



# Victoria Government Gazette

No. 87—Thursday, 1 September 1983

## PLANNING AND ENVIRONMENT

I, John Cain, Premier of Victoria, hereby transfer the administration of the following Acts to the Minister for Planning and Environment:

- (1) All Acts or sections of Acts currently administered by the Minister for Planning; and
  - (2) Archaeological and Aboriginal Relics Preservation Act 1972;  
Environment Effects Act 1978;  
Environment Protection Act 1970;  
Environment Protection (Penalties) Act 1982;  
Historic Shipwrecks Act 1981;  
Land Conservation Act 1970;  
Port Phillip Authority Act 1966;  
Port Phillip Authority (Amendment) Act 1980;  
Victoria Conservation Trust Act 1972;  
Sections 25–28 inclusive of the Crown Land (Reserves) Act 1978;  
Victoria Conservation Trust Act 1978; and sections 3 (a), 5 (1) (a) and 5 (1) (b) of the Ministry for Conservation Act 1972.
- From and inclusive of 1 September 1983

Dated 1 September 1983

JOHN CAIN  
Premier

## CONSERVATION, FORESTS AND LANDS

I, John Cain, Premier of Victoria, hereby transfer the administration of the following Acts to the Minister for Conservation, Forests and Lands:

- (1) All Acts or sections of Acts currently administered by the Minister for Forests;
  - (2) All Acts or sections of Acts currently administered by the Minister of Lands, with the exception of the Port Phillip Authority Act 1966, the Port Phillip Authority (Amendment) Act 1980 and sections 25 to 28 inclusive of the Crown Land (Reserves) Act 1978; and
  - (3) All Acts or sections of Acts currently administered by the Minister for Conservation, with the exception of—  
Archaeological and Aboriginal Relics Preservation Act 1972;  
Environment Effects Act 1978;  
Environment Protection Act 1970;  
Environment Protection (Penalties) Act 1982;  
Historic Shipwrecks Act 1981;  
Land Conservation Act 1970;  
Victoria Conservation Trust Act 1972;  
Victoria Conservation Trust Act 1978, and sections 3 (a), 5 (1) (a) and 5 (1) (b) of the Ministry for Conservation Act 1972;
- From and inclusive of 1 September 1983

Dated 1 September 1983

JOHN CAIN  
Premier

## MINISTERS OF THE CROWN

His Excellency the Governor of the State of Victoria in the Commonwealth of Australia has this day, on the recommendation of the Premier, accepted the resignations of:

The Honourable Evan Walker, M.L.C., of the offices of Minister for Conservation and Minister for Planning (without salary).

No. 87—67637/83—Price 40 cents

The Honourable Roderick Alexander Mackenzie, M.L.C., of the offices of Minister of Forests and Minister of Lands (without salary).

And His Excellency has been pleased to appoint—  
The Honourable Evan Walker, M.L.C., to be Minister for Planning and Environment.

The Honourable Roderick Alexander Mackenzie, M.L.C., to be Minister for Conservation, Forests and Lands.

By His Excellency's Command

TOM FORRISTAL  
Official Secretary

## PUBLIC SERVICE ACT 1974

At Government House, Melbourne, the  
first day of September, 1983

### PRESENT:

His Excellency the Governor of Victoria  
Mrs Toner | Mr Kent

## AMENDMENT TO SCHEDULE TWO TO PUBLIC SERVICE ACT 1974

Pursuant to the powers conferred in sections 21 and 22 of the Public Service Act 1974, His Excellency the Governor of Victoria by and with the advice of the Executive Council doth by this Order—

- (i) Abolish the Department of Planning by deleting from Part B of Schedule Two to the said Act the item:

"Department of Planning—Secretary for Planning";

- (ii) create the Ministry for Planning and Environment by adding at the end of Part B of the said Schedule the item:

"Ministry for Planning and Environment—Secretary for Planning and Environment"

with effect from and inclusive of 1 September 1983.

And the Honourable John Cain, Her Majesty's Premier for the State of Victoria, shall give the necessary directions herein accordingly.

TOM FORRISTAL  
Clerk of the Executive Council

## ADMINISTRATIVE ARRANGEMENTS ACT 1983

At Government House, Melbourne, the  
first day of September, 1983

### Present:

His Excellency the Governor of Victoria  
Mrs Toner | Mr Kent

In pursuance of the powers in that behalf conferred by section 3 of the Administrative Arrangements Act 1983 and all other powers him thereunto enabling, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth order that—

1. This Order may be cited as the Administrative Arrangements Order (No. 2), 1983.

2. Any reference in any Act passed or in any statutory instrument or in any other instrument or in any contract or agreement made or entered into before the making of this Order, to:

- (a) the Minister for Planning shall be construed as a reference to the Minister for Planning and Environment;
- (b) the Secretary for Planning shall, subject to Clause 3 of this Order, be construed as a reference to the Secretary for Planning and Environment; and
- (c) the Department of Planning shall be construed as a reference to the Ministry for Planning and Environment.

3. The reference to the Secretary for Planning in section 25 (1) (d) of the *Crown Land (Reserves) Act 1978* shall be construed as a reference to the Secretary for Lands.

4. Subject to this Order—

- (a) All contracts, deeds, bonds, agreements, arrangements and other instruments lawfully made or entered into by or on behalf of or in relation to the Minister for Planning, the Secretary for Planning or the Department of Planning and in force immediately before 1 September 1983, shall be as binding and of as full force and effect in favour of or against or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) as they would have been in favour of or against or in relation to the Minister for Planning, the Secretary for Planning or the Department of Planning (as the case may be) as if this Order had not been made and may be enforced as fully and effectually as if the same had been made or entered into by or on behalf of or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);
- (b) all actions, causes of action, proceedings and claims for compensation (including any claim for arbitration thereon or appeal therefrom or proceeding thereunder or matter arising thereout) immediately before 1 September 1983 pending or existing by or against the Minister for Planning, the Secretary for Planning or the Department of Planning shall not abate or be discontinued or be in any way prejudicially affected by reason of this Order but may be continued, prosecuted and enforced by or against the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) as they might have been by or against the Minister for Planning, the Secretary for Planning or the Department of Planning (as the case may be) if this Order had not been made and not further or otherwise;
- (c) all authorities, charges, assignments, mortgages, indemnities, notices, permits, licences and directions made given or granted or issued by or to or in relation to or at the instance of the Minister for Planning, the Secretary for Planning or the Department of Planning and subsisting immediately before 1 September 1983 shall unless the same are sooner suspended, cancelled or revoked continue in force for the period for which they were made, given or granted or issued and shall be deemed to have been made, given or granted or issued by or to or in relation to or at the instance of the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);
- (d) all other acts, matters and things of a continuing nature made done or commenced by or on behalf of or in relation to the Minister for Planning, the Secretary for Planning or the Department of Planning and immediately before 1 September 1983 of any force or effect or capable of acquiring any force or effect by virtue of any Act shall be deemed and taken to have been made done or commenced by or on behalf of or in relation to

the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) and shall have effect and may be continued and completed by or on behalf of or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);

- (e) any reference to the Minister for Planning, the Secretary for Planning or the Department of Planning in any notice, demand, order, legal or other proceeding, deed, contract, lease, mortgage, agreement, instrument, document or any writing of any kind whatsoever shall, so far as relates to any period on or after 1 September 1983, if not inconsistent with the context or subject matter, be deemed and taken to refer to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be).

4. The provisions of this Order shall take effect from and including 1 September 1983.

And the Honourable John Cain, Premier of the State of Victoria, shall give the necessary directions herein accordingly.

TOM FORRISTAL  
Clerk of the Executive Council

#### ADMINISTRATIVE ARRANGEMENTS ACT 1983

*At Government House, Melbourne, the  
first day of September, 1983*

PRESENT:

His Excellency the Governor of Victoria  
Mrs Toner | Mr Kent

In pursuance of the powers in that behalf conferred by section 3 of the *Administrative Arrangements Act 1983* and all other powers him thereunto enabling, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth order that—

1. This Order may be cited as the *Administrative Arrangements Order (No. 3) 1983*.

2. Whereas the administration of the following Acts or sections of Acts has been transferred to the Minister for Planning and Environment:

*Archaeological and Aboriginal Relics Preservation Act 1972;*  
*Environment Effects Act 1978;*  
*Environment Protection Act 1970;*  
*Environment Protection (Penalties) Act 1982;*  
*Historic Shipwrecks Act 1981;*  
*Land Conservation Act 1970;*  
*Victoria Conservation Trust Act 1972;*  
*Victoria Conservation Trust Act 1978 and sections 3 (a), 5 (1) (a) and 5 (1) (b) of the Ministry for Conservation Act 1972;*

any reference in any of those Acts or sections of Acts in any statutory instrument or in any other instrument or in any contract or agreement made or entered into pursuant to any of those Acts before the making of this Order, to:

- (a) the Minister for Conservation shall, subject to Clause 3 of this Order, be construed as a reference to the Minister for Planning and Environment;
- (b) the Director of Conservation shall be construed as a reference to the Secretary for Planning and Environment; and
- (c) the Ministry for Conservation shall be construed as a reference to the Ministry for Planning and Environment.

3. The reference to the Minister for Conservation in section 7 (1) (q) of the *Environment Protection Act 1970* shall be construed as a reference to the Minister for Conservation, Forests and Lands.

4. Where in any certificate, contract, letter or other document made pursuant to section 4 (1) (k), section 21 (5), section 21 (6) or section 40 (5) of the *Public Service Act 1974* reference is made to the Environment Protection Authority or the Victoria Archaeological Survey then so far as the certificate, contract, letter or other document relates to any period on or after 1 September 1983, if not inconsistent with the context or the subject matter, any reference therein to the Ministry for Conservation shall be deemed and taken to refer to the Ministry for Planning and Environment and any reference therein to the Director of Conservation shall be deemed and taken to refer to the Secretary for Planning and Environment.

5. With respect to any powers, functions, authorities or duties formerly conferred or imposed by any Act or section of an Act referred to in Clause 2 of this Order—

(a) all contracts, deeds, bonds, agreements, arrangements and other instruments lawfully made or entered into by or on behalf of or in relation to the Minister for Conservation, the Director of Conservation or the Ministry for Conservation and in force immediately before 1 September 1983, shall be as binding and of as full force and effect in favour of or against or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) as they would have been in favour of or against or in relation to the Minister for Conservation, the Director of Conservation or the Ministry for Conservation (as the case may be) as if this Order had not been made and may be enforced as fully and effectually as if the same had been made or entered into by or on behalf of or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);

(b) all actions, causes of action, proceedings and claims for compensation (including any claim for arbitration thereon or appeal therefrom or proceeding thereunder or matter arising thereout) immediately before 1 September 1983 pending or existing by or against the Minister for Conservation, the Director of Conservation or the Ministry for Conservation shall not abate or be discontinued or be in any way prejudicially affected by reason of this Order but may be continued, prosecuted and enforced by or against the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) as they might have been by or against the Minister for Conservation, the Director of Conservation or the Ministry for Conservation (as the case may be) if this Order had not been made and not further or otherwise;

(c) all authorities, charges, assignments, mortgages, indemnities, notices, permits, licences and directions made given or granted or issued by or to or in relation to or at the instance of the Minister for Conservation, the Director of Conservation or the Ministry for Conservation and subsisting immediately before 1 September 1983 shall unless the same are sooner suspended, cancelled or revoked continue in force for the period for which they were made, given or granted or issued and shall be deemed to have been made, given or granted or issued by or to or in relation to or at the instance of the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);

(d) all other acts, matters and things of a continuing nature made done or commenced by or on behalf of or in relation to the Minister for Conservation, the Director of Conservation or the Ministry for Conservation and immediately before 1 September 1983 of any force or effect or capable of acquiring any force or effect by virtue of any Act shall be deemed and taken to have been

made done or commenced by or on behalf of or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) and shall have effect and may be continued and completed by or on behalf of or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);

(e) subject to Clause 3 of this Order, any reference to the Minister for Conservation, the Director of Conservation or the Ministry for Conservation in any notice, demand, order, legal or other proceeding, deed, contract, lease, mortgage, agreement, instrument, document or any writing of any kind whatsoever shall, so far as relates to any period on or after 1 September 1983, if not inconsistent with the context or subject matter, be deemed and taken to refer to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be).

6. The provisions of this Order shall take effect from and including 1 September 1983.

And the Honourable John Cain, Premier of the State of Victoria, shall give the necessary directions herein accordingly.

TOM FORRISTAL  
Clerk of the Executive Council

#### ADMINISTRATIVE ARRANGEMENTS ACT 1983

At Government House, Melbourne, the  
first day of September, 1983

Present:

His Excellency the Governor of Victoria  
Mrs Toner | Mr Kent

In pursuance of the powers in that behalf conferred by section 3 of the *Administrative Arrangements Act 1983* and all other powers him thereunto enabling, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth order that—

1. This Order may be cited as the *Administrative Arrangements Order (No. 4) 1983*.

2. Whereas the administration of the following Acts or sections of Acts has been transferred to the Minister for Planning and Environment:

*Port Phillip Authority Act 1966*;

*Port Phillip Authority (Amendment) Act 1980*; and  
sections 25–28 inclusive of the *Crown Land (Reserves) Act 1978*;

any reference in any of those Acts or sections of Acts (but not including section 25 (1) (d) of the *Crown Land (Reserves) Act 1978*) or in any statutory instrument or in any other instrument or in any contract or agreement made or entered into pursuant to any of those Acts or sections before the making of this Order, to—

(a) the Minister of Lands shall be construed as a reference to the Minister for Planning and Environment;

(b) the Secretary for Lands shall be construed as a reference to the Secretary for Planning and Environment; and

(c) the Department of Crown Lands and Survey shall be construed as a reference to the Ministry for Planning and Environment.

3. Where in any certificate, contract, letter or other document made pursuant to section 4 (1) (k), section 21 (5), section 21 (6), or section 40 (5) of the *Public Service Act 1974* reference is made to the Port Phillip Authority then so far as the certificate, contract, letter or other document relates to any period on or after 1 September 1983, if not inconsistent with the context or the subject matter, any reference therein to the Department

of Crown Lands and Survey shall be deemed and taken to refer to the Ministry for Planning and Environment and any reference therein to the Secretary for Lands shall be deemed and taken to refer to the Secretary for Planning and Environment.

4. With respect to any powers, functions, authorities or duties formerly conferred or imposed by the Acts or sections of Acts referred to in Clause 2 of this Order—

- (a) all contracts, deeds, bonds, agreements, arrangements and other instruments lawfully made or entered into by or on behalf of or in relation to the Minister of Lands, the Secretary for Lands or the Department of Crown Lands and Survey and in force immediately before 1 September 1983, shall be as binding and of as full force and effect in favour of or against or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) as they would have been in favour of or against or in relation to the Minister of Lands, the Secretary for Lands or the Department of Crown Lands and Survey (as the case may be) as if this Order had not been made and may be enforced as fully and effectually as if the same had been made or entered into by or on behalf of or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);
- (b) all actions, causes of action, proceedings and claims for compensation (including any claim for arbitration thereon or appeal therefrom or proceeding thereunder or matter arising thereout) immediately before 1 September 1983 pending or existing by or against the Minister of Lands, the Secretary for Lands or the Department of Crown Lands and Survey shall not abate or be discontinued or be in any way prejudicially affected by reason of this Order but may be continued, prosecuted and enforced by or against the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) as they might have been by or against the Minister of Lands, the Secretary for Lands or the Department of Crown Lands and Survey (as the case may be) if this Order had not been made and not further or otherwise;
- (c) all authorities, charges, assignments, mortgages, indemnities, notices, permits, licences and directions made given or granted or issued by or to or in relation to or at the instance of the Minister of Lands, the Secretary for Lands or the Department of Crown Lands and Survey and subsisting immediately before 1 September 1983 shall unless the same are sooner suspended, cancelled or revoked continue in force for the period for which they were made, given or granted or issued and shall be deemed to have been made, given or granted or issued by or to or in relation to or at the instance of the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);
- (d) all other Acts, matters and things of a continuing nature made done or commenced by or on behalf of or in relation to the Minister of Lands, the Secretary for Lands or the Department of Crown Lands and Survey and immediately before 1 September 1983 of any force or effect or capable of acquiring any force or effect by virtue of any Act shall be deemed and taken to have been made done or commenced by or on behalf of or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be) and shall have effect and may be continued and completed by or on behalf of or in relation to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be);

- (e) subject to Clause 2 of this Order, any reference to the Minister of Lands, the Secretary for Lands or the Department of Crown Lands and Survey in any notice, demand, order, legal or other proceeding, deed, contract, lease, mortgage, agreement, instrument, document or any writing of any kind whatsoever shall, so far as relates to any period on or after 1 September 1983, if not inconsistent with the context or subject matter, be deemed and taken to refer to the Minister for Planning and Environment, the Secretary for Planning and Environment or the Ministry for Planning and Environment (as the case may be).

6. The provisions of this Order shall take effect from and including 1 September 1983.

And the Honourable John Cain, Premier of the State of Victoria, shall give the necessary directions herein accordingly.

TOM FORRISTAL  
Clerk of the Executive Council

#### ADMINISTRATIVE ARRANGEMENTS ACT 1983

At Government House, Melbourne, the  
first day of September, 1983

#### PRESENT:

His Excellency the Governor of Victoria  
Mrs Toner | Mr Kent

In pursuance of the powers in that behalf conferred by section 3 of the *Administrative Arrangements Act 1983* and all other powers him thereunto enabling, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth order that—

1. This Order may be cited as the *Administrative Arrangements Order (No. 5) 1983*.
2. Subject to the *Administrative Arrangements Order (No. 3) 1983* and the *Administrative Arrangements Order (No. 4) 1983* any reference in any Act passed or in any statutory instrument or in any other instrument or in any contract or agreement made or entered into before the making of this Order, to—
  - (a) the Minister for Conservation shall be construed as a reference to the Minister for Conservation, Forests and Lands;
  - (b) the Minister of Lands shall be construed as a reference to the Minister for Conservation, Forests and Lands; and
  - (c) the Minister of Forests shall be construed as a reference to the Minister for Conservation, Forests and Lands.
3. Subject to the *Administrative Arrangements Order (No. 3) 1983* and the *Administrative Arrangements Order (No. 4) 1983*—
  - (a) all contracts, deeds, bonds, agreements, arrangements and other instruments lawfully made or entered into by or on behalf of or in relation to the Minister for Conservation, the Minister of Lands or the Minister of Forests and in force immediately before 1 September 1983, shall be as binding and of as full force and effect in favour of or against or in relation to the Minister for Conservation, Forests and Lands as they would have been in favour of or against or in relation to the Minister for Conservation, the Minister of Lands or the Minister of Forests as if this Order had not been made and may be enforced as fully and effectually as if the same had been made or entered into by or on behalf of or in relation to the Minister for Conservation, Forests and Lands;
  - (b) all actions, causes of action, proceedings and claims for compensation (including any claim for arbitration thereon or appeal therefrom or proceeding thereunder or matter arising thereout) immediately before 1 September 1983 pending or

existing by or against the Minister for Conservation, the Minister of Lands or the Minister of Forests shall not abate or be discontinued or be in any way prejudicially affected by reason of this Order but may be continued, prosecuted and enforced by or against the Minister for Conservation, Forests and Lands as they might have been by or against the Minister for Conservation, the Minister of Forests or the Minister of Lands if this Order had not been made and not further or otherwise;

- (c) all authorities, charges, assignments, mortgages, indemnities, notices, permits, licences and directions made given or granted or issued by or to or in relation to or at the instance of the Minister for Conservation, the Minister of Lands or the Minister of Forests and subsisting immediately before 1 September 1983 shall unless the same are sooner suspended, cancelled or revoked continue in force for the period for which they were made, given or granted or issued and shall be deemed to have been made, given or granted or issued by or to or in relation to or at the instance of the Minister for Conservation, Forests and Lands;
- (d) all other acts, matters and things of a continuing nature made done or commenced by or on behalf of or in relation to the Minister for Conservation, the Minister of Forests or the Minister of Lands and immediately before 1 September

1983 of any force or effect or capable of acquiring any force or effect by virtue of any Act shall be deemed and taken to have been made done or commenced by or on behalf of or in relation to the Minister for Conservation, Forests and Lands and shall have effect and may be continued and completed by or on behalf of or in relation to the Minister for Conservation, Forests and Lands;

- (e) any reference to the Minister for Conservation, the Minister of Forests or the Minister of Lands in any notice, demand, order, legal or other proceeding deed, contract, lease, mortgage, agreement, instrument, document or any writing of any kind whatsoever shall, so far as relates to any period on or after 1 September 1983, if not inconsistent with the context or subject matter, be deemed and taken to refer to the Minister for Conservation, Forests and Lands.

5. The provisions of this Order shall take effect from and including 1 September 1983.

And the Honourable John Cain, Premier of the State of Victoria, shall give the necessary directions herein accordingly.

TOM FORRISTAL  
Clerk of the Executive Council

