



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 43 Thursday 25 October 2018**

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**GENERAL**

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**Advertisers Please Note**

As from 25 October 2018

The last Special Gazette was No. 502 dated 24 October 2018.

The last Periodical Gazette was No. 1 dated 16 May 2018.

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**How To Submit Copy**

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  - or contact our office on 8523 4601 between 8.30 am and 5.30 pm Monday to Friday
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**PUBLICATION OF THE VICTORIA GOVERNMENT GAZETTE (General)  
MELBOURNE CUP HOLIDAY WEEK 2018**

**Please Note New Deadlines for General Gazette G45/18:**

The Victoria Government Gazette (General) for Melbourne Cup week (G45/18) will be published on **Thursday 8 November 2018**.

**Copy deadlines:**

|  |  |
|--|--|
| Private Advertisements                                 | <b>9.30 am on Friday 2 November 2018</b> |
| Government and Outer<br>Budget Sector Agencies Notices | <b>9.30 am on Friday 2 November 2018</b> |

**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

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**PRIVATE ADVERTISEMENTS**


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Re: MAXWELL GEORGE SLATER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 May 2018, are required by the trustees, Hellen Elle and Adam Merkle to send particulars to them, care of the undersigned solicitors, by 25 December 2018, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

AITKEN PARTNERS PTY LTD, solicitors,  
Level 28, 140 William Street, Melbourne 3000.

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PENELOPE ANN QUIRK, late of Noel Miller Centre, 9–15 Kent Street, Glen Iris, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 1 August 2018, are required by William John Morton, care of 1/48 Aitchison Avenue, Ashburton, Victoria, the executor of the Will of the deceased, to send particulars of their claims to him, care of the undermentioned solicitor, by 28 December 2018, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

BRETT MORRIS, solicitor,  
1/48 Aitchison Avenue, Ashburton,  
Victoria 3147.

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Re: GLENYS FOSTER PATERSON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 July 2018, are required by the trustees, Murray Donal Paterson, Ian Raynert Paterson and Michael Scott Paterson, to send particulars to their solicitors at the address below by 25 December 2018, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

BURKE & ASSOCIATES LAWYERS,  
1129 High Street, Armadale 3143.

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IAN HAROLD CARTON, late of 4 Elphin Street, Newport, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 July 2017, are required by the executor, Ann Belinda Carton, to send particulars of their claims to her, care of the undermentioned solicitors, by a date not later than two months from the date of publication hereof, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice. Probate was granted in Victoria on 8 February 2018.

D & K LEGAL,  
PO Box 118, Hampton 3188.

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PEGGY LORRAINE MARSH, late of Bupa Eastwood, 55 Timbarra Drive, Eastwood, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 September 2018, are required by the executors, Kerry Anne Bridgman, Andrea Felicity Fail and Fairlie Elizabeth Ambrose, to send particulars of their claims to the undermentioned solicitors within 60 days from the date of publication of this notice, after which date the executors may convey or distribute the assets, having regard only to the claims of which the executors then have notice.

DEVENISH, lawyers,  
23 Ringwood Street, Ringwood, Victoria 3134.

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ANN WINIFRED ELEANOR CONNER, late of Manangatang, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 January 2017, are required by Marion Ruth Sherry, the executor of the Will of the deceased, to send particulars of their claims to her, care of the undermentioned solicitor, within 60 days from the date of publication of this notice, after which date the executor may convey or distribute the assets, having regard only to the claims of which she then has notice.

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

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IRIS LILLIAN WILKINSON, late of Nyah West, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 December 2017, are required by the administrator, Rhonda Joy Cattanach, to send particulars of their claims to her, care of the undermentioned solicitor, within 60 days from the date of publication of this notice, after which date the administrator may convey or distribute the assets, having regard only to the claims of which she then has notice.

GARDEN & GREEN LAWYERS,  
35 Beveridge Street, Swan Hill, Victoria 3585.

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Re: CATERINA BELLIZIA, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 May 2018, are required by the personal representatives, Giuseppe Bellizia to send particulars to the personal representatives, care of its below lawyers, by 24 December 2018, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which it has notice.

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

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Re: RONALD CHARLES HYMAS, late of 7 Montana Avenue, Mulgrave, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 May 2018, are requested by the trustee to send particulars of their claim to the trustee at the office of the trustee's solicitors, John Burgess & Co., solicitors, 255 Springvale Road, Springvale, Victoria 3171, by 31 December 2018, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee has notice.

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WEI LYN FAH, late of 32 Westminster Drive, Rowville, Victoria, general practitioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 June 2018, are required by

the administrator, Chee Seng Fah, to send particulars to him, care of the undermentioned solicitors, by 31 December 2018, after which date the administrator may convey or distribute the assets, having regard only to the claims of which he then has notice.

K & C LAW GROUP, solicitors,  
Level 14, 350 Queen Street, Melbourne,  
Victoria 3000.

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Re: Darren James Gordon as trustee for the ELGIN GORDON TRUST.

Creditors and all others having claims in respect of the ELGIN GORDON TRUST, are required by the trustee, Darren James Gordon of Level 4, 555 Lonsdale Street, Melbourne, Victoria 3000, to send particulars of such claims to the trustee by 24 December 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.

KCL LAW,  
Level 4, 555 Lonsdale Street, Melbourne 3000.

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PINKAS WOLF, also known as Pinchas Wolf, late of Unit 2, 100 Hotham Street, St Kilda East, Victoria 3183, retired, deceased.

Creditors, next-of-kin and all others having claims in respect of the estate of the deceased, who died on 25 February 2017, are required by the executors, Don Wolf and Nissen Leib Wolf, to send particulars of such claims to the executors, care of the undermentioned solicitors, within 60 days from the publication hereof, after which date the executors will distribute the assets, having regard only to the claims of which the executors have notice.

KCL LAW,  
Level 4, 555 Lonsdale Street, Melbourne 3000.

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Re: DALMA HEATHER ABBOTT, late of Clarinda Manor, 21-22 Inverness Street, Clarinda, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 April 2018, are required by the administrator, Geoffrey Lloyd Thomas, to send particulars of their claim to him, care of the undermentioned solicitor, by 27 December

2018, after which date the said administrator may convey or distribute the assets, having regard only to the claims of which he then has notice.

KERR & THOMAS, lawyers,  
672 Mountain Highway, Bayswater 3153.

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Re: AILEEN MARGARET POLITZ, deceased, late of 617 Lower Dandenong Road, Dingley Village, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in the respect of the estate of AILEEN MARGARET POLITZ, deceased, who died on 23 July 2018, are required by the trustee, Kevin Leonard Brand, to send particulars of their claim to the undermentioned firm by 18 December 2018, after which date the said trustee will convey or distribute assets, having regard only to the claims of which he then has notice.

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

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Re: AMELIA STASZAK, also known as Emilie Staszak, deceased, late of 161A Centre Dandenong Road, Cheltenham, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in the respect of the estate of AMELIA STASZAK, also known as Emilie Staszak, deceased, who died on 9 September 2018, are required by the trustee, Stephen Michael Lucas, to send particulars of their claim to the undermentioned firm by 18 December 2018, after which date the said trustee will convey or distribute assets, having regard only to the claims of which he then has notice.

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

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LORNA EILEEN McCALLUM, late of 188A Stirling Drive, Keilor East, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 January 2018, are required by Julie Diane Anderson and Cheryl Joy Lambden, the administrators of the estate of the deceased, to send particulars of their claims to the administrators, care of Lampe Family Lawyers,

Level 4, 326 William Street, Melbourne, Victoria 3000, by 25 December 2018, after which date the administrators will convey or distribute the assets, having regard only to the claims of which they then have notice.

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RONALD ALAN WARBURTON, late of Unit 2, 3 Manor Street, Bacchus Marsh, Victoria, invalid pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 June 2014, are required by the administrator, Lauren Ashleigh Warburton, in the Will called Lauren Ashley Warburton, to send particulars of their claims to the administrator, care of Lampe Family Lawyers, Level 4, 326 William Street, Melbourne, Victoria 3000, by 25 December 2018, after which date the administrator will convey or distribute the assets, having regard only to the claims of which she then has notice.

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CLIVE GEORGE WELLS, late of 8–12 Marlborough Road, Heathmont, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 12 September 2016, are required by Narelle Louise Wells, the administrator of the estate of the deceased, to send particulars of their claims to her, care of Lampe Family Lawyers, Level 4, 326 William Street, Melbourne, Victoria 3000, by 25 December 2018, after which date she will convey or distribute the assets, having regard only to the claims of which she then has notice.

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CRAIG LESLIE WELLS, late of 11 Loch Street, Cranbourne, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 May 2015, are required by Narelle Louise Wells, the administrator of the estate of the deceased, to send particulars of their claims to her, care of Lampe Family Lawyers, Level 4, 326 William Street, Melbourne, Victoria 3000, by 25 December 2018, after which date she will convey or distribute the assets, having regard only to the claims of which she then has notice.

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MARIE CECILIA KEENAN, late of 11 Barak Road, Port Melbourne, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 31 August 2018, are required by the executors to send particulars of their claims to the undermentioned lawyers by 24 December 2018, after which date the executors may convey or distribute the estate, having regard only to the claims of which they have notice.

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

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Re: DONALD CLAUDE MONCRIEFF, late of 43 Church Street, Boolarra, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 May 2018, are required by the trustees, Jonathan Donald Moncrieff and Scott Charles Moncrieff, both care of the undermentioned solicitors, to send particulars to the trustees, care of the undermentioned solicitors, by 27 December 2018, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

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

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Re: ELSIE THERESE CROZIER, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 June 2018, are required by the trustee, Ralph Allan Crozier, to send particulars to their solicitors at the address below by 25 December 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.

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Re: JOYCE OLIVE JENNER, late of Vasey RSL Aged Care, 5-7 Tower Avenue, Bundoora, Victoria, pensioner, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 July 2018, are required by the trustees, Grant William Jenner and Phillip Gregory Jenner, to send particulars to the trustees, care of the undermentioned solicitors, within two calendar months from the date of this advertisement, after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees have notice.

MW LAW (GREENSBOROUGH) PTY LTD  
RYAN MACKKEY & McCLELLAND (a Firm),  
solicitors,  
65 Main Street, Greensborough 3088.

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Re: INGRID ELSIE NEUBAUER, late of 197 Bentons Road, Mornington, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 11 June 2018, are required by the executor, Belinda Jane Perrin, to send particulars of such claims to them at the undermentioned address by 24 December 2018, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

Belinda Jane Perrin, care of  
MAURICE BLACKBURN LAWYERS,  
Level 21, 380 La Trobe Street, Melbourne,  
Victoria 3000.  
Tel: (03) 9605 2700. (Ref: KAF/5389457)

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MARY EVELYN LUGTON, late of 18 Black Street, Brighton, Victoria, retired librarian, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 16 May 2018, are required by Perpetual Trustee Company Limited, ACN 000 001 007, of 35/525 Collins Street, Melbourne, Victoria, and Rory John Graham McAuliffe, care of Perpetual Trustee Company Limited, the executors, to send particulars to it by 3 January 2019, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

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

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GEOFFREY LESLIE SARA, late of 67 Fromer Street, Bentleigh, Victoria, bank manager, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 22 February 2018, 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 3 January 2019, after which date it may convey or distribute the assets, having regard only to the claims of which it then has notice.

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

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Creditors, next-of-kin and others having claims in respect of the estate of BARBARA PABIN, deceased, late of 25 Banksia Street, Doveton, Victoria, pensioner, deceased, who died on 28 September 2018, are required to send particulars of such claims to the executor, care of the undermentioned solicitors, by 25 December 2018, after which date the executor will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

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

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Creditors, next-of-kin and others having claims in respect of the estate of JOHN GRAEME GEORGE STANLEY-ROGERS, late of Plumpton Villa Aged Care Facility, 7 Lewis Street, Glenroy, Victoria, pensioner, deceased, who died on 17 January 2018, are required to send particulars of such claims to the executor, care of the undermentioned solicitors, by 1 January 2019, after which date the executor will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

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

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Re: ENID LORRAINE KNORPP, late of 30 Churchill Avenue, Cheltenham, Victoria 3192, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 22 August 2018, are required by the executors, Lesley Gaye Watson and Jeffrey William Knorpp, to send particulars to them, care of the undermentioned solicitors, by 27 December 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.

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Re: CHRISTIANE ODETTE LUCAS, late of Unit 1, 10 Nott Street, Balwyn 3103.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died 3 August 2018, are required by the executors, Peter Eugene Lucas and Geoffrey Raymond Lucas, to send particulars of their claim to them, care of the undermentioned solicitors, by 27 December 2018, after which date the said executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

TUCKER PARTNERS,  
Level 34, 360 Collins Street, Melbourne 3000.

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Estate of RONALD PAPAUS.

Creditors, next-of-kin and others having claims in respect of the estate of RONALD PAPAUS, deceased, late of 17 Kimburra Court, Kurunjang, Victoria, retired, who died on 26 February 2018, are requested to send particulars of their claims to the executor, Shari Leigh Papaus, care of the undersigned solicitors, by 20 December 2018, after which date the executor will convey or distribute the assets, only having regard to the claims of which she then have notice. Probate was granted in Victoria on 20 June 2018.

WPC LAWYERS, solicitors,  
33 Bakery Square, Melton, Victoria 3337.

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Estate of ANDREA WYNNE PRATT.

Creditors, next-of-kin and others having claims in respect of the estate ANDREA WYNNE PRATT, deceased, late of 36 Toora Drive, Westmeadows, Victoria, home duties, who died on 4 April 2017, are requested to send particulars of their claims to the administrator, Narisa Kate Schepis, care of the undersigned solicitors, by 14 December 2018, after which date the administrator will convey or distribute the assets, only having regard to the claims of which she then has notice. Probate was granted in Victoria on 14 June 2018.

WPC LAWYERS, solicitors,  
33 Bakery Square, Melton, Victoria 3337.

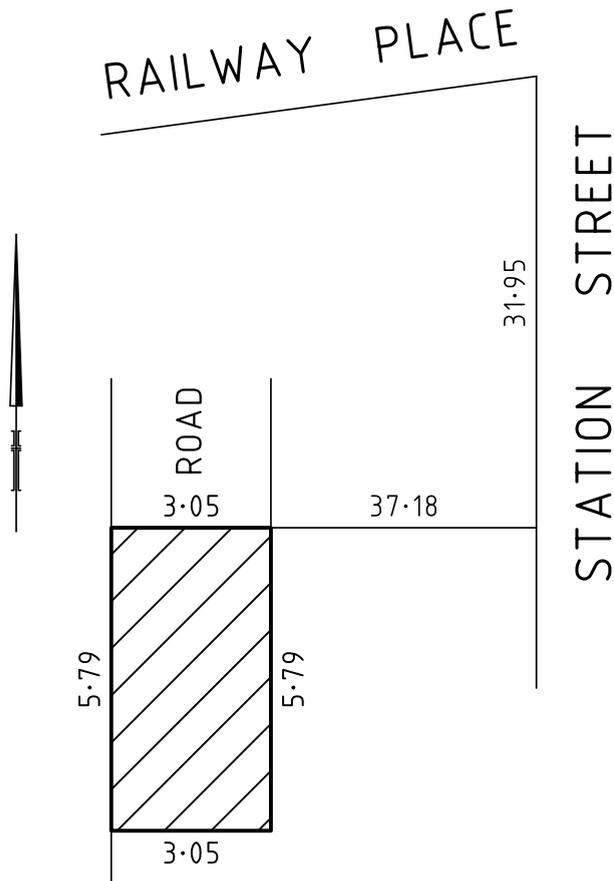
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**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**

DAREBIN CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Darebin City Council at its ordinary meeting held on 15 October 2018, resolved to discontinue the road at the rear of 66 Station Street, Fairfield, shown by hatching on the plan below and to sell the land from the road by private treaty to the owner of the adjoining property at 66 Station Street, Fairfield, and to transfer to itself any land from the road not sold to the adjoining property owner.

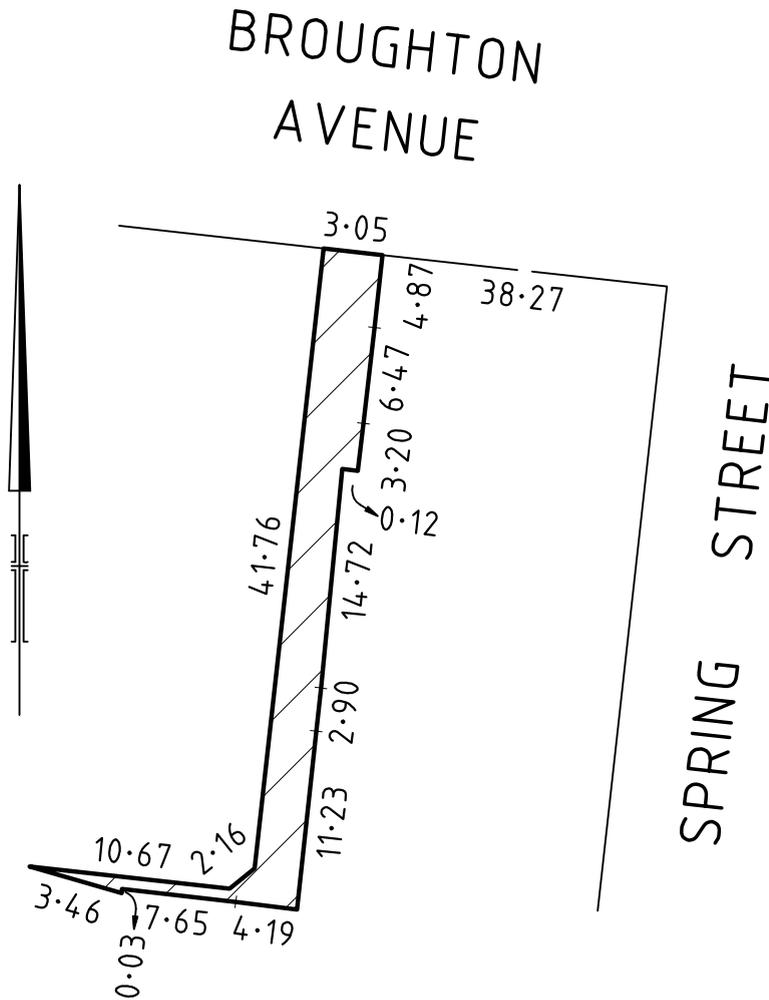


SUE WILKINSON  
Chief Executive Officer

DAREBIN CITY COUNCIL

Road Discontinuance

Pursuant to section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Darebin City Council at its ordinary meeting held on 15 October 2018, resolved to discontinue the road adjoining 1 Broughton Avenue, Reservoir, shown by hatching on the plan below and to sell the land from the road by private treaty to the owner of the adjoining property at 1 Broughton Avenue, Reservoir, and to transfer to itself any land from the road not sold to the adjoining property owner.

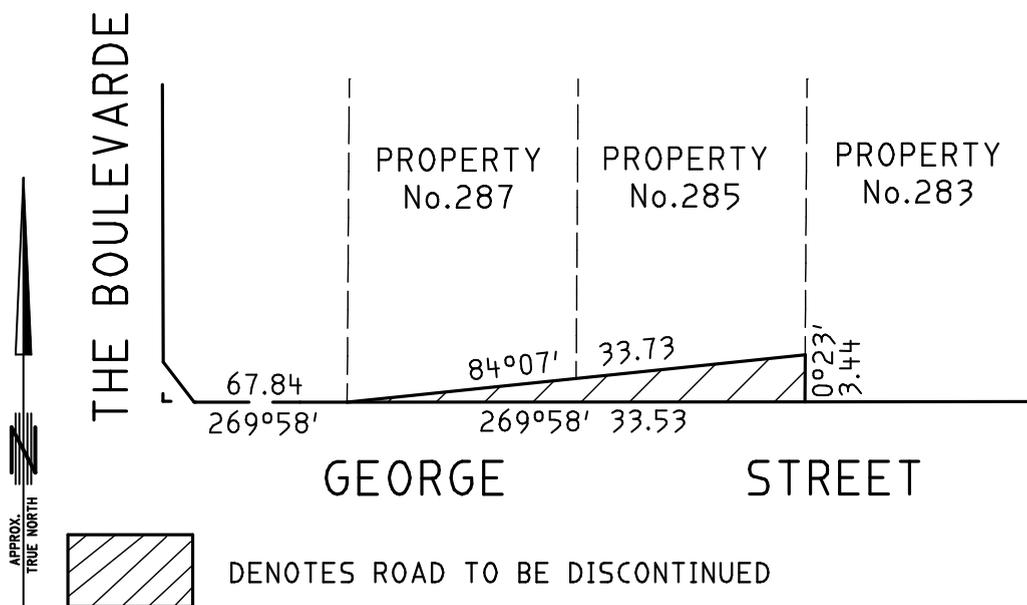


SUE WILKINSON  
Chief Executive Officer

## MANNINGHAM CITY COUNCIL

## Road Discontinuance

Pursuant to section 206 and Clause 3 of Schedule 10 of the **Local Government Act 1989**, Manningham City Council, at its Ordinary Meeting held on 27 March 2018, formed the opinion that the section of road reserve shown hatched on the plan and being the section of road abutting 285–287 George Street, Doncaster, is not reasonably required as a road for public use and resolved to discontinue this section of the road and to sell the land from the road by private treaty to the owner of the abutting property.



ANDREW DAY  
Chief Executive Officer  
Manningham City Council



## ADOPTION OF AMENDED ROAD MANAGEMENT PLAN

In accordance with section 54 of the **Road Management Act 2004** and the Road Management (General) Regulations 2016, Mount Alexander Shire Council gives notice that it has undertaken a review of its Road Management Plan and has adopted amendments. The amendments were incorporated into the Mount Alexander Shire Road Management Plan and adopted by Council on 16 October 2018. A copy of Council's adopted Road Management Plan can be inspected at Council Offices, Civic Centre, 25 Lyttleton Street, Castlemaine, during normal business hours or accessed online through Council's website, <https://www.mountalexander.vic.gov.au/>

DARREN FUZZARD  
Chief Executive Officer



**ORDER PURSUANT TO SECTION 26 (2) OF THE  
DOMESTIC ANIMALS ACT 1994**

Notice is hereby given that at the Council Meeting of the East Gippsland Shire Council held on 2 October 2018, the Council resolved to make the amended Order pursuant to section 26(2) of the **Domestic Animals Act 1994** to take effect 2 October 2018.

**ORDER NO. 1 OF  
EAST GIPPSLAND SHIRE COUNCIL  
Section 26  
Domestic Animals Act 1994**

**Dogs must be under effective control**

The **Owner** of any dog must keep the dog under effective control by means of a chain, cord or leash not exceeding 1.5 metres in length held by the Owner and attached to the dog while the dog is in a:

reserve; or

**Public Place**

except where that reserve or **Public Place** is a **Designated Area**.

**Owner's obligations in a Designated Area**

A dog may be exercised off a chain, cord or leash in a **Designated Area**, if the **Owner**:  
 carries a chain, cord or leash sufficient to bring the dog under control by placing the dog on a chain, cord or leash if the dog behaves in a manner which threatens any person or animal;  
 remains in effective voice and or hand control of the dog and within constant sight of the dog so as to be able to promptly bring the dog under control by placing the dog on a chain, cord or leash if that becomes necessary or desirable to avoid any wandering out of effective control or to avoid any threatening behaviour or any attack; and  
 does not allow the dog to worry, rush at or otherwise threaten any person or animal, and does not allow the dog to attack any person or animal.

**Meaning of Words**

In this Order:

**Designated Area** means an area described as such in the Schedule.

**Owner** has the same meaning as in the **Domestic Animals Act 1994**.

**Public Place** has the meaning given to it in the **Summary Offences Act 1966**, and includes all streets, roads, footways, lanes, parks, beaches, schools, public halls and markets, but excludes private land.

**Schedule** means the Schedule to this Order.

**SCHEDULE**

**Designated Areas**

|  |                |
|--|----------------|
| Part of the Bosworth Road Former Landfill Site | Bairnsdale     |
| Part of 43 Palmers Road, Lakes Entrance        | Lakes Entrance |

## GANNAWARRA SHIRE COUNCIL

## Draft Governance Local Law 2018

Notice is given that Gannawarra Shire Council proposes to make a new Local Law, Governance Local Law 2018, including, incorporated by reference a Meeting Procedure and Procedure for Election of Mayor, in accordance with section 119 of the **Local Government Act 1989** (the Act).

The proposed Local Law is to replace the Gannawarra Shire Council Local Law No. 7 (2011) Processes of Local Government (Meetings and Common Seal), (Further Amendment).

The purpose and general purport of the proposed Local Law is to:

- (a) provide a mechanism to facilitate the good government of Council through its formal meeting procedure to ensure effective and efficient Council decisions are made in a manner which acknowledges the role of local government within the Australian system of Government;
- (b) promote and encourage community participation in the system of local government by providing mechanisms for Council to ascertain the community's views and expectations;
- (c) regulate and control the election of the Mayor, and Deputy Mayor and the chairperson of any Special Committees;
- (d) regulate and control the procedures governing the conduct of meetings including:
  - (i) the notice required for meetings;
  - (ii) the keeping of minutes;
- (e) regulate and control the use of the Council's seal;
- (f) provide for the administration of Council's powers and functions;
- (g) provide generally for the peace, order and good government of the municipal district; and
- (h) repeal any redundant local laws.

The proposed changes include a provision appointing the Deputy Mayor as Acting Mayor, guidelines for Public Question Time at Council Meetings, guidelines for Petitions and Joint Letters, removal of inconsistencies with the Act and general formatting.

A copy of the draft Local Law, including documents incorporated by reference and a Community Impact Statement can be inspected or obtained from Council's website, [www.gsc.vic.gov.au](http://www.gsc.vic.gov.au) or Kerang and Cohuna Customer Service Centres.

Any person may make a written submission to Council under section 223 of the **Local Government Act 1989**.

Written submissions should be addressed to the Chief Executive Officer, Gannawarra Shire Council, PO Box 287, Kerang, Victoria 3579, and must be received at the Council Offices no later than 5.00 pm on Monday 26 November 2018.

Any person who makes a written submission can ask to be heard by Council in support of their submission or may be represented by a person (who is specified in their submission) to speak on their behalf. The proposed Local Law will be considered at the Ordinary meeting of Council to be held on 19 December 2018.

Submissions received by Council may be included within the December Ordinary Council Meeting Agenda which are public documents and which are also available from Council's website.

Council will consider all written submissions in accordance with section 223 of the Act.

Any person requiring further information should direct their enquiries to the Manager Governance on (03) 5450 9333 or via email: [council@gannawarra.vic.gov.au](mailto:council@gannawarra.vic.gov.au)

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CITY OF GREATER GEELONG  
Council Order Made Under Section 26 of the  
**Domestic Animals Act 1994**

At its meeting on 9 October 2018, Greater Geelong City Council resolved to make the following Order pursuant to section 26(2) of the **Domestic Animals Act 1994**.

**1. Application of orders**

This order applies to the Bellarine Bayside Coastal Management area.

**2. Definitions**

In this Order:

|   |   |
|---|---|
| <i>Anderson Reserve</i>   | means the area of land south of an imaginary line (extending from Coach Road), and an imaginary line (extending from Pigdon Street), and from The Esplanade to the high-water mark.                                   |
| <i>Seasonal Camp Ground</i>   |   |
| <i>Batman Park Seasonal Camp Ground</i>                                   | means the area of land approximately 100 metres to the south of an imaginary line (extending from Helen Street) to an imaginary line (extending from Grieve Avenue), and from The Esplanade to the high-water mark.   |
| <i>Bengalat Seasonal Camp Ground and the Karrong Seasonal Camp Ground</i> | means the area of land approximately 350 metres to the south of Dudley Street and an imaginary line (extending from Leviens Road), and from Bluff Road to the high-water mark.  |
| <i>Off-Leash Supervised Area</i>  | means an area (including an area at or between specified times and on or between specified dates) described as such in the Schedule.  |
| <i>On-Leash Controlled Area</i>   | means any area (including an area at or between specified times and on or between specified dates) described as such in the Schedule.   |
| <i>Owner</i>  | has the same meaning as in the <b>Domestic Animals Act 1994</b> .   |
| <i>Prohibited Area</i>  | means an area (including an area on or between specified times and on or between specified dates) described as such in the Schedule.  |
| <i>Taylor Reserve Seasonal Camp Ground</i>                                | means the area of land south of the imaginary line (extending from Jubilee Road) to approximately 50 metres north of an imaginary line (extending from Batman Street), and from The Esplanade to the high-water mark. |

**3. Owner obligations within an On-Leash Controlled Area**

- (1) The Owner of any dog must keep the dog under effective control by means of a chain, cord or leash (not exceeding 2 metres in length) held by the Owner and attached to the dog while the dog is in an On-Leash Controlled Area.

**4. Owner obligations within an Off-Leash Supervised Area**

- (1) A dog may be exercised off a chain, cord or leash in an Off-Leash Supervised Area if:
- (a) the Owner has a leash in their possession and places their dog back on the leash when leaving the Off-Leash Supervised Area;
  - (b) the Owner is able to demonstrate audible control of the dog;
  - (c) the dog remains in visual and audible range of its Owner to allow it to be effectively recalled at any time;

- (d) The Owner applies necessary recall and restraint to the dog when the dog interacts with other dogs or persons within an Off-Leash Supervised Area, unless permitted otherwise by the Owner of the other dog(s) or the person(s) to enable the safe socialisation of dogs.
  - (e) Dogs do not enter water habitats that contain wildlife or beach nesting birds, or chase wildlife in these areas;
  - (f) Dogs which are attracted to the motion of wheels are controlled at all times; and
  - (g) the Owner has means to pick up and appropriately dispose of dog droppings in an approved receptacle.
- (2) Dogs that are aggressive to people or other dogs, behave in an anti-social manner must be muzzled and are not permitted to be off-leash.
  - (3) Dogs that are over-excitabile and provide unwanted attention towards people, wildlife or other animals should be kept on-leash.
  - (4) Dogs declared menacing, dangerous, or a restricted breed are not permitted to be off-leash.

#### 5. Prohibited Areas

- (1) A dog must not enter or remain in any Prohibited Area.
- (2) The prohibition under sub-clause (1) applies in a Prohibited Area regardless of whether or not the dog is on a chain, cord or leash.

### SCHEDULE

#### 1. On-Leash Controlled Areas

The following areas are On-Leash Controlled Areas:

| AREA  | TIME   |
|---|--------|
| The area of land between the eastern boundary of the Point Richards Flora and Fauna Reserve and the western boundary of the Portarlington Recreation Reserve, and from Boat Road to the north to the rear of southern property line.              | Always |
| The area of land between an imaginary line (extending north from Sproat Street) and another imaginary line (extending north from Fisher Street), and from Newcombe Street to the high-water mark (excluding residential houses within that area). | Always |
| The area of land between an imaginary line (extending north from Grassy Point Road) and another imaginary line (extending north from Henderson Street), and from The Esplanade to the high-water mark.  | Always |
| The woodland area of land between Bluff Road, Perret Street and an imaginary line running north-south commencing approximately 50 metres to the west of Lower Bluff Road.   | Always |
| Within 10 metres of a barbeque area.  | Always |

| AREA  | TIME   |
|---|--|
| The area of land between the Portarlington Sailing Club and an imaginary line (extending north from Sproat Street) and from the northern boundary of the Portarlington Holiday Park to the high-water mark of Portarlington Beach.                                  | Between 1 March and 12 am on Good Friday, and between 11.59 pm Easter Monday and 23 December |
| The area of land between an imaginary line (extending north from Fisher Street) and an imaginary line (extending north from Grassy Point Road), and from The Esplanade to the high-water mark.  | Between 24 December and 28/29 February   |
| The area of land between an imaginary line (extending north from Henderson Street) and the northern boundary of the Anderson Reserve Seasonal Campground, and from The Esplanade to the high-water mark.  | Between 24 December and 28/29 February   |
| The area of land between the southern boundary of the Anderson Reserve Seasonal Campground and the northern boundary of the Taylor Reserve Seasonal Campground, and from The Esplanade to the high-water mark.  | Between 24 December and 28/29 February   |
| The area of land between the southern boundary of the Taylor Reserve Seasonal Campground and the northern boundary of the Batman Park Seasonal Campground, and from The Esplanade to the high-water mark.   | Between 24 December and 28/29 February   |
| The area of land between the southern boundary of the Batman Seasonal Campground and the northern boundary of the Bengalat Seasonal Camp Ground, and from The Esplanade/Bluff Road to the high-water mark.  | Between 24 December and 28/29 February   |
| The area of land between the southern boundary of the Karrong Seasonal Camp Ground and an imaginary line (extending east of Perret Street), and from an imaginary line running north-south approximately 50 metres west of Lower Bluff Road to the high-water mark. | Between 24 December and 28/29 February   |
| The area of land between the south of Perret Street and an imaginary line (extending east of Beach Road), and from the designated coastal trail to the high-water mark.   | Between 24 December and 28/29 February   |
| The designated coastal trail that runs through the Anderson Reserve Seasonal Camp Ground.   | When the Campground is open, as indicated by signage   |
| The designated coastal trail that runs through the Taylor Reserve Seasonal Camp Ground.   | When the Campground is open, as indicated by signage   |
| The designated coastal trail that runs through the Batman Park Seasonal Camp Ground.  | When the Campground is open, as indicated by signage   |
| The designated costal trail the runs through the Bengalat Seasonal Camp Ground and the Karrong Seasonal Camp Ground.  | When the Campground is open, as indicated by signage   |

## 2. Off-Leash Supervised Areas

The following areas are Off-Leash Supervised Areas:

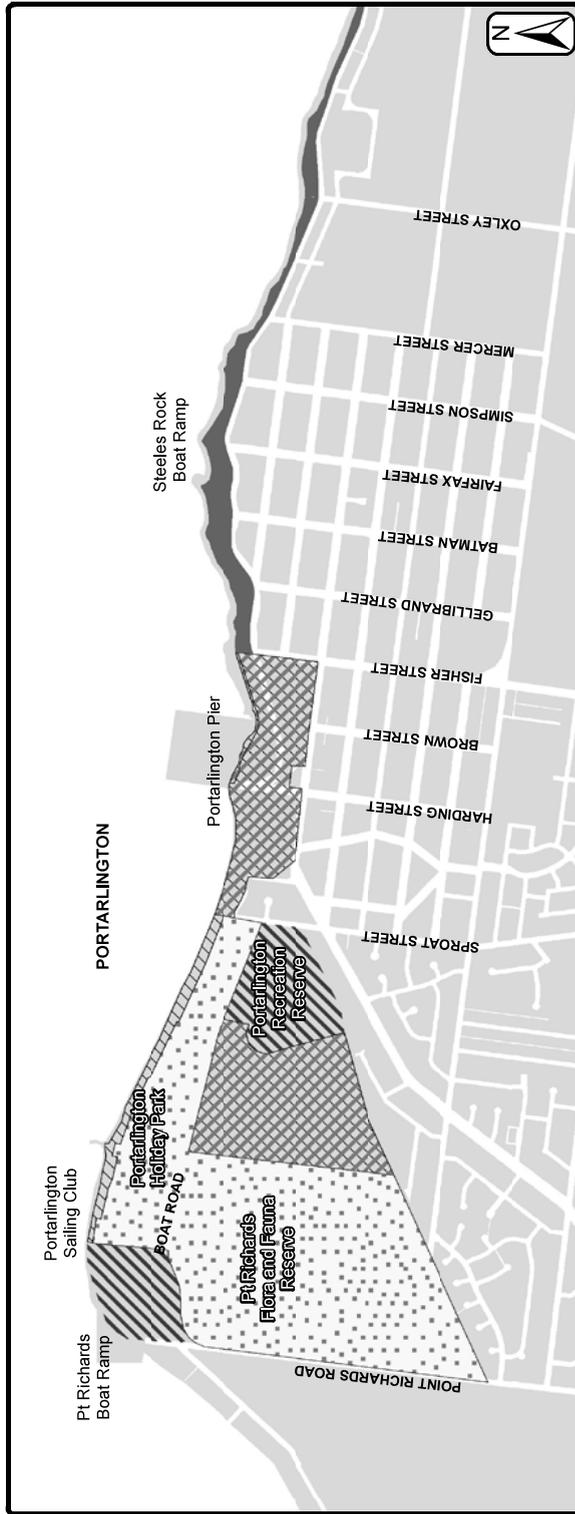
| AREA  | TIME   |
|---|--|
| The area of land between Point Richards Road and the western boundary of the Portarlington Holiday Park, and from Boat Road to the high-water mark of Portarlington Beach.  | Always   |
| Portarlington Recreation Reserve  | Always   |
| The area of land between an imaginary line (extending north from Fisher Street) and an imaginary line (extending north from Grassy Point Road), and from The Esplanade to the high-water mark.  | Between 1 March and 23 December at any time            |
| The area of land between an imaginary line (extending north from Henderson Street) and the northern boundary of the Anderson Reserve Seasonal Campground, and from The Esplanade to the high-water mark.  | Between 1 March and 23 December at any time            |
| The area of land between the southern boundary of the Anderson Reserve Seasonal Campground and the northern boundary of the Taylor Reserve Seasonal Campground, and from The Esplanade to the high-water mark.  | Between 1 March and 23 December at any time            |
| The area of land between the southern boundary of the Taylor Reserve Seasonal Campground and the northern boundary of the Batman Park Seasonal Campground, and from The Esplanade to the high-water mark.   | Between 1 March and 23 December at any time            |
| The area of land between the southern boundary of the Batman Seasonal Campground and the northern boundary of the Bengalat Seasonal Camp Ground, and from The Esplanade/Bluff Road to the high-water mark.  | Between 1 March and 23 December at any time            |
| The area of land between the southern boundary of the Karrong Seasonal Camp Ground and an imaginary line (extending east of Perret Street), and from an imaginary line running north-south approximately 50 metres west of Lower Bluff Road to the high-water mark. | Between 1 March and 23 December at any time            |
| The area of land between the south of Perret Street and an imaginary line (extending east of Beach Road), and from the designated coastal trail to the high-water mark.   | Between 1 March and 23 December at any time            |
| The Anderson Reserve Seasonal Campground  | When the Campground is closed, as indicated by signage |
| The Taylor Reserve Seasonal Campground  | When the Campground is closed, as indicated by signage |

| AREA   | TIME   |
|--|--|
| The Batman Park Seasonal Campground                              | When the Campground is closed, as indicated by signage |
| The Bengalat Seasonal Campground and Karrong Seasonal Campground | When the Campground is closed, as indicated by signage |

### 3. Prohibited Areas

| AREA  | TIME  |
|---|---|
| Point Richards Flora and Fauna Reserve  | Always  |
| Portarlinton Holiday Park   | Always  |
| Within 10 metres of a playground area   | Always  |
| The area of land between the Portarlinton Sailing Club and an imaginary line (extending north from Sproat Street) and from the northern boundary of the Portarlinton Holiday Park to the high-water mark of Portarlinton Beach. | (a) Between 24 December and 28/29 February; and<br>(b) Between 12 am on Good Friday and 11.59 pm on Easter Monday |
| The Anderson Reserve Seasonal Camp Ground, except for the designated coastal trail that runs through the campground.  | When the Campground is open, as indicated by signage  |
| The Taylor Reserve Seasonal Camp Ground, except for the designated coastal trail that runs through the campground.  | When the Campground is open, as indicated by signage  |
| The Batman Park Seasonal Camp Ground, except for the designated coastal trail that runs through the campground.   | When the Campground is open, as indicated by signage  |
| The Bengalat Seasonal Camp Ground and the Karrong Seasonal Camp Ground, except for the designated coastal trail that runs through the campground.   | When the Campground is open, as indicated by signage  |

# Dog Management Zones - Map 1 of 4 Portarlinton



## Legend

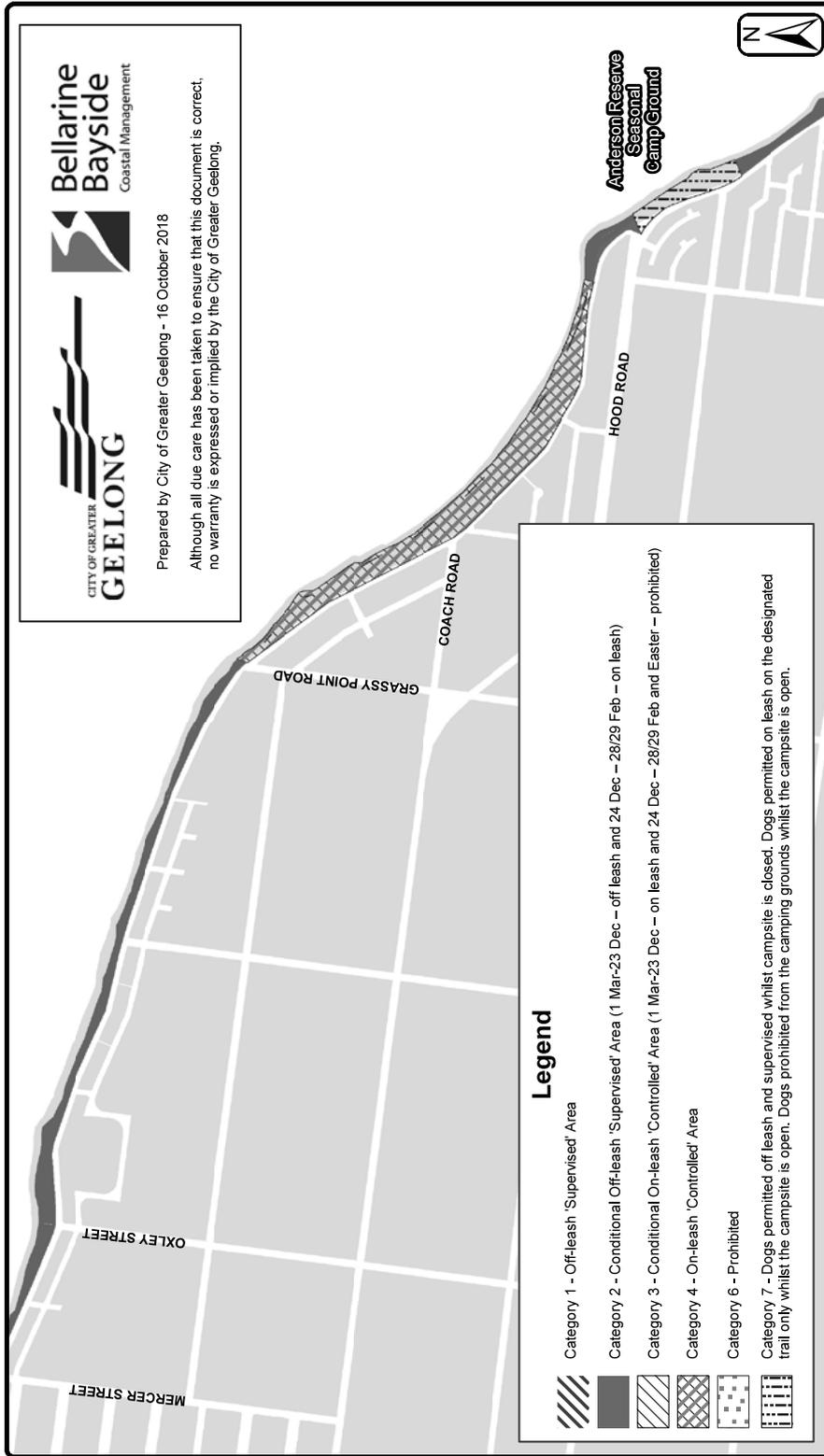
-  Category 1 - Off-leash 'Supervised' Area
-  Category 2 - Conditional Off-leash 'Supervised' Area (1 Mar-23 Dec - off leash and 24 Dec - 28/29 Feb - on leash)
-  Category 3 - Conditional On-leash 'Controlled' Area (1 Mar-23 Dec - on leash and 24 Dec - 28/29 Feb and Easter - prohibited)
-  Category 4 - On-leash 'Controlled' Area
-  Category 6 - Prohibited
-  Category 7 - Dogs permitted off leash and supervised whilst campsite is closed. Dogs permitted on leash on the designated trail only whilst the campsite is open. Dogs prohibited from the camping grounds whilst the campsite is open.



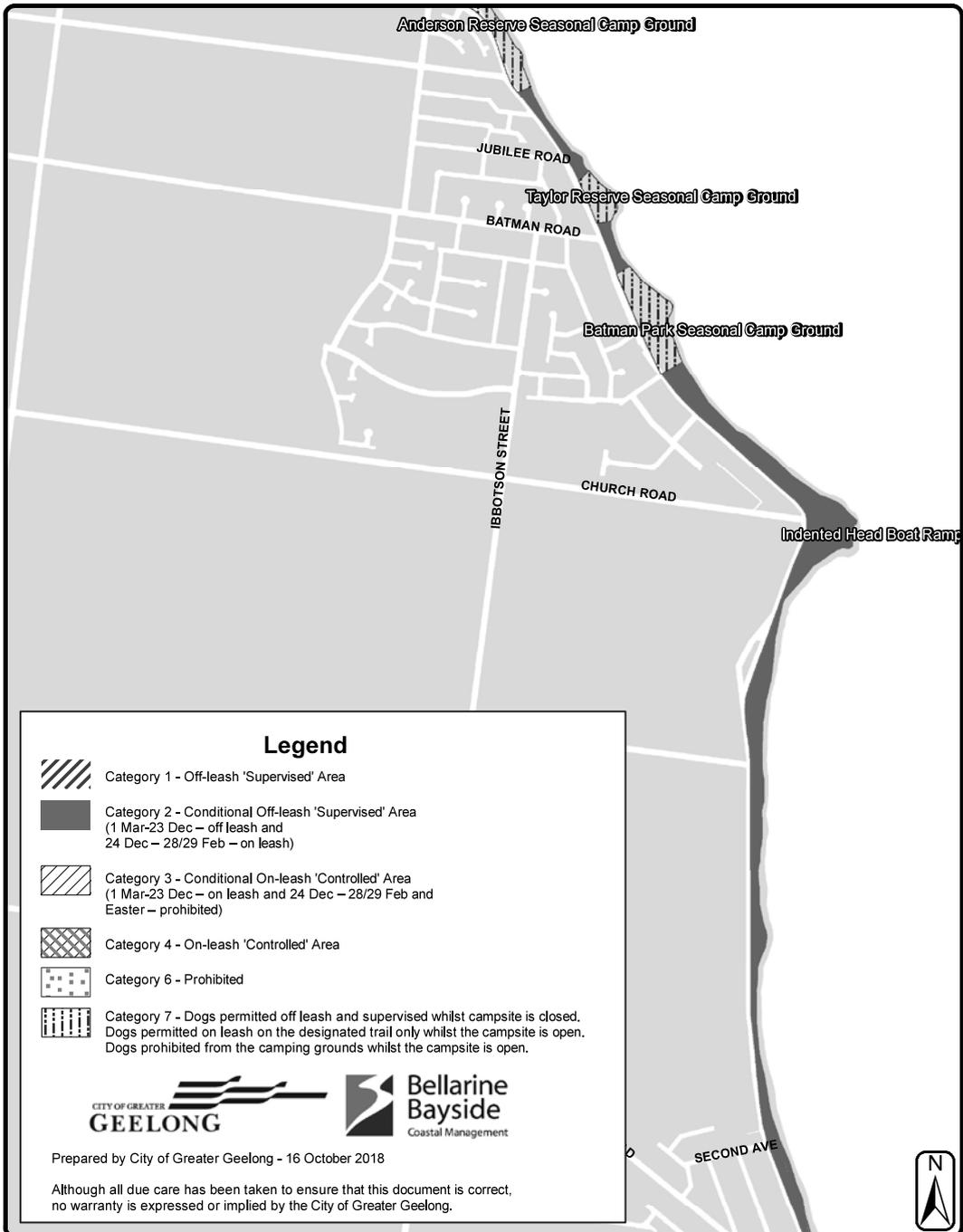
Prepared by City of Greater Geelong - 16 October 2018

Although all due care has been taken to ensure that this document is correct, no warranty is expressed or implied by the City of Greater Geelong.

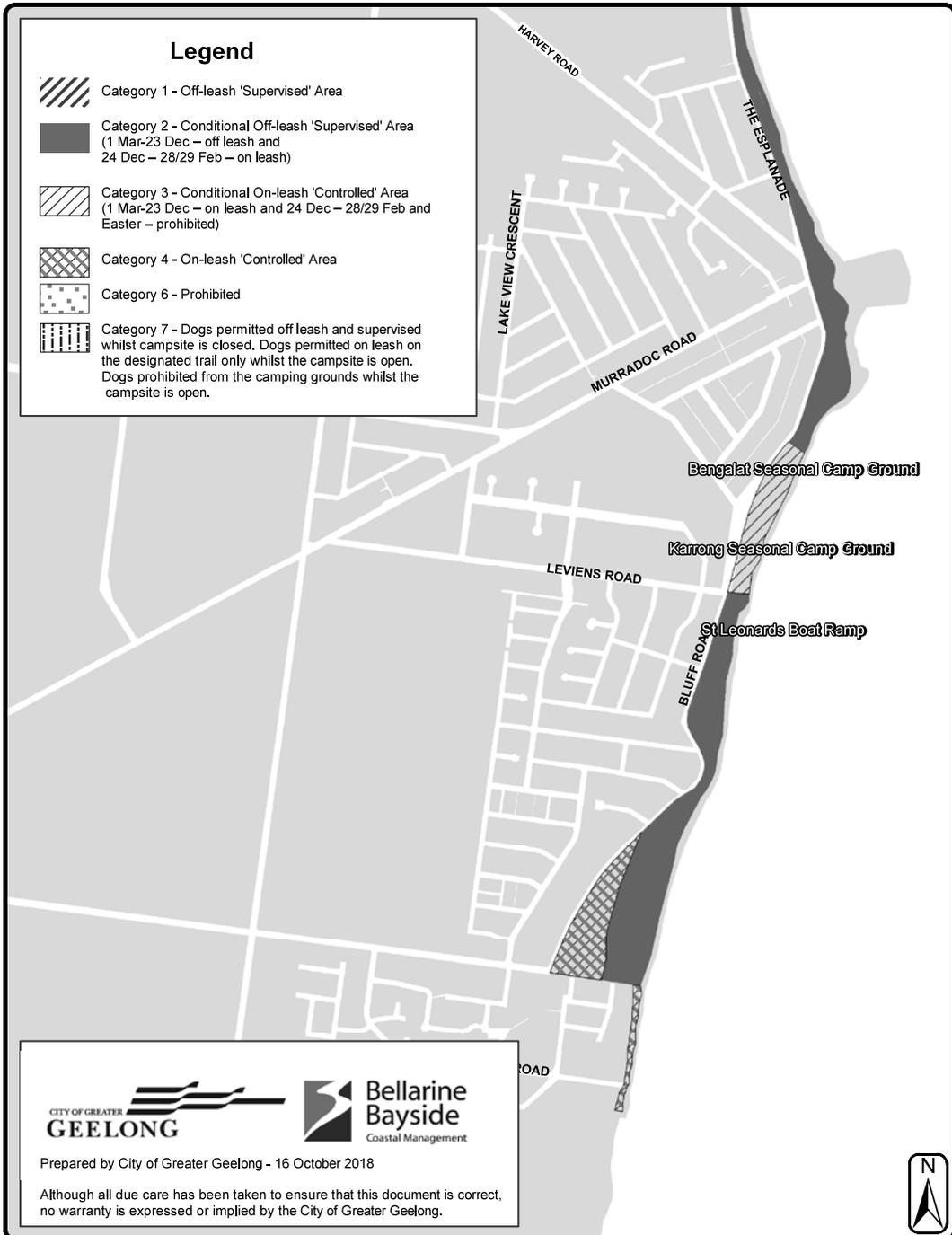
# Dog Management Zones - Map 2 of 4 The Esplanade



## Dog Management Zones - Map 3 of 4 Indented Head to St. Leonards



## Dog Management Zones - Map 4 of 4 St. Leonards to Edwards Point



CITY OF GREATER SHEPPARTON  
Notice Under **Domestic Animals Act 1994**  
Order under Section 26(2) **Domestic Animals Act 1994**  
**2018 ORDER OF GREATER SHEPPARTON CITY COUNCIL**

Notice is hereby given that at its Council meeting on 16 October 2018, Greater Shepparton City Council (Council) made an order (Order) under section 26(2) of the **Domestic Animals Act 1994** to take effect on 25 October 2018.

**1. Revocation of all previous orders**

All previous orders made by Council under section 26(2) of the **Domestic Animals Act 1994** are revoked.

**2. Prohibited Areas**

A dog must not enter or remain in any **Prohibited Area** regardless of whether the dog is on a chain, cord or leash or otherwise controlled or not controlled.

**3. Dogs must be on leash**

The **person** in apparent control of any dog must keep the dog restrained by means of a chain, cord or leash not greater than 3 metres in length, and is attached to the dog when the dog is:

- a) in any reserve, or area other than a **Designated Area**; or
- b) in any **Public Place** in the municipality;

and the chain, cord or leash must be either held by or attached to the person in apparent control of the dog or securely fastened to a post or other fixture and the dog remains under sight or voice control by the person.

**4. Dogs in Designated Area**

Subject to clause 5 and clause 6, a dog may be exercised off a chain, cord or leash in a **Designated Area**, if the **person** in apparent control:

- a) carries a chain, cord or leash sufficient to bring the dog under effective control by placing the dog on a chain, cord or leash;
- b) remains in effective voice and/or hand control of the dog and within constant sight of the dog so as to be able to promptly bring the dog under control by placing the dog on a chain, cord or leash;
- c) ensures that the dog:
  - (i) is not allowed to worry, rush at, bite, attack or otherwise threaten any person or animal;
  - (ii) is prevented from breeding or attempt to breed with any other dog;
  - (iii) is prevented from causing damage and or injury to any person or animal;
  - (iv) is prevented from digging, burrowing or otherwise disturbing turf, grassed areas or the earth in any way; and
  - (v) is restrained and prevented from damaging property or Council assets; and
- d) does not attend the **Designated Area** if their dog is on heat or for the specific purposes of breeding;
- e) does not behave in an offensive, violent, threatening or intimidating manner; and
- f) complies with all directions or requirements for use of the **Designated Area**, as signposted by Council.

**5. Restriction on number of dogs**

A person must not have more than four (4) dogs under the person's apparent control (whether on or off leash) in a **Public Place** or **Designated Area** at any one time.

**6. Non-application to specified dogs or greyhounds**

- a) Clause 2 of this Order does not apply to Guide dogs, Guide dogs in training, Guide dogs puppies and accredited service dogs.
- b) Clause 4 of this Order does not apply to any dog which has been declared a dangerous dog, menacing dog or restricted breed dog under the Act, or to a greyhound that must be restrained in accordance with the restraint requirements of section 27 of the Act.

**7. Meaning of Words**

In this Order:

**Act** means the **Domestic Animals Act 1994**.

**Council** means Greater Shepparton City Council

**Designated Area** means any of the following reserves or part of the reserves;

- Ducat Reserve, Patterson Road Shepparton, within the fenced area signposted by Council as the 'off leash dog park'.

**person** means a natural person.

**Prohibited Area** means an area (including an area on or between specified times and on or between specified dates) described as;

- any children's playground; and
- within ten (10) metres of the perimeter of any children's playground.

**Public Place** has the meaning given to it in the **Summary Offences Act 1966**, but does not include a public place that is on private land.

PETER HARRIOTT  
Chief Executive Officer

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**WHITEHORSE CITY COUNCIL**

Notice of Order Made Under Section 26(2) of the **Domestic Animals Act 1994**

At its Ordinary Meeting on 15 October 2018, Council resolved to adopt Whitehorse City Council Order 7 made under section 26(2) of the **Domestic Animals Act 1994**.

Order No. 7 repeals Order 6 and provides for clarification of conditions associated with dog off lead provision including:

- defining the meaning of effective control, an organised meeting, organised sport and a play space;
- establishing three additional dog off lead parks being:
  - Eram Park;
  - part of Elgar Park; and
  - Billabong Reserve.

Order 7 becomes effective 1 November 2018 and can be viewed on Council's website at [www.whitehorse.vic.gov.au](http://www.whitehorse.vic.gov.au)

Copies of Order 7 are available for inspection at, and obtainable from, Council's Service Centres located at 379–397 Whitehorse Road, Nunawading; Level 2 (T275), Forest Hill Chase Shopping Centre, Canterbury Road, Forest Hill; and Box Hill Town Hall, 1022 Whitehorse Road, Box Hill.

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**Planning and Environment Act 1987****BENALLA 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 C38****Planning Permit Application P0089/18**

The land affected by the Amendment is 22 Shadforth Street, Benalla, also known as Crown Allotment 2 Section 1F1 Township of Benalla, Parish of Benalla, shown on Plan 1.

The land affected by the planning permit application is 22 Shadforth Street, Benalla, also known as Crown Allotment 2 Section 1F1 Township of Benalla, Parish of Benalla, shown on Plan 1.



Plan 1: Subject land shown with dotted line.

The Amendment proposes to rezone the land from part GRZ1 and part FZ to part GRZ1 and part UFZ by amending Planning Scheme Map Number 9ZN.

The planning permit application seeks approval for a two-lot subdivision of land for dwellings.

The applicant for the permit is Oxley + Co. on behalf of the landowners of 22 Shadforth Street, Benalla.

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, Benalla Rural City Council, Customer Service Centre, 1 Bridge Street East, Benalla, Victoria 3672; on the Council website: [www.benalla.vic.gov.au](http://www.benalla.vic.gov.au); and on 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 the 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 22 November 2018. A submission must be sent to Strategic Planning, Benalla Rural City Council, PO Box 227, Benalla 3672, or by email: [council@benalla.vic.gov.au](mailto:council@benalla.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.

TONY McILROY  
Chief Executive Officer  
Benalla Rural City Council

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

#### **GREATER BENDIGO 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 C226**

##### **Planning Permit Application DSD/561/2017**

The land affected by the Amendment is 1A Railway Street, Kangaroo Flat, being Lot 2 PS621066 and 239–249 High Street, Kangaroo Flat, being Lot 1 PS621066.

The land affected by the application is 1A Railway Street, Kangaroo Flat, being Lot 2 PS621066.

The Amendment proposes to:

- rezone the land at 1A Railway Street, Kangaroo Flat, from General Residential Zone to Industrial 3 Zone; and to
- delete the Development Plan Overlay 17 (former Rocklea Mill Site, 239–249 High Street, Kangaroo Flat) from 1A Railway Street and from 239–249 High Street, Kangaroo Flat.

The application is for a permit to:

- subdivide the land into 46 industrial lots, creation of common property, use and development of the land for service industry and warehouse purposes, reduction of car parking requirements and removal of native vegetation.

The applicant for the permit is Phileo Australia Ltd.

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, City of Greater Bendigo, Planning Department, Hopetoun Mill, 15 Hopetoun Street, Bendigo, Victoria 3550; on our web page at [www.bendigo.vic.gov.au](http://www.bendigo.vic.gov.au); 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 Monday 26 November 2018. A submission must be sent to the City of Greater Bendigo, Planning Department, PO Box 733, Bendigo, Victoria 3550.

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.

CRAIG NIEMANN  
Chief Executive Officer

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**Planning and Environment Act 1987**

MOIRA 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 C88

Planning Permit Application 5/2017/204

The land affected by the Amendment is 2–6 Colgan Street, Cobram.

The land affected by the application is 2–6 Colgan Street, Cobram.

The Amendment proposes to rezone the land from a Commercial 2 Zone to a Commercial 1 Zone.

The application is for a permit to allow buildings and works for the construction of two supermarkets, medical centre and retail premises, the variation of an easement, the removal of native vegetation and the creation of accesses to a Road Zone Category 1.

The applicant for the permit is Tipalea Partners Pty Ltd.

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, Moira Shire Council at 44 Station Street, Cobram; at Moira Shire Council's website: [www.moirav.vic.gov.au/Community/Works-and-Projects/Projects](http://www.moirav.vic.gov.au/Community/Works-and-Projects/Projects); 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 6 December 2018. A submission must be sent (via email) to [info@moira.vic.gov.au](mailto:info@moira.vic.gov.au) or (via mail) to Moira Shire Council at PO Box 578, Cobram 3644.

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

MARK HENDERSON  
Chief Executive Officer

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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 25 December 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.

CHAMBERS, Stephen, late of 3/1 Browning Walk, South Yarra, Victoria 3141, deceased, who died on 5 August 2018.

HALEY, Peter Robert, late of 12 Fitzgerald Street, Mornington, Victoria 3931, deceased, who died on 20 December 2017.

LANGE, Theolinde Sophie, late of 3 Torulosa Court, Highton, Victoria 3216, deceased, who died on 27 July 2018.

MARQUART, Gordon Norman, late of Chestnut Gardens Aged Care, 2A Chestnut Road, Doveton, Victoria 3177, deceased, who died on 25 June 2018.

McPHERSON, Maureen, late of 45 John Edgecombe Way, Endeavour Hills, Victoria 3802, deceased, who died on 23 July 2018.

SWALE, Doreen Estella, late of Room 6, Benlynn Park Private Nursing Home, 2 Killara Street, Sunshine West, Victoria 3020, deceased, who died on 2 September 2018.

THOMAS, David, late of Unit 12, 260 Bank Street, South Melbourne, Victoria 3205, deceased, who died on 6 July 2018.

Dated 16 October 2018

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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 28 December 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.

ADAMSON, William Laurence, late of 17 Henry Street, Ringwood, Victoria 3134, retired, deceased, who died on 31 August 2018.

BALOGH, Frank, late of Unit 20, 44–46 13th Street, Mildura, Victoria 3500, deceased, who died on 19 April 2018.

BINDLOSS, Leslie William, late of Royal Freemason Mt Martha, 130 Country Club Drive, Safety Beach, Victoria 3936, retired, deceased, who died on 11 September 2018.

COOKE, John Alan, late of 1A Yewers Street, Sunshine, Victoria 3020, deceased, who died on 27 June 2018.

DE ZILVA, Earle Richard, late of Outlook Gardens Aged Care, 504 Police Road, Dandenong North, Victoria 3175, deceased, who died on 14 August 2018.

KEPERT, John Maxwell, late of 76 Kanooka Grove, Clayton, Victoria 3168, retired, deceased, who died on 24 July 2018.

MARSCH, Erhardt Arnold, also known as Eddie Marsch and Erdhardt Marsch, late of Bupa Aged Care Kyneton, 2 Edgecombe Street, Kyneton, Victoria 3444, retired, deceased, who died on 23 July 2018.

OSBORN, Kenneth Cedric, late of Unit 1, 53 Warwick Road, Pascoe Vale, Victoria 3044, retired, deceased, who died on 31 March 2018.

PARR, Shirley Patricia, late of Ferndale Gardens, 229–239 Bayswater Road, Bayswater, Victoria 3153, retired, deceased, who died on 26 August 2016.

RICHARDSON, Peter Stanley, late of Laurina Lodge, 14 Licola Road, Heyfield, Victoria 3858, retired, deceased, who died on 12 July 2018.

VAN GELDER, Johanna Louisa Lamberta, late of Providence Aged Care Residence, 18 Maris Circuit, Maddingley, Victoria 3340, deceased, who died on 3 July 2018.

WINKLE, Michael John, late of 26 Hotham Street, Williamstown, Victoria 3016, gentleman, deceased, who died on 29 July 2018.

Dated 19 October 2018

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**Australian Grands Prix Act 1994**  
GENERAL DESIGN FOR 'LOGO'

This Notice will take effect from the date of its publication in the Government Gazette.

In accordance with the definition of logo in section 3(1) of the **Australian Grands Prix Act 1994** and as the Minister administering that Act, I approve the following general design –



Dated 19 October 2018

THE HON. JOHN EREN MP  
Minister for Tourism and Major Events

**Australian Grands Prix Act 1994**  
GENERAL DESIGN FOR 'LOGO'

This Notice will take effect from the date of its publication in the Government Gazette.

In accordance with the definition of logo in section 3(1) of the **Australian Grands Prix Act 1994** and as the Minister administering that Act, I approve the following general design –



Dated 19 October 2018

THE HON. JOHN EREN MP  
Minister for Tourism and Major Events

**Australian Grands Prix Act 1994**  
NOTICE UNDER SECTION 42A

This Notice will take effect from the date of its publication in the Government Gazette.

Pursuant to section 42A of the **Australian Grands Prix Act 1994**, on the recommendation of the Australian Grand Prix Corporation, I hereby declare 'Australian Motorcycle Grand Prix' to be the name of the Australian Motorcycle Grand Prix event to be held at the Phillip Island Grand Prix circuit, Victoria, in 2018.

Dated 19 October 2018

THE HON. JOHN EREN MP  
Minister for Tourism and Major Events

**Australian Grands Prix Act 1994**  
NOTICE UNDER SECTION 26

This Notice will take effect from the date of its publication in the Government Gazette.

Pursuant to section 26 of the **Australian Grands Prix Act 1994**, on the recommendation of the Australian Grand Prix Corporation, I hereby declare 'Australian Grand Prix' to be the name of the Formula One event to be held at Albert Park, Victoria in 2019.

Dated 19 October 2018

THE HON. JOHN EREN MP  
Minister for Tourism and Major Events

**Australian Grands Prix Act 1994**  
NOTICE UNDER SECTION 42A

This Notice will take effect from the date of its publication in the Government Gazette.

Pursuant to section 42A of the **Australian Grands Prix Act 1994**, on the recommendation of the Australian Grand Prix Corporation, I hereby declare 'motogp' to be the name of an event forming part of the Australian Motorcycle Grand Prix event to be held at the Phillip Island Grand Prix circuit, Victoria, in 2018.

Dated 19 October 2018

THE HON. JOHN EREN MP  
Minister for Tourism and Major Events

VICTORIA  
**Aboriginal Lands Act 1970**  
SUB-SECTION 23B(6)

Whereas, in accordance with the provisions of sub-section 23B(6) of the **Aboriginal Lands Act 1970**, the Minister for Aboriginal Affairs may appoint a person to be an Administrator of the Framlingham Aboriginal Trust:

I, Hon. Natalie Hutchins MP, Minister for Aboriginal Affairs, hereby appoint the following person to be an Administrator of the Framlingham Aboriginal Trust. This appointment applies for a period of twelve (12) months, unless revoked sooner, from 22 October 2018.

Mr Michael Fung, of PricewaterhouseCoopers, 2 Riverside Quay, Southbank, Victoria 3006.

Dated 22 October 2018

HON. NATALIE HUTCHINS MP  
Minister for Aboriginal Affairs

**Country Fire Authority Act 1958**  
DECLARATION OF FIRE DANGER PERIOD

In pursuance of the powers conferred by section 4 of the **Country Fire Authority Act 1958**, I, Steven Warrington, Chief Officer of the Country Fire Authority, after consultation with the Secretary to the Department of Environment, Land, Water and Planning, hereby declare the following periods to be the Fire Danger Period in the municipal districts of the municipalities or parts of municipalities specified, commencing on the dates shown and, unless varied by subsequent declaration, ending at 0100 hours on 1 May 2019.

To commence from 0100 hours on 29 October 2018:

- Northern Grampians Shire Council
- Pyrenees Shire Council (Part) That portion North and East of the line described as: From the Shire boundary at Old Geelong Road to St. Marnocks Road then South to Mt. William Road then North to Meadows Lane to Beaufort Carranballac Road to Stockyard Hill Wangatta Road then South along Stockyard Hill Road to Streatham Carngham Road East to Mortchup Mount Emu Road South to Chepstowe Pittong Road to the Shire boundary
- Benalla Rural City Council
- Mansfield Shire Council
- Wangaratta Rural City Council
- Mount Buller and Mount Stirling Resort Management Board
- Alpine Shire Council
- Indigo Shire Council
- Towong Shire Council
- Wodonga City Council
- Falls Creek Alpine Resort Management Board
- Mount Hotham Alpine Resort Management Board.

STEVEN WARRINGTON AFSM  
Chief Officer

**Crown Land (Reserves) Act 1978****CROWN LAND (RESERVES) (NATURE CONSERVATION RESERVE)  
FURTHER AMENDMENT REGULATIONS 2018**

I, Lily D'Ambrosio, Minister for Energy, Environment and Climate Change, make the following Regulations.

Dated 15 October 2018

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

**1 Objectives**

The objective of these Regulations is to amend the expiry date of the Crown Land (Reserves) (Nature Conservation Reserve) Regulations 2004.

**2 Authorising provision**

These Regulations are made under section 13 of the **Crown Land (Reserves) Act 1978**.

**3 Commencement**

These Regulations come into operation on the day on which they are published in the Government Gazette.

**4 Principal Regulations**

In these Regulations, the Crown Land (Reserves) (Nature Conservation Reserve) Regulations 2004 which were published in Special Government Gazette No. S 241 on 23 November 2004, pages 1 to 29, and subsequently amended by the Crown Land (Reserves) (Nature Conservation Reserve) Amendment Regulations 2014 published in Government Gazette No. G 30 on 24 July 2014, page 1614, the Crown Land (Reserves) (Nature Conservation Reserve) Further Amendment Regulations 2014 published in Government Gazette No. G 44 on 30 October 2014, pages 2516 to 2521, the Crown Land (Reserves) (Nature Conservation Reserve) Amendment Regulations 2016 published in Government Gazette No. G 9 on 3 March 2016, pages 345 to 346, the Crown Land (Reserves) (Nature Conservation Reserve) Further Amendment Regulations 2016 published in Special Government Gazette No. S 366 on 28 November 2016, page 1 and the Crown Land (Reserves) (Nature Conservation Reserve) Amendment Regulations 2018 published in Special Government Gazette No. S 80 on 28 February 2018, page 1, are called the Principal Regulations.

**5 Extension of expiry date**

For regulation 5 of the Principal Regulations **substitute** –  
'These Regulations expire on 30 November 2019.'

**Crown Land (Reserves) Act 1978****CROWN LAND (RESERVES) (METROPOLITAN PARKS)  
AMENDMENT REGULATIONS 2018**

I, Lily D'Ambrosio, Minister for Energy, Environment and Climate Change, make the following Regulations.

Dated 15 October 2018

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

**1 Objectives**

The objective of these Regulations is to amend the expiry date of the Crown Land (Reserves) (Metropolitan Parks) Regulations 2011.

**2 Authorising provision**

These Regulations are made under section 13 of the **Crown Land (Reserves) Act 1978**.

**3 Commencement**

These Regulations come into operation on the day on which they are published in the Government Gazette.

**4 Principal Regulations**

In these Regulations, the Crown Land (Reserves) (Metropolitan Parks) Regulations 2011 which were published in Government Gazette No. G 1 on 5 January 2012, pages 17 to 30, and subsequently amended by the Crown Land (Reserves) (Metropolitan Parks) Amendment Regulations 2015 published in Special Government Gazette No. S 383 on 3 December 2015, page 1 and the Crown Land (Reserves) (Metropolitan Parks) Amendment Regulations 2016 published in Special Government Gazette No. S 366 on 28 November 2016, page 2, are called the Principal Regulations.

**5 Extension of expiry date**

For regulation 5 of the Principal Regulations **substitute** –  
‘These Regulations expire on 3 December 2019.’

**Electoral Act 2002**

## REGISTRATION OF POLITICAL PARTY

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

**Name of party:** Aussie Battler Party.

Dated 16 October 2018

WARWICK GATELY, AM  
Victorian Electoral Commission

**Gambling Regulation Act 2003**

## NOTICE OF MAKING OF PUBLIC LOTTERY RULES UNDER SECTION 5.2.4

Tattersall's Sweeps Pty Ltd, ABN 99 081 925 662, of Level 21, Tower 2, 727 Collins Street, Docklands, hereby gives notice of having made Public Lottery Rules for the Authorised Lotteries known as TattsLotto, Super 66, Monday & Wednesday Lotto, Oz Lotto, Powerball, Draw Lotteries (Lucky Lotteries), Instant Scratch-Its and Set for Life effective from 1 October 2018.

SUE VAN DER MERWE  
Managing Director, Lotteries and Keno

**Gambling Regulation Act 2003**NOTICE UNDER SECTION 4.6A.5,  
SETTING THE VICTORIAN RACING INDUSTRY PAYMENT

With effect on and from 1 January 2019, I, Tim Pallas, Treasurer of the State of Victoria, under section 4.6A.5 of the **Gambling Regulation Act 2003** (as amended by the **Gambling Regulation Amendment (Wagering and Betting) Act 2018**), having consulted with the Minister administering Part 1 of Chapter 4 of the **Gambling Regulation Act 2003** and with the Minister administering the **Racing Act 1958**, determine that:

- (a) the Victorian racing industry payment is 18.75 per cent of the amount of wagering and betting tax received (which equates to 1.5 per cent of taxable net wagering revenue); and
- (b) the Victorian racing industry payment is to be paid to VicRacing Pty Ltd, which in my opinion represents the Victorian racing industry.

Dated 19 October 2018

TIM PALLAS MP  
Treasurer

**Housing Act 1983****VICTORIAN HOUSING REGISTER – DETERMINATIONS OF  
ELIGIBILITY CRITERIA, PRIORITY CATEGORIES AND PRIORITY CRITERIA  
FOR APPLICANTS FOR SOCIAL HOUSING**

I, Nick Foa, Director of Housing, revoke the determinations published in the Government Gazette on 18 May 2018 and make the following determinations pursuant to section 142E(1) of the **Housing Act 1983** for the purposes of allocating tenancies in social housing to applicants on the Victorian Housing Register.

These determinations take effect on the date they are published in the Government Gazette.

Dated 18 October 2018

NICK FOA  
Director of Housing

**DIRECTOR OF HOUSING DETERMINATIONS****1. PURPOSE OF THE VICTORIAN HOUSING REGISTER**

The Victorian Housing Register (the Register) was established in 2016 and is intended to ensure the equitable allocation of the available supply of social housing.

It aims to provide a single, consistent application process for people seeking to access public housing and community housing by being a streamlined, transparent and fair way for disadvantaged people across the state to apply.

**2. PURPOSE**

The purpose of these determinations is for the Director of Housing to determine the:

- a) eligibility criteria that must be met by an applicant to be eligible for a tenancy in social housing;
- b) priority categories for identifying the relative needs of eligible applicants for social housing; and
- c) criteria that must be met by an eligible applicant for a particular priority category to apply to that eligible applicant

for the purposes of allocating tenancies in social housing to applicants on the Register.

**3. ELIGIBILITY CRITERIA**

There are five criteria an applicant must meet to be eligible for an allocation of a tenancy in social housing from the Register:

- proof of identity
- Australian citizen or Permanent resident
- Victorian resident
- income eligibility
- asset eligibility.

Social housing providers may, consistent with their mission, apply additional criteria when allocating housing to applicants from the Register; these are required to be detailed in their allocations policies.

**4. PROOF OF IDENTITY**

People applying for social housing must prove the identity of each person on their application.

Proof of identity is required for household members over 15 years of age and who are receiving an independent income. Children under 15 will need their identity confirmed but do not need to be in receipt of an independent income.

The documentation and process required to confirm identity is set out in the Victorian Housing Register Operational Guidelines.

**5. AUSTRALIAN CITIZEN OR PERMANENT RESIDENT**

Applicants and household members applying for social housing must be Australian citizens, Australian permanent residents or a special category visa holder (SCV) who is a protected SCV holder.

**Considerations**

Partners and dependent children who are temporary residents awaiting permanent resident status may be included in the household of an eligible person who is an Australian citizen or permanent resident.

Sponsored migrants are not eligible to apply for social housing while under sponsorship or assurance of support arrangements even though they may be permanent residents. However, they may be included in the household of an eligible person.

Applications from sponsored migrants can be approved if the sponsorship arrangement has expired or broken down and the applicant is in receipt of an independent income.

Newly arrived migrants with a permanent resident status who are subject to the Centrelink two year waiting period for Centrelink entitlements are not eligible to apply to the register however may be included in the household of an eligible client who is an Australian citizen or permanent resident.

**6. VICTORIAN RESIDENT**

People applying to the register are generally required to be a resident of Victoria.

An application from people living in other states can be accepted where applicants:

- reside outside Victoria in a border area or town such as Albury and Moama in New South Wales, or Bordertown in South Australia
- have an offer of employment in Victoria
- are former Victorian residents (normally within the last ten years)
- need to return to Victoria to be reunited with their family
- have medical reasons for moving to Victoria
- are escaping family violence, serious harassment or threats of violence.

**7. INCOME ELIGIBILITY**

Primary applicants must have an independent income to be eligible for social housing. An independent income is an income paid directly to the person for their use and is not subject to a Centrelink parental income or assets test.

A household income should be within the income eligibility limits specified in these determinations. Income limits are based on household type and there are different limits for Priority Access applications and for Register of Interest and Transfer applications.

To determine total household income, assessable incomes are added together.

If a household exceeds the income limit for the category they are applying for, they are not considered eligible for that category.

The Priority Access income limit is based on income eligibility limits for a Commonwealth Low Income Health Care Card.

The Register of Interest and Transfer income limit is based on income eligibility limits for Commonwealth Rent Assistance and is set out as follows:

**Income limits for Register of Interest and Transfer applicants**

| <b>Household</b>   | <b>Weekly income</b><br>(Effective 1 April 2018) |
|--|--|
| Single person  | \$992  |
| Couple, no dependants  | \$1,518  |
| Family (one or two parents) with one or two dependent children | \$2,047  |
| Each additional dependent child                                | \$332  |

Every six months, on the 1st of April and 1st of October, the income limits above will be increased by 1.1 per cent to reflect increases in the general cost of living.

**Income limits for new Priority Access applicants**

| <b>Household</b>                                     | <b>Weekly income</b><br>(Effective 1 April 2018) |
|--|--|
| Single person  | \$555  |
| Couple, no dependants                                | \$959  |
| Family (one or two parents) with one dependent child | \$995  |
| Each additional dependent child                      | \$35   |

Every six months, on 1 April and 1 October, the income limits above will be increased by 1.1 per cent to reflect increases in the general cost of living.

**Considerations**

Eligibility for group households or extended families is determined by the income of each family unit within the household.

If Centrelink income is the only income received by each household member, the household is considered eligible even though their total income amount may be over the household income limit.

If an applicant or household member is not receiving a Centrelink benefit or pension they are entitled to, the amount to which they are entitled is counted in the assessment when calculating income eligibility, unless the applicant can provide documentation confirming that they are not entitled to the income.

Where an applicant's Centrelink income is temporarily reduced due to an activity test or administrative breach, their income eligibility assessment is still made on the applicant's full Centrelink entitlement.

Where a non-custodial parent has regular access visits from their children, the income limit used for determining eligibility is based on the household including those children. Typically at a minimum every second weekend and half school holidays or more constitutes regular access.

Where an applicant subject to the Centrelink two year waiting period is receiving income from wages, self-employment or child related payments, they are not considered to have an independent income for social housing eligibility purposes.

Where a partnered couple apply for social housing but one partner is ineligible because they hold a temporary spouse visa or they are permanent residents but subject to the Centrelink two year waiting period, the relevant couple income limit is applied when determining income eligibility.

Applicants or household members that include people who are in prison are not required to provide income documentation for that person until they are released from prison. Income eligibility can be assessed once the applicant is released from prison.

If a top-up Veterans Affairs payment in addition to a Centrelink payment makes an application ineligible, the designated service provider may use discretion to still approve the application.

Dependents aged 18 to 24 years are exempt from income eligibility requirements if they are included on a transfer application and they have lived in the social housing property for a minimum of six months prior to the transfer application being submitted.

#### **Assessable and non-assessable incomes**

Assessable income is any income that is not deemed non-assessable income. A list of the incomes considered under each of these income types is found in the Victorian Housing Register Operational Guidelines.

#### **No income**

In limited circumstances, where a primary applicant lodges their application which lists independent household members who are not in receipt of an income, this can be approved and placed on the Register, provided they meet all other eligibility criteria. However, applicants are required to provide documentation from Centrelink stating either:

- why the household members are not entitled to or in receipt of an income (for example they have temporary residency status or are on a two year waiting period, or they have received a compensation payout or an employment termination payout); or
- they are entitled to an income but are not claiming it.

Applicants who do not receive any income may be referred to a support organisation, to assist them with their housing application and any other needs.

### **8. ASSET ELIGIBILITY**

The value of the assets for an applicant's entire household is calculated to determine if they are eligible for social housing. If households have assets that would mean they can afford other forms of long term housing, they are not eligible for social housing.

The value of the assets of a household should be within the specified asset eligibility limits set out below. Asset limits are different for Priority Access, Register of Interest and for people requiring disability modifications.

If a household exceeds the asset limit for the category they are applying for, they are not considered eligible for that category.

#### **Considerations**

NDIS amounts are not considered assessable income or assets. Lump sum payments or funds kept to pay for future disability expenses are also exempt from the asset eligibility assessment.

Compensation payments, including lump sum payments, arising from the Royal Commission into Institutional Responses to Child Sexual Abuse are not considered assessable assets.

Applicants or household members that include people who are in prison are not required to provide asset documentation until they are released from prison. Asset eligibility can be assessed once the applicant is released from prison.

**Asset limits**

| <b>Register application type</b>   | <b>Asset limit</b><br>(Effective 1 April 2018) |
|------------------------------------|--|
| Priority Access                    | \$12,758                                       |
| Register of Interest and Transfers | \$32,276                                       |
| Disability modifications           | \$107,588                                      |

On 1 April every year asset limits above will be increased by 2.4 per cent to reflect increases in the cost of private rental.

**Assets included in assessing eligibility**

The dollar value of each household member's share in any of the following assets are added together to determine eligibility for social housing:

- Baby Bonus (formerly known as maternity payment)
- cash holdings and other investments, such as shares and realisable superannuation funds
- Family Tax Benefit Lump Sum Supplement – annual lump sum increase to the rate of Family Tax Benefit Part A and Family Tax Benefit Part B paid to families following reconciliation of entitlement at end of financial year
- mobile homes and recreational vehicles such as caravans and boats
- net fixed assets of a business
- interest in commercial or residential real property (including land)
- Older Australian's Bonus
- Pension Bonus scheme
- funds managed by a court appointed administrator (that are available to pay for housing costs)
- loss of wages component of victims of crime lump sum compensation payment.

**Ownership of property**

An applicant or household member who owns or has an interest in commercial or residential real property (including land) within Australia or overseas is ineligible for social housing unless they cannot make 'effective use' of the property, including because:

- they are unable to reside in the property or continue to reside in the property;
- they are unable to generate any rental income from the property; or
- it is 'unrealisable', that is, they are unable to sell their equity in the real estate.

Examples of circumstances where the property cannot be put to 'effective use' include:

- family violence – documentation confirming this is required from a support worker who is providing support to person(s) experiencing family violence;
- the person cannot or should not occupy the property for medical or health and safety reasons and they are experiencing difficulty selling the property. For example, the property is unsuitable for a person with mobility difficulties; or
- the property is part of a contested property settlement and the household member cannot occupy it or sell their equity.

Where an applicant or household member is unable to make 'effective use' of the property and is unable to realise their equity, the property is exempted from assessment as an asset. However, if the applicant receives their interest or share in the real estate prior to being offered social housing and their assets are over the asset eligibility limits, the applicant is not eligible to be allocated a tenancy from the Register.

## 9. DISCRETION

The Director of Housing or participating registered agencies may use discretion to approve applicants to the register or allocate housing to persons who do not fully meet the eligibility criteria. Circumstances where this may be appropriate include:

- a) Where the applicant is a current social housing tenant and needs to be urgently relocated as their current property is unsuitable or unsafe, or is to be sold, upgraded, redeveloped, or could be better utilised.
- b) Where the applicant is a current social housing tenant who has been temporarily relocated for one of the purposes listed in paragraph (a) and is now returning to a social housing property.
- c) Where one of the social housing providers roles or objectives includes the allocation of housing to specific groups of people, and those people may not meet one or all of the eligibility criteria. For example, this may include:
  - i. where a participating registered agency has a particular role in providing housing to a person whose income exceeds the asset or income limits (such as providing affordable housing to key workers);
  - ii. where a participating registered agency provides housing to people who are not permanent residents, such as those on a temporary protection visa (TPV) or Safe Haven Enterprise visa (SHEV); or
  - iii. where a participating registered agency has a particular role in providing long term housing to people who do not necessarily meet the independent income requirement.
- d) Where a person and or a member of their household is experiencing family violence and need access to ongoing housing in order to be safe.
- e) In any other circumstances as set out in the Victorian Housing Register Operational Guidelines.
- f) Where other exceptional circumstances apply.

## 10. PRIORITY CATEGORIES

### Sections of the Register

Applicants for social housing who meet the eligibility criteria are placed on the Register according to their housing need. The Register consists of two application types:

- Priority Access – for people most in need of housing; and
- Register of Interest – for people who do not have an urgent housing need but are seeking to live in social housing.

### Priority categories for identifying the relative housing needs of applicants

People who are in urgent housing need are prioritised for social housing. In broad terms, this might mean:

- the applicant is homeless
- the applicant is experiencing or has experienced family violence in their home
- the applicant needs to move for health reasons
- the applicant's home is not appropriate for the size of the household
- the applicant is living in emergency, crisis or transitional housing
- the applicant's social housing property is to be sold or redeveloped
- the applicant is staying with someone temporarily while they look for a home or;
- the applicant is aged 55 years and over and is unable to sustain any other housing options on the basis of affordability.

The table below outlines the categories of the Register in order of priority and includes:

- priority categories for the purposes of identifying the relative needs of eligible applicants for social housing, and
- the priority criteria that must be met by an eligible applicant for a particular priority category to apply to that eligible applicant (with further detail provided in the sections below the table).

|                        | <b>Category</b>  | <b>New or Transfer applicants</b> | <b>Income limit / Asset limit</b>   |
|------------------------|--|-----------------------------------|---|
| <b>Priority Access</b> | <b>Emergency Management Housing</b> – for people whose housing is no longer safe or habitable, due to an emergency, for example, a bushfire, flood or storm.   | <b>New and Transfer</b>           | <b>Register of Interest</b><br><i>For asset limit: Register of Interest unless a household member requires full or major modifications then the asset limit is the disability modification asset limit</i>  |
|                        | <b>Priority Transfers</b> – for people who are social housing tenants and require urgent relocation to another social housing property as their current property is unsafe; is to be sold; redeveloped or better utilised. | <b>Transfer</b>                   | <b>Register of Interest</b><br><i>For asset limit: Register of Interest unless a household member requires full or major modifications then the asset limit is the disability modification asset limit</i>  |
|                        | <b>Homeless with Support</b> – for people who are homeless or experiencing family violence and need support to obtain and establish appropriate, long term housing.  | <b>New</b>                        | <b>Priority Access</b><br><i>A policy consideration can be applied to exempt households with significant personal support needs from the Priority Access limit, and instead assess them against the Register of Interest asset limit</i>  |
|                        | <b>Supported Housing</b> – for people who live in unsuitable housing and have a disability or long-term health problem requiring major structural modifications and/or personal support to live independently.             | <b>New</b>                        | <b>Priority Access (new)</b><br><i>For asset limit: Priority Access unless a household member requires full or major modifications then the asset limit is the disability modification asset limit</i><br><b>OR</b><br><i>A policy consideration can be applied to exempt households with significant personal support needs from the Priority Access limit, and instead assess them against the Register of Interest asset limit</i> |

|                      | Category   | New or Transfer applicants | Income limit / Asset limit   |
|----------------------|--|----------------------------|--|
| Priority Access      | <b>Special Housing Needs</b> – for people who are living in housing that has become unsuitable and who have no alternative housing options.  | <b>New and Transfer</b>    | <b>Priority Access (new) Register of Interest</b>  |
|                      | <b>Special Housing Needs aged 55 years and over</b> – for people who are eligible for social housing who are aged 55 years and over, and are not eligible for another priority category. | <b>New</b>                 | <b>Priority Access</b>   |
| Register of Interest | <b>Register of Interest</b> – no additional criteria apply.  | <b>New and Transfer</b>    | <b>Register of Interest</b><br><i>For asset limit: Register of Interest unless a household member requires full or major modifications then the asset limit is the disability modification asset limit</i> |

## 11. ELIGIBILITY CRITERIA FOR PRIORITY CATEGORIES

To be eligible for one of the priority access categories the applicant must meet the general eligibility criteria for the Register outlined in Section 3 above and also be able to demonstrate eligibility for one or more priority categories.

### a. Emergency Management Housing

The Emergency Management Housing category is for people whose housing is no longer safe or habitable, due to an emergency, for example a bushfire, flood or storm.

To confirm eligibility, an applicant's support organisation, a recovery agency such as the municipal council, or a tenancy manager must confirm their housing is no longer safe or habitable, due to an emergency.

### b. Priority Transfers

The Priority Transfers category is for existing social housing tenants that require urgent relocation to another social housing property because their current property is unsafe or unsuitable, is to be sold, redeveloped or better utilised.

To be considered eligible, the type of circumstances that must be demonstrated include:

**Safety issues:** there are safety issues, for example, due to family violence, anti-social behaviour, threats to safety in a rooming house, risk of ex-prisoner tenant re-offending etc.

**Manifestly unsuitable housing:** the existing housing is manifestly unsuitable resulting in a situation where a person cannot continue to live there independently, for example, they need major disability modifications or level access, they cannot accommodate a live-in carer.

**Uninhabitable housing:** when a person's property is uninhabitable, because there has been a fire, flood, vandalism or similar.

**Family re-unification:** a need to re-unify a family, for example, if a court has ordered that a child should stay with their parent three nights a week and there is not enough bedrooms to accommodate the child.

**Stock utilisation:** a need to better match tenants to properties that improves stock utilisation. For example, where a tenant wishes to downsize from a four bedroom house to a two bedroom house as their children have grown up and moved out of the family home.

**Property management:** where a current social housing tenant needs to be urgently relocated as their current property is unsuitable or unsafe, or is to be sold, upgraded, or redeveloped.

**c. Homeless with Support**

The Homeless with Support category is for individuals or families who are homeless, at risk of homelessness or experiencing family violence who:

- have no alternative housing options;
- are receiving support through a government-funded support program; or
- who are exiting care or custody under health, child protection or justice arrangements.

Applications for Homeless with Support must be submitted by a designated service provider on behalf of an individual or household.

The reasons under which a person is considered eligible for the Homeless with Support category are:

- **Homeless:** for people who are experiencing homelessness (including unstable accommodation, couch surfing and transitional housing) or who are exiting care or custody under health, child protection or justice arrangements and are receiving case managed support,
- **Family violence:** for people who are experiencing family violence and are receiving case managed support,
- **Housing First:** for people who are homeless or at risk of homelessness and receiving case managed support by a Housing First organisation, or
- **Rapid Housing Assistance Fund (Family Violence and Homelessness):** for people who are participating in the family violence or homelessness stream and it has been determined by the Rapid Housing Assistance Fund housing provider as an unsustainable housing option.

**d. Supported Housing**

The Supported Housing category is for people or families whose existing housing is highly unsuitable. Individuals and households eligible for the Supported Housing category are people who:

- Require major structural modification to their existing housing due to a household member's disability or health condition, but such modification cannot be made; or
- are unable to access required assistance of personal support through an approved support provider to be able to live independently or their housing is significantly detrimental to, or exacerbates, their physical or mental health condition.

**e. Special Housing Needs**

The Special Housing Needs category is for people who are living in housing that has become unsuitable and have no alternative housing options.

The main priority reasons and the type of circumstances that an applicant must demonstrate to be eligible for this category include:

- **Insecure Housing:** that is, living in temporary, emergency or crisis housing or with friends or relatives,

- **Inappropriate housing:** comprising severe overcrowding, unsuitable housing and family reunification,
  - **Unsafe housing:** comprising of family violence and serious threat of physical danger, or
  - **Urgent Medical Needs:** with a serious medical condition, where the person urgently requires alternative housing.
- f. **Special Housing Needs aged 55 years and over**  
 This category is for people aged 55 years and over who wish to be considered for social housing who are not eligible for any other priority access category. This category only applies to single people or couples (that is, both applicants will need to be aged 55 years or above).

### **Interpretation of Legislation Act 1984**

#### **VARIATION OF WASTE MANAGEMENT POLICY (SOLID FUEL HEATING)**

Notice Regarding Incorporated Documents – Australian/New Zealand Standard 4012:2014  
 and Australian/New Zealand Standard 4013:2014

Notice is given under section 32(3)(a)(ii) of the **Interpretation of Legislation Act 1984** ('the Act') that the Variation of Waste Management Policy (Solid Fuel Heating) incorporates by reference the documents specified below.

| <b>Title of Applied, Adopted or Incorporated Document</b>  |
|--|
| Australian/New Zealand Standard 4012:2014, Domestic solid fuel burning appliances – Method for determination of power output and efficiency, published by Standards Australia and Standards New Zealand, as amended from time to time. |
| Australian/New Zealand Standard 4013:2014, Domestic solid fuel burning appliances – Method for determination of flue gas emission, published by Standards Australia and Standards New Zealand, as amended from time to time.           |

Notice is also given under section 32(3)(a)(ii) of the Act that a copy of 'Australian/New Zealand Standard 4012:2014, Domestic solid fuel burning appliances – Method for determination of power output and efficiency' and 'Australian/New Zealand Standard 4013:2014, Domestic solid fuel burning appliances – Method for determination of flue gas emission' were lodged with the Clerk of the Parliaments, in accordance with section 32(3)(a)(i) of the Act, on 12 October 2018.

A copy of 'Australian/New Zealand Standard 4012:2014, Domestic solid fuel burning appliances – Method for determination of power output and efficiency' and 'Australian/New Zealand Standard 4013:2014, Domestic solid fuel burning appliances – Method for determination of flue gas emission' is available for inspection during normal office hours by members of the public without charge at the Environment Protection Authority Victoria, Level 3, 200 Victoria Street, Carlton.

**Local Government Act 1989**  
**SCHEDULE 11 CLAUSE 4**  
 Designation of Tow Away Areas  
 2018 Superbike World Championship  
 2018 Virgin Australia Supercars Championship  
 2018 Australian Motorcycle Grand Prix

Clause 4 Schedule 11 to the **Local Government Act 1989** provide Councils with the power to tow away and impound vehicles which are causing an unlawful obstruction or are unlawfully parked or left standing in an area designated by the Minister, and to charge the owner of the vehicle a fee up to the amount of the fee set for the purposes of clause 3(1)(c).

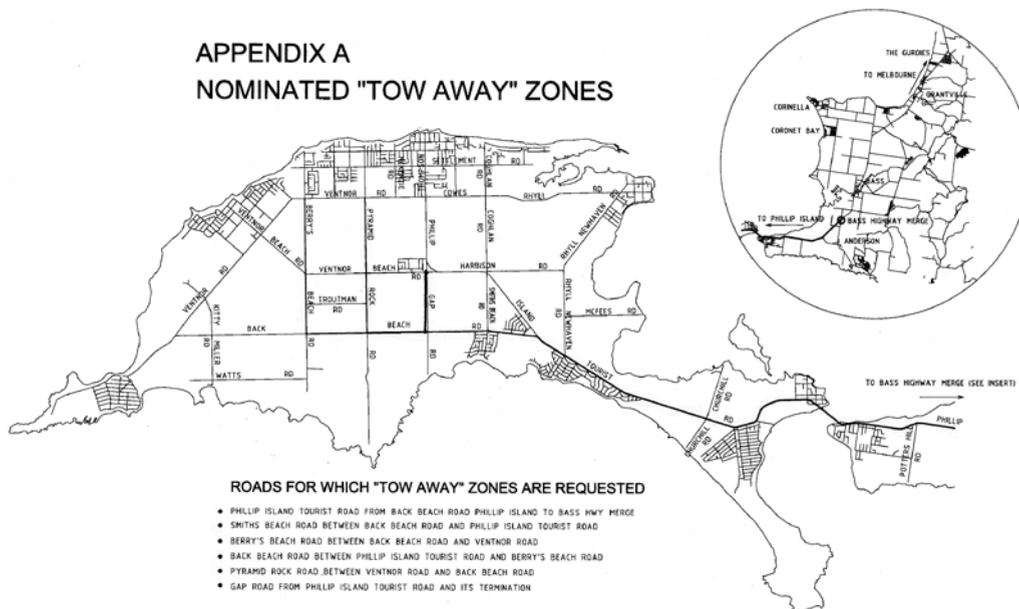
For the purpose of these provisions, I, Hon. Luke Donnellan, Minister for Roads and Road Safety, designate the areas contained in the reservations of the roads listed in the following as tow away areas.

**THE SCHEDULE**

A list of all the roads, streets and lanes included in this designation of tow away areas within the Shire of Bass Coast is detailed below.

- Phillip Island Tourist Road from Back Beach Road, Phillip Island to Bass Highway Merge;
- Smiths Beach Road between Back Beach Road and Phillip Island Tourist Road;
- Berry's Beach Road between Back Beach Road and Ventnor Road;
- Back Beach Road between Phillip Island Tourist Road and Berry's Beach Road;
- Pyramid Rock Road between Ventnor Road and Back Beach Road; and
- Gap Road from Phillip Island Road and its termination.

The tow away areas listed above are to operate from 12.01 am on Friday 23 February 2018 to 11.59 pm on Sunday 25 February 2018; 12.01 am on Friday 20 April 2018 to 11.59 pm on Sunday 22 April 2018; and 12.01 am on Friday 26 October 2018 to 11.59 pm on Sunday 28 October 2018, 24 hours per day on both sides of every street, road and lane.



Dated 13 February 2018

HON. LUKE DONNELLAN MP  
 Minister for Roads and Road Safety

**Marine Safety Act 2010**  
Section 208(2)

NOTICE OF BOATING ACTIVITY EXCLUSION ZONE

I, John Martin, Director Infrastructure, as delegate of Horsham Rural City Council, the waterway manager for the Wimmera River (within the boundaries of Horsham Rural City), hereby give notice under section 208(2) of the **Marine Safety Act 2010** that all persons and vessels not participating in the Horsham Dragon Boat Regatta are prohibited from entering and remaining in the waters of the Wimmera River (Horsham) exclusion zone.

The exclusion zone is applied to the waters of the Wimmera River (Horsham) between the eastern end of Apex Park Island and the Western Highway Bridge and takes effect from 6.30 am to 5.30 pm on Sunday 4 November 2018.

Dated 19 October 2018

BY ORDER OF HORSHAM RURAL CITY COUNCIL

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**Marine Safety Act 2010**  
Section 208(2)

NOTICE OF BOATING ACTIVITY EXCLUSION ZONE

Strathbogie Shire Council, as the declared waterway manager for the Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie, hereby gives notice under section 208(2) of the **Marine Safety Act 2010** that all persons and vessels not registered to participate in the Nagambie Water Ski Club calendar events as detailed in Table 1 below, are prohibited from entering and remaining in the waters of the Goulburn River, from 170 metres downstream of Tahbilk Winery to 1180 metres downstream of Sandy Creek, within the special purpose water-skiing zone.

The exclusion zone will be in effect for the following dates between 8 am and 5 pm:

17 November 2018

5 January 2019

19 January 2019

2 February 2019

23 February 2019

30 March 2019.

Dated 18 October 2018

BY ORDER OF STRATHBOGIE SHIRE COUNCIL

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**Road Safety Act 1986****DECLARATION UNDER SECTION 99B(4) IN RELATION TO NON-ROAD ACTIVITIES  
IN BALLARAT FOR THE CYCLING AUSTRALIA ROAD NATIONAL CHAMPIONSHIPS  
ON FRIDAY 4 JANUARY 2019 TO TUESDAY 8 JANUARY 2019****1 Purpose**

The purpose of this Declaration is to exempt participants in the Cycling Australian Road National Championships from specified provisions of the **Road Safety Act 1986** and regulations under that Act with respect to the Event, which is a non-road activity to be conducted on roads listed in Table 2 from Friday 4 January 2019 to Tuesday 8 January 2019.

**2 Authorising provision**

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

**3 Commencement**

This notice takes effect on Friday 4 January 2019 at 11.00 am.

**4 Expiry**

This notice expires on Tuesday 8 January 2019 at 6.00 pm.

**5 Definitions**

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

- a) ‘Event’ means the Cycling Australian Road National Championships to be held from Friday 4 January 2019 to Tuesday 8 January 2019; and
- b) ‘Participants’ means participants in the Event, including officers, members and authorised agents of the Event organiser, whose presence is reasonably required to ensure the safe conduct of the Event.

**6 Declaration**

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

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

**Road Safety Road Rules 2009**

|                |
|----------------|
| ALL ROAD RULES |
|----------------|

**Table 2**

| <i>Column 1</i><br><b>Highway</b>   | <i>Column 2</i><br><b>Date and Time</b>  |
|---|--|
| Sturt Street (between Lyons Street and Lydiard Street)<br>Lyons Street (between Sturt Street divided road)<br>Lydiard Street (between Sturt Street divided road)  | Friday 4 January 2019<br>(11.00 am to 9.00 pm)   |
| Midland Highway (between Ballarat–Buninyong Road and<br>Mount Buninyong Road)<br>Mount Buninyong Road (between Midland Highway and<br>Yendon Number One Road)<br>Yendon Number One Road (between Mount Buninyong Road and<br>Yankee Flat Road)<br>Yankee Flat Road (between Yendon Number One Road and<br>Gear Avenue)<br>Gear Avenue (between Yankee Flat Road and<br>Ballarat–Buninyong Road)<br>East Terrace between Gear Avenue and Residence Drive<br>Residence Drive between East Terrace and University Drive<br>University Drive between Residence Drive and Enterprise Grove<br>Enterprise Grove<br>Wetlands Drive between Enterprise Grove and Gear Avenue.<br>Ballarat–Buninyong Road (between Gear Avenue and<br>Midland Highway) | Saturday 5 January 2019<br>(7.00 am to 7.00 pm)<br>Sunday 6 January 2019<br>(7.00 am to 7.00 pm) |
| Warrenheip Street (between Herriott Street and<br>Buninyong–Mt Mercer Road)<br>Buninyong–Mt Mercer Road (between Warrenheip Street and<br>Dereel–Mount Mercer Road)<br>Dereel–Mount Mercer Road (between Buninyong–Mount Mercer<br>Road and turn-around point)  | Monday 7 January 2019<br>(10.00 am to 5.00 pm)<br>Tuesday 8 January 2019<br>(9.00 am to 6.00 pm) |

Dated 10 October 2018

PAUL NORTHEY  
 Chief Regional Roads Officer  
 Roads Corporation  
 Delegate of the Minister for Roads

**Road Safety Act 1986****DECLARATION UNDER SECTION 99B(4) IN RELATION TO NON-ROAD ACTIVITIES  
IN BENALLA FOR THE BENALLA FESTIVAL ON SATURDAY 10 NOVEMBER 2018****1 Purpose**

The purpose of this Declaration is to exempt participants in the Benalla Festival from specified provisions of the Road Safety Road Rules 2017 and regulations under that Act with respect to the Event, which is a non-road activity to be conducted on the arterial roads listed in Table 2 on Saturday 10 November 2018.

**2 Authorising provision**

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

**3 Commencement**

This notice takes effect on Saturday 10 November 2018 at 12.30 pm.

**4 Expiry**

This notice expires on Saturday 10 November 2018 at 4.30 pm.

**5 Definitions**

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

- a) ‘Event’ means the Benalla Festival, to be held on Saturday 10 November 2018; and
- b) ‘Participants’ means participants in the Event, including officers, members and authorised agents of the Benalla Festival whose presence is reasonably required to ensure the safe conduct of the Event.

**6 Declaration**

I, Nicki Kyriakou, as delegate of the Minister for Roads and Road Safety, under section 99B(4) of the **Road Safety Act 1986**, declare that the provisions of the **Road Safety Act 1986** and regulations specified in Table 1 do not apply to Participants engaged in activities forming part of the Event on the highway specified in column 1 of Table 2 on the date and during the period specified in column 2 of Table 2, provided there is full compliance with any conditions imposed by VicRoads and the municipal council.

Dated 8 October 2018

NICKI KYRIAKOU  
Regional Director North Eastern  
Roads Corporation  
Delegate of the Minister for Roads and Road Safety

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**Table 1****Provisions of the Road Safety Act 1986 and regulations under that Act  
that do not apply to Participants in the Event****Road Safety Road Rules 2017**

|  |
|--|
| ALL except Rule 304 (Direction by a Police Officer or Authorised Person) |
|--|

**Road Safety (Vehicles) Regulations 2009**

|     |
|-----|
| ALL |
|-----|

**Table 2**

| <i>Column 1</i><br><b>Highway</b>   | <i>Column 2</i><br><b>Date and Time</b>        |
|---|--|
| Midland Highway between (Bridge Street) Arundel Street and Carrier Street | 10 November 2018, between 12.30 pm and 4.30 pm |

**Road Safety Act 1986****DECLARATION UNDER SECTION 99B(4) IN RELATION TO NON-ROAD ACTIVITIES IN MANSFIELD FOR THE MANSFIELD HIGH COUNTRY FESTIVAL ON 2 NOVEMBER 2018****1 Purpose**

The purpose of this Declaration is to exempt participants in the Mansfield High Country Festival from specified provisions of the Road Safety Road Rules 2017 and regulations under that Act with respect to the Event, which is a non-road activity to be conducted on the arterial roads listed in Table 2 on Friday 2 November 2018.

**2 Authorising provision**

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

**3 Commencement**

This notice takes effect on Friday 2 November 2018 at 7.45 pm.

**4 Expiry**

This notice expires on Saturday 3 November 2018 at 12.30 pm.

**5 Definitions**

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

- a) ‘Event’ means the Mansfield High Country Festival, to be held on Friday 2 November 2018; and
- b) ‘Participants’ means participants in the Event, including officers, members and authorised agents of the Mansfield High Country Festival whose presence is reasonably required to ensure the safe conduct of the Event.

**6 Declaration**

I, Nicki Kyriakou, as delegate of the Minister for Roads and Road Safety, under section 99B(4) of the **Road Safety Act 1986**, declare that the provisions of the **Road Safety Act 1986** and regulations specified in Table 1 do not apply to Participants engaged in activities forming part of the Event on the highway specified in column 1 of Table 2 on the date and during the period specified in column 2 of Table 2, provided there is full compliance with any conditions imposed by VicRoads and the municipal council.

Dated 15 October 2018

NICKI KYRIAKOU  
Regional Director North Eastern  
Roads Corporation  
Delegate of the Minister for Roads and Road Safety

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

**Road Safety Road Rules 2017**

|  |
|--|
| ALL except Rule 304 (Direction by a Police Officer or Authorised Person) |
|--|

**Road Safety (Vehicles) Regulations 2009**

|     |
|-----|
| ALL |
|-----|

**Table 2**

| <i>Column 1</i><br><b>Highway</b>  | <i>Column 2</i><br><b>Date and time</b>        |
|--|--|
| Maroondah Highway (High Street) between Apollo Street and Highett Street                                 | 2 November 2018, between 7.45 pm and 9.00 pm   |
| Mount Buller Road (High Street) between Highett Street and Collopy Street                                | 2 November 2018, between 7.45 pm and 9.00 pm   |
| Maroondah Highway (High Street) between Apollo Street and Highett Street                                 | 3 November 2018, between 10.00 am and 12.30 pm |
| Mount Buller Road (High Street) between Highett Street and Collopy Street                                | 3 November 2018, between 10.00 am and 12.30 pm |
| Mansfield Whitfield Road (High Street) between Mount Buller Road (Chenery Street) and Mount Battery Road | 3 November 2018, between 10.00 am and 12.30 pm |

**Victorian Managed Insurance Authority Act 1996**  
**GOVERNMENT RAIL INSURANCE PROGRAM (GRIP)**

Pursuant to section 25A of the **Victorian Managed Insurance Authority Act 1996**, I, Robin Scott MP, direct the Victorian Managed Insurance Authority (VMIA) to provide public and products liability and industrial special risk insurance to Evolution Rail Pty Ltd in its personal capacity and in its capacity as trustee for the Evolution Rail Unit Trust (Evolution Rail) and all the Insureds as listed in the Project Agreement between the Minister for Public Transport on behalf of the Crown in the right of the State of Victoria and Evolution Rail (Project Agreement) under the Government Rail Insurance Program (GRIP) and to include Evolution Rail and all the Insureds as listed in the Project Agreement in Schedule 1 of the Section 25A direction dated 28 April 2015.

This direction is issued to satisfy the State's insurance obligations in the Project Agreement between the Minister for Public Transport on behalf of the Crown in the right of the State of Victoria and Evolution Rail to deliver the High Capacity Metro Trains Project (Project).

This direction is effective from the commencement of the Maintenance Phase of the Project as defined in the Project Agreement meaning the period commencing on the earlier of:

1. the Date of Provisional Acceptance (HCMT) of the first High Capacity Metro Train to achieve Provisional Acceptance;
2. the Date of Provisional Acceptance for the Depot; and
3. the Date of Provisional Acceptance (LSF)

until 30 June 2019 (both dates inclusive) with the VMIA to determine the premium payable by Evolution Rail for its insurance, as well as any policy terms and conditions as it sees fit.

Dated 16 October 2018

ROBIN SCOTT MP  
 Minister for Finance

**ORDERS IN COUNCIL****Administrative Arrangements Act 1983**

## ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 228) 2018

The Governor in Council makes the following Order:

Dated 23 October 2018

Responsible Minister:

THE HON DANIEL ANDREWS MP

Premier

ANDREW ROBINSON  
Clerk of the Executive Council

**1. Title**

This Order is called the **Administrative Arrangements Order (No. 228) 2018**.

**2. Authorising provision**

This Order is made under section 3 of the **Administrative Arrangements Act 1983**.

**3. Commencement**

- (1) Subject to subclauses (2) and (3), this Order takes effect on 23 October 2018.
- (2) This Order, as it applies to or in respect of an item in Table 2 of the Schedule, takes effect on 1 July 2017.
- (3) This Order, as it applies to or in respect of an item in Table 3 of the Schedule, takes effect on 23 May 2016.

**4. Definitions**

In this Order –

‘**Body**’ means Minister, Department or officer;

‘**instrument**’ includes contract and agreement;

‘**New Body**’ means a Body specified in Column 3 of an item in Table 1, Table 2 or Table 3 of the Schedule;

‘**Old Body**’ means a Body specified in Column 1 of an item in Table 1, Table 2 or Table 3 of the Schedule;

‘**Schedule**’ means the Schedule to this Order;

‘**transaction**’ includes –

- (a) agreement, bond, contract, deed or other consensual arrangement; and
- (b) action, appeal, arbitration, prosecution or other legal proceeding; and
- (c) assignment, charge, lease, mortgage, transfer or other dealing with property; and
- (d) loan, guarantee, indemnity or other dealing with money; and
- (e) approval, consent, delegation, direction, licence, order, permit, requirement or other authority; and
- (f) notice; and
- (g) any other act, entitlement or liability at law.

**5. Construction of references**

In respect of each item in a Table of the Schedule, a reference to an Old Body –

- (a) in a provision of an Act specified in Column 2 of an item in Table 1, Table 2 or Table 3 of the Schedule; or
- (b) in a statutory instrument or other instrument made under an Act specified in Column 2 of an item in Table 1, Table 2 or Table 3 of the Schedule; or

- (c) in respect of any other matter or thing done under a provision of an Act specified in Column 2 of an item in Table 1, Table 2 or Table 3 of the Schedule; or
- (d) in an instrument specified in Column 2 of an item in Table 1, Table 2 or Table 3 of the Schedule –

is taken to be a reference to the New Body.

**6. Saving of existing transactions**

If a transaction happened in relation to an Old Body before this Order takes effect –

- (a) the transaction shall continue in the same way as it would have continued if this Order had not been made; and
- (b) the transaction may be given effect to, or enforced or completed, by or in relation to the New Body in the same way as it would have been given effect to, or enforced or completed, by or in relation to the Old Body if this Order had not been made.

**7. Keeping financial accounts and reports**

The Secretary, Department of Health and Human Services must ensure that financial accounts are kept and reports are provided for the purposes of the **Financial Management Act 1994** until 23 October 2018 in respect of a function under an Act specified in item 1 in Table 1 of the Schedule that is transferred to the Secretary, Department of Justice and Regulation as if the function had not been transferred.

**8. Providing financial accounts and reports**

A Secretary to a Department to which a function is transferred must, if requested by a Secretary to a Department who is an Old Body, provide that Old Body with any financial accounts and records or other information required to enable the Old Body to comply with clause 7.

## SCHEDULE

**Table 1**  
**(Effective 23 October 2018)**

| <b>Item No.</b> | <b>Column 1 (Old Body)</b>                                  | <b>Column 2 (Legislation or Instrument)</b>   | <b>Column 3 (New Body)</b>                               |
|-----------------|---|---|--|
| 1.              | Secretary,<br>Department<br>of Health and<br>Human Services | <b>Children, Youth and Families Act 2005</b> <ul style="list-style-type: none"> <li>● Section 17(5) insofar as it relates to the functions and powers conferred on the Secretary, Department of Justice and Regulation under any other Act.</li> </ul>                | Secretary,<br>Department<br>of Justice and<br>Regulation |
| 2.              | Minister for<br>Housing,<br>Disability and<br>Ageing        | <b>Health Services Act 1988</b> <ul style="list-style-type: none"> <li>● Sections 11, 70, 76, 82, 97, 102, 104, 105, 109, 112, 114, 115, 140 and 158 (in so far as these provisions relate to supported residential services)</li> <li>● Sections 145-147.</li> </ul> | Minister for<br>Health                                   |

**Table 2**  
**(Effective 1 July 2017)**

| <b>Item No.</b> | <b>Column 1 (Old Body)</b>   | <b>Column 2 (Legislation or Instrument)</b>  | <b>Column 3 (New Body)</b>   |
|-----------------|--|--|--|
| 1.              | Department of Premier and Cabinet  | <b>Abortion Law Reform Act 2008</b><br><b>Queen Victoria Women's Centre Act 1994</b><br><b>Young Women's Christian Association of Australia Incorporation Act 1962</b> | Department of Health and Human Services  |
| 2.              | Secretary, Department of Premier and Cabinet   | <b>Abortion Law Reform Act 2008</b><br><b>Queen Victoria Women's Centre Act 1994</b><br><b>Young Women's Christian Association of Australia Incorporation Act 1962</b> | Secretary, Department of Health and Human Services   |
| 3.              | Department of Justice and Regulation or Department of Premier and Cabinet, or both                       | <b>Family Violence Protection Act 2008</b>   | Department of Justice and Regulation or Department of Health and Human Services, Department, or both           |
| 4.              | Secretary, Department of Justice and Regulation or Secretary, Department of Premier and Cabinet, or both | <b>Family Violence Protection Act 2008</b>   | Secretary, Department of Justice and Regulation or Secretary, Department of Health and Human Services, or both |

**Table 3**  
**(Effective 23 May 2016)**

| <b>Item No.</b> | <b>Column 1 (Old Body)</b>                         | <b>Column 2 (Legislation or Instrument)</b>  | <b>Column 3 (New Body)</b>                          |
|-----------------|--|--|---|
| 1.              | Minister for Energy and Resources                  | <b>Emergency Management Act 2013</b> <ul style="list-style-type: none"><li>• Part 7A</li></ul> | Minister for Energy, Environment and Climate Change |
| 2.              | Minister for Environment, Climate Change and Water | <b>Emergency Management Act 2013</b> <ul style="list-style-type: none"><li>• Part 7A</li></ul> | Minister for Water                                  |

Note: The Administration of Acts – General Order may be located at the Department of Premier and Cabinet’s website: [www.dpc.vic.gov.au](http://www.dpc.vic.gov.au)

**Control of Weapons Act 1990**  
WEAPONS EXEMPTION – ARBORISTS

Order in Council

The Governor in Council under section 8B of the **Control of Weapons Act 1990** exempts the classes of persons listed in Column 1 of the Table below from sections 5(1), 5(1AA), 5(1AB) and 5AA of the **Control of Weapons Act 1990** in relation to activities involving slingshots manufactured and intended for commercial distribution as listed in Column 2 of the Table, for the purposes listed in Column 3 of the Table.

| Column 1<br>Class of Person   | Column 2<br>Activity   | Column 3<br>Purpose   |
|---|--|---|
| A person aged 18 years or over who is professionally engaged in arboriculture or horticulture services. | Bring into Victoria, cause to be brought into or sent into Victoria, display or advertise for sale, sell, purchase, possess, use or carry a slingshot that is manufactured and intended for commercial distribution. | Line or rope launching for the purpose of tree maintenance or tree felling. |

**Conditions:**

It is a condition of this exemption that:

1. the person must not be a prohibited person under the **Control of Weapons Act 1990**;
2. The slingshot may only be used for the purposes for which the exemption was granted.
3. When not being used in accordance with the purpose specified in this Order, the slingshots must be stored safely and securely.  

**‘safely and securely’** means:

  - a. stored in a manner calculated to ensure that the slingshot
    - i. is not readily accessible to a person other than the person seeking to rely on the exemption; and
    - ii. is not available for possession, use or carriage by a person who is not themselves a holder of an approval issued by the Chief Commissioner of Police or who does not fall within a class of exempt persons.
  - b. when being transported between the usual place of storage of the slingshot and places at which the slingshot is legitimately used for the purposes specified in this exemption:
    - i. stored in a manner calculated to ensure that the slingshot is not readily accessible to a person other than the person seeking to rely on the exemption; and
    - ii. concealed from plain sight during any such transportation.
4. A person seeking to rely on this exemption must, on request, permit a police officer to inspect his or her storage arrangements at any reasonable prearranged time.
5. A person seeking to rely on this exemption must maintain a record of the quantity and type of slingshot in their possession. These records must be kept for the duration of operation of the exemption and must be made available to a police officer for inspection at any reasonable prearranged time.
6. A person seeking to rely on this exemption who sells a slingshot must keep a record of the sale. The record must be in the form and manner prescribed by the Control of Weapons Regulations 2011. A police officer at any reasonable time may require the person to produce the record for inspection.

**Commencement:**

This Order comes into effect from the date it is published in the Government Gazette.

Dated 23 October 2018

Responsible Minister:

HON LISA NEVILLE MP

Minister for Police

ANDREW ROBINSON  
Clerk of the Executive Council

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**Corrections Act 1986**

POLICE GAOLS

Order in Council

The Governor in Council under section 11 of the **Corrections Act 1986** appoints the place shown as hatched on the attached plan, being part of the premises at 477 Little Lonsdale Street, Melbourne as a police gaol.

The maximum number to be detained in the police gaol appointed by this Order is 7 persons.

The maximum period for which a person may be held in the police gaol appointed by this Order is for 14 hours, between the hours of 7.00 am and 9.00 pm on a particular day.

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

Dated 23 October 2018

Responsible Minister:

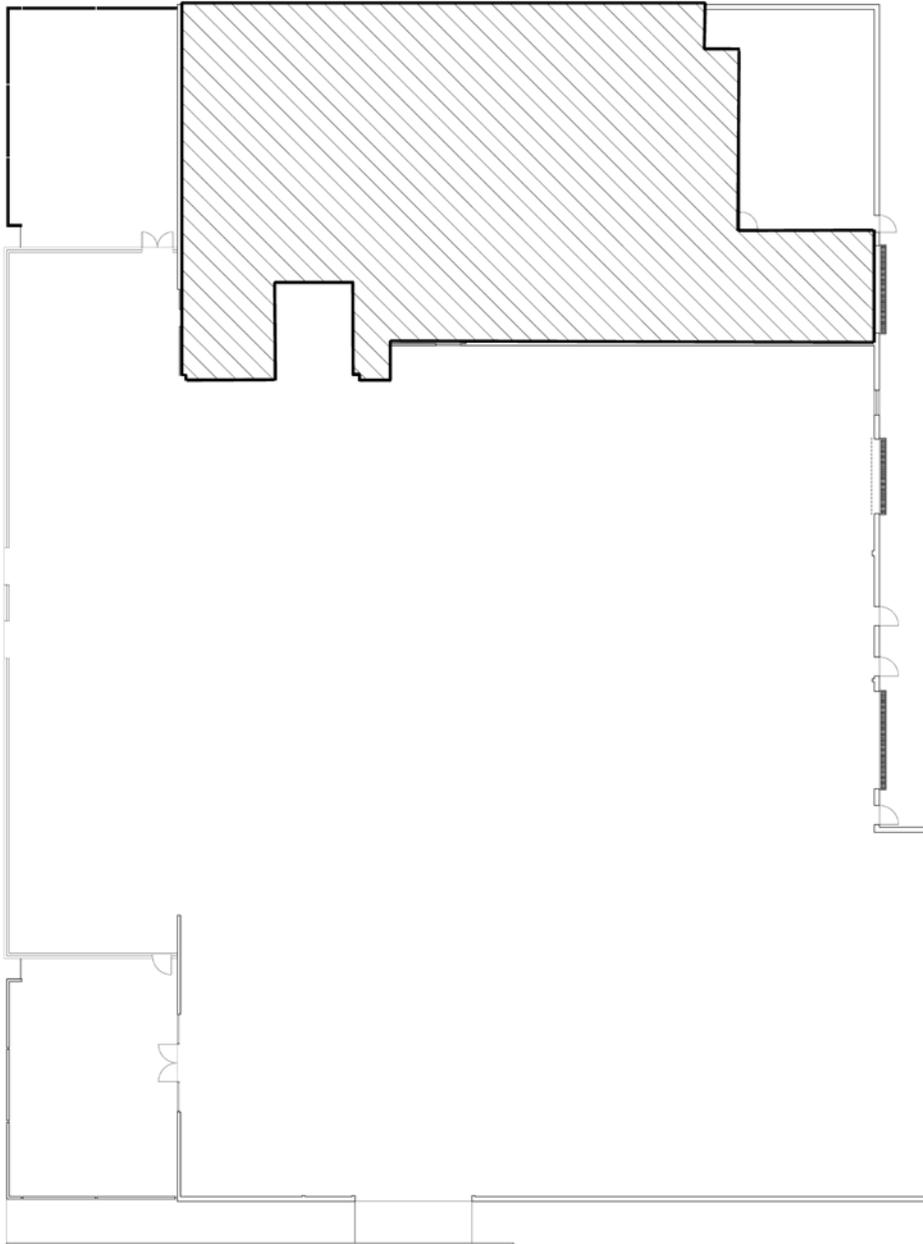
THE HON GAYLE TIERNEY MP

Minister for Corrections

ANDREW ROBINSON  
Clerk of the Executive Council

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Melbourne Childrens Court



**Corrections Act 1986**

## REVOCATION AND APPOINTMENT OF COMMUNITY CORRECTIONS CENTRES

## Order in Council

The Governor in Council, under section 86(1) of the **Corrections Act 1986**, revokes the Order made on 28 August 2018, entitled ‘revocation and appointment of community corrections centres’ and appoints the premises at the addresses listed below to be community corrections centres under the **Corrections Act 1986**.

This Order comes into operation on 19 November 2018.

| <b>Community Corrections Centres</b>                                    |
|---|
| Court House Building, Barkly Street, <b>Ararat</b>                      |
| 108–110 McLeod Street, <b>Bairnsdale</b>                                |
| 206 Mair Street, <b>Ballarat</b>  |
| 3 William Vahland Place, <b>Bendigo</b>                                 |
| 703 Station Street, <b>Box Hill</b>                                     |
| 25–27 Dimboola Road, <b>Broadmeadows</b>                                |
| Magistrates’ Court, Queen Street, <b>Colac</b>                          |
| Neighbourhood Justice Centre, 241 Wellington Street, <b>Collingwood</b> |
| 5/1640 Pascoe Vale Road, <b>Coolaroo</b>                                |
| 176 Sladen Street, <b>Cranbourne</b>                                    |
| Ground Floor and Mezzanine level, 4–50 Walker Street, <b>Dandenong</b>  |
| Level 1, 228 Lonsdale Street, <b>Dandenong</b>                          |
| 360 Foleys Road, <b>Derrimut</b>  |
| Ground Floor, 431 Nepean Highway, <b>Frankston</b>                      |
| Level 5, 30A Little Malop Street, <b>Geelong</b>                        |
| Ground Floor, 81–83 Burgundy Street, <b>Heidelberg</b>                  |
| 1140 Nepean Highway, <b>Hihett</b>                                      |
| Level 4, 21 McLachlan Street, <b>Horsham</b>                            |
| Court House, Bridge Street, <b>Korumburra</b>                           |
| 18 Clarke Street, <b>Lilydale</b>                                       |
| 50 Franklin Street, <b>Melbourne</b>                                    |
| 83–85 Unitt Street, <b>Melton</b>                                       |
| 59 Madden Avenue, <b>Mildura</b>  |
| 25 Ann Street, <b>Morwell</b>   |
| 12/825 Princes Highway, <b>Pakenham</b>                                 |
| Ground Floor, 909 High Street, <b>Reservoir</b>                         |
| Level 1, 2 Bond Street, <b>Ringwood</b>                                 |
| 2/843–849 Point Nepean Road, <b>Rosebud</b>                             |
| 374–380 Raymond Street, <b>Sale</b>                                     |
| 32 Wallis Street, <b>Seymour</b>  |

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| <b>Community Corrections Centres</b>         |
|--|
| 307–331 Wyndham Street, <b>Shepparton</b>    |
| 4A/545 McDonalds Road, <b>South Morang</b>   |
| Court House, Napier Street, <b>St Arnaud</b> |
| Court House, Patrick Street, <b>Stawell</b>  |
| 10 Foundry Road, <b>Sunshine</b>             |
| 1–3 McCallum Street, <b>Swan Hill</b>        |
| 119–121 Murphy Street, <b>Wangaratta</b>     |
| 12 Queen Street, <b>Warragul</b>             |
| 769 Raglan Parade, <b>Warrnambool</b>        |
| 87 Synnot Street, <b>Werribee</b>            |
| 9 Watson Street, <b>Wodonga</b>              |
| 7 Korumburra Road, <b>Wonthaggi</b>          |

Dated 23 October 2018

Responsible Minister:

HON GAYLE TIERNEY MP

Minister for Corrections

ANDREW ROBINSON  
Clerk of the Executive Council

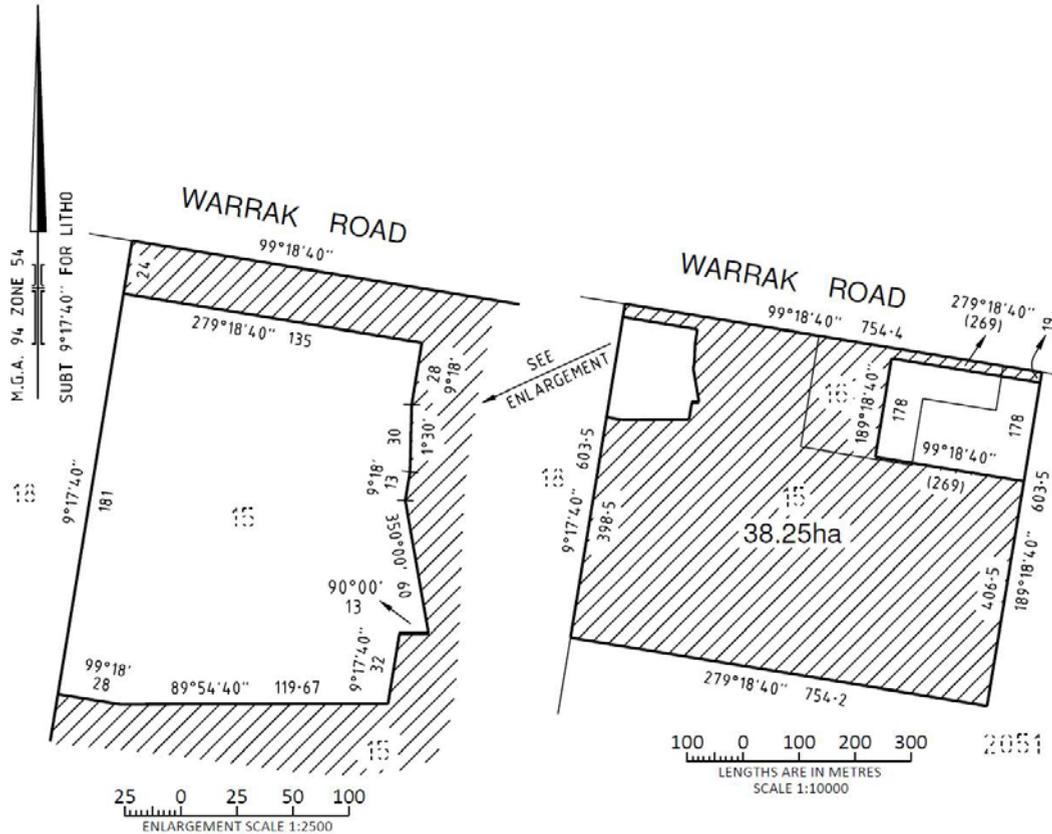
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**Corrections Act 1986**

**REVOCATION AND APPOINTMENT OF HOPKINS CORRECTIONAL CENTRE**

**Order in Council**

The Governor in Council under section 10 of the **Corrections Act 1986**, by Order, revokes the Order in Council published in the Victoria Government Gazette on 10 July 2014 titled ‘Revocation and Appointment of Hopkins Correctional Centre’ and all subsequent variations and appoints the premises shown hatched in the attached plans of survey, being part of Crown Allotment 15 and Crown Allotment 16, Section B1, Parish of Ararat, to be a prison called the Hopkins Correctional Centre.



This Order commences on 26 November 2018.

Dated 23 October 2018

Responsible Minister:

HON GAYLE TIERNEY MP

Minister for Corrections

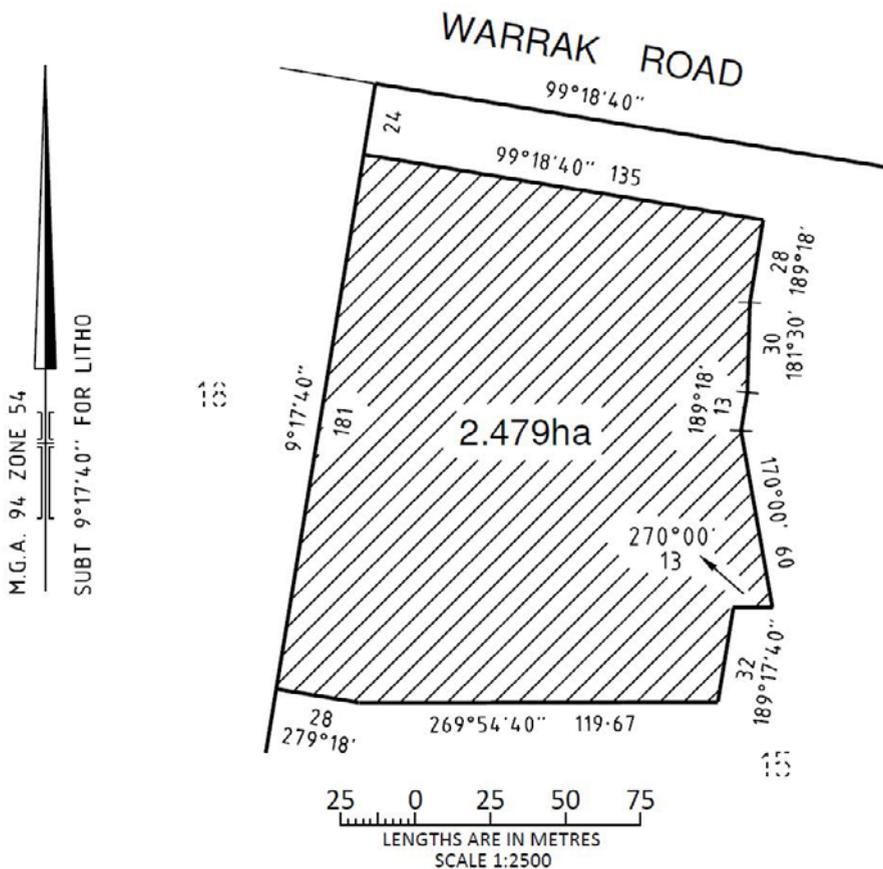
ANDREW ROBINSON  
Clerk of the Executive Council

**Serious Offenders Act 2018**

**APPOINTMENT OF A RESIDENTIAL TREATMENT FACILITY**

Order in Council

The Governor in Council under section 195 of the **Serious Offenders Act 2018**, by Order, appoints the premises known as Rivergum Residential Treatment Centre and shown hatched in the attached plan of survey, being part of Crown Allotment 15, Section B1, Parish of Ararat, to be a residential treatment facility.



This Order commences on 26 November 2018.

Dated 23 October 2018

Responsible Minister:  
 HON GAYLE TIERNEY MP  
 Minister for Corrections

ANDREW ROBINSON  
 Clerk of the Executive Council

**Children, Youth and Families Act 2005**

**DECLARATION OF THE BENDIGO AND DISTRICT ABORIGINAL CO-OPERATIVE  
TO BE AN ABORIGINAL AGENCY**

Order in Council

The Governor in Council under section 6(1) of the **Children, Youth and Families Act 2005** declares the Bendigo and District Aboriginal Co-operative to be an Aboriginal agency.

The Secretary is satisfied that Bendigo and District Aboriginal Co-operative:

- (a) is a registered community service; and
- (b) is managed by Aboriginal persons; and
- (c) its activities are carried on for the benefit of Aboriginal persons.

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

Dated 23 October 2018

Responsible Minister:

HON. JENNY MIKAKOS MP  
Minister for Families and Children

ANDREW ROBINSON  
Clerk of the Executive Council

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**Crown Land (Reserves) Act 1978**

**RESERVATION OF LAND – WONTHAGGI**

Order in Council

The Governor in Council under section 4(1) of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown land for the purpose of ‘Public Purposes (State Emergency Services)’

**MUNICIPAL DISTRICT OF THE BASS COAST SHIRE COUNCIL**

WONTHAGGI – Public Purposes (State Emergency Services); being Crown Allotment 2025 (area 2186 square metres), Township of Wonthaggi, Parish of Wonthaggi as shown on Plan OP124695 lodged in the Central Plan Office.

File reference: 15L10.8123

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

Dated 23 October 2018

Responsible Minister

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

ANDREW ROBINSON  
Clerk of the Executive Council

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**Electricity Safety Act 1998**  
EXEMPTION ORDER UNDER SECTION 120W OF THE  
**ELECTRICITY SAFETY ACT 1998**

Order in Council

The Governor in Council, under section 120W of the **Electricity Safety Act 1998** (Act), makes the following Order to exempt AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) from complying with section 120M of the Act on the terms and conditions specified in this Order.

**1. EXEMPTION**

For the purposes of sections 120M(1)(a), (b) and (c) of the Act, and subject to complying with the conditions set forth in column 3 of the table below, a **zone substation** in AusNet Services' **supply network** referred to in column 1 of the table may be a **complying substation**, notwithstanding that the segment of the **polyphase electric line** referred to in column 2 which originates from the **zone substation** does not have the **required capacity**.

| Column 1<br>Zone Substation   | Column 2<br>Segment of Polyphase electric line which is exempt from the requirement to have the required capacity   | Column 3<br>Conditions  |
|---|---|---|
| <b>Barnawartha (BWA)</b><br>Located at<br>Lat -37.29287,<br>Long 145.81850<br>(Item 22 of<br>Schedule 1 to the<br><b>BMD Regulations</b> )    | The segment of the <b>polyphase electric line</b> designated 'BWA23' which begins at the <b>isolation transformer</b> located at, or close to, GPS coordinates (geodetic reference WGS84) 36°00'39.70" South/ 146°24'20.21" East, and ends at the first <b>point of supply</b> along the <b>polyphase electric line</b> which is, with reference to the <b>zone substation</b> , downstream of that <b>isolation transformer</b> .  | AusNet Services shall provide no less than 30 days' written notice to the Minister and Energy Safe Victoria of any proposed <b>electrical work</b> to be undertaken downstream of the <b>isolation transformer</b> , with reference to the <b>zone substation</b> . |
| <b>Barnawartha (BWA)</b><br>Located at<br>Lat -37.29287,<br>Long 145.81850<br>(Item 22 of<br>Schedule 1 to the<br><b>BMD Regulations</b> )    | The segment of the <b>polyphase electric line</b> designated 'BWA21' which begins at the <b>isolation transformer</b> located at, or close to, GPS coordinates (geodetic reference WGS84) 36°04'22.99" South/ 146°42'58.82" East, and ends at the first <b>point of supply</b> along the <b>polyphase electric line</b> which is, with reference to the <b>zone substation</b> , downstream of that <b>isolation transformer</b> .  | AusNet Services shall provide no less than 30 days' written notice to the Minister and Energy Safe Victoria of any proposed <b>electrical work</b> to be undertaken downstream of the <b>isolation transformer</b> , with reference to the <b>zone substation</b> . |
| <b>Rubicon A (ALA, MVE)</b><br>Located at<br>Lat -37.29287,<br>Long 145.81850<br>(Item 14 of<br>Schedule 1 to the<br><b>BMD Regulations</b> ) | The segment of the <b>polyphase electric line</b> designated 'RUBA24' which begins at the <b>isolation transformer</b> located at, or close to, GPS coordinates (geodetic reference WGS84) 37°14'32.68" South/ 145°53'48.00" East, and ends at the first <b>point of supply</b> along the <b>polyphase electric line</b> which is, with reference to the <b>zone substation</b> , downstream of that <b>isolation transformer</b> . | AusNet Services shall provide no less than 30 days' written notice to the Minister and Energy Safe Victoria of any proposed <b>electrical work</b> to be undertaken downstream of the <b>isolation transformer</b> , with reference to the <b>zone substation</b> . |

|  |   |  |
|--|---|--|
| <p><b>Wonthaggi (WGI)</b><br/>Located at<br/>Lat -38.60885,<br/>Long 145.58860<br/>(Item 44 of<br/>Schedule 1 to the<br/><b>BMD Regulations</b>)</p> | <p>The segment of the <i>polyphase electric line</i> designated ‘WGI21’ which begins at the <i>isolation transformer</i> located at, or close to, GPS coordinates (geodetic reference WGS84) 38°36’26.54” South/ 145°33’04.41” East, and ends at the first <i>point of supply</i> along the <i>polyphase electric line</i> which is, with reference to the <i>zone substation</i>, downstream of that <i>isolation transformer</i>.</p> | <p>AusNet Services shall provide no less than 30 days’ written notice to the Minister and Energy Safe Victoria of any proposed <i>electrical work</i> to be undertaken downstream of the <i>isolation transformer</i>, with reference to the <i>zone substation</i>.</p> |
| <p><b>Wangaratta (WN)</b><br/>Located at<br/>Lat -36.35744,<br/>Long 146.31022<br/>(Item 9 of<br/>Schedule 1 to the<br/><b>BMD Regulations</b>)</p>  | <p>The segment of the <i>polyphase electric line</i> designated ‘WN7’ which begins at the <i>isolation transformer</i> located at, or close to, GPS coordinates (geodetic reference WGS84) 36°21’34.27” South/ 146°18’04.63” East, and ends at the first <i>point of supply</i> along the <i>polyphase electric line</i> which is, with reference to the <i>zone substation</i>, downstream of that <i>isolation transformer</i>.</p>   | <p>AusNet Services shall provide no less than 30 days’ written notice to the Minister and Energy Safe Victoria of any proposed <i>electrical work</i> to be undertaken downstream of the <i>isolation transformer</i>, with reference to the <i>zone substation</i>.</p> |
| <p><b>Wangaratta (WN)</b><br/>Located at<br/>Lat -36.35744,<br/>Long 146.31022<br/>(Item 9 of<br/>Schedule 1 to the<br/><b>BMD Regulations</b>)</p>  | <p>The segment of the <i>polyphase electric line</i> designated ‘WNS’ which begins at the <i>isolation transformer</i> located at, or close to, GPS coordinates (geodetic reference WGS84) 36°54’44.85” South/ 146°23’28.68” East, and ends at the first <i>point of supply</i> along the <i>polyphase electric line</i> which is, with reference to the <i>zone substation</i>, downstream of that <i>isolation transformer</i>.</p>   | <p>AusNet Services shall provide no less than 30 days’ written notice to the Minister and Energy Safe Victoria of any proposed <i>electrical work</i> to be undertaken downstream of the <i>isolation transformer</i>, with reference to the <i>zone substation</i>.</p> |

## 2. INTERPRETATION

In this Order –

***BMD Regulations*** means the **Electricity Safety (Bushfire Mitigation Duties) Regulations 2017**;

***isolation transformer*** means an electromagnetic device that transforms alternative current (AC) electrical energy from primary to secondary side and which functions to provide electrical isolation such that the electrical equipment on the secondary side can be earthed independently from the primary side;

## 3. COMMENCEMENT

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

Dated 23 October 2018

Responsible Minister:

THE HON LILY D’AMBROSIO MP

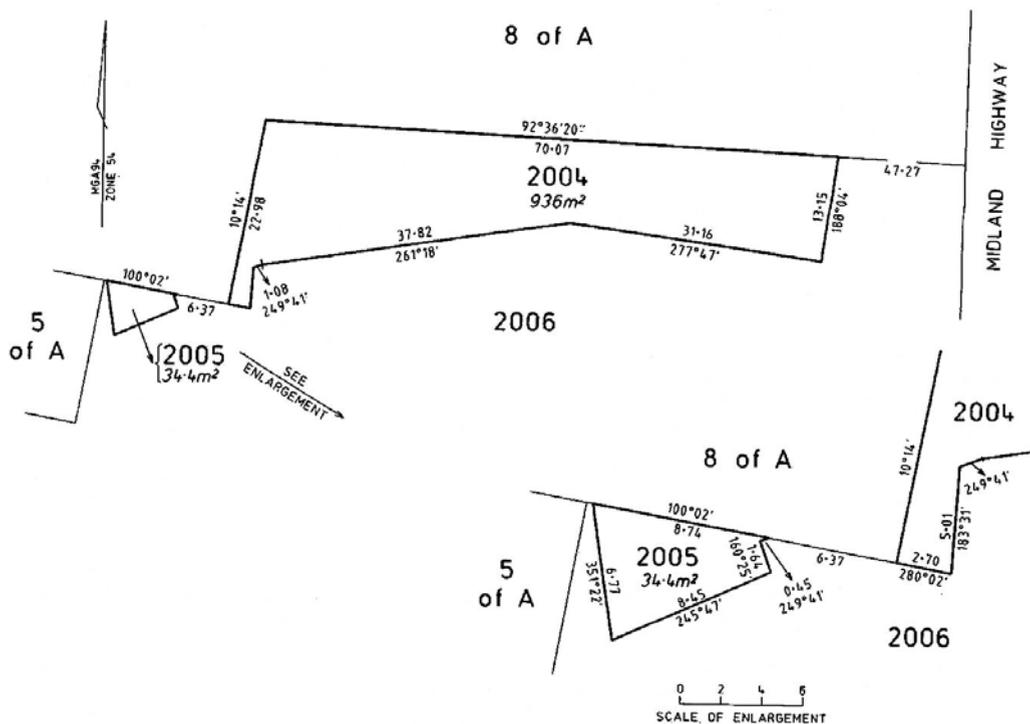
Minister for Energy, Environment and Climate Change

ANDREW ROBINSON  
Clerk of the Executive Council

**Planning and Environment Act 1987**  
 DECLARATION PURSUANT TO SECTION 172(2)  
 Order in Council

The Governor in Council under section 172(2) of the **Planning and Environment Act 1987** as affected by section 41A of the **Interpretation of Legislation Act 1984**, being no longer satisfied that to enable the better use, development or planning of the area defined below it is desirable that the Minister for Planning compulsorily acquire land in the area, REVOKES the Order in Council made under section 172(2) of the **Planning and Environment Act 1987** and published in the Government Gazette on 2 August 2018 in relation to the area defined below.

The area for the purpose of this Order is the property known as Crown Allotments 2004 and 2005 Parish of Ballarat, as shown on the map in the attached Schedule.



This Order comes into effect from the date it is published in the Government Gazette.

Dated 23 October 2018

Responsible Minister:

HON RICHARD WYNNE MP

Minister for Planning

ANDREW ROBINSON  
 Clerk of the Executive Council

**Public Administration Act 2004**

## VICTORIAN GOVERNMENT PUBLIC ENTITY EXECUTIVE REMUNERATION POLICY

## Order in Council

The Governor in Council, under section 92 of the **Public Administration Act 2004** and on the recommendation of the Premier, makes an Order requiring specified public entities in the Schedule to this Order to comply with the Victorian Government Public Entity Executive Remuneration Policy (Policy). The Policy is contained in the Schedule to this Order.

This Order comes into effect on 8 November 2018.

Dated 23 October 2018

Responsible Minister:

THE HON DANIEL ANDREWS MP

Premier

ANDREW ROBINSON  
Clerk of the Executive Council

**Public Administration Act 2004**

## VICTORIAN GOVERNMENT PUBLIC ENTITY EXECUTIVE REMUNERATION POLICY

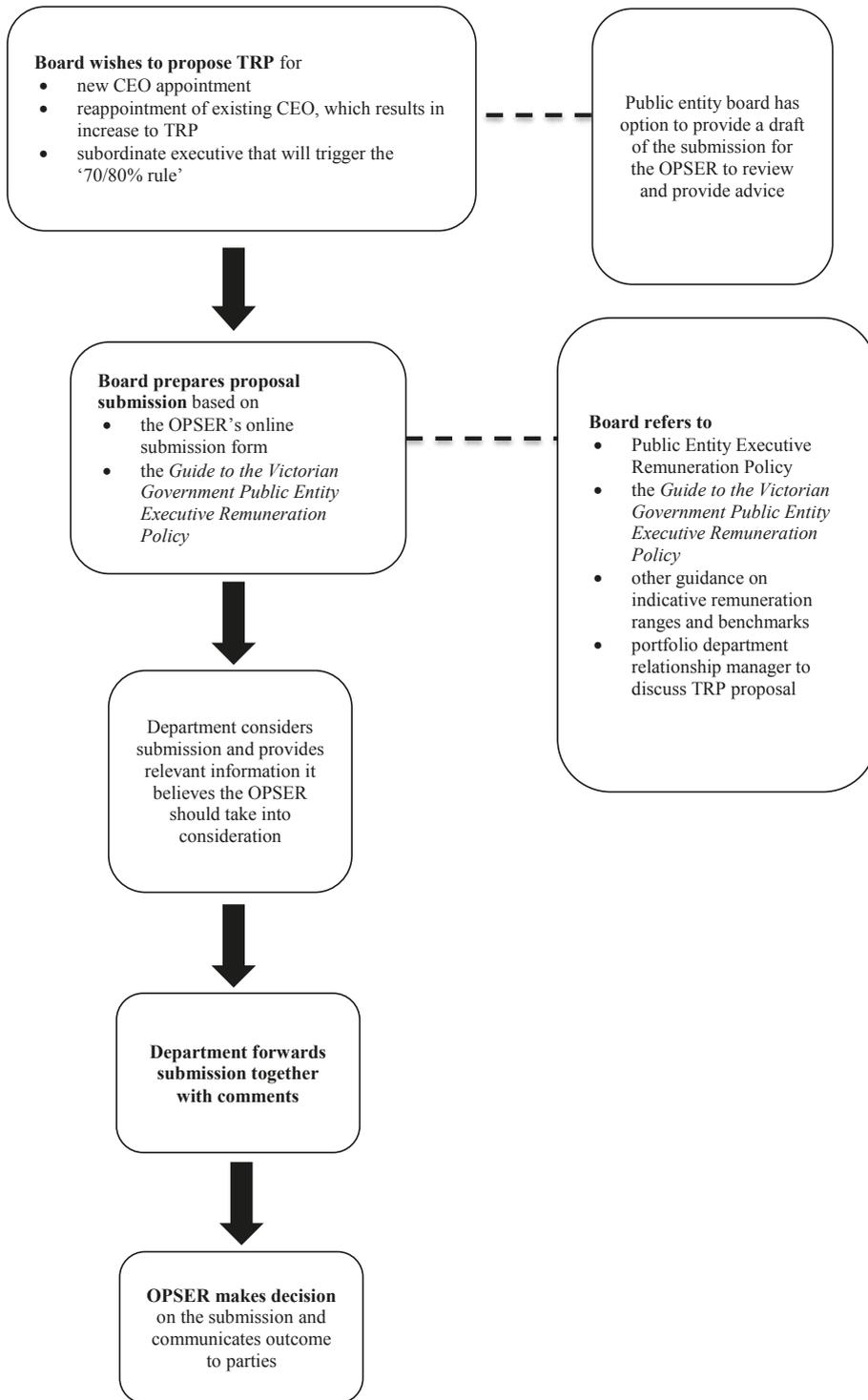
## SCHEDULE TO THE ORDER IN COUNCIL

1. Objective
  - 1.1 The Victorian Government Public Entity Executive Remuneration Policy ('policy') details the Victorian Government's approach to executive remuneration in specified public entities, and the role of the Office of Public Sector Executive Remuneration (OPSER) in administering the policy.
2. Commencement
  - 2.1 This policy comes into operation on 8 November 2018, as it is the Schedule to an Order made by the Governor in Council under section 92 of the **Public Administration Act 2004** (PAA) to specify public entities to comply with this policy.
3. Revocation
  - 3.1 The Policy on Executive Remuneration in Public Entities, overseen by the Government Sector Executive Remuneration Panel, is revoked. The OPSER will assume responsibility for oversight of executive remuneration in public entities.
4. Scope
  - 4.1 This policy sets out the procedures, and a framework of five guiding principles, for the following bodies and officers involved in the setting of executive remuneration in specified public entities:
    - boards (or equivalent governing bodies) of public entities
    - public entity chief executive officers (CEOs) and their subordinate executives
    - human resources and other staff in portfolio departments and public entities.
  - 4.2 This policy applies to the following senior executive appointments and reappointments in public entities:
    - CEOs (however titled) of public entities; or
    - an employee of a public entity who:
      - receives a total remuneration package (TRP) equal to or greater than the base of the Victorian Public Service (VPS) executive officer remuneration range; and
      - has significant management responsibility, that is, the primary role of the employee is to provide leadership and strategic direction for other staff members.

- 4.3 The policy also applies to subordinate executives in public entities, where the TRP of the individual executive proposed:
- exceeds 80% of the TRP approved by the OPSER for the CEO of the same public entity; or
  - will result in the average TRP of all the CEO's direct reports exceeding 70% of the CEO's TRP.
- 4.4 For the avoidance of doubt, this policy does not apply to:
- staff whose remuneration rates are specified by an award or enterprise agreement
  - technical specialists who meet the remuneration criteria outlined above, but do not have a people management function
  - statutory or prerogative office holders appointed to public entities
  - VPS executives employed under Part 3 of the PAA, including by virtue of a specific legislative reference or an order/instrument made under legislation.
- 4.5 The policy also sets out the mandatory employment terms and conditions for public entity executive contracts and arrangements for executive bonuses.
- 4.6 The public entities subject to this policy are listed under paragraph 9.1. These include water authorities, some land and catchment authorities, waste management authorities, TAFEs and certain emergency services organisations, some cemetery trusts, transport bodies and finance entities.
- 4.7 This policy should be read in conjunction with the OPSER's *Guide to the Victorian Government Public Entity Executive Remuneration Policy*, which provides detailed information about how to apply the policy and defines key terms. The guide is available at [www.vic.gov.au/public-sector-executive-remuneration.html](http://www.vic.gov.au/public-sector-executive-remuneration.html).
5. Principles for public entity executive remuneration
- 5.1 The following principles are to guide public entity boards in preparing submissions for the OPSER. These principles will also guide the OPSER's assessment of board submissions, enabling decisions to be made regarding executive remuneration in public entities.
- Principle 1: Executive remuneration should be fair and reasonable  
Executives in public entities should receive fair and reasonable recompense for performing their public duties.
- Principle 2: Executive remuneration should consider entity performance as well as Victorian fiscal and economic conditions  
Executive remuneration decisions should have regard to the financial performance of the entity. Decisions should also consider the fiscal and economic conditions of the state, reflected in the Victorian Government's wages policy, as updated from time to time.
- Principle 3: Executive remuneration should be competitive  
Remuneration should be set at a competitive level for the relevant market and sector, so as to attract and retain talented people.
- Principle 4: Executive remuneration should reflect the non-financial benefits of public sector employment  
Remuneration should not be the overriding factor in attracting and retaining executives, in recognition of the fact that there are a variety of non-financial benefits of public sector employment.
- Principle 5: Executive remuneration arrangements should be consistent and understandable to both executives and the general public  
The methodology underpinning remuneration decisions should be robust and based on rigorous analysis of all of the relevant factors.

6. Overview of the submission process
- 6.1 A board chair must make a submission to the OPSER seeking approval for an executive's remuneration in the following circumstances:
  - incoming CEO in a newly established or existing entity
  - reappointment of an incumbent CEO, where an increase in TRP is proposed
  - any proposed mid-contract adjustment to a CEO's TRP that is greater than the Premier's annual adjustment (see paragraph 7.1 of this policy)
  - subordinate executives, as outlined in paragraph 4.3 of this policy.
- 6.2 A diagram describing the process for making a submission to the OPSER appears on the following page. A key difference between the former GSERP submission process and the OPSER's process is the requirement for boards to provide their submission to their portfolio department Secretary (or delegate) for consideration prior to submitting formally to the OPSER.
- 6.3 Following consideration of the submission, the department will forward the submission, together with its comments, to the OPSER, for decision.
- 6.4 Boards are invited to provide a draft submission to the OPSER for feedback or comment prior to formally submitting it to their portfolio department Secretary.
- 6.5 More information on the submission process is available in the *Guide to the Victorian Government Public Entity Executive Remuneration Policy*. Both the guide and the online form for making a submission are available at [www.vic.gov.au/public-sector-executive-remuneration.html](http://www.vic.gov.au/public-sector-executive-remuneration.html).

**Diagram: process for making a submission to the OPSER**



7. Other remuneration and contractual matters: annual adjustment, mandatory contract terms and bonus opportunity
- 7.1 Boards may also choose to increase a CEO's TRP by the Premier's annual adjustment. For 2018–19, the Premier has determined the annual adjustment to be 2%. The annual adjustment to TRP may be made at any time during the 12 month period to 30 June 2019, but not backdated prior to 1 July 2018.
- 7.2 The mandatory contractual terms and conditions for public entity executives applicable under the GSERP policy framework which continue under this policy are:
  - contract of employment to be offered for a period of up to five years
  - TRP includes salary, superannuation, the cost of a motor vehicle to an employer and the cost of other employment benefits and associated fringe benefits tax, but excludes general business expenses such as laptop computers, mobile phones or study leave
  - termination of contract provisions – the employer may terminate a contract by providing the executive with four months' notice in writing
  - no compensation for termination of a contract beyond payment in lieu of notice and accrued leave
  - an unexpired portion of a contract may only be paid out in exceptional circumstances, with the written consent of the relevant department Secretary
  - capped bonus opportunity (see below).
- 7.3 The mandatory terms and conditions outlined above are reflected in the template public entity executive contract available from the Victorian Public Sector Commission website. Boards of public entities are encouraged to use the standard executive contract template (although all the other provisions in the template contract are not compulsory).
- 7.4 The maximum bonus opportunity available to public entity executives in 2018–2019 will be either 17% or 20%, with the exception of health services executives, which are eligible for a maximum opportunity of 10%.
- 7.5 Since 1 July 2005, existing public entity executives with a total bonus opportunity of 20% have had the option to increase their TRP by 3% through a reduction in the bonus opportunity from 20% to 17%. This option may be applied only once. If applied, it would involve a change in contract terms, which would require the relevant executive to acknowledge and accept the variation in writing. If an executive does not wish to accept the change, the existing terms of their contract shall be preserved. The adjustment to bonus opportunity applies prospectively and relates to the first performance year commencing on or after 1 July 2005.
- 7.6 Bonuses should only be paid when an executive's performance exceeds planned targets. The total cost of bonuses in a public entity where a 17% maximum opportunity currently applies cannot exceed 6% of the pro rata aggregate of TRPs of those executives who are assessed for a bonus. Executives or public entities that have opted to retain the 20% bonus opportunity are not subject to the 6% total bonus average provisions.
- 7.7 In certain circumstances the bonus arrangements may cause difficulty, such as in smaller public entities with few executives, and more generally in situations when business performance has been outstanding and warrants executive bonus payments in excess of the 6% average. In these circumstances, boards must seek approval in writing from the portfolio department Secretary to exceed this guideline.
8. Contact
- 8.1 For further information regarding this policy, please contact the Office of Public Sector Executive Remuneration, Department of Premier and Cabinet, via email address [opser.contact@dpc.vic.gov.au](mailto:opser.contact@dpc.vic.gov.au).

9. Public entities specified to be subject to this policy
- 9.1 The public entities listed in the Table are subject to this policy. This has been determined in consultation with departments.

Table

|   |  |
|---|--|
| Accident Compensation Conciliation Service                    | Metropolitan Waste and Resource Recovery Group                 |
| Agriculture Victoria Services Pty Ltd                         | Mount Buller and Mount Stirling Alpine Resort Management Board |
| AMES Australia  | Mount Hotham Resort Management Board                           |
| Architects Registration Board of Victoria                     | North Central Catchment Management Authority                   |
| Australian Grand Prix Corporation                             | North East Catchment Management Authority                      |
| Ballarat General Cemeteries Trust                             | North East Region Water Corporation                            |
| Barwon Coast Committee of Management                          | North East Waste and Resource Recovery Group                   |
| Barwon Region Water Corporation                               | Old Treasury Building Reserve Committee of Management          |
| Barwon South West Waste and Resource Recovery Group           | Parks Victoria   |
| Bellarine Bayside Foreshore Committee of Management (Inc)     | Phillip Island Nature Park Board of Management                 |
| Bendigo Kangan Institute                                      | Port of Hastings Development Authority                         |
| Box Hill Institute (including the Centre for Adult Education) | Port Phillip and Westernport Catchment Management Authority    |
| BreastScreen Victoria   | PrimeSafe  |
| Capel Sound Foreshore Committee of Management Inc             | Public Transport Victoria                                      |
| Central Highlands Region Water Corporation                    | Queen Victoria Women's Centre Trust                            |
| Chisholm Institute  | Remembrance Park Central Victoria                              |
| City West Water Corporation                                   | Respect Victoria   |
| Coliban Region Water Corporation                              | Royal Botanic Gardens Board                                    |
| Consumer Policy Research Centre                               | Shrine of Remembrance Trust                                    |
| Corangamite Catchment Management Authority                    | South East Water Corporation                                   |
| Country Fire Authority  | South Gippsland Region Water Corporation                       |
| Dairy Food Safety Victoria                                    | South West Institute of TAFE                                   |
| Development Victoria  | Southern Alpine Resort Management Board                        |
| Docklands Studios Melbourne                                   | Southern Metropolitan Cemeteries Trust                         |
| East Gippsland Catchment Management Authority                 | Southern Rural Water   |
| East Gippsland Region Water Corporation                       | State Electricity Commission of Victoria                       |
| Emerald Tourist Railway Board                                 | State Sport Centres Trust                                      |

|   |   |
|---|---|
| Emergency Services Telecommunications Authority                 | State Trustees Limited                                  |
| Energy Safe Victoria  | Sunraysia Institute of TAFE                             |
| Environment Protection Authority                                | Sustainability Victoria (CEO Only)                      |
| Falls Creek Alpine Resort Management Board                      | The Wheeler Centre                                      |
| Fed Square Pty Ltd  | Transport Accident Commission                           |
| Federation Training Institute                                   | Treasury Corporation of Victoria                        |
| Game Management Authority                                       | Trust for Nature (Victoria)                             |
| Geelong Cemeteries Trust  | V/Line Corporation                                      |
| Geelong Performing Arts Centre Trust                            | VET Development Centre                                  |
| Gippsland Ports Committee of Management                         | Veterinary Practitioners Registration Board of Victoria |
| Gippsland Waste and Resource Recovery Group                     | VicForests  |
| Gippsland Water Corporation                                     | Victoria State Emergency Service                        |
| Glenelg Hopkins Catchment Management Authority                  | Victorian Arts Centre Trust                             |
| Gordon Institute of TAFE  | Victorian Asbestos Eradication Agency                   |
| Goulburn Broken Catchment Management Authority                  | Victorian Assisted Reproductive Treatment Authority     |
| Goulburn Murray Rural Water Corporation                         | Victorian Building Authority                            |
| Goulburn Ovens Institute of TAFE                                | Victorian Equal Opportunity and Human Rights Commission |
| Goulburn Valley Region Water Corporation                        | Victorian Funds Management Corporation                  |
| Goulburn Valley Waste and Resource Recovery Group               | Victorian Health Promotion Foundation                   |
| Grampians Central West Waste and Resource Recovery Group        | Victorian Institute of Sport                            |
| Grampians Wimmera Mallee Water Corporation                      | Victorian Institute of Teaching                         |
| Great Ocean Road Coast Committee Inc                            | Victorian Managed Insurance Authority                   |
| Greater Metropolitan Cemeteries Trust                           | Victorian Pharmacy Authority                            |
| Greater Sunraysia Pest Free Area Industry Development Committee | Victorian Planning Authority                            |
| Greyhound Racing Victoria                                       | Victorian Ports Corporation (Melbourne)                 |
| Harness Racing Victoria   | Victorian Regional Channels Authority                   |
| Health Purchasing Victoria                                      | Victorian Responsible Gambling Foundation               |
| Holmesglen Institute  | Victorian Veterans Council                              |
| Kardinia Park Stadium Trust                                     | VicTrack  |
| LaunchVic   | Visit Victoria  |
| Legal Practitioners' Liability Committee                        | VITS LanguageLoop                                       |

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|   |   |
|---|---|
| Loddon Mallee Waste and Resource Recovery Group | Wannon Region Water Corporation               |
| Lower Murray Urban and Rural Water Corporation  | West Gippsland Catchment Management Authority |
| Mallee Catchment Management Authority           | Western Region Water Corporation              |
| Melbourne and Olympic Parks Trust               | Westernport Region Water Corporation          |
| Melbourne Convention and Exhibition Trust       | William Angliss Institute of TAFE             |
| Melbourne Convention Bureau                     | Wimmera Catchment Management Authority        |
| Melbourne Market Authority                      | Winton Wetlands Committee of Management       |
| Melbourne Polytechnic                           | Wodonga Institute of TAFE                     |
| Melbourne Recital Centre                        | Working Heritage                              |
| Melbourne Water Corporation                     | Yarra Valley Water Corporation                |
| Metropolitan Fire and Emergency Services Board  | Zoological Parks and Gardens Board            |

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**Western Port (Steel Works) Act 1970**

**ORDER UNDER SECTION 3 OF THE WESTERN PORT (STEEL WORKS) ACT 1970  
AUTHORISING USE OF LAND FOR NON-STEEL RELATED TRADES**

Order in Council

The Governor in Council, under section 3 of the **Western Port (Steel Works) Act 1970** (the Act) and clause 5(1)(n)(vi) of the Agreement set out in part III of the Schedule to the Act –

1. revokes the authorisation in the Order in Council dated 6 June 2017 and published in the Government Gazette on 8 June 2017 at page 1208 for BlueScope Steel Limited ACN 000 011 058 to use the whole of the land contained in Certificate of Title Volume 08876 Folio 783 (**Land**) for the purposes specified in that Order; and
2. authorises BlueScope Steel Limited to use the whole of the Land for any use permitted by law, including the handling of non-steel related trades and for carrying out of geotechnical works on the Land, subject to the conditions contained in the Schedule to this Order.

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

Dated 23 October 2018

Responsible Minister:

LUKE DONNELLAN MP

Minister for Ports

ANDREW ROBINSON  
Clerk of the Executive Council

**Western Port (Steel Works) Act 1970**

**ORDER UNDER SECTION 3 OF THE WESTERN PORT (STEEL WORKS) ACT 1970  
AUTHORISING USE OF LAND FOR NON-STEEL RELATED TRADES**

SCHEDULE TO ORDER IN COUNCIL

1. This authorisation applies from the date on which this Order is published in the Government Gazette until 30 June 2026.
2. In relation to non-steel related trades, this authorisation:
  - a. applies to inbound and outbound cargo over the Land not in excess of 400,000 tonnes in any financial year;
  - b. applies to use of the berths for consignment or receipt of liquefied hydrogen, provided that all Commonwealth and Victorian legislative requirements are complied with; and
  - c. subject to paragraph b, does not authorise the use of the berths for consignment of, or receipt of, bulk quantities of dangerous goods or the consignment of bulk coal.

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

Notice is hereby given under section 17(3) of the **Subordinate Legislation Act 1994** that the following Statutory Rules were first obtainable from SAI Global Bookshop, 85 Buckhurst Street, South Melbourne, on the date specified:

- |                               |   |                               |   |
|-------------------------------|---|-------------------------------|---|
| 160. <i>Statutory Rule:</i>   | Crimes (Controlled Operations) Regulations 2018               | 165. <i>Statutory Rule:</i>   | Heavy Vehicle National Law Application (Infringements) Amendment Regulations 2018                           |
| <i>Authorising Act:</i>       | Crimes (Controlled Operations) Act 2004                       | <i>Authorising Act:</i>       | Heavy Vehicle National Law Application Act 2013   |
| <i>Date first obtainable:</i> | 23 October 2018   | <i>Date first obtainable:</i> | 23 October 2018   |
| <i>Code A</i>                 |   | <i>Code A</i>                 |   |
| 161. <i>Statutory Rule:</i>   | Family Violence Protection Regulations 2018                   | 167. <i>Statutory Rule:</i>   | Magistrates' Court General Civil Procedure and Miscellaneous Civil Proceedings (Costs Amendment) Rules 2018 |
| <i>Authorising Act:</i>       | Family Violence Protection Act 2008                           | <i>Authorising Act:</i>       | Magistrates' Court Act 1989   |
| <i>Date first obtainable:</i> | 23 October 2018   | <i>Date first obtainable:</i> | 23 October 2018   |
| <i>Code A</i>                 |   | <i>Code A</i>                 |   |
| 162. <i>Statutory Rule:</i>   | Sentencing Amendment Regulations 2018                         | 168. <i>Statutory Rule:</i>   | Supreme Court (Chapters I, IV and VI Further Amendment) Rules 2018  |
| <i>Authorising Act:</i>       | Sentencing Act 1991   | <i>Authorising Act:</i>       | Supreme Court Act 1986  |
| <i>Date first obtainable:</i> | 23 October 2018   | <i>Date first obtainable:</i> | 25 October 2018   |
| <i>Code A</i>                 |   | <i>Code A</i>                 |   |
| 163. <i>Statutory Rule:</i>   | Metropolitan Fire Brigades (General) Interim Regulations 2018 | 169. <i>Statutory Rule:</i>   | Children's Court (Family Violence Protection) Rules 2018  |
| <i>Authorising Act:</i>       | Metropolitan Fire Brigades Act 1958                           | <i>Authorising Act:</i>       | Children, Youth and Families Act 2005   |
| <i>Date first obtainable:</i> | 23 October 2018   | <i>Date first obtainable:</i> | 25 October 2018   |
| <i>Code C</i>                 |   | <i>Code D</i>                 |   |
| 164. <i>Statutory Rule:</i>   | Wildlife Further Amendment Regulations 2018                   | <i>Date first obtainable:</i> | 25 October 2018   |
| <i>Authorising Act:</i>       | Wildlife Act 1975   | <i>Code D</i>                 |   |
| <i>Date first obtainable:</i> | 23 October 2018   |                               |   |
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