



Victoria Government Gazette

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SPECIAL

Forests Act 1958, No. 6254 **DECLARATION OF PROHIBITED PERIODS**

In pursuance of the powers conferred by section 3 subsection (2) of the **Forests Act 1958**, I, Rod Incoll, delegated officer for Her Majesty's Minister for Natural Resources in the State of Victoria, hereby declare the Prohibited Period in respect to the fire protected areas (other than State Forest, National Park and Protected Public Land) within the municipalities nominated for the period specified in the schedules hereunder:

Schedule 1

The Prohibited Period shall commence at 0100 hours on Saturday, 23 December 1995 and end at 0100 hours on Wednesday, 1 May 1996 (unless varied) in the Shire of East Gippsland.

Schedule 2

The prohibited Period shall commence at 0100 hours on Monday 1 January 1996 and end at 0100 hours on Wednesday 1 May 1996 (unless varied) in the following municipalities:

Shire of Wellington
Shire of Latrobe

R. A. INCOLL
Chief Fire Officer
Department of Conservation and Natural
Resources
Delegated Officer, pursuant to section 11
Conservation Forests and Lands Act 1987

BAYSIDE CITY COUNCIL **Notice of Local Laws Adopted**

Notice is hereby given that Bayside City Council at its meeting held on Monday, 18 December 1995, resolved to adopt the following local laws to provide for the regulation of activities within the municipal district of the City.

These local laws come into effect from the date of this notice:

- * Environment Local Law No. 2

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

The purposes (objectives) of the respective local laws are:

Environment Local law No. 2

The objectives of this Local Law are:

- (a) to provide a safe and healthy environment in which the residents of the Municipal District enjoy a quality of life that meets the general expectations of the community;
- (b) to prohibit, regulate and control activities which may be dangerous, unsafe or detrimental to the quality of life in the environment of the Municipal District;
- (c) to facilitate the provision of general public services, health and other community services, property services, recreational and cultural services, and other services in a way which enhances the environment and quality of life in the Municipal District;
- (d) to control nuisances and noise, odour and smoke emissions, and other discharges to the environment which may adversely affect the enjoyment of life within the Municipal District or the health, safety and welfare of persons within the Municipal District;
- (e) in a way which is consistent with, and in furtherance of, the objectives specified in paragraphs (a) to (d) of this clause to prohibit, regulate and control activities and circumstances associated with—
 - (i) smoke emission, particularly emission from burning material;
 - (ii) the use of recreational vehicles, particularly recreational vehicles which are not used on appropriate land or reserves or which emit excessive noise or air pollution;
 - (iii) fire hazards;

- (iv) dangerous and unsightly land;
- (v) advertising and bill posting;
- (vi) camping;
- (vii) circuses, carnivals and festivals;
- (viii) water quality, including interference with water courses;
- (ix) animals, including numbers and the keeping and control of animals;
- (x) disposal of waste including behaviour associated with tips;
- (f) to provide for the peace, order and good government of the Municipal District; and
- (g) to provide for the administration of the Council's powers and functions.

Streets and Roads Local Law No. 3

The objectives of this Local Law are:

- (a) to provide for the control and management of traffic, use of roads by persons, vehicles and animals and to regulate the parking of vehicles for the safety and fair use by people in the Municipal District;
- (b) to provide for the peace, order and well being of people in the Municipal District;
- (c) in Part 5—
 - (i) to provide for the physical features of roads and adjacent properties to be managed in a way which attends to the safety and convenience of people travelling on or using roads (whether on foot or by vehicle);
- (d) in Part 6—
 - (i) to control various types of vehicles and animals for the safety and convenience of road users;
 - (ii) to preserve and protect as far as possible the Council's assets from damage which may be caused from extraordinary use of roads within the Municipal District;
- (e) in Part 7—
 - (i) to control and regulate secondary activities on roads including—
 - (A) trading;
 - (B) the placing of goods and equipment;

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- (C) repairs to vehicles;
- (D) parties, festivals and processions; and
- (E) busking and collections—in a fair, equitable and safe manner which does not compromise the primary need for the passage and repassage of people and goods; and
- (ii) to provide free and safe access for people with sensory and mobility impairment or disabilities;
- (iii) (a) to provide for the regulation of the collection of used clothing and other goods in charitable recycling bins;
- (b) to ensure that residents and other persons who wish to make clothing and other goods available for the purposes of charities are able to do so and for that purpose to minimise or eliminate the possibility that such persons might be deceived as to the purposes for which donated clothing and goods are to be put;
- (c) to establish a system of control for the location in the Municipal District of recycling clothing bins used by certain charities to ensure—
 - (i) that recycling clothing bins are located on sites which are easily accessible and visible to the public;
 - (ii) that the sites on which the bins are located are kept in a clean condition and that the amenity of the area is not affected by their presence;
 - (iii) that the bins are located in a way that they do not cause an obstruction or a potentially dangerous situation;
 - (iv) that a nuisance is not caused to owners or occupiers or users of land on which bins are located or land adjacent;
- (f) in Part 8—
 - (i) to provide for the safe and efficient management and control

- of parking on roads in the Municipal District; and
- (ii) to provide mechanisms to manage and control parking so as to cause minimal disruption, danger or nuisance to users of Council's parking facilities;
- (g) to provide for the administration of Council's powers and functions; and
- (h) to repeal any redundant Local Laws.

Municipal Places Local Law No. 4

The objectives of this Local Law are:

- (a) to allow and protect the quiet enjoyment by people of Municipal Places within the Municipal District;
- (b) to enable people in the Municipal District to carry out their day to day activities and to enjoy their recreational pursuits without having their peace and enjoyment interfered with or destroyed;
- (c) to recognise and respond to community expectations relating to the quality of life they expect and require and are capable of influencing;
- (d) to control and prevent behaviour which is a nuisance, or which may be detrimental to health and safety or which affects the enjoyment of recreational or other facilities;
- (e) to enable the community and visitors and their families who use Municipal Places that are available to the public to be confident in their choice of the use of those facilities or places;
- (f) to protect Council and community assets and facilities on or in Municipal Places;
- (g) in a way which is consistent with, and in furtherance of, the objectives specified in paragraphs (a) to (f) of this clause to prohibit, regulate and control—
 - (i) behaviour in Municipal Places which is boisterous or harmful or intimidating;
 - (ii) behaviour in Municipal Places which is offensive, dangerous or threatening or which, for other reasons, is inappropriate in a Municipal Place;

- (iii) the place and times at which alcohol may be consumed;
- (iv) smoking in specified circumstances and places;
- (h) to provide generally for the peace, order and good government of the Municipal District;
- (i) to provide for the administration of the Council's powers and functions.

The general purpose of the local laws includes specification of the form of regulations with a view to achieving the stated objectives in each local law. Certain activities may not be undertaken at all or without a permit (or exemption or licence), allowing for conditions and fees to apply to permits (or licences) and for conditions to apply to any exemptions. It allows for the issue of notices to comply in certain laws set standards to be followed in exercising discretions and repeals a number of redundant local laws of former Councils.

The local laws apply to the whole of the municipal district except in those circumstances where provisions apply to a localised area (such as Beach Park) and allows for designation of further areas by resolution of Council with appropriate notice and signposting. The aim is for better regulation of activities within the municipal district and on the beach with a view to consideration of the welfare of the whole community. Copies of the Local Laws may be inspected at or obtained from the Municipal Offices at Royal Avenue, Sandringham and Boxshall Street, Brighton.

PETER A. AKERS
Chief Executive Officer

**REGIONAL LIBRARY CORPORATION
(YARRA/MELBOURNE)**

The Regional Library Corporation (Yarra/Melbourne) proposes to make the following Local Laws:

Common Seal Local Law (No. 1 of 1995)

Management and Control Local Law (No. 2 of 1995)

Meeting Procedures Local Law (No. 3 of 1995)

The purposes of the **Common Seal Local Law** are:

- (a) to provide for the order and good government of the Regional Library

- (b) to regulate the use of the Common Seal of the Regional Library; and
- (c) to prohibit or regulate the use by persons and bodies other than the Board of Seal Devices

The general purport of the proposed Local Law is to provide for the form, use, affixation and attestation to affixation of the Common Seal; a Register of Documents to which the Common Seal is affixed; and that a person using the Seal Device without the written authority of the Board is guilty of an offence.

The purpose of the **Management and Control Local Law** is:

To regulate the management and control of the Library Service provided by the Regional Library.

The general purport of the proposed Local Law is to provide for the Library administration, access and use; membership; suspension and cancellation of membership; and conduct in the Library. The Local Law provides that an offence may be committed where the Local Law is contravened. It also sets out users' rights.

The purposes of the **Meeting Procedures Local Law** are:

- (a) to regulate the proceedings of ordinary and special meetings of the Board; and
- (b) to regulate proceedings for nomination of the Chairperson and Deputy Chairperson

The general purport of the proposed Local Law is to provide for agendas, business, order of business, minutes, quorum and adjournment; attendance of visitors at meetings; addressing meetings; conduct of meetings; personal explanations; motions of dissent; time limit on speakers; right of reply; notices of motion; revocation motions; urgent and other business; formal motions; voting; casting vote; divisions; suspension of standing orders; adjournment; conduct at meetings; correspondence; offences and penalties; holding of special meetings; nomination of chairperson and deputy chairperson; meetings times and places and advisory committees.

A copy of the proposed local law can be obtained from City of Melbourne, Community Services, 11th Floor, Manchester Unity Building, Swanston Street, Melbourne, free of charge, or by telephoning Angela Dallas on

9658 9914. Copies of the local laws can also be viewed at public library branches in the Cities of Yarra or Melbourne.

Any person affected by the proposed local law may make a submission relating to it under Section 223 of the **Local Government Act 1989** ("the Act"). Submissions should be addressed to the Acting Chief Executive Officer, Regional Library Corporation (Yarra/Melbourne), c/o 12-18 Meyers Place, Melbourne 3000 and must be received within 14 days of publication of this notice. A person who makes a submission and requests to be heard in respect of it may appear in person, or be represented by a person acting on his or her behalf, at a meeting of the Board. Any person making a submission will be informed of the date, time and venue of the meeting of the Board at which submissions will be considered.

Dated 21 December 1995

MORRIS BELLAMY
Acting Chief Executive Officer
Regional Library Corporation
(Yarra/Melbourne)

Shop Trading Act 1987

ORDER MADE PURSUANT TO SECTION 8
(3) (d) EXEMPTING SHOPS IN A TOURIST
PRECINCT FROM THE PROVISIONS OF
SECTION 7

Whereas the Commissions of Stonnington City council, a municipal council, have made application to the Minister administering the **Shop Trading Act 1987** for an Order under section 8 (3) (d) of the Act exempting shops in a tourist precinct in its municipal district from the provisions of section 7.

And whereas the Minister has recommended, in accordance with section 8 (3), that such an Order be made by the Governor in Council.

Now therefore by this Order the Governor of the State of Victoria, acting with the advice of the Executive Council therefore, hereby exempts shops in the tourist precinct being

the Chapel Street District, the area inclusive of Chapel Street from the Yarra River to Dandenong Road, Toorak Road from Punt Road to Rockley Road, Commercial Road from the railway line to Essex Street

and Greville Street from the railway line to Chapel Street, within the municipal district of Stonnington City Council

from the provisions of section 7 of the **Shop Trading Act 1987** on Saturdays, Sundays and Public Holidays throughout each year, save and except for Anzac Day and Good Friday.

Dated 20 December 1995

Responsible Minister:

VIN HEFFERNAN

KATHY WILSON

Clerk of the Executive Council

Shop Trading Act 1987

**ORDER GRANTING APPLICATION TO
PERMIT SHOPS OUTSIDE THE
METROPOLITAN AREA TO BE OPEN ON
SUNDAY**

Whereas:

- (i) I am the Minister for the time being administering the **Shop Trading Act 1987**.
- (ii) Sunday 24 December 1995, is a day on which a shop in the metropolitan area is permitted to be open under S.7A of the **Shop Trading Act 1987**; and
- (iii) the municipal council of the municipal district listed in the schedule hereto has made application to me for an Order permitting shops in the towns of Rochester and Kyabram within the municipal district to be permitted to open between the hours of 10.00 a.m.—5.00 p.m. and 11.00 a.m.—5.00 p.m. respectively, on Sunday, 24 December 1995.

Now therefore I, Vin Heffernan, acting pursuant to the power conferred upon me by S.7B (2) of the **Shop Trading Act 1987** by this Order grant these applications.

Schedule

Name of Applicant Municipal Council—
Campaspe Shire Council.

*Municipal District—*Town of Rochester,
Town of Kyabram.

Dated 20 December 1995

VIN HEFFERNAN
Minister for Small Business

Shop Trading Act 1987

**ORDER GRANTING APPLICATION TO
PERMIT SHOPS OUTSIDE THE
METROPOLITAN AREA TO BE OPEN ON
SUNDAY**

Whereas:

- (i) I am the Minister for the time being administering the **Shop Trading Act 1987**.
- (ii) Sunday 24 December 1995, and 31 March, 21 April, 5 May are days on which a shop in the metropolitan area is permitted to be open under S.7A of the **Shop Trading Act 1987**; and
- (iii) the municipal council of the municipal district listed in the schedule hereto has made application to me for an Order permitting shops in the respective municipal districts to be open between the hours of 10.00 a.m. and 5.00 p.m. on Sundays, 24 December 1995, 10 and 31 March, 21 April, 5 May 1996.

Now therefore I, Vin Heffernan, acting pursuant to the power conferred upon me by S.7B (2) of the **Shop Trading Act 1987** by this Order grant these applications.

Schedule

Name of Applicant Municipal Council—
South Gippsland Shire Council.

*Municipal District—*South Gippsland Shire.
Dated 20 December 1995

VIN HEFFERNAN
Minister for Small Business

Planning and Environment Act 1987

ALL PLANNING SCHEMES IN VICTORIA
Notice of Approval of Amendment
Amendment S58

The Minister for Planning has prepared and approved the above amendment.

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

The amendment changes the provisions in the State Section of all planning schemes in Victoria regarding gaming venues and the installation of gaming machines in premises.

The amendment changes planning policy for gaming, and prohibits the installation of gaming machines in defined shopping complexes.

A copy of the amendment can be inspected free of charge during office hours at the Department of Planning and Development, Ground Floor, 477 Collins Street, Melbourne; the Alpine Resorts Commission, Level 4, AMEV House, 1013 Whitehorse Road, Box Hill and at the office of each municipal council in Victoria.

GEOFF CODE
Manager
Planning Co-ordination Branch
Department of Planning and Development

Conservation, Forests and Lands Act 1987
APPROVAL OF CODE OF PRACTICE FOR
FIRE MANAGEMENT ON PUBLIC LAND

I, Charles Geoffrey Coleman, Minister for Natural Resources, under section 47 of the **Conservation, Forests and Lands Act 1987**, approve the Code of Practice for Fire Management on Public Land.

This notice replaces the notice "Approval of draft code of practice for fire management on public land" published in Government Gazette No. G49 on 14 December 1995 (page 3545).

Dated 21 December 1995

C. G. COLEMAN
Minister for Natural Resources

Crown Land (Reserves) Act 1978
BUNDOORA PARK

The Governor in Council under section 14A (7) of the **Crown Land (Reserves) Act 1978**, dissolves the "Bundoora Park Committee of Management Incorporated" constituted by Order in Council of 10 April 1984, published in the Victorian Government Gazette on 18 April 1984.

Rs 9113

Dated 19 December 1995

Responsible Minister:

M. A. BIRRELL

Minister for Conservation and Environment

KATY WILSON
Clerk of the Executive Council

Gazette Services

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