



Victoria Government Gazette

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SPECIAL

Fisheries Act 1968

FISHERIES NOTICE No. 7/1996

Fisheries (Scallop Fishing—Port Phillip Bay Fishery) (Close Season) Notice No. 7/1996

I, Patrick McNamara, Minister for Natural Resources, after consultation with the Victorian Fishing Industry Federation, make the following Fisheries Notice:

Dated 31 May 1996

PATRICK McNAMARA
Minister for Agriculture and Resources

1. Title

This Notice may be cited as the Fisheries (Scallop Fishing—Port Phillip Bay Fishery) (Close Season) Notice No. 7/1996.

2. Objective

The objective of this Notice is to fix a close season on the taking of scallops from Port Phillip Bay.

3. Authorising provision

This Notice is made under section 80 of the **Fisheries Act 1968**.

4. Commencement

This Notice commences on 3 June 1996.

5. Close season

(1) A person must not, during the period commencing on 3 June 1996 and ending on 30 June 1996—

- (a) use a dredge for taking scallops from the waters of Port Phillip Bay; or
- (b) have a scallop dredge on board any boat on the waters of Port Phillip Bay.

(2) Sub-clause (1) (b) does not apply to a person proceeding to waters outside Port Phillip Bay via the most direct route.

6. Penalty

Any person who contravenes any provision of this Notice is liable to a penalty of 20 penalty units.

Subordinate Legislation Act 1994

NOTICE OF DECISION

Proposed Alpine Resorts (General) Regulations 1996

I, Marie Tehan, Minister for Conservation and Land Management and Minister responsible for administering the **Alpine Resorts Act 1983**, give notice under section 12 of the **Subordinate Legislation Act 1994**, as follows—

A regulatory impact statement (RIS) was prepared in relation to the proposed Alpine Resorts (General) Regulations 1996 and advertised inviting public comment and submissions. Five submissions were received commenting on various issues relating to the proposed Regulations and in particular, regulations relating to proposed fees for use of alpine resorts outside the snow season. After considering these comments, I have decided that the proposed Alpine Resorts (General) Regulations 1996, be made with the following amendments—

- (1) The proposed fees for entry to alpine resorts outside the snow season have been omitted from the draft Regulations at this stage to allow further consultation on the matter.
- (2) Several other amendments of a relatively minor nature have been made to address various concerns.

Dated 30 May 1996

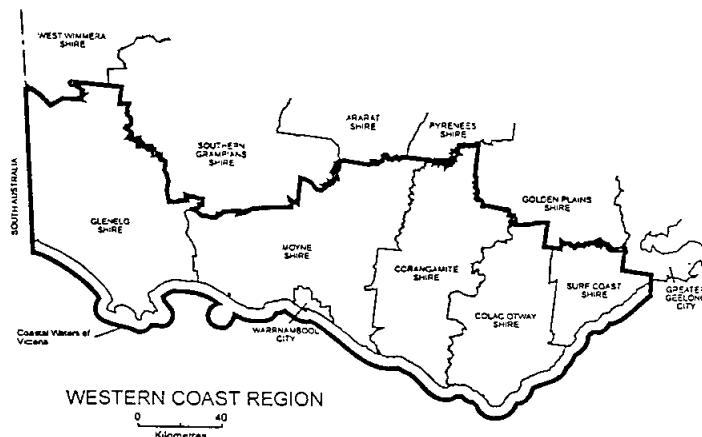
MARIE TEHAN
Minister for Conservation
and Land Management

Coastal Management Act 1995
DETERMINATION OF WESTERN COAST REGION

I, Marie Tehan, Minister for Conservation and Land Management, under section 9 (1) (a) of the **Coastal Management Act 1995**, by this Order—

- (a) determine that the areas within Victoria delineated on the plan in the Schedule below, the original of which is held at Head Office of the Department of Natural Resources and Environment, be known as the Western Coast Region; and
- (b) define the boundary of the Western Coast Region as—
 - (i) the landward boundary of the municipal districts of Glenelg Shire Council, Moyne Shire Council, Warrnambool City Council, Corangamite Shire Council, Colac-Otway Shire Council and Surf Coast Shire Council shown by heavy black border in the plan in the Schedule below; and
 - (ii) the seaward extent of the coastal waters of the State of Victoria and the seabed thereunder, from the western boundary of the municipal district of Glenelg Shire Council to the eastern boundary of the municipal district of Surf Coast Shire Council

SCHEDULE



Dated 23 May 1996

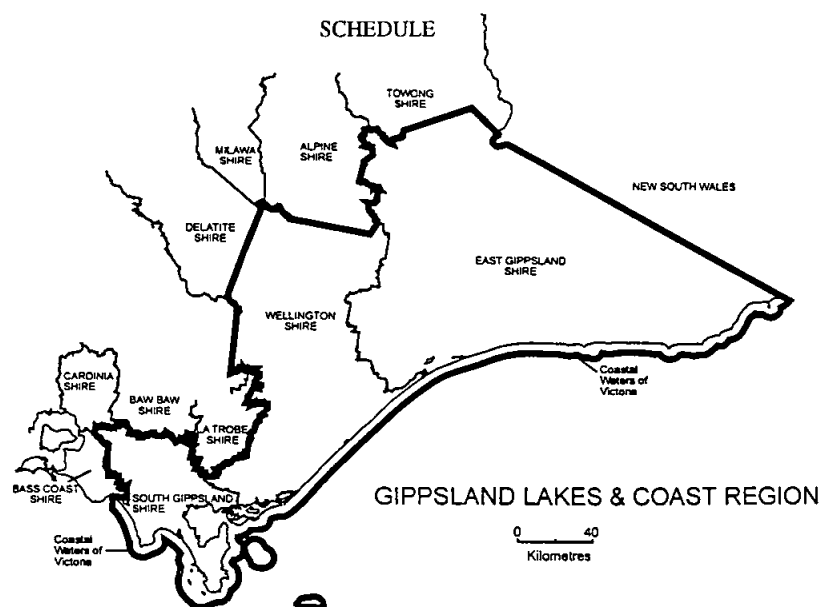
MARIE TEHAN
 Minister for Conservation
 and Land Management

Coastal Management Act 1995
DETERMINATION OF GIPPSLAND LAKES AND COAST REGION

I, Marie Tehan, Minister for Conservation and Land Management, under section 9 (1) (a) of the **Coastal Management Act 1995**, by this Order—

- (a) determine that the areas within Victoria delineated on the plan in the Schedule below, the original of which is held at Head Office of the Department of Natural Resources and Environment, be known as the Gippsland Lakes and Coast Region; and
- (b) define the boundary of the Gippsland Lakes and Coast Region as—
 - (i) the the landward boundary of the municipal districts of South Gippsland Shire Council, Wellington Shire Council and East Gippsland Shire Council shown by heavy black border in the plan in the Schedule below; and

- (ii) the seaward extent of the coastal waters of the State of Victoria and the seabed thereunder, from the western boundary of the municipal district of South Gippsland Shire Council to the eastern boundary of the municipal district of East Gippsland Shire Council.



Dated 23 May 1996

MARIE TEHAN
Minister for Conservation
and Land Management

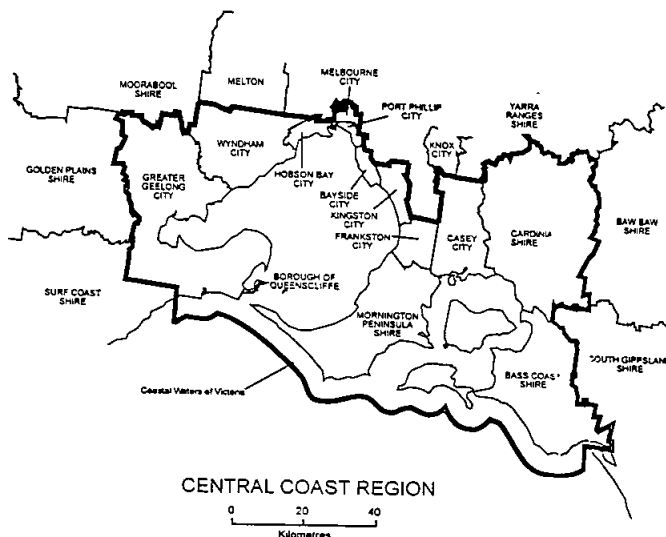
Coastal Management Act 1995
DETERMINATION OF CENTRAL COAST REGION (INCLUDING PORT PHILLIP,
WESTERN PORT AND CORIO BAYS)

I, Marie Tehan, Minister for Conservation and Land Management, under section 9 (1) (a) of the **Coastal Management Act 1995**, by this Order—

- (a) determine the areas within Victoria delineated on the plan in the Schedule below, the original of which is held at Head Office of the Department of Natural Resources and Environment, be known as the Central Coast Region (including Port Phillip, Western Port and Corio Bays); and
- (b) define the boundary of the Central Coast Region (including Port Phillip, Western Port and Corio Bays) as—
 - (i) the landward boundary of the municipal districts of the Borough of Queenscliffe, Greater Geelong City Council, Wyndham City Council, Hobsons Bay City Council, Melbourne City Council, Port Phillip City Council, Bayside City Council, Kingston City Council, Frankston City Council, Mornington Peninsula Shire Council, Casey City Council, Cardinia Shire Council and Bass Coast Shire Council shown by heavy black border in the plan in the Schedule below; and

- (ii) the seaward extent of the coastal waters of the State of Victoria and the seabed thereunder, from the western boundary of the municipal district of Greater Geelong City Council to the eastern boundary of the municipal district of Bass Coast Shire Council.

SCHEDULE



Dated 23 May 1996

MARIE TEHAN
Minister for Conservation
and Land Management

Subordinate Legislation Act 1994
NOTICE OF MAKING OF STATUTORY
RULES

Notice is hereby given under section 17 (2) of the **Subordinate Legislation Act 1994** of the making of the following Statutory Rules:

Statutory Rule: Extractive Industries
Development Regulations 1996

Authorising Act: Extractive Industries
Development Act 1995

Date of Making: 28 May 1996

Industries Development Act 1995 fix 1 June 1996 as the day on which the remaining provisions of the Act come into operation.

Given under my hand and the seal of Victoria on 28 May 1996

(L.S.) R. E. McGARVIE
By His Excellency's Command

PATRICK McNAMARA
Minister for Agriculture and Resources

Extractive Industries Development Act 1995
PROCLAMATION

I, Richard E. McGarvie, Governor of Victoria, acting with the advice of the Executive Council and under section 2 of the **Extractive**



Subordinate Legislation Act 1994
REGULATORY IMPACT STATEMENT
WATER INDUSTRY
(MELBOURNE PARKS & WATERWAYS)
REGULATIONS 1996

Notice is given that in accordance with Section 11 of the *Subordinate Legislation Act 1994*, a Regulatory Impact Statement (RIS) has been prepared for the proposed Water Industry (Melbourne Parks and Waterways) Regulations 1996 made under the *Water Industry Act 1994*.

The objectives of the proposed Regulations are:

- (a) to provide for the protection, preservation, management and use of, and the preservation of good order in, open space and parks under the management and control of Melbourne Parks and Waterways (MPW);
- (b) to prescribe penalties and other matters authorised to be prescribed by the Act.

The Regulations are required to assist MPW to discharge its statutory functions and to protect the assets under its control whilst promoting public enjoyment of its parks and open spaces and protecting their environmental values. The proposed regulations replace the *Water Industry (Melbourne Parks and Waterways) (Interim) Regulations 1994* enabling MPW to manage parks and open space under Sections 149 and 184 of the *Water Industry Act 1994*.

The RIS analysed two alternatives to regulations. The first alternative, relying on existing legislation, was rejected because some essential controls would not be available as existing legislation does not cover all areas in the proposed regulations. The second, public education via voluntary codes of conduct, was rejected because there are no penalties for non-compliance, some potential offenders who would be deterred by possible prosecution under a regulation would ignore voluntary codes and voluntary codes would require more staff time to educate the public. The RIS concluded that both these alternatives are inadequate as community expectations for high quality facilities, visitor safety, protection of public assets and flora and fauna would not be satisfied.

Public comments are invited on the RIS and accompanying Regulations. Copies may be obtained by contacting Kate Gienie, Parks Programs Officer on 9816 6864.

Submissions must be in writing and received at the following address by no later than 5.00pm on Friday 5 July 1996.

All submissions will be treated as public documents.

Jeff Floyd, Chief Executive
Melbourne Parks and Waterways Private Bag 8, Kew 3101.



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