (excluding Tuesdays) from 8.30 am to 5.00 pm and on Tuesdays from 8.30 am to 8.00 pm at Council's Customer Service Building and Planning Counter at the Knox Council Civic Centre, 511 Burwood Highway, Wantirna South.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**MANSFIELD PLANNING SCHEME**

Notice of Approval of Amendment

Amendment C40

The Minister for Planning has approved Amendment C40 to the Mansfield Planning Scheme.

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

The Amendment corrects a mapping anomaly at Stockmans Drive, Mansfield, by rezoning part of the land from Farming Zone to Low Density Residential Zone.

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 Minister for Planning, 8 Nicholson Street, East Melbourne.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**MONASH PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C120**

The Minister for Planning has approved Amendment C120 to the Monash Planning Scheme.

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

The Amendment implements the ‘Glen Waverley Activity Centre Structure Plan 2014’ by rezoning land to specific residential zones, making changes to the Municipal Strategic Statement, introducing a local planning policy and applying a new Design and Development Overlay – Schedule 12 for the Glen Waverley Major Activity Centre.

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 Monash City Council, 293 Springvale Road, Glen Waverley.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**MOONEE VALLEY PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C180**

The Minister for Planning has approved Amendment C180 to the Moonee Valley Planning Scheme.

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

The Amendment inserts the ‘Buckley Street, Essendon Level Crossing Removal Project Incorporated Document, September 2017’ into the Moonee Valley Planning Scheme to facilitate the delivery of the Buckley Street Level Crossing Removal Project.

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 Moonee Valley City Council, Civic Centre, 9 Kellaway Avenue, Moonee Ponds, Victoria 3039.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
MOONEE VALLEY PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C181

The Minister for Planning has approved Amendment C181 to the Moonee Valley Planning Scheme.

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

The Amendment applies the Heritage Overlay (HO446) to land at 66 Buckley Street, Essendon, on an interim basis until 30 October 2018.

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 Moonee Valley City Council at 9 Kellaway Avenue, Moonee Ponds, Victoria 3039.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
MOONEE VALLEY PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C185

The Minister for Planning has approved Amendment C185 to the Moonee Valley Planning Scheme.

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

The Amendment applies the Heritage Overlay (HO447) to land at 5 Alma Street, Aberfeldie, on an interim basis until 30 October 2018.

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 Moonee Valley City Council at 9 Kellaway Avenue, Moonee Ponds, Victoria 3039.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
**MORNINGTON PENINSULA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C204

The Minister for Planning has approved Amendment C204 to the Mornington Peninsula Planning Scheme.

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

The Amendment implements the ‘Ocean Beach Road Commercial Precinct Sorrento Heritage Policy, September 2015’, by applying the Design and Development Overlay Schedule 28 on an interim basis until 31 July 2019 to land within the Sorrento commercial precinct.

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 Mornington Peninsula Shire Council, 90 Besgrove Street, Rosebud; 2 Queen Street, Mornington; and 21 Marine Parade, Hastings.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
**PORT PHILLIP PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C152

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

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

The Amendment extends the expiry date of interim Heritage Overlays HO442 and HO472 until 31 January 2019, modifies the area covered by interim Heritage Overlay HO472, and makes other consequential changes to the Port Phillip Planning Scheme.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.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 Port Phillip City Council, 99a Carlisle Street, St Kilda.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**PYRENEES PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C30**

The Minister for Planning has approved Amendment C30 to the Pyrenees Planning Scheme.

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

The Amendment alters the planning scheme maps and the Schedule to the Heritage Overlay so that the Pyrenees 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 Pyrenees Shire Council, 5 Lawrence Street, Beaufort, Victoria 3373.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**STONNINGTON PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C132**

The Minister for Planning has approved Amendment C132 to the Stonnington Planning Scheme.

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

The Amendment amends Clause 22.04 Heritage Policy and makes consequential changes to the Municipal Strategic Statement Clauses 21.06 Built Environment and Heritage and 21.09 Reference Documents.

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.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---



**Planning and Environment Act 1987**  
STONNINGTON PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C260

The Minister for Planning has approved Amendment C260 to the Stonnington Planning Scheme. The Amendment comes into operation on the date this notice is published in the Victoria Government Gazette.

The Amendment applies the Heritage Overlay to sixty (60) places of individual heritage significance within the City of Stonnington on an interim basis until 11 July 2018.

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, Victoria 3144.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
STONNINGTON PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C261

The Minister for Planning has approved Amendment C261 to the Stonnington Planning Scheme. The Amendment comes into operation on the date this notice is published in the Victoria Government Gazette.

The Amendment applies the Heritage Overlay to heritage places at 17–19 Ethel Street, Malvern (HO594), and at 3 and 5 Avondale Road, Armadale (HO595).

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, Victoria 3144.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
**STONNINGTON PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C269

The Minister for Planning has approved Amendment C269 to the Stonnington Planning Scheme.

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

The Amendment applies the Heritage Overlay to thirty-six (36) places and two (2) precincts of local significance within the City of Stonnington on an interim basis until 30 September 2018, and removes the Heritage Overlay from the land at 6 Monaro Road, Kooyong.

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, Victoria 3144.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
**WANGARATTA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment C68 (Part 1)

The Minister for Planning has approved Amendment C68 (Part 1) to the Wangaratta Planning Scheme.

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

The Amendment amends the Local Planning Policy Framework to include the 'Milawa Township Development Plan, September 2015', amends Schedules to the Low Density Residential Zone to vary the minimum subdivision lot size and rezones land.

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, Wangaratta Government Centre, 62–68 Ovens Street, Wangaratta.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
WHITTLESEA PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C208

The Minister for Planning has approved Amendment C208 to the Whittlesea Planning Scheme. The Amendment comes into operation on the date this notice is published in the Victoria Government Gazette.

The Amendment rezones part of the land known as 75 O'Herns Road, Epping, 115 O'Herns Road, Epping, and 100B Yale Drive, Epping, from Urban Floodway Zone (UFZ) to Industrial 1 Zone (IN1Z).

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 Whittlesea City Council, 25 Ferres Boulevard, South Morang.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

**Planning and Environment Act 1987**  
YARRA PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C185

The Minister for Planning has approved Amendment C185 to the Yarra Planning Scheme. The Amendment comes into operation on the date this notice is published in the Government Gazette.

The Amendment rezones the land at 462–482 Swan Street, Richmond, from a Commercial 2 Zone to a Commercial 1 Zone, applies a Design and Development Overlay (DDO14) and applies the Environment Audit Overlay to the land.

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

Permit No.	Description of land
PLN15/0057	462–482 Swan Street, Richmond

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, Richmond Town Hall, 333 Bridge Road, Richmond.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

**Planning and Environment Act 1987**

**YARRA PLANNING SCHEME**

**Notice of Approval of Amendment**

**Amendment C239**

The Minister for Planning has approved Amendment C239 to the Yarra 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 61.01 to make the Yarra City Council the Responsible Authority for administering Schedule 1 to the Priority Development Zone.

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, Richmond Town Hall, 333 Bridge Road, Richmond, Victoria 3121.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**

**BOROONDARA PLANNING SCHEME**

**Notice of Lapsing of Amendment**

**Amendment C245**

The Minister for Planning has refused to approve Amendment C245 to the Boroondara Planning Scheme.

The Amendment C245 proposed to apply a new Schedule 7 to the General Residential Zone for Neighbourhood Character Precinct 74 in the Boroondara Planning Scheme.

The Amendment C245 lapsed on 13 November 2017.

STEVEN COX

Acting Director

State Planning Services

Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
STONNINGTON PLANNING SCHEME  
Notice of Lapsing of Amendment  
Amendment C234

The Stonnington City Council has resolved to abandon Amendment C234 to the Stonnington Planning Scheme.

The Amendment C234 proposed to apply the Neighbourhood Character Overlay and the Design and Development Overlay to part of St Georges Road, Toorak.

The Amendment C234 lapsed on 20 November 2017.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

**Planning and Environment Act 1987**  
STONNINGTON PLANNING SCHEME  
Notice of Lapsing of Amendment  
Amendment C264

The Stonnington City Council has resolved to abandon Amendment C264 to the Stonnington Planning Scheme.

The Amendment C264 proposed to apply a Heritage Overlay to land at 6 Monaro Road, Kooyong, on a permanent basis.

The Amendment C264 lapsed on 20 November 2017.

STEVEN COX  
Acting Director  
State Planning Services  
Department of Environment, Land, Water and Planning

---

This page was left blank intentionally

### PRICING FOR SPECIAL GAZETTE, PERIODICAL GAZETTE AND VICTORIAN LEGISLATION

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

<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>	<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price*</i>
A	1–16	\$4.22	#Z	1407–1470	\$125.60
B	17–32	\$6.33	#ZA	1471–1536	\$131.56
C	33–48	\$8.65	#ZB	1537–1610	\$136.57
D	49–96	\$13.61	#ZC	1611–1666	\$142.32
E	97–144	\$17.51	#ZD	1667–1730	\$147.70
F	145–192	\$20.78	#ZE	1731–1796	\$153.66
G	193–240	\$23.95	#ZF	1797–1860	\$159.20
H	241–288	\$25.43	#ZG	1861–1926	\$164.42
I	289–352	\$28.70	#ZH	1927–1990	\$170.38
J	353–416	\$33.44	#ZI	1991–2056	\$175.76
K	417–480	\$38.19			
L	481–544	\$44.52			
M	545–608	\$50.90			
N	609–672	\$56.28			
O	673–736	\$63.62			
P	737–800	\$70.10			
#Q	821–886	\$76.22			
#R	887–950	\$81.29			
#S	951–1016	\$86.83			
#T	1017–1080	\$92.21			
#U	1081–1146	\$97.75			
#V	1147–1210	\$103.50			
#W	1211–1276	\$108.88			
#X	1277–1340	\$114.78			
#Y	1341–1406	\$119.95			

\* All prices include GST

# Printed as two volumes

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

The *Victoria Government Gazette* is published by Blue Star Print with the authority of the Government Printer for the State of Victoria

© State of Victoria 2018

This publication is copyright. No part may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Address all enquiries to the Government Printer for the State of Victoria

Level 2, 1 Macarthur Street  
Melbourne 3002  
Victoria Australia

### How To Order



**Retail &  
Mail Sales**

**Victoria Government Gazette**  
Ground Floor, Building 8,  
658 Church Street,  
Richmond 3121  
DX 106 Melbourne



**Telephone**

(03) 8523 4601



**Fax**

(03) 9600 0478

**email**

[gazette@bluestargroup.com.au](mailto:gazette@bluestargroup.com.au)

**Recommended Retail Price \$2.10 (includes GST)**