



# Victoria Government Gazette

By Authority of Victorian Government Printer

**No. G 25 Thursday 20 June 2019**

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**GENERAL**

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**Advertisers Please Note**

As from 20 June 2019

The last Special Gazette was No. 245 dated 19 June 2019.

The last Periodical Gazette was No. 1 dated 29 May 2019.

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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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## PRIVATE ADVERTISEMENTS

### DIOCESE OF WANGARATTA

Diocesan Synod

Notice is hereby given that the Bishop of the Diocese of Wangaratta has convened the Diocesan Synod for Friday 30 August 2019, at 12.00 pm at Wangaratta Performing Arts Centre, 33–37 Ford Street, Wangaratta.

MR T. D. L. WILLIAMS,  
Registrar

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### NOTICE OF DISSOLUTION OF PARTNERSHIP

Notice is hereby given pursuant to section 41 of the **Partnership Act 1958** that the partnership previously subsisting between Melissa Juzva and Deirdre Brandner, carrying on business under the trading name Solution Psychology Australia, was dissolved as from 1 June 2019.

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### DISSOLUTION OF PARTNERSHIP

Take notice that the partnership formerly subsisting between Karen Joy Henchley and Anita Maria McMurray previously carrying on business under the business name Switchback Hair Salon from the premises situated at 101 Switchback Road, Chirnside Park, was dissolved on and with effect from close of business on 12 April 2019.

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

Notice to Claimants

ALAN McINTYRE, late of 1/1–3 Noordenne Avenue, Seaholme, Victoria, retired gentleman, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 14 December 2018, are required by the executor, Anthony Gavan Black, to send particulars of their claims to him, care of the undermentioned solicitors, by 28 August 2019, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

ANTHONY G. BLACK LAWYER PTY LTD,  
27 Ferguson Street, Williamstown, Victoria 3016.

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FRANCIS BRUCE LYNESS, late of 50 Polwarth Street South, Colac, Victoria 3250, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the Will/estate of the abovenamed deceased, who died on 16 January 2019, are required by the executors, Mandy Janiene Webb and Shelley Leanne Lyness, care of 1 Bromfield Street, Colac, Victoria 3250, to send particulars of their claims to them by 31 August 2019, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice. Probate was granted in Victoria on 4 June 2019.

Dated 11 June 2019

ARUNDELL, MURRAY & RYAN,  
1 Bromfield Street, Colac, Victoria 3250.  
PO Box 55, Colac, Victoria 3250.  
DX 25001 Colac.  
Ph: (03) 5231 5399, Fax: (03) 5231 3442.  
WJR:190041. Contact Jim Ryan.

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JENNIFER ETHEL HARTE, late of 2 Berwick Street, Camberwell, Victoria, and formerly of West Penthouse (Unit 18-1) Domain Park, Domain Road, South Yarra, Victoria, retired.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 June 2018, are required by Russell John Ball of Level 36, 360 Elizabeth Street, Melbourne, and Perpetual Trustee Company Limited, ACN 000 001 007, of 29/525 Collins Street, Melbourne, Victoria, the executors, to send particulars to them by 30 August 2019, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

BALL & PARTNERS,  
36/360 Elizabeth Street, Melbourne,  
Victoria 3000.

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JOVAN PESIC, late of 15A Harmsworth Avenue, Wantirna, Victoria 3152, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the Will/estate of the abovenamed deceased, who died on 27 January 2019, are required by the executor, Debra Kay Benacchio, care of Suite 4, 426 Burwood Highway, Wantirna South, Victoria 3152, to send particulars of their claims to her by 8 September

2019, 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 March 2019.

Dated 5 June 2019

BALLARDS SOLICITORS PTY LTD,  
Suite 4, 426 Burwood Highway,  
Wantirna South, Victoria 3152.  
PO Box 4118, Knox City Centre, Victoria 3152.  
DX 18206 Knox City.  
Ph: (03) 9800 7500, Fax: (03) 9800 7555.  
MAG:MMM:190024.  
Contact: Mandy Anne Greenlaw.

Re: The estate of KEVIN FRANCIS, late of Rosebank Nursing Home, 43 Station Street, Yea, Victoria.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 18 October 2018, are required by the executor, Beryl Jean Francis, to send particulars to her, care of the undersigned solicitors, by a date not later than two months from the date of publication hereof, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

BEAUMARIS LAW, legal practitioners,  
6/1 North Concourse, Beaumaris 3193.

LILA ADELINE DICKSON, late of Apartment 62, Cumberland View Hostel, 123–127 Whalley Drive, Wheelers Hill, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 May 2019, are required by the executors, Sandra Lorraine Dickson and Glenda Fay Dickson, 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.

ERIK TISCHER, also known as Erik Joseph Gustav Tischer, late of 27 Glencairn Avenue, Ringwood, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 April 2019, are required by the

executors, Peter Eric Tischer and Ronald Michael Tischer, 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.

ERIC THOMAS CHARLES COLE, late of 47 Rosanna Street, Carnegie, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 27 January 2019, are required by the executors, Julie Anne Cole and Elizabeth Janine Healy, to send particulars to them, care of the undermentioned solicitors, by 15 August 2019, after which date the executors may convey or distribute the assets, having regard only to the claims of which the executor then has notice.

ESTATE PLANNING EQUATION –  
PREVENTATIVE LAW PTY LTD,  
Level 13, 200 Queen Street, Melbourne,  
Victoria 3000.

SHIRLEY ANN HUGHES, late of Manangatang, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 January 2019, are required by Denise Ann Kay and John Francis Hughes, the executors of the Will of the deceased, to send particulars of their claims to them, care of the undermentioned solicitor, 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 they then have notice.

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

IVOR LESLIE HARVEY, late of 503 Skipton Street, Ballarat, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 10 October 2018, are required by Annette Frances Marwick, the executor of

the deceased's estate, to send particulars to them, care of the undermentioned lawyers, by 26 August 2019, after which date the executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

HARWOOD ANDREWS,  
101 Lydiard Street North, Ballarat 3350.

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MARGARET RUTH HOLLEY, late of 3/49 Strathallan Road, MacLeod, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 November 2018, are required by David Elliston Graham Holley, the executor of the deceased's estate, to send particulars to him, care of the undermentioned lawyers, by 19 August 2019, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

HARWOOD ANDREWS,  
101 Lydiard Street North, Ballarat 3350.

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BARRIE ALLEN JOHNS, late of Unit 180, 130 McLeod Road, Patterson Lakes, Victoria 3197, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the Will/estate of the abovenamed deceased, who died on 30 September 2018, are required by the trustees/executors, David Jennings of 181 Bay Street, Brighton, Victoria 3186, and Christopher Edwin Hill of 22A Milgate Drive, Mornington, Victoria 3931, to send particulars of their claims to them at 22A Milgate Drive, Mornington, Victoria 3931, by 4 July 2019, after which date the trustees/executors may convey or distribute the assets, having regard only to the claims of which they then have notice. Probate was granted in Victoria on 3 June 2019.

HILL LEGAL,  
22A Milgate Drive, Mornington, Victoria 3931.  
RB:CHE:8857.

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Re: PERCIVAL GUY HAIG NEWTON, late of 7 Hunter Street, Hawthorn, Victoria, business executive, 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 executors, Geraldine Lesley O'Sullivan, William Guy Newton and Michael John Newton, care of James Higgins and Co., 90 William Street, Melbourne, to send particulars of their claims to the executors, care of the undermentioned solicitors, by 15 July 2019, after which date the executors will convey or distribute the assets, having regard only to the claims of which the executor then has notice.

JAMES HIGGINS & CO., solicitors.

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Re: Estate of PATRICIA ROSE DONNAN.

Creditors, next-of-kin or others having claims in respect of the estate of PATRICIA ROSE DONNAN, late of 54 Murlong Street, Swan Hill in the State of Victoria, home duties, deceased, who died on 22 February 2019, are to send particulars of their claim to the executors, care of the undermentioned legal practitioners, by 24 September 2019, after which the executors will distribute the assets, having regard only to the claims of which they then have notice.

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

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Re: Jennifer Ann Maher, as trustee for THE HEADING FAMILY TRUST.

Creditors and all others having claims in respect of THE HEADING FAMILY TRUST are required by the trustee, Jennifer Ann Maher of Level 4, 555 Lonsdale Street, Melbourne, Victoria 3000, to send particulars of such claims to the trustee by 19 August 2019, 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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Re: LEONARD VICTOR KNIGHT, late of Lakes Entrance Tourist Park, 127 Princes Highway, Lakes Entrance, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 March 2019, are required by the

trustee, Leonard Charles Duncan Knight, care of Level 11, 575 Bourke Street, Melbourne, Victoria, to send particulars to the trustee, care of the undermentioned solicitors, by 20 August 2019, after which date the trustee may convey or distribute the assets, having regard only to the claims of which the trustee then has notice.

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

NICKOLAS CASSIMATIS, in the Will called Nicholas Cassimatis and also known as Nicolas Cassimatis, late of 2 Shapiro Court, Reservoir, Victoria, retired, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died 14 July 2018, are required by the executor, Katerine Cassimatis, in the Will called Katerina Cassimatis, of 2 Shapiro Court, Reservoir, Victoria, home duties, to send particulars of their claims to her, care of the undersigned, by 20 August 2019, after which date she may convey or distribute the assets, having regard only to the claims of which she then has notice.

MACPHERSON KELLEY,  
Level 7, 600 Bourke Street, Melbourne 3000.

PENELOPE ANNE TOWNSHEND, late of 4/79 Earl Street, Kew, Victoria 3101.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 6 May 2018, are required by the executor, Peter John Docherty, to send particulars to him, care of the undermentioned solicitors, by 21 August 2019, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

MJHC LEGAL, lawyers,  
Suite 5, 750 Blackburn Road, Clayton 3168.

THELMA MAY McEACHERN, late of Ferndale Nursing Home, 229–239 Bayswater Road, Bayswater, Victoria 3153, widow, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 17 September 2014, are required by the trustees/executors, Noreen Frances O'Brien and Irene Mary McCormack, to send particulars

to them, care of the undermentioned lawyers, by 22 August 2019, after which date the trustee may convey or distribute the assets, having regard only to the claims of which they then have notice.

OAKLEY THOMPSON & CO., lawyers,  
Level 18, 350 Queen Street, Melbourne,  
Victoria 3000.

Creditors, next-of-kin and others having claims in respect of the estate of IRYSA JABLONOWSKI, late of 13 Appleberry Place, Ringwood North, Victoria, office clerk, deceased, who died on 1 February 2019, are required to send particulars of such claims to the executor, care of the undermentioned solicitors, by 25 August 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.

BIANCATHELMASLOAN, late of Emerald Hill Nursing Home, 203 Napier Street, South Melbourne, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 11 January 2019, are required by the executors, Caterina Mary Sloan and Daniel Leslie Minogue, both care of Rennick & Gaynor, solicitors, 431 Riversdale Road, Hawthorn East, Victoria, to send particulars of their claims to them, care of the undersigned, by 19 August 2019, after which date they may convey or distribute the assets, having regard only to the claims of which they then have notice.

RENNICK & GAYNOR, solicitors,  
431 Riversdale Road, Hawthorn East,  
Victoria 3123.

Re: ERIC MICHAEL ATKINSON, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 January 2019, are required by the trustee, Reginald Gary Atkinson, to send particulars of such claims to him, in care of the below mentioned lawyers, by 15 August 2019, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

Re: CARMEL VERONICA HUMPHREY, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 24 November 2018, are required by the trustee, Charles Edward Beckwith, to send particulars of such claims to him, in care of the below mentioned lawyers, by 15 August 2019, after which date the trustee may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

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Re: BRENDAN JOHN HUTTON, late of 66 Polwarth Street South, Colac, Victoria, builder, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 5 January 2019, are required by the deceased's personal representatives, John Douglas Hutton and Elaine Jean Hutton, to send particulars to them, care of the undermentioned lawyers, by 20 August 2019, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

SLM LAW, lawyers,  
119 Murray Street, Colac 3250.

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Re: PATRICIA IRENE PESKETT, late of Queen Street, Colac, Victoria, home duties, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 January 2019, are required by the deceased's personal representatives, Stuart Lester Holbery and Meagan Jane Compton, to send particulars to them, care of the undermentioned lawyers, by 15 August 2019, after which date the personal representatives may convey or distribute the assets, having regard only to the claims of which they then have notice.

SLM LAW, lawyers,  
119 Murray Street, Colac 3250.

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ELAINE IVY HART, late of Buckland House Nursing Home, Loch Street, Mansfield, Victoria, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 28 March 2019, are required by the executor, Alan Frank Parrott and Sam Stidston, to send particulars to him, care of the

undermentioned solicitors, by 19 August 2019, after which date the executor may convey or distribute the assets, having regard only to the claims of which he then has notice.

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

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Re: DANIELLE PRIYA ROSE TESSIER, late of 301/109 York Street, South Melbourne, nurse, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 29 October 2018, are required by the executors, Anthony George Tessier and Regan Rose Tessier, to send particulars to them, care of the undermentioned lawyer, by a date not later than two months from the date of publication hereof, after which date the executors will convey or distribute the assets, having regard only to the claims of which they then have notice.

SUZANNE LYTTLETON LAWYERS,  
PO Box 2181, St Kilda West, Victoria 3182.  
Telephone: 9646 4477.

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Creditors, next-of-kin or others having claims in respect of the estate of JEANETTE CAMPBELL MARTIN, late of 119 Wharparilla Drive, Echuca, in the State of Victoria, widow, who died on 14 March 2019, are to send particulars of their claim to the executors, care of the undermentioned lawyers, by 26 August 2019, after which date the executor will distribute the assets, having regard only to the claims of which she then has notice.

TAYLOR, SPLATT & PARTNERS, lawyers,  
PO Box 8278, Carrum Downs, Victoria 3201.  
Telephone: (03) 9783 7700.  
Reference: AHS:231609-2.

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Re: EVELYN GRACE HELMS, late of 375 Mason Street, Altona North, Victoria 3025, deceased.

Creditors, next-of-kin and others having claims in respect of the estate of the abovenamed deceased, who died on 22 June 2018, are required by the executor, Laszlo Kohegyi, 43 Ferguson Street, Williamstown, Victoria 3016, to send particulars of their claims to him by 21 August 2019, after which date the executor may convey

or distribute the assets and distribute the estate, having regard only to the claims of which he then has notice. Probate was granted in Victoria on 6 June 2019.

Dated 13 June 2019

WILCKENS ROCHE LAWYERS,  
43 Ferguson Street, Williamstown,  
Victoria 3016.

PO Box 18, Williamstown, Victoria 3016.

DX 16101 Williamstown.

Ph: (03) 8383 5999, Fax: (03) 8383 5900.

LK:EYN:180387. Contact: Evelyn Ng.

ADVERTISEMENT OF AUCTION BY  
THE SHERIFF

On Thursday 25 July 2019 at 1.30 pm in the afternoon, at Level 6, 446 Collins Street, Melbourne (unless process be stayed or satisfied).

All the estate and interest (if any) of Christine Catherine Ebejer of 26 Marna Court, Noble Park, joint proprietor with Ian William Rodda, of an estate in fee simple in the land described on Certificate of Title Volume 08579 Folio 612 upon which is erected a house and known as 9 Catterick Street, Morwell, will be auctioned by the Sheriff.

Registered Mortgage (AC648843T) affects the said estate and interest. The Sheriff is unable to provide access to this property.

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

Please visit Sheriff's Office Real Estate Section website at [www.justice.vic.gov.au/sheriffrealestate](http://www.justice.vic.gov.au/sheriffrealestate) for an information sheet on Sheriff's Auctions, a contract of sale and any further information. Alternately, you can contact the Sheriff's Office Victoria Real Estate Section at [realestatesection@justice.vic.gov.au](mailto:realestatesection@justice.vic.gov.au)

SHERIFF

ADVERTISEMENT OF AUCTION BY  
THE SHERIFF

On Thursday 25 July 2019 at 1.30 pm, at Level 6, 446 Collins Street, Melbourne (unless process is stayed or satisfied), all the estate and interest (if any) of the person(s) named below, in the land described below, will be auctioned by the Sheriff:

Risley Investments Pty Ltd of 266 Tarcoola Road, Renmark West, South Australia, sole proprietor of an estate in fee simple in 1 of a total of 2 equal undivided shares, registered as Tenants in Common with sole proprietor Kypcon Pty Ltd as to 1 of a total of 2 equal undivided shares of an estate in fee simple in the land described on Certificate of Title Volume 04596 Folio 098 upon which is erected a house and known as 74 Upper Regions Street, Dimboola.

The following recordings in the Register affect or may affect the land as at 28 May 2019:

- Registered Caveat AQ309788V.

The Sheriff is unable to provide access to this property. Refer to the advertisement on [realestate.com.au](http://realestate.com.au) for further information.

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

Please visit the Sheriff's Office Victoria Real Estate Section website at [www.justice.vic.gov.au/sheriffrealestate](http://www.justice.vic.gov.au/sheriffrealestate) for an information sheet on Sheriff's Auctions, a contract of sale and further information. Alternately, you can contact the Sheriff's Office Victoria Real Estate Section at [realestatesection@justice.vic.gov.au](mailto:realestatesection@justice.vic.gov.au)

SHERIFF OF VICTORIA

**GOVERNMENT AND OUTER BUDGET  
SECTOR AGENCIES NOTICES**



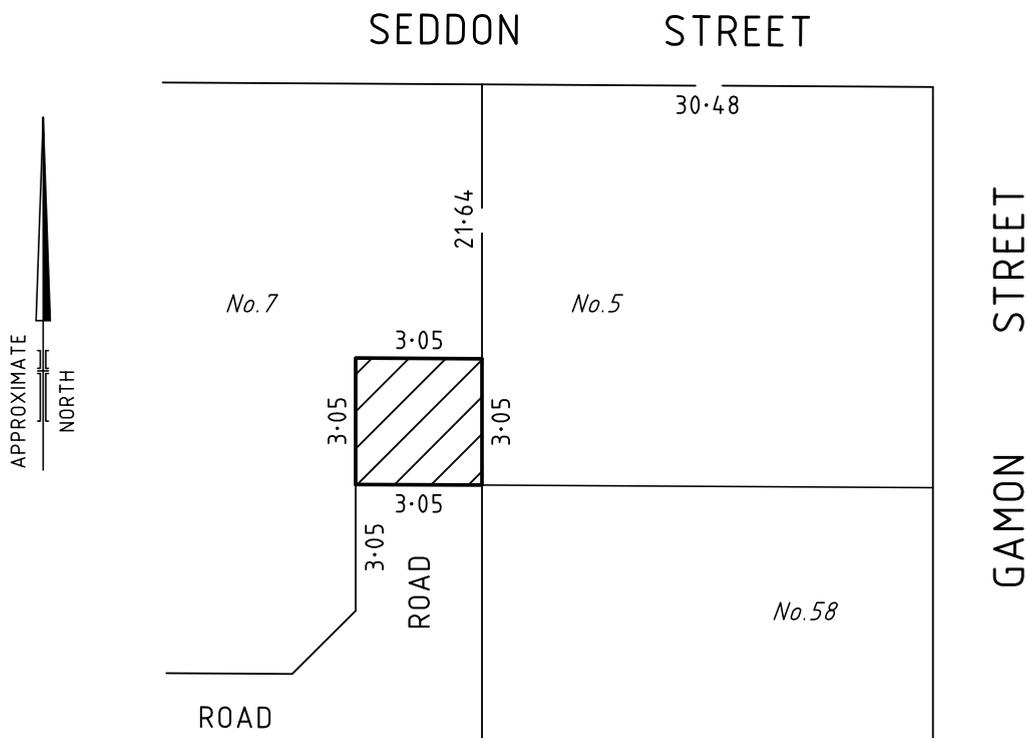
**Maribyrnong**  
CITY COUNCIL

**Local Government Act 1989**

Road Discontinuance

Road Abutting 7 Seddon Street, Seddon

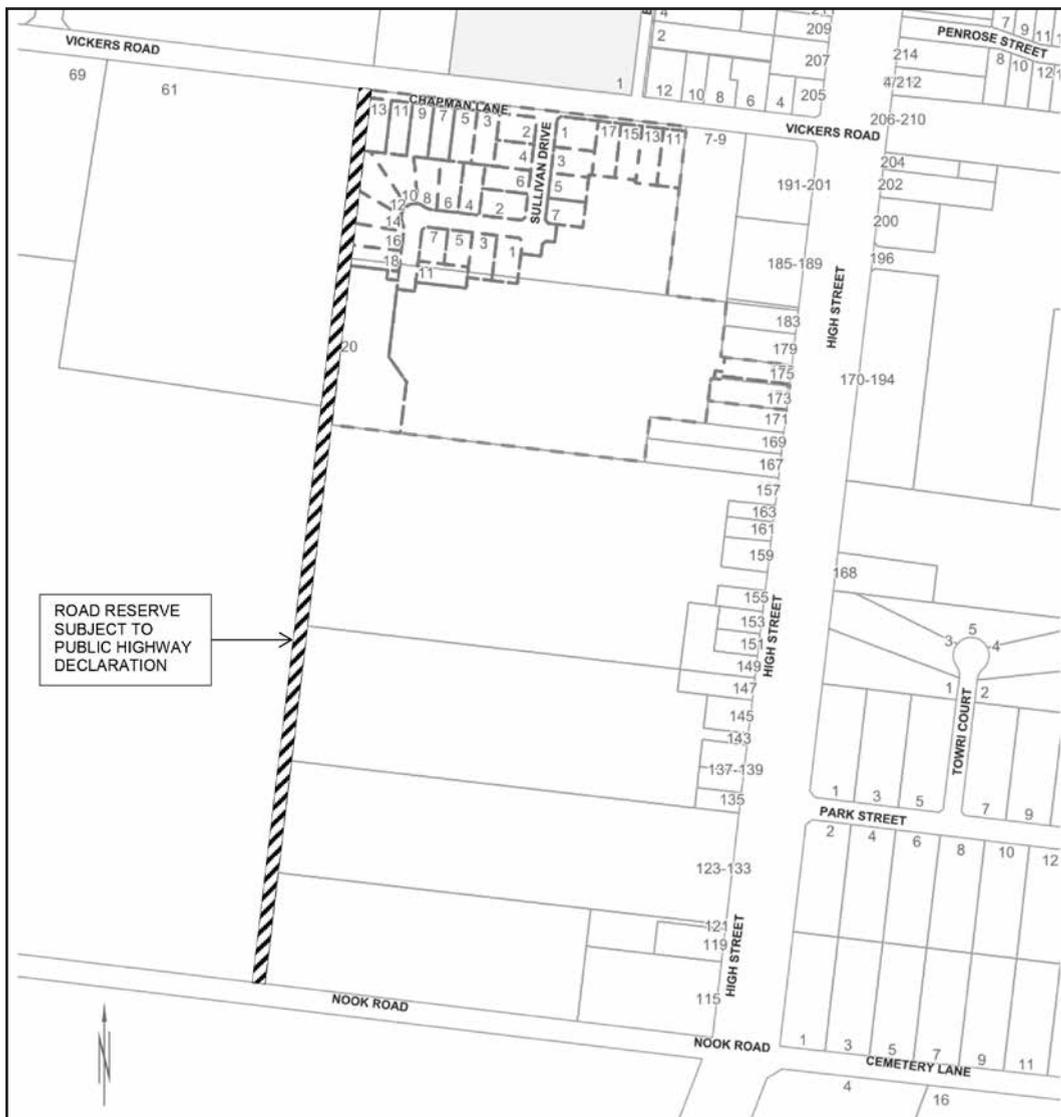
Maribyrnong City Council (Council) has formed the opinion that part of the road abutting the property at 7 Seddon Street, Seddon, shown hatched on the plan below, being part of the road contained in Certificate of Title Volume 3476 Folio 129, is not reasonably required as a road for public use. Council resolved on 11 June 2019 acting under Clause 3 of Schedule 10 and sections 206 and 207B of the **Local Government Act 1989**, to discontinue part of the road and to sell the discontinued road to the abutting owners of 7 Seddon Street, Seddon.



STEPHEN WALL  
Chief Executive Officer  
Maribyrnong City Council

STRATHBOGIE SHIRE COUNCIL  
Public Highway Declaration

Strathbogrie Shire Council, at its special Council Meeting held on 23 October 2018, formed the opinion to formally declare a road reserve, as shown hatched on the plan below, is reasonably required for public use and declared the land shown hatched to be a public highway for the purposes of the **Local Government Act 1989** pursuant to section 204(1) of the **Local Government Act 1989** on and from the date of publication of this notice.



STEVE CRAWCOUR  
Chief Executive Officer  
Strathbogrie Shire Council



#### NOTICE OF THE MAKING OF THE COMMUNITY LOCAL LAW 2019

At its ordinary council meeting on 2 April 2019, Alpine Shire Council resolved to make the Community Local Law 2019, to come into operation on 1 July 2019.

In accordance with section 119(2) of the **Local Government Act 1989**, the purpose and general purport of the local law is to:

- provide for the peace, order and good government of the municipal district;
- regulate activities related to, and ensure the protection of, Council assets;
- protect the health and safety of persons who reside or work in, or visit, the municipal district;
- regulate the management of animals on land and in municipal places;
- protect, maintain and enhance the natural environment of municipal district;
- provide uniform and fair administration of this Local Law.

A copy of the Community Local Law 2019 may be inspected at the Bright Council Office, Customer Service Centres / Libraries in Mount Beauty and Myrtleford, and on Council's website: [www.alpineshire.vic.gov.au](http://www.alpineshire.vic.gov.au) under 'Local Laws'.



#### NOTICE OF INTENTION TO MAKE A NEW MEETING PROCEDURE LOCAL LAW NO. 1, 2019

Following a review of its Meeting Procedure Local Law, Greater Dandenong City Council gives notice under section 119(2) of the **Local Government Act 1989** of its intention to revoke its existing Meeting Procedure Local Law No. 1, 2013 and to replace it with a new Local Law titled Meeting Procedure Local Law No. 1, 2019.

##### **Purpose**

The purpose of the proposed Meeting Procedure Local Law No. 1, 2019 is to:

- regulate proceedings and provide for orderly and fair conduct at all Council meetings, Special Committee meetings, Advisory Committee meetings, and other meetings conducted by or on behalf of Council where Council has resolved that the provisions of this Local Law are to apply; and
- maintain open, efficient and effective processes of the government of the Council and assist with keeping the preparation of the agenda consistent from meeting to meeting; and
- regulate proceedings for the election of the Mayor and Chairpersons of various committees; and
- regulate the use and prohibit unauthorised use of the common seal; and
- revoke Council's Meeting Procedure Local Law No. 1, 2013.

##### **General Purport of the Local Law**

The proposed Meeting Procedure Local Law No. 1, 2019 will:

- govern the conduct at meetings of the Council or Special Committees;
- create an offence to use the Council seal without authority; and
- regulate the proceedings for the election of the Mayor.

A copy of the proposed Meeting Procedure Local Law No. 1, 2019 may be obtained from Greater Dandenong City Council customer service centres at 397–405 Springvale Road, Springvale;

225 Lonsdale Street, Dandenong; or Shop A7 Parkmore Shopping Centre, Keysborough. It is also available on Council's website, [www.greaterdandenong.com](http://www.greaterdandenong.com)

Any person affected by the proposed Local Law may make a submission relating to the proposed Local Law under section 223 of the **Local Government Act 1989**. Written submissions about the proposed Local Law will be considered in accordance with section 223 of the **Local Government Act 1989** and must be received by Council by 5.00 pm on Friday 26 July 2019. Submissions may be: handed into Council's customer service centre at 225 Lonsdale Street, Dandenong; or mailed to the Chief Executive Officer, Greater Dandenong City Council, PO Box 200, Dandenong, Victoria 3175; or emailed to [council@cgd.vic.gov.au](mailto:council@cgd.vic.gov.au)

Any person who wishes to be heard in support of their submission must request so within their submission and may appear in person, or be represented by a person acting on their behalf, before a committee of Council, the day, time and place of which will be advised.

JOHN BENNIE PSM  
Chief Executive Officer

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

#### **MONASH PLANNING SCHEME**

#### **Notice of the Preparation of an Amendment**

#### **Amendment C148**

The Monash City Council has prepared Amendment C148 to the Monash Planning Scheme.

The Amendment applies to the whole municipality.

The Amendment proposes to update the public open space contribution rates for all subdivisions by:

- amending the Schedule to Clause 53.01 to require that all subdivision provides a public open space contribution at a rate of 10%;
- introducing a new Local Planning Policy – Clause 22.15: Public Open Space Contributions Policy; and
- replacing Clause 21.10 in the Municipal Strategic Statement with a new Clause 21.10.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority, City of Monash, Municipal Offices, 293 Springvale Road, Glen Waverley 3150; and at the Department of Environment, Land, Water and Planning website, [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection)

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

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions.

The closing date for submissions is Friday 2 August 2019. A submission must be sent to the Co-ordinator, Strategic Planning, Monash City Council, PO Box 1, Glen Waverley, Victoria 3150.

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.

DR ANDI DIAMOND  
Chief Executive Officer

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**Planning and Environment Act 1987**  
**MELBOURNE PLANNING SCHEME**  
Notice of the Preparation of an Amendment  
Amendment C323 (Amended)

The Melbourne City Council has prepared Amendment C323 to the Melbourne Planning Scheme.

The land affected by the Amendment is within Southbank as shown on the map below:



The Amendment makes changes to the Municipal Strategic Statement to support the enhancement of the Arts Precinct; amends the schedule to Clause 66 04 to include Creative Victoria as a recommending referral authority, and inserts Schedule 7 to the Capital City Zone and rezones the land from Capital City Zone 3 (CCZ3) and General Residential Zone 1 (GRZ1) to Capital City Zone 7 (CCZ7) on a permanent basis, in order to promote uses that support the role of the State Significant Melbourne Arts Precinct.

The Amendment makes consequential changes to Clause 22.01 (Urban Design in the Capital City) and Schedule 1 to Clause 43.02 (Design and Development Overlay) in order to ensure the continued application of these provisions.

The Amendment also applies Schedule 1 to the Parking Overlay to those parts of the precinct that were previously in the General Residential Zone.

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the following locations: during office hours, at the office of the planning authority City of Melbourne, Melbourne Town Hall, 120 Swanston Street, Melbourne; at Participate Melbourne, the City of Melbourne's online engagement hub, <https://participate.melbourne.vic.gov.au/amendmentc323>; at the Department of Environment, Land, Water and Planning website, [www.delwp.vic.gov.au/public-inspection](http://www.delwp.vic.gov.au/public-inspection)

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

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council meetings and any public hearing held to consider submissions. The closing date for submissions is Thursday 25 July 2019. A submission must be sent via email to: [planningpolicy@melbourne.vic.gov.au](mailto:planningpolicy@melbourne.vic.gov.au); by post to Robyn Hellman, Co-ordinator – Planning Policy, City of Melbourne, PO Box 1603, Melbourne, Victoria 3001, or online at <https://participate.melbourne.vic.gov.au/amendmentc323>

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.

EMMA APPLETON  
Manager, Urban Strategy

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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 20 August 2019, 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.

CAMPBELL, Helen Mary, late of Eva Tilley Memorial Home, 1100 Burke Road, Balwyn North, Victoria 3104, retired, deceased, who died on 30 December 2018.

HUYGENS, Johanna, late of Central Park Aged Care, 101 Punt Road, Windsor, Victoria 3181, deceased, who died on 25 March 2019.

JUHASZ, Erika Valeria, late of 6 Doherty Street, Deer Park, Victoria 3023, deceased, who died on 27 April 2018.

KEELING, Hazel Florence, late of Bupa Aged Care Woodend, 2 Sullivans Road, Woodend, Victoria 3442, deceased, who died on 23 December 2018.

KIRK, Carol Joy, late of Clovelly Cottage, 16 Stewart Street, Boronia, Victoria 3155, deceased, who died on 11 March 2018.

Dated 11 June 2019

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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 22 August 2019, 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.

ASHTON, Irma Joyce, late of Noel Miller Centre, 9–15 Kent Street, Glen Iris, Victoria 3146, retired, deceased, who died on 9 March 2019.

COTTON, Sidney, late of Unit 1, 39 Glenview Crescent, Frankston, Victoria 3199, deceased, who died on 8 May 2019.

DORAN, Geraldine Audrey, late of Regis Seaside Manor, 37 Bay Road, Sandringham, Victoria 3191, deceased, who died on 21 February 2019.

FORD, Daphne Beverley, late of 11 Charman Avenue, Emerald, Victoria 3782, retired, deceased, who died on 22 July 2018.

HOHNER, Malcolm Keith, late of Unit 1, 62 James Street, Belmont, Victoria 3216, deceased, who died on 6 September 2018.

JONES, Luke, late of 18 Richelieu Street, Footscray West, Victoria 3012, deceased, who died on 8 February 2019.

LAWSON, Elvira Francesca, late of Room 29, Ardmillan Place, 88 Holmes Road, Moonee Ponds, Victoria 3039, pensioner, deceased, who died on 26 August 2018.

PASTI, Irene, late of Room 76, Manor Lakes Uniting Agewell, 15 Buffalo Crescent, Wyndham Vale, Victoria 3024, deceased, who died on 3 March 2019.

WILKINS, Vena Rose Isabelle, late of Dorothy Impey Home, 317A O'Hea Street, Pascoe Vale, Victoria 3044, deceased, who died on 19 March 2019.

Dated 13 June 2019

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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 26 August 2019, 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.

BRITTON, Daryl Graham, late of 31 Esmonde Street, Rushworth, Victoria 3612, deceased, who died on 7 September 2018.

BROWN, Anne, late of Unit 19, 159 Melrose Street, North Melbourne, Victoria 3051, deceased, who died on 20 March 2018.

DE JONG, Nellie Maria, late of Unit 30, Avondrust Village, 1105 Frankston Dandenong Road, Carrum Downs, Victoria 3201, pensioner, deceased, who died on 13 April 2019.

GRUT, Eric William, late of 14 Carrington Road, Reservoir, Victoria 3073, deceased, who died on 10 December 2018.

LAFERLITA, Eleanor Theresa, late of Glendale Aged Care, 1 Glendale Court, Werribee, Victoria 3030, deceased, who died on 23 December 2018.

MACKLEY, Peter Ian, late of 89 Wawunna Road, Horsham, Victoria 3400, deceased, who died on 25 December 2018.

MORRIS, Joan, late of Brotherhood of St Laurence Summer House, 128 Fitzroy Street, Fitzroy, Victoria 3065, deceased, who died on 5 December 2018.

SCANLON, Peter Julian, late of Apartment 213, 108 Denham Street, Hawthorn, Victoria 3122, retired, deceased, who died on 15 January 2019.

STOKIC, Luka, late of James Barker House, 64 Buckley Street, Footscray, Victoria 3011, pensioner, deceased, who died on 28 March 2019.

TARLE, Ivan, late of Unit 9, 27 King Edward Avenue, Albion, Victoria 3020, deceased, who died on 21 April 2019.

Dated 17 June 2019

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

#### SECTION 138

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

Abrahams Foundation Inc.; Acts 2 Inc.; AETOS FLIGHT INCORPORATED; All Nations Social Cricket Incorporated; Artisans of Geelong Inc.; Austhetic Inc.; Australian Bach Society Inc.; Australian Glass and Glazing Association Inc.; Australian Macedonian Association 'Poreche' Inc.; Australian Professional Carers Association and Registration Board Incorporated; Ballarat Post Polio Support Group Inc.; Banyule Calisthenics Club Inc.; Bendigo All Breeds Goat Expo Inc.; Bikers Protecting Children Australia Inc.; Campbells Creek Senior Citizens Club Inc.; Celebrants Association of Australia Inc.; Chin News Channel (CNC) Inc.; Cockatoo Community Energy Inc.; Coeliac Victoria and Tasmania Inc.; Donor Dogs Inc.; E Charity Inc.; Echuca U3A Inc.; Ecklin Playgroup Inc.; Elwood Basketball Club Inc.; Emergency Medicine Ultrasound Group Victoria Incorporated; Enterprise Association of Australia & China Inc.; Fire Services Hockey

Club of Victoria Inc.; Former Rolling Stock Officers Association Incorporated; Friends of the Community, Victoria Incorporated; Glass & Glazing Association Victoria Inc.; Global Chinese Marathon Association Inc.; Industry Funds Forum Inc.; KM Reedy Recreation Reserve Committee of Management Inc.; Latrobe Valley Gliding Club Inc.; Living Water Community Church Inc.; Macedonian Theatre Group Boomerang Inc.; Macedonians of Australia Advisory Council Incorporated; Melbourne Jewish Comedy Festival Inc.; Millefiori Senior Citizens Italian Social Club Inc Incorporated; Mornington Ladies Probus Club Inc.; Mornington Musicale Inc.; MSC West Inc.; National Fire Industry Association Victoria Inc.; Old Carey Netball Club Inc.; Partisans Australia MMC Maygar Chapter Incorporated; Port People Inc.; Power Chapel Worldwide Inc.; Probus Club of Apollo Bay Inc.; Riverina & North Victoria Charity Flight Incorporated; Rosslyn Theatre Inc.; Royal Australian Army Pay Corps Association (Victoria) Inc.; Sands Australia National Council Inc.; Saving Lives South Sudan Inc.; Scar Cycling Development Inc.; Sino-Australia Business & Culture Promotion Association Inc.; Sunrise Family Ministries Inc.; South Gippsland Angling Clubs Association Inc.; South Mildura Probus Club Inc.; St. Augustines Tennis Club Kyabram Inc.; Sunnywest Seniors Inc.; Tasnim Fashion Sewing School Inc.; Team Sports 4 All Inc.; The Ladies Probus Club of Hawthorn Inc.; The Ninety Milers Inc.; The Painkalac Project Incorporated; The Probus Club of Merbein Inc.; The Reiki Association of Australia Inc.; Tribe Church Inc.; Universal Ticketing Incorporated; Victorian Association for Systemic Constellations Inc.; Willing Older Workers W.O.W! Inc.; Wings of Care (Kanfei Chesed) Inc.; Woori Yallock Township Action Group Inc.

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

Dated 20 June 2019

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

**Education and Training Reform Act 2006****NOTICE OF REVISED GUIDELINES FOR STUDENT EXCHANGE PROGRAMS**

Section 4.5A.1(3) of the **Education and Training Reform Act 2006** (the Act) authorises the Victorian Registration and Qualifications Authority (the Authority) to issue guidelines for the purposes of determining whether a person, organisation or registered school is suitable to operate a student exchange program.

Section 4.5A.1(4) of the Act requires that any guidelines issued under section 4.5A.1(3) be published as soon as practicable in the Government Gazette.

The revised guidelines will apply from 1 July 2019.

LYNN GLOVER  
Chief Executive Officer (Director)  
Victorian Registration and Qualifications Authority

**GUIDELINES FOR  
STUDENT EXCHANGE PROGRAMS****1. INTRODUCTION**

The **Education and Training Reform Act 2006** (the ETR Act) creates a legislative regime for the regulation of secondary student exchange organisations (SEOs) in Victoria.

Section 4.5A.1(3) of the ETR Act authorises the Victorian Registration and Qualifications Authority (VRQA) to issue guidelines for the purpose of determining whether a person, organisation or registered school is suitable to operate a student exchange program.

To maintain the national approach to the regulation of SEOs, the *Guidelines for Student Exchange Programs* (Guidelines) are broadly consistent with the *National Guidelines for the Operation of International Secondary Exchange programs in Australia*. Variations have been made to align the Guidelines with Victorian legislative requirements, including the:

- ETR Act
- **Working With Children Act 2005**
- **Child Wellbeing and Safety Act 2005**.

**1.1 Rationale for student exchange programs**

The Australian and state/territory governments recognise that student exchange programs provide cultural and educational benefits to students and school communities. Student exchange programs provide a broad educational experience for students and increase international and cultural understanding among young people.

**1.2 Objectives of student exchange programs**

The objectives of student exchange programs are to:

- provide educational enrichment for exchange students by developing their linguistic skills and introducing them to a different educational philosophy, environment and curriculum
- develop cultural awareness and understanding among students in the school environment
- promote international understanding and cooperation.

**1.3 Student exchange programs in Victoria**

In Victoria, student exchange programs can only be provided by VRQA-approved SEOs.

A person, registered school or organisation may apply to the VRQA for approval to provide a secondary student exchange program into and from Victoria.

Student exchange programs must:

- include a period of secondary school enrolment of at least four weeks and no more than 12 months duration
- require an overseas secondary school student to attend a registered Victorian secondary school on a full-time basis, or a Victorian student to attend an overseas secondary school on a full-time basis.

#### **1.4 Principle of reciprocity**

An SEO must operate student exchange programs on a reciprocal basis, balancing the number of inbound and outbound exchange students and the duration of their programs. The Australian and Victorian governments accept reciprocity of exchange programs instead of payment of school tuition fees.

An SEO calculates reciprocity across its entire student exchange program in Victoria, based on the total number of inbound and outbound students over two years.

The VRQA compares the total points for inbound and outbound programs without particular concern for the mix of short and long term programs.

Outbound programs are not eligible for reciprocity points if they are provided for students who have completed or withdrawn from secondary school.

Standard 5.3 of the Guidelines details how to calculate and monitor reciprocity.

## **2. LEGISLATIVE FRAMEWORK**

### **2.1 Victorian legislation**

Under the ETR Act, the VRQA approves SEOs and monitors their compliance with the ETR Act, the Guidelines and any conditions imposed on their approval.

In deciding whether to grant approval the VRQA may have regard to:

- (a) the suitability of the person, organisation or registered school to operate a student exchange program
- (b) the Guidelines
- (c) any other matter relating to the management operations of the person, organisation or registered school proposing to operate the student exchange program.

### **2.2 Approval to provide student exchange programs**

The VRQA may approve or re-approve an SEO to provide student exchange programs for a period of no more than six years.

VRQA approved SEOs must:

- comply with the SEO requirements in the ETR Act and the Guidelines
- meet the requirements of the Victorian Child Safe Standards, and any other relevant Commonwealth or Victorian laws or regulations regarding child safety applicable to the provision of student exchange programs
- cooperate fully with the VRQA in its complaint or investigation processes
- advise the VRQA within 14 days of any change to the ownership, management or particulars provided in its most recent application for VRQA approval or re-approval
- ensure that any changes to the ownership, management or particulars provided in its most recent application for VRQA approval or re-approval comply with the Guidelines
- advise the VRQA within 14 days if it is placed under external administration or goes into liquidation
- arrange at least one student exchange every continuous three-year period. An approved SEO that has not arranged any student exchanges for a continuous period of three years may have its approval cancelled.

The VRQA includes details of SEOs it has approved on the VRQA State Register, which can be accessed on the VRQA website:

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

The VRQA will conduct a mid-cycle review of an approved SEO's compliance with the ETR Act, the Guidelines and any conditions of approval.

The VRQA may also conduct reviews when there is:

- concern about unsatisfactory performance
- a change in the nature of the programs being offered
- a change in the SEO's ownership, management, control or operation.

### **2.3 Visa requirements**

Students participating in a student exchange program in Victoria travel to Australia on a student visa (subclass 500) issued by the Australian Government. An SEO requires an Acceptance Advice for Secondary Exchange Student (AASES) form to obtain a student visa for each inbound student. The VRQA issues SEOs an AASES form upon request.

AASES forms specify:

- the student exchange program dates, which must be the student's first day of school enrolment and the student's last day of school enrolment
- the student welfare dates nominated by the SEO, which is a period of at least seven days before and after the student exchange program dates where the SEO is responsible for the student's accommodation, support and general welfare.

Students must attend school for the period approved by the VRQA on the AASES form or outbound notification form.

An SEO must make sure that students do not arrive in Australia before the student welfare start date stated in the AASES form, and that students depart Australia before the student welfare end date.

Inbound students must obtain overseas student health cover (OSHC) for the full period of the student welfare dates in their AASES form. This does not apply to students who are citizens of a country exempted from the requirement by the Department of Home Affairs.

An SEO must ensure that the student exchange programs it provides to outbound Victorian students comply with all relevant visa and health insurance requirements of the host country.

## **3. AREAS OF RESPONSIBILITY**

### **3.1 The Victorian Registration and Qualifications Authority**

The VRQA is responsible for:

- approving SEOs to provide student exchange programs in Victoria
- issuing guidelines under the ETR Act
- monitoring compliance with the ETR Act and the Guidelines
- providing advice to organisations on student enrolment procedures and a timeline of key dates
- accounting for issued AASES forms and providing forms to SEOs when requested
- monitoring reciprocity for all approved SEOs in Victoria
- managing instances of non-compliance as appropriate, including the suspension and cancellation of an approval if required
- providing information, including a published list of all approved SEOs in Victoria
- investigating complaints about a VRQA-approved SEO.

### 3.2 Student exchange organisation

An SEO is responsible for:

- maintaining necessary systems to carry out its duty of care requirements in a responsible and effective manner
- providing orientation and support services for students and overseeing students' health and welfare
- conducting its operations in accordance with the ETR Act and the Guidelines
- implementing procedures for arranging exchange student school and host family placements, and for changing these placements if necessary
- ensuring that all students have appropriate health insurance, including OSHC for inbound students
- ensuring that normal day-to-day living expenses are covered for all students for the duration of the exchange
- notifying the VRQA promptly when there is a significant change in the nature of the program it offers, such as if exchange students do not take up placements, leave the program sooner than expected, or do not leave the country when the program is completed
- ensuring it complies with the relevant requirements of the Victorian Child Safe Standards, and any other relevant Commonwealth or Victorian laws or regulations regarding child safety applicable to the provision of student exchange programs
- ensuring it complies with child protection legislation in Victoria and in countries in which it operates, including meeting all required reporting obligations
- ensuring it returns fully completed AASES forms to the VRQA following the enrolment of exchange students
- ensuring that it maintains a zero or positive reciprocity balance in Victoria
- ensuring that its paid and volunteer staff are aware of the requirements under the VRQA Guidelines and Victorian Child Safe Standards, relevant to the person's role within the SEO.

### 3.3 Exchange student

An exchange student is responsible for:

- attending the appointed school full-time
- behaving in an appropriate manner as agreed under the terms of the relevant student exchange program, complying with school codes of conduct and abiding by the laws and visa requirements of the host country
- leaving the host country on completion of the student exchange program or the expiration of any relevant student visa
- leaving the host country earlier if circumstances develop such that the SEO believes that the student's participation in the program is no longer appropriate.

### 3.4 Australian Government

The Australian Government is responsible for:

- advising on immigration, health regulations and overseas travel safety issues
- issuing designated student visas for inbound exchange students
- registering travel arrangements for outbound students through the Department of Foreign Affairs and Trade (DFAT) Smartraveller website.

## 4. APPLICATIONS FOR APPROVAL

### 4.1 Application process

A person, registered school or organisation may apply to the VRQA for approval or re-approval to operate a student exchange program using the form on the VRQA website.

An applicant must provide supporting information to address all matters in sufficient detail to allow the VRQA to make a decision.

To demonstrate its suitability to operate a student exchange program, a non-school applicant for initial approval must provide an outline of its background, history, management and organisational structure. This includes relationships with other agencies in relation to student exchanges and other related programs.

A registered school applicant must provide details of its international student programs (if any) and its relationship with any overseas sister school.

### 4.2 Confidentiality

Information provided by an applicant for approval or re-approval, or information otherwise provided by an SEO, will be treated confidentially. All personal information will be handled in accordance with the **Privacy and Data Protection Act 2014**.

Section 4.9.4 of the ETR Act provides for the disclosure of information about an applicant for SEO approval or re-approval, to a prescribed person or body if the information relates to the performance of a function of that person or body, including:

- a department of the Commonwealth Government or of another state or territory government
- an agency of the Commonwealth.

The VRQA may also disclose information where required, permitted or authorised at law.

### 4.3 VRQA fees

VRQA fees, including SEO approval, mid-cycle review, and annual fees, are set by Ministerial Order. They are available on the VRQA website:

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

The VRQA can only approve an application for approval or re-approval to operate a student exchange program if the relevant VRQA fees are paid.

## 5. STANDARDS FOR STUDENT EXCHANGE PROGRAMS

The standards listed below from 5.1 to 5.33 are the VRQA minimum standards for the operation of a student exchange program in Victoria.

Applicants for VRQA approval or re-approval to operate a student exchange program must provide evidence of compliance with all of the standards with the application form.

**Under section 4.5A.2 of the ETR Act it is a condition of approval for all SEOs that they comply with the standards.** Non-compliance with this condition, that is non-compliance with the standards, may result in the suspension or cancellation of an SEOs approval.

VRQA reviews of SEOs, at mid-cycle of the approval period or at other times, will include an assessment of the SEO's compliance with the standards.

Unless stated otherwise, the standards apply to both inbound and outbound student exchange programs.

### **GENERAL**

#### 5.1 Purpose of the student exchange program

An SEO must demonstrate that the principal purpose of its student exchange program is to provide a broad educational experience for students and to further international and intercultural understanding.

## 5.2 Use of the term ‘student exchange’

All inbound secondary students entering Australia on programs advertised as a student exchange program must enter on an Australian student visa (subclass 500) issued on the basis of an AASES form.

An SEO providing other visit or cultural programs for young people entering Australia on visitor visas must:

- not promote or refer to such programs as student exchange programs
- make explicitly clear to participants, parents and guardians that these programs are not student exchange programs regulated under the ETR Act or the Guidelines.

Only programs operating under these Guidelines may be identified as ‘student exchange’ programs in all promotional and marketing materials.

## 5.3 Reciprocity

An SEO must operate student exchange programs on a reciprocal basis, balancing the number of inbound and outbound exchange students and the duration of their programs.

### *Non-school SEOs*

An SEO must submit details of its inbound and outbound student exchange programs to the VRQA, including the exchange program start and end dates for each student. This information must be confirmed annually on the annual reciprocity monitoring form.

An SEO is required to maintain a neutral or positive reciprocity balance. A negative balance over two consecutive years is considered a breach of an SEO’s reciprocity obligation.

If an SEO’s annual reciprocity return shows a negative reciprocity balance over two consecutive years, the SEO is required to submit a rectification plan detailing the steps and the timeline the SEO is implementing to return to a positive reciprocity balance.

If an SEO’s negative reciprocity balance is significant, the VRQA may restrict or suspend issuing AASES forms.

### *How to calculate reciprocity*

To calculate reciprocity, allocate one point for each calendar month of exchange or part thereof (regardless of when in the month the exchange starts and ends).

For example:

- a student arriving on 29 June and departing on 1 September earns four reciprocity points
- three students on exchange for four months will accrue the same number of points as one student on exchange for 12 months.

An exchange that starts and ends one year apart in the same calendar month counts as 12 points.

### *Monitoring of reciprocity*

The VRQA monitors reciprocity for each SEO on an annual basis. An SEO must complete and submit an annual reciprocity monitoring form to the VRQA by 1 October each year.

### *School SEOs*

The VRQA monitors reciprocity for school SEOs through the AASES form and outbound register records and will review school SEO reciprocity at mid-cycle review and re-approval. Registered school SEOs are not required to submit annual reciprocity monitoring forms.

## **SEO GOVERNANCE**

## 5.4 Eligibility to apply for a student exchange approval

The ETR Act provides that a person, registered school or an organisation may apply to the VRQA for approval to provide a student exchange program.

### 5.5 Not-for-profit status and financial viability

An SEO must operate on a not-for profit basis and be financially viable with sufficient financial resources to fulfil its obligations and responsibilities for the duration of the approval. Registered schools are required to be not-for-profit entities. A non-school applicant for SEO approval is required to provide evidence of its not-for-profit status by submitting appropriate documentation with the application.

Documentation may include:

- a certificate of incorporation
- memorandum and articles of association or constitution
- certificates of insurance/public liability cover
- audited financial statements
- compliance with Australian Tax Office requirements for not-for-profit status
- registration as a not-for-profit organisation with the Australian Charities and Not-for-profits Commission
- standard invoices that demonstrate that program costs are reasonable and that revenue is expended entirely on the objectives of the student exchange program. SEOs must indicate what is included in participation fees and what are optional extras
- a financial health assessment.

The VRQA may review whether an approved SEO continues to be not-for-profit and financially viable at any time. The VRQA may also review whether an SEO satisfies the not-for-profit and financial viability requirement in the event the SEO changes ownership, management, control or operation.

An SEO must provide evidence that they have insurance(s) in place that will provide at least \$10 million cover per event for the SEO against liability for or arising from an injury to a person or damage to property during the period the SEO is approved to operate a student exchange program.

### 5.6 Fit and proper person requirement

An SEO must satisfy the fit and proper person requirement at the time of application and for the duration of any approval.

To determine whether an SEO is fit and proper, the VRQA can consider whether any person involved in the management (including at a national level) of the SEO:

- has a history of non-compliance with the Guidelines and any equivalent interstate guidelines
- has ever had involvement in the management of an SEO that has had the registration as an SEO suspended or cancelled by a state or territory registration authority in Australia
- has ever had involvement in the management of an SEO that has had conditions imposed on the registration as an SEO by a state or territory registration authority in Australia
- has ever been charged with or convicted of an indictable offence
- has ever become bankrupt
- has ever been disqualified from managing corporations under the Corporations Act
- has ever been refused a Working With Children Check (WWCC) in any state or territory in which the SEO operates
- has ever been found not to be a fit and proper person under the Guidelines or any equivalent interstate guidelines

- has ever provided a state or territory registration authority with false or misleading information, or made a false or misleading statement to a state or territory registration body in relation to any matter under the Guidelines or equivalent interstate guidelines.

The VRQA may consider other relevant factors to determine whether the SEO is fit and proper.

SEO must provide a Fit and Proper Person Statutory Declaration from the principal executive officer (PEO) and all senior officers involved in the management of the SEO, and must notify the VRQA within 28 days if it becomes aware that the PEO or a senior officer has become subject to any of the above.

The VRQA may review whether an SEO satisfies the fit and proper person requirement at any time, including if the SEO changes its ownership, management, control or operation.

### **5.7 Organisational structure**

An SEO must have an organisational structure within Victoria that:

- is effective and appropriate for the size of its operation
- allows ready access by and communication with parents, schools, students and officers of appropriate agencies, including phone accessibility 24 hours per day, and seven days per week
- provides appropriate support for participating students and families.

An SEO must demonstrate through their organisational structure or third-party arrangements that they can facilitate the provision of effective and appropriate support to participating inbound and outbound students.

For inbound students, where an SEO organisational structure includes local SEO coordinators, the SEO must:

- provide the name, residential address, email address and contact telephone numbers for all local SEO coordinators in Victoria
- provide each exchange student with a local SEO coordinator residing within 200 km or two hours travel by car, whichever is the shorter, from the student's host family residence.

If an SEO operates in more than one jurisdiction, the jurisdiction where its head office is located will be considered its base state. An SEO seeking to be approved in Victoria must also operate as an SEO offering student exchange programs in its base state. If an SEO ceases to operate student exchange programs in its base state, the VRQA may review the approval.

### **5.8 Working With Children Checks**

An SEO must ensure all of its officers, employees and volunteers working with children or with access to exchange students' personal records or information in Victoria have a WWCC. SEO employees and volunteers do not need a WWCC if they hold Victorian Institute of Teaching registration.

### **5.9 Training**

An SEO must provide training for local SEO coordinators and student support staff that includes instruction in:

- conflict resolution
- procedures for handling and reporting emergency situations and critical incidents
- Child Safe Standards and reporting requirements
- procedures for handling and reporting allegations of sexual abuse or any other allegations of abuse or neglect
- sexual conduct codes

- the criteria to be used to screen potential host families and exercise good judgement in assessing if the host family will be able to provide the appropriate environment and support for an exchange student
- the Guidelines, the ETR Act and the WWCC requirements as they relate to the role of the coordinator and student support staff.

#### **5.10 Third-party arrangements**

An SEO must maintain up-to-date records of all third-party organisations used to support and deliver elements of the student exchange program, including:

- the name of the third-party organisation
- the type of arrangement made between the parties
- a copy of the contracts between the SEO and the third party
- information about the SEO's monitoring process in relation to the operations of the third party
- details of whether the third-party organisation is registered as an SEO in any jurisdiction
- information about the SEO's periodic evaluations of service delivery for both inbound and outbound students.

An SEO must ensure that third-party organisations undertaking the selection of host families for outbound students have a process to adequately screen and select exchange student host families. The third-party organisation must:

- conduct an in-person interview with each person aged 18 years and over residing in the home
- conduct a home inspection prior to the placement of an exchange student to ensure that the host family is capable of providing a safe, comfortable and nurturing home environment
- ensure the family declares all adults and children who live in the home, including those who may reside temporarily
- ensure that the host family understands and agrees to meet the financial obligations of hosting
- verify that each person aged 18 years and over residing in the home has undergone a Criminal Record Check (CRC).

An SEO must ensure that third-party organisations supporting outbound students have policies and procedures to respond to critical incidents including natural disasters, terrorism, student illness or injury, and breakdown in the hosting relationship.

Information about third-party arrangements and copies of the agreements must be provided at the time of application.

An SEO must notify the VRQA if there is a change to the organisations that the SEO has third-party arrangements with. Where an SEO becomes aware that a third-party organisation has not complied with the requirements of the Guidelines, the SEO must take immediate corrective action.

### ***ADMINISTRATION OF STUDENT EXCHANGE PROGRAMS***

#### **5.11 Structure of student exchange programs**

A non-school SEO must follow VRQA and school procedures regarding the placement of exchange students in host schools in Victoria.

An SEO should minimise changes to a student's exchange program, including changes to the start date, duration, departure date, host school or host family.

If the student exchange program involves the student being placed with more than one host family, SEOs must demonstrate that the student and the student's parents are advised of this prior to the student's first placement.

A student exchange program must not include a change of host school unless the original host school placement is not satisfactory. If the host school is the SEO, an unsuccessful placement would normally be resolved by the student returning home early.

A non-school SEO may only transfer students interstate:

- in exceptional circumstances
- with parental support for the transfer
- with the approval of the VRQA and the interstate registration authority prior to the transfer.

An SEO requires a new AASES form to transfer a student interstate. This will be provided by the interstate registration authority. In these circumstances, the registration authorities will calculate reciprocity by allocating the time the student spent in each state or territory and include it in the relevant state or territory's annual reciprocity report.

#### **5.12 Selection of students**

An SEO must have a screening process for selecting inbound and outbound students. Only students with appropriate language proficiency or demonstrated capacity to acquire a language, and maturity to benefit from the experience should be selected to take part in a student exchange program.

An SEO must provide comprehensive, current information in plain English to potential exchange students about:

- school terms and holiday breaks
- the grounds on which the student's exchange may be suspended or cancelled
- the SEO's policy and process for approving the host family, support and general welfare arrangements.

#### **5.13 Health and travel insurance**

An SEO must ensure that exchange students have appropriate health cover and travel insurance.

An inbound student must hold OSHC in accordance with Australian student visa requirements.

An outbound student's health cover may be adjusted to take into account any reciprocal health care agreements Australia has with the relevant host country.

An SEO must advise and recommend that parents of exchange students obtain travel insurance to cover lost luggage, theft of goods and money and cancellation of flights.

### ***HOST FAMILIES***

#### **5.14 Screening of host families**

Selection of a host family must not involve payment of board or a subsidy to the host family, or to any other party, as a condition of the student's placement.

For students with special needs, the VRQA may approve the provision of a subsidy to the host family. Prior to applying for AASES forms, sufficient numbers of host families must be in place to accommodate inbound students.

#### ***For an inbound student***

An SEO must adequately screen and select exchange student host families and as a minimum must:

- conduct an in-person interview with each person aged 18 years and over residing in the home

- conduct a home inspection prior to the placement of an exchange student to ensure that the host family is capable of providing a safe, comfortable and nurturing home environment
- ensure the family declares all adults and children who live in the home, including those who may reside temporarily
- ensure that the host family understands and agrees to meet the financial obligations of hosting
- verify and sight that every person aged 18 years and over residing in the home holds a WWCC prior to the placement commencing.

#### ***For an outbound student***

An SEO must have appropriate processes for the screening and selection of host families for outbound students. The process must include:

- an in-person interview with every person aged 18 years and over residing in the home
- ensuring that the host family is capable of providing a safe, comfortable and nurturing home environment
- ensuring that the host family understands and agrees to meet the financial obligations of hosting
- verifying that every person aged 18 years and over residing in the home has undergone a CRC.

The VRQA may approve an alternative procedure to a CRC to determine a person's suitability to work with children for specific countries where either:

- the relevant government authorities do not issue CRCs
- the processes for prospective host families to obtain CRCs are unreasonably burdensome and significantly more onerous than for WWCCs.

To seek approval to implement an alternative vetting procedure, the SEO must:

- apply to VRQA for approval
- advise parents, guardians and students that CRCs are not available, and explain the process the SEO is adopting to verify the suitability of the host family.

#### ***Placement of more than one student with a host family***

Where an exchange organisation intends to place more than one student simultaneously with the same host family, the exchange organisation must ensure all parties agree to the double placement prior to the second student being accommodated with that host family.

If requested, the exchange organisation must provide documentation supporting that all parties agree to the double placements.

#### ***Placement with single adult host parents without children***

An SEO must ensure that a potential single adult host parent without a child in the home undergoes a secondary level review by an SEO representative other than the individual who recruited or screened the applicant. Such a secondary review should include demonstrated evidence of the individual's friends or family who can provide an additional support network for the exchange student and evidence of the individual's ties to his/her community. Both the exchange student and his or her parents/legal guardians must agree in writing in advance of the student's placement with a single adult host parent without a child in the home.

### **5.15 Prevention of conflicts of interest**

A person who is an employee, volunteer or involved in the management of an SEO must not be a host family for an exchange student, except in emergencies and only with prior VRQA approval.

**SUPPORT AND SUPERVISION****5.16 Orientation for students and host families**

An SEO must provide both pre-departure preparation and host country orientation programs for both inbound and outbound students, as well as an orientation program for host families.

The orientation program for students and host families must include:

- information on the organisation's program rules and expectations
- information on the roles and responsibilities of students and host families
- for host families, information on handling critical incidents and issues relating to student wellbeing
- information on seeking assistance and reporting any incidence or allegation involving actual or alleged sexual, physical or other abuse
- information on the relevant age restrictions and laws governing minors in the student's host country
- who to contact in emergency situations, including:
  - for inbound students, contact numbers of nominated staff members within Victoria
  - for outbound students, contact details of coordinators in the host country
- information about the SEO's complaints processes
- VRQA contact details.

**5.17 Support for students and host families**

An SEO must ensure that inbound and outbound exchange students and host families have adequate local assistance and support. Support includes appropriate reception, orientation, accommodation, transport and emergency arrangements, as well as providing ongoing support networks for exchange students.

**5.18 Minimum scheduled SEO contact with students and host families**

An SEO must maintain a monthly schedule of personal contact with all exchange students and host families, face-to-face or by telephone. For outbound students, an SEO may satisfy this requirement by ensuring a monthly schedule of personal contact from a third-party organisation in the host country.

**5.19 Program fee discounts for families hosting exchange students**

Placement of an exchange student with a host family must not involve payment of board or a subsidy to the host family. An SEO may only provide a discount on student exchange program fees to the family of an outbound exchange student, in exchange for the family undertaking to host an inbound student, if:

- the family meet all of the requirements for host families in the Guidelines and any other requirements imposed by the SEO
- the discount is a maximum of 10 per cent of the cost of the outbound student's program participation fee
- the discount is paid as a rebate at the end of the inbound student's exchange program.

**5.20 School liaison**

A non-school SEO must follow VRQA and host school procedures regarding the enrolment of inbound exchange students in Victorian schools.

A non-school SEO must maintain effective liaison with Victorian schools hosting exchange students through the appointment of an identified liaison officer.

For inbound exchange students, an SEO must provide the host school with:

- host family and exchange organisation contact details
- information about the student, including copies of school and other reports as requested.

An SEO must maintain procedures for ensuring that students are meeting the student visa conditions and fulfilling all relevant school requirements. For example, requirements could include abiding by the school's code of conduct, the school rules, and policies about uniform and attendance.

#### ***REQUIREMENT TO NOTIFY THE VRQA***

##### **5.21 Changes to SEO governance**

An SEO must notify the VRQA of any change in ownership, control, executive management or operation of the SEO as soon as practical, but within 14 days of the change.

For an SEO that is a registered school, this includes changes in governing body and change of school principal.

On notification of the changes, the VRQA may review whether the organisation remains appropriate for approval as an SEO.

##### **5.22 Changes to student exchange programs**

An SEO must notify the VRQA prior to implementing any changes to a student exchange program, unless there are exceptional circumstances that require an immediate change.

If a change is made to a student's program due to exceptional circumstances, the SEO must notify the VRQA as soon as practical, and within five working days of the change.

Changes to a student exchange program may include a change to the:

- host school
- host family
- start or departure date.

An SEO must manage and organise student exchange programs in a manner that minimises changes to a student's agreed exchange program. Changes to the host school must only be made in exceptional circumstances.

If a proposed student exchange program involves multiple host schools, the SEO must seek VRQA approval for each host school prior to the commencement of the student's exchange program.

If a change is made to a student exchange program, the SEO must ensure that students and parents or guardians are informed of the change.

##### **5.23 Changes to third-party arrangements**

An SEO must notify the VRQA of any changes to the people or organisations that the SEO has a third-party arrangement with within 14 days of the change.

If an SEO enters into a new third-party agreement, the VRQA must be advised of this new arrangement, and the SEO must provide details of the new arrangements and any supporting documents to the VRQA, including the contract.

#### ***CONFIDENTIALITY AND INFORMATION SHARING***

##### **5.24 Release of information by VRQA**

Section 4.9.4 of the ETR Act authorises the VRQA to disclose any information it has obtained in the course of performing its functions to a prescribed person or body if the information relates to the performance of a function of that person or body, including a department of the Commonwealth Government or another state or territory government.

An applicant or SEO acknowledges and consents to the VRQA releasing to a prescribed body or person information about or arising from:

- an application for approval or re-approval
- the approval or re-approval of an SEO
- a review of an SEO undertaken by the VRQA
- action taken by the VRQA in relation to an SEO.

**5.25 Marketing and recruitment documentation**

If requested by the VRQA, an SEO must provide all material used in promoting their programs and in recruiting exchange students.

***PROTECTION MEASURES FOR EXCHANGE STUDENTS*****5.26 Response to critical incidents**

An SEO must have policies and procedures, including an emergency management plan, to address critical incidents and serious issues impacting on student wellbeing. The policies and procedures must include procedural information on how the organisation will manage incidents arising from:

- natural disasters
- terrorism
- the student becoming a victim of a crime, or facing arrest or criminal charges
- serious illness, injury or mental health concerns
- the death or serious illness of family members
- a breakdown in the host family arrangements.

The policies and procedures must provide that appropriate contact is maintained with the student, the student's parents or guardians are kept informed and the VRQA is notified as soon as practicable.

A written record of any critical incident and remedial action taken by the SEO must be maintained for at least two years after the student ceases to be an exchange student.

**5.27 Outbound students**

An SEO must:

- notify the VRQA of the details of all outbound students prior to their departure from Australia, including the:
  - student's full name
  - student's home address
  - student's date of birth
  - student's home school
  - host country
  - host school
  - host family address
  - host school commencement and cessation dates
  - departure and return dates
  - name of any third-party organisation contracted to provide the exchange program in the destination country
- provide parents or guardians of students with information about child protection laws and services, including advice about whether or not CRCs were undertaken for the host family
- register students with the DFAT Smartraveller website prior to departure
- require outbound exchange students only travel to the host country with international airlines that provide full transfer facilities and have age-appropriate procedures in the event of flight delays or interruptions
- have up-to-date emergency contact information for airlines, Australian embassies or high commissions and other relevant agencies for host and transit countries

- require students to be met on arrival in the destination country and assisted in their journey to the host family
- arrange for parents or guardians of all outbound exchange students to receive confirmation of the student's safe arrival at the host family as soon as practicable.

### 5.28 Exchange student safety card

#### *For an inbound student*

Prior to an inbound student's departure, an SEO must provide the student and their parents or guardians with:

- the host family's address and relevant telephone numbers
- emergency contact details for the relevant SEO coordinator or SEO office
- a statement:  
'(Name of SEO) is a student exchange organisation approved in Victoria by the Victorian Registration and Qualifications Authority (VRQA). Students or their parents/legal guardians can contact the VRQA at [vrqa.student.exchange@edumail.vic.gov.au](mailto:vrqa.student.exchange@edumail.vic.gov.au).'

An SEO must provide safety card information to an inbound exchange student before the student leaves their home country or immediately upon entry into Australia.

#### *For an outbound student*

Prior to an outbound student's departure, an SEO must provide the student with:

- the host family's address and relevant telephone numbers
- the name of any third-party organisation that will be providing elements of the exchange program for the student overseas
- emergency contact details for the relevant SEO coordinator or SEO office in the student's host country
- emergency contact details for the relevant SEO in Australia
- a statement:  
'(Name of SEO) is a student exchange organisation approved in Victoria by the Victorian Registration and Qualifications Authority (VRQA). Students or their parents/legal guardians can contact the VRQA at [vrqa.student.exchange@edumail.vic.gov.au](mailto:vrqa.student.exchange@edumail.vic.gov.au).'

An SEO must provide safety card information to an outbound exchange student before the student departs Australia.

### 5.29 Reporting incidents or allegations of abuse

An SEO must immediately report any incident or allegation involving actual or alleged sexual or physical abuse of an exchange student to:

- the relevant law enforcement agency in Victoria if they are an inbound student
- the relevant authority in the host country if they are an outbound student.

If an SEO has reasonable grounds to believe that one of their students in Victoria (aged under 16 years) is in need of protection, they must make a report under section 183 of the **Children, Youth and Families Act 2005**, which states:

*'Any person who believes on reasonable grounds that a child is in need of protection may report to a protective intervener that belief and the reasonable grounds for it.'*

An SEO must also advise the VRQA about the incident or allegation and what steps the SEO has taken in response.

### 5.30 Resolution of problems

An SEO must have and implement a documented complaints handling and appeals process and policy. An SEO must also provide an exchange student and their parent or guardians with comprehensive, free and easily accessible information about that process and policy.

An SEO's internal complaints handling and appeals process must include:

- a process for the exchange student to lodge a formal complaint or appeal if a matter cannot be resolved informally
- that the SEO will respond to any complaint or appeal an exchange student makes about his or her dealings with the SEO, or any related party the SEO has arranged with to deliver the exchange program or related services
- that the SEO will commence assessment of the complaint or appeal within 10 working days and finalise the outcome as soon as practicable
- that the exchange student is given an opportunity to formally present his or her case in writing at minimal or no cost, and be accompanied and assisted by a support person at any relevant meetings
- that the SEO conducts the assessment of the complaint or appeal in accordance with the requirements of procedural fairness
- that the exchange student is given a written statement of the outcome of the internal appeal, including detailed reasons for the outcome
- that the SEO keeps a written record of the complaint or appeal, including a statement of the outcome and reasons for the outcome
- that the SEO explains the internal review process to the student and their parent or guardian.

An SEO's internal complaints handling and appeals policy must clearly and visibly state:

- that an exchange student can contact the VRQA if they or their parent or guardian is concerned about the conduct of the SEO
- that the complaints handling and appeals process described in the policy does not prevent an exchange student from exercising the student's rights to other legal remedies.

An SEO must give a complainant the VRQA's contact details.

### 5.31 Privacy of student information

A non-school SEO should deal with student personal information as they are bound by the **Privacy and Data Protection Act 2014**.

For example, an SEO must protect the personal information, including photographs, of exchange students and ensure that:

- it obtains appropriate written consent for the publication or use of student images or information in any advertising or promotional material, and clearly outlines the intended use of the material
- in the recruitment of host families and in any other circumstances, the SEO does not provide personal information or photographs or images including likenesses of individual exchange students in any public or 'open' recruitment through advertising, websites, publications or displays accessible to the general public that would allow the student to be identified via social media
- it only provides a photograph, first name and basic information about student interests (that is, no surname, address or contact details) to prospective host families who have registered with the SEO and who have commenced the relevant screening process, including verifying identity with photo identification

- it appropriately safeguards the access, use, storage and archiving of electronic and hard copies of all exchange student applications, files and documents containing student personal information
- it retains and securely stores details of host families and student placements
- it implements a social media policy, including a record management and monitoring process.

### **5.32 Information for students and host families about privacy**

An SEO must have a policy and procedure in place that is provided to all exchange students and host families with information about the need for students to protect their personal privacy, and the privacy of members of their host family. This includes advice about the appropriate use and risks of the internet and social media platforms such as Facebook, Twitter, Instagram, YouTube, Snapchat, TikTok, Weibo, WeChat, or WhatsApp.

### **5.33 Program evaluation**

An SEO must have a process for annual or ongoing program evaluation. The process must include seeking post-program feedback from students, parents or guardians, host families and schools, and implementing improvements in response to the evaluation outcomes.

The program evaluation should include a review of any third-party arrangements.

**APPENDIX****DEFINITIONS**

**AASES form** – an Acceptance Advice for Secondary Exchange Student form issued by the VRQA to an SEO to enable an overseas exchange student to apply for an Australian student visa (in accordance with the Commonwealth Migration Regulations 1994).

**Base state** – for SEOs that operate across more than one jurisdiction, the jurisdiction that the SEO’s head office is located within will be considered the SEO’s base state.

**Child Safe Standards** – the Victorian Child Safe Standards, in accordance with the **Child Wellbeing and Safety Amendment (Child Safe Standards) Act 2015**.

**Corporations Act** – **Corporations Act 2001**.

**Criminal Record Check (CRC)** – official police or security agency check of a person’s criminal history undertaken in order to verify their suitability to work with children. In Victoria this includes a Working With Children Check under the **Working With Children Act 2005**.

**ETR Act** – **Education and Training Reform Act 2006**.

**Exceptional circumstances** – when a student’s health, wellbeing or safety, or the wellbeing of others, is likely to be at risk.

**Exchange student** – a student enrolled in a secondary school participating in a secondary student exchange program provided by a VRQA-approved SEO.

**Local SEO coordinator** – a paid or volunteer representative of an SEO to coordinate and provide support to exchange students and host families.

**OSHC** – overseas student health cover, which is mandatory health insurance required by visa regulations for all Australian student visas.

**Registration authority** – the legal entity in an Australian state or territory responsible for registering or approving, and quality assurance of SEOs.

**Student exchange organisation (SEO)** – a school or not-for-profit organisation approved by the VRQA under the ETR Act to operate a student exchange program in Victoria.

**Student exchange program** – an arrangement where an Australian secondary school hosts a student from another country, and that student’s school in that other country hosts a student enrolled at that Australian school.

**Third-party organisation** – a person or organisation engaged directly by an SEO to provide an element of a student exchange program. These include, for example, an overseas affiliate or partner organisation that is responsible for the accommodation and welfare of an outbound student. These do not include companies providing a general service such as an airline, insurance companies or bus services.

**WWCC** – Working With Children Check (in accordance with the **Working With Children Act 2005**).

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**Electoral Act 2002**

## CHANGE TO REGISTER OF POLITICAL PARTIES

In accordance with section 51(5)(e) of the **Electoral Act 2002**, I hereby give notice of the following change to the Register of Political Parties.

**Name of registered political party:** Transport Matters Party.

**New address:** 861 Glen Huntly Road, Caulfield, Victoria 3162.

Dated 11 June 2019

WARWICK GATELY, AM  
Victorian Electoral Commission

**Electoral Act 2002**

## DE-REGISTRATION OF POLITICAL PARTY

In accordance with section 53 of the **Electoral Act 2002**, the Australian Liberty Alliance is hereby de-registered.

Dated 12 June 2019

WARWICK GATELY, AM  
Victorian Electoral Commission

**Fisheries Act 1995**

## FISHERIES (WESTERN PORT/PORT PHILLIP BAY FISHERY CATCH LIMIT) NOTICE 2019

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as delegate of the Minister for Fishing and Boating and having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995** make the following Fisheries Notice:

Dated 17 June 2019

TRAVIS DOWLING  
Chief Executive Officer, Victorian Fisheries Authority

**1. Title**

This Fisheries Notice may be cited as the Fisheries (Western Port/Port Phillip Bay Fishery Catch Limit) Notice 2019.

**2. Objectives**

The objective of this Fisheries Notice is to fix and enforce annual catch limits for the taking of certain species of fish under a relevant access licence.

**3. Authorising provision**

This Fisheries Notice is made under section 152(1)(a) of the Act.

**4. Commencement**

This Fisheries Notice comes into operation on the day it is published in the Government Gazette and the Victorian Fisheries Authority Internet site, in accordance with the requirements of section 152(5) of the Act.

**5. Revocation**

Unless sooner revoked, this Fisheries Notice is automatically revoked twelve (12) months after the date on which it comes into operation.

**6. Definitions**

In this Fisheries Notice –

**licensing year** means a period from 1 April in any year to 31 March of the following year inclusive;

**relevant access licence** means a Western Port/Port Phillip Bay Fishery Access Licence;

**relevant catch period** means either the period from 1 April 2009 to 31 March 2014 (inclusive), or the period from 1 April 2011 to 31 March 2014 (inclusive), whichever period reflects a higher average annual catch in kilograms based on the record of catch history for the relevant access licence as recorded in the Integrated Catch and Effort System maintained by the Victorian Fisheries Authority;

**specified amount** means the annual average catch (not including anchovy, pilchard or sprat), in kilograms taken by the holder of a relevant access licence for the relevant catch period; and

**the Act** means the **Fisheries Act 1995**.

**7. Annual catch limit – general**

- (1) A holder of a relevant access licence must not take more than 11 tonnes or the specified amount (whichever is greater) of any species of fish, in a licensing year, subject to the further catch limits specified in clause 8.
- (2) The catch limit specified in clause 7(1) does not apply to the following species of fish:
  - (a) anchovy;
  - (b) pilchard;
  - (c) sprat.

**8. Annual catch limits – specific**

- (1) A holder of a relevant access licence may only take up to the quantity of fish specified in Column 2 in the table below, for each corresponding species of fish specified in Column 1 in the table below, in a licensing year.

<i>Column 1</i>	<i>Column 2</i>
<i>Species</i>	<i>Quantity</i>
Calamari	Y x 3,000 (kilograms)
Flathead (all species)	Y x 3,000 (kilograms)
King George whiting	Y x 4,500 (kilograms)
Snapper	Y x 11,000 (kilograms)

- (2) For the purposes of the above table:

**Y** = The annual catch limit for a relevant access licence calculated in accordance with clause 7 of this Fisheries Notice *divided by* 11,000 kilograms.

**9. Total catch limit specified in the Regulations continues to apply**

This Fisheries Notice applies in addition to regulation 219K of the Fisheries Regulations 2009.

**Note:** It is an offence under section 68A of the Act to take more fish than the catch limit for that species of fish. Various penalties apply.

**Health Complaints Act 2016**

## Section 90

## INTERIM PROHIBITION ORDER

This Interim Prohibition Order is made pursuant to section 90 of the **Health Complaints Act 2016** (Act).

The Health Complaints Commissioner (the Commissioner) has made this Interim Prohibition Order because the Commissioner reasonably believes that the general health service provider named below has contravened a code of conduct applying to the general health service and is satisfied that it is necessary to make this order to avoid a serious risk to the health, safety or welfare of the public.

<b>Name of the General health service providers on whom the order is imposed:</b>	Liviu Igescu of Taggerty in the State of Victoria.
<b>Date this Interim Prohibition Order is made:</b>	4 June 2019
<b>Date on which this Interim Prohibition Order expires:</b>	An Interim Prohibition Order can remain in force for up to 12 weeks. This Interim Prohibition Order will remain in force until 26 August 2019 while an investigation is conducted unless it is varied or revoked before that date.
<b>Effect of this Interim Prohibition Order:</b>	The general health service provider named above must not: <ol style="list-style-type: none"> <li>1. Advertise, or cause to be advertised, any general health service, paid or otherwise, in a clinical or non-clinical capacity;</li> <li>2. Offer, or cause to be offered, any general health service, paid or otherwise, in a clinical or non-clinical capacity; or</li> <li>3. Provide, or cause to be provided, any general health service, paid or otherwise, in a clinical or non-clinical capacity.</li> <li>4. Establish, direct or otherwise operate any business that conducts any of the above activities.</li> </ol>

This Interim Prohibition Order takes effect on the service of the order on the general health service provider to whom it applies.

This Order will be published in the Victoria Government Gazette and on the Internet site of the Health Complaints Commissioner, [www.hcc.vic.gov.au](http://www.hcc.vic.gov.au)

KAREN CUSACK  
Health Complaints Commissioner

**Health Complaints Act 2016**

## Section 90

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This Interim Prohibition Order is made pursuant to section 90 of the **Health Complaints Act 2016** (Act).

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<b>Name of the General health service providers on whom the order is imposed:</b>	Diana Igescu of Taggerty in the State of Victoria.
<b>Date this Interim Prohibition Order is made:</b>	4 June 2019
<b>Date on which this Interim Prohibition Order expires:</b>	An Interim Prohibition Order can remain in force for up to 12 weeks. This Interim Prohibition Order will remain in force until 26 August 2019 while an investigation is conducted unless it is varied or revoked before that date.
<b>Effect of this Interim Prohibition Order:</b>	The general health service provider named above must not: <ol style="list-style-type: none"> <li>1. Advertise, or cause to be advertised, any general health service, paid or otherwise, in a clinical or non-clinical capacity;</li> <li>2. Offer, or cause to be offered, any general health service, paid or otherwise, in a clinical or non-clinical capacity; or</li> <li>3. Provide, or cause to be provided, any general health service, paid or otherwise, in a clinical or non-clinical capacity.</li> <li>4. Establish, direct or otherwise operate any business that conducts any of the above activities.</li> </ol>

This Interim Prohibition Order takes effect on the service of the order on the general health service provider to whom it applies.

This Order will be published in the Victoria Government Gazette and on the Internet site of the Health Complaints Commissioner, [www.hcc.vic.gov.au](http://www.hcc.vic.gov.au)

KAREN CUSACK  
Health Complaints Commissioner

## ORDER OF SUPREME COURT OF VICTORIA

The prohibition orders made by the Commissioner in respect of CDC Clinics Pty Ltd and Cynthia Weinstein on 31 January 2019 have been quashed by order of the Supreme Court dated 13 June 2019.

Note: 'Commissioner' means the Health Complaints Commissioner.

HERITAGE  
VICTORIA  
HERITAGE  
VICTORIA  
HERITAGE  
VICTORIA

### Heritage Act 2017

#### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 2017**, I give notice under section 53 that the Victorian Heritage Register is amended by including the following place in the Heritage Register:

Number: H2382

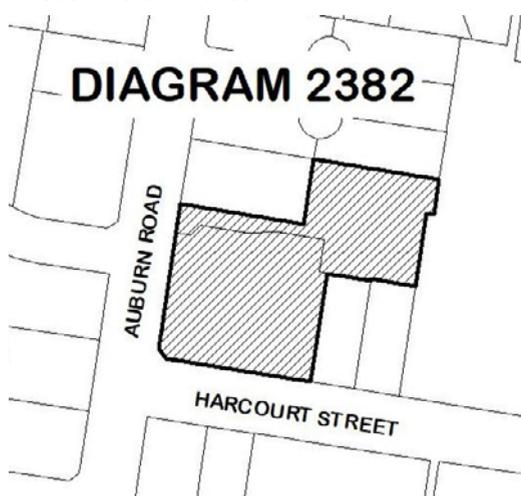
Category: Heritage Place

Place: Talana

Location: 1 Harcourt Street, Hawthorn

Municipality: Boroondarra

All of the place shown hatched on Diagram 2382 encompassing all of Lots 1 and 2 on Plan of Subdivision 720068.



Dated 20 June 2019

STEVEN AVERY  
Executive Director

HERITAGE  
VICTORIA  
HERITAGE  
VICTORIA  
HERITAGE  
VICTORIA

### Heritage Act 2017

#### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 2017**, I give notice under section 53 that the Victorian Heritage Register is amended by amending the following place in the Heritage Register:

Number: H0918

Category: Heritage Place

Place: Main Entrance Gates (Gate 6),

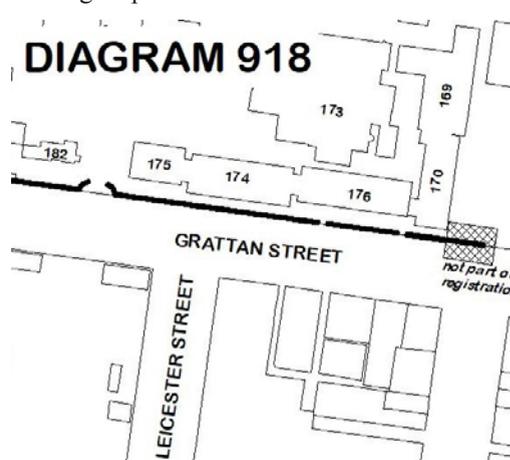
Pillars And Fence

Location: The University of Melbourne,

156–292 Grattan Street, Parkville

Municipality: City of Melbourne

All of the place shown as a solid line on Diagram 918 (excluding that part overlaid with cross hatching) and encompassing that part of Lot 1 on Plan of Subdivision 818629 which is the footprint of the wall. All of the objects being the two decorative iron gates formerly attached to the gate pillars



Dated 20 June 2019

STEVEN AVERY  
Executive Director

HERITAGE  
VICTORIA  
HERITAGE  
VICTORIA  
HERITAGE  
VICTORIA

### Heritage Act 2017

#### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 2017**, I give notice under section 53 that the Victorian Heritage Register is amended by amending the following place in the Heritage Register:

Number: H2255

Category: Heritage Place and Registered Objects  
Integral to a Registered Place

Place: Presbyterian Church

Location: 161–163 Wattletree Road, Malvern

Municipality: City of Stonnington

All of the place shown hatched on Diagram 2255 encompassing all of Plan of Consolidation 368964 and all of the objects integral to the place being:

Location – Church building

1. Font, 1906
2. Pulpit, 1906
3. Pulpit Chair, 1906
4. Minister's and Elders' Chairs, 1906
5. Pews (fixed), 1906
6. Pew screens (fixed), 1906
7. Pipe Organ and case (fixed), 1906
8. Lectern
9. Umbrella stand
10. WWI War Memorial (fixed), 1921

Location – Vestry

11. Communion Table, 1906
12. Credence table, 1906
13. Pair of four door cabinets
14. Side Table
15. Painting, The Publican in the Temple by Thomas

Location – Duncan

16. One oak high-backed chair  
Former Young Men's Church House
17. Three side tables
18. Painted sign 'Thou art my strong refuge'
19. Clock
20. One oak high-backed chair



Dated 20 June 2019

STEVEN AVERY  
Executive Director

HERITAGE  
VICTORIA  
HERITAGE  
VICTORIA  
HERITAGE  
VICTORIA

### Heritage Act 2017

#### NOTICE OF REGISTRATION

As Executive Director for the purpose of the **Heritage Act 2017**, I give notice under section 53 that the Victorian Heritage Register is amended by amending the following place in the Heritage Register:

Number: H1508

Category: Heritage Place and Registered Objects  
Integral to a Registered Place

Place: 888 Building, Former Melbourne  
Teachers College

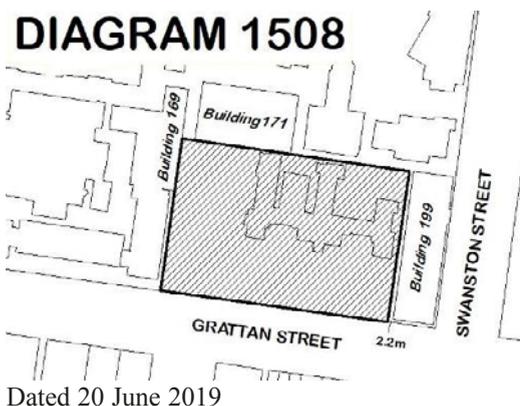
Location: The University of Melbourne,

156–292 Grattan Street, Parkville

Municipality: City of Melbourne

All of the place shown hatched on Diagram 1508 encompassing part of Lot 2 on Title Plan 13838 being a rectangle bounded on the north by the southern face of Building 171, on the west by the eastern face of Building 169, on the south by Grattan Street and on the east by a line parallel to, and 2.2 metres from, the western face of Building 199 and all of the objects integral to the place being:

- World War 1 Honour Board



STEVEN AVERY  
Executive Director

**Retirement Villages Act 1986**

SECTION 32

Extinguishment of Retirement Village Charge

I hereby declare that pursuant to section 29 of the **Retirement Villages Act 1986** Retirement Village Charge V909433C, registered on Certificate of Title Volume 09178 Folio 927 on 24 February 1999, under the **Transfer of Land Act 1958**, is extinguished.

Dated 12 June 2019

SAM JENKIN  
Executive Director  
Consumer Affairs Victoria

**Public Records Act 1973**

DECLARATION OF RECORDS NOT AVAILABLE FOR PUBLIC INSPECTION

Whereas section 10 of the **Public Records Act 1973** provides, inter alia, that:

The Minister by notice published in the Government Gazette may declare that any specified records or records of a class transferred or to be transferred from a public office to the Public Record Office shall not be available for public inspection for a period specified in the declaration, being a period of not more than 30 years, after the date of their transfer to the Public Record Office.

I, Daniel Andrews, as Premier, responsible for the **Public Records Act 1973**, in so far as the Act relates to public records in the possession of, transferred from or to be transferred from Cabinet Office (previously known as Cabinet Secretariat), do now by this notice declare that Cabinet-in-Confidence records held in the custody of the Keeper of Public Records shall not be available for public inspection for the periods described in the schedule below.

Dated 5 June 2019

THE HON. DANIEL ANDREWS MP  
Premier of Victoria

**SCHEDULE**

Cabinet-in-Confidence Records Creation Date	Closure Period
2014–2015	Closed until 1 January 2046
2016	Closed until 1 January 2047
2017	Closed until 1 January 2048
2018	Closed until 1 January 2049

**Major Transport Projects Facilitation Act 2009**  
(Section 15)

NOTICE OF APPOINTMENT OF PROJECT PROPONENT

I, Jacinta Allan MP, Minister for Transport Infrastructure, as Project Minister for the North East Link Project, being a project to which the **Major Transport Projects Facilitation Act 2009** applies, give notice pursuant to section 15 of that Act, that I have appointed the Secretary, Department of Transport, to be the project proponent for the North East Link Project.

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

Dated 13 June 2019

HON. JACINTA ALLAN MP  
Minister for Transport Infrastructure

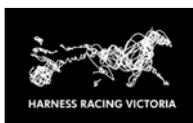
**State Superannuation Act 1988**  
DECLARATION OF OFFICERS

I, Robin Scott MP, in my capacity as Assistant Treasurer for the State of Victoria, by this instrument declare:

- a) under paragraph (c)(iii) of the definition of ‘officer’ in section 3 of the **State Superannuation Act 1988** (the Act), the Office of the National Rail Safety Regulator ABN 44 260 419 904, in respect of the person mentioned in b) below, as a body to which this sub-paragraph applies; and
- b) under paragraph (c) of the definition of ‘officer’ under section 3(1) of the Act, Mr Darrel Jansz as a person to whom the Act applies whilst employed by the Office of the National Rail Safety Regulator.

Dated 5 June 2019

ROBIN SCOTT MP  
Assistant Treasurer  
Minister for Veterans



**Subordinate Legislation Act 1994**

NOTICE OF AMENDMENTS TO  
AUSTRALIAN RULES OF HARNESS RACING (ARHR)

Notice is hereby given under section 16A(2) of the **Subordinate Legislation Act 1994** of the making of amendments to the ARHR, made by Harness Racing Victoria under section 49 of the **Racing Act 1958**.

Details of the amendments to the ARHR may be obtained by contacting Harness Racing Victoria, Integrity Department: (in person) 400 Epsom Road, Flemington; or (by mail) PO Box 184, Moonee Ponds 3039.



**Water Act 1989**

**SALE OF SURFACE WATER LICENCES FROM  
THE TARWIN RIVER AND TRIBUTARIES**

Southern Rural Water is auctioning Take and Use Surface Water Licences (Winterfill) from the Tarwin River and tributaries. The total volume available will be 2,495 ML. The auction will be held on 26–28 June 2019.

The announcement of this auction is in accordance with section 57 of the **Water Act 1989**, where Gippsland and Southern Rural Water Corporation (trading as Southern Rural Water) is acting as the delegate for the Minister for Water.

The auction is open to those who completed the application form and met the eligibility requirements advertised in the *Mirboo North Times*, *The Foster Mirror*, *South Gippsland Sentinel Times* and *The Great Southern Star* during October 2018.

The conditions for a licence will include the:

- requirement to take the water from licensed works
- standard licence conditions as set out in the Ministerial Policies for Managing Take and Use Licences available from the Victorian Water Register.

Licences may be issued for a period of up to 15 years, after which time they may be renewed in accordance with section 58 of the **Water Act 1989**.

For further information, please contact Liam Murphy at Southern Rural Water on 1300 139 510.

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AGREEMENT FOR THE MELBOURNE CITY LINK AND AGREEMENT FOR THE  
EXHIBITION STREET EXTENSION PROJECT

Notice under Schedule 4 of the Agreement for Integrating and Facilitating the Project and the Exhibition Street Extension Project between the Crown in right of the State of Victoria, CityLink Melbourne Limited, Transurban Infrastructure Management Limited and City Link Extension Pty Limited (the 'IFA') (as substituted for (and as if incorporated in lieu of) Schedule 3 of the Agreement for the Melbourne City Link between the Crown in right of the State of Victoria, CityLink Melbourne Limited and Transurban Infrastructure Management Limited (the 'Concession Deed') and Schedule 1 of the Agreement for the Exhibition Street Extension Project between the Crown in right of the State of Victoria and City Link Extension Pty Limited ('the ESEP Deed')).

CityLink Melbourne Limited (ABN 65 070 810 678) (for itself and as agent of City Link Extension Pty Limited (ABN 40 082 058 615)) ('CityLink Melbourne') gives notice of the following Charge Tolls, Maximum Charge Tolls and Day Tolls for the Melbourne City Link and the Exhibition Street Extension:

## Schedule of Charge Tolls and Maximum Charge Tolls

<b>Category of Vehicle</b>	Car	Light Commercial Vehicle	Heavy Commercial Vehicle – Day	Heavy Commercial Vehicle – Night	Motor Cycle
<b>Tollable Section</b>					
Tullamarine Freeway Upgrade, between Moreland Road and Brunswick Road	2.52	4.03	7.55	5.04	1.26
Western Link Section 1, between Racecourse Road and Dynon Road	2.52	4.03	7.55	5.04	1.26
Western Link Section 2, between Footscray Road and West Gate Freeway	3.15	5.04	9.45	6.30	1.57
Domain Tunnel and that part of the Southern Link leading into that Tunnel between the eastern portal of that Tunnel and Punt Road, other than that part of Southern Link Section 1:	3.15	5.04	9.45	6.30	1.57
(a) between Punt Road and the exit to Boulton Parade; and					
(b) comprising Boulton Parade					
Burnley Tunnel and that part of the Southern Link leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street	5.67	9.07	17.00	11.33	2.83
Southern Link Section 1, between Burnley Street and Punt Road and including that part of Southern Link Section 1:	2.52	4.03	7.55	5.04	1.26
(a) between Punt Road and the exit to Boulton Parade; and					
(b) comprising Boulton Parade					
Southern Link Section 5, between Punt Road and Burnley Street other than that part of the Southern Link leading out of the Burnley Tunnel between the eastern portal of that Tunnel and Burnley Street	2.52	4.03	7.55	5.04	1.26
Southern Link Section 1, between Glenferrie Road and Burnley Street	2.52	4.03	7.55	5.04	1.26
Southern Link Section 5, between Burnley Street and Glenferrie Road	2.52	4.03	7.55	5.04	1.26
Exhibition Street Extension	1.57	2.52	4.72	3.15	0.79

Southern Link Section 1, between Punt Road and Swan Street Intersection, other than:	1.57	2.52	4.72	3.15	0.79
(a) that part of Southern Link Section 1:					
(i) between Punt Road and the exit to Boulton Parade; and					
(ii) comprising Boulton Parade; and					
(b) that part of the Southern Link leading into the Domain Tunnel between the eastern portal of that Tunnel and Punt Road					
Southern Link Section 5, between Swan Street Intersection and Punt Road	1.57	2.52	4.72	3.15	0.79

## Notes:

1. When travelling on Southern Link Section 1 between Burnley Street and Punt Road and then onto Batman Avenue, the Tollable Sections may be combined for the purposes of levying Tolls.
2. When travelling on Southern Link Section 1 and into the Domain Tunnel, the Tollable Sections may be combined for the purposes of levying Tolls.
3. A reference in the description of a Tollable Section to a part of the Southern Link between a particular street or road and Burnley Street, includes that part of the Southern Link between that particular street or road and where Burnley Street would cross the Southern Link if Burnley Street continued in a straight southerly direction from its southernmost extremity.
4. In this table:
  - ‘Heavy Commercial Vehicle – Day’ refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 6.00 am and 8.00 pm.
  - ‘Heavy Commercial Vehicle – Night’ refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 8.00 pm and 6.00 am.
  - ‘Boulton Parade’ includes the off-ramp connecting the rest of the Southern Link to Boulton Parade;
  - ‘Burnley Tunnel’ means the eastbound tunnel between Sturt Street and Burnley Street;
  - ‘Domain Tunnel’ means the westbound tunnel between Punt Road and Sturt Street; and
  - ‘Swan Street Intersection’ means the intersection between Swan Street and Batman Avenue.

**Maximum Charge Tolls (\$/vehicle)**

<b>Category of Vehicle</b>	Car	Light Commercial Vehicle	Heavy Commercial Vehicle	Motor Cycle
Trips where the passage of the Vehicle on the last Tollable Section comprising the Trip before exiting the Total Link occurs between 6.00 am and 8.00 pm	9.45	15.11	28.34	4.72
Trips where the passage of the Vehicle on the last Tollable Section comprising the Trip before exiting the Total Link occurs between 8.00 pm and 6.00 am	9.45	15.11	18.89	4.72

**Day Tolls (\$/vehicle)**

<b>Category of Vehicle</b>	Car	Light Commercial Vehicle	Heavy Commercial Vehicle	Motor Cycle
<b>Day Toll</b>	18.12	39.30	73.21	9.06

CityLink Melbourne intends that each Charge Toll, Maximum Charge Toll and Day Toll specified above will first apply in the quarter ending 30 September 2019.

Capitalised terms in this notice that are defined in:

- (a) the Concession Deed have, subject to paragraph (b), that meaning in this notice;
- (b) the ESEP Deed have that meaning in this notice, but only to the extent that the provision applies to the ESEP Deed,

subject to the provisions of the IFA.

A. L. STREET  
 Company Secretary  
 CityLink Melbourne Limited  
 (ABN 65 070 810 678)

W. D. BALLANTINE  
 Director  
 CityLink Melbourne Limited  
 (ABN 65 070 810 678)

**AGREEMENT FOR THE EXHIBITION STREET EXTENSION PROJECT**

Notice under Schedule 1 of the Agreement for the Exhibition Street Extension Project between the Crown in right of the State of Victoria and City Link Extension Pty Limited (the 'ESEP Deed').

City Link Extension Pty Limited (ABN 40 082 058 615) ('Clecco') gives notice of the following Charge Tolls for the Exhibition Street Extension:

**Charge Tolls (\$/vehicle)**

<b>Category of Vehicle</b>	Car	Light Commercial Vehicle	Heavy Commercial Vehicle – Day	Heavy Commercial Vehicle – Night	Motor Cycle
<b>Tollable Section</b>					
Exhibition Street Extension	1.57	2.52	4.72	3.15	0.79

Note:

In this table:

'Heavy Commercial Vehicle – Day' refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 6.00 am and 8.00 pm.

'Heavy Commercial Vehicle – Night' refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 8.00 pm and 6.00 am.

Clecco intends that these Charge Tolls will first apply in the quarter ending 30 September 2019.

Capitalised terms in this notice that are defined in the ESEP Deed have the same meaning as given by the ESEP Deed.

A. L. STREET  
Company Secretary  
City Link Extension Pty Limited  
ABN 40 082 058 615

W. D. BALLANTINE  
Director  
City Link Extension Pty Limited  
ABN 40 082 058 615

## AGREEMENT FOR THE MELBOURNE CITY LINK

Notice under Schedule 3 of the Agreement for the Melbourne City Link between the Crown in right of the State of Victoria, CityLink Melbourne Limited and Transurban Infrastructure Management Limited (the 'Concession Deed').

CityLink Melbourne Limited (ABN 65 070 810 678) ('CityLink Melbourne') gives notice of the following Charge Tolls, Maximum Charge Tolls and Day Tolls for the Melbourne City Link:

**Charge Tolls (\$/vehicle)**

<b>Category of Vehicle</b>	Car	Light Commercial Vehicle	Heavy Commercial Vehicle – Day	Heavy Commercial Vehicle – Night	Motor Cycle
<b>Tollable Section</b>					
Tullamarine Freeway Upgrade, between Moreland Road and Brunswick Road	2.52	4.03	7.55	5.04	1.26
Western Link Section 1, between Racecourse Road and Dynon Road	2.52	4.03	7.55	5.04	1.26
Western Link Section 2, between Footscray Road and West Gate Freeway	3.15	5.04	9.45	6.30	1.57
Domain Tunnel and that part of the Southern Link leading into that Tunnel between the eastern portal of that Tunnel and Punt Road, other than that part of Southern Link Section 1:	3.15	5.04	9.45	6.30	1.57
(a) between Punt Road and the exit to Boulton Parade; and					
(b) comprising Boulton Parade					
Burnley Tunnel and that part of the Southern Link leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street	5.67	9.07	17.00	11.33	2.83
Southern Link Section 1, between Burnley Street and Punt Road and including that part of Southern Link Section 1:	2.52	4.03	7.55	5.04	1.26
(a) between Punt Road and the exit to Boulton Parade; and					
(b) comprising Boulton Parade					

Southern Link Section 5, between Punt Road and Burnley Street other than that part of the Southern Link leading out of the Burnley Tunnel between the eastern portal of that Tunnel and Burnley Street	2.52	4.03	7.55	5.04	1.26
Southern Link Section 1, between Glenferrie Road and Burnley Street	2.52	4.03	7.55	5.04	1.26
Southern Link Section 5, between Burnley Street and Glenferrie Road	2.52	4.03	7.55	5.04	1.26
Southern Link Section 1, between Punt Road and Swan Street Intersection, other than:	1.57	2.52	4.72	3.15	0.79
(a) that part of Southern Link Section 1:					
(i) between Punt Road and the exit to Boulton Parade; and					
(ii) comprising Boulton Parade; and					
(b) that part of the Southern Link leading into the Domain Tunnel between the eastern portal of that Tunnel and Punt Road					
Southern Link Section 5, between Swan Street Intersection and Punt Road	1.57	2.52	4.72	3.15	0.79

## Notes:

- When travelling on Southern Link Section 1 between Burnley Street and Punt Road and then onto Batman Avenue, the Tollable Sections may be combined for the purposes of levying Tolls.
- When travelling on Southern Link Section 1 and into the Domain Tunnel, the Tollable Sections may be combined for the purposes of levying Tolls.
- A reference in the description of a Tollable Section to a part of the Southern Link between a particular street or road and Burnley Street, includes that part of the Southern Link between that particular street or road and where Burnley Street would cross the Southern Link if Burnley Street continued in a straight southerly direction from its southernmost extremity.
- In this table:
  - ‘Heavy Commercial Vehicle – Day’ refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 6.00 am and 8.00 pm.
  - ‘Heavy Commercial Vehicle – Night’ refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 8.00 pm and 6.00 am.
  - ‘Boulton Parade’ includes the off-ramp connecting the rest of the Southern Link to Boulton Parade;
  - ‘Burnley Tunnel’ means the eastbound tunnel between Sturt Street and Burnley Street;
  - ‘Domain Tunnel’ means the westbound tunnel between Punt Road and Sturt Street; and
  - ‘Swan Street Intersection’ means the intersection between Swan Street and Batman Avenue.

**Maximum Charge Tolls (\$/vehicle)**

<b>Category of Vehicle</b>	Car	Light Commercial Vehicle	Heavy Commercial Vehicle	Motor Cycle
Trips where the passage of the Vehicle on the last Tollable Section comprising the Trip before exiting the Link occurs between 6.00 am and 8.00 pm	9.45	15.11	28.34	4.72
Trips where the passage of the Vehicle on the last Tollable Section comprising the Trip before exiting the Link occurs between 8.00 pm and 6.00 am	9.45	15.11	18.89	4.72

**Day Tolls (\$/vehicle)**

<b>Category of Vehicle</b>	Car	Light Commercial Vehicle	Heavy Commercial Vehicle	Motor Cycle
<b>Day Toll</b>	18.12	39.30	73.21	9.06

CityLink Melbourne intends that each Charge Toll, Maximum Charge Toll and Day Toll specified above will first apply in the quarter ending 30 September 2019.

Capitalised terms in this notice that are defined in the Concession Deed have the same meaning as given by the Concession Deed.

A. L. STREET  
 Company Secretary  
 CityLink Melbourne Limited  
 (ABN 65 070 810 678)

W. D. BALLANTINE  
 Director  
 CityLink Melbourne Limited  
 (ABN 65 070 810 678)

**Melbourne City Link Act 1995**

## NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ('the Act'), CityLink Melbourne Limited ABN 65 070 810 678 (the relevant corporation in relation to the Link road) hereby fixes tolls which are payable in respect of the use of vehicles (as set out herein) on toll zones on the Link road.

For the purposes of this Notice, the following definitions apply:

**Boulton Parade** includes the off-ramp connecting the rest of the Link road to Boulton Parade;

**Burnley Tunnel** means the eastbound tunnel between Sturt Street and Burnley Street;

**Bus** is a Motor Vehicle having more than 12 seating positions (including that of the driver);

**Car** is a Motor Vehicle, other than:

- (a) a Motor Cycle;
- (b) a Light Commercial Vehicle;
- (c) a Heavy Commercial Vehicle; or
- (d) a Taxi;

even if such a Motor Vehicle is towing a trailer or caravan;

**Domain Tunnel** means the westbound tunnel between Punt Road and Sturt Street;

**Full Link road** is the road included within both the Link road and the Extension road;

**Full Link Taxi Trip** is a Trip by a Taxi on:

- (a) one or more of the toll zones described in this Notice as toll zones 1, 2 and 3; and
- (b) one or more of the toll zones described in this Notice as toll zones 4, 5, 6, 7, 8, 9, 10 and 11;

**Half Link Taxi Trip** is a Trip by a Taxi on:

- (a) one or more of the toll zones described in this Notice as toll zones 1, 2 and 3; or
- (b) one or more of the toll zones described in this Notice as toll zones 4, 5, 6, 7, 8, 9, 10 and 11, and no other toll zone;

**HCV – Day** refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 6.00 am and 8.00 pm.

**HCV – Night** refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 8.00 pm and 6.00 am.

**Heavy Commercial Vehicle** or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two-axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

**Light Commercial Vehicle** or **LCV** is a Motor Vehicle, other than a Taxi, which is a two-axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

**Motor Cycle** is a two-wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

**Motor Vehicle** is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheelchair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

**Swan Street Intersection** means the intersection between Swan Street and Batman Avenue;

**Taxi** is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

**the Agreement** has the same meaning as in the Act;

**the Integration and Facilitation Agreement** has the same meaning as in the Act;

**Trip** is the passage of a vehicle on one or more toll zones:

- (a) uninterrupted by exit and subsequent re-entry; or
- (b) if so interrupted, the interruption consists only of travel directly between:
  - (i) that part of the Link road between Bulla Road and the West Gate Freeway; and
  - (ii) that part of the Link road between Sturt Street and Glenferrie Road;

**Truck** is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes; and

**vehicle** has the same meaning as in the Act.

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table One are payable in respect of the use of vehicles on toll zones on the Link road, where those vehicles are a Car, a LCV, a HCV or a Motor Cycle:

<b>Toll Zone</b>	<b>Toll</b>				
	<b>Car</b>	<b>LCV</b>	<b>HCV – Day</b>	<b>HCV – Night</b>	<b>Motor Cycle</b>
1. That part of the Link road between Moreland Road and Brunswick Road.	\$2.52	\$4.03	\$7.55	\$5.04	\$1.26
2. That part of the Link road between Racecourse Road and Dynon Road.	\$2.52	\$4.03	\$7.55	\$5.04	\$1.26
3. That part of the Link road between Footscray Road and the West Gate Freeway.	\$3.15	\$5.04	\$9.45	\$6.30	\$1.57
4. That part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road, other than that part of the Link road – <ol style="list-style-type: none"> <li>(a) being the eastbound carriageways of the Link road;</li> <li>(b) between Punt Road and the exit to Boulton Parade; and</li> <li>(c) comprising Boulton Parade.</li> </ol>	\$3.15	\$5.04	\$9.45	\$6.30	\$1.57
5. That part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$5.67	\$9.07	\$17.00	\$11.33	\$2.83

6.	That part of the Link road being the eastbound carriageways between Punt Road and Burnley Street other than that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$2.52	\$4.03	\$7.55	\$5.04	\$1.26
7.	That part of the Link road between Burnley Street and Punt Road and including that part of the Link road – (a) between Punt Road and the exit to Boulton Parade, other than the eastbound carriageways; and (b) comprising Boulton Parade, other than: (i) the eastbound carriageways between Burnley Street and Punt Road; and (ii) that part of the Link road being the Burnley Tunnel and that part of the Link road leading out of that Tunnel between the eastern portal of that Tunnel and Burnley Street.	\$2.52	\$4.03	\$7.55	\$5.04	\$1.26
8.	That part of the Link road being the eastbound carriageways between Burnley Street and Glenferrie Road.	\$2.52	\$4.03	\$7.55	\$5.04	\$1.26
9.	That part of the Link road between Glenferrie Road and Burnley Street, other than the eastbound carriageways.	\$2.52	\$4.03	\$7.55	\$5.04	\$1.26
10.	That part of the Link road being the eastbound carriageways between Swan Street Intersection and Punt Road, other than – (a) that part of the Link road being the Burnley Tunnel; and (b) that part of the Link road comprising Boulton Parade.	\$1.57	\$2.52	\$4.72	\$3.15	\$0.79

11.	That part of the Link road between Punt Road and Swan Street Intersection, other than –	\$1.57	\$2.52	\$4.72	\$3.15	\$0.79
	(a) the eastbound carriageways;					
	(b) that part of the Link road being the Burnley Tunnel;					
	(c) that part of the Link road:					
	(1) between Punt Road and the exit to Boulton Parade; and					
	(2) comprising Boulton Parade; and					
	(d) that part of the Link road being the Domain Tunnel and that part of the Link road leading into that Tunnel between the eastern portal of that Tunnel and Punt Road.					

For the avoidance of doubt, a reference in this Notice to the specification of a toll zone by reference to Burnley Street refers to that point on the Link road where Burnley Street would cross the Link road if Burnley Street continued in a straight southerly direction from its southernmost extremity. For the avoidance of doubt, a reference in this Notice to ‘eastbound’ means in a general easterly direction from the eastern end of the West Gate Freeway towards Glenferrie Road.

Notwithstanding anything to the contrary in Table One, under section 71(1) (b) of the Act and in accordance with the Agreement, the maximum tolls payable in respect of the use of a vehicle on a toll zone on the Link road where that vehicle is a Car, a LCV, a HCV or a Motor Cycle for a Trip are as listed in Table Two:

<b>Trip Cap</b>	<b>Toll</b>			
	<b>Car</b>	<b>LCV</b>	<b>HCV</b>	<b>Motor Cycle</b>
1. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 6 am and 8 pm on the same day.	\$9.45	\$15.11	\$28.34	\$4.72
2. Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Full Link road occurs between 8 pm on the one day and 6 am on the next.	\$9.45	\$15.11	\$18.89	\$4.72

For the avoidance of doubt, this Notice does not set Charge Tolls or Maximum Charge Tolls for the purposes of Schedule 3 (the Toll Calculation Schedule) of the Agreement, or Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1) dated 13 March 2019 and published in the Victoria Government Gazette No. G12 (pages 482 to 486) dated 21 March 2019 (‘the Last Notice’).

This notice takes effect on 1 July 2019 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Last Notice does not in any way affect the direct amendments made in or by the Last Notice to, or the operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Last Notice.

Dated 12 June 2019

A. L. STREET  
Company Secretary  
CityLink Melbourne Limited  
(ABN 65 070 810 678)

W. D. BALLANTINE  
Director  
CityLink Melbourne Limited  
(ABN 65 070 810 678)

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**Melbourne City Link Act 1995**

## NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ('the Act'), City Link Extension Pty Limited ABN 40 082 058 615 (the relevant corporation in relation to the Extension road) hereby fixes tolls which are payable in respect of the use of vehicles (as set out herein) on the toll zone on the Extension road.

For the purposes of this Notice, the following definitions apply:

**Bus** is a Motor Vehicle having more than 12 seating positions (including that of the driver);

**Car** is a Motor Vehicle, other than:

- (a) a Motor Cycle;
- (b) a Light Commercial Vehicle;
- (c) a Heavy Commercial Vehicle; or
- (d) a Taxi;

even if such a Motor Vehicle is towing a trailer or caravan;

**HCV – Day** refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 6.00 am and 8.00 pm.

**HCV – Night** refers to where the passage of the Heavy Commercial Vehicle on the Tollable Section occurs between 8.00 pm and 6.00 am.

**Heavy Commercial Vehicle** or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two-axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

**Light Commercial Vehicle** or **LCV** is a Motor Vehicle, other than a Taxi, which is a two-axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

**Motor Cycle** is a two-wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

**Motor Vehicle** is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheelchair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

**Taxi** is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

**the Extension Agreement** has the same meaning as in the Act;

**the Integration and Facilitation Agreement** has the same meaning as in the Act;

**Truck** is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes; and

**vehicle** has the same meaning as in the Act.

Under section 71(1)(b) of the Act and in accordance with the Extension Agreement, the tolls listed in Table One are payable in respect of the use of vehicles on the toll zone on the Extension road, where those vehicles are a Car, a LCV, a HCV or a Motor Cycle:

<b>Table One</b>					
<b>Toll Zone</b>	<b>Toll</b>				
	<b>Car</b>	<b>LCV</b>	<b>HCV – Day</b>	<b>HCV – Night</b>	<b>Motor Cycle</b>
12. The Extension road	\$1.57	\$2.52	\$4.72	\$3.15	\$0.79

For the avoidance of doubt, this Notice does not set Charge Tolls for the purposes of Schedule 1 (the Toll Calculation Schedule) of the Extension Agreement, or Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1) dated 13 March 2019 and published in the Victoria Government Gazette No. G12 (pages 487 to 488) dated 21 March 2019 ('the Last Notice').

This notice takes effect on 1 July 2019 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Last Notice does not in any way affect the direct amendments made in or by the Last Notice to, or the operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Last Notice.

Dated 12 June 2019

A. L. STREET  
Company Secretary  
City Link Extension Pty Limited  
(ABN 40 082 058 615)

W. D. BALLANTINE  
Director  
City Link Extension Pty Limited  
(ABN 40 082 058 615)

**Melbourne City Link Act 1995**

## NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ('the Act'), CityLink Melbourne Limited ABN 65 070 810 678 (the relevant corporation in relation to the Link road) ('CityLink Melbourne') hereby fixes tolls which are payable in respect of the use of vehicles on toll zones on the Link road where those vehicles are the subject of a CityLink Pass for that use.

For the purposes of this Notice, the following definitions apply:

**Bus** is a Motor Vehicle having more than 12 seating positions (including that of the driver);

**Car** is a Motor Vehicle, other than a Motor Cycle, a Light Commercial Vehicle, a Heavy Commercial Vehicle or a Taxi even if such a Motor Vehicle is towing a trailer or caravan;

**CityLink Pass** is a 24 Hour Pass, a Tulla Pass or a Weekend Pass;

**Full Link road** is the road included within both the Link road and the Extension road;

**Heavy Commercial Vehicle** or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two-axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

**Light Commercial Vehicle** or **LCV** is a Motor Vehicle, other than a Taxi, which is a two-axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

**Motor Cycle** is a two-wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

**Motor Vehicle** is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheelchair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

**Taxi** is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

**the Agreement** has the same meaning as in the Act;

**the Integration and Facilitation Agreement** has the same meaning as in the Act;

**Trip** is the passage of a vehicle on one or more toll zones:

- (a) uninterrupted by exit and subsequent re-entry; or
- (b) if so interrupted, consists only of travel directly between:
  - (i) that part of the Link road between Bulla Road and the West Gate Freeway; and
  - (ii) that part of the Link road between Sturt Street and Glenferrie Road;

**Truck** is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes;

**Tulla Pass** is an agreement with CityLink Melbourne for CityLink Melbourne to register a Car, Light Commercial Vehicle or Motor Cycle under Part 4 of the Act for use only on that part of the Link road being the Tullamarine Freeway Upgrade, between Bulla Road and Flemington Road including the toll zone between Moreland Road and Brunswick Road, for a fixed 24-hour period commencing at the time of the first Tulla Trip by that Car, Light Commercial Vehicle or Motor Cycle on a specified day;

**Tulla Trip** is the passage of a Car, Light Commercial Vehicle or Motor Cycle on that part of the Link road being the toll zone between Moreland Road and Brunswick Road;

**24 Hour Pass** is an agreement with CityLink Melbourne to register a vehicle (other than a Taxi) under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed 24-hour period commencing at the time of the first Trip by the vehicle on a specified day;

**vehicle** has the same meaning as in the Act; and

**Weekend Pass** is an agreement with CityLink Melbourne to register a Car, Light Commercial Vehicle or Motor Cycle under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed period commencing at 12.00 pm on the Friday immediately before a specified Saturday and ending at midnight on the Sunday immediately following that specified Saturday. The fact that CityLink Melbourne also registers a Car, Light Commercial Vehicle or Motor Cycle for an additional period at no extra charge does not prevent the agreement from being a Weekend Pass.

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table One are payable in respect of the use of vehicles on toll zones on the Link road where the vehicle is the subject of a 24 Hour Pass for that use.

<b>Table One</b>				
<b>24 Hour Pass</b>	<b>Toll</b>			
	<b>Car</b>	<b>LCV</b>	<b>HCV</b>	<b>Motor Cycle</b>
	\$18.12	\$39.30	\$73.21	\$9.06

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table Two are payable in respect of the use of vehicles on toll zones on the Link road where the vehicle is the subject of a Weekend Pass for that use.

<b>Table Two</b>			
<b>Weekend Pass</b>	<b>Toll</b>		
	<b>Car</b>	<b>LCV</b>	<b>Motor Cycle</b>
	\$18.12	\$39.30	\$9.06

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table Three are payable in respect of the use of Cars, Light Commercial Vehicles or Motor Cycles on the toll zone, consisting of that part of the Link road between Moreland Road and Brunswick Road, where the Car, Light Commercial Vehicle or Motor Cycle is the subject of a Tulla Pass for that use.

<b>Table Three</b>			
<b>Tulla Pass</b>	<b>Toll</b>		
	<b>Car</b>	<b>LCV</b>	<b>Motor Cycle</b>
	\$6.45	\$10.32	\$3.20

For the avoidance of doubt, this Notice does not set Charge Tolls or Day Tolls for the purpose of Schedule 3 (the Toll Calculation Schedule) of the Agreement or Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1) dated 13 March 2019 and published in the Victoria Government Gazette No. G12 (pages 489 to 491) dated 21 March 2019 ('the Last Notice').

This notice takes effect on 1 July 2019 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Last Notice does not in any way affect the direct amendments made in or by the Last Notice to, or the operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Last Notice.

Dated 12 June 2019

A. L. STREET  
Company Secretary  
CityLink Melbourne Limited  
(ABN 65 070 810 678)

W. D. BALLANTINE  
Director  
CityLink Melbourne Limited  
(ABN 65 070 810 678)

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**Melbourne City Link Act 1995**

## NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ('the Act'), City Link Extension Pty Limited ABN 40 082 058 615 (the relevant corporation in relation to the Extension road) hereby fixes tolls which are payable in respect of the use of vehicles on the toll zone on the Extension road where those vehicles are the subject of a CityLink Pass for that use.

For the purposes of this Notice, the following definitions apply:

**Bus** is a Motor Vehicle having more than 12 seating positions (including that of the driver);

**Car** is a Motor Vehicle, other than a Motor Cycle, a Light Commercial Vehicle, a Heavy Commercial Vehicle or a Taxi even if such a Motor Vehicle is towing a trailer or caravan;

**CityLink** is CityLink Melbourne Limited ABN 65 070 810 678, the relevant corporation for the purposes of section 73C of the Act;

**CityLink Pass** is a 24 Hour Pass or a Weekend Pass;

**Full Link road** is the road included within both the Link road and the Extension road;

**Heavy Commercial Vehicle** or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two-axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

**Light Commercial Vehicle** or **LCV** is a Motor Vehicle, other than a Taxi, which is a two-axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

**Motor Cycle** is a two-wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

**Motor Vehicle** is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheelchair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

**Taxi** is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

**the Extension Agreement** has the same meaning as in the Act;

**the Integration and Facilitation Agreement** has the same meaning as in the Act;

**Trip** is the passage of a vehicle on one or more toll zones:

- (a) uninterrupted by exit and subsequent re-entry; or
- (b) if so interrupted, consists only of travel directly between:
  - (i) that part of the Link road between Bulla Road and the West Gate Freeway; and
  - (ii) that part of the Link road between Sturt Street and Glenferrie Road;

**Truck** is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes;

**24 Hour Pass** is an agreement with CityLink to register a vehicle (other than a Taxi) under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed 24 hour period commencing at the time of the first Trip by the vehicle on a specified day;

**vehicle** has the same meaning as in the Act; and

**Weekend Pass** is an agreement with CityLink to register a Car, Light Commercial Vehicle or Motor Cycle under Part 4 of the Act for use of any or all toll zones comprising the Full Link road for a fixed period commencing at 12.00 pm on the Friday immediately before a specified Saturday and ending at midnight on the Sunday immediately following that specified Saturday. The fact that CityLink also registers that Car, Light Commercial Vehicle or Motor Cycle for an additional period at no extra charge does not prevent the agreement from being a Weekend Pass.

Under section 71(1)(b) of the Act and in accordance with the Extension Agreement, the tolls listed in Table One are payable in respect of the use of vehicles on the toll zone on the Extension road where the vehicle is the subject of a 24 Hour Pass for that use.

<b>Table One</b>				
<b>24 Hour Pass</b>	<b>Toll</b>			
	<b>Car</b>	<b>LCV</b>	<b>HCV</b>	<b>Motor Cycle</b>
	\$18.12	\$39.30	\$73.21	\$9.06

Under section 71(1)(b) of the Act and in accordance with the Extension Agreement, the tolls listed in Table Two are payable in respect of the use of vehicles on the toll zone on the Extension road where the vehicle is the subject of a Weekend Pass for that use.

<b>Table Two</b>			
<b>Weekend Pass</b>	<b>Toll</b>		
	<b>Car</b>	<b>LCV</b>	<b>Motor Cycle</b>
	\$18.12	\$39.30	\$9.06

For the avoidance of doubt, this Notice does not set Charge Tolls or Day Tolls for the purpose of Schedule 1 (the Toll Calculation Schedule) of the Extension Agreement or Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1) dated 13 March 2019 and published in the Victoria Government Gazette No. G12 (pages 492 to 494) dated 21 March 2019 ('the Last Notice').

This notice takes effect on 1 July 2019 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Last Notice does not in any way affect the direct amendments made in or by the Last Notice to, or the operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Last Notice.

Dated 12 June 2019

A. L. STREET  
Company Secretary  
City Link Extension Pty Limited  
(ABN 40 082 058 615)

W. D. BALLANTINE  
Director  
City Link Extension Pty Limited  
(ABN 40 082 058 615)

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**Melbourne City Link Act 1995**

## NOTICE UNDER SECTION 71(1A)

Under section 71(1A) of the **Melbourne City Link Act 1995** ('the Act'), CityLink Melbourne Limited ABN 65 070 810 678 (the relevant corporation in relation to the Link road and the Extension Road) hereby fixes Toll Administration Fees which are payable to it and specifies the circumstances in which they are payable.

For the purposes of this Notice, the following definitions apply:

**Addressee** means the person named on a Request for Payment or Further Request for Payment.

**Extension road** has the same meaning as in the Act.

**Further Request for Payment** means a further Request for Payment sent to an Addressee following the sending of a Request for Payment to that Addressee in relation to any or all of the Trips the subject of that Request for Payment.

**Link road** has the same meaning as in the Act.

**Request for Payment** means, in relation to a Trip or Trips, a request for payment of the tolls in respect of that Trip or Trips (as the case may be) and the Toll Administration Fee, within the meaning of section 77(1)(a) or sections 77(1)(b) and 78(1) of the Act (as the case may be).

**the Agreement** has the same meaning as in the Act.

**the Extension Agreement** has the same meaning as in the Act.

**the Integration and Facilitation Agreement** has the same meaning as in the Act;

**Toll Administration Fee** means a toll administration fee within the meaning of section 71(1A) of the Act.

**Trip** is the passage of a vehicle on one or more toll zones:

- (a) uninterrupted by exit and subsequent re-entry; or
- (b) if so interrupted, the interruption consists only of travel directly between:
  - (i) that part of the Link road between Bulla Road and the West Gate Freeway; and
  - (ii) that part of the Link road between Sturt Street and Glenferrie Road.

**vehicle** has the same meaning as in the Act.

Under section 71(1A) of the Act and in accordance with the Agreement or the Extension Agreement (as the case requires):

- (a) a Toll Administration Fee of \$13.12 is payable when a Request for Payment is sent to an Addressee; and
- (b) a Toll Administration Fee of \$25.59 is payable when a Further Request for Payment is sent to an Addressee.

This notice is also a notice for the purposes of:

- (a) schedule 3 of the Agreement;
- (b) schedule 1 of the Extension Agreement and in that capacity is given by CityLink Melbourne Limited as agent for City Link Extension Pty Limited (ABN 40 082 058 615); and
- (c) schedule 4 of the Integration and Facilitation Agreement and in that capacity is given by CityLink Melbourne Limited for itself and as agent for City Link Extension Pty Limited.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
- (ii) amends –

the NOTICE UNDER SECTION 71(1A) dated 13 June 2018 and published in the Victoria Government Gazette No. G 25 (pages 1409 to 1410), dated 21 June 2018 ('the Last Notice').

This notice takes effect on 1 July 2019 and for the avoidance of doubt, the Last Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Last Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal, amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Last Notice or anything duly done or suffered under the Last Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Last Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Last Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) –

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Last Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

Dated 12 June 2019

A. L. STREET  
Company Secretary  
CityLink Melbourne Limited  
(ABN 65 070 810 678)

W. D. BALLANTINE  
Director  
CityLink Melbourne Limited  
(ABN 65 070 810 678)

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**Planning and Environment Act 1987**  
MELBOURNE PLANNING SCHEME  
PORT PHILLIP PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment GC118

The Minister for Planning has approved Amendment GC118 to the Melbourne and Port Phillip Planning Schemes.

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

The Amendment corrects technical, formatting and grammatical errors identified in the Fishermans Bend planning controls.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and Melbourne City Council at Melbourne Town Hall, 120 Swanston Street, Melbourne, Victoria 3000, and Port Phillip City Council at 99A Carlisle Street, St Kilda, Victoria 3182.

STUART MENZIES  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**Planning and Environment Act 1987**  
YARRA RANGES PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment C163pt1yran

The Minister for Planning has approved Amendment C163pt1yran to the Yarra Ranges Planning Scheme.

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

The Amendment implements a number of actions identified in the Healesville Structure Plan 2016.

Specifically, the Amendment:

- introduces a Local Planning Policy for the Healesville district;
- rezones some land from Commercial 2 Zone to Commercial 1 Zone;
- applies an Environmental Audit Overlay to some land which is potentially contaminated;
- rezones a small parcel of land adjacent to the Hunter Road industrial area from Public Use Zone (PUZ4) to Industrial 1 Zone;
- rezones some land in public ownership in the Healesville district to correctly reflect its current use/s.

A copy of the Amendment can be inspected, free of charge, at the Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection) and free of charge, during office hours, at the offices of the Yarra Ranges Shire Council, 15 Anderson Street, Lilydale, Victoria 3140.

STUART MENZIES  
Director  
State Planning Services  
Department of Environment, Land, Water and Planning

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**ORDERS IN COUNCIL**

**Education and Training Reform Act 2006**

**INCREASE IN REMUNERATION FOR ADULT, COMMUNITY AND FURTHER EDUCATION  
BOARD MEMBERS AND CHAIRPERSON**

Order in Council

The Governor in Council, under Schedule 2, clause 3 of the **Education and Training Reform Act 2006** (Act), and in relation to the Adult, Community and Further Education (ACFE) Board:

1. fixes remuneration for the Chairperson at \$40,711 per annum.
2. fixes remuneration for eligible members at \$430 per day.
3. approves one-off payments of the following amounts be approved for the following members:
  - \$4.22 for Andrea McCall
  - \$97.06 for Penny Wilson
  - \$84.40 for Helen Coleman
  - \$139.26 for John Maddock
  - \$130.82 for Winifred Scott
  - \$135.04 for Menon Parameswaran
  - \$113.94 for Sally Brennan
  - \$67.52 for Raoul Wainwright
  - \$118.16 for Ronald Wilson.

Dated 18 June 2019

Responsible Minister:

THE HON GAYLE TIERNEY MP  
Minister for Training and Skills  
Minister for Higher Education

PIETA TAVROU  
Clerk of the Executive Council

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**Education and Training Act 2006****MERGER OF BOX HILL INSTITUTE AND CENTRE FOR ADULT EDUCATION  
AND REMOVAL OF ANNUAL PUBLIC MEETING REQUIREMENT  
(TAFE INSTITUTES AND AMES)**

## Order in Council

The Governor in Council makes an Order under sections 3.1.11 and 3.3.28 of the **Education and Training Reform Act 2006** to:

- (1) merge the Box Hill Institute, a TAFE institute, and the Centre for Adult Education, an adult education institution;
- (2) amend the **Constitution of the Box Hill Institute and the Centre for Adult Education Order 2016** to reflect the merger, as specified in Schedule 1 to the Order; and
- (3) amend the constituting Orders of ten TAFE institutes and the Adult Multicultural and Education Services (AMES), an adult education institution, to remove the requirement to hold an annual public meeting and to keep records of such meetings, as specified in Schedule 2 to the Order.

This Order comes into effect on 30 June 2019.

Dated 18 June 2019

Responsible Minister:

THE HON GAYLE TIERNEY MP  
Minister for Training and Skills

PIETA TAVROU  
Clerk of the Executive Council

**Education and Training Reform Act 2006****MERGER OF BOX HILL INSTITUTE AND CENTRE FOR ADULT EDUCATION  
AND REMOVAL OF ANNUAL PUBLIC MEETING REQUIREMENT  
(TAFE INSTITUTES AND AMES)**

## SCHEDULE 1 TO THE ORDER IN COUNCIL

**1. Purpose**

The purpose of this Order is to amend **The Constitution of the Box Hill Institute and the Centre for Adult Education Order 2016** to –

- (a) reflect the merger of the Box Hill Institute, a TAFE institute, and Centre for Adult Education, an adult education institution, on and from 30 June 2019; and
- (b) specify the composition of the Board of the Box Hill Institute and other transitional matters in relation to the merger.

**2. Authorising powers**

This Order is made under section 3.1.11 and of the **Education and Training Reform Act 2006**.

**3. Commencement**

This Order comes into effect on 30 June 2019.

**4. Definitions**

In this Order:

**2016 Order** means **The Constitution of the Box Hill Institute and the Centre for Adult Education Order 2016**;

## 5. Amendments to the 2016 Order

- (1) In the heading to the 2016 Order, **omit** ‘and the Centre for Adult Education’.
- (2) In clause 1, **omit** ‘and the Centre for Adult Education’.
- (3) In clause 2:
  - (a) **revoke** paragraph (b);
  - (b) **revoke** paragraph (d);
  - (c) in paragraph (g), **omit** ‘and the CAE’;
  - (d) in paragraph (i), after ‘CAE’ **insert** ‘(made when the CAE existed as a separate legal entity, before the merger)’;
  - (e) at the foot of paragraph (j), **insert** –
 

‘**Note:** Schedule 2 to the 2019 Order removed paragraphs (b) and (d) in Clause 2 because those two paragraphs, which described objectives in relation to the continued existence, objectives, functions and powers of the CAE (when the CAE existed as a separate legal entity, before the merger), became redundant upon the merger.’
- (4) In clause 5:
  - (a) before the definition of ‘*Act*’ **insert** the following definition –
 

‘**2019 Order** means the **Merger of Box Hill Institute and Centre for Adult Education and Removal of Annual Public Meeting Requirement (TAFE Institutes and AMES) Order** made by the Governor in Council on 18 June 2019 and which commenced on 30 June 2019;’
  - (b) in the definition of ‘*board*’, **omit** ‘and the Centre for Adult Education’;
  - (c) for the definition of ‘*CAE*’, **substitute** –
 

‘*CAE* means Centre for Adult Education, which before the merger existed as a separate legal entity;

**Note:** Following the merger, the Institute may continue to use the CAE brand to carry out its objectives and function under Clauses 7 and 8, respectively.’
  - (d) for the definition of ‘*Institute*’ **substitute** –
 

‘*Institute* means the Box Hill Institute continued in existence by clause 6 of this Constitution, and as merged with the former adult education institution known as ‘Centre for Adult Education’; and’
  - (e) after the definition of ‘*major commercial activity*’, **insert** the following definition –
 

‘*merger* means the merger of the Institute and the CAE on and from 30 June 2019, as effected by the 2019 Order;’
- (5) In clause 6, after ‘Institute’ (where secondly occurring) **insert** ‘following the merger’;
- (6) In clause 7, after ‘section 3.1.12A’ **insert** ‘and section 3.3.29’.
- (7) In clause 8, after ‘section 3.1.12B’ **insert** ‘and section 3.3.29B’.
- (8) For Division 3 **substitute** –

\*\*\*\*\*

### Note

Schedule 2 to the 2019 Order removed Division 3 because the division, which provided for the establishment, objectives, functions, powers, and duties of the CAE (when the CAE existed as a separate legal entity, before the merger), became redundant upon the merger.’

- (9) For clause 15 **substitute** –

\*\*\*\*\*

### Note

Schedule 2 to the 2019 Order removed Clause 15 because the clause, which provided for the board of the Institute to oversee the CAE (when the CAE existed as a separate legal entity, before the merger), became redundant upon the merger.’

- (10) For clause 26, **substitute** –

\*\*\*\*\*

**Note**

Schedule 2 to the 2019 Order removed Clause 26 to reflect the repeal of sections 3.1.18D and 3.3.34D of the Act by sections 50 and 53 of the **Education Legislation Amendment (Victorian Institute of Teaching, TAFE and Other Matters) Act 2018**, which commenced on 8 August 2018. Former sections 3.1.18D and 3.3.34 of the Act required TAFE institutes and adult education institutions (respectively) to hold a public annual meeting. As Clause 26 reflected the annual public meeting requirement for the Institute and the CAE (when the CAE existed as an adult education institution and a separate legal entity before the merger). The clause became redundant upon the repeal of sections 3.1.18D and 3.3.34 of the Act.

- (11) In clause 27(1), for paragraph (b) **substitute** –  
 ‘(b) keep full and accurate minutes of its meetings and its committee meetings.’
- (12) In clause 27(2), for paragraph (b) **substitute** –  
 ‘(b) minutes of the board and its committees.’
- (13) In sub-clause 29(3) **substitute** –

\*\*\*\*\*

**Note**

Schedule 2 to the 2019 Order removed sub-clause 3 because this sub-clause, which provided for the separate or joint application of procurement policies to the Institute and the CAE (when the CAE existed as a separate legal entity, before the merger), became redundant upon the merger.

- (14) In sub-clause 29(6), **omit** ‘or the CAE’ (wherever occurring).
- (15) In sub-clause 29(7), **omit** ‘or the CAE’.
- (16) In sub-clause 29(8), **omit** ‘and the CAE’.
- (17) In sub-clause 30(1), **omit** ‘or the CAE’.
- (18) In sub-clause 30(2)(a) and (b), **omit** ‘and the CAE’.
- (19) In sub-clause 32(2)(a) and (b) **omit** ‘or the CAE’.
- (20) For sub-clause 32(6), **substitute** –  
 ‘*executive* means a member of the staff of the Institute who is employed under an executive level contract of the kind referred to in Part 2 of Schedule 3 to the Act.’
- (21) In sub-clause 33(2):  
 (a) in paragraph (a), **omit** ‘CAE rules’;  
 (b) in paragraph (b) and (f), **omit** ‘or the CAE’.
- (22) For clause 35, **substitute** –

\*\*\*\*\*

**Note**

Schedule 2 to the 2019 Order removed Clause 35 because the clause, which provided for rules of the CAE (when the CAE existed as a separate legal entity, before the merger) became redundant upon the merger.

- (23) In subclause 36(1), **omit** ‘and the CAE’.
- (24) In subclause 36(2), **omit** ‘or the CAE’ (wherever occurring).
- (25) In subclause 36(3), **omit** ‘and the CAE’.
- (26) In clause 37:  
 (a) **revoke** the definition of ‘*institute*’; and  
 (b) in the definition of ‘*relevant person*’:  
 (i) in paragraph (c), **substitute** ‘; and’ with ‘.’; and  
 (ii) **revoke** paragraph (d).
- (27) In paragraph 39(1)(d), **omit** ‘CAE staff’.

- (28) In subclause 40(2):
- (a) in paragraph (c), **omit** ‘or CAE staff’; and
  - (b) in paragraph (e), **omit** ‘or CAE’.
- (29) In sub-clause 41(1), **omit** ‘or CAE staff’.
- (30) In sub-clause 41(2), **omit** ‘or CAE staff’.
- (31) In clause 44, **omit** ‘or the CAE’s staff’.
- (32) In paragraph 48(2)(a), **omit** ‘, the CAE’.
- (33) In clause 50:
- (a) in the heading, **substitute** ‘former’ with ‘2013’;
  - (b) **substitute** ‘**Education and Training Reform Act 2006**’ with ‘Act’; and
  - (c) **substitute** ‘former’ with ‘2013’.
- (34) Clauses 51 and 52 are **revoked**.
- (35) For clause 53, **substitute** –

\*\*\*\*\*

**Note**

Schedule 2 to the 2019 Order removed Clauses 51, 52 and 53. These clauses made transitional arrangements, in 2016, for the then shared Board of the Institute and CAE (when the CAE existed as a separate legal entity, before the merger) relating to the commencement of this Order on 1 July 2016. These clauses became redundant following that historical transition of the shared board post 1 July 2016. Upon the merger on 30 June 2019, the shared board ceased to exist.

- (36) In clause 54:
- (a) in the heading, **substitute** ‘former’ with ‘2013’; and
  - (b) **substitute** ‘former’ with ‘2013’.
- (37) After clause 54, **insert** new section 54A –
- ‘54A. Transitional provisions for the merger**
- (1) In this clause, a reference to ‘*CAE*’ means the CAE in existence as a separate legal entity, before the merger.
  - (2) In accordance with section 3.1.26AB(1) of the Act, the following transitional arrangements apply in relation to the merger:
    - (a) the CAE and the governing board of the CAE are abolished; and
    - (b) all members of the governing board of the CAE who held office immediately before 30 June 2019, as specified in Column 1 of the Table in Schedule 2 to this Constitution (the ‘*former board*’) are taken to be appointed as a member of the board of the Institute (the ‘*incoming board*’) and may continue in that office for the remaining period (as specified in Column 3 in Schedule 2), and on the same terms and conditions, of that member’s term of appointment to the governing board of the CAE; and
    - (c) the person appointed as Chief Executive Officer of the CAE immediately before 30 June 2019 ceases to hold that appointment; and
    - (d) any rights, property and assets vested in the CAE immediately before 30 June 2019 are taken to be vested in the Institute; and
    - (e) any fund referred to in clause 13A of Schedule 2, which is in the name of the CAE immediately before 30 June 2019, is taken to be any fund referred to in that clause that is in the name of the Institute; and

- (f) any debts, liabilities and obligations of the CAE that were existing immediately before the commencement day are taken to be the debts, liabilities and obligations of the Institute; and
- (g) the Institute is substituted as a party to any arrangement, agreement or contract entered into by or on behalf of the CAE that was in force immediately before 30 June 2019; and
- (h) the Institute is substituted as a party to any proceedings pending in any court or tribunal to which the CAE was a party immediately before the commencement day; and
- (i) in any Act, subordinate instrument or any other document of any kind, a reference to the CAE is taken to be a reference to the Box Hill Institute in relation to any period on or after 30 June 2019 unless a contrary intention appears.
- (3) In accordance with section 3.1.26AB(2) of the Act, any Order in Council made under section 3.1.11(2)(c) of the Act relating to the Institute and CAE is taken to be revoked on and from 30 June 2019.’
- (38) In sub-clause 55(4), **omit** ‘, CAE rules’.
- (39) In sub-clause 55(5), **omit** ‘, CAE rules’.
- (40) In the heading to Schedule 1 of the 2016 Order, for ‘address’ **substitute** ‘addressed’.
- (41) After Schedule 1 of the 2016 Order, **insert** –

‘Schedule 2 – Composition of Board of the Institute upon the merger

<b>Column 1 (name)</b>	<b>Column 2 (type of appointment)</b>	<b>Column 3 (current term)</b>
Jack Diamond	Chair Ministerial Appointee	1 July 2016–30 June 2019
Helen Buckingham OAM	Ministerial Appointee	1 June 2018–31 May 2021
Amanda Brook	Ministerial Appointee	1 July 2016–30 June 2019
Jane Foley	Ministerial Appointee	1 June 2018–31 May 2021
Claire Filson	Ministerial Appointee	1 July 2016–30 June 2019
John Rosenberg	Ministerial Appointee	26 June 2017–31 May 2020
Tracey Cooper	Board Appointee	1 July 2016–31 May 2022
Julie Eisenbise	Board Appointee	1 June 2018–31 May 2021
Phillip Davies	Board Appointee	1 June 2018–31 May 2021
Allan Moore	Board Appointee	1 June 2018–31 May 2021
Vivienne King	CEO	25 June 2018–ongoing
Sam McCurdy	Staff Elected	1 July 2018–31 May 2021’.

**Education and Training Reform Act 2006**

MERGER OF BOX HILL INSTITUTE AND CENTRE FOR ADULT EDUCATION  
AND REMOVAL OF ANNUAL PUBLIC MEETING REQUIREMENT  
(TAFE INSTITUTES AND AMES)

SCHEDULE 2 TO THE ORDER IN COUNCIL

**1. Purpose**

The purpose of this Order is to amend the 2016 Orders of certain TAFE institutes and the **Constitution of Adult Multicultural Education Services Order 2013** to remove the requirement for those TAFE institutes and AMES to hold a public annual meeting and to keep records of such meetings.

**2. Authorising powers**

This Order is made under sections 3.1.11 and 3.3.28 and of the **Education and Training Reform Act 2006**.

**3. Commencement**

This Order comes into effect on 30 June 2019.

**4. Definitions**

In this Order:

**2016 TAFE Orders** refers to the Orders of the TAFE institutes specified in clause 5 at paragraphs (1)(a) to (c) and (5)(a) to (g).

**5. Amendments to 2016 TAFE Orders**

(1) In each of the following Orders:

- (a) **Constitution of the Bendigo Kangan Institute Order 2016;**
- (b) **Constitution of the Gordon Institute of Technical and Further Education Order 2016;** and
- (c) **Constitution of the Wodonga Institute of Technical and Further Education Order 2016**

make the amendments specified in subsections (2), (3) and (4).

(2) For clause 21, **substitute** –

\*\*\*\*\*

**Note**

Clause 21 was removed from this Constitution by an Order of the Governor in Council made on 18 June 2019 under sections 3.1.11 and 3.3.28 of the Act. The removal of Clause 21 reflects the repeal of section 3.1.18D of the Act by section 50 of the **Education Legislation Amendment (Victorian Institute of Teaching, TAFE and Other Matters) Act 2018**, which commenced on 8 August 2018. Former section 3.1.18D of the Act required TAFE institutes to hold a public annual meeting in the manner specified in that section and mirrored in Clause 21.

(3) For clause 22(1)(b) **substitute** –

‘(b) keep full and accurate minutes of its meetings and its committee meetings.’

(4) For clause 22(2)(b) **substitute** –

‘(b) minutes of the board and its committees –’

(5) In each of the following Orders:

- (a) **Constitution of the Goulburn Ovens Institute of Technical and Further Education Order 2016;**
- (b) **Constitution of the Chisholm Institute Order 2016;**
- (c) **Constitution of the Holmesglen Institute Order 2016;**
- (d) **Constitution of Melbourne Polytechnic Order 2016;**

- (e) **Constitution of the South West Institute of Technical and Further Education Order 2016**;
  - (f) **Constitution of the Sunraysia Institute of Technical and Further Education Order 2016**; and
  - (g) **William Angliss Institute of Technical and Further Education Order 2016**
- make the amendments specified in subsections (6), (7) and (8).

- (6) For clause 22, **substitute** –

\*\*\*\*\*

**Note**

Clause 22 was removed from this Constitution by an Order of the Governor in Council made on 12 June 2019 under section 3.1.11 of the Act. The removal of Clause 22 reflects the repeal of section 3.1.18D of the Act by section 50 of the **Education Legislation Amendment (Victorian Institute of Teaching, TAFE and Other Matters) Act 2018**, which commenced on 8 August 2018. Former section 3.1.18D of the Act required TAFE institutes to hold a public annual meeting in the manner specified in that section and mirrored in Clause 22.’

- (7) For clause 23(1)(b) **substitute** –  
 ‘(b) keep full and accurate minutes of its meetings and its committee meetings.’
- (8) For clause 23(2)(b) **substitute** –  
 ‘(b) minutes of the board and its committees –’

**6. Amendments to the Constitution of Adult Multicultural Education Services Order 2013**

- (1) For clause 21, **substitute** –

\*\*\*\*\*

**Note**

Clause 21 was removed from this Constitution by an Order of the Governor in Council made on 18 June 2019 under section 3.3.28 of the Act. The removal of Clause 21 reflects the repeal of section 3.3.34D of the Act by section 53 of the **Education Legislation Amendment (Victorian Institute of Teaching, TAFE and Other Matters) Act 2018**, which commenced on 8 August 2018. Former section 3.3.34D of the Act required an adult education institution to hold a public annual meeting in the manner specified in that section and mirrored in Clause 21.’

- (2) For clause 22(1)(b) **substitute** –  
 ‘(b) keep full and accurate minutes of its meetings and its committee meetings.’
- (3) For clause 22(2)(b) **substitute** –  
 ‘(b) minutes of the board and its committees –’.

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*Code A*
43. *Statutory Rule:* Confiscation  
Regulations 2019  
*Authorising Act:* Confiscation  
Act 1997  
*Date first obtainable:* 13 June 2019  
*Code D*
44. *Statutory Rule:* Crimes (Mental  
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and Unfitness  
to be Tried)  
Regulations 2019  
*Authorising Act:* Crimes (Mental  
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Unfitness to be  
Tried) Act 1997  
*Date first obtainable:* 13 June 2019  
*Code A*
45. *Statutory Rule:* Residential  
Tenancies  
Amendment  
Regulations 2019  
*Authorising Act:* Residential  
Tenancies Act 1997  
*Date first obtainable:* 13 June 2019  
*Code A*
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