



# Victoria Government Gazette

No. G 25 Thursday 26 June 1997

**GENERAL**

## GENERAL AND PERIODICAL GAZETTE

All copy to be sent to:

Government Gazette Officer  
AGPS Victorian Operations  
PO Box 263  
60 Fallon Street, Brunswick 3056  
Telephone (03) 9387 8135  
Fax (03) 9387 3404

### Advertising Rates and Payment

#### Private Notices

Payment must be received in advance with advertisement details.

30 cents per word - Full page \$180.00.

An additional cost must be included in prepayment if a copy of the gazette is required. Cheques should be made payable to AGPS Victorian Operations.

#### Government and Outer Budget Sector Notices

Not required to pre-pay.

Advertisements must be faxed, and a cover sheet should be used, marked to the attention of the Gazette Coordinator.

Per Line	Camera Ready	Typeset
Single column	\$0.50	\$1.50
Double column	\$1.00	\$3.00
Full page	\$20.00	\$63.00

#### Copy Deadline for General Gazette:

9.30 a.m. Monday - (Private)

9.30 a.m. Tuesday - (Government and Outer Budget Sector)

Copy Prices	- Page	\$1.50
	- Certified	\$3.50
	- Gazette	\$3.20

(All prices include Postage)

#### Advertisers should note:

- Late copy received at AGPS Victorian Operations after deadlines will be placed in the following issue of VGG, irrespective of any date/s mentioned in the copy (unless otherwise advised).
- Proofs will be supplied only when requested or at the direction of the Gazette Officer.
- No additions or amendments to material for publications will be accepted by telephone.
- Departments are requested not to lodge Executive Council papers for gazette unless a copy is provided with the Governor or Clerk's signature on the relevant document.
- Government and Outer Budget Sector Agencies Please note:  
To ensure that material received can be reproduced, and that errors are minimised, the following guidelines are to be observed when submitting material by fax.  
Fax resolution  
Material sent by fax should be transmitted using Fine resolution (200 dots per inch by 200 dpi). Normal resolution is unacceptable.  
Font Size  
Use 12 point (10 pitch) or larger.

#### Font Style

Clear plain font styles, such as Helvetica, should be used.

#### Graphics

Line drawings should be transmitted as large as possible to ensure clarity. Drawings up to A4 size sent by fax using Fine resolution provide a good quality for reproduction.

#### Avoid

Italics, underlining, and full justification.

Ensure document is square when sending

Documents that are sent skewed are difficult to read and process.

If material does not meet above requirements your advertisement may not be published.

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Copy to: Julia Saad

AGPS Victorian Operations  
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Brunswick 3056  
Telephone inquiries (03) 9387 8135  
Fax No. (03) 9387 3404.

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Full page \$360.00

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#### Government and Outer Budget Sector

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#### Note:

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014 693 550

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**PRIVATE ADVERTISEMENTS****CORPORATIONS LAW**

Section 491 (2)

**MAXLAN PTY LTD**

(In Liquidation)

A.C.N. 006 169 384

**Notice of Voluntary Liquidation**

At a General Meeting of the abovenamed company, duly convened and held at 1401 Burke Road, East Kew, Victoria, on 4 June 1997 the following Special Resolution was passed:

"That the company be wound up as a Members Voluntary Liquidation and that the assets of the company be distributed to members in specie at the discretion of the liquidator."

Dated 6 June 1997

**CORPORATIONS LAW**

Section 509 (2)

**KOOBARA PTY LTD**

A.C.N. 007 291 241

**Final Meeting of Members**

Notice is hereby given that a final meeting of members shall be held on 26 July 1997 at 9 a.m. at 28 Anderson Road, East Hawthorn 3123. At this meeting the liquidator shall present the final accounts to finalise the members voluntary winding up of the company.

Dated 18 June 1997

**KIM LANGFIELD-SMITH**, liquidator, 28 Anderson Road, East Hawthorn

**CORPORATIONS LAW**

Section 509

**A.C.N. 006 128 945 PTY LTD**

(In Liquidation)

(Formerly Adcolour (Vic) Pty Ltd)

**Notice Convening Final Meeting of Members and Creditors**

Notice is hereby given pursuant to Section 509 of the Corporations Law that a general meeting of the members and creditors of the abovenamed company will be held at the offices of L. I. Harper & Associates, chartered accountants, Suite 3, 506 Nepean Highway, Frankston, Victoria 3199 on Friday, 25 July 1997 at 10 a.m. for the purposes of having an account laid before them showing the manner in which the winding up has been conducted

and the property of the company disposed of, and of hearing any explanations that may be given by the liquidator.

Dated 20 June 1997

**L. I. HARPER**, liquidator**CORPORATIONS LAW**

Section 509

**A.C.N. 005 583 004 PTY LTD**

(In Liquidation)

(Formerly Morgan's Removals Pty Ltd)

**Notice Convening First and Final Meeting of Members and Creditors**

Notice is hereby given pursuant to Section 509 of the Corporations Law that a general meeting of the members and creditors of the abovenamed company will be held at the offices of L. I. Harper & Associates, chartered accountants, Suite 3, 506 Nepean Highway, Frankston, Victoria 3199 on Friday, 25 July 1997 at 11 a.m. for the purposes of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of, and of hearing any explanations that may be given by the liquidator.

Dated 20 June 1997

**L. I. HARPER**, liquidator**BERYL LAMPRE, deceased**

Creditors, next of kin or others having claims in respect of the estate of Beryl Lampre late of 170 Best Street, Sea Lake, Victoria, widow, deceased who died on 24 May 1997 are to send particulars of their claims to the executors care of the undermentioned solicitors by 22 August 1997, after which date the executors will distribute the assets having regard only to the claims of which the executors then have notice.

**DWYER MAHON & ROBERTSON**, lawyers, 194-208 Beveridge Street, Swan Hill

**WILLIAM EUSTACE LETHLEAN, deceased**

Creditors, next of kin or others having claims in respect of the estate of William Eustace Lethlean late of Tresco, Victoria, farmer, deceased who died on 17 May 1997 are to send particulars of their claims to the executors care of the undermentioned solicitors by 22 August 1997, after which date

the executors will distribute the assets having regard only to the claims of which the executors then have notice.

DWYER MAHON & ROBERTSON,  
lawyers, 194-208 Beveridge Street, Swan Hill

In the intestate estate of LINDSAY RICHARD MORVELL, deceased of 64 Murlong Street, Swan Hill in the State of Victoria, builder

Creditors, next of kin and all other persons having claims against the estate of the said deceased are required by Leighton Richard Morvell, administration officer and Jade Lindsay Morvell, labourer, both of Swan Hill in the said state the administrators of the intestate estate of the said deceased to send particulars of such claims to them care of the undermentioned solicitors on or before 25 August 1997, after which date they will distribute the assets having regard only to claims to which they then have notice.

BASILE PINO & CO., barristers and solicitors, 213 Campbell Street, Swan Hill

In the estate of GRAEME JOHN TAIT of 33 River Street, Nyah in the State of Victoria, carpenter

Creditors, next of kin and all other persons having claims against the estate of the said deceased are required by Maureen Florence Tait of 33 River Street, Nyah in the State of Victoria, widow, the executrix of the estate of the said deceased to send particulars of such claims to her in care of the undermentioned solicitors on or before 25 August 1997, after which date she will distribute the assets having regard only to claims to which she then has notice.

BASILE PINO & CO., barristers and solicitors, 213 Campbell Street, Swan Hill

Creditors, next of kin and others having claims in respect of the estate of Madge Black late of 10 Albion Street, South Caulfield, home duties, deceased who died on 3 April 1997 are to send particulars of their claims to David Michael Tansey of 412 Collins Street, Melbourne, in the care of Lynch & MacDonald by 18 August 1997, after which date they will distribute the assets having regard only to the claims of which they then have notice.

MESSRS. LYNCH & MACDONALD,  
solicitors, 412 Collins Street, Melbourne

Creditors, next of kin or others having claims in respect of the estate of Ivan Odarjuk, late of 8 Ronald Street, Moorabbin, Victoria, engineer, deceased who died on 13 March 1997 are to send particulars of their claims to the executors, care of the undermentioned solicitors by 29 August 1997, after which date the executors will distribute the assets having regard only to the claims of which the executors then have notice.

JOHN KEATING & ASSOCIATES,  
solicitors, 191 Greville Street, Prahran

BIAGIO MADAFFERI, formerly of 570 Orrong Road, Armadale, Victoria, but late of 1448 High Street, Glen Iris, Victoria, retired fruiterer, deceased

Creditors, next of kin and others having claims in respect of the estate of the said deceased who died on 9 April 1997 are required by John Joseph Madafferi of 570 Orrong Road, Armadale, Victoria, finance broker, Antonio Mario Madafferi of 1448 High Street, Glen Iris, Victoria, greengrocer and Peter William Madafferi of 86 Emo Road, East Malvern, Victoria, retail manager, the personal representatives of the said deceased, to send particulars of their claims to them care of their solicitors, Bonella, Cutler & Co. of 120 Hawthorn Road, Caulfield North, Victoria 3161, by 31 August 1997, after which date they, the said personal representatives, may convey or distribute the assets of the said estate having regard only to the claims of which they then have notice.

BONELLA, CUTLER & CO., solicitors,  
120 Hawthorn Road, Caulfield North

Estate of LORETTO DONNELLY

Creditors, next of kin and others having claims in respect of the estate of Loretto Donnelly late of Berwick Private Nursing, 21 Parkhill Drive, Berwick, formerly of Malvern Green Lodge, Corner of Wattletree and Coonil Crescent, Malvern, who died on 2 June 1997 are required by the executor, ANZ Executors & Trustee Company Limited (A.C.N. 006 132 332) of 530 Collins Street, Melbourne, Victoria, to send particulars to it by 26 August 1997, after which date it may convey or distribute to estate having regard only to the claims of which it then has notice.

**JOHN NOEL GOUCHER, deceased**

Creditors, next of kin or others having claims in respect of the estate of John Noel Goucher late of 64 View Street, Mont Albert, Victoria, gentleman, deceased who died on 1 February 1997 are to send particulars of their claims to the executor care of the undermentioned solicitors by 21 August 1997, after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

**YUNCKEN & YUNCKEN**, solicitors, Level 5, 395 Collins Street, Melbourne

**ELVA RHONDA GAYLARD, late of 30 Hamlyn Avenue, Hamlyn Heights, mothercraft nurse, deceased**

Creditors, next of kin and others having claims in respect of the estate of the deceased who died on 28 April 1996 are required by the executor Francis James Gaylard to send particulars of their claims to the executor care of the undermentioned solicitors by 31 August 1997, after which date the executor will proceed to distribute the estate having regard to the claims of which he then has notice.

**BURKE COX & CO.**, solicitors, 111 Yarra Street, Geelong

Creditors, next of kin and others having claims in respect of the estate of William Walter Clarke late of 36 Fraser Street, Brunswick, Victoria, pensioner, deceased who died on 4 June 1997 are required by the administratrix Gladys Clarke, pensioner of 36 Fraser Street, Brunswick, Victoria, to send particulars of their claims to the said administratrix care of the undermentioned solicitors by 20 August 1997, after which date the said administratrix will convey or distribute the assets of the deceased having regard only to the claims of which the said administratrix then has notice.

**DE MARCO & CO.**, solicitors, 209 Glenroy Road, Glenroy

**BROMLEY ROBERT LOCK, late of Elizabeth House, 2 Lower Plenty Road, Heidelberg, deceased**

Creditors, next of kin and others having claims in respect of the estate of the deceased who died on 12 May 1997 are required by the deceased's personal representative Margaret Estelle Bright to send particulars to her care of the undermentioned solicitors by 27 August 1997, after which date the personal

representative may convey or distribute the assets having regard only to the claims of which she then has notice.

**SEWELLS**, solicitors, 119 Murray Street, Colac

**JOHN PROKOPCZYK, formerly of 31 Charles Street, Warragul, but late of "Cooinda Lodge", Landsborough Road, Warragul, retired, deceased**

Creditors, next of kin and others having claims in respect of the estate of the deceased who died on 28 January 1997 are required by the trustee Dennis Richard Heslin to send particulars of their claims to him care of the undersigned solicitors by 26 August 1997, after which date the trustee may convey or distribute the assets having regard only to the claims of which he then has notice.

**GRAY FRIEND & LONG**, solicitors, 70 Queen Street, Warragul

**VICTOR JOSEPH LEROY**

Creditors, next of kin and other having claims against the abovenamed estate are required to send particulars of their claims to the administratrix, Ida Mary Leroy, care of 107 Station Street, Ferntree Gully, on or before 25 August 1997, after which date the administratrix may convey or distribute the assets having regard only to the claims which she then has notice.

**TONY O'BRIEN & ASSOCIATES**, legal practitioners, 107 Station Street, Ferntree Gully

**BETTY MAE DIAMOND**

Creditors, next of kin and other having claims against the abovenamed estate are required to send particulars of their claims to the executor, Jan Cook, care of 107 Station Street, Ferntree Gully, on or before 25 August 1997, after which date the executor may convey or distribute the assets having regard only to the claims which he then has notice.

**TONY O'BRIEN & ASSOCIATES**, legal practitioners, 107 Station Street, Ferntree Gully

**MAXWELL KEITH McFARLANE, deceased**

Creditors, next of kin or others having claims in respect of the estate of Maxwell Keith McFarlane late of 352 Main Street, Mornington, electrical contractor, deceased who died on 26 March 1997 are to send

particulars of their claims to the executor care of the undermentioned solicitors by 27 August 1997, after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

ROBERTS & ROBERTS, solicitors, 41 Main Street, Mornington

Creditors, next of kin and others having claim in respect of the estate of Juanita Myrtle Crane late of 982 High Street Road, Glen Waverley, deceased who died on 7 May 1997 are required by Edward Dower Bricker of 55 Kerrs Lane, Lysterfield, to send particulars of their claim to the said Edward Dower Bricker by 26 August 1997, after which date they will convey or distribute the assets having had regard only to the claims of which they then have notice.

AKEHURST, FRIEND & ALLAWAY, legal practitioners, Suite 1102, 10 Queen Street, Melbourne

Creditors, next of kin and others having claims in respect to the estate of Leif Karl Erik Melin late of 23-25 Emerald Creek Road, Monbulk in the State of Victoria, marine engineer, deceased who died on 1 February 1997 are required to send particulars of such claims to the executors National Mutual Trustees Limited and Benedict Sigitus Skudutis care of 65 Southbank Boulevard, Southbank, by 27 August 1997, after which date the executors will distribute the estate having regard only to the claims of which they then have notice.

ANNIE ALICE PARRIS, late of "Ty Nant", R.M.B. 9805 Jones Road, Drouin, in the State of Victoria, academic, deceased

Creditors, next of kin and others having claims in respect of the estate of the deceased who died on 7 July 1996 are required by the personal representatives Frances June Parris of Lardner Road, Drouin, Victoria, home duties and Brian Edwin Parris of 17 Tamar Road, Oakleigh, Victoria, engineer to send particulars to them care of the undermentioned solicitors by 1 September 1997, after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

VERHOEVEN & CURTAIN, solicitors, Suite 4, 46 Haigh Street, Moe; 10A Commercial Road, Morwell

BERYL AILSA JEAN BISHOP, deceased

Creditors, next of kin or others having claims in respect of the estate of Beryl Ailsa Jean Bishop formerly of Unit 75 Roseville Village, 110 King Street, East Doncaster, but late of 110 Mitcham Road, Donvale, widow, deceased who died on 15 March 1997 are to send particulars of their claims to the executors care of the undermentioned solicitors by 3 September 1997, after which date the executors will distribute the assets having regard only to the claims of which the executors then have notice.

AITKEN, WALKER & STRACHAN, solicitors, 114 William Street, Melbourne

KEITH RUSSELL WAITE, formerly of 6 Braewood Avenue, East Ringwood but late of 5 Gair Court, Burwood, retired, deceased

Creditors, next of kin and others having claims in respect of the estate of the deceased who died on 1 February 1997 are required by the personal representative Murray Bryon Kellam of 223 William Street, Melbourne to send particulars to him care of the undermentioned solicitors by 3 September 1997, after which date the personal representative may convey or distribute the assets having regard only to the claims of which he then has notice.

AITKEN WALKER & STRACHAN, solicitors, 114 William Street, Melbourne

BERYL FLORANCE BOYKETT, late of 1 Willow Court, Kawungan, Queensland, home duties, deceased

Creditors, next of kin, persons interested and others having claims in respect of the estate of the deceased who died on 29 March 1996 are required by the executrix thereof, Coral Florence Mair, to send particulars of any claim to her in respect of the estate of the abovenamed deceased by 15 September 1997 care of the undermentioned solicitors, after which date she may convey or distribute the assets having regard only to the claims of which she then has notice.

Dated 19 June 1997

A. E. ELLINGHAUS & S. L. WEILL, solicitors, 129 Drummond Street, Carlton

## NOTICE TO CREDITORS

Creditors, next of kin and others having claims in respect of the estate of Barbara Jenny Calder late of Unit 6, 69 Hawdon Street, Heidelberg in the State of Victoria, widow who died on 18 January 1997 are required by the personal representatives of the deceased John Curry, gentleman, John Storer, accountant and Glenn Robert Hodges, solicitor

to send particulars to them care of the undermentioned solicitors by 31 August 1997, after which date they will distribute the assets having regard only to the claims of which they then have notice.

HOME WILKINSON & LOWRY,  
solicitors, Level 44, Nauru House, 80 Collins  
Street, Melbourne

## Unclaimed Moneys Act 1962

## Register of Unclaimed Moneys held by the—

Name of Owner on Books and Last Known Address	Total Amount Due to Owner	Description of Unclaimed Money	Date when Amount first became Payable
\$			
OLIVER HUME (SOUTHERN) PTY LTD			
Baranyay	100.00	Deposit	11.5.95
Brkie	100.00	"	16.9.94
Collinson, J.N. and Onno, C., 23 Surrey Rd, Sth Yarra	500.00	"	30.3.94
Dubois, B. and C.	500.00	"	11.5.95
Fiske, Geoffrey, 17 Shafer C., Blackburn	500.00	"	6.4.95
Fitzgerald, J., 199 Windemere Dve, Ferntree Gully	300.00	"	11.5.95
fores, G. and M.	500.00	"	31.5.95
Franchi, G.	500.00	"	29.6.95
Horizon Pacific, 42 Henderson Dve, Rowville	1,000.00	"	11.5.95
Jackson, M.J. and C.S.,	1,000.00	"	14.11.95
Kelly, R. and Matcalfe, P., 11 Third Ave, Chelsea Heights	500.00	"	11.5.95
Mandarno	100.00	"	
Manuele, R. and M., 2 Clauscen Dve, Rowville	200.00	"	14.6.95
Morris, D. and C.	100.00	"	11.5.95
Nguyen, P. and Trieu, M.	100.00	"	21.9.95
Panting, K.J., Suite 1 Arabin St, Keilor	500.00	"	27.7.94
Scaraven, C.C. and R.	280.00	"	29.6.95
Strachan, D.A. and Kealy, E.N., 52 Gordon St, Newport	700.00	"	22.4.94
Tran, A. and Lui, K., 108/259 Malvern Rd, South Yarra	500.00	"	13.8.94

97066

CONTACT: D. WILLCOX, PHONE: (03) 9593 9999

## H &amp; R BLOCK LIMITED

Galinac, John, 24 Thomas St, St Albans	146.63	Cheque	8.95
Patel, Dwuan, 163 Alexandra Pde, Fitzroy	143.93	"	"
Harwood, Adrian, 5/141 Main Rd, Lower Plenty	685.51	"	"
Nicoll, Grant, 337 Highett St, Richmond	386.97	"	9.95
Harrison, M.A., 13 Jack Rd, Cheltenham	789.60	"	"
Sheffield, J.	1,317.08	"	"
Cole, Jade, 4 Kirkwood St, Beaumaris	275.15	"	10.95
Murrell, Kerri, 2/31 Tennyson St, Malvern East	151.10	"	11.95
Canning, Adam, 68 Hotham St, Collingwood	690.98	"	"
Wite, Matthew, 7/48 Weir St, Balwyn	131.37	"	"
Stoorey, L.	165.61	"	2.96

97149

CONTACT: TERRY SANDS, PHONE: (02) 9875 3677

**PROCLAMATIONS****Land Act 1958  
PROCLAMATION OF ROADS**

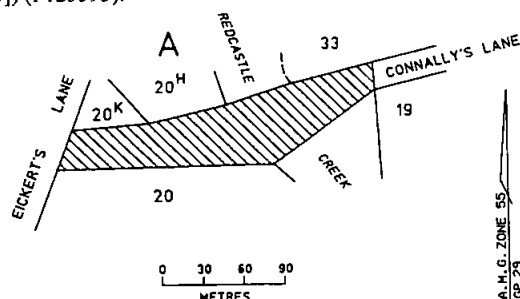
I, James Gobbo, Governor of Victoria acting with the advice of the Executive Council and under section 25 (3) (c) of the **Land Act 1958** proclaim as roads the following lands:

**MUNICIPAL DISTRICT OF THE BALLARAT CITY COUNCIL**

BALLARAT—Crown Allotment 18A, section 4A, Parish of Ballarat as shown on Certified Plan No. 116809 lodged in the Central Plan Office—(97/03108).

**MUNICIPAL DISTRICT OF THE GREATER BENDIGO CITY COUNCIL**

REDCASTLE—The road in the Parish of Redcastle as indicated by hatching on plan hereunder—(R16[5]) (P123593).



Given under my hand and the seal of Victoria on 24 June 1997.

(L.S.)

JAMES GOBBO  
Governor

By His Excellency's Command

MARIE TEHAN  
Minister for Conservation and Land Management

**Melbourne City Link (Further  
Amendment) Act 1997****PROCLAMATION OF COMMENCEMENT**

I, James Gobbo, Governor of Victoria, acting with the advice of the Executive Council and under section 2 (2) of the **Melbourne City Link (Further Amendment) Act 1997**, fix 26 June 1997 as the day on which the remaining provisions of that Act come into operation.

Given under my hand and the seal of Victoria on 24 June 1997.

(L.S.)

JAMES GOBBO  
Governor  
By His Excellency's Command

ROBERT MACLELLAN  
Minister for Planning and  
Local Government

**Livestock Disease Control (Amendment)  
Act 1997****PROCLAMATION OF COMMENCEMENT**

I, James Gobbo, Governor of Victoria, acting with the advice of the Executive Council and under section 2 (2) of the **Livestock Disease Control (Amendment) Act 1997**, fix Tuesday, 1 July 1997 as the day on which the remaining provisions of that Act come into operation.

Given under my hand and the seal of Victoria on 24 June, 1997.

(L.S.)

JAMES GOBBO  
Governor  
By His Excellency's Command

PATRICK McNAMARA  
Deputy Premier  
Minister for Agriculture and Resources



**Mental Health Act 1986**  
**PROCLAMATION OF MID WEST AREA**  
**MENTAL HEALTH SERVICE**

I, James Gobbo, Governor of Victoria, acting with the advice of the Executive Council, under section 94 (1) (b) of the **Mental Health Act 1986** and with all other enabling powers vested in me proclaim the service at 176 Furlong Road, St Albans, to be an approved mental health service known as Mid West Area Mental Health Service, to take effect from 14 July 1997.

Given under my hand and the seal of  
Victoria on 24 June 1997.

(L.S.) JAMES GOBBO  
Governor  
By His Excellency's Command  
ROB KNOWLES  
Minister for Health

**Mental Health Act 1986**  
**PROCLAMATION OF SOUTH WEST**  
**AREA MENTAL HEALTH SERVICE**

I, James Gobbo, Governor of Victoria, acting with the advice of the Executive Council, under section 94 (1) (b) of the **Mental Health Act 1986** and with all other enabling powers vested in me proclaim the service at 290-310 Princes Highway, Werribee, to be an approved mental health service known as South West Area Mental Health Service, to take effect from 14 July 1997.

Given under my hand and the seal of  
Victoria on 24 June 1997.

(L.S.) JAMES GOBBO  
Governor  
By His Excellency's Command  
ROB KNOWLES  
Minister for Health

1996, fix 1 July 1997 as the day on which the remaining provisions of that Act come into operation.

Given under my hand and the seal of  
Victoria on 24 June 1997.

(L.S.) JAMES GOBBO  
Governor  
By His Excellency's Command  
TOM REYNOLDS  
Minister for Sport

**Police and Corrections (Amendment) Act**  
**1997**

**PROCLAMATION OF COMMENCEMENT**

I, James Gobbo, Governor of Victoria, acting with the advice of the Executive Council and under section 2 (3) of the **Police and Corrections (Amendment) Act 1997**, fix 26 June 1997 as the day on which sections 38 and 39 of that Act come into operation.

Given under my hand and the seal of  
Victoria on 24 June 1997.

(L.S.) JAMES GOBBO  
Governor  
By His Excellency's Command  
BILL McGRATH  
Minister for Police and Emergency Services  
Minister for Corrections

**Professional Boxing and Martial Arts Act**  
**1996**

**PROCLAMATION OF COMMENCEMENT**

I, James Gobbo, Governor of Victoria, acting with the advice of the Executive Council and under section 2 (2) of the **Professional Boxing and Martial Arts Act**



## VICTORIAN ACTS AND REGULATIONS ON CD-ROM

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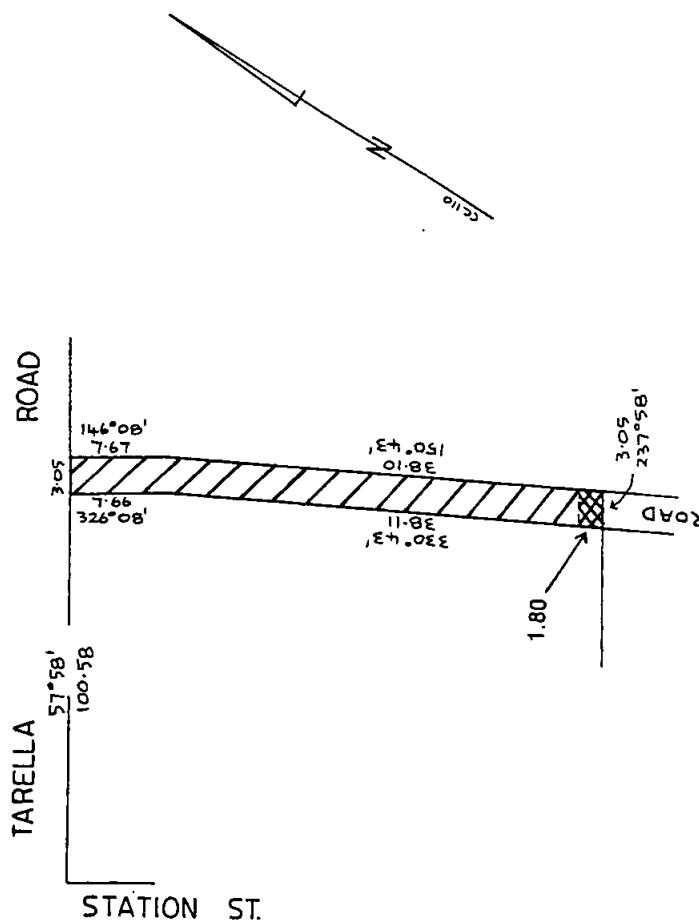
#### Act Now

To find out more about our service, please contact Customer Services on telephone (03) 9645 1111 or facsimile (03) 9645 1926

**Anstat Pty Ltd ACN 005 446 748**  
**224-226 Normanby Road Southbank Vic 3006**

KINGSTON CITY COUNCIL  
Road Discontinuance

The road is to be sold subject to the right, power or interest held by South East Water Limited in that part of the road shown cross-hatched in connection with any sewers, drains or pipes under the control of that authority in or near the road.

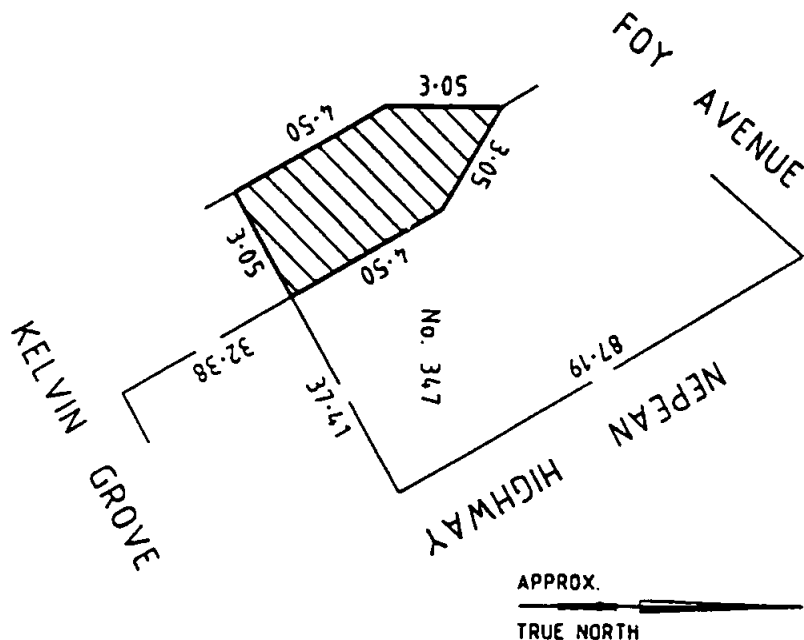


**ROB SKINNER**  
Chief Executive Officer

KINGSTON CITY COUNCIL  
Road Discontinuance

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the Kingston City Council has formed the opinion that the part of the road at the rear of No. 347 Nepean Highway, Chelsea, and shown by hatching on the plan below is not reasonably required as a road for public use and resolved to discontinue the road.

The road is to be sold subject to the right, power or interest held by South East Water Limited in the road in connection with any sewers, drains or pipes under the control of that authority in or near the road.

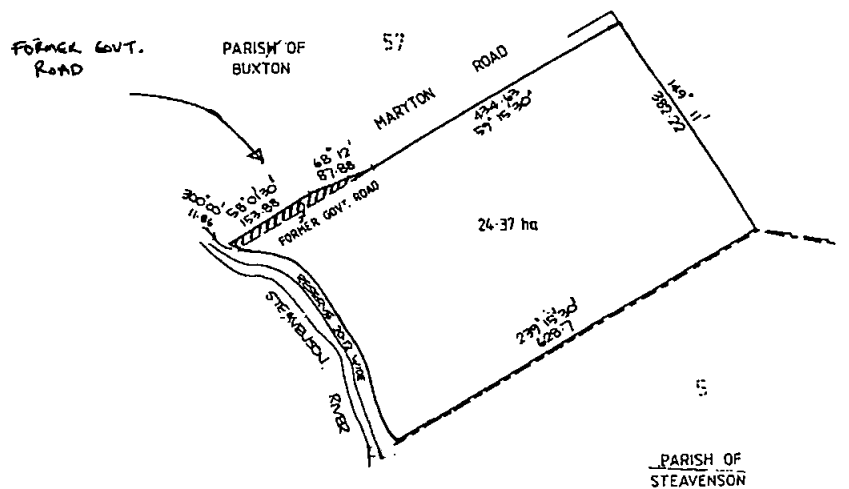


ROB SKINNER  
Chief Executive Officer

MURRINDINDI SHIRE COUNCIL  
Road Closure

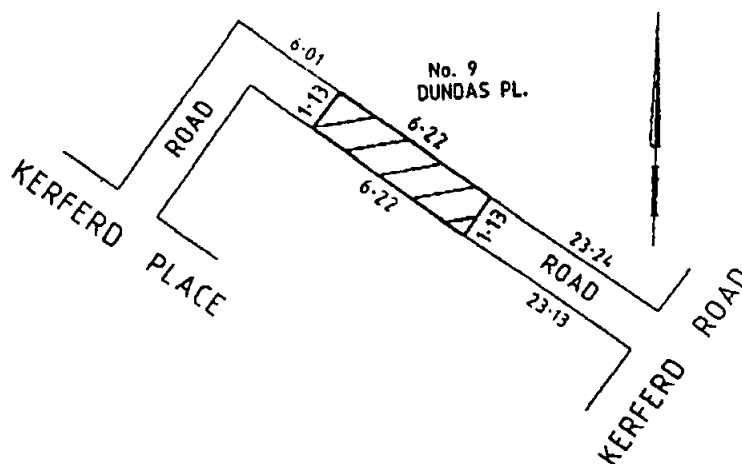
Pursuant to Section 207D of the **Local Government Act 1989**, the Council of the Murrindindi Shire after consultation with all relevant authorities and advertising its intention in the Alexandra and Eildon Standard and the Triangle News, having notified the registered proprietors of abutting land and having considered submissions pursuant to Section 223 of the **Local Government Act 1989**, resolved at a meeting held on 18 June 1997 as follows:

1. That the land shown on the attached plan (Encl. 7.2) is not reasonably required as road for public use and that it can be discontinued upon publication of this resolution in the Victoria Government Gazette.
2. The land contained in the part of the road discontinued shall be sold by public auction or private treaty.



CITY OF PORT PHILLIP  
Discontinuance of Road

Notice is hereby given that the Port Phillip City Council at its ordinary meeting of 23 April 1997, formed the opinion that the section of road shown hatched on the plan below, is not reasonably required as a road for public use and resolved to discontinue the road, and having advertised and served notices regarding the proposed discontinuance and hearing submissions under Section 223 of the **Local Government Act 1989**, orders that the road abutting 9 Dundas Place, Albert Park, be discontinued pursuant to Section 206 and Schedule 10, Clause 3 of the said Act, and the land of the discontinued road be sold by private treaty to the owners of the land abutting the road.

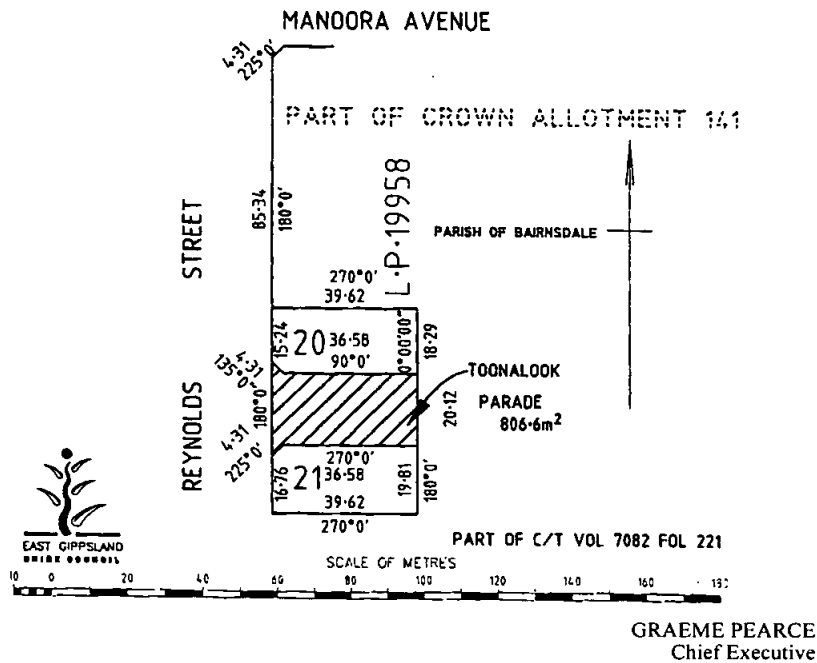


ANNE DUNN  
Chief Executive Officer

**EAST GIPPSLAND SHIRE COUNCIL**  
Road Closure

Pursuant to Section 207D of the **Local Government Act 1989**, the Council of the East Gippsland Shire after consultation with all relevant authorities, advertising its intention in the Bairnsdale "News", having notified the Registered Proprietors abutting the land and having received no submissions pursuant to Section 223 of the **Local Government Act 1989**, resolved at a meeting held on 29 May 1997 as follows:

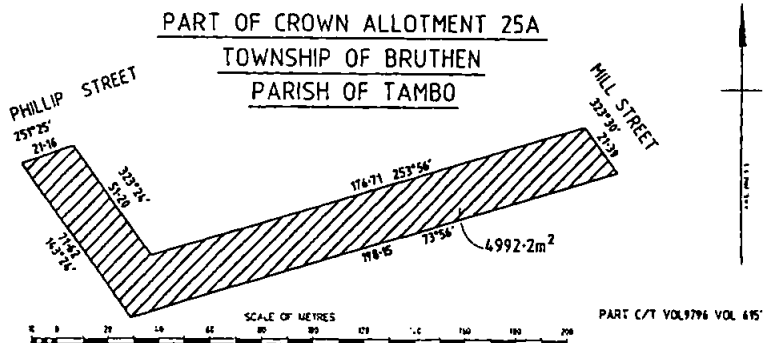
1. that the land shown hatched on the attached plan is not reasonably required as a road for public use and that it be discontinued upon publication of this resolution in the Victoria Government Gazette; and
2. the land contained in the part of the road discontinued shall be sold by public auction or private treaty.



**EAST GIPPSLAND SHIRE COUNCIL**  
Road Closure

Pursuant to Section 207D of the **Local Government Act 1989**, the Council of the East Gippsland Shire after consultation with all relevant authorities, advertising its intention in the Bairnsdale "News", having notified the Registered Proprietors abutting the land and having received no submissions pursuant to Section 223 of the **Local Government Act 1989**, resolved at a meeting held on 3 March 1997 as follows:

1. that the land shown hatched on the attached plan is not reasonably required as a road for public use and that it be discontinued upon publication of this resolution in the Victoria Government Gazette; and
2. the land contained in the part of the road discontinued shall be sold by public auction or private treaty.



GRAEME PEARCE  
Chief Executive

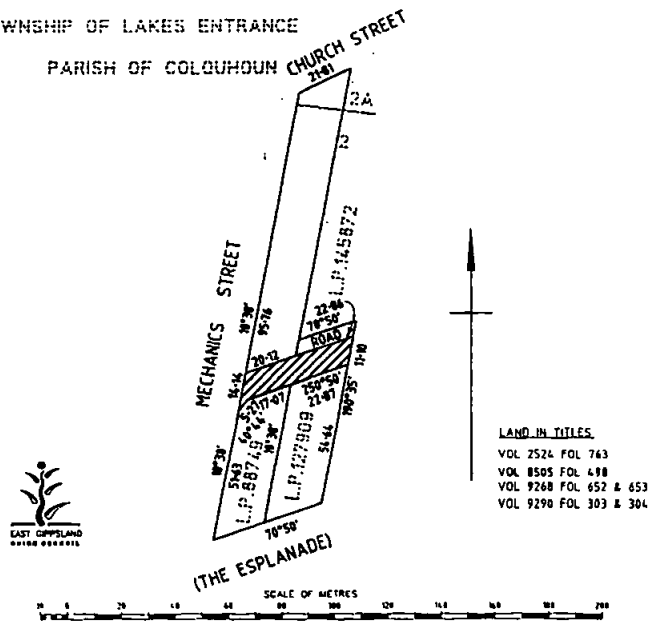
**EAST GIPPSLAND SHIRE COUNCIL**  
Declaration of a Public Highway

Pursuant to powers granted under Section 204 (1) of the **Local Government Act 1989** East Gippsland Shire Council, by this notice, declares that the land shown hatched on the plan hereunder be a Public Highway.

**PART OF CROWN ALLOTMENT 2 SECTION 7**

**TOWNSHIP OF LAKES ENTRANCE**

**PARISH OF COLOUBHOUN**



GRAEME PEARCE  
Chief Executive

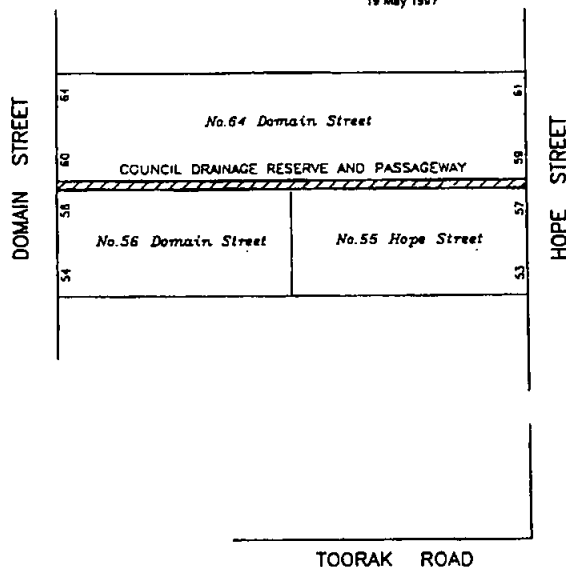
CITY OF MELBOURNE  
Public Notice  
Declaration of a Public Highway  
**Local Government Act 1989** ("the Act")—Section 204 (1)

The Melbourne City Council, having complied with the requirements of Sections 207A and 223 of the Act, and having resolved at its meeting on 27 May 1997 to do so, declares the passage abutting property at No. 55 Hope Street, South Yarra, and running between Hope Street and Domain Street (shown enclosed by continuous thick lines on the plan accompanying this Notice) to be a public highway for the purposes of the Act under Section 204 (1) of the Act.

LOCALITY PLAN  
FOR PUBLIC HIGHWAY DEDICATION  
OF DRAINAGE RESERVE & PASSAGEWAY  
ABUTTING NUMBER 55 HOPE STREET  
SOUTH YARRA



Attachment 3  
Agenda Item 5.1  
Planning, Development and Environment  
Committee  
19 May 1997



NOTE: THE LAND TO BE DECLARED A PUBLIC HIGHWAY  
IS AS GENERALLY SHOWN HATCHED ABOVE

FILE: 54/10-274C  
PLAN: 6P15667  
SCALE: 1:500

ANDY FRIEND  
Chief Executive Officer



CITY OF MELBOURNE  
Notice of the Making of a Local Law  
Public Activities (Amendment)  
Local Law 1997  
No. 1 of 1997

Notice is hereby given that at a meeting of the Melbourne City Council on Tuesday, 27 May 1997 the Council resolved to amend the Public Activities Local Law (No. 7 of 1994) pursuant to the **Local Government Act 1989** by making the Public Activities (Amendment) Local Law 1997 (No. 1 of 1997).

TITLE OF THE LOCAL LAW

The Local Law is the "Public Activities (Amendment) Local Law 1997" (No. 1 of 1997).

PURPOSE

The purposes of the Local Law are to amend the Public Activities Local Law 1994 (No. 7 of 1994) ("the Principal Local Law") by providing for the regulation of the use of toy vehicles within the municipality; to revoke the Control of Toy Vehicles Local Law 1992 (No. 5 of 1992); to provide for specification of areas and times where the use of toy vehicles is not lawful; and to introduce a minor amendment to Clause 3.1 (a) (v) of the Principal Local Law.

GENERAL PURPORT

Control of Toy Vehicles Local Law was introduced in 1992 to address concerns relating to skateboarding and roller skating in the City. This Local Law focused on the conduct of the person using a toy vehicle and on the seizure of toy vehicles. The proposed amendments to the Principal Local Law respond to the increase in skating activity, reports of injuries sustained by pedestrians, safety issues for the elderly and disabled, and damage caused to structures. The control of toy vehicles is introduced into the objectives of the Principal Local Law, a new definition of "toy vehicle" is inserted; new Clause 3.10 provides that the areas and times in which toy vehicles must not be used may be designated by the Council or its authorised delegate; a person may not use a toy vehicle in a designated area; the use of a toy vehicle outside a designated area must not inconvenience the public. Schedule 2 is amended to delete Princes Gate Plaza and include Queen Victoria Place. A penalty of \$25 dollars is fixed for contravention of Clause 3.10. Consequential amendments are made.

COPY AVAILABLE

A copy of the Local Law can be inspected at and may be purchased from the Council Secretariat Office, 3rd Floor, Town Hall, Swanston Street, Melbourne, during business hours.

ANDY FRIEND  
Chief Executive Officer

CITY OF MELBOURNE  
Designation of Areas and Times

At a meeting of the Melbourne City Council on Tuesday, 27 May 1997 the Council resolved to designate the following areas as "No Skating" areas between the hours of 7.00 a.m. and 7.00 p.m., every day, pursuant to Clause 3.10 (1) of the Public Activities Local Law (No. 7 of 1994) as amended:

- Bourke Street Mall;
- Swanston Street footpath (west side only);
- Little Collins Street.

The Council also designated Little Bourke Street as a "No Skating" area 24 hours a day, every day, pursuant to Clause 3.10 (1) of the Public Activities Local Law (No. 7 of 1994) as amended.

ANDY FRIEND  
Chief Executive Officer

MORELAND CITY COUNCIL  
Meeting Procedure Local Law No. 1 (1997)  
Section 119 (3) of the  
**Local Government Act 1989**

Moreland City Council adopted the following Local Law on 26 May 1997:

"Moreland City Council Meeting Procedure Local Law No. 1, 1997".

The purpose of this Local Law is to:

- (a) provide a mechanism to facilitate the good government of the Moreland City Council through its formal meeting procedure to ensure effective and efficient Council decisions are made in a manner which promotes the effectiveness of local government in Moreland and within the Australian system of Government;
- (b) to promote and encourage community leadership by Moreland City Council consistent with the community's views and expectations;

- (c) to promote and encourage community participation in local government;
- (d) to regulate and control the election of the Mayor;
- (e) to regulate and control the procedures governing the conduct of meetings including:
  - (i) the notice required for meetings;
  - (ii) the keeping of minutes;
- (f) to regulate and control the use of the Council's Seal.

The purpose of the Local Law is to:

- (a) regulate the running of Council and Committee meetings, the election of the Mayor and the use of the Council Seal through its formal meeting procedure.

A copy of this Local Law is available for inspection at the offices of the Council at 223 Sydney Road, Brunswick; 90 Bell Street, Coburg and 796N Pascoe Vale Road, Glenroy.

ROBERT SPARGO  
Acting Director Executive Services

**GLENELG REGIONAL LIBRARY  
CORPORATION**  
Adoption of Meetings and Common Seal Law

This notice supersedes the earlier notice of 2 May 1996.

The Glenelg Regional Library Corporation Board adopted a Local Law entitled "Meetings and Common Seal" at a meeting on Wednesday, 2 April 1997.

This Local Law seeks to provide a mechanism—

- (a) to facilitate the good government of the Board through its formal meeting procedure to ensure effective and efficient Board decisions;
- (b) establish a Library Advisory Committee for each of the participating municipalities.

ADELE KENNEALLY  
Chief Executive Officer

**OVENS WATER**  
Notice of Making By-Law No. 1—1997  
Water Supply and Sewerage Administrative  
By-Law

At a meeting of the Ovens Region Water Authority held on Tuesday, 20 May 1997, the Authority agreed to the making of By-law No. 1—1997.

This By-law is about water supply and sewerage administration including procedures to be followed and the setting of fees and charges. By-law No. 1—1997 comes into force on Friday, 27 June 1997.

The By-law is available for inspection during normal business hours at the office of Ovens Water, Level 3, 62 Ovens Street, Wangaratta. Copies may be purchased for the sum of Ten Dollars (\$10.00) each.

Information regarding the making of this By-law may be obtained by contacting Mr Terry Wisener, Manager Operations and Maintenance, telephone (03) 5723 0230.

JAMES F. MARTIN  
Chief Executive



**Yarra Valley  
Water**

Water Proclamation Notice  
544/297/0003

Water mains have been laid to supply water to each property in the areas described below. This notice is given under the **Melbourne and Metropolitan Board of Works Act 1958** to require the owner of each property to lay connection pipes for water supply.

Each property is declared a serviced property under the **Water Industry Act 1994** and rates will be liable from the date of connection or from 24 July 1997, whichever occurs first.

**CITY OF DAREBIN**

530/257/0454

Bluestar Rise, the whole rise.

Sanctuary Drive, from 10 metres west of the north west corner of Lot 248, south east 150 metres.

Forest View, from the south west corner of Lot 250, north east 10 metres then north 46 metres.

Silverdale Rise, from the north east corner of Lot 222, west 22.9 metres, north east 8 metres, north 66 metres and then west 100.1 metres. Also from the north west corner of Lot 218, south 12 metres.

Green Stone Place, from Bluestar Rise, north west 10 metres, west 64.2 metres, north 68.6 metres. Also from the north east corner of Lot 231, south 6.4 metres then west 8 metres.

Gumnut Rise, from Grange Boulevard, west 30.3 metres, south 32.3 then south 36 metres.

Main Drive, from Bluestar Drive, south east 18 metres, east 22 metres then south east 10 metres.

#### CITY OF HUME

530/244/0284

Armstrong Court, the whole court.

McConnell Crescent, the whole crescent.

Caulfield Crescent, the whole crescent.

Barrett Court, the whole court.

Murchison Drive, from the north west corner of Lot 1846, south east 80 metres then south west 96 metres.

Sommeville Drive, from the north west corner of Lot 1843, north east 113 metres, north 209 metres then north west 106 metres.

Lakeside Drive, from Donald Cameron Drive, south east 115 metres, east 218 metres and north east 44 metres. Also from 115 metres west of the north boundary of reserve, north 15 metres.

Donald Cameron Drive, from Lakeside Drive, west 31 metres.

#### CITY OF MANNINGHAM

530/243/0843

McEwan Road, from the north east corner of Lot 1, west 70 metres.

530/243/0135

Manningham Road, from 6 metres west of the south west corner of Lot 365, west 171.9 metres.

#### CITY OF MAROONDAH

530/249/0208

Parklink Place, the whole place.

The Croft, the whole croft.

Barnsdale Way, from the south west corner of Lot 58, north west 95 metres.

#### CITY OF WHITEHORSE

530/240/0276

Westminster Close, the whole close.

Trafalgar Court, the whole court.

York Street, from 8.3 metres north of the north west corner of Lot 1, anticlockwise 44 metres.

Harrow Street, from 8.18 metres north of the north west corner of Lot 58, anticlockwise 48 metres.

#### CITY OF WHITTLESEA

530/239/0788

Honeyeater Crescent, from 6 metres west of the south west corner of Lot 464, east 245 metres then north 15 metres.

Wattlebird Walk, the whole walk.

Silvereye Place, the whole place.

Further particulars can be obtained from Yarra Valley Water's Proclamations Officer, Michael Kirmizi, telephone 9872 1256

YARRA VALLEY WATER LIMITED  
A.C.N. 066 902 501



Yarra Valley  
Water

Declaration Notice  
360/297/0003

On behalf of Melbourne Water sewerage pipes have been laid in each Serviced Area referred to below. Each property or part of a property within each Serviced Area will be a declared serviced property and rateable under the Melbourne and Metropolitan Board of Works Act 1958 and the Water Industry Act 1994 and rates will be liable from the date of connection from 24th July 1997, whichever occurs first.

#### CITY OF MANNINGHAM

Serviced Area No. 6872: Lot 1 on LP 94932 Reynolds Road and contains 1 lot.

#### CITY OF MAROONDAH

Serviced Area No. 6873: All lots in Parklink Place, The Croft, Lots 58 and 59, 73 and 74 Barnsdale Way all on PS 340914 and contains 25 lots.

#### CITY OF MONASH

Serviced Area No. 6874: Lots 1 to 3 Capon Street all on PS 407262 and contains 3 lots.

## CITY OF WHITTLESEA

Serviced Area No. 6875: All lots in Boyd Place, Pollock Drive, Lots 801 to 810, reserve 1, 811 to 814, reserve 3, 878 to 882, reserve 2 Morang Drive, Lots 838 to 841, 850 to 854 Border Drive, Lots 855 to 865, 883 to 888 Manning Clark Road all on PS 349416 and contains 81 lots.

Serviced Area No. 6876: Lots 467 to 476 Honeyeater Terrace, Lots 477 to 484 Silvereye Place, Lots 485 to 497 Wattlebird Walk all on PS 327232 and contains 31 lots.

Further particulars may be obtained from Yarra Valley Water's Declarations Officer, Michael Kirmizi, telephone 9872 1256.

YARRA VALLEY WATER LIMITED  
A.C.N. 066 902 501

**Planning and Environment Act 1987  
Planning and Environment (Planning  
Schemes) Act 1996**

**MOORABOOL PLANNING SCHEME**

The Moorabool Shire Council has prepared a new Moorabool Planning Scheme.

The Planning Scheme affects all of the area of the municipal district of the Moorabool Shire Council.

The Planning Scheme introduces a new Moorabool Planning Scheme as required by the **Planning and Environment (Planning Schemes) Act 1996**, including a new format containing selected State standard provisions from the Victoria Planning Provisions, a Municipal Strategic Statement, State and Local Policy Frameworks, standardised zones, overlays, particular provisions relating to use and development, and a number of administrative provisions and definitions. The new Planning Scheme also incorporates a number of documents specified in the Planning Scheme, and contains new maps applying the standardised zones and overlays to land within the area covered by the Scheme.

The Planning Scheme, including incorporated documents and maps, can be inspected during office hours at Moorabool Shire Council, Ballan Office, 15 Stead Street, Ballan 3342; Moorabool Shire Council, Bacchus Marsh Office, 197 Main Street, Bacchus Marsh 3340; Department of Infrastructure, Office of Planning and Heritage, corner Mair and Doveton Streets, Ballarat 3352 and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

Submissions about the Planning Scheme must be sent to New Planning Scheme, Moorabool Shire Council, P.O. Box 18, Ballan 3342, by 31 August 1997. A submission may include a request that a State standard provision be included in or deleted from the Planning Scheme, but cannot request a change to the terms of any State standard provision.

JIM ELVEY  
Chief Executive Officer

**Planning and Environment Act 1987  
Planning and Environment (Planning  
Schemes) Act 1996**

**WODONGA PLANNING SCHEME**

**Notice of Preparation of Planning Scheme**

The Wodonga Rural City Council has prepared a new Wodonga Planning Scheme.

The Planning Scheme affects all of the area of the municipal district of the Wodonga Rural City Council.

The Planning Scheme introduces a new Wodonga Planning Scheme as required by the **Planning and Environment (Planning Schemes) Act 1996**, including a new format containing selected State standard provisions from the Victoria Planning Provisions, a municipal strategic statement, state and local policy frameworks, standardised zones, overlays, particular provisions relating to use and development, and a number of administrative provisions and definitions. The new Planning Scheme also incorporates a number of documents specified in the Planning Scheme, and contains new maps applying the standardised zones and overlays to land within the area covered by the Scheme.

The Planning Scheme, including incorporated documents and maps, can be inspected during office hours at the City of Wodonga Offices, Hovell Street, Wodonga; the Department of Infrastructure, VicRoads Offices, Clarke Street, Benalla and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

Written submissions about the Planning Scheme must be sent to the City of Wodonga, P.O. Box 923, Wodonga, Victoria 3689, by 26 August 1997.

A submission may include a request that a State standard provision be included in or deleted from the Planning Scheme, but cannot request a change to the terms of any State standard provision.

PETER MARSHALL  
Chief Executive Officer

**Planning and Environment Act 1987  
Planning and Environment (Planning  
Schemes) Act 1996**

**ARARAT PLANNING SCHEME  
Notice of Preparation of Planning Scheme**

The Ararat Rural City Council has prepared a new Ararat Planning Scheme.

The Planning Scheme affects all of the area of the municipal district of the Ararat Rural City Council.

The Planning Scheme introduces a new Ararat Planning Scheme as required by the **Planning and Environment (Planning Schemes) Act 1996**, including a new format containing selected State standard provisions from the Victoria Planning Provisions, a municipal strategic statement, state and local policy frameworks, standardised zones, overlays, particular provisions relating to use and development, and a number of administrative provisions and definitions. The new Planning Scheme also incorporates a number of documents specified in the Planning Scheme, and contains new maps applying the standardised zones and overlays to land within the area covered by the Scheme.

The Planning Scheme, including incorporated documents and maps, can be inspected during office hours at the Rural City of Ararat Municipal Offices, corner High and Vincent Streets, Ararat 3377; the Customer Service Centre, Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000 and at the Department of Infrastructure, Level 2, State Government Offices, corner Mair and Doveton Streets, Ballarat.

A copy of the Planning Scheme and maps (incorporated documents not included) can also be inspected at Grampians Store Pomonal, Lake Bolac Post Office, Lake Bolac; Willaura Post Office, Main Street, Willaura; Ararat Municipal Library, corner Barkly and Queen Streets, Ararat and the Central Highlands Book Mobile.

Submissions about the Planning Scheme must be sent to Mrs R. Bilson, Planning Officer, Rural City of Ararat, P.O. Box 246, Ararat, Victoria 3377, by Tuesday, 26 August 1997. A submission may include a request that a State standard provision be included in or deleted from the Planning Scheme, but cannot request a change of terms of any State standard provision.

ROBERT E. JOHN  
Chief Executive Officer

**Planning and Environment Act 1987  
Planning and Environment (Planning  
Schemes) Act 1996**

**SOUTHERN GRAMPPIANS PLANNING  
SCHEME**

**Notice of Preparation of Planning Scheme**

The Southern Grampians Shire Council has prepared a new Southern Grampians Planning Scheme.

The Planning Scheme affects all of the area of the municipal district of the Southern Grampians Shire Council.

The Planning Scheme introduces a new Southern Grampians Planning Scheme as required by the **Planning and Environment (Planning Schemes) Act 1996**, including a new format containing selected State standard provisions from the Victoria Planning Provisions, a municipal strategic statement, state and local policy frameworks, standardised zones, overlays, particular provisions relating to use and development, and a number of administrative provisions and definitions. The new Planning Scheme also incorporates a number of documents specified in the Planning Scheme, and contains new maps applying the standardised zones and overlays to land within the area covered by the Scheme.

The Planning Scheme, including incorporated documents and maps, can be inspected during normal hours of business at Council's Business Centre, 111 Brown Street, Hamilton; at Council's Physical Services Offices, 1 Market Place, Hamilton; at licensed post offices within the Shire and at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

Submissions about the Planning Scheme must be sent to the Chief Executive Officer, Southern Grampians Shire Council, P.O. Box 685, Hamilton 3300, by 31 August 1997. A submission may include a request that a State standard provision be included in or deleted from the Planning Scheme, but cannot request a change to the terms of any State standard provision.

G. J. EMONSON  
Chief Executive Officer

**Planning and Environment Act 1987  
FRANKSTON PLANNING SCHEME**

**Notice of Amendment  
Amendment L95**

The Frankston City Council has prepared Amendment L95 to the Local Section of the Frankston Planning Scheme.

This amendment proposes to rezone land known as No. 41 Wells Road, Seaford (Lot 1, Plan of Subdivision 41344) from Main Road Reservation to Restricted Light Industrial.

The amendment can be inspected at Frankston City Council, Town Planning Department, Civic Centre, Davey Street, Frankston, Victoria 3199 and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne, Victoria 3000.

Submissions about the amendment must be sent to Chief Executive Officer, Frankston City Council, P.O. Box 490, Frankston, Victoria 3199, Attention: Development Manager, by 31 July 1997.

JON EDWARDS  
Chief Executive Officer

**Planning and Environment Act 1987**  
**MITCHELL PLANNING SCHEME—**  
**CHAPTER 2**

**Notice of Amendment to Planning Scheme**  
**Amendment L20**

The Mitchell Shire Council has prepared Amendment L20 to the Mitchell Planning Scheme—Chapter 2.

The amendment proposes to rezone land currently zoned Low Density Residential to Comprehensive Development Zone to allow 258 hectares (approximately) to be developed as a tourism and residential development accommodating up to 2050 dwellings, based around a golf course with associated accommodation and conference facilities and a small retail centre.

The land to be rezoned is the land contained in the following Certificate of Titles:

Lot 2 on LP 4637A being Volume 8562, Folio 749;

Lot 2 on LP 138561 being Volume 9441, Folio 161;

Lot 2 on LP 126831 being Volume 9330, Folio 082.

The subject land is bounded by Camerons Lane to the north, Patterson Street to the east and General Farming Land to the south and west.

The amendment can be inspected free of charge during office hours at the offices of the Mitchell Shire Council, 113 High Street, Broadford and at the offices of the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne.

Submissions about the amendment must be sent to the Chief Executive Officer, Mitchell Shire Council, 113 High Street, Broadford, Victoria 3658, by Monday, 28 July 1997.

**Planning and Environment Act 1987**  
**BERWICK PLANNING SCHEME**

**Notice of Amendment**  
**Amendment L126**

Casey City Council has prepared Amendment L126 to the Local Section of the Berwick Planning Scheme.

The amendment proposes to amend the Planning Scheme to allow a permit to be granted for a spit roast catering business (take-away food premises) at Part Lot 1, PS 335847U, (No. 25) Turner Street, Berwick.

The amendment can be inspected at Casey City Council, Municipal Offices, Magid Drive, Narre Warren and the Department of Infrastructure, Office of Planning, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne.

Submissions about the amendment must be sent to The Chief Executive, Casey City Council, P.O. Box 1000, Narre Warren 3805, by 28 July 1997.

JACQUI HOUGUET  
Manager Planning

**Planning and Environment Act 1987**  
**WERRIBEE PLANNING SCHEME**

**Notice of Amendment**  
**Amendment L116**

Amendment L116 to the Local Section of the Werribee Planning Scheme has been prepared by the Wyndham City Council.

The amendment affects land between Poulter Street and Cameron Drive commencing 33.53 metres east of Derrimut Road, Hoppers Crossing.

The land is currently Reserved for Public Purposes—Commonwealth Government. The amendment proposes to include the land in a Residential C Zone.

Where you may inspect the amendment: Wyndham City Council, Planning Department, Civic Centre, 45 Princes Highway, Werribee 3030 and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

Submissions about the amendment must be sent to Mr Phillip Steer, Manager, Planning, Wyndham City Council, P.O. Box 197, Werribee 3030, by 28 July 1997.

Dated 19 June 1997

PHILLIP STEER  
Manager, Planning

**Planning and Environment Act 1987  
GREATER GEELONG PLANNING  
SCHEME**

Notice of Amendment  
Amendments R199, R203, R206

The City of Greater Geelong has prepared the following amendments to the Greater Geelong Planning Scheme.

**AMENDMENT R199**

The amendment proposes to amend the Regional Section of the Greater Geelong Planning Scheme to rezone two lots on the south side of Batman Road, Portarlington, owned by Barwon Water from Existing Public Purposes 23 Reservation to Rural General Farming Zone. The amendment also provides for a permit to be issued for a detached house on the western lot provided it is separately owned.

**AMENDMENT R203**

The amendment proposes to change the Regional Section of the Greater Geelong Planning Scheme by rezoning all of the land known as the Wurdee Boluc Channel (between Reservoir and Pettavel Roads) at Waurn Ponds from Public Purposes (Existing) Reservation 4 to Rural General Farming Zone.

**AMENDMENT R206**

The amendment proposes to amend the Regional Section of the Greater Geelong Planning Scheme by rezoning that part of Lot 2, SP 319169F on Canterbury Road East and Darkes Road, Lara, (currently zoned Rural Residential Zone) from Rural Residential Zone to Reserved Residential Zone.

The amendment can be inspected at City of Greater Geelong, 2nd Floor, 103 Corio Street, Geelong; (Amendment R199 only) City of Greater Geelong Customer Service Centre, Hancock Street, Drysdale Customer Service Centre; Department of Infrastructure, Office of Planning and Heritage, 5th Floor, State Government Offices, corner Little Malop and Fenwick Streets, Geelong 3220 and the

Department of Infrastructure, Office of Planning, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne.

Submissions about the amendment must be sent to the Coordinator Urban and Environmental Planning, City of Greater Geelong, P.O. Box 104, Geelong 3220, by Monday, 28 July 1997.

CHUBB FADGYAS  
Co-ordinator Urban and  
Environmental Planning

**Planning and Environment Act 1987  
COLAC OTWAY SHIRE PLANNING  
SCHEME**

Notice of Amendment  
Amendment L15

The Colac Otway Shire has prepared Amendment L15 to the Colac Otway Planning Scheme.

The amendment affects all land in Skenes Creek.

The amendment proposes to amend the Planning Scheme Ordinance provisions of Chapter 4 of the Local Section, Clause 110 Village Zone, with respect to the removal of the condition on the limit of number of units permitted within guest house or motel use, the removal of the condition attached to restaurant use requiring it to be used in conjunction with a guest house or motel, and the uses of conference centre, general store and shop changing from being a prohibited use to being a consent use in Skenes Creek.

The amendment can be inspected free of charge during office hours at Colac Otway Shire Offices, 2-6 Rae Street, Colac 3250; Colac Otway Shire Offices, 69-71 Nelson Street, Apollo Bay 3233; Department of Infrastructure, Office of Planning and Heritage, 5th Floor, State Government Offices, corner Little Malop and Fenwick Streets, Geelong 3220 and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne.

Submissions about the amendment must be sent to the Town Planning Department, Colac Otway Shire, 2-6 Rae Street, Colac 3250, by 4.00 p.m. on Monday, 28 July 1997.

D. S. WELSH  
Chief Executive Officer

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 A.C.N. 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 26 August 1997, 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.

Aylward, Hazel Millicent, late of Belair Gardens, 5A Liege Avenue, Noble Park, home duties, who died 6 February 1997.

Barlow, Michael William Findlay, late of 5/8 Braemar Street, Essendon, retired, who died 12 March 1997.

Barry, Margaret Mary, late of 36 Fairlie Avenue, McLeod, pensioner, who died 5 January 1997.

Baumgartner, Hermann, late of 33 Henry Street, Windsor, retired, who died 7 March 1997.

Etherington, Brian John, formerly of Devenish Avenue, Montrose, but late of Lot 2 Thompsons Road, Montrose, process worker, who died 31 January 1997.

Fabrizio, Teresa, late of Grevillea Private Nursing Home, 128 Princes Highway, Dandenong, pensioner, who died 12 November 1996.

Jenner, Caleb John Crofton, late of 275 McCormicks Road, Skye, pensioner, who died 25 January 1997.

Loes, Sylvia, late of 8 Lync Court, North Ringwood, cleaner, who died 12 March 1994.

Miller, Janie, also known as Jean McPhail, late of 35 Richardson Street, Albert Park, factory/hotel worker, who died 24 May 1997.

O'Donoghue, Carmel Mary, late of Alexandra Private Nursing Home, 304 Hawthorn Road, Caulfield South, widow, who died 3 December 1996.

Oldfield, Marie Ellen, late of 2 Stanley Avenue, Eltham, married woman, who died 11 March 1997.

O'Malley, Alma Myrtle, late of MECWA Hostel, Wara Street, Malvern, pensioner, who died 26 March 1997.

Pullin, Stanley, late of 10 Berty Street, Footscray, pensioner, who died 15 January 1997.

Smith, Job Richmond, late of Edward Street Private Nursing Home, 6 Edward Street, Upper Ferntree Gully, retired, who died 13 April 1997.

Villumsen, Aase, late of 12 Tennyson Street, Hamilton, pensioner, who died 26 February 1997.

Wilcock, Philip Lindsay, late of 15 Leah Avenue, Upwey, hotelier, who died 6 December 1996.

Dated at Melbourne 16 June 1997

CATHY VANDEFEEEN  
Manager, Estate Management  
State Trustees Limited

Creditors, next of kin and others having claims against these following estates:

Leslie Anthony Keith, late of Craig Road, Devon Meadows, Victoria, retired, deceased intestate, who died 1 December 1978.

Olive Edith Newey, late of Jedasa House, 218 Lower Plenty Road, Rosanna, Victoria, housekeeper, deceased intestate, who died 22 February 1997.

are required pursuant to Section 33 of the **Trustee Act 1958** to send particulars of their claims against the abovementioned estates to State Trustees Limited, 168 Exhibition Street, Melbourne, Victoria, on or before 26 August 1997, after which date State Trustees Limited A.C.N. 064 593 148 may convey or distribute the assets of the abovementioned estates having regard only to the claims of which it then has notice.

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 A.C.N. 064 593 148, 168 Exhibition Street, Melbourne, Victoria 3000, the personal representative, on or before 29 August 1997, 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.

Bates, Elizabeth Stark, late of Villa Madonna, Plenty Road, Bundoora, pensioner, who died 27 May 1997.

Blair, Richard James, late of Mowbray House Private Nursing Home, 87 Argyle Avenue, Chelsea, pensioner, who died 19 October 1996.



Garner, Ernest William, late of Kew Cottages, Princess Street, Kew, pensioner, who died 9 March 1997.

MacDonald, Kathleen, late of 3 Bosquet Street, Maidstone, pensioner, who died 15 April 1997.

Manton, Norman Jervis, late of 66 Central Park Road, Malvern, retired, who died 10 April 1997.

Pirie, Olga Gwendoline, also known as Olga Gwendolen Pirie, late of "Eagletree", 2012 Feltrim Road, Earlston, hobby farmer, who died 24 January 1997.

Dated at Melbourne 20 June 1997

CATHY VANDERFEEN  
Manager, Estate Management  
State Trustees Limited

Creditors, next of kin and others having claims against these following estates:

Gladys Mabel Aney, late of Healesville and District Private Nursing Home, 1 Don Road, Healesville, Victoria, pensioner, deceased intestate, who died 22 May 1997.

Lilian Freda Brooks, late of 7 Centre Road, East Brighton, Victoria, pensioner, deceased, who died 20 April 1997.

Kathleen Ellen Cornhill, late of Unit 1, 14 Wilson Street, Murrumbeena, Victoria, pensioner, deceased, who died 18 December 1996.

Marie Therese Deane, late of Singleton Community House, 1 Brown Street, Bairnsdale, Victoria, pensioner, deceased intestate, who died 23 April 1997.

Loveday Mary Dobell, late of Ashworth House Nursing Home, Zillmere, Queensland, home duties, deceased intestate, who died 31 August 1991.

William Fleming, late of Benlyne Park Private Nursing Home, 2 Killara Street, Sunshine, Victoria, pensioner, deceased intestate, who died 30 April 1997.

Joseph O'Shea, late of Toorak House, 1011 Toorak Road, Camberwell, Victoria, pensioner, deceased intestate, who died 18 May 1997.

Edmond Alexander Scott, late of 48 Boundary Street, Belfast, Northern Ireland, retired, deceased intestate, who died 30 May 1994.

Nina Augusta Simpson, late of 1A Campbell Grove, Northcote, Victoria, pensioner, deceased, who died 13 February 1997.

are required pursuant to Section 33 of the **Trustee Act 1958** to send particulars of their claims against the abovementioned estates to State Trustees Limited, 168 Exhibition Street, Melbourne, Victoria, on or before 29 August 1997, after which date State Trustees Limited A.C.N. 064 593 148 may convey or distribute the assets of the abovementioned estates having regard only to the claims of which it then has notice.

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**EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992**

Position Nos 25/84/1104/9, Music Director, Class VPS-4 and 25/84/1105/0, Dance Director, VPS-4, within the Community Information Service Unit, Office of the Secretary, Department of Education.

*Reason for exemption*

The vacancies have duties and qualifications that are of a specialised nature to the Department and the proposed appointees are staff members considered to be the only staff members possessing the specialised qualifications.

GEOFF SPRING  
Secretary  
Department of Education

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**EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992**

The Secretary to the Department of Justice exempts the following positions from the requirement to notify a vacancy:

Position No. 48/05/0381/7, Project Director (Corporate Systems Group), VPS-5, Information Systems and Technology Directorate.

Position No. 71/13/1221/0, (Office of Commissioner of Corrections), VPS-5, Information Systems and Technology Directorate.

*Reasons for exemption*

The positions have been reclassified to recognise a demonstrated and significant shift in work value in a specialised area of work,

the incumbents are officers who are recognised as satisfactorily discharging all of the requirements of the position and the Department Head considers that it is unlikely that advertising the vacancy would attract more suitable applicants.

ALAN THOMPSON  
Secretary

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Position No. 70/66/2788/0, CAFW-2 (part time), Northern Region, Department of Human Services.

*Reasons for exemption*

The position has identical duties and qualifications to a position that was recently advertised and the person applied for the vacancy and was assessed as meeting the requirements of the position.

W. J. McCANN  
Secretary  
Department of Human Services

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Position Nos 70/52/2067/2, 70/02/4827/7, 70/61/0707/4, 70/66/3353/2, 70/02/5236/5 and 70/66/5004/3, CAFW-2, Northern Region, Department of Human Services.

*Reasons for exemption*

The positions have identical duties and qualifications to a position that was recently advertised and the persons applied for the vacancy and were assessed as meeting the requirements of the positions.

W. J. McCANN  
Secretary  
Department of Human Services

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Administrative Officer, VPS-2, Position No. 70/75/1123/5, Barwon/South Western Region, Department of Human Services.

*Reasons for exemption*

The position has identical duties and qualifications to a position that was recently advertised and the person applied for the vacancy and was assessed as meeting the requirements of the position.

W. J. McCANN  
Secretary  
Department of Human Services

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Position No. 34/05/1203/2, IDSO-1, Eastern Metropolitan Region, Department of Human Services.

*Reasons for exemption*

The position has identical duties and qualifications to the position that was recently advertised in the VPSN and the person applied for the vacancy and was assessed as meeting the requirements of the position.

W. J. McCANN  
Secretary  
Department of Human Services

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Administrative Officer, VPS-2 (6), Position No. 70/74/4528/7, Barwon/South Western Region, Department of Human Services.

*Reasons for exemption*

The position has identical duties and qualifications to a position that was recently advertised and the person applied for the vacancy and was assessed as meeting the requirements of the position.

W. J. McCANN  
Secretary  
Department of Human Services

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Position No. DSD004191, Employment Attraction Officer, Employment Branch, Class VPS-4, Department of State Development.

*Reasons for exemption*

The vacancy has duties and qualifications identical to another vacancy that has recently been advertised and the person was an applicant for the other vacancy and was assessed as clearly meeting all of the requirements of the position.

RIK HART  
Secretary  
Department of State Development

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Position No. DSD015278, Project Manager,  
Multimedia Victoria, Class VPS-4,  
Department of State Development.

*Reasons for exemption*

The vacancy is in an area with a history of recruitment difficulties, and the proposed appointee is assessed as clearly meeting all of the requirements of the position.

RIK HART  
Secretary  
Department of State Development

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Position No. DSD006540, Senior Research  
Officer, Policy Co-ordination and  
Development Unit, Class VPS-4, Department  
of State Development.

*Reasons for exemption*

The position has duties and qualifications identical to another vacancy that has recently been advertised and the person (who may or may not be a staff member) was an applicant for the other vacancy and was assessed as clearly meeting all of the requirements of the position.

RIK HART  
Secretary  
Department of State Development

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EXEMPTION FROM NOTIFICATION OF  
VACANCY UNDER SECTION 29 (2) OF  
THE PUBLIC SECTOR MANAGEMENT  
ACT 1992

Position No. NRE137810, Client Services  
Team Leader, VPS-4, Minerals and Petroleum  
Titles, Minerals and Petroleum Division,  
Department of Natural Resources and  
Environment.

*Reason for exemption*

The vacancy has duties and qualifications identical to another vacancy that has recently been advertised and the proposed appointee was assessed as clearly meeting all of the requirements of the above position. The position was advertised within the last 3 months.

MICHAEL TAYLOR  
Secretary  
Department of Natural Resources  
and Environment

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EXEMPTION

Application No. 44 of 1997

The Anti-Discrimination Tribunal pursuant to Section 83 (5) (a) (ii) of the **Equal Opportunity Act 1995** ("the Act") has considered an application pursuant to Section 83 of the Act by City of Wodonga. The application for exemption is to enable the applicant to advertise for and employ a female Aborigine for a position of health worker.

Upon reading the material tendered in support of this application the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 13, 100 and 195 of the Act to enable the applicant to advertise for and employ a female Aborigine for a position of health worker.

In granting this exemption the Tribunal noted:

- The applicant is the manager of the City of Wodonga's Maternal and Child Health Service.
- The Service has received funding from the Department of Human Services to employ a health worker to liaise with the Aboriginal community.
- The position has been established in order to improve Aboriginal access to the service, and educate the nurses regarding cultural issues around Aboriginal motherhood, health and child rearing practises.
- The local Aboriginal community has been involved in the development of this project.
- For this program to succeed the health worker needs to be female and of Aboriginal background in order to be accepted by the local Aboriginal community.

The Tribunal grants an exemption from the operation of Sections 13, 100 and 195 of the **Equal Opportunity Act 1995**, to enable the applicant to advertise for and employ a female Aborigine for a position of health worker, this exemption to remain in force until 25 June 2000.

CATE McKENZIE  
President

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Department of Treasury and Finance  
**SALE OF CROWN LAND BY PUBLIC  
AUCTION**

**Auction Date:** Friday, 18 July 1997, at 12.30 p.m. on site.

**Address of Property:** 49 Pickering Street, Ouyen.

**Crown Description:** Crown Allotment 17C, Section 9, Township and Parish of Ouyen.

**Terms of Sale:** Deposit 10%, Balance 60 days.

**Area:** 1726 m<sup>2</sup>.

**Officer Co-ordinating Sale:** Andrew Martin, Victorian Government Property Group, Department of Treasury and Finance, 10/1 Macarthur Street, Melbourne, Victoria 3002.

**Selling Agent:** Wesfarmers Dalgety Limited, 24-26 Rowe Street, Ouyen, Victoria 3490.

ROGER M. HALLAM  
Minister for Finance

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Department of Treasury and Finance  
**SALE OF CROWN LAND BY PUBLIC  
AUCTION**

**Auction Date:** Saturday, 12 July 1997.

**Lot 1:** at 10.30 a.m.

**Property Address:** Wellington Street, St Arnaud.

**Crown Description:** Allotment 3A, Section 7B, Parish of St Arnaud.

**Area:** 2166 square metres.

**Reference:** P129507.

**Lot 2:** at 11.15 a.m.

**Property Address:** Corner Wolfe and Edwards Streets, St Arnaud.

**Crown Description:** Allotment 13A, Section 11B, Parish of St Arnaud.

**Area:** 2174 square metres.

**Reference:** P130921.

**Terms of Sale:** 10% deposit—balance 60 days.

**Co-ordinating Officer:** Julie Jones, Property Manager (Sales), Department of Natural Resources and Environment, Bendigo.

**Selling Agent:** Kearman & Co., 80 Napier Street, St Arnaud, telephone (03) 5495 1366.

ROGER M. HALLAM  
Minister for Finance

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Department of Treasury and Finance  
**SALE OF CROWN LAND BY PUBLIC  
AUCTION**

**Auction Date:** Saturday, 26 July 1997.

**Lot 1:** at 11.00 a.m.

**Property Address:** 3 Murchison Road, Rushworth.

**Crown Description:** Allotment 2A, Section 11, Township of Rushworth.

**Area:** 1730 square metres.

**Reference:** L6-10057.

**Terms of Sale:** 10% deposit—balance 60 days.

**Co-ordinating Officer:** Julie Jones, Property Manager (Sales), Department of Natural Resources and Environment, Bendigo.

**Selling Agent:** Connally's Real Estate, 81-83 High Street, Heathcote, telephone (03) 5433 3200.

ROGER M. HALLAM  
Minister for Finance

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Department of Treasury and Finance  
**SALE OF CROWN LAND BY PUBLIC  
AUCTION**

**Auction Date:** Wednesday, 23 July 1997 at 11.00 a.m.

**Address of Property:** 196 Turner Street, Port Melbourne.

**Crown Description:** Crown Allotment 17C, Section 59, Parish of Melbourne South.

**Terms of Sale:** Deposit 10%, balance 60 days.

**Area:** 8417 m<sup>2</sup>.

**Officer Co-ordinating Sale:** Jenny Millett, Project Manager, Victorian Government Property Group, Department of Treasury and Finance, Level 10, 1 Macarthur Street, Melbourne, Victoria 3002.

**Selling Agent:** Dixon Kestles Pty Ltd, 161 Park Street, South Melbourne, Victoria 3205.

• ROGER M. HALLAM  
Minister for Finance

**VICTORIAN WORKCOVER AUTHORITY**  
Code of Practice for Manually Supported Plant

In accordance with Section 8 (2) of the **Occupational Health and Safety Act 1985**, notice is given of the proposal to make the above Code of Practice. The Act requires the Authority to issue for public review and comment any codes of practice intended for approval under the Act, except where the Minister believes it is in the public interest to make the code as soon as possible. Written comments on the draft Code are now invited.

The purpose of this Code of Practice is to provide practical guidance to persons on how they can meet the requirements of the **Occupational Health and Safety Act 1985** with respect to manually supported plant.

The code applies to plant not covered by the Occupational Health and Safety (Plant) Regulations 1995 which is manually supported and—

- relies exclusively on manual power for its operation; or
- is powered, but designed to be primarily supported by hand.

Manually supported manually powered plant includes handtools, for example, screwdrivers, chisels, spanners, and knives, and implements such as axes, spades, picks, crowbars and sledgehammers. Plant which is powered, but designed to be primarily supported by hand includes drills, saws, routers, chainsaws, lawn trimmers, brush cutters, augers, jack hammers and welding equipment.

Copies of the proposed Code of Practice may be obtained by writing to Mr John Gillespie, Legislative Services Branch, Victorian WorkCover Authority, G.P.O. Box 4306, Melbourne 3001, or by telephoning Ms Lois Mildren on (03) 9641 1373.

Submissions on the proposed Code should be directed to the above address by no later than 60 days from the date of publication of this advertisement.

Any queries about the draft Code should be directed to Mr Richard Aspland (telephone number (03) 9641 1328).

To assist the Victorian WorkCover Authority it is requested that comments on any of these documents be listed as general comments and/or more detailed comments, and that any detailed comments be identified by relevant section headings and numbers. Typed submissions would also be preferred. All submissions received will be treated as public documents.

ANDREW LINDBERG  
Chief Executive

**NOTICE OF INTENTION TO ACQUIRE**

- To: ABT Property Investments Pty Ltd  
17 Bowen Street  
EAST PRAHRAN VIC. 3181  
as Registered Proprietor
- To: Construction Aids & Techniques Pty Ltd  
t/a Pouch Self Storage Bank  
17 Bowen Street  
EAST PRAHRAN VIC. 3181  
as Lessee
- To: Commonwealth Bank of Australia  
385 Bourke Street  
MELBOURNE VIC. 3000  
as mortgagee
- and all or any other interests in the land.

The Melbourne City Link Authority intends to acquire all interests in the land described hereunder, required for the construction of the Melbourne City Link:

*Area:* 195 square metres.

*Description:* Part of land in Plan of Consolidation No. 101970, Parish of Doutta Galla, shown as land to be acquired on plan numbered 411178 and being part of land contained in Certificate of Title Volume 9005, Folio 187. Part of property located at 64-90 Sutton Street, North Melbourne.

The Authority thinks the land is suitable for the construction of the Melbourne City Link. The land described is deemed to have been reserved under a planning instrument for a

public purpose pursuant to Section 43 of the **Melbourne City Link Act 1995** and will be required for construction purposes by approximately December 1997.

Section 8 (1) (g) of the **Land Acquisition and Compensation Act 1986** requires the Melbourne City Link Authority to seek the following information:

1. The name of any other person who has, or you think may have, an interest in the land. Such a person might be a tenant or a mortgagee or a person to whom you have agreed to sell the land.

2. If you have a current building permit or a planning permit concerning the land.

3. If you have sold or let or in any other way dealt with the land or were intending to deal with the land immediately before you received this notice.

4. Any other information that you think would be relevant to working out what compensation you should receive for the land.

T. H. HOLDEN  
Manager Property Services—VicRoads  
(The trading name of Roads Corporation  
appointed as agent for the  
Melbourne City Link Authority)

#### APPOINTMENT OF MELBOURNE PARKS AND WATERWAYS AS A LOCAL AUTHORITY

##### Specification of Functions and Powers

I, Geoff Craige, Minister for Roads and Ports make the following Order:

1. Acting under Section 3 (3) (b) of the **Marine Act 1988** and all other enabling powers I revoke the appointment dated 27 February 1996 of Melbourne Parks and Waterways as a local authority with respect to the Designated Port of Port Phillip and declare Melbourne Parks and Waterways to be a local authority in respect of the following State waters:

##### DESIGNATED PORT OF PORT PHILLIP

2. Acting under Section 112 (2) of the **Marine Act 1988** and all other enabling powers, I specify that Melbourne Parks and Waterways (appointed as a Committee of Management of Crown land within a designated port) has the following functions and powers in relation to the designated port of Port Phillip as a local authority within the meaning of Section 112 (2) of the Act:

- (a) to manage the port and its operations in a safe, efficient and effective manner;
- (b) to provide and maintain navigational aids and navigation channels, other than those provided by the Victorian Channels Authority;
- (c) to plan, design, construct and maintain and to authorise and control the construction, use and maintenance of port works and facilities including wharves, jetties, slipways, breakwaters, moorings, berths, buildings, dredging and navigational aids;
- (d) to determine, impose and collect tolls rates, fees or other charges for the use of the port or for the construction, use or operation of port works or facilities, or services.

3. In addition, I specify that Melbourne Parks and Waterways has and may exercise, in relation to the designated port for which it is the local authority the powers under the following sections of Parts II, III and IV of the **Port of Melbourne Authority Act 1958** as in force on 1 January 1995—

**Port of Melbourne Authority Act 1958**,  
Section 39, Section 41, Section 43, Section 47,  
Section 55, Section 59, Section 60, Section 61,  
Sections 63-66, Section 68, Section 73,  
Section 75A, Sections 77-79, Sections 81-83,  
Sections 85-94, Sections 97-98, Sections  
106B-110A and Sections 112-114A;

and those in the following provisions of the Port of Melbourne Authority (No. 2) Regulations 1988 as in force on 1 January 1995—

Port of Melbourne Authority (No. 2) Regulations 1988, Regulations 201, 422 (2), 422 (3), 427 (4), 431, 435 and 601.

In exercising these powers in the declared port waters of the Port of Melbourne and the Port of Geelong (as defined in Section 3 of the **Port Services Act 1995**), Melbourne Parks and Waterways will do so in accordance with the provisions of a Memorandum of Understanding to be entered into with the Victorian Channels Authority.

4. This Order shall operate on and from 1 July 1997.

Dated 24 June 1997

GEOFF CRAIGE  
Minister for Roads and Ports

## GASCOR TRADING AS GAS AND FUEL

Gas Tariffs  
Victoria

Gas customers are hereby notified in accordance with Section 32 of the **Gas Industry Act 1994**, that the following new tariffs will apply to meters scheduled to be read on and after 30 July 1997 for consumers billed on a monthly basis, or 28 August 1997 for consumers billed on a two-monthly basis.

## GAS TARIFFS

## DOMESTIC

(per meter, per two months)

## TARIFF 01

Domestic Multiple Residential—Small  
(meter/regulator capacity up to 50 m<sup>3</sup>/h)

Supply charge:	\$25.74
Commodity charge:	
all gas @	0.8699 ¢/MJ
Minimum bill:	\$25.74

## TARIFF 02

Domestic Multiple Residential—Large  
(meter/regulator capacity over 50 m<sup>3</sup>/h)

Supply charge:	\$87.38
Commodity charge:	
all gas @	0.8699 ¢/MJ
Minimum bill:	\$87.38

## TARIFF 03

Domestic General

Supply charge:	\$12.66
Commodity charge:	
first 4000 MJ @	0.6935 ¢/MJ
over 4000 MJ @	0.8839 ¢/MJ
Minimum bill:	\$12.66

## TARIFF 04

Residential Bulk Hot Water  
Master Meter—Small  
(meter/regulator capacity up to 50 m<sup>3</sup>/h)

Supply charge:	\$25.74
Commodity charge:	
all gas @	0.8699 ¢/MJ
Minimum bill:	\$25.74

## TARIFF 05

Residential Bulk Hot Water  
Master Meter—Large  
(meter/regulator capacity over 50 m<sup>3</sup>/h)

Supply charge:	\$87.38
Commodity charge:	
all gas @	0.8699 ¢/MJ
Minimum bill:	\$87.38

## TARIFF 09

Gas Light—Optional (unmetered)  
(This tariff is not available to new customers)

Standard 2 mantle light:	\$26.60
Additional mantle @	\$13.30
Minimum bill:	Total charge

## TARIFF 10

Domestic Bulk Water Heating—Small  
(meter/regulator capacity up to 50 m<sup>3</sup>/h)

Supply charge:	\$25.74
Commodity charge:	
all gas @	0.9432 ¢/MJ
Minimum bill:	\$25.74

## TARIFF 11

Domestic Bulk Water Heating—Large  
(meter/regulator capacity over 50 m<sup>3</sup>/h)

Supply charge:	\$87.38
Commodity charge:	
all gas @	0.9432 ¢/MJ
Minimum bill:	\$87.38

## HOT WATER LITRE RATE—

Tariffs 10 and 11

(This tariff is not available to new customers)

Customers on the above Tariffs 10 and 11 are billed on the basis of volume of hot water used.

All hot water @	0.469 ¢/litre
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## COMMERCIAL

(per meter, per two months)

## TARIFF 13

Commercial General—Small  
(meter/regulator capacity up to 100 m<sup>3</sup>/h)

Supply charge:	\$18.78
Commodity charge:	
first 100,000 MJ @	0.9450 ¢/MJ
next 450,000 MJ @	0.7443 ¢/MJ
over 550,000 MJ @	0.4329 ¢/MJ
Minimum bill:	\$18.78

## TARIFF 14

Commercial General—Large  
(meter/regulator capacity 100.1 m<sup>3</sup>/h to  
850 m<sup>3</sup>/h)

Supply charge:	\$171.96
Commodity charge:	
first 100,000 MJ @	0.8561 ¢/MJ
next 450,000 MJ @	0.7443 ¢/MJ
over 550,000 MJ @	0.4329 ¢/MJ
Minimum bill:	\$171.96

**INDUSTRIAL**  
(per meter, per two months)

**TARIFF 21**  
Industrial General—Small  
(meter/regulator capacity up to 100 m<sup>3</sup>/h)

Supply charge:	\$18.78
Commodity charge:	
first 100,000 MJ @	0.9450 ¢/MJ
next 450,000 MJ @	0.7443 ¢/MJ
over 550,000 MJ @	0.4329 ¢/MJ
Minimum bill:	\$18.78

**TARIFF 22**  
Industrial General—Large  
(meter/regulator capacity 100.1 m<sup>3</sup>/h to 850 m<sup>3</sup>/h)

Supply charge:	\$171.96
Commodity charge:	
first 100,000 MJ @	0.8561 ¢/MJ
next 450,000 MJ @	0.7443 ¢/MJ
over 550,000 MJ @	0.4329 ¢/MJ
Minimum bill:	\$171.96

**TARIFF 08**  
Standby Power Generation  
36.716 ¢/MJ of input rating of gas engine  
(This rate is additional to the rate on the appropriate tariff)

**SUB-METER RENTAL**  
(per meter, per two months)

**TARIFF 30**  
Ordinary—meter capacity not exceeding 6 m<sup>3</sup>/h

Supply charge:	\$9.70
Minimum bill	\$9.70

**TARIFF 31**  
Ordinary—meter capacity 6.1 to 12 m<sup>3</sup>/h

Supply charge:	\$18.00
Minimum bill	\$18.00

**TARIFF 32**  
Ordinary—meter capacity 12.1 to 25 m<sup>3</sup>/h

Supply charge:	\$26.76
Minimum bill	\$26.76

**TARIFF 33**  
Ordinary—meter capacity 25.1 to 35 m<sup>3</sup>/h

Supply charge:	\$43.10
Minimum bill	\$43.10

**TARIFF 34**  
Ordinary—meter capacity 35.1 to 50 m<sup>3</sup>/h

Supply charge:	\$51.00
Minimum bill	\$51.00

**TARIFF 35**  
Ordinary—meter capacity 50.1 to 85 m<sup>3</sup>/h

Supply charge:	\$70.60
Minimum bill	\$70.60

**TARIFF 36**  
Ordinary—meter capacity 85.1 to 175 m<sup>3</sup>/h

Supply charge:	\$129.80
Minimum bill	\$129.80

**TARIFF 37**  
Ordinary—meter capacity 175.1 to 285 m<sup>3</sup>/h

Supply charge:	\$191.30
Minimum bill	\$191.30

**TARIFF 38**  
Ordinary—meter capacity 285.1 to 850 m<sup>3</sup>/h

Supply charge:	\$264.80
Minimum bill	\$264.80

**TARIFF 39**  
Prepayment—meter capacity not exceeding 6 m<sup>3</sup>/h

Supply charge:	\$9.70
Minimum bill	\$9.70

**INFORMATION FOR CUSTOMERS**

1. Domestic consumers on Tariff 03 are eligible for a 17.5% concession on three winter gas bills dated from 19 May to 12 November 1997 inclusive if they are holders of eligible Commonwealth concession cards.

2. The Easy-Way Payment Plan for instalment payment of domestic gas accounts is also available to all domestic consumers.

3. Further information concerning all natural gas tariffs and the above items is available from the Gas Enquiry Service (telephone 13 2772).

GASCOR trading as Gas and Fuel, 6th Floor, 45 William Street, Melbourne 3000.

Dated 24 June 1997

**Financial Management Act 1994**  
**DECLARATION OF BODIES TO WHICH**  
**PART 7 APPLIES**

I, Alan R. Stockdale, Acting Minister for Finance, acting under Section 3 of the **Financial Management Act 1994**, declare:

1. That the following bodies are bodies to which Part 7 of the Act apply:



**CEMETERIES**

Trustees of Anderson's Creek Cemetery Trust;

Trustees of the Ballarat General Cemeteries and Crematorium;

Trustees of the Bendigo Cemeteries Trust;

Trustees of the Cheltenham Cemeteries Trust;

Trustees of the Fawkner Crematorium and Memorial Park;

Trustees of the Geelong Cemeteries Trust;

Trustees of the Keilor Cemetery Trust;

Trustees of the Lilydale Memorial Park and Cemetery;

Trustees of the Memorial Park Altona;

Trustees of the Mildura Cemetery Trust;

Trustees of the Necropolis Springvale;

Trustees of the Preston Cemetery Trust;

Trustees of the Templestowe Cemetery Trust;

Trustees of the Werribee Cemetery Trust.

**COMMITTEES OF MANAGEMENT**

Bundoora Park Committee of Management;

Penguin Reserve Committee of Management;

State Swimming Centre Committee of Management.

**SUPERANNUATION BODIES**

Emergency Services Superannuation Board;

Hospitals Superannuation Board;

Local Authorities Superannuation Board;

Trustees of the City of Melbourne Superannuation Fund;

Trustees of the Parliamentary Contributory Superannuation Fund;

Victorian Superannuation Board.

2. This declaration, to be effective 1 July 1997, replaces my previous declaration of 16 June 1995.

Dated at Melbourne 18 June 1997

ALAN R. STOCKDALE  
Acting Minister for Finance

**Health Services Act 1988**

**DECLARATION OF APPROVED QUALITY ASSURANCE BODY**

I declare the Quality Committee established by the Ballarat Health Services is an approved quality assurance body under Section 139 for the purposes of Part 7 of the **Health Services Act 1988**.

Dated 23 June 1997

ROB KNOWLES  
Minister for Health

**Health Services Act 1988**

**DECLARATION OF APPROVED QUALITY ASSURANCE BODY**

I declare the Quality Improvement Committee established by the Stawell District Hospital is an approved quality assurance body under Section 139 for the purposes of Part 7 of the **Health Services Act 1988**.

Dated 20 June 1997

ROB KNOWLES  
Minister for Health

**Health Services Act 1988**

**DECLARATION OF COMMUNITY HEALTH SERVICE**

I, Arthur Rogers, Regional Director, Eastern Metropolitan Region, and delegate of Warren McCann, Secretary to the Department of Human Services, acting under Section 45 (1) and (2) of the **Health Services Act 1988**, by this notice—

(i) declare Knox Community Health Service Inc. to be a community health centre;

(ii) declare that the area to be served by Knox Community Health Service Inc. is the City of Knox.

Dated 1 May 1997

ARTHUR ROGERS  
Regional Director  
Eastern Metropolitan Region

**Health Services Act 1988**

**DECLARATION OF COMMUNITY HEALTH SERVICE**

I, Arthur Rogers, Regional Director, Eastern Metropolitan Region, and delegate of Warren McCann, Secretary to the Department of

Human Services, acting under Section 45 (1) and (2) of the **Health Services Act 1988**, by this notice—

- (i) revoke the declaration published in the Government Gazette dated 18 October 1989 declaring Chadstone Community Health Centre Inc. to be a community health centre;
- (ii) revoke the declaration published in the Government Gazette dated 18 October 1989 declaring Waverley Community Health Centre Inc. to be a community health centre;
- (iii) declare Monash Link Community Health Service Inc. to be a community health centre;
- (iv) declare that the area to be served by Monash Link Community Health Service Inc. is the City of Monash.

Dated 1 May 1997

ARTHUR ROGERS  
Regional Director  
Eastern Metropolitan Region

**Transport Act 1983**  
**ROADS CORPORATION**  
Commercial Passenger Vehicle and  
Tow Truck Applications

Notice is hereby given that the following applications will be considered by the Roads Corporation on 30 July 1997.

Notice of any objection to the granting of an application should be forwarded to reach the Office Manager, Wodonga or any District Office of the Roads Corporation not later than 24 July 1997.

It will not be necessary for interested parties to appear on the date specified, unless advised in writing by the Corporation.

Notification of the date for consideration of applications which are objected to and which require determination by the Road Transport Licensing Tribunal will be published by further notice in this Gazette.

Mylon Motorways Pty Ltd, Wodonga. Application for variation of conditions of licence TS 2582 which authorises the licensed vehicle to operate a school service under contract to the Directorate of School Education to include the ability to operate under charter conditions from within a 20 km pick-up radius of the Wodonga Post Office.

Mylon Motorways Pty Ltd, Wodonga. Application for variation of conditions of licence TO118 which authorises the licensed vehicle to operate various tours to include the ability to operate under charter conditions from within a 20 km pick-up radius of the Wodonga Post Office.

Dated 26 June 1997

BRUCE GIDLEY  
Regional Manager  
North East Region

**Transport Act 1983**  
**VICTORIAN TAXI DIRECTORATE**  
Department of Infrastructure  
Commercial Passenger Vehicle Applications

Notice is hereby given that the following applications will be considered by the Victorian Taxi Directorate, a division of the Department of Infrastructure after 30 July 1997.

Notice of any objection to the granting of an application should be forwarded to reach the Manager, Licensing and Certification, Victorian Taxi Directorate, 598 Lygon Street, Carlton (P.O. Box 666, Carlton South 3053), not later than 24 July 1997.

Copies of objections are forwarded to the applicants.

It will not be necessary for interested parties to appear on the date specified, unless advised in writing by the Department.

J. Chew, Dingley. Application to license one commercial passenger vehicle to be purchased in respect of a Toyota van with seating capacity for 8 passengers to operate a service from 6 Hobsons Place, Dingley, for the carriage of overseas Asian tourists to various places of interest throughout the State of Victoria where an Asian speaking driver/tour guide is an integral feature of the hiring.

*Note:* Asian tourists will be picked up/set down from within a 50 km radius of the Melbourne G.P.O.

L. De Salvò, Greenvale. Application for variation of conditions of licences SV1415 and SV1094 which authorise the licensed vehicles to operate in respect of 1978-80 model, air-conditioned 280 SEL Mercedes Benz sedans each with seating capacity for 4 passengers to change one vehicle to a 1978

series II Jaguar sedan and one vehicle to a 1949 MK5 Jaguar sedan each with seating capacity for 4 passengers.

P. J. Sandells, Williamstown. Application for variation of conditions of licence SV 1810 which authorises the licensed vehicle to operate in respect of a 1994 Toyota Landcruiser wagon with seating capacity for 10 passengers to change the vehicle to a 1990 or later model Toyota Tarago van or similar vehicle with seating capacity for 7-11 passengers.

Dated 26 June 1997

ROBERT STONEHAM  
Manager—Licensing and Certification  
Victorian Taxi Directorate

**Transport Act 1983**  
**TOW TRUCK DIRECTORATE OF**  
**VICTORIA**  
Tow Truck Applications

Notice is hereby given that the following applications will be considered by the Licensing Authority after 30 July 1997.

Notice of any objection to the granting of an application should be forwarded to reach the Director, Tow Truck Directorate of Victoria, 560 Lygon Street, Carlton (P.O. Box 160, Carlton South 3053), not later than 24 July 1997.

It will not be necessary for interested parties to appear on the date specified, unless advised in writing.

E. Little, Black Rock. Application for variation of conditions of tow truck licence number TOW556 which authorise the licensed vehicle to be managed, controlled and operated from a depot situated at 298 Beach Road, Black Rock, to change the depot address to 16 Ardena Court, Bentleigh East.

S.P.W. Pty Ltd, Moorabbin. Application for variation of conditions of tow truck licence number TOW444 which authorise the licensed vehicle to be managed, controlled and operated from a depot situated at 4 Levanswell Road, Moorabbin, to change the depot address to 16 Ardena Court, Bentleigh East.

Servis Auto Sales Pty Ltd, Moorabbin. Application for variation of conditions of tow truck licence number TOW445 which authorise the licensed vehicle to be managed, controlled and operated from a depot situated

at 4 Levanswell Road, Moorabbin, to change the depot address to 16 Ardena Court, Bentleigh East.

Dated 26 June 1997

JOHN R. CONNELL  
Director

**Co-operation Act 1981**  
GREENWOOD MANOR CO-OPERATIVE LTD  
GUILD AUCTIONS CO-OPERATIVE LTD  
KILMORE MINIATURE RAILWAY CO-OPERATIVE LIMITED  
NATHALIA HIGH SCHOOL CO-OPERATIVE LIMITED  
RSL/LIONS COMMUNITY ADVANCEMENT CO-OPERATIVE SOCIETY LTD  
TEMPLESTOWE PARK PRIMARY SCHOOL CO-OPERATIVE LIMITED  
TULLAMARINE PRIMARY SCHOOL CO-OPERATIVE LIMITED  
WARRNAMBOOL HIGH SCHOOL CO-OPERATIVE NO. 2 LTD

Notice is hereby given in pursuance of Section 192 (8) of the **Co-operation Act 1981** and Section 572 (2) of the **Corporations Act 1989** that, at the expiration of three months from the date hereof, the names of the aforementioned societies will, unless cause is shown to the contrary, be struck off the register and the societies will be dissolved.

Dated at Melbourne 16 June 1997

PAUL HOPKINS  
Deputy Registrar of Co-operative Societies

**Associations Incorporation Act 1981**

Notice is hereby given that in pursuance of Subsection 10 (4) of the **Associations Incorporation Act 1981** a Certificate of Incorporation was granted to Latrobe Village Services Limited on 18 June 1997.

O. PAUL  
Deputy Registrar of Incorporated Associations

**Associations Incorporation Act 1981**

Notice is hereby given that in pursuance of Subsection 10 (4) of the **Associations Incorporation Act 1981** a Certificate of Incorporation was granted to Long Island Village Services Limited on 19 June 1997.

O. PAUL  
Deputy Registrar of Incorporated Associations

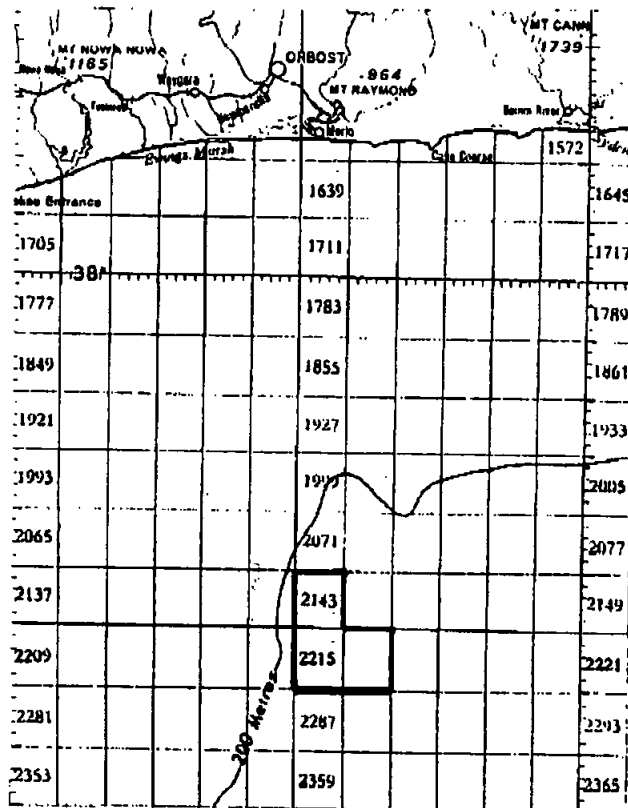
**Petroleum (Submerged Lands) Act 1967**  
**COMMONWEALTH OF AUSTRALIA**  
 Declaration of Location

I, Patrick McNamara, Minister for Agriculture and Resources, the Designated Authority in respect of the area specified as being adjacent to the State of Victoria, hereby declare the blocks described hereunder, being blocks that are the subject of a permit of which Esso Australia Resources Ltd, 12 Riverside Quay, Southbank, Melbourne, Victoria 3006 and BHP Petroleum (Victoria) Pty Ltd, 120 Collins Street, Melbourne, Victoria, 3000, are the registered holders, to be a location for the purposes of Section 37 of the Act under which this instrument is made.

**DESCRIPTION OF BLOCKS**

Block Nos 2143, 2215 and 2216 on the Melbourne Map Sheet SJ55 prepared and published for the purposes of the **Petroleum (Submerged Lands) Act 1967**, and shown below.

Made under the **Petroleum (Submerged Lands) Act 1967** of the Commonwealth of Australia on behalf of the Commonwealth—Victoria Offshore Petroleum Joint Authority.



Dated 20 June 1997

PATRICK McNAMARA  
 Designated Authority

**Electricity Industry Act 1993****SECTION 169(3)****Schedule Of Retail Tariffs For Franchise Customers**

This is an amended schedule of electricity prices for each of Eastern Energy Limited A.C.N. 064 651 118, CitiPower Ltd A.C.N. 064 651 056, United Energy A.C.N. 064 651 029, Solaris Power A.C.N. 064 651 083 and Powercor Australia Ltd A.C.N. 064 651 109 separately. With effect from 1 July 1997 the schedule of retail prices for franchise customers published in Government Gazette G24, 20 June 1996 will be replaced by the following:

**1. Residential****1.1 Winner Tariff GH/GL****Energy Prices:**

- Peak Periods (7 a.m. to 11 p.m. Monday to Friday)  
All consumption 17.55 c/kWh
- Off-Peak Periods (All other times)  
All consumption 3.79 c/kWh

**1.2 Residential Tariffs GD and GR**

- First 1020 kWh/quarter 12.03 c/kWh
- Balance 12.68 c/kWh

**1.3 Off-Peak Load Managed Storage Water Heating Tariff Y6/YT**

- All consumption 3.79 c/kWh

Supply under Tariff Y6/YT is available for 6 hours nightly for permanently wired water storage heaters of approved types meeting load management requirements.

**1.4 Off-Peak Storage Water Heating Tariff Y8**

(Available only to installations currently taking supply under this tariff)

- All consumption 4.52 c/kWh

Supply under Tariff Y8 is available for 8 hours nightly for permanently wired storage water heaters of approved types.

**1.5 Off-Peak Storage Space Heating Tariff J6/JT**

- All consumption 3.79 c/kWh
- Supply under Tariff J6/JT is available for 7 hours nightly plus 3 hours each afternoon for permanently wired storage space heaters of approved types where supply is taken in conjunction with Tariff Y6/YT

**1.6 Off-Peak Storage Space Heating Tariff J8**

- All consumption 4.52 c/kWh

Supply under Tariff J8 is available for 7 hours nightly plus 3 hours each afternoon for permanently wired storage space heaters of approved types, where supply is taken in conjunction with Tariff Y8.

**1.7 Off-Peak Storage Space Heating Tariff J**

- All consumption 4.52 c/kWh

Supply under Tariff J is available for 7 hours nightly plus 3 hours each afternoon for permanently wired storage space heaters of approved types, where supply is not taken in conjunction with a storage water heating Tariff.

**1.8 Supply Charge**

- On each account rendered \$34.41 /qtr

## 2. General Purpose Low Voltage

## 2.1

## (a) General Purpose Tariff E

First 7000 kWh/month	16.56 c/kWh
Balance	12.61 c/kWh
Supply Charge—on each account rendered	\$12.89 /mth

## (b) Tariff E1

(Available only to installations currently taking supply under this tariff).

## Energy Prices:

- 7 a.m. to 11 p.m.
  - First 5500 kWh/month 19.29 c/kWh
  - Balance 12.55 c/kWh
- 11 p.m. to 7 a.m.
  - All consumption 4.03 c/kWh

Supply Charge—on each account rendered	\$12.89 /mth
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## 2.2 Commercial Residential Tariff G

(Available only to installations currently taking supply under this tariff)

First 5000 kWh/month	16.99 c/kWh
Balance	13.57 c/kWh
Supply Charge—on each account rendered	\$12.89 /mth

## 2.3 Metered Demand Tariff V

(Available only to installations currently taking supply under this tariff)

Energy Price	5.29 c/kWh
Demand Price	\$18.45 /kW/mth

The minimum chargeable demand is the higher of 100 kW or 60% of agreed demand.

## 2.4 Contract Demand Time-of-Use Tariff L

## Energy Prices

- Peak Periods (7 a.m. to 11 p.m. Monday to Friday)
  - All consumption 11.09 c/kWh
- Off-Peak Periods (All other times)
  - All consumption 2.27 c/kWh

Demand Price	\$3.68 /kW/mth
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Minimum chargeable demand 250 kW	
Supply Charge—on each account rendered	\$345.03 /mth

## 2.5 General Purpose Time-of-Use Tariff D

## Energy Prices

- Peak Periods (7 a.m. to 11 p.m. Monday to Friday)
  - All consumption 16.74 c/kWh
- Off-Peak Periods (All other times)
  - All consumption 3.30 c/kWh

Supply Charge—on each account rendered	\$12.89 /mth
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## 2.6 Resale Price

Price for reselling (applicable to premises such as caravan parks where the proprietor is authorised under the Electric Light and Power Act to charge customers for electricity actually used).

Maximum resale price where token or prepayment meters are installed: all energy 12.68 c/kWh

Resale price where kilowatt hour (kWh) meters are installed: as per Tariff GD/GR

## 3. Community Service

### 3.1 Community Service Tariff N

All consumption	14.61 c/kWh
Supply Charge—on each account rendered	\$14.81 /mth

### 3.2 Tariff N1

(Available only to installations currently taking supply under this tariff)

Energy Prices

• 7 a.m. to 11 p.m.—All consumption	14.61 c/kWh
• 11 p.m. to 7 a.m.—All consumption	4.63 c/kWh
Supply Charge—on each account rendered	\$14.81 /mth

## 4. Farm

### 4.1 Farm Tariff B

Energy Prices:

First 690 kWh/quarter	20.12 c/kWh
Next 14310 kWh/quarter	18.59 c/kWh
Next 72000 kWh/quarter	15.54 c/kWh
Balance	14.41 c/kWh
Supply Charge—on each account rendered	\$44.41 /qtr

### 4.2 Tariff B1

(Available only to installations currently taking supply under this tariff).

Energy Prices:

• 7 a.m. to 11 p.m.	
First 690 kWh/quarter	20.12 c/kWh
Next 14310 kWh/quarter	18.59 c/kWh
Next 72000 kWh/quarter	15.54 c/kWh
Balance	14.41 c/kWh
• 11 p.m. to 7 a.m.—All consumption	4.63 c/kWh
Supply Charge—on each account rendered	\$44.41 /qtr

## 5. General Purpose High Voltage

### 5.1 General Purpose Tariff E5

(Available only to installations currently taking supply under this tariff).

Energy Prices:

• 7 a.m. to 11 p.m.	
First 5500 kWh/month	22.18 c/kWh
Balance	14.45 c/kWh

- 11 p.m. to 7 a.m.

All consumption

4.65 c/kWh

Supply Charge—on each account rendered

\$15.77 /mth

## 5.2 Contract Demand Time-of-Use Tariff H

	OPTION 1	OPTION 2	OPTION 3*
Voltage levels (kV)	6.6/11/22	66	220 & above
Energy Prices (c/kWh)			
• Peak Periods (7 a.m.—11 p.m. Mon to Fri)	9.14	7.39	6.78
• Off-Peak Periods (All other times)	1.93	1.78	1.70
Demand Price (\$/kW/month)	3.78	4.82	4.90
Minimum Chargeable demand (kW)	1000	10,000	40,000

\*This option is not offered by Eastern Energy Limited

## 6. Public Lighting

## 6.1 Lanterns on Current Offer

TYPE AND RATING OF LANTERN	ALL NIGHT \$ pa	24 HOUR DAILY \$ pa
Mercury 80W	80.67	-
Mercury 125W	105.86	-
Sodium <sup>E</sup> 100W	98.64	-
Sodium 150W	151.12	333.63
Sodium 250W	181.05	423.07
Sodium 400W	279.97	-

6.2 Lanterns NOT on Current Offer  
(for existing installations only)

TYPE AND RATING OF LANTERN	ALL NIGHT \$ pa	SPECIAL ALL NIGHT \$ pa	24 HOUR DAILY \$ pa
Incandescent 100W	243.84	311.00	-
Incandescent 150W	297.86	-	-
Incandescent 200W	315.75	346.05	-
Incandescent 300W	371.96	-	-
Incandescent 500W	446.79	475.63	-
Incandescent 750W	546.81	-	-
Fluorescent 2x20W	91.25	106.58	146.01
Fluorescent 3x20W	108.41	-	185.43
Fluorescent 4x40W	256.61	-	-
Mercury 50W	87.24	-	-
Mercury 250W	260.63	-	-
Mercury 400W	311.73	-	-
Mercury (excluding pole)	700W	466.86	507.02
(including pole)	700W	565.06	-



Sodium	90W	210.98	-	311.37
Sodium	180W	274.49	-	-
Sodium (one lamp)	2x400W	397.51	-	-
Sodium (two lamps)	2x400W	552.29	-	-

## 7. Miscellaneous Charges

## 7.1 Traffic Control Signals

Supply charge of each metered installation \$14.81 per month (If installation is not metered \$10.36 per month) plus energy charge of 8.26c/kWh

## 7.2 Security Lighting

Domestic and Commercial Residential "Light Sentry"

2 x 20W fluorescent or 50W mercury \$34.56 per quarter (retained for existing installations only)

## 7.3 Commercial, Industrial and Farm "Watchman Light"

Initial charge per lamp \$182.52 plus the following charges per lamp:

TYPE AND RATING OF LAMP	CHARGE/ MONTH (\$)
Mercury 125W	10.55
Mercury 250W	18.18
Mercury 400W	25.57
Sodium 150W	18.04
Sodium 250W	21.70
Sodium 400W	26.68

## 7.4 Telecom Telephone Cabinets

1x20W fluorescent, plus energy used by STD telephone

(24 hour operation). Provision of unmetered energy only per cabinet per year \$36.14

## 7.5 Unmetered Supplies

CHARGE (\$)

Less than 50 kWh/mth	17.28
Mobile X-Ray unit or equivalent/day	10.18
Identilite/sign/qtr	60.55
Telecom Remote Customer	
Multiplexer/mth	34.60
Mobile radio network/mth	42.67
Remote weather stations/mth	16.26
Metrolite bus shelters—	
S1 Full advertising/mth	27.08
S2 Limited advertising/mth	19.69
S3 Vandal-proof no advertising/mth	16.96
Ice warning lamps/mth	16.15

8. Other Unmetered Supplies <sup>s</sup>

CHARGE (\$)

Load Profile Fixed Charge/qtr	191.63
Sub-Metering Fixed Charge/qtr	10.37

Cathodic Protection Charge/qtr	51.83
Flow Monitor Charge/qtr	51.83
Noise Monitoring Station Charge/qtr	51.83
Repeater Station Charge/qtr	51.83
Sprinkler System Charge/qtr	51.83
Traffic Counting Station Charge/qtr	51.83
Telemetry Station Charge/qtr	51.83
Ticket Dispensing Station Charge/qtr	51.83

9. Telstra Remote Interface Multiplexor Equipment Tariffs<sup>E</sup>

480 Line Cabinet	
Peak charge	16.74 c/kWh
Off-peak charge	3.30 c/kWh
Supply charge	\$108.27 p.a.
240 Line Cabinet	
Peak charge	16.74 c/kWh
Off-peak charge	3.30 c/kWh
Supply charge	\$108.27 p.a.
180 Line Cabinet	
Peak charge	16.74 c/kWh
Off-peak charge	3.30 c/kWh
Supply charge	\$108.27 p.a.

<sup>E</sup> These tariffs apply to Eastern Energy only<sup>S</sup> These tariffs apply to Solaris Power only

**Electricity Industry Act 1993**  
**NOTIFICATION OF VARIATION TO**  
**LICENCE**

The Office of the Regulator-General gives notice under Section 165 of the Act that on 20 June 1997, pursuant to Section 164 (1) (b) of the Act, the Office varied the generation licence held by Horizon Energy Partners and Horizon Energy Management Pty Ltd (A.C.N. 077 985 758) to reflect changes in the names of the licensees from Horizon Energy Partners and Horizon Energy Management Pty Ltd to Loy Yang Power and Loy Yang Power Management Pty Ltd (A.C.N. 077 985 758) respectively.

Particulars of the variation and a copy of the licence may be obtained by contacting the Office of Regulator-General, 1st Floor, 35 Spring Street, Melbourne 3000.

Dated 20 June 1997

ROBIN C. DAVEY  
 Regulator-General

**Land Acquisition and Compensation Act**  
**1986**

**NOTICE OF ACQUISITION**

**Compulsory Acquisition of Interest in Land**

The Minister for Conservation and Land Management declares that by this notice she acquires an interest in land described as Lots 24 and 25 on Plan of Subdivision No. 6177, Old Coach Road, Kalorama, being the land contained in Certificate of Title Volume 7361, Folio 127.

**Interest acquired:** The freehold estate in the land together with any possessory or other interests.

Published with the authority of the Minister for Conservation and Land Management.

**Land Acquisition and Compensation Act**  
**1986**

**Transport Act 1983**

**NOTICE OF ACQUISITION**

**Compulsory Acquisition of Interest in Land**

The Roads Corporation declares that by this notice it acquires the following interests in the land described as part of Crown Portion A,

Parish of Macedon, comprising 3.232 hectares and being land described in Certificate of Title Volume 8856, Folio 924, shown as Parcel 72 on Roads Corporation Survey Plan No. 19345.

**Interests Acquired:** That of Leonello Service Centre Pty Ltd as Registered Proprietor and Jeff, Mildred and Steven Smith as lessees/occupants.

The survey plan referred to in this notice may be viewed at the office of Property Services Department, Roads Corporation, 60 Denmark Street, Kew.

Published with the authority of the Roads Corporation and the Minister for Roads and Ports.

T. H. HOLDEN  
Manager Property Services  
Roads Corporation

#### Land Acquisition and Compensation Act 1986

#### Transport Act 1983 NOTICE OF ACQUISITION

#### Compulsory Acquisition of Interest in Land

The Roads Corporation declares that by this notice it acquires the following interests in the land described hereunder:

**Interests Acquired:** Pipeworks Fun Market Pty Ltd formerly known as Leisure Time Pursuits Pty Ltd and all other interested parties.

**Description of Land:** Being part of land described in Certificate of Title Volume 9774, Folio 199, Parish of Will Will Rook.

**Area:** 5293 square metres.

**Title Details:** Certificate of Title Volume 9774, Folio 199.

**Survey Plan:** 19078B (Parcel 2).

The survey plan referred to in this notice may be viewed at Property Services Department, VicRoads, 4th Floor, North Building, 60 Denmark Street, Kew.

Published with the authority of the Roads Corporation and the Minister for Roads and Ports.

T. H. HOLDEN  
Manager Property Services  
Roads Corporation

#### UPPER GOULBURN WATERWAYS AUTHORITY

The Upper Goulburn Waterways Authority, under Section 188 of the **Water Act 1989**, declares the Goulburn River and all the named and unnamed tributaries draining into or out of that waterway between its source and the Goulburn Weir and within the Upper Goulburn Waterway Management District as designated waterways. These waterways are included in the schedule and shown on twelve maps titled "Designated Waterways in the Upper Goulburn Waterway Management District" held in the offices of the Authority at Shop 5, 10 High Street, Yea.

The Upper Goulburn Waterways Authority has management and control of the designated waterways described above.

#### SCHEDULE OF DESIGNATED WATERWAYS IN THE UPPER GOULBURN WATERWAY MANAGEMENT DISTRICT

<i>Waterway Name</i>	<i>Sacred Stream Number</i>
'S' Creek	5/1-112-20-43
Abbott Creek	5/1-307-3
Acheron River	5/1-159
Andrews Creek	5/1-159-14-5
Arnold Creek	5/1-198-74
Arthur Creek	5/1-198-30-3-1-2
Back Creek	5/1-64-1-1-1
Baker Creek	5/1-186-98-5
Bakers Creek	5/1-245
Baldy Creek	5/1-186-135-5
Barkley Creek	5/1-213-93
Barney Creek	5/1-213-46-11-1
Basin Creek	5/1-186-98-12
Beeac Creek	5/1-112-20-27
Beech Creek	5/1-112-20-57
Big River/Oaks Creek	5/1-198
Bill Hill Creek	5/1-303
Binges Creek	5/1-198-21
Black Creek	5/1-198-4-1-1-1
Black Creek	5/1-186-22-22
Black Dog Creek/Cow Camp Creek	5/1-213-71
Black River/Rusty Creek	5/1-299
Blackbird Creek	5/1-213-53
Blackman Creek	5/1-75-45

Blue Gum Creek	5/1-191-9	Crotty Creek	5/1-159-59-4-5
Bluff Creek	5/1-186-135	Crystal Creek	5/1-151
Boggy Creek	5/1-186-133	Cummings Creek	5/1-218
Boggy Creek	5/1-112-60-2-6	Currajong Creek	5/1-186-129
Boundary Creek	5/1-198-84	Dabyminga Creek/Reedy Creek	5/1-75
Boundary Creek	5/1-54-53	Dairy Creek	5/1-107
Boundary Creek	5/1-112-6	Dairy Maid Ck/Supplejack	
Boyd Creek	5/1-198-33	Creek	5/1-198-30-12
Brankeet Creek	5/1-186-19	Dearlove Creek	5/1-320
Break O Day Creek	5/1-98-32	Deep Creek	5/1-68-3-11-21
Brewery Gully	5/1-317	Deep Creek	5/1-230-16
Broad Hurst Creek	5/1-68-26-28	Dennet Creek	5/1-98-40
Brosnan Creek	5/1-230-11	Dennys Creek	5/1-235
Brown Creek	5/1-198-66-25	Devil Plain Creek	5/1-186-70
Brown Creek	5/1-186-131	Devonian Creek	5/1-230-26
Bryant Creek	5/1-186-19-2	Dip Creek	5/1-159-47
Buckland Creek	5/1-54-27	Dip Creek	5/1-215
Bull Creek	5/1-112-20-58	Discovery Creek	5/1-54-19
Bull Creek	5/1-112-20-44	Doctor Creek	5/1-75-43
Buller Creek	5/1-186-124	Doctors Creek	5/1-239
Buller Creek	5/1-230-28	Dom Dom Creek	5/1-159-59-9
Bulldog Creek	5/1-159-59-1	Doolam Creek	5/1-186-19-13
Bunding Creek	5/1-54-13	Drag Hill Creek	5/1-68-53
Burnt Creek	5/1-230-10	Dry Creek	5/1-180
Butcher Creek/Frenchman Creek	5/1-198-66	Dry Creek	5/1-68-26
Buttercup Creek	5/1-186-98	Dry Creek	5/1-186-19-13-1-12
Cable Creek	5/1-198-46	Dudley Creek	5/1-198-38
Cameron Creek	5/1-213-46-4	Dungaree Creek	5/1-198-92
Cameron Creek	5/1-68-3-12	Dungeon Gully Creek	5/1-213-17
Cannon Creek	5/1-275-10	Eagles Nest Creek	5/1-112-59
Captain Creek	5/1-112-66-3	Edwards Creek	5/1-263
Caraman Creek	5/1-112-31	Eight Mile Creek	5/1-213-69
Carp Creek	5/1-213-7	Enoch Creek	5/1-198-41
Carver Creek	5/1-98-28	Falls Creek	5/1-88
Cerberus Creek	5/1-159-33	Falls Creek	5/1-112-20-35
Chaffe Creek	5/1-198-32	Falls Creek	5/1-186-135-2
Chain Of Ponds Creek	5/1-75-20	First Creek River	5/1-198-30-6
Chalet Creek	5/1-186-133-1	Fisher Creek	5/1-159-59
Chinaman Creek	5/1-198-26-6	Flagstone Creek	5/1-230-21
Coles Creek	5/1-112-81	Flourbag Creek	5/1-258
Comet Creek	5/1-68-51	Foley Creek	5/1-198-74-1
Connelly Creek	5/1-159-1	Ford Creek	5/1-186-22
Connors Plain Creek	5/1-299-26	Forest Creek	5/1-186-120
Cow Camp Creek/Black		Four Mile Creek	5/1-213-60-1
Dog Creek	5/1-213-71	Fourteen Mile Creek	5/1-213-78
Criss Cross Creek	5/1-112-57-4-1	Frenchman Creek/Butcher Creek	5/1-198-66
Cronan Creek	5/1-325	Fryer Creek	5/1-198-26

Fryer Creek	5/1-98-29-1	Jamieson River (& North Branch)	5/1-230
Fryingpan Creek	5/1-232	Jamieson River South Branch	5/1-230-53
Gaffneys Creek	5/1-275	Janrellim Creek	5/1-112-6-7-1
Gan Creek	5/1-250-1-2	Jem Thomas Creek	5/1-198-35
Gannon Creek	5/1-68-3-11-12-1	Jerusalams Inlet	5/1-191
Gerar Creek	5/1-186-19-33	Jessrellim Creek	5/1-112-6-4
Gerrans Creek	5/1-230-8	Johnson Creek	5/1-154
Gilbert Creek	5/1-198-5	Johnston Creek	5/1-98-52-5
Gin Creek	5/1-213-71-6	Junction Creek	5/1-159-59-4-2
Gleeson Creek	5/1-279	Kalatha Or Roaches Creek	5/1-112-55
Glen Creek	5/1-186-19-13-5	Kangaroo Creek	5/1-98-22
Godfrey Creek	5/1-142-15	Katy Creek	5/1-112-57-4
Godfrey Creek/Raspberry Creek	5/1-275-12	Kelly Creek	5/1-198-7
Gooley Creek	5/1-312-3	Kelly Creek	5/1-313
Goulburn River	5/1	Kepple Creek	5/1-159-38-6
Greensheild Creek	5/1-68-54	Kevington Creek	5/1-230-30
Griordale Creek	5/1-257	Kilmore Creek	5/1-68-3-25
Gum Creek	5/1-98-45	King Parrot Creek	5/1-98
Gumtop Creek	5/1-198-71	Knowles Creek	5/1-198-40-1
Gutter Creek	5/1-112-57	Knowles Gap Creek	5/1-191-10
Halfway Creek	5/1-230-31	Kurkurac Creek/ Sugarloaf Creek	5/1-68-3
Hamilton Creek	5/1-68-3-15	Lanky Creek	5/1-186-84
Handford Creek	5/1-230-50	Lazarini Creek	5/1-299-11
Hardwicke Creek	5/1-230-53-10	Leviathan Creek	5/1-307
Hardy Creek	5/1-112-20-60	Lickhole Creek	5/1-213-46
Harper Creek	5/1-314	Limestone Creek	5/1-112-18
Harper Creek	5/1-68-57-2-1	Little Boggy Creek	5/1-112-60-2
Haslam Creek	5/1-275-4-1	Little Buller Creek	5/1-213-61
Hayfield Creek	5/1-186-19-31	Little Creek	5/1-198-77
Hazel Creek	5/1-68-57	Little River	5/1-159-14
Health Creek	5/1-159-23	Little Shiser Creek	5/1-68-56-1
Hefferman Creek	5/1-198-14	Little Steavenson River	5/1-159-38-0.50/Ana
Hermitage Creek	5/1-159-59-7	Long Gully	5/1-198-30
Hirts Creek	5/1-112-66	Loyola Gully	5/1-256-1
Home Creek	5/1-142	Luke Creek	5/1-112-55-8
Home Station Creek	5/1-186-74	Lyrebird Creek	5/1-275-17
Honeymoon Creek	5/1-185	Lyrebird Creek	5/1-159-59-4-4
Horseshoe Gully	5/1-323	Malcom Creek	5/1-213-46-8
Hoskin Creek	5/1-230-13	Mallet Creek	5/1-180-1
Howes Creek	5/1-186-130	Maori Gully	5/1-322-1
Howqua River (& North Branch)	5/1-213	Mathieson Creek	5/1-98-54
Howqua River South Branch	5/1-213-99	Merton Creek	5/1-186-19-23
Hughes Creek	5/1-54	Mia Mia Creek	5/1-68-281
Ingles Creek	5/1-159-73	Middle Creek	5/1-142-21
Island Creek	5/1-112-66-6	Middle Station Creek	5/1-112-60-3
Jack Creek	5/1-126	Mill Creek	5/1-159-24
Jacobs Creek	5/1-198-16	Mill Creek	5/1-75-1

Mitchell Creek	5/1-230-40	Running Creek	5/1-230-4
Mollison Creek	5/1-68-3-11	Running Creek	5/1-198-30-3-9
Monds Creek No. 2	5/1-299-22	Rusty Creek / Black River	5/1-299
Monument Creek	5/1-198-66-15	Ryan Creek	5/1-275-13
Moonlight Creek	5/1-275-1	Sailor Bill Gully	5/1-198-32.50
Morning Star Creek	5/1-316	Sailor Bills Creek	5/1-255
Morrison Creek	5/1-68-57-2	Sandy Creek	5/1-68-3-11-19
Mountaineer Creek	5/1-186-12	Sawpit Creek	5/1-107-2
Murrindindi River	5/1-112-20	Scotts Creek	5/1-112-6-6
Myrtly Gully	5/1-112-83	Scrubby Creek	5/1-146
Nancy Creek	5/1-230-19	Sebastopol Creek	5/1-198-18
Nanny Creek	5/1-68-37	Second Creek	5/1-198-30-9
North Creek	5/1-159-61	Seven Mile Creek	5/1-213-67
Nursery Creek	5/1-159-59-4-3	Shaw Creek	5/1-198-85
Oaks Creek/Big River	5/1-198	Sheepwash Creek	5/1-59
Old Mill Stream	5/1-159-59-4-1	Sheepwash Creek	5/1-68-40
One Mile Creek	5/1-198-42	Sheoak Creek	5/1-230-25
Oxley Creek	5/1-159-64	Shiser Creek	5/1-98-51
Peak Creek	5/1-230-75	Silver Creek	5/1-98-46
Percival Creek	5/1-68-3-11-12	Simpson Creek	5/1-198-3
Perkins Creek	5/1-321	Six Mile Creek	5/1-112-60-11
Pheasant Creek	5/1-316-3	Six Mile Creek	5/1-213-64
Pheasant Creek	5/1-258-4	Sixteen Mile Creek	5/1-213-84
Pheasant Creek	5/1-98-52	Slaty Creek	5/1-68-44
Picaninny Creek	5/1-275-12-2	Smoky Creek	5/1-68-3-8
Plain Creek	5/1-186-118	Snake Creek	5/1-283
Polletti Creek	5/1-243	Snobs Creek	5/1-176
Ponkeen Creek	5/1-54-47	Snowy Creek	5/1-159-38-34
Pound Creek	5/1-68-3-9	South Buller Creek	5/1-213-59
Prices Creek	5/1-68-3-30	South Creek	5/1-159-63
Quarry Creek	5/1-68-51-1	Specimen Creek	5/1-198-67
Quartz Creek	5/1-164-32	Spring Creek	5/1-144
Queen Parrot Creek	5/1-98-17-3	Spring Creek	5/1-98-30
Quicksilver Creek	5/1-230-35-1	Spring Creek	5/1-46-14-4
Racecourse Creek	5/1-159-59-7-1	Springs Creek	5/1-198-83
Railway Creek	5/1-198-37	Stander Creek	5/1-307-4
Raspberry Creek / Godfrey Creek	5/1-275-12	Stanley Creek	5/1-213-90
Razor Creek	5/1-186-135-1	Station Creek	5/1-186-12-2
Reedy Creek/ Dabyminga Creek	5/1-75	Steavenson River	5/1-159-38-20
Reedy Creek	5/1-134	Stewart Creek	5/1-54-50
Rellimeiggan Creek	5/1-112-23	Still Creek	5/1-198-30-3-1
Republic Creek	5/1-305	Stockyard Creek	5/1-213-50
River Creek	5/1-186-58	Stony Creek	5/1-98-57
Robbie Creek	5/1-159-49	Stony Creek	5/1-115
Rocky Creek	5/1-112-60	Stony Creek	5/1-261
Royston Creek	5/1-164-23	Stony Creek	5/1-159-59-4
Rubicon River	5/1-164	Stony Creek	5/1-221

Stony Creek	5/1-68-49	Wilson Creek	5/1-191-1
Stony Creek	5/1-54-49-4	Wombat Creek	5/1-275-18
Stony Creek	5/1-68-38	Woods Creek	5/1-275-12-11
Stony Creek	5/1-75-24	Woods Creek	5/1-198-17
Stony Creek	5/1-61-5	Woolshed Creek	5/1-54-56
Storm Creek	5/1-159-14-15	Woolshed Creek	5/1-112-54
Strath Creek	5/1-98-17	Wray Gully	5/1-256
Sugarloaf Creek/ Kurcurac Creek	5/1-68-3	Yea River	5/1-112
Sugarloaf Creek	5/1-198-31	Yellowdindi Creek	5/1-112-20-46
Sunday Creek	5/1-68		
Supplejack Creek / Dairy		The Common Seal of the Upper Goulburn Waterways Authority was affixed on 17 June 1997 in the presence of:	
Maid Creek	5/1-198-30-12	IAN WOOD	
Swamp Creek	5/1-159-9	Chairman	
Swampy Creek	5/1-258-4-1	PAUL GILMORE	
Sylvia Creek	5/1-112-83-1	Member	
Taggerty River	5/1-159-38	RUSSELL WEALANDS	
Tallangallook Creek	5/1-186-19-13-1	Executive Officer	
Taponga River	5/1-198-30		
Taylor Creek	5/1-198-13		
Tea Tree Creek	5/1-112-22		
Ten Mile Creek	5/1-213-73		
Timbertop Creek	5/1-186-94		
Tin Creek	5/1-159-39		
Tom Burns Creek	5/1-164-33		
Tommys Bend Creek	5/1-159-38-26		
Torbeck River / Koala Creek	5/1-198-72		
Torbeck River North Branch	5/1-198-72-12-1		
Torbeck River South Branch	5/1-198-72-12		
U.T. Creek	5/1-155		
Wallaby Creek	5/1-98-49		
Wallaby Creek	5/1-275-15		
Watering Creek	5/1-68-58		
Wattle Creek	5/1-198-29		
Webber Creek (& West Branch)	5/1-293		
Webber Creek East Branch	5/1-293-3		
Wee Creek	5/1-112-64		
Westcott Creek	5/1-68-56		
Whiskey Creek	5/1-213-71-5		
White Creek	5/1-198-30-3		
White House Creek	5/1-159-38-35-1		
Whiteheads Creek	5/1-64-1-1-3		
Whites Creek	5/1-186-22-31		
Wild Dog Creek	5/1-98-17-6		
Wild Dog Creek	5/1-213-21		
Wildfellow Creek	5/1-248		
Wilks Creek	5/1-159-38-20-4		
Williams Creek	5/1-250		

#### Water Act 1989

I, David Heeps, Director, Water Agencies Branch, Department of Natural Resources and Environment, as delegate of the Minister for Agriculture and Resources, make the following Order:

#### EXTENSION AND EXCISION TO THE MORWELL SEWERAGE DISTRICT (TOWNSHIP OF BOOLARRA)

1. This Order is called the Extension and Excision to the Morwell Sewerage District (Township of Boolarra) Order 1997.

2. This Order is made under Sections 96 (1) (b) and 104 (3) (b) of the **Water Act 1989** and all other available powers.

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

4. The proposal submitted by the Central Gippsland Region Water Authority on 10 June 1997 for an extension and excision to its Morwell Sewerage District (Township of Boolarra) is approved.

5. The Morwell Sewerage District (Township of Boolarra) of the Central Gippsland Region Water Authority is extended to include the areas bordered in blue on the accompanying Plan A1-5741, a copy of which may be inspected at the offices of the Central Gippsland Region Water Authority situated at Hazelwood Road, Traralgon.

6. The Morwell Sewerage District (Township of Boolarra) of the Central Gippsland Region Water Authority is excised to exclude the areas bordered in green on the accompanying Plan A1-5741, a copy of which may be inspected at the offices of the Central Gippsland Region Water Authority situated at Hazelwood Road, Traralgon.

Dated 18 June 1997

DAVID HEEPS  
Director, Water Agencies Branch  
Department of Natural Resources  
and Environment  
(as delegate of the Minister for Agriculture  
and Resources)

#### Water Act 1989

I, Patrick John McNamara, as Minister administering the **Water Act 1989**, make the following Order:

#### EXTENSION OF THE UPPER GOULBURN WATERWAY MANAGEMENT DISTRICT ORDER 1997

1. This Order is called the Extension of the Upper Goulburn Waterway Management District Order 1997.

2. This Order is made under the powers conferred by Division 2 of Part 6 of the **Water Act 1989** and all other available powers.

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

4. The proposal for the extension of the Upper Goulburn Waterway Management District submitted to me by the Upper Goulburn Waterways Authority on 31 May 1996 is approved.

5. The Upper Goulburn Waterway Management District is extended to include those areas outlined in red on the plans (Plan Numbers 3327 to 3331) signed by the Authority on 20 May 1996. Copies of the plans may be inspected at the offices of the Upper Goulburn Waterway Authority situated at Shop 5, 10-16 High Street, Yea.

6. This is an Order referred to in Section 96 (11) (b) of the **Water Act 1989**.

Dated 23 June 1997

PATRICK McNAMARA  
Minister administering the **Water Act 1989**

#### Water Act 1989

I, Patrick John McNamara, as Minister administering the **Water Act 1989**, make the following Order:

#### EXTENSION OF THE BULLOCK CREEK WATERWAY MANAGEMENT DISTRICT ORDER 1997

1. This Order is called the Extension of the Bullock Creek Waterway Management District Order 1997.

2. This Order is made under Section 96 (11) (b) of the **Water Act 1989** and all other available powers.

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

4. The proposal for the extension of the Bullock Creek Waterway Management District submitted to me by the Bullock Creek Improvement Trust on 12 June 1996 is approved.

5. The Bullock Creek Waterway Management District is extended to include the area bordered in red on the accompanying plans (Drawing Nos LC1 to LC7) signed by the authority. Copies of the plans may be inspected at the offices of the Shire of Loddon situated at Wedderburn.

6. This is an Order referred to in Section 96 (11) (b) of the **Water Act 1989**.

Dated 23 June 1997

PATRICK McNAMARA  
Minister administering the **Water Act 1989**

#### Water Act 1989

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the **Water Act 1989**, make the following Order:

#### WATER (EXTENSION OF THE BROKEN RIVER MANAGEMENT DISTRICT) ORDER 1997

1. Title

This Order is called the Water (Extension of the Broken River Management District) Order 1997.

2. Authorising provisions

This Order is made under Division 2 of Part 6 of the **Water Act 1989** and all other available powers.



3. Commencement

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

4. Extension of the Broken River Management District

(1) The proposal for the extension of the waterway management district of the Broken River Management Board, submitted to me by the Broken River Management Board on 17 June 1997, is approved.

(2) The Broken River Management District is extended to include the area bordered red on the accompanying plans. A copy of these plans may be inspected at the offices of the Broken River Management Board at 36 Ford Street, Wangaratta.

Dated 23 June 1997

PATRICK McNAMARA  
Minister for Agriculture and Resources

**Water Act 1989**

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the **Water Act 1989**, make the following Order:

**WATER (EXTENSION OF THE LOWER GOULBURN WATERWAY MANAGEMENT DISTRICT) ORDER 1997**

1. Title

This Order is called the Water (Extension of the Lower Goulburn Waterway Management District) Order 1997.

2. Authorising provisions

This Order is made under Division 2 of Part 6 of the **Water Act 1989** and all other available powers.

3. Commencement

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

4. Extension of the Lower Goulburn Waterway Management District.

(1) The proposal for the extension of the waterway management district of the Lower Goulburn Waterway Management Authority, submitted to

me by the Lower Goulburn Waterway Management Authority on 16 June 1997, is approved.

(2) The Lower Goulburn Waterway Management District is extended to include the area bordered red on the accompanying plans. A copy of these plans may be inspected at the offices of the Lower Goulburn Waterway Management Authority at 8A Welsford Street, Shepparton.

Dated 23 June 1997

PATRICK McNAMARA  
Minister for Agriculture and Resources

**Water Act 1989**

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the **Water Act 1989**, make the following Order:

**WATER (CONSTITUTION OF THE GLENELG HOPKINS CATCHMENT MANAGEMENT AUTHORITY) ORDER 1997**

1. Title

This Order is called the Water (Constitution of the Glenelg Hopkins Catchment Management Authority) Order 1997.

2. Definitions

In this Order "*Act*" means the **Water Act 1989**.

3. Authorising provisions

(1) This Order is made under Division 2 of Part 6 of the Act and all other available powers.

(2) This is an Order referred to in Section 98 (2) (a) of the Act.

(3) Under Section 100 (2) (a) of the Act, the affected Authority, the Glenelg River Management Board has applied to me for this Order to be made.

(4) Under Section 98 (2) (a) of the Act, I have agreed the terms and conditions with the affected Authority, the Glenelg River Management Board.

4. Commencement

This Order comes into operation on 1 July 1997.

5. Constitution of the Glenelg Hopkins Catchment Management Authority and abolition of existing Authorities

- (1) The Glenelg Hopkins Catchment Management Authority is constituted as an Authority under the Act with the corporate name, Glenelg Hopkins Catchment Management Authority.
- (2) The Glenelg Hopkins Catchment Management Authority takes over all property, rights, liabilities, obligations, powers and functions of the Glenelg River Management Board.
- (3) The Glenelg River Management Board is abolished as an Authority under the Act.

6. Appointment of Chairperson

The Chairperson of the Glenelg Hopkins Catchment Management Authority is to be appointed by the Minister.

Dated 23 June 1997

PATRICK McNAMARA  
Minister for Agriculture and Resources

**Water Act 1989**

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the **Water Act 1989**, make the following Order:

**WATER (CONSTITUTION OF THE  
CORANGAMITE CATCHMENT  
MANAGEMENT AUTHORITY) ORDER  
1997**

1. Title

This Order is called the Water (Constitution of the Corangamite Catchment Management Authority) Order 1997.

2. Definitions

In this Order "*Act*" means the **Water Act 1989**.

3. Authorising provisions

- (1) This Order is made under Division 2 of Part 6 of the Act and all other available powers.
- (2) This is an Order referred to in Section 98 (2) (a) of the Act.
- (3) Under Section 100 (2) (a) of the Act, the affected Authority, the Otway Region Water Authority has applied to me for this Order to be made.

- (4) Under Section 98 (2) (a) of the Act, I have agreed the terms and conditions with the affected Authority, the Otway Region Water Authority.

4. Commencement

This Order comes into operation on 1 July 1997.

5. Constitution of the Corangamite Catchment Management Authority

- (1) The Corangamite Catchment Management Authority is constituted as an Authority under the Act with the corporate name, Corangamite Catchment Management Authority.
- (2) The Corangamite Catchment Management Authority takes over all property, rights, liabilities, obligations, powers and functions of the Otway Region Water Authority in relation to the management and control of the Lough Calvert Drainage District.

6. Appointment of Chairperson

The Chairperson of the Corangamite Catchment Management Authority is to be appointed by the Minister.

Dated 23 June 1997

PATRICK McNAMARA  
Minister for Agriculture and Resources

**Water Act 1989**

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the **Water Act 1989**, make the following Order:

**WATER (CONSTITUTION OF THE  
NORTH CENTRAL CATCHMENT  
MANAGEMENT AUTHORITY) ORDER  
1997**

1. Title

This Order is called the Water (Constitution of the North Central Catchment Management Authority) Order 1997.

2. Definitions

In this Order "*Act*" means the **Water Act 1989**.

3. Authorising provisions

- (1) This Order is made under Division 2 of Part 6 of the Act and all other available powers.

(2) This is an Order referred to in Section 98 (2) (a) of the Act.

(3) Under Section 100 (2) (a) of the Act, the affected Authorities, the Pental Island River Management Board, the Avoca River Management Board and the Bullock Creek Management Board have applied to me for this Order to be made.

(4) Under Section 98 (2) (a) of the Act, I have agreed the terms and conditions with the affected Authorities, the Pental Island River Management Board, the Avoca River Management Board and the Bullock Creek Management Board.

#### 4. Commencement

This Order comes into operation on 1 July 1997.

#### 5. Constitution of the North Central Catchment Management Authority and abolition of existing Authorities

(1) The North Central Catchment Management Authority is constituted as an Authority under the Act with the corporate name, North Central Catchment Management Authority.

(2) The North Central Catchment Management Authority takes over all property, rights, liabilities, obligations, powers, functions and staff of the—

- (a) Pental Island River Management Board; and
- (b) Avoca River Management Board; and
- (c) Bullock Creek Management Board.

(3) The Pental Island River Management Board, the Avoca River Management Board and the Bullock Creek Management Board are abolished as Authorities under the Act.

#### 6. Appointment of Chairperson

The Chairperson of the North Central Catchment Management Authority is to be appointed by the Minister.

Dated 23 June 1997

PATRICK McNAMARA  
Minister for Agriculture and Resources

#### Water Act 1989

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the Water Act 1989, make the following Order:

#### WATER (CONSTITUTION OF THE NORTH EAST CATCHMENT MANAGEMENT AUTHORITY) ORDER 1997

##### 1. Title

This Order is called the Water (Constitution of the North East Catchment Management Authority) Order 1997.

##### 2. Definitions

In this Order "Act" means the Water Act 1989.

##### 3. Authorising provisions

(1) This Order is made under Division 2 of Part 6 of the Act and all other available powers.

(2) This is an Order referred to in Section 98 (2) (a) of the Act.

(3) Under Section 100 (2) (a) of the Act, the affected Authorities, the Upper North East River Management Authority and North East Waterways have applied to me for this Order to be made.

(4) Under Section 98 (2) (a) of the Act, I have agreed the terms and conditions with the affected Authorities, the Upper North East River Management Authority and North East Waterways.

#### 4. Commencement

This Order comes into operation on 1 July 1997.

#### 5. Constitution of the North East Catchment Management Authority and abolition of existing Authorities

(1) The North East Catchment Management Authority is constituted as an Authority under the Act with the corporate name, North East Catchment Management Authority.

(2) The North East Catchment Management Authority takes over all property, rights, liabilities, obligations, powers, functions and staff of the—

- (a) Upper North East River Management Authority; and
- (b) North East Waterways.

- (3) The Upper North East River Management Authority and North East Waterways are abolished as Authorities under the Act.

#### 6. Appointment of Chairperson

The Chairperson of the North East Catchment Management Authority is to be appointed by the Minister.

Dated 23 June 1997

PATRICK McNAMARA  
Minister for Agriculture and Resources

#### Water Act 1989

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the **Water Act 1989**, make the following Order:

#### WATER (CONSTITUTION OF THE GOULBURN BROKEN CATCHMENT MANAGEMENT AUTHORITY) ORDER 1997

##### 1. Title

This Order is called the Water (Constitution of the Goulburn Broken Catchment Management Authority) Order 1997.

##### 2. Definitions

In this Order "*Act*" means the **Water Act 1989**.

##### 3. Authorising provisions

- (1) This Order is made under Division 2 of Part 6 of the Act and all other available powers.

- (2) This is an Order referred to in Section 98 (2) (a) of the Act.

- (3) Under Section 100 (2) (a) of the Act, the affected Authorities, the Upper Goulburn Waterways Authority, the Broken River Management Board and the Lower Goulburn Waterway Management Authority have applied for me for this Order to be made.

- (4) Under Section 98 (2) (a) of the Act, I have agreed the terms and conditions with the affected Authorities, the Upper Goulburn Waterways Authority, the Broken River Management Board and the Lower Goulburn Waterway Management Authority.

#### 4. Commencement

This Order comes into operation on 1 July 1997.

#### 5. Constitution of the Goulburn Broken Catchment Management Authority and abolition of existing Authorities

- (1) The Goulburn Broken Catchment Management Authority is constituted as an Authority under the Act with the corporate name, Goulburn Broken Catchment Management Authority.

- (2) The Goulburn Broken Catchment Management Authority takes over all property, rights, liabilities, obligations, powers, functions and staff of the—

- (a) Upper Goulburn Waterways Authority; and
- (b) Broken River Management Board; and
- (c) Lower Goulburn Waterway Management Authority.

- (3) The Upper Goulburn Waterways Authority, the Broken River Management Board and the Lower Goulburn Waterway Management Authority are abolished as Authorities under the Act.

#### 6. Appointment of Chairperson

The Chairperson of the Goulburn Broken Catchment Management Authority is to be appointed by the Minister.

Dated 23 June 1997

PATRICK McNAMARA  
Minister for Agriculture and Resources

#### Water Act 1989

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the **Water Act 1989**, make the following Order:

#### WATER (CONSTITUTION OF THE WEST GIPPSLAND CATCHMENT MANAGEMENT AUTHORITY) ORDER 1997

##### 1. Title

This Order is called the Water (Constitution of the West Gippsland Catchment Management Authority) Order 1997.

## 2. Definitions

In this Order "*Act*" means the **Water Act 1989**.

## 3. Authorising provisions

- (1) This Order is made under Division 2 of Part 6 of the Act and all other available powers.
- (2) This is an Order referred to in Section 98 (2) (a) of the Act.
- (3) Under Section 100 (2) (a) of the Act, the affected Authorities, the Lake Wellington Rivers Authority, the Corner Inlet Waterways Authority and the Tarwin Bass Waterways Authority have applied to me for this Order to be made.
- (4) Under Section 98 (2) (a) of the Act, I have agreed the terms and conditions with the affected Authorities, the Lake Wellington Rivers Authority, the Corner Inlet Waterways Authority and the Tarwin Bass Waterways Authority.

## 4. Commencement

This Order comes into operation on 1 July 1997.

## 5. Constitution of the West Gippsland Catchment Management Authority and abolition of existing Authorities

- (1) The West Gippsland Catchment Management Authority is constituted as an Authority under the Act with the corporate name, West Gippsland Catchment Management Authority.
- (2) The West Gippsland Catchment Management Authority takes over all property, rights, liabilities, obligations, powers, functions and staff of the—
  - (a) Lake Wellington Rivers Authority; and
  - (b) Corner Inlet Waterways Authority; and
  - (c) Tarwin Bass Waterways Authority.
- (3) The Lake Wellington Rivers Authority, the Corner Inlet Waterways Authority and the Tarwin Bass Waterways Authority are abolished as Authorities under the Act.

## 6. Appointment of Chairperson

The Chairperson of the West Gippsland Catchment Management Authority is to be appointed by the Minister.

Dated 23 June 1997

PATRICK McNAMARA  
Minister for Agriculture and Resources

**Water Act 1989**

I, Patrick John McNamara, Minister for Agriculture and Resources and Minister responsible for administering the **Water Act 1989**, make the following Order:

**WATER (CONSTITUTION OF THE EAST  
GIPPSLAND CATCHMENT  
MANAGEMENT AUTHORITY) ORDER  
1997**

## 1. Title

This Order is called the Water (Constitution of the East Gippsland Catchment Management Authority) Order 1997.

## 2. Definitions

In this Order "*Act*" means the **Water Act 1989**.

## 3. Authorising provisions

- (1) This Order is made under Division 2 of Part 6 of the Act and all other available powers.
- (2) This is an Order referred to in Section 98 (2) (a) of the Act.
- (3) Under Section 100 (2) (a) of the Act, the affected Authorities, the East Gippsland River Management Board, the Snowy River Management Board, the Tambo Nicholson River Management Board and the Mitchell River Management Board have applied to me for this Order to be made.
- (4) Under Section 98 (2) (a) of the Act, I have agreed the terms and conditions with the affected Authorities, the East Gippsland River Management Board, the Snowy River Management Board, the Tambo Nicholson River Management Board and the Mitchell River Management Board.

## 4. Commencement

This Order comes into operation on 1 July 1997.

## 5. Constitution of the East Gippsland Catchment Management Authority and abolition of existing Authorities

- (1) The East Gippsland Catchment Management Authority is constituted as an Authority under the Act with the corporate name, East Gippsland Catchment Management Authority.

- (2) The East Gippsland Catchment Management Authority takes over all property, rights, liabilities, obligations, powers, functions and staff of the—

- (a) East Gippsland River Management Board; and
- (b) Snowy River Management Board; and
- (c) Tambo Nicholson River Management Board; and
- (d) Mitchell River Management Board.

- (3) The East Gippsland River Management Board, the Snowy River Management Board, the Tambo Nicholson River Management Board and the Mitchell River Management Board are abolished as Authorities under the Act.

6. Appointment of Chairperson

The Chairperson of the East Gippsland Catchment Management Authority is to be appointed by the Minister.

Dated 23 June 1997

**PATRICK McNAMARA**  
Minister for Agriculture and Resources

**Planning and Environment Act 1987**  
**BAIRNSDALE (SHIRE) PLANNING**  
**SCHEME**

Notice of Approval of Amendment  
Amendment L60

The Minister for Planning and Local Government has approved Amendment L60 to the Bairnsdale (Shire) Planning Scheme.

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

The amendment reserves the land described as part Crown Allotment 3D and 3E, No Section, Parish of Wuk Wuk, off the Lindenow-Glenaladale Road, Woodglen, which is presently zoned Broad Area Farming Zone, for Proposed Public Purposes 3-East Gippsland Water.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the East Gippsland Shire Council, Bairnsdale Business Centre, 273 Main Street, Bairnsdale.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**BRIMBANK PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L25

The Minister for Planning and Local Government has approved Amendment L25 to the Brimbank Planning Scheme.

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

The amendment rezones land at Lots 864 and 865, PS323078K, north west corner of Copperfield and Aitken Drives, Delahey, from a Reserved Living (Keilor) Zone to a Neighbourhood Business (Keilor) Zone incorporating a site specific control to enable the development of the site for a convenience shop.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Brimbank City Council, Keilor Offices, Old Calder Highway, Keilor.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**BRIMBANK PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L26

The Minister for Planning and Local Government has approved Amendment L26 to the Brimbank Planning Scheme.

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

The amendment rezones land at Lots 160 and 161, PS308038J, south-east corner of Copperfield and Frost Drives, Delahey, from a Neighbourhood Business (Keilor) Zone to a Reserved Living (Keilor) Zone.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Brimbank City Council, Keilor Offices, Old Calder Highway, Keilor.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**BRIMBANK PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L33

The Minister for Planning and Local Government has approved Amendment L33 to the Brimbank Planning Scheme.

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

The amendment rezones land known as Lots 1523 and 1524 Lalwinya Street, Delahey, from a Neighbourhood Business Zone to an Urban Residential 1 Zone.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Brimbank City Council, Keilor Office, Old Calder Highway, Keilor.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**DAREBIN PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L48

The Minister for Planning and Local Government has approved Amendment L48 to the Darebin Planning Scheme.

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

The amendment removes the residential density provisions of Clause 134 of the Darebin Planning Scheme from 116 Clarke Street, Northcote.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Darebin City Council, Preston Town Hall, 350 High Street, Preston.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**DAREBIN PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L49

The Minister for Planning and Local Government has approved Amendment L49 to the Darebin Planning Scheme.

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

The amendment rezones land at Aberdeen Street, Reservoir, from a Public Purpose 18—MMBW Reservation to an Urban Residential 1 Zone and an Existing Public Open Space Reservation.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Darebin City Council, 350 High Street, Preston.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**DAREBIN PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L50

The Minister for Planning and Local Government has approved Amendment L50 to the Darebin Planning Scheme.

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

The amendment rezones land known as the former Preston Pipe Depot, Chifley Drive, Preston, from a Public Purpose 18—MMBW Reservation to an Industrial 3 Zone and introduces a Potentially Contaminated Land overlay to the land.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Darebin City Council, 350 High Street, Preston.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**DIMBOOLA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L7

The Minister for Planning and Local Government has approved Amendment L7 to the Dimboola Planning Scheme.

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

The amendment zones a parcel of land on the south side of Wimmera Street, west of Lloyd Street, known as Allotment 11, Section 9, Township of Dimboola, from Public Purposes—Municipal Reservation to Residential Zone.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne; State Government Offices, corner Mair and Doveton Streets, Ballarat and at the offices of the Hindmarsh Shire Council, 92 Nelson Street, Nhill.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**DONCASTER AND TEMPLESTOWE**  
**PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L119

The Minister for Planning and Local Government has approved Amendment L119 to the Doncaster and Templestowe Planning Scheme.

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

The amendment corrects an omission in Amendment L112 to the Doncaster and Templestowe Planning Scheme by inserting the word "restaurant" into Clause 114-7.4.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Manningham City Council, 699 Doncaster Road, Doncaster.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**GLEN EIRA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L16

The Minister for Planning and Local Government has approved Amendment L16 to the Glen Eira Planning Scheme.

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

The amendment inserts a provision in the Local Section of the Glen Eira Planning Scheme that declares the Minister for Planning and Local Government the responsible authority for land contained in Certificate of Title Volume 9065, Folio 946, being part of Crown Allotment 260 and part of Crown Portion 253, Parish of Prahran, County of Bourke, known as 13A to 14C Gordon Street, Elsternwick.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Glen Eira City Council, corner of Glen Eira and Hawthorn Roads, Caulfield.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**GOLDEN PLAINS PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L6

The Minister for Planning and Local Government has approved Amendment L6 to the Golden Plains Planning Scheme.

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

The amendment introduces a site specific provision for land zoned Rural 1 known as "Barunah Plains" and contained in part Certificate of Title Volume 8343, Folio 718, located to the northern side of the Hamilton Highway, Hesse, to allow without a planning permit expanded development and use of integrated tourist village facilities including road access and landscaping works,



conference centre, restaurant, licensed premises, 18 hole golf course and clubhouse, subdivision of 39 lots for tourist and rural retreat accommodation purposes including multi-dwelling units on up to 4 lots (subject to permit), single dwellings and a motel, tennis courts, swimming pool, recreation oval, equestrian trail, lake, and consolidation of broad-acre farming allotments in accordance with a Section 173 Agreement, an incorporated Concept Plan and an approved subdivision plan.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Golden Plains Shire Council, 2 Pope Street, Bannockburn.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**KNOX PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L130

The Minister for Planning and Local Government has approved Amendment L130 to the Knox Planning Scheme.

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

The amendment rezones land at the north east corner of Stud Road and Fulham Road, Rowville, described as Lot 1 on Plan of Subdivision No. 21733F, Volume 9937, Folio 353 and Lot 2 on Plan of Subdivision No. 217332F, Volume 9927, Folio 354 from Knox Office Zone to Knox Commercial Drive-In Zone. The amendment also inserts a site specific control into the Knox Commercial Drive-In Zone to allow development of offices, restaurant, a video store and shops in excess of 350 m<sup>2</sup> without a permit and in accordance with an approved development plan.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House,

80 Collins Street, Melbourne and at the offices of the Knox City Council, 511 Burwood Highway, Wantirna South.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**MOIRA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L16

The Minister for Planning and Local Government has approved Amendment L16 to the Moira Planning Scheme.

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

The amendment rezones 920 square metres of vacant land at 12 Robertson Street, Nathalia, described as Allotment 6A, Section 7, Township of Nathalia, from "Public Use Zone—Department of Conservation and Environment" to "Residential".

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Moira Shire Council, Melville Street, Numurkah.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**MOONEE VALLEY PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L20

The Minister for Planning and Local Government has approved Amendment L20 to the Moonee Valley Planning Scheme.

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

The amendment rezones land in public ownership along Steele Creek from Proposed Public Open Space to Existing Open Space; creates a Floodway Management Area overlay and designates the subject land as a Floodway

Management Area. The subject land is currently developed and used as an open space area and the amendment will facilitate its continued use.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Moonee Valley City Council, Civic Centre, Pascoe Vale Road, Moonee Ponds.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**NILLUMBIK PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L5

The Minister for Planning and Local Government has approved Amendment L5 to the Nillumbik Planning Scheme.

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

The amendment rezones land at 120 Kangaroo Ground Road, Wattle Glen, from Secondary Road Reservation to Landscape Interest C Zone.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Nillumbik Shire Council, Civic Drive, Greensborough.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**WARRNAMBOOL PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L17 Part B

The Minister for Planning and Local Government has approved Amendment L17 Part B to the Warrnambool Planning Scheme.

The amendment was initially exhibited as Amendment L2 to the former Warrnambool Planning Scheme.

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

The amendment:

- replaces most of the existing Special Investigation Zone in the vicinity of the Merri River and Russell's Creek in the south west and northern areas of Warrnambool with appropriate zones;

Zones to be introduced in these are:

Rural 1 Zone;

Rural 3 Zone;

Residential 2 Zone;

Residential 3 Zone;

Public Open Space;

Proposed Public Open Space;

Special Uses Zone;

Floodway Zone (new zone);

- introduces a new Floodway Fringe overlay for relevant land adjacent to the Floodway Zone areas to protect development from potential inundation hazards and maintains appropriate drainage and flood management;
- lists several buildings and a bridge in the Scheme as having heritage conservation significance;
- introduces a new Residential 4 Zone to facilitate low density residential development in the Manuka Estate, Warrnambool.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Warrnambool City Council, 25 Liebig Street, Warrnambool 3280.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**WHITTLESEA PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L130

The Minister for Planning and Local Government has approved Amendment L130 to the Whittlesea Planning Scheme.

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

The amendment rezones land at Lot 2, LP 122815, O'Herns Road, Epping, from Reserved Light Industrial Zone to Reserved General Industrial Zone and introduces specific provisions which require the preparation of an outline development plan before any subdivision or development.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Whittlesea City Council, Ferres Boulevard, South Morang.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**MELBOURNE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L263

The Minister for Planning and Local Government has approved Amendment L263 to the Melbourne Planning Scheme.

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

The amendment inserts a provision in the Local Section of the Melbourne Planning Scheme that declares the Minister for Planning and Local Government the Responsible Authority for land contained in Certificate of Title Volume 6946, Folio 141, being part of Crown Allotment 9, Section 25, at Carlton, Parish of Jika Jika, known as 147-153 Pelham Street, Carlton.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Melbourne City Council, Council House, 6th Floor, 200 Little Collins Street, Melbourne.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987**  
**YARRA RANGES PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L42

The Minister for Planning and Local Government has approved Amendment L42 to the Yarra Ranges Planning Scheme.

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

The amendment inserts a site specific provision into the Local Section of the Yarra Ranges Planning Scheme to enable the subdivision of the land at Lot 11, LP 9303, 19 Leggett Drive, Mt Evelyn, into 2 lots with an existing house to be contained on each allotment subject to a planning permit.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Yarra Ranges Shire Council, Anderson Street, Lilydale.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**UPPER YARRA VALLEY AND**  
**DANDENONG RANGES REGIONAL**  
**STRATEGY PLAN**  
Notice of Approval of Amendment  
Amendment 99

The Parliament of Victoria and the Minister for Planning and Local Government has approved Amendment 99 to the Upper Yarra Valley and Dandenong Ranges Regional Strategy Plan.

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

The amendment includes an exemption into Schedule 6 to allow the subdivision of land at Lot 11, LP 9303, 19 Leggett Drive, Mt Evelyn, into two lots in accordance with the provisions of the Yarra Ranges Planning Scheme (Amendment L42).

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer

Service Centre, Level 3 Plaza, Nauru House,  
80 Collins Street, Melbourne and at the offices  
of the Yarra Ranges Shire Council, Anderson  
Street, Lilydale.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**YARRA RANGES PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L57

The Minister for Planning and Local  
Government has approved Amendment L57 to  
the Yarra Ranges Planning Scheme.

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

The amendment rezones and restructures  
land known as "Lubra Bend", being Lots 3-18  
(Block A), LP 2573, Lots 5-38 (Block B), LP  
2573, and Lot 2, LP 124185, Healesville-  
Yarra Glen Road, Healesville, from Part  
Deferred Development Zone and Rural Zone to  
Rural Zone and the restructure of the 50 lots  
to 8 lots with one house on each lot, and  
subject to conditions intended to protect the  
rural character and landscape.

A copy of the amendment can be inspected  
free of charge during office hours at the  
Department of Infrastructure, Customer  
Service Centre, Level 3 Plaza, Nauru House,  
80 Collins Street, Melbourne and at the offices  
of the Yarra Ranges Shire Council, Anderson  
Street, Lilydale.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**UPPER YARRA VALLEY AND**  
**DANDENONG RANGES REGIONAL**  
**STRATEGY PLAN**  
Notice of Approval of Amendment  
Amendment 98

The Parliament of Victoria and the Minister  
for Planning and Local Government has  
approved Amendment 98 to the Upper Yarra  
Valley and Dandenong Ranges Regional  
Strategy Plan.

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

The amendment includes an exemption into  
Schedule 6 to allow the subdivision of land in  
accordance with the provisions of the Yarra  
Ranges Planning Scheme (Amendment L57)  
which is for the rezoning and restructure of  
land known as "Lubra Bend", being Lots 3-18  
(Block A), LP 2573, Lots 5-38 (Block B), LP  
2573, and Lot 2, LP 125185, Healesville-  
Yarra Glen Road, Healesville, from Part  
Deferred Development Zone and Part Rural  
Zone to Rural Zone, from 50 lots to 8 lots with  
one house on each lot.

A copy of the amendment can be inspected  
free of charge during office hours at the  
Department of Infrastructure, Customer  
Service Centre, Level 3 Plaza, Nauru House,  
80 Collins Street, Melbourne and at the offices  
of the Yarra Ranges Shire Council, Anderson  
Street, Lilydale.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987**  
**YARRA RANGES PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L43

The Minister for Planning and Local  
Government has approved Amendment L43 to  
the Yarra Ranges Planning Scheme.

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

The amendment inserts a site specific  
provision into the Local Section of the Yarra  
Ranges Planning Scheme to enable the  
subdivision of the land at Lot 2, PS 128420,  
1760 Warburton Highway, Woori Yallock,  
into 2 lots with an existing house to be  
contained on each allotment subject to a  
planning permit.

A copy of the amendment can be inspected  
free of charge during office hours at the  
Department of Infrastructure, Customer  
Service Centre, Level 3 Plaza, Nauru House,  
80 Collins Street, Melbourne and at the offices  
of the Yarra Ranges Shire Council, Anderson  
Street, Lilydale.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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**Planning and Environment Act 1987  
UPPER YARRA VALLEY AND  
DANDENONG RANGES REGIONAL  
STRATEGY PLAN**

**Notice of Approval of Amendment  
Amendment 100**

The Parliament of Victoria and the Minister for Planning and Local Government has approved Amendment 100 to the Upper Yarra Valley and Dandenong Ranges Regional Strategy Plan.

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

The amendment includes an exemption into Schedule 6 to allow the subdivision of land at Lot 2, PS 128420, 1760 Warburton Highway, Woori Yallock, into two lots in accordance with the provisions of the Yarra Ranges Planning Scheme (Amendment L43).

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Yarra Ranges Shire Council, Anderson Street, Lilydale.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987  
YARRA RANGES PLANNING SCHEME  
Notice of Approval of Amendment  
Amendment L48**

The Minister for Planning and Local Government has approved Amendment L48 to the Yarra Ranges Planning Scheme.

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

The amendment includes a site specific provision into the Planning Scheme to enable the subdivision of land at Lot 17, Greenridge Court, Wesburn, into 3 lots.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer

Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Yarra Ranges Shire Council, Anderson Street, Lilydale.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987  
UPPER YARRA VALLEY AND  
DANDENONG RANGES REGIONAL  
STRATEGY PLAN**

**Notice of Approval of Amendment  
Amendment 97**

The Parliament of Victoria and the Minister for Planning and Local Government have approved Amendment 97 to the Upper Yarra Valley and Dandenong Ranges Planning Scheme.

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

The amendment includes a site specific provision into Schedule 6 of the Regional Strategy Plan to enable the subdivision of land at Lot 17, Greenridge Court, Wesburn, into 3 lots.

A copy of the amendment can be inspected free of charge during office hours at the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Yarra Ranges Shire Council, Anderson Street, Lilydale.

**ADRIAN SALMON**  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

**Planning and Environment Act 1987  
YARRA RANGES PLANNING SCHEME  
Notice of Lapsing of Amendment  
Amendment L44**

The Yarra Ranges Shire Council has resolved to abandon Amendment L44 to the Yarra Ranges Planning Scheme.

1486 G 25 26 June 1997

*Victoria Government Gazette*

The amendment proposed to rezone land at 7 Sherbrooke Road, Sherbrooke, to Tourism and Recreation Zone to allow it to be used for tourist accommodation purposes.

The amendment lapsed on 29 April 1997.

ADRIAN SALMON  
Co-ordinator, Amendment Services  
Local Government Planning and  
Market Information Services Division  
Department of Infrastructure

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### APPOINTMENTS

#### **Children and Young Persons Act 1989 APPOINTMENT OF HONORARY PROBATION OFFICERS**

I, Jim Fletcher (Regional Director) of Barwon South Western Region, Department of Human Services, under Section 34 (4) of the **Children and Young Persons Act 1989** appoint the undermentioned persons as Honorary Probation Officers in the State of Victoria for the period ending December 1998.

Helen Dimopoulos  
Deborah Gee  
Daniel Hayes

Dated 12 June 1997

JIM FLETCHER  
Regional Director

#### **Children and Young Persons Act 1989 APPOINTMENT OF HONORARY PROBATION OFFICERS**

I, Christopher Gibbs, (Acting Regional Director) of Western Region, Department of Human Services, under Section 34 (4) of the **Children and Young Persons Act 1989** appoint the undermentioned persons as Honorary Probation Officers for the Children's Court in the State of Victoria for the period ending 31 December 1998.

Narda Arndt  
Amy Carroll  
Anna Daly  
Julie Essery  
John Fulton  
Elizabeth Hunter  
Amanda Johnson  
Marija Jakimoska  
Roni Kabillo  
Rosemary Kerr  
Peter McGuinness  
Troy McGuinness  
Danielle Panebianco  
Vanessa Parbhoo  
Tracey Pearce  
Tereza Petanic  
Kerry Piper  
Tara Salter  
Joanne Simpson

Keith Simpson  
Leonie Swift  
Nicole Tempamy  
Thu-Tram Trinh-Truong  
Louise Whiffin

Dated 16 June 1997

CHRISTOPHER GIBBS  
Acting Regional Director

#### **Children and Young Persons Act 1989 REVOCATION OF APPOINTMENT OF HONORARY PROBATION/PAROLE OFFICERS**

I, Christopher Gibbs, (Acting Regional Director) of Western Region Human Services, under Section 34 (4) of the **Children and Young Persons Act 1989** revoke the appointment of the undermentioned persons as Honorary Probation and Parole Officers for the Children's Court in the State of Victoria.

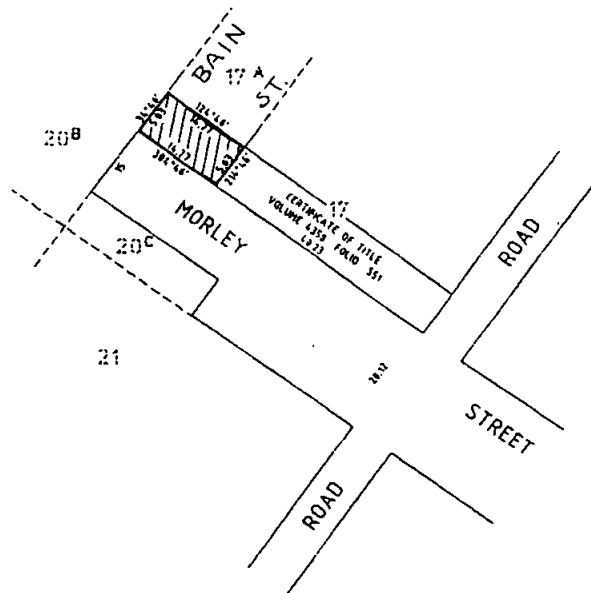
Bryon Winn  
Samantha Seipolt  
Sue Thatchell  
Carmella Baker  
Anna Cmelik  
Karen Waugh  
Jadwiga Petrou  
Helen Gliwa  
Vicky Mahoney

Dated 17 June 1997

CHRISTOPHER GIBBS  
Acting Regional Director

**ORDERS IN COUNCIL****Project Development and Construction Management Act 1994  
PART CLOSURE OF BAIN STREET, CITY OF PORT PHILLIP**

The Governor in Council under Section 23 of the **Project Development and Construction Management Act 1994** consents to the part closure of Bain Street, City of Port Phillip as shown in the Plan.



PARISH OF MELBOURNE SOUTH  
SECTION 66

ROAD PROPOSED TO BE DISCONTINUED  
IS SHOWN THUS



Dated 24 June 1997

Responsible Minister:  
ROBERT MACLELLAN  
Minister for Planning and Local Government

SHARNE BRYAN  
Clerk of the Executive Council



**Forests Act 1958****ORDER FIXING THE DAY ON WHICH  
PART OF THE MT HOTHAM ALPINE  
RESORT CEASES TO BE PROTECTED  
PUBLIC LAND**

The Governor in Council, under Section 62 (1B) of the **Forests Act 1958**, fixes 1 July 1997 as the day on which Section 62 (1A) (e) of the **Forests Act 1958** ceases to apply to the following land which is under the control and management of the Alpine Resorts Commission, under the **Alpine Resorts Act 1983**:

The land within the Mt Hotham alpine resort within the meaning of the **Alpine Resorts Act 1983** (declared by Order published in Government Gazette No. 139 on 5 December 1984, Page 4292) being the land shown by heavy red line on Plan number LEGL./97-142 and titled "Mt Hotham Alpine Resort, Hotham Urban Fire District" lodged in the Central Plan Office of the Department of Natural Resources and Environment.

Dated 24 June 1997

Responsible Minister:

MARIE TEHAN

Minister for Conservation and  
Land Management

SHARNE BRYAN  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**INCORPORATION OF COMMITTEE OF  
MANAGEMENT OF THE ILLABAROOK  
PUBLIC HALL RESERVE**

The Governor in Council under Section 14A (1) of the **Crown Land (Reserves) Act 1978**, being satisfied that it is in the public interests to declare to be a corporation the Committee of Management appointed under Section 14 (2) of the Act of the land described in the schedule hereunder:

- (a) declares that the Committee of Management shall be a corporation;
- (b) assigns the name "Illabarook and Rokewood Junction and District Memorial Hall Reserve Committee of Management Incorporated" to the corporation; and

under Section 14B (3) of the Act, appoints Ronald Robert Smith to be Chairperson of the corporation.

**SCHEDULE**

The land in the Parish of Commeralghip temporarily reserved as a site for a Public Hall by Order in Council of 27 June 1951—(Rs 6678).

Dated 24 June 1997

Responsible Minister:

MARIE TEHAN

Minister for Conservation and  
Land Management

SHARNE BRYAN  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**NOTICE OF INTENTION**

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations:

**KIRKELLA**—The temporary reservation by Order in Council of 18 July 1887 of an area of 4.047 hectares of land in the Parish of Kirkella (formerly part of Allotment 25B) as a site for Supply of Gravel—(Rs 35045).

**OMEQ**—The temporary reservation by Order in Council of 23 May 1950 of an area of 1265 square metres, more or less, of land in Section 8, Township of Omeo, Parish of Cobungra as a site for a Municipal Depot—(Rs 6538).

Dated 24 June 1997

Responsible Minister:

MARIE TEHAN

Minister for Conservation and  
Land Management

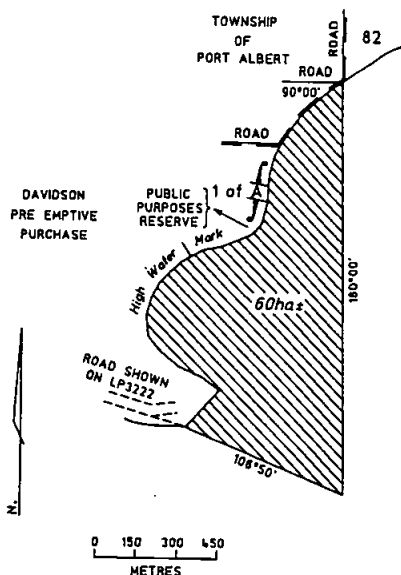
SHARNE BRYAN  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**NOTICE OF INTENTION**

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations:

**ALBERTON EAST**—The temporary reservation by Order in Council of 18 March 1986 of, inter alia, an area of Crown land shown coloured orange on Plan NPMR1 lodged with the Central Plan Office of the Department of Natural Resources and Environment as a site for the conservation of

areas of natural interest or beauty or of scientific, historic or archaeological interest and areas for Public Recreation, so far only as the portion containing 60 hectares, more or less, as indicated by hatching on plan hereunder—(2007) (L10-5633).



**CALLAWADDA**—The temporary reservation by Order in Council of 6 August 1883 of an area of 155.804 hectares, more or less, of land in the Parish of Callawadda, (formerly Crown Allotments 168A, 168B, 181A and 181B) as a site for Public Purposes, revoked as to part by Orders in Council of 8 December 1884 and 16 November 1908, so far as the balance remaining containing 10.094 hectares, more or less—(Rs 198).

**CALLAWADDA**—The temporary reservation by Order in Council of 12 October 1914 of an area of 5.478 hectares of land in the Parish of Callawadda (being part of the site temporarily reserved for Public Purposes by Order in Council of 6 August 1883) as a site for Public Recreation—(Rs 198).

**CALLAWADDA**—The temporary reservation by Order in Council of 24 May 1943 of an area of 9612 square metres of land in the Parish of Callawadda as a site for Public Purposes and Public Recreation, in addition to

and adjoining the sites temporarily reserved therefor by Orders in Council of 6 August 1883 and 12 October 1914—(Rs 198).

Dated 24 June 1997

Responsible Minister:  
MARIE TEHAN  
Minister for Conservation and  
Land Management

SHARNE BRYAN  
Clerk of the Executive Council

#### **Crown Land (Reserves) Act 1978 REVOCATION OF TEMPORARY RESERVATION**

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978** revokes the following temporary reservation:

**MURTOA**—The temporary reservation by Order in Council of 14 February 1876 of an area of 8074 square metres of land in Section 6, Township of Murtoa, Parish of Ashens (formerly part of Block 6, Parish of Ashens, at Murtoa), as a site for Public Purposes (State School), so far only as the portion containing 658 square metres shown as Crown Allotment 1A, Section 6, Parish of Ashens on Certified Plan No. 117779 lodged in the Central Plan Office—(Rs 6744).

Dated 24 June 1997

Responsible Minister:  
MARIE TEHAN  
Minister for Conservation and  
Land Management

SHARNE BRYAN  
Clerk of the Executive Council

#### **Crown Land (Reserves) Act 1978 REVOCATION OF TEMPORARY RESERVATIONS**

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978** revokes the following temporary reservations:

**NEERIM**—The temporary reservation by Order in Council of 15 November 1966 of an area of 2023 square metres of land in the Parish of Neerim as a site for Public Purposes (Forest Department Purposes)—(Rs 8653).

**TOOAN**—The temporary reservation by Order in Council of 27 January 1891 of an area of 8094 square metres of land adjoining

Crown Allotment 54C, Parish of Tooan (formerly part of pastoral Allotment G) as a site for a State School—(Rs 35200).

Dated 24 June 1997

Responsible Minister:

MARIE TEHAN

Minister for Conservation and  
Land Management

SHARNE BRYAN

Clerk of the Executive Council

**Crown Land (Reserves) Act 1978  
Interpretation of Legislation Act 1984  
AMENDMENT OF TEMPORARY  
RESERVATIONS**

The Governor in Council under Section 4 of the **Crown Land (Reserves) Act 1978** and Section 27 of the **Interpretation of Legislation Act 1984** amends—

1. The Order in Council made on 2 October 1979 and published in the Victoria Government Gazette on 10 October 1979 of the temporary reservation of an area of 1.181 hectares of land being Crown Allotment 15A, Section A, Parish of Phillip Island, County of Mornington as a site for Management of Wildlife, by deletion of the words "Management of Wildlife" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 4770).

2. The Order in Council made on 19 February 1985 and published in the Victoria Government Gazette on 27 February 1985 of the temporary reservation of an area of 24 hectares, more or less, of land being Crown Allotment 40A, Parish of Phillip Island, County of Mornington as a site for Management of Wildlife, by deletion of the words "Management of Wildlife" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 11801).

3. The Order in Council made on 24 September 1985 and published in the Victoria Government Gazette on 2 October 1985 of the temporary reservation of an area of 4.817 hectares of land being Crown Allotments 121A and 121D, Parish of Phillip Island, County of Mornington as a site for Management of Wildlife, by deletion of the words "Management of Wildlife" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 8401).

4. The Order in Council made on 6 May 1986 and published in the Victoria Government Gazette on 14 May 1986 of the temporary reservation of an area of 266 hectares, more or less, of land being Crown Allotments 162 and 168, Parish of Phillip Island, County of Mornington as a site for Management of Wildlife, by deletion of the words "Management of Wildlife" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 8307).

5. The Order in Council made on 22 December 1992 and published in the Victoria Government Gazette on 23 December 1992 of the temporary reservation of Crown Allotments 11B and 11C, Parish of Phillip Island, County of Mornington as a site for Wildlife, Public Education and Recreation, by deletion of the words "Wildlife, Public Education and Recreation" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 7419).

6. The Order in Council made on 26 November 1985 and published in the Victoria Government Gazette on 4 December 1985 of the temporary reservation of an area of 1400 square metres, more or less, of land being Crown Allotment 4H, Parish of Phillip Island, County of Mornington as a site for Conservation of Wildlife and Public Recreation, by deletion of the words "Conservation of Wildlife and Public Recreation" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 7419).

7. The Order in Council made on 20 January 1987 and published in the Victoria Government Gazette on 28 January 1987 of the temporary reservation of an area of 55 hectares, more or less, of land being Crown Allotments 1K and 1L, Parish of Phillip Island, County of Mornington as a site for Conservation of Wildlife and Public Recreation, by deletion of the words "Conservation of Wildlife and Public Recreation" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 7419).

8. The Order in Council made on 20 January 1987 and published in the Victoria Government Gazette on 28 January 1987 of the temporary reservation of an area of 1.2

hectares, more or less, of land being Crown Allotment 4J, Parish of Phillip Island, County of Mornington as a site for Conservation of Wildlife and Public Recreation, by deletion of the words "Conservation of Wildlife and Public Recreation" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 7419).

9. The Order in Council made on 20 January 1987 and published in the Victoria Government Gazette on 28 January 1987 of the temporary reservation of an area of 8.094 hectares of land being Crown Allotment 2A, Parish of Phillip Island, County of Mornington

as a site for conservation of wildlife and public recreation, by deletion of the words "conservation of wildlife and public recreation" and the substitution therefor of the words "Conservation of an area of natural interest"—(Rs 7419).

Dated 24 June 1997

Responsible Minister:

MARIE TEHAN

Minister for Conservation and  
Land Management

SHARNE BRYAN

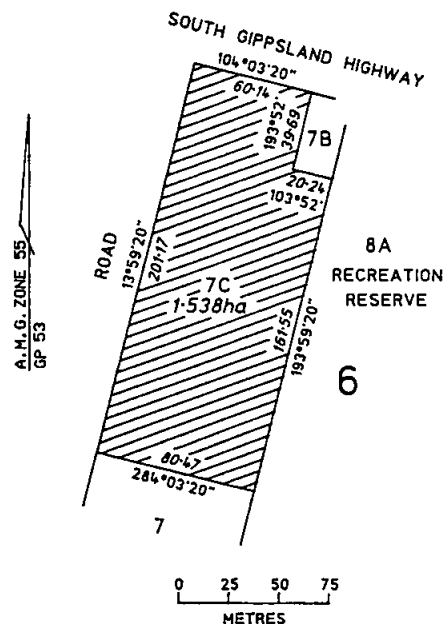
Clerk of the Executive Council

#### **Crown Land (Reserves) Act 1978** **CROWN LANDS TEMPORARILY RESERVED**

The Governor in Council under Section 4 of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown lands for the purposes mentioned:

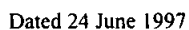
#### **MUNICIPAL DISTRICT OF THE SOUTH GIPPSLAND SHIRE COUNCIL**

**HEDLEY**—Public Purposes, 1.538 hectares, being Crown Allotment 7C, Section 6, Township of Hedley, Parish of Welshpool as indicated by hatching on plan hereunder—(H127[1]) (15/10264).



#### **MUNICIPAL DISTRICT OF THE SWAN HILL RURAL CITY COUNCIL**

**TOLTOL**—Conservation of an area of natural interest, 3.6 hectares, more or less, being Crown Allotment 19B, Parish of Toltol as indicated by hatching on plan hereunder—(T303[3]) (Rs 12200).



**Responsible Minister:**

MARIE TEHAN

**Minister for Conservation and Land Management**

SHARNE BRYAN

**Clerk of the Executive Council**

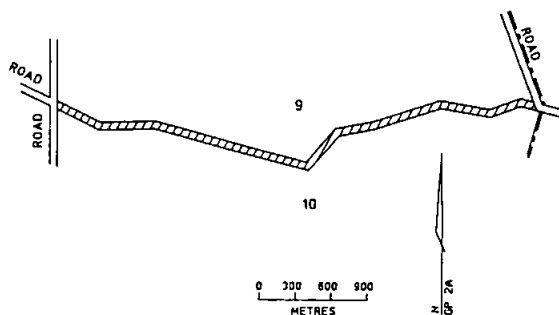
The Governor in Council under Section 349 of the **Land Act 1958** and with the consents in writing of the municipalities concerned and the adjoining owners closes the following unused roads:

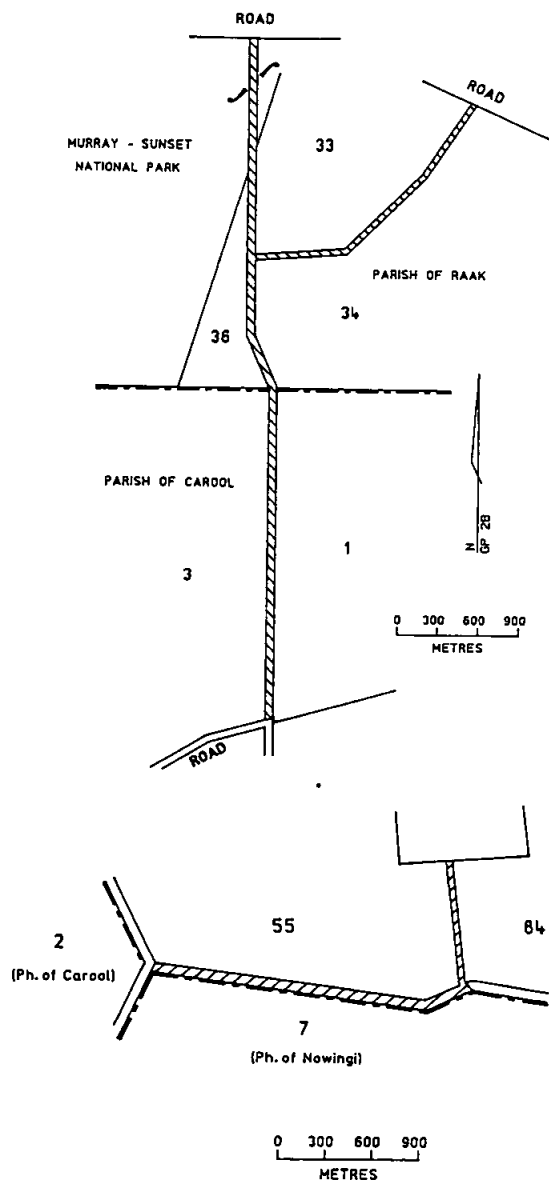
## MUNICIPAL DISTRICT OF THE NORTHERN GRAMPIANS SHIRE COUNCIL

**BELLELLEN**—The road in the Parish of Bellellen shown as Crown Allotment 13B on Certified Plan No. 116981 lodged in the Central Plan Office—(02-6877).

## MUNICIPAL DISTRICT OF THE MILDURA RURAL CITY COUNCIL

CAROL, CAROL and RAAK and NURNURNEMAL—The roads in the Parishes of Carol, Carol and Raak and Nurnurnemal as indicated by hatching on plans hereunder—(C490 [1], R86 [B1] and C490 [1] and N178 [3 and E1]) (97/03029).





MUNICIPAL DISTRICT OF THE MOUNT ALEXANDER SHIRE COUNCIL

FRYERSTOWN—The road in the Township of Fryerstown, Parish of Fryers shown as Crown Allotment 1B, Section 20B, on Certified Plan No. 117546 lodged in the Central Plan Office—(L6-3506).

## MUNICIPAL DISTRICT OF THE LA TROBE SHIRE COUNCIL

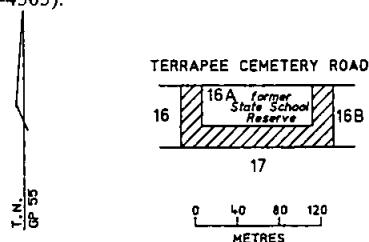
JUMBUK AND JEERALANG—The road in the Parishes of Jumbuk and Jeeralang shown as Crown Allotment 15C, Section A on Certified Plan No. 117321 lodged in the Central Plan Office—(L10-258).

## MUNICIPAL DISTRICT OF THE MOUNT ALEXANDER SHIRE COUNCIL

MALDON—The road in the Parish of Maldon shown as Crown Allotments 51B and 51C, Section 7, on Certified Plan No. 116940 lodged in the Central Plan Office—(L6-4675).

## MUNICIPAL DISTRICT OF THE BULOKE SHIRE COUNCIL

NARREWILLOCK—The road in the Parish of Narrewillock as indicated by hatching on plan hereunder—(N118[3]) (L6-4505).



## MUNICIPAL DISTRICT OF THE WHITTLESEA CITY COUNCIL

WALLAN WALLAN—The road in the Parish of Wallan Wallan shown as Crown Allotment 20A, Section E on Certified Plan No. 117869 lodged in the Central Plan Office—(UR-36930).

Dated 24 June 1997

Responsible Minister:

MARIE TEHAN

Minister for Conservation and Land Management

SHARNE BRYAN  
Clerk of the Executive Council

**Port Services Act 1995**  
**PRICING ORDER FOR THE PORT OF**  
**HASTINGS**

The Governor in Council under Section 50 (1) of the **Port Services Act 1995**, makes the attached Pricing Order regulating—

- (a) the prescribed prices; and
- (b) the terms and conditions subject to which prescribed services are to be provided—

in the port of Hastings with effect from 1 July 1997.

Dated 24 June 1997

Responsible Minister:

ALAN R. STOCKDALE  
Treasurer

SHARNE BRYAN  
Clerk of the Executive Council

**PRICING ORDER FOR THE PORT OF**  
**HASTINGS**

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- 1. General
- 1.1 Objectives
  - 1.1.1 In administering this Order and exercising its powers under the Act and the ORG Act in relation to the Regulated Industry:
    - (a) the objectives of the Office (the "Objectives") are as stated under Section 48 (a) and (b) of the Act and Section 7 of the ORG Act; and
    - (b) the Office must not act in a manner which is inconsistent with the obligations to provide port services in the port of Hastings imposed on the State by the Agreements contained in the **Westernport Development Act 1967** and the **Western Port (Steel Works) Act 1970**.
- 1.2 Application
  - 1.2.1 This Order applies to all persons who provide Regulated Services, charge Regulated Prices or propose to do either ("Regulated Entities").
  - 1.2.2 This Order, other than this clause 1.2.2, does not apply in respect of the provision of towage in the port of Hastings. However, subject to Section 51 of the Act, the Office may exercise its general powers under Division 3 of Part 3 of the Act and under

the ORG Act in relation to the provision of towage in the port of Hastings. Accordingly, the Office may monitor the provision of towage by requiring the providers of towage to make financial and business records available to the Office under the Act. If the Office makes any determination relating to towage in the port of Hastings, it must ensure that determination is consistent with the criteria applied at that time by the Prices Surveillance Authority or the Australian Competition and Consumer Commission in assessing towage prices in other ports in Australia.

#### 1.3 Interpretation

- 1.3.1 In this Order, the words and phrases defined in Appendix 1 have the meanings given to them in that Appendix unless the contrary intention appears.
- 1.3.2 This Order must be interpreted in accordance with the rules of interpretation set out in Appendix 2 unless the contrary intention appears.

#### 1.4 Commencement

- 1.4.1 This Order takes effect from the first day after the date on which this Order is published in the Government Gazette.

### 2. Regulated Prices

#### 2.1 General

- 2.1.1 Regulation of Regulated Prices under this Order is principally achieved by fixing a maximum price for the Base Year in relation to each Regulated Service provided by each Regulated Service Provider. This Order also requires the Office to approve Regulated Prices for each Financial Year, increases in Regulated Prices, Regulated Prices for new or additional Regulated Services that may be provided from time to time and certain other Regulated Prices. The purpose



of requiring these approvals of Regulated Prices is principally to enable the Office to be satisfied that Regulated Prices are consistent with the Objectives.

- 2.1.2 A Regulated Entity must not charge a Regulated Price that is more than the maximum price specified in, or approved in accordance with, this Order.
- 2.1.3 A Regulated Entity may charge a Regulated Price that is less than the maximum price specified in, or approved in accordance with, this Order.
- 2.1.4 The initial schedule of maximum prices for Regulated Services to be provided by the Initial Port Operator for the period from the commencement of this Order to 30 June 1998 is set out in Appendix 3. Except as contemplated by Clauses 2.4 and 2.5, these maximum prices may not be increased under this Order. However, prior to 30 June 1998, the Office may approve Regulated Prices under Clause 3 in respect of any new or additional Regulated Services provided or proposed to be provided by the Initial Port Operator.
- 2.1.5 Subject to Clause 2.1.4, the Office may approve a new or revised schedule of maximum prices for Regulated Services provided by a Regulated Service Provider in accordance with this Order if the Office is satisfied that the Regulated Prices charged for the provision of, or in connection with, those Regulated Services (whether charged by the Regulated Service Provider or other Regulated Entities) are consistent with the Objectives of this Order.
- 2.1.6 A Regulated Entity must provide a customer or potential customer with a statement in writing setting out the Regulated Entity's then current Regulated Prices as soon as practicable after being requested to do so by that customer or potential customer.

## 2.2 New Prices

- 2.2.1 A Regulated Service Provider must, at least 30 Business Days prior to the start of each Financial Year after the Base Year, give to the Office:
  - (a) written notice of the Regulated Prices proposed to be charged for the provision of, or in connection with, Regulated Services to be provided by that Regulated Service Provider in the Financial Year (whether those Regulated Prices are to be charged by that Regulated Service Provider or other Regulated Entities) (an "Annual Price Schedule"); and
  - (b) sufficient information to enable the Office to assess whether the proposed Regulated Prices would satisfy the Objectives of this Order.
- 2.2.2 If during a Financial Year after 30 June 1998 a Regulated Entity proposes to increase a Regulated Price, charge a new or additional Regulated Price (otherwise than in respect of a new or additional Regulated Service referred to in Clause 3.1), or alter the basis for charging a Regulated Price which may have the effect of increasing the Regulated Price when it is converted into a price per Metric Tonne under Clause 4.3.1(c) (each, a "Proposed Increase"), the Regulated Entity and the relevant Regulated Service Provider must, at least 30 Business Days prior to the date upon which the Proposed Increase is to take effect, give to the Office:
  - (a) written notice of the Proposed Increase; and
  - (b) sufficient information to enable the Office to assess whether the Regulated

Entity's Proposed Increase would satisfy the Objectives of this Order.

2.2.3 If after 20 Business Days from the receipt of a notice under Clause 2.2.1 or 2.2.2, the Office has not given notice in accordance with Clause 2.2.4 or 2.2.9, the Office will be deemed to have approved the Annual Price Schedule or, as the case may be, the Proposed Increase.

2.2.4 If:

- (a) a Regulated Entity gives to the Office a notice that purports to be accordance with Clause 2.2.1 or 2.2.2; and
- (b) in the Office's reasonable opinion, the notice does not satisfy the Objectives of this Order,

the Office may, within 5 Business Days after receipt of the notice, give the Regulated Entity written notice:

- (c) stating that the Office is disallowing the notice because it does not satisfy the Objectives of this Order;
- (d) setting out why the Office thinks that the notice does not satisfy the Objectives of this Order; and
- (e) requiring the Regulated Entity to submit a notice that does satisfy the Objectives of this Order.

2.2.5 If, prior to the expiration of 20 Business Days after the receipt of a notice under Clause 2.2.1 or 2.2.2, the Office decides that the Regulated Entity giving the notice has failed to provide sufficient information to decide whether the Annual Price Schedule or Proposed Increase would satisfy the Objectives of this Order, the Office may give the Regulated Entity a written notice requiring the Regulated Entity to provide specific further information.

2.2.6 If the Office gives a Regulated Entity a notice under Clause 2.2.4 or 2.2.5, the 20 Business Days referred to in Clause 2.2.3 ceases to run until the Regulated Entity submits a notice that does satisfy the Objectives of this Order or provides the Office with the required information.

2.2.7 The Office may, subject to Clauses 2.2.8 and 2.2.9, approve or disallow an Annual Price Schedule or a Proposed Increase.

2.2.8 Subject to Clause 2.1.4 the Office must approve an Annual Price Schedule or a Proposed Increase if it is satisfied that the proposed Annual Price Schedule or Proposed Increase would satisfy the Objectives of this Order.

2.2.9 Where the Office disallows an Annual Price Schedule or a Proposed Increase, the Office must give to the relevant Regulated Entity a written notice stating:

- (a) that the Office is disallowing the Annual Price Schedule or Proposed Increase; and
- (b) the reason why it is disallowing the Annual Price Schedule or Proposed Increase.

2.2.10 If, for any reason whatsoever (including, without limitation, a failure by a Regulated Service Provider to give the Office a notice which complies with Clause 2.2.1), the Office has not approved (or been deemed to have approved) an Annual Price Schedule for a Financial Year "t" prior to the commencement of that Financial Year, then, until the Office approves (or is deemed to have approved) an Annual Price Schedule for that Financial Year, a Regulated Entity must not charge Regulated Prices for the provision of, or in connection with, the Regulated Services provided by that

Regulated Service Provider that are more than the Regulated Prices applicable at the end of the preceding Financial Year "t-1".

### 2.3 Reporting Requirements

2.3.1 A Regulated Service Provider must within 60 Business Days after the end of each Financial Year, provide the Office with a statement in writing setting out sufficient information to enable the Office to assess the Regulated Service Provider's compliance with the maximum prices approved by the Office. The information shall contain:

- (a) the total revenue derived from Regulated Prices charged for the provision of, or in connection with, each Regulated Service provided by that Regulated Service Provider in the port of Hastings during that Financial Year; and
- (b) the total quantity (in Metric Tonnes) of cargo loaded or unloaded in the port of Hastings utilising Regulated Services provided by that Regulated Service Provider during that Financial Year.

2.3.2 Subject to the provisions of the Act, a Regulated Entity must make available to the Office such other information as the Office reasonably requests for the purpose of ensuring compliance with this Order or deciding whether this Order has been complied with.

2.3.3 All forecasts and estimates made by a Regulated Entity for the purposes of this Order must be made after due enquiry and must be reasonable in light of all surrounding circumstances and past performance.

### 2.4 Regulated pass through of cost elements related to Force Majeure

2.4.1 If a Force Majeure Event occurs or continues, a Regulated Entity may give notice to the Office requesting approval for it to pass

on the costs of the event to users of Regulated Services by an increase in Regulated Prices.

2.4.2 A notice under Clause 2.4.1 must include:

- (a) sufficient information to enable the Office to assess whether a Force Majeure Event has occurred or is continuing;
- (b) an estimate of the effect of the Force Majeure Event on the Regulated Service Provider's costs; and
- (c) the proposed increase in Regulated Prices.

2.4.3 Subject to Clause 2.4.5, the Office must, within 30 Business Days after receipt of a notice under Clause 2.4.2, determine if the Force Majeure Event specified in the notice occurred or is continuing. If the Office determines that a Force Majeure Event has occurred or is continuing, then it must also determine whether to approve the increase in Regulated Prices set out in the notice. After determining whether to approve the increase in Regulated Prices, the Office must advise the Regulated Entity in writing accordingly. If an increase in Regulated Prices is not approved, the Office must state the reason why and advise the Regulated Entity whether a revised request would be considered.

2.4.4 An approval of an increase in Regulated Prices under Clause 2.4.3 may be for such period and subject to such terms and conditions as the Office considers appropriate.

2.4.5 A Regulated Entity must make available to the Office such information as the Office reasonably requests for the purposes of making a determination under Clause 2.4.3. If the Office makes a

request under this Clause 2.4.5, the 30 Business Day period referred to in Clause 2.4.3 ceases to run until the information requested by the Office is provided to the Office, or the Office advises that the information is no longer required.

2.5 Regulated pass through of cost elements related to a Change in Taxes

2.5.1 If there is a Change in Taxes, a Regulated Entity may give notice to the Office requesting approval for it to pass on the costs of the event to users of Regulated Services by an increase in Regulated Prices.

2.5.2 A notice under Clause 2.5.1 must include:

- (a) sufficient information to enable the Office to assess whether a Change in Taxes has occurred;
- (b) an estimate of the effect of the Change in Taxes on the Regulated Entity's costs; and
- (c) the proposed increase in Regulated Prices.

2.5.3 Subject to Clause 2.5.5, the Office must, within 30 Business Days after receipt of a notice under Clause 2.5.1, determine if the Change in Taxes specified in the notice has occurred. If the Office determines that a Change in Taxes has occurred, then it must also determine whether to approve the increase in Regulated Prices set out in the notice. After determining whether to approve the increase in Regulated Prices, the Office must advise the Regulated Entity in writing accordingly. If an increase in Regulated Prices is not approved, the Office must state the reason why and advise whether a revised request would be considered.

2.5.4 An approval of an increase in Regulated Prices under Clause 2.5.3 may be for such period and

subject to such terms and conditions as the Office considers appropriate.

2.5.5 A Regulated Entity must make available to the Office such information as the Office reasonably requests for the purposes of making a determination under Clause 2.5.3. If the Office makes a request under this Clause 2.5.5, the 30 Business Day period referred to in Clause 2.5.3 ceases to run until the information requested by the Office is provided to the Office, or the Office advises that the information is no longer required.

3. Application of the Pricing Order

3.1 Notification of a change in Regulated Services or Regulated Entity

3.1.1 If a person proposes:

- (a) to provide new or additional Regulated Services (already being a Regulated Service Provider);
- (b) to cease to provide any Regulated Services (whether or not another person is providing or proposes to provide similar Regulated Services); or
- (c) to commence to provide any Regulated Services (not already being a Regulated Service Provider),

it must first:

- (d) give the Office not less than 40 Business Days prior written notice in accordance with this Order; and

either:

- (e) obtain approval from the Office of all Regulated Prices to be charged for the provision of, or in connection with:
  - (i) the new or additional Regulated Services referred to in Paragraph (a); or

(ii) the Regulated Services referred to in Paragraph (c),

and any other changes to Regulated Prices proposed in connection with the matters referred to in Paragraphs (a), (b) and (c); or

(f) obtain a determination from the Office that the prices applying to any or all of the Regulated Services referred to in the notice are not to be subject to regulation under this Order.

If more than one paragraph of this Clause 3.1 applies, notice must be given under each applicable paragraph.

3.1.2 A notice under Paragraph 3.1.1(a) must include:

- (a) a description of the new or additional Regulated Services which the person proposes to provide;
- (b) the Regulated Prices proposed to be charged for the provision of, or in connection with, the proposed new or additional Regulated Services; and
- (c) information in support of the proposed pricing arrangements, including the Regulated Service Provider's reasonable estimate of any additional costs incurred or to be incurred in providing the proposed new or additional Regulated Services and any benchmark prices relevant to those new or additional Regulated Services.

3.1.3 A notice under Paragraph 3.1.1(b) must include:

- (a) a description of the Regulated Services which the person proposes to cease to provide;
- (b) if any other person (a "Transferee") is providing or proposes to provide

similar Regulated Services under an arrangement with the person giving the notice, the identity of the Transferee and details of the Regulated Services which the Transferee is providing or proposed to provide ("Transferred Services"); and

(c) details of any sale, lease or other transfer of assets in connection with any arrangements with a Transferee in respect of Transferred Services.

3.1.4 A notice under Paragraph 3.1.1(c) must include:

- (a) the identity of the person and any relationship or arrangement between that person and any other Regulated Entity;
- (b) a description of the Regulated Services which the person proposes to provide;
- (c) the Regulated Prices proposed to be charged for the provision of, or in connection with, the Regulated Services;
- (d) information in support of the proposed pricing arrangements, including the person's reasonable estimate of any costs incurred or to be incurred in providing the Regulated Services and any benchmark prices relevant to the Regulated Services; and
- (e) any proposals to fix Regulated Prices for the provision of, or in connection with, the Regulated Services for a specified period.

3.1.5 Where a notice under Paragraph 3.1.1 (a) or (c) relates to Transferred Services, historical information relating to the Transferred Services must also be provided.

3.1.6 If:

(a) a Regulated Entity gives to the Office a notice that purports to be in accordance with Clause 3.1.1; and

(b) in the Office's reasonable opinion, the notice does not satisfy the Objectives of this Order,

the Office may, within 5 Business Days after receipt of the notice, give the Regulated Entity written notice:

(c) stating that the Office is disallowing the notice because it does not satisfy the Objectives of this Order;

(d) setting out why the Office thinks that the notice does not satisfy the Objectives of this Order; and

(e) requiring the Regulated Entity to submit a notice that does satisfy the Objectives of this Order.

3.1.7 If, prior to the expiration of 20 Business Days after the receipt of a notice under Clause 3.1.1, the Office decides that the Regulated Entity giving the notice has failed to provide sufficient information to make a determination under Clause 3.1.9, the Office may give the Regulated Entity a written notice requiring the Regulated Entity to provide specific further information.

3.1.8 If the Office gives a Regulated Entity a notice under Clause 3.1.6 or 3.1.7, the 30 Business Days referred to in Clause 3.1.12 ceases to run until the Regulated Entity submits a notice that does satisfy the Objectives of this Order or provides the Office with the required information.

3.1.9 Where a person gives notice under Clause 3.1.1, the Office may, subject to Clause 3.1.10 approve or disallow any Regulated Price proposed in the

notice to the extent necessary to give effect to other provisions of the Order or determine that the price will not to be subject to regulation under this Order.

3.1.10 In exercising its powers under Clause 3.1.9, the Office must approve the proposals set out in the notice under Clause 3.1.1 if it is satisfied that would be consistent with the Objectives.

3.1.11 Where the Office disallows any proposals regarding Regulated Prices contained in a notice under Clause 3.1.1 the Office must give to the person who gave the notice a written notice stating:

(a) that the Office is disallowing the proposals regarding Regulated Prices; and

(b) the reason why it is doing so.

3.1.12 If after 30 Business Days from the receipt of a notice under Clause 3.1.1, the Office has not given a notice in accordance with Clause 3.1.11, the Office will be deemed to have approved the proposals regarding Regulated Prices contained in the notice.

3.1.13 If the Office has given a notice under Clause 3.1.11, no Regulated Prices may be charged for the provision of, or in connection with, the Regulated Services referred to in the notice under Clause 3.1.1 until either the Office approves or is deemed to have approved proposed pricing arrangements or determines that the price will not to be subject to regulation under this Order.

3.2 Exempt Contracts

3.2.1 A Regulated Service Provider may apply to have a Contract or proposed Contract approved by the Office as an Exempt Contract by giving a notice in writing to the Office to that effect.

Prescribed Services under an Exempt Contract are not Regulated Services and hence prices for those services are not Regulated Prices.

3.2.2 A notice under Clause 3.2.1 must include:

- (a) a true and complete copy of the Contract or proposed Contract;
- (b) a description of the services which are provided and/or are proposed to be provided under the Contract or proposed Contract and the assets employed or to be employed in providing those services; and
- (c) the prices, both historical and projected, for the services provided and/or proposed to be provided under the Contract or proposed Contract.

3.2.3 Once the Office receives a notice under Clause 3.2.1, the Office may, subject to provisions of the Act, request other information. If the Office makes a request under this Clause 3.2.3 the 30 Business Day period referred to in Clause 3.2.6 ceases to run until the information requested by the Office is provided to the Office, or the Office advises that the information is no longer required.

3.2.4 The Office shall approve a Contract or proposed Contract as an Exempt Contract if it is satisfied that approval is consistent with the Objectives.

3.2.5 Where the Office does not approve a Contract or proposed Contract as an Exempt Contract the Office must give to the person who gave the notice a written notice stating:

- (a) that the Office does not approve the Contract or proposed Contract as an Exempt Contract; and
- (b) the reasons why it does not do so.

3.2.6 If after 30 Business Days from the receipt of a notice under Clause 3.2.1 the Office has not given a notice under Clause 3.2.5, the Office is deemed to have approved the Contract or proposed Contract as an Exempt Contract.

3.2.7 If the Office has notified the Regulated Entity that a Contract or proposed Contract is not approved as an Exempt Contract, the Prescribed Services provided under the Contract or proposed Contract are or will be Regulated Services, and hence, the price must be a Regulated Price.

3.2.8 The Office must establish and maintain a register of all Exempt Contracts. This register must include:

- (a) contracts notified in writing by the Treasurer to the Office as Exempt Contracts prior to the commencement of this Order;
- (b) contracts approved or deemed to have been approved by the Office as Exempt Contracts under this Clause 3.2; and
- (c) contracts which are Exempt Contracts by force of this Order.

3.3 Variation, expiry, lapse or termination of Exempt Contracts

3.3.1 At least 40 Business Days prior to the variation, expiry, lapse or termination of an Exempt Contract, the relevant Regulated Service Provider must give a notice in writing to the Office of the proposed variation, expiry, lapse or termination.

3.3.2 If a variation of an Exempt Contract is proposed, the variation is to be treated in the same manner as an application for approval under Clause 3.2. If the Exempt Contract is varied before approval of the variation, it shall automatically cease to be an Exempt Contract.

3.3.3 Unless a new Exempt Contract is operative on or before the expiry, lapse or termination in respect of the relevant Prescribed Services, then the notice must include:

- (a) a description of the Prescribed Services which (subject to Clause 3.3.5 (d)) will become Regulated Services ("Relevant Services"); and
- (b) the prices proposed to be charged for the provision of, or in connection with, the Relevant Services.

3.3.4 Once the Office receives a notice under Clause 3.3.1, the Office may, subject to provisions of the Act, request other information. If the Office makes a request under this Clause 3.3.4, the 30 Business Day period referred to in Clause 3.3.8 ceases to run until the information requested by the Office is provided to the Office, or the Office advises that the information is no longer required.

3.3.5 Where a person gives notice under Clause 3.3.1 or an Exempt Contract ceases to be an Exempt Contract under Clause 3.3.2, the Office may, subject to Clause 3.3.6:

- (a) in the case of a person who is a Regulated Service Provider, increase, decrease or adjust the basis for calculating that person's Regulated Prices to the extent it considers appropriate;
- (b) in the case of a person who is not already a Regulated Service Provider, establish Regulated Prices that are to apply in relation to the Relevant Services;
- (c) approve or disallow any Regulated Price proposed in the notice to the extent necessary to give effect to

Paragraphs (a) and (b) and the other provisions of the Order; or

- (d) determine that the prices proposed to be charges for the provision of, or in connection with, the Relevant Services will not be subject to regulation under this Order.

3.3.6 In exercising its powers under Clause 3.3.5, the Office must approve the proposals set out in the notice under Clause 3.3.1 if it is satisfied that would be consistent with the Objectives.

3.3.7 Where the Office disallows any proposals regarding Regulated Prices contained in a notice under Clause 3.3.1, the Office must give to the person who gave the notice a written notice stating:

- (a) that the Office is disallowing the proposals regarding Regulated Prices; and
- (b) the reason why it is doing so.

3.3.8 If after 30 Business Days from the receipt of a notice under Clause 3.3.1, the Office has not given a notice in accordance with Clause 3.3.7, the Office will be deemed to have approved the proposals regarding Regulated Prices contained in the notice.

3.3.9 If the Office has given a notice under Clause 3.3.7, then (subject to Clause 3.3.10) no Regulated Prices may be charged for the provision of, or in connection with, the Prescribed Services referred to in the notice under Clause 3.3.1 until either the Office approves or is deemed to have approved proposed pricing arrangements or the Office determines that the price will not be subject to regulation under this Order.

3.3.10 If, as a result of events that could not reasonably have been avoided by the Regulated



Service Provider, an Exempt Contract expires, lapses or is terminated before the Office approves, or is deemed to have approved Regulated Prices under this Clause 3.3, the Office may approve interim Regulated Prices on any basis it considers appropriate having regard to the Objectives.

### 3.4 Change in Market Structure

#### 3.4.1 If:

- (a) in respect of services referred to in Paragraph (c) of the definition of Regulated Services in Appendix 1, at any time after the relevant determination under Clause 3.1.9 or Clause 3.3.5 (d); or
- (b) in respect of services referred to in Paragraph (d) of the definition of Regulated Services, at any time after the date of this Order,

the Office considers that there has been a material change in market structure which has reduced or is reducing contestability in the market for those services and that it is necessary for the achievement of its Objectives, the Office may determine that the prices charged for the provision of, or in connection with, those services will be subject to regulation under this Order.

3.4.2 A determination under Clause 3.4.1 may be for such period and subject to such terms and conditions as the Office considers appropriate.

### 4. Miscellaneous

#### 4.1 Modification to time periods in the Pricing Order

##### 4.1.1 The Office may:

- (a) by written notice to a Regulated Entity, extend the time by which, or the period within which, a thing required to be done by that Regulated Entity under this Order must be done; and

- (b) with the prior agreement of the Regulated Entity, reduce the time by which, or the period within which, a thing required to be done by that Regulated Entity under this Order must be done.

### 4.2 Amending Prescribed Prices

4.2.1 The Office may make a determination under this Clause 4.2.1. if (but only if):

- (a) all Regulated Entities adversely affected by the determination so agree; or
- (b) in the opinion of the Office, the determination is to correct a manifest error or is of a formal, technical or administrative nature only; or
- (c) in the opinion of the Office, the determination is necessary or desirable to avoid an unintended consequence of this Order which is materially prejudicial to a Regulated Entity and the determination is appropriate having regard to any effect on users of Regulated Services; or
- (d) without limiting the generality of Paragraph (c), more than one Regulated Entity is charging Regulated Prices for the provision of, or in connection with, the same Regulated Services and the Office is satisfied that the determination is necessary or desirable to avoid possible double counting errors that would otherwise occur in the application of this Order and the determination is appropriate having regard to any effect on users of Regulated Services; or
- (e) in the opinion of the Office, the determination is necessary or desirable to correct errors attributable to information provided to the Office by or on behalf of a Regulated Entity proving to

have been false or misleading in a material particular or to have had omitted from it a matter or thing the omission of which rendered the information misleading in a material respect; or

- (f) in the opinion of the Office, a person has or persons have entered into or commenced to carry out a Scheme for the sole or dominant purpose of avoiding the application of any provisions of this Order in relation to any person (whether or not that person has entered into or commenced to carry out the Scheme) and the determination is necessary or desirable to ensure the Scheme does not achieve that purpose.

4.2.2 A determination under Clause 4.2.1, may:

- (a) increase or decrease maximum Regulated Prices;
- (b) determine that prices which would otherwise be Regulated Prices are not Regulated Prices for the purposes of any or all of the provisions of this Order;
- (c) exempt a person or class of persons from complying with any or all of the provisions of the Order; or
- (d) subject to the Act and the ORG Act, otherwise regulate Prescribed Prices.

4.2.3 A determination under Clause 4.2.1 may:

- (a) operate for such period as the Office considers appropriate;
- (b) be subject to such terms and conditions as the office considers appropriate; and
- (c) may be revoked by the Office at any time.

4.2.4 In making a determination under Clause 4.2.1, the Office shall have regard to the Objectives.

#### 4.3 Other Powers of the Office

4.3.1 For the purposes of this Order, the Office may:

- (a) translate amounts expressed in currency other than Australian dollars into Australian dollars on such basis as it considers appropriate;
- (b) value any non-cash consideration (including, without limitation, offset, contra or other similar arrangements) as it considers appropriate;
- (c) convert any price (howsoever expressed) into a price per Metric Tonne on such basis as it considers appropriate;
- (d) determine that all or part of a price is to be regarded as being charged for the provision of, or in connection with, a particular Regulated Service even though it may be expressed to be charged for other goods or services; and
- (e) determine that all or part of a price is charged, or revenue is derived, during a particular Financial Year or other period even though it may be expressed to be charged or derived during some other period.

#### APPENDIX 1: DEFINITIONS

The following words and phrases have the meanings given to them in this Appendix when used in the Pricing Order unless the contrary intention appears:

Act means the **Port Services Act 1995**.

Annual Price Schedule has the meaning given in Clause 2.2.1.

Authority means any government or regulatory department, (including the Office), body, instrumentality, minister, agency, or other authority, or any body, which is the

successor to the administrative responsibilities of such department, instrumentality, minister, agency, or authority.

Business Day means a day on which Banks are open for general banking business in Melbourne, not being a Saturday or Sunday.

Base Year means the period ending 30 June 1998.

Change in Taxes means:

- (a) an obligation by a Regulated Entity to pay any amount which the Regulated Entity was not obliged to pay at the date of this Pricing Order arising from the imposition of a Relevant Tax; or
- (b) a change in the way or rate at which a Relevant Tax is calculated (including the removal of a Relevant Tax) to the extent that such a change results in a change in the amount which the Regulated Entity is required to pay (whether directly or under any contract) by way of Relevant Taxes from that which it was required to pay at the date of this Pricing Order;

as a consequence of:

- (c) a new statute or amendment of any statute or the interpretation of any existing statute resulting from the decision of any court or any arbitrator which binds the Regulated Entity;
- (d) a determination of any Authority; or
- (e) a government owned Regulated Entity ceasing to be government owned.

Channel includes swinging basin, turning circle, an area alongside a berth or dock, fairway and anchorage.

Contract means an agreement wholly in writing between a Regulated Service Provider and another party for the provision of Prescribed Services by that Regulated Service Provider to that other party for a term of not less than 5 years which the Office is satisfied is not intended and is not likely to be terminated within 5 years.

C.P.I. for a particular Financial Year is:

- (a) the Consumer Price Index: All Groups Index Number Melbourne published by the Australian Bureau of Statistics for the March Quarter immediately preceding the start of the relevant Financial Year;
- divided by

- (b) the Consumer Price Index: All Groups Index Number Melbourne published by the Australian Bureau of Statistics for the March quarter in the 1996/97 Financial Year.

Exempt Contract means:

- (a) a Contract which has been approved or been deemed to have been approved by the Office under Clause 3.2 or registered under Clause 3.2.8 (a); and
- (b) the Agreement between the State of Victoria and John Lysaght (Australia) Ltd made on 19 December 1969 and contained in the **Western Port (Steel Works) Act 1970**, and any agreements entered into under Clause 6 of that Agreement; and
- (c) the Agreement between the State of Victoria and Hematite Petroleum Proprietary Limited and Esso Exploration and Production Australia Incorporated made on 24 October 1967 and contained in the **Westernport Development Act 1967** and any agreements entered into under Clause 6 of that Agreement.

Force Majeure Event means, in relation to the port of Hastings and a Regulated Entity, a Relevant Event which results in a reduction of the capacity of Channels in the port waters of the port of Hastings to permit transnavigation by vessels when:

- (a) the reduction is equal to or greater than 50% of the normal capacity of the Channel; and
- (b) the event or reduction could not have been reasonably avoided by the Regulated Entity; and
- (c) the reduction continues to have effect longer than 48 hours; and
- (d) the Regulated Entity has no right to compensation (including a right to recovery under an insurance policy) resulting from the Relevant Event and could not have obtained such a right by taking reasonable steps.

Initial Port Operator means the initial port operator who conducts the operations of the port of Hastings under the Port Management Agreement with the Port of Melbourne Authority and the State of Victoria and who

manages a Channel in the port waters of the port of Hastings under the terms and conditions of a channel operating agreement with the Victorian Channels Authority.

Metric Tonnes or MT means 1,000 kilograms.

Office means the Office of the Regulator-General established under the Office of the Regulator-General Act 1994.

Objectives has the meaning given in Clause 1.1.

ORG Act means the Office of the Regulator-General Act 1994.

Prescribed Prices means the prices charges for the provision of, or in connection with, Prescribed Services in respect of the Regulated Industry other than prescribed prices for prescribed services within the meaning of the Grain Handling and Storage Act 1995.

Prescribed Services means:

- (a) the provision of channels for use by shipping in the port waters of the port of Hastings;
- (b) the making available of berths, buoys or dolphins in connection with the berthing of vessels in the port of Hastings;
- (c) the provision of short term storage or cargo marshalling facilities in connection with the loading or unloading of vessels at adjacent berths, buoys or dolphins in the port of Hastings;
- (d) the connection of water or electricity to berthed vessels in the port of Hastings; and
- (e) towage in the port of Hastings.

Proposed Increase has the meaning given in Clause 2.2.2.

Regulated Entities has the meaning given in Clause 1.2.1.

Regulated Industry means the port industry in the port of Hastings.

Regulated Prices means, subject to Clause 4.2.2(b), prices charged for the provision of, or in connection with, Regulated Services.

Regulated Services means Prescribed Services other than:

- (a) towage in the port of Hastings;

- (b) services provided under an Exempt Contract;

- (c) except for the purpose of Clauses 2.4.3 (to the extent the definition of Regulated Entity refers to Regulated Services) and 3.4.1 (and the provisions of this Appendix 1 to the extent necessary to give effect to those clauses), services for which the Office has, in accordance with Clause 3.1.9 or Clause 3.3.5(d), determined that prices will not be subject to regulation under this Order;

- (d) except for the purposes of Clauses 2.4.3 (to the extent the definition of Regulated Entity refers to Regulated Services) and 3.4.1 (and the provisions of this Appendix 1 to the extent necessary to give effect to those clauses), services provided at the commencement of this Order by a person other than the Initial Port Operator; and

- (e) prescribed services under the Grain Handling and Storage Act 1995.

If the Office, in accordance with Clause 3.4.1, determines that prices are to be subject to regulation under this Order, and those prices apply to any services referred to in Paragraphs (c) or (d), those services shall then become Regulated Services in accordance with that determination.

Regulated Service Provider means a person who provides Regulated Services in the port of Hastings.

Relevant Event in relation to the definition of Force Majeure means:

- (a) a war (declared or undeclared), a revolution or any unlawful act against public order or authority;
- (b) an act of God (including, hurricane, tidal wave or other natural disaster); or
- (c) a breach of duty by an Authority.

Relevant Tax means any tax, charge, levy or imposition (but not a fine or penalty) directly attributable to the provision of Regulated Services and, in the opinion of the Office, not normally absorbed in a fully competitive market but (without limitation) specifically excluding any:

- (a) income tax, fringe benefits tax or capital gains tax;

- (b) payroll tax;
  - (c) sales tax (or State equivalent wholesale sales tax) or value added tax or goods and services tax to the extent that, in the opinion of the Office, compensation for the effect of the tax has been or will be received by the relevant Regulated Entity;
  - (d) land tax; and
  - (e) financial accommodation levy.
- or any tax or levy that replaces any of those taxes or levies.

Scheme means:

- (a) any agreement, arrangement, understanding, promise or undertaking, whether express or implied and whether or not enforceable, or intended to be enforceable, by legal proceedings; and
- (b) any scheme, plan, proposal, action, course of action or course of conduct, whether material or otherwise.

Victorian Channels Authority means the Victorian Channels Authority established under the **Ports Services Act 1995**.

#### APPENDIX 2: RULES OF INTERPRETATION

In this Pricing Order:

- (1) amendments:
  - (a) a reference to this Order, a contract or another instrument includes any variation or replacement of any of them;
  - (b) a reference to a statute, ordinance, code or other law includes regulations and other instruments under it and consolidations, amendments, re-enactments or replacements of any of them.
- (2) singular and plural: the singular includes the plural and vice versa;
- (3) person:
  - (a) includes a firm, a body corporate, an unincorporated association or an authority;
  - (b) a reference to a person includes a reference to the person's executors, administrators, successors, substitutes (including, without limitation, persons taking by novation) and assigns.

- (4) calculation of periods of time: if a period of time is specified and dates from a given day or of a day of an act or event, it is to be calculated inclusive of that day;
- (5) month: a reference to a month is a reference to a calendar month;
- (6) Business Days: if an event must occur on a stipulated day which is not a Business Day then the stipulated day will be taken to be the next Business Day;
- (7) references to things: a reference to any thing (including, without limitation, any amount) is a reference to the whole and each part of it and a reference to a group of persons is a reference to any one or more of these;
- (8) parts of speech: if a word or phrase is specifically defined in this Order, then other parts of speech and grammatical forms of that word or phrase have corresponding meanings;
- (9) Quarter: a reference to a "Quarter" preceded by the name of a month, is a reference to the period of 3 months ending on the last day of the month referred to. For example, a reference to the March Quarter preceding a Financial Year is a reference to the period of 3 months ending on 31 March immediately preceding the beginning of that Financial Year;
- (10) References to Financial Year: when a calculation is required under this Pricing Order and also in this item:
  - (a) Financial Year "b" is the Financial Year ended 30 June 1998, known as the Base Year;
  - (b) Financial Year "t" is the Financial Year in respect of which the calculation is being made; and
  - (c) Financial Year "t-1" is the Financial Year immediately preceding Financial Year "t".

#### APPENDIX 3: INITIAL SCHEDULE OF PRICES FOR REGULATED SERVICES

Charges to apply at the first day after the date of gazettal of this Pricing Order up to 30 June 1998.

## TONNAGE RATES

Trade	Tonnage (\$ per GRT per hour)
Foreign vessels	0.0105
Foreign vessels — over 72 hours	0.0052
Coastal vessels	0.0079
Coastal vessels — over 72 hours	0.0039

**Electricity Industry Act 1993**  
**ORDER UNDER SECTION 158C (2)**

The Governor in Council under Section 158C (2) of the **Electricity Industry Act 1993** ("Act"), on the recommendation of the Treasurer, hereby makes the following Order:

1. Amendment of Tariff Order

The Order in Council made under Section 158A of the Act on 20 June 1995 and amended on 8 August 1995 (the "Tariff Order") is amended as follows:

(1) On Page 7 of the Tariff Order, replace:

"An Order made under section 158B of the EIA provides for an uplift payment in relation to electrical energy acquired through the Pool in circumstances where SECV (trading as the Loy Yang B Trader) incurs a loss in trading into the Pool the electricity it purchases from the owners of a 51% interest in the Loy Yang B power station".

with:

"An Order made under section 158BA of the EIA provides for payment of a "smelter reduction amount" in relation to electrical energy acquired through the Pool by SECV (trading as the Smelter Trader) to offset losses incurred in supplying electricity to the Portland and Point Henry Smelters pursuant to certain contracts."

(2) On Page 10 of the Tariff Order, replace "Loy Yang B uplift payment", wherever appearing, with "Smelter reduction amount".

(3) In the definition of "Ancillary Services" in Attachment 1:

- (a) at the end of Paragraph (d), delete "and";

- (b) at the end of Paragraph (e), replace "," with "; and"; and

- (c) after Paragraph (e), insert:

"(f) the provision by Edison Mission Energy Australia Ltd (A.C.N. 055 563 785) of the services contemplated by clause 4 of its Generation Licence, including without limitation, islanding capability and automatic generation control capability."

- (4) In the definition of "Hedge Generator" in Attachment 1:

- (a) after "SECV" delete "trading as Loy Yang B"; and

- (b) after "Southern Hydro Ltd (A.C.N. 065 325 091)" insert "Edison Mission Energy Australia Ltd (A.C.N. 055 563 785),".

- (5) In Part A of Attachment 6, replace "SECV (Loy Yang B Trader)" with "Edison Mission Energy Australia Ltd".

2. Commencement

This Order comes into operation on 1 July 1997.

Dated 24 June 1997

Responsible Minister:

ALAN R. STOCKDALE  
Treasurer

SHARNE BRYAN  
Clerk of the Executive Council

**Electricity Industry Act 1993**  
**ORDER UNDER SECTION 158BA**

The Governor in Council acting under Section 158BA of the **Electricity Industry Act 1993** ("the Act") hereby makes the following Order:

1. Modification of pool rules as from 1 July 1997

From 1 July 1997 the pool rules apply as modified in the manner set out in the Schedule provided that pool customers shall continue to be liable to make LYB uplift payments (as defined in the pool rules) with respect to all trading intervals up to the end of 30 June 1997 as if the pool rules had not been modified as provided by this Order. Prior to 1 July 1997, the Energy Levy Order made on 20 June 1995

under Section 158B of the Act, as amended under Section 158C (1) (ba) (i) of the Act, continues to apply.

2. Subsequent reductions to Smelter Reduction Amount

(a) If at any time a notice signed by the Treasurer and published in the Government Gazette:

(i) specifies an amount for, or a method of determining an amount for the smelter reduction amount rate (1) (as defined in the pool rules) for the purposes of rule 160.3 of the pool rules which is less than the amount for, or is a method resulting in a lesser amount than the amount for, smelter reduction amount rate (1) (as defined in the pool rules) specified in the pool rules as at the time of publication of the notice; or

(ii) specifies an amount for, or a method of determining an amount for, the value derived under Paragraph (c) (1) of rule 160.4 of the pool rules which is less than the amount for, or is a method resulting in a lesser amount than the amount for, the value derived under Paragraph (c) (1) of rule 160.4 of the pool rules as at the time of publication of the notice,

the pool rules apply as modified by the notice, to the extent necessary to give effect to that specified amount or method only, from the later of the date specified in the notice and the date which is 14 days after publication of the notice in the Government Gazette.

(b) If a notice signed by the Treasurer and published in the Government Gazette:

(i) specifies an amount for, or a method of determining an amount for, the value derived under Paragraph (c) (1) of rule 160.4 of the pool rules which is more than the amount for, or is a method resulting in a greater amount than the amount for, the value derived under Paragraph (c) (1) of rule 160.4 of the pool rules at the time of publication of the notice; and

(ii) a notice having that effect has not previously been signed by the Treasurer and published in the Government Gazette,

the pool rules apply as modified by the notice, to the extent necessary to give effect to that specified amount or method only, from the later of the date specified in the notice, the date which is 14 days after publication of the notice in the Government Gazette and 1 January 2001.

3. Other subsequent modifications

If a modification to the pool rules would have the effect of modifying in a material respect the modifications to the pool rules made by this Order (other than those made to rule 180), those modifications take effect only insofar as they do not have that effect unless they are submitted to the Treasurer and the Treasurer, by notice published in the Government Gazette, states that he or she is satisfied that the modifications are not inconsistent with the purpose of the regulation of the price payable for electricity as set out in Sub-section 158BA (1) of the Act or clauses 1 or 2 of this Order.

Dated 24 June 1997

Responsible Minister:

ALAN R. STOCKDALE  
Treasurer

SHARNE BRYAN  
Clerk of the Executive Council

SCHEDULE TO ORDER UNDER SECTION  
158BA OF THE ELECTRICITY INDUSTRY  
ACT

To give effect to the Order, the pool rules are amended in the manner set out below with effect on and from 1 July 1997.

1. Rule 10.1 - Definitions

1.1 Rule 10.1 is to be amended by inserting in alphabetical order the following definitions in rule 10.1 in place of or in addition to the existing definitions (as the case may be):

"electricity hedging agreement" means the electricity hedging agreement dated 29 March 1997 as replaced by agreement dated 8 May 1997 between SECV, Leanne Power Pty Ltd, Edison Mission Energy Australia Limited and the State of Victoria.

"smelter reduction amount" means the payment, expressed in \$, determined under rule 160.2 (d) for a billing period for a pool customer.

"smelter reduction amount (1)" means the component of the smelter reduction amount for a billing period as determined under rule 160.3.

"smelter reduction amount (2)" means the component of the smelter reduction amount for a billing period as determined under rule 160.4.

"smelter reduction amount rate (1)" means the amount, expressed in \$/MWh, determined under rule 160.3 (c).

"smelter reduction amount rate (2)" means the amount, expressed in \$/MWh, determined under rules 160.4 (c) and (d).

"smelter supply agreements" means the agreements, contracts and deeds referred to in Part A of Schedule 3 of the EI Act other than the Portland and Point Henry Flexible Tariff Deeds between SECV and State Trust Corporation of Victoria.

"smelter trading loss" means, in respect of a financial year, the amount expressed in \$, determined in accordance with rule 160.8 for that financial year.

"tabulated energy" means the amount of energy, expressed in MWh, for a pool customer for a billing period (or part billing period) either:

- (1) specified in the energy table for that pool customer in respect of that billing period (or part billing period); or
- (2) if not specified in the energy table for that pool customer in respect of that billing period (or part billing period), zero

or, if VPX has exercised its power under rule 160.3(b) in respect of that billing period (or part billing period), then determined by VPX under that rule.

"unrecovered carry forward loss" has the meaning given to it by rule 160.4 (c) (2).

"vesting contracts" means the agreements referred to in Section 91AA (3) of the EI Act to which the Smelter Trader is a party.

"Traders" means:

- (a) Smelter Trader;
- (b) Snowy Trader;
- (c) S.A. Trader; and
- (d) Hume Trader.

- 1.2 Rule 10.1 is to be amended by deleting the definitions of "Loy Yang B Power Station", "Loy Yang B Power Supply Agreement", "Loy Yang B Trader", "Loy Yang B trading loss", "LYB uplift payment", "LYB uplift payment (1)", "LYB uplift payment (2)", "LYB uplift payment rate (1)", "LYB uplift payment rate (2)", "UP (2) formula", "UP (1) tabulated energy" and "UP (2) tabulated energy".

## 2. Rule 50 - Participants

Rules 50.5 and 50.6 are to be amended so that the words "LYB uplift payment amounts" are replaced in each place they appear by the words "smelter reduction amounts".

## 3. Rule 160 - Determination of Pool Customer charges

- 3.1 Rule 160.1 (e) is to be amended by substituting smelter trading loss for Loy Yang B trading loss and by substituting "160.8 (b)" for "160.8 (a)".

- 3.2 Rule 160 is to be amended by replacing rules 160.2, 160.3, 160.4 and 160.8 with the following:

### "160.2 Smelter Reduction Amount

- (a) Subject to Rule 160.2 (e), each pool customer is liable to pay to VPX the smelter reduction amount in respect of electricity received and (in the case of a pool customer having tabulated energy) estimated to be received by it in a financial year.

- (b) The smelter reduction amount shall cease to be payable as from the commencement of the financial year immediately following the financial year in which Smelter Trader permanently or indefinitely ceases to supply electricity pursuant to the smelter supply agreements.

- (c) Rule 160.2 (b) does not affect a pool customer's obligation to pay a smelter reduction amount in respect of any billing period (or



part thereof) which occurs prior to the end of the financial year in which Smelter Trader permanently or indefinitely ceases to supply electricity pursuant to the smelter supply agreements.

- (d) The smelter reduction amount payable by a pool customer in respect of a billing period is calculated by applying the following formula:

$$RA(1) + RA(2)$$

where:

RA(1) is smelter reduction amount (1) in respect of the pool customer for the billing period; and

RA(2) is smelter reduction amount (2) in respect of the pool customer for the billing period.

- (e) SA trader is not liable to pay smelter reduction amounts nor are amounts for smelter reduction amount (1) and smelter reduction amount (2) to be calculated for it.

Smelter Trader is not liable to pay the smelter reduction amounts for electricity purchased by it for supply pursuant to the smelter supply agreements.

Smelter Trader is liable to pay the smelter reduction amounts for electricity purchased by it for supply pursuant to any other agreement to which the Smelter Trader is a party.

- (f) Smelter Trader will pay to VPX the amount payable by it pursuant to rule 160.1 for electricity purchased by the Smelter Trader in a trading interval less all smelter reduction amounts received by VPX pursuant to this rule 160.2 in respect of that trading interval.
- (g) In collecting the smelter reduction amount from a pool customer, VPX will be acting as the agent of Smelter Trader and not as a principal and is not liable for any loss, damage or expense suffered or incurred by a pool customer or Smelter Trader as a consequence of any act or omission by VPX pursuant to either of rules 160 or 180.

#### 160.3 Smelter Reduction Amount (1)

- (a) The smelter reduction amount (1) for a pool customer in respect of a billing period is calculated by applying the following formula:

$$RAR(1) \times TE$$

where:

RAR(1) is the smelter reduction amount rate (1); and

TE is the tabulated energy for the pool customer for the billing period.

- (b) If the allocation of tabulated energy amongst pool customers specified in the energy table in respect of a billing period or part billing period is not, in VPX's reasonable opinion, reasonable, having regard to the principles upon which the energy table was prepared, then VPX may in its sole and reasonable discretion, reallocate the specified amounts for tabulated energy amongst pool customers for that billing period or part billing period. For this purpose, upon request by VPX, pool customers must provide VPX with such information as VPX requests concerning their franchise customer load as soon as is reasonably practicable after the request by VPX is made.
- (c) smelter reduction amount rate (1) is \$2/MWh or, if the Treasurer in exercising his or her powers under an Order made under section 158BA of the EI Act specifies:
- (1) another amount for the purpose of this rule, then that amount; or
  - (2) a method of determining an amount for the purpose of this rule, then the amount determined by the application of that method.

#### 160.4 Smelter Reduction Amount (2)

- (a) Subject to rule 160.4(b), the smelter reduction amount (2) for a pool customer in respect of a billing period is calculated by applying the following formula:

$$RAR(2) \times (PCSD - TE)$$

where:

RAR(2) is smelter reduction amount rate (2) for the financial year in which the billing period falls; and

PCSD is the sum of the pool customer settlement demands for the pool customer for all of the trading intervals which fall in the billing period; and

TE is the tabulated energy for the pool customer for the billing period.

- (b) If a billing period falls in part in one financial year and in part in another financial year, then the smelter reduction amount (2) for a pool customer in respect of the billing period is the sum of the amounts, where an amount is calculated in respect of each part of the billing period by applying the formula in rule 160.4 (a), but as if references to "the billing period" in the definitions RAR(2), PCSD and TE in rule 160.4 (a) read "the relevant part of the billing period".
- (c) Subject to rule 160.4 (d), the smelter reduction amount rate (2) for a financial year (called the "applicable FY") is the lesser of the following amounts:

- (1) the amount (in \$/MWh) determined by VPX for the applicable FY using the following formula:

$$\text{ALR}(1) \times \frac{\text{NCPI}}{\text{OCPI}}$$

where:

ALR(1) is \$2/MWh;

NCPI is the index number for the quarter ending on 31 March immediately preceding the applicable FY; and

OCPI is the index number for the quarter ending on 31 March 1995,

or, if the Treasurer in exercising his or her powers under an Order made under Section 158BA of the EI Act specifies:

- (i) another amount for the purpose of this rule, then that amount; or

- (ii) a method for determining an amount for the purpose of this rule, then the amount determined by the application of that method; and

- (2) the amount (in \$/MWh) determined by VPX for the applicable FY using the following formula:

$$\frac{\text{STLi-1} + \text{UCFLi-1} - (\text{STEi} \times \text{RAR}(1)\text{i})}{\text{FPCSDi} - \text{STEi}}$$

where:

STLi-1 (in \$) is Smelter Trader's latest estimate of the smelter trading loss (if any) for the financial year immediately preceding the applicable FY provided under rule 160.8 (d); and

UCFLi-1 (in \$) is the accumulated unrecovered carry forward loss of the Smelter Trader at the start of the financial year immediately preceding the applicable FY (called "FYi-1") determined in accordance with the following formula:

$$\text{STLi-2-SRAi-1} + \text{UCFLi-2}$$

where:

STLi-2 (in \$) is Smelter Trader's actual Smelter Trading loss (if any) for the financial year immediately preceding FYi-1; and

SRAi-1 (in \$) is the total sum of smelter reduction amounts paid or estimated to be payable by pool customers in FYi-1; and

UCFLi-2 (in \$) is the accumulated unrecovered carry forward loss of the Smelter Trader at the start of the financial year immediately preceding FYi-1 determined in

accordance with the formula for UCFLi-1 above, but substituting the equivalent figures for the previous year provided that;

- (i) if an application of this formula results in a negative amount, then unrecovered carry forward loss for FYi-1 is \$0; and
- (ii) the accumulated unrecovered carry forward loss at the start of the financial year ending 30 June 1997 is \$0; and

RAR(1)i (in \$/MWh) is smelter reduction amount rate (1) for the applicable FY;

STe<sub>i</sub> (in MWh) is the sum of the tabulated energy for all pool customers for all billing periods (and part billing periods) which fall in the applicable FY; and

FPCSDi (in MWh) is VPX's forecast of the sum of the pool customer settlement demands for all pool customers (excluding Snowy Trader, SA trader and electricity purchased by the Smelter Trader for supply pursuant to the smelter supply agreements) for all trading intervals which fall in the applicable FY, taking into account the estimates provided under rule 160.7 (a) in respect of the applicable FY.

(d) If:

- (A) the amount determined under rule 160.4 (c) is less than \$0/MWh; or
- (B) the application of the formula for RAR(2)i set out in rule 160.4 (c) (2) results in a denominator which is zero or negative;

then the smelter reduction amount rate (2) for that financial year will be \$0/MWh.

- (e) For the purposes of rules 160.4 (b) and 160.4 (c) the tabulated energy for a part of billing period is determined by applying the following formula:

$$TE \times \frac{SP(1)}{SP}$$

where:

TE is the tabulated energy for the pool customer for the billing period;

SP(1) is the number of trading intervals in the billing period which occur in the relevant part of the billing period; and

SP is the total number of trading intervals in the billing period.

#### 160.8 Calculation of Smelter Trading Loss

- (a) The smelter trading loss for the financial year ending 30 June 1997 is deemed to be \$202.3 million.
- (b) The smelter trading loss for a financial year after the financial year ending 30 June 1997 is the amount determined by Smelter Trader by applying the formula:

AP - AR

where:

AP is the aggregate amount paid or payable by Smelter Trader for or in respect of the electricity purchased by it to meet its supply obligations under the smelter supply agreements (including transmission costs and any other costs incurred by the Smelter Trader in respect of its obligations under the smelter supply agreements) in the financial year, after taking into account the following hedging arrangements:

Electricity to be supplied under the smelter supply agreements will be purchased by the Smelter Trader from VicPool or any succeeding Pool and the risk of price volatility will be managed by the Smelter Trader:

- (i) under the vesting contracts until 31 December 2000; and

- (ii) under the electricity hedging agreement after 31 December 2000; and
- (iii) if the above hedge contracts are not sufficient to manage Smelter Trader's pool exposure under the smelter supply agreements, under any other hedge contract to which the Smelter Trader is a party, or left unhedged at the discretion of the Smelter Trader.

AR is the aggregate amount received or receivable by Smelter Trader for or in respect of or in any way related to electricity supplied by it under the smelter supply agreements in the financial year (but excluding any payments it receives pursuant to rule 160.2 and any amounts received by SECV from the State).

- (c) If the smelter trading loss determined by Smelter Trader under rule 160.8 (b) for a financial year is a negative amount, the smelter trading loss for that financial year will be deemed to be zero.
- (d) On or before 15 May in each financial year after the financial year ending 30 June 1997, Smelter Trader must advise VPX in writing of its estimate of the smelter trading loss for that financial year and each of the 2 financial years immediately following that financial year. An estimate under this rule must be made in good faith and using all relevant information in the possession of Smelter Trader or which Smelter Trader could have obtained after making reasonable enquiries.
- (e) As soon as is reasonably practicable but in any event within 90 days after the end of each financial year, Smelter Trader must advise VPX in writing of the actual smelter trading loss for the relevant financial year.
- (f) If Smelter Trader does not advise VPX of the smelter trading loss for a financial year or its estimate of the smelter trading loss for a financial year as required pursuant

to rules 160.8 (d) and 160.8 (e), VPX must not calculate or collect smelter reduction amounts due during the following financial year unless and until Smelter Trader notifies VPX of the smelter trading loss for that previous financial year.

- (g) Smelter Trader will ensure that the calculation of the smelter trading loss is audited by its auditors and that its auditors will provide to VPX as soon as reasonably practicable after the end of the financial year a certificate certifying that the calculation of the smelter trading loss has been carried out in accordance with generally accepted Australian accounting principles and practices and with this rule 160.8.
- (h) Any certificate given to VPX by Smelter Trader's auditors pursuant to rule 160.8 (g) will, upon reasonable prior notice from a pool customer, be made available by VPX for inspection at VPX's offices by that pool customer.
- (i) On or before 31 May in each financial year after the financial year ending 30 June 1997, VPX must:
  - (1) notify pool customers of the smelter reduction amount rate (2) for the following financial year; and
  - (2) make available to pool customers VPX's estimate of what the smelter reduction amount rate (2) will be for each of the 2 financial years immediately following the financial year referred to in paragraph (1).
- (j) The information provided under rule 160.8 (i) (2) is indicative only. The actual smelter reduction amount rate (2) for a financial year may differ from the estimates provided under that rule. VPX is not liable whether in contract, tort (including negligence) or otherwise if the estimated figures provided under that rule differ from the actual figures.

(k) If either:

(1) the Consumer Price Index: All Groups Index Number Melbourne ceases to be published at the interval contemplated in this rule 160; or

(2) the method of calculation of the Consumer Price Index: All Groups index number Melbourne is altered in a material way,

then VPX, after consultation with Smelter Trader and the pool customers, may determine an appropriate replacement index or interest rate (as the case may be) and may make any necessary consequential amendments to these rules."

#### 4. Rule 180 - Payment

Paragraph (b) of Rule 180.2 is to be replaced by the following:

"(b) Smelter Trader a draft of the statement to be given to it under rule 180.4 together with such supporting data as VPX considers appropriate relating to that billing period."

#### 5. Rule 195 - Payment Default Procedure

Paragraph (b) of Rule 195.2A is to be amended by deleting the reference to "Loy Yang B Trader";

#### 6. Schedule 4 - Participant Units

Schedule 4 is to be amended by deleting the reference to "Loy Yang B Trader" and replacing it with "Loy Yang B".

#### Health Services Act 1988 SECTION 11 EXEMPTION

Under Section 11 of the **Health Services Act 1988** and on the recommendation of the Minister for Health, the Governor in Council declares that Section 46 (2) (a) of the **Health Services Act 1988** does not have effect in relation to Alison Barr, Margaret Lyneham and John Murray in respect of their membership of the board of management of the Knox Community Health Service Inc. and to Leigh McGregor in respect of his membership of the board of management of Monash Link Community Health Service Inc.

This declaration shall have effect on and from the date of publication of this Order in the Government Gazette.

Dated 24 June 1997

Responsible Minister:  
ROB KNOWLES  
Minister for Health

SHARNE BRYAN  
Clerk of the Executive Council

#### Health Services Act 1988

#### AN ORDER PURSUANT TO SECTIONS 11 AND 33 OF THE HEALTH SERVICES ACT 1988 IN RELATION TO SWAN HILL DISTRICT HOSPITAL AND ITS BOARD OF MANAGEMENT

The Governor in Council pursuant to all enabling powers and section 11 and section 33 of the **Health Services Act 1988** ("the Act") and on the recommendation of the Minister for Health made after receiving advice from the Secretary to the Department of Human Services, by this Order—

Declares, under section 11 of the Act, that section 33 (5) (a) of the Act does not have effect in relation to Swan Hill District Hospital until 31 October 1997 in respect of the two currently vacant positions on its board of management,

to take effect from 1 July 1997; and

Appoints, under section 33 (7) of the Act the following persons to the board of management of the Swan Hill District Hospital for the terms as specified below:

WATSON Ian Kirby	until 31 October 1997
HARRIS Neville James	until 31 October 1997

to take effect from 1 July 1997.

Dated 24 June 1997

Responsible Minister:  
ROB KNOWLES  
Minister for Health

SHARNE BRYAN  
Clerk of the Executive Council

**Livestock Disease Control Act 1994**  
**ORDER DECLARING CATTLE COMPENSATION**

The Governor in Council, acting under Sections 6, 73 and 74 of the **Livestock Disease Control Act 1994**—

(1) revokes the Order in Council made on 19 December 1995 and published in the Government Gazette No. G50, 21 December 1995 (Page 3646) declaring cattle compensation; and

(2) declares:

(a) The following diseases to be compensatable cattle diseases—

Brucellosis  
Bovine Johne's disease.

(b) The amount of compensation payable for cattle which are destroyed or which, after being ordered to be destroyed, die before being destroyed, whether after destruction or death they are found to be free from disease or not, is—

(i) in the case where the disease which affected the cattle is—

Tuberculosis, or  
Brucellosis, or  
Suspect exotic disease

the market value of the animal up to a maximum amount for any one head of cattle of \$2000;

(ii) in the case where the disease which affected the cattle is Johne's disease—

(a) where the cattle—

(i) are not in the clinical stage of the disease, or  
(ii) are the index case in the herd,

market value where blood for testing was drawn from the animal prior to 1 July 1997, and \$600 for each animal where blood for testing was drawn from the animal from 1 July 1997 inclusive; and

(b) where the cattle have reached the clinical stage of Johne's disease, and are not the index case in the herd, \$200.

(c) The amount of compensation payable for cattle which are destroyed because of injury suffered by the cattle in the course of the administration of the **Livestock Disease Control Act 1994** is the market value of the animal up to a maximum amount for any one head of cattle of \$2000.

(d) The amount of compensation payable for any diseased carcase or portion of a diseased carcase condemned as unfit for human consumption because of disease, is—

for condemnation of the forequarters:	three-eighths of the market value up to a maximum of \$750;
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for condemnation of the hindquarters:	five-eighths of the market value up to a maximum of \$1250;
---------------------------------------	---

for condemnation of the whole carcase:	market value up to a maximum of \$2000.
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This Order will commence on 1 July 1997.

Dated 24 June 1997

Responsible Minister:

PATRICK McNAMARA  
Minister for Agriculture and Resources

SHARNE BRYAN  
Clerk of the Executive Council

**Livestock Disease Control Act 1994****ORDER DECLARING AMOUNTS OF SHEEP AND GOAT COMPENSATION**

The Governor in Council, acting under Sections 6 and 79D of the **Livestock Disease Control Act 1994** declares—

1. The amounts of compensation payable for sheep which are destroyed or which, after being ordered to be destroyed, die before being destroyed, to be calculated as follows:

- |  |   |
|--|---|
| (i) ewes:  | \$25  |
| (ii) wethers   | \$15  |
| (iii) lambs, being sheep without two permanent incisor teeth which are too small to be processed:    | \$18  |
| (iv) lambs, being sheep without two permanent incisor teeth which are not too small to be processed: | \$15  |
| (v) rams which are entire males of at least 6 months of age, in non-stud flocks:                     | \$100, up to a maximum number of rams per flock which is equivalent to a joining rate of 3%;<br>\$25, for every ram in a flock in excess of the maximum number referred to above.   |
| (vi) rams which are entire males of at least 6 months of age, in registered stud flocks:             | \$100, up to a maximum number of rams which is equivalent to the average number of rams in the 3 years to the date of destruction that were registered with the breed society;<br>\$25, for each ram registered with the breed society in excess of the average number referred to above. |

2. The amounts of compensation payable for goats which are destroyed or which, after being ordered to be destroyed, die before being destroyed, to be calculated as follows:

- |   |  |
|---|--|
| (i) does:   | \$25   |
| (ii) wethers  | \$15   |
| (iii) kids, being goats without two permanent incisor teeth which are too small to be processed:    | \$18   |
| (iv) kids, being goats without two permanent incisor teeth which are not too small to be processed: | \$15   |
| (v) kids which are entire males of at least 6 months of age, in non-stud flocks:                    | \$100, up to a maximum number of bucks per flock which is equivalent to a joining rate of 3%;<br>\$25, for every buck in a flock in excess of the maximum number referred to above.  |
| (vi) bucks which are entire males of at least 6 months of age, in registered stud flocks:           | \$100, up to a maximum number of bucks which is equivalent to the average number of bucks in the 3 years to the date of destruction that were registered with the breed society;<br>\$25, for each buck registered with the breed society in excess of the average number referred to above. |

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3. The amount of compensation payable for any diseased carcase condemned as unfit for human consumption because of Johnne's disease, is NIL.

4. The amounts stated in Paragraphs 1, 2 and 3 apply whether or not the sheep and goats have reached the clinical stage of Johnne's disease.

This Order will commence on 1 July 1997.

Dated 24 June 1997

Responsible Minister:

PATRICK McNAMARA

Minister for Agriculture and Resources

SHARNE BRYAN

Clerk of the Executive Council

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#### **Marine Act 1988**

1. The Governor in Council acting under Section 111 of the **Marine Act 1988** and all other enabling powers revokes the declarations dated 27 February 1996, published in the Government Gazette of 29 February 1996, of waters in the following ports to be designated ports for the purposes of the Act—

The Port of Queenscliff

The Port of Port Phillip.

2. The Governor in Council acting under Section 111 of the **Marine Act 1988** and all other enabling powers declares the following lands or waters to be a designated port for the purposes of the Act—

The lands or waters described in Schedule 1.

3. This Order shall operate on and from 1 July 1997.

Dated 24 June 1997

Responsible Minister:

GEOFF CRAIGE

Minister for Roads and Ports

SHARNE BRYAN

Clerk of the Executive Council

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#### **SCHEDULE 1**

1. The Designated Port of Port Phillip shall consist of:

(a) all the waters of Port Phillip Bay, including Corio Bay and Swan Bay,

(b) the waters of the navigable rivers and creeks flowing into Port Phillip Bay which under Paragraph (a) are included in the Port of Port Phillip, but which, in the case of the Yarra River, are limited to downstream of the West Gate Bridge, and;

(c) the following lands:

Crown Allotment 2, Section 8, Parish of Truganina, (Altona Pier).

Crown Allotment 28B, Parish of Moorabbin, (Black Rock Jetty).



Crown Allotment 2H, Section 1, Parish of Kangerong, (Dromana Pier).

Crown Allotment 1B, Section 7, Township of Frankston, Parish of Frankston (Frankston Pier).

Crown Allotment 1F3, Parish of Moorabbin (Middle Brighton Pier and Breakwater).

Crown Allotment 12A3, Parish of Lyndhurst, (Mordialloc Pier).

Crown Allotment 8G, Section 1, Township of Mornington, Parish of Moorooduc, (Mornington Pier and Jetty).

Crown Allotment 1A3, Parish of Lyndhurst, (Patterson River Rock Walls).

Crown Allotment 4B, Section 5, Parish of Paywit, (Point Lonsdale Jetty).

Crown Allotment 19X, Township of Portarlington, Parish of Bellarine, (Portarlington Pier).

Crown Allotment 146B, Parish of Nepean, (Portsea Pier).

Crown Allotment 33A, Section 1, Township of Rosebud, Parish of Wannaeue, (Rosebud Pier).

Crown Allotment 4B, Township of Rye, Parish of Nepean, (Rye Pier).

Crown Allotments 21H and 21J, Parish of Moorabbin, (Sandringham Jetty and Breakwater).

Crown Allotment 90H at St Kilda, Parish of Melbourne South, (St Kilda—Brooke's Jetty).

Crown Allotment 22, Section 2X at St Kilda, Parish of Melbourne South, (St Kilda Pier and Breakwater).

Crown Allotment 45, Section 1, Parish of Paywit, (St Leonards Jetty and Breakwater).

Crown Allotment 11B, Section A, Parish of Frankston, (Seaford Pier).

Crown Allotment 77F, Parish of Nepean, (Sorrento Pier).

Part of Crown Allotment 17L, Parish of Paywit as is shown bordered red on plan marked "P/8.9.95" attached to Department of Conservation and Natural Resources correspondence No. 07/4540, (Swan Bay Jetty).

The reserved Crown land in the Parish of Deutgam as indicated by hatching on plan marked "D/13.6.95" attached to Department of Conservation and Natural Resources correspondence No. 07/4544, (Werribee South Jetty).

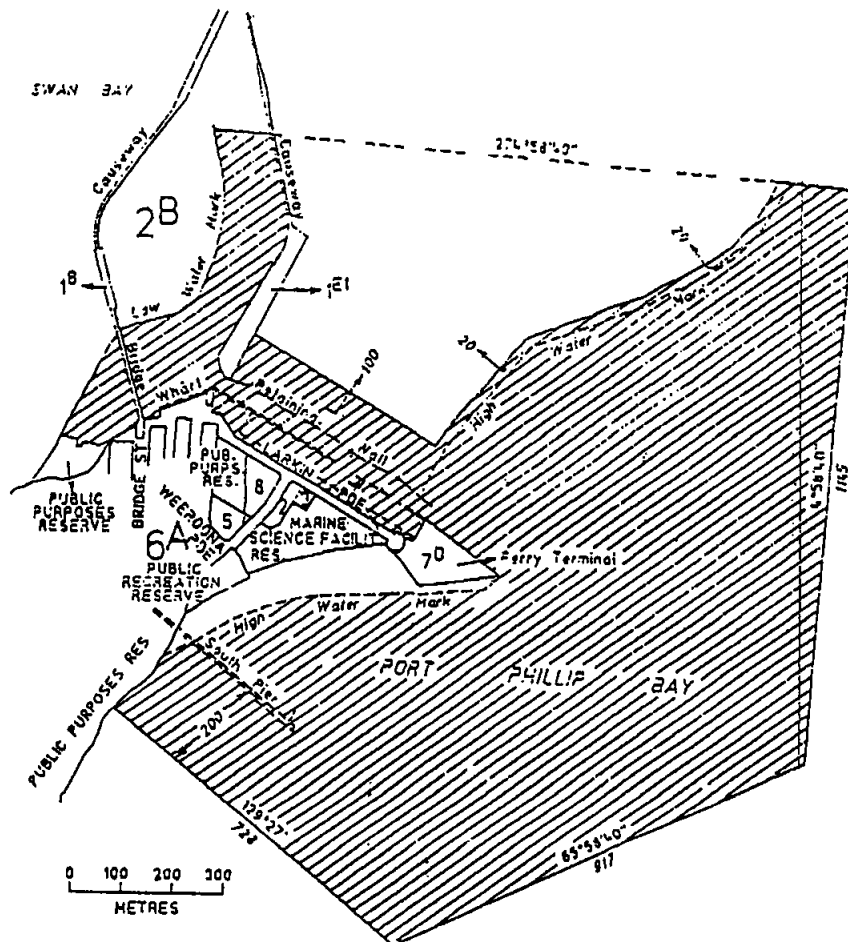
Part Crown Allotment 12C, Section 2, Parish of Cut Paw Paw, (Williamstown).

Crown Allotments 10E and 10F, Section 8, Parish of Cut Paw Paw, (Stoney Creek Backwash).

Part Crown Allotment 11A, Section 2A, Parish of Melbourne South, (Lagoon Pier).

Part Crown Allotment 29B, Section 92, Parish of Melbourne South (Kerferd Road Pier).

The lands described by the hatched areas on the plan below:



Total area of hatched portions 133ha±

**SUBORDINATE LEGISLATION ACT 1994  
NOTICE OF MAKING OF STATUTORY  
RULES**

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

52. *Statutory Rule:* Port of Melbourne Authority (Superannuation) (Amendment) Regulations 1997

*Authorising Act:* Port of Melbourne Authority Act 1958

*Date of Making:* 20 June 1997

53. *Statutory Rule:* Fisheries (Abalone) (Amendment No. 2) Regulations 1997

*Authorising Act:* Fisheries Act 1968

*Date of Making:* 24 June 1997

54. *Statutory Rule:* Livestock Disease Control (Amendment) Regulations 1997

*Authorising Act:* Livestock Disease Control Act 1994

*Date of Making:* 24 June 1997

55. *Statutory Rule:* Zoological Parks and Gardens (Administration) (Charges) Regulations 1997

*Authorising Act:* Zoological Parks and Gardens Act 1995

*Date of Making:* 24 June 1997

56. *Statutory Rule:* Audit (Public Bodies) (Amendment) Regulations 1997

*Authorising Act:* Audit Act 1994

*Date of Making:* 24 June 1997

57. *Statutory Rule:* Financial Management (Amendment) Regulations 1997

*Authorising Act:* Financial Management Act 1994

*Date of Making:* 24 June 1997

58. *Statutory Rule:* Borrowing and Investment Powers (Guarantees) Regulations 1997

*Authorising Act:* Borrowing and Investment Powers Act 1987

*Date of Making:* 24 June 1997

59. *Statutory Rule:* Intellectually Disabled Persons' Services (Fees) Regulations 1997

*Authorising Act:* Intellectually Disabled Persons' Services Act 1986

*Date of Making:* 24 June 1997

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

Notice is given under Section 17 (3) of the Subordinate Legislation Act 1994 that the following Statutory Rules were first obtainable from Information Victoria, 356 Collins Street, Melbourne on the date specified:

49. *Statutory Rule:* Tobacco (Victorian Health Promotion Foundation) Regulations 1997

*Authorising Act:* Tobacco Act 1987

*Date first obtainable:* 23 June 1997

*Code A*

50. *Statutory Rule:* Estate Agents (Professional Conduct) Regulations 1997

*Authorising Act:* Estate Agents Act 1980

*Date first obtainable:* 24 June 1997

*Code A*

51. *Statutory Rule:* Local Government (Certification of Financial Statements) Regulations 1997

*Authorising Act:* Local Government Act 1989

*Date first obtainable:* 23 June 1997

*Code A*

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The last Special Gazette was No. 71  
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