



# Victoria Government Gazette

No. G 34 Thursday 28 August 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

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#### Private Notices

Payment must be received in advance with advertisement details.

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#### 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.

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#### 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)

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- 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

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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If material does not meet above requirements your advertisement may not be published.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  
60 Fallon Street,  
Brunswick 3056  
Telephone inquiries (03) 9387 8135  
Fax No. (03) 9387 3404.

### Advertising Rates and Payment

#### Private Notices

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014 693 550

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Periodical - \$110.00 each year

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Subscription inquiries

AGPS Victorian Operations

PO Box 263

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## PRIVATE ADVERTISEMENTS

# Internal Consultancy Skills

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 PERFORMANCE  
 IMPROVEMENT  
 CONFERENCES &  
 SEMINARS

For a brochure contact: P.I.C.S. Pty Ltd, Jill Moor  
 Tel: (03) 9853 0699, Fax: (03) 9853 8155,  
 PO Box 696, Kew, Vic 3101

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This program delivers a proven consulting process, **STRICTLY** providing participants with key skills and confidence. **LIMITED** It focuses on identifying consultant roles, developing **NUMBERS** effective contracts and managing resistance with clients by using a powerful 5 step process.

**SYDNEY 20 - 21 OCTOBER 1997 MELBOURNE 23 - 24 OCTOBER 1997**

## NOTICE OF DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership previously subsisting between Colin Hilton Maxwell and Noel Alexander Baulch, carrying on business as wholesale rural merchandisers at Lot 4, Wiltshire Lane, Delacombe, under the name "Megamerch Wholesale Rural Merchandise" has been dissolved as from 30 June 1997 so far as concerns the said Noel Alexander Baulch who has retired from the partnership.

## CORPORATIONS LAW Notice of Voluntary Liquidation Section 49 (2)

At a general meeting of the abovenamed company, duly convened and held at corner Princes Highway and McNaughton Road, Clayton, 20 August 1997, the following special resolution passed:

Whitehorse Distributors (Aust.) Pty Ltd (In Liquidation) A.C.N. 004 407 809.

"Resolved that the company be wound up as a members' voluntary liquidation and that the assets of the company may be distributed in whole or in part to the members in specie should the liquidators so desire."

Dated 20 August 1997

GRAHAM ROY WHITESIDE, GARY ANDREWS, joint and several liquidators, chartered accountants, Suite 1, 476 Canterbury Road, Forest Hill

## CORPORATIONS LAW Form 546

HYLLUS MARIS ABORIGINAL  
 COMMUNITY SCHOOL INC.

(In Liquidation)  
 Registered No. 10578

Notice Of Intention To Declare A Dividend

A first and final dividend is to be declared on 26 September 1997 for the company.

Creditors whose debts or claims have not already been admitted are required on or before 18 September 1997 formally to prove their debts or claims. If they do not they will be excluded from the benefit of the dividend.

Dated 19 August 1997

JAMES SCOTT ROMANIS, liquidator,  
 Romanis Cant PPB, chartered accountants,  
 2nd Floor, 106 Hardware Street, Melbourne

Notice is hereby given that the Returned & Services League of Australia (Victoria) Branch Inc. have applied for a lease for a term of 21 years under Section 134 of the Land Act 1958, in respect of an area of Crown land containing 495 m<sup>2</sup> known as Crown Allotment 21A, Section 42A, Township of Echuca, as a site for the purposes of Amusement and Recreation (Club Rooms). 06/9453.

In the estate of FRANK HARRIS of 20 Drechsler Street, Bendigo in the State of Victoria, pensioner, deceased

Creditors, next of kin and all other persons having claims against the estate of the said deceased are required by Rosalie Eleanor Dawson of 20 Drechsler Street, Bendigo, aforesaid home duties, 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 20 October 1997, after which date they will distribute the assets having regard only of the claims to which they then have notice.

**BASILE & CO.**, barristers and solicitors, 46 Wellington Street, Kerang

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**ISAAC LANG** (formerly Isaac Langsam), deceased

Creditors, next of kin or others having claims in respect of the estate of Isaac Lang (formerly Isaac Langsam) late of 102 Bamba Road, Caulfield, who died on 2 February 1997 are to send particulars of their claims to the executor care of the undermentioned solicitor by 20 November 1997, after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

**MORRIS MARGOLIS**, solicitor, Suite 7, 1097-1111 High Street, Armadale

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Creditors, next of kin and others having claims in respect of the estate of David Bruce Chipperfield late of 6 Gallus Court, Bundoora, market proprietor, deceased who died on 21 October 1996 are required by the executor Norma Deanne Poulter of 630 Smiths Lane, Broadford, market proprietor to send particulars of their claim to her care of the undermentioned solicitor by 31 October 1997, after which date the said executor will distribute the assets of the deceased having regard only to the claims of which she then shall have notice.

**B. J. WILLIAMS, LL. B.**, solicitor, 106 Lower Plenty Road, Rosanna

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**IVY JEAN TRELOAR**, late of 15 Hadkinson Street, Clayton South, Victoria, home duties, deceased

Creditors, next of kin and others having claim against the estate of the deceased who died on 30 June 1997 are required to send particulars thereof to the executor, Leslie Ralph Bailey care of the undersigned prior to the expiration of sixty clear days from the date of publication of this notice, after which date the assets of the estate will be distributed by him having regard only to those claims of which he shall then have notice.

**BAILEY TIMMS & NICHOLSON**, solicitors, 139 Carinish Road, Clayton

**ABIGAIL ST CLAIR**, deceased

Creditors, next of kin or others having claims in respect of the estate of Abigail St Clair late of Trewint Nursing Home, Heatherton Road, Noble Park, but formerly of 124 Herbert Street, Dandenong, Victoria, home duties, deceased who died on 21 July 1997 are to send particulars of their claims to the executor care of the undermentioned solicitors by 24 September 1997, after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

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

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**EDELIN LEITA HARRISON**, deceased

Creditors, next of kin or others having claims in respect of the estate of Edeline Leita Harrison late of 18 Adeline Street, Greensborough, Victoria, but formerly of 184 Watsonia Road, Watsonia, Victoria, widow, deceased who died on 3 April 1997 are to send particulars of their claims to the administrator care of the undermentioned solicitors by 31 October 1997, after which date the administrator will distribute the assets having regard only to the claims of which the administrator then has notice.

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

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**NOELA RITA GLASSCOCK** of Break O'Day Road, Glenburn via Yea, farmer, deceased

Creditors, next of kin and others having claims in respect of the estate of the deceased who died on 13 June 1997 are required by Susan Thompson of 71 Atkinson Street, Templestowe, home duties, the executrix of the Will of the said deceased to send particulars to her in the care of the undermentioned solicitors by 28 October 1997, after which date the said executrix may convey or distribute the assets having regard only to the claims of which she then has notice.

**MACPHERSON & KELLEY**, solicitors, 229 Thomas Street, Dandenong

Creditors, next of kin and others having claims in respect of the estate of Franc Fatur (also known as Frank Fatur), deceased, late of 485 Springvale Road, Springvale in the State of Victoria, retired storeman, who died on 25 July 1997 are required to send particulars of their claim to Andrew McMullan & Co., solicitors, 64 Kingsway, Glen Waverley in the said State, solicitors for the executor of the said estate by 1 November 1997, after which time the appointed executor will distribute the assets having regard only to claims of which he then has notice.

ANDREW McMULLAN & CO., solicitors,  
64 Kingsway, Glen Waverley

MERVEN RUFUS LENNOX, late of 247  
Princes Way, Drouin, retired, deceased

Creditors, next of kin and others having claims in respect of the estate of the deceased who died on 16 June 1997, are required by the trustee Lorna Merle Taylor to send particulars of their claims to her care of the undersigned solicitors by 28 October 1997, after which date the trustee may convey or distribute the assets having regard only to the claims of which she then has notice.

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

BEATRICE MARY EMILY EDWARDS,  
deceased

Creditors, next of kin or others having claims in respect of the estate of Beatrice Mary Emily Edwards late of Extended Care, Swan Hill and District Hospital, Splatt Street, Swan Hill, Victoria, home duties, deceased who died on 6 May 1997 are to send particulars of their claims to the executor Thomas Stanley Edwards care of the undermentioned solicitors by 22 October 1997, after which date the executor will distribute the assets having regard only to the claims of which he then has notice.

GARDEN & GREEN, lawyers, 4 McCallum  
Street, Swan Hill

ANNE MARJORIE HISCOCK, deceased

Creditors, next of kin or others having claims in respect of the estate of Anne Marjorie Hiscock late of 8 Goode Street, Chadstone, Victoria, widow, deceased who died on 8 May 1997 are to send particulars of

their claims to the executors care of the undermentioned solicitors by 20 November 1997, after which date the executors will distribute the assets having regard only to the claims of which the executors then have notice.

PEARCE WEBSTER DUGDALES, 4/379  
Collins Street, Melbourne

DOROTHY ELWYN PURCHASE, deceased

Creditors, next of kin or others having claims in respect of the estate of Dorothy Elwyn Purchase late of 10 Harridge Street, Rosebud, Victoria, retired, deceased who died on 3 June 1997 are to send particulars of their claims to the executor care of the undermentioned solicitors by 27 November 1997, after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

PEARCE WEBSTER DUGDALES, 4/379  
Collins Street, Melbourne

Creditors, next of kin and others having claims in respect of the estate of Hanna Sophie Wilhelmine Oliva late of 20 Sturdee Road, Black Rock in the State of Victoria, retired, deceased who died on 15 June 1997 are required to send particulars of claims to the executor Michael Landelin Oliva care of the undermentioned solicitors, in the said state, on or before 6 November 1997, after which date the executor will distribute the estate having regard only to the claims of which he then has notice.

DAVID SONENBERG & ASSOCIATES,  
solicitors, 293 Bay Street, Brighton

#### NOTICE TO CREDITORS

Creditors, next of kin and others having claims in respect of the estate of Marjorie Bach late of 23 Asling Street, Brighton in the State of Victoria, deceased who died on 17 May 1997 are required to send particulars of claims to the executor William Robert Bach care of the undermentioned solicitors in the said State, on or before 6 November 1997, after which date the executor will distribute the estate having regard only to the claims of which he has notice.

DAVID SONENBERG & ASSOCIATES,  
solicitors, 293 Bay Street, Brighton

Creditors, next of kin and others having claims in respect of the Will of Nora Kathleen Barry late of Flat 2, 38 Rankins Road, Kensington, Victoria, spinster, deceased who died on 19 July 1997 are requested to send particulars of their claims to the executor Irene Agnes McCarten and Veronica Jean Croke care of the undermentioned legal practitioner by 30 October 1997, after which date they will distribute the assets having regard only as to the claims of which they then have notice.

JOHN STEWART, legal practitioner, 290 Racecourse Road, Newmarket

ALICE EVELYN ROLFE, late of St Bernadette's Hostel, 17 Park Drive, Sunshine in the State of Victoria

Creditors, next of kin and others having claim in respect of the estate of the deceased, who died on 21 July 1996 are required by the administrator, James Geoffrey Rolfe (in the Will called Jim Rolfe), of 52 Graham Street, Bacchus Marsh in the said State, to send particulars to him care of the undermentioned solicitors by 29 October 1997, after which date the administrator may convey or distribute the assets having regard only to the claims of which he has notice.

GOLDSMITHS, barristers and solicitors, 13 Errol Street, North Melbourne

CHARLES DAVID A'VARD, deceased

Creditors, next of kin or others having claims in respect of the estate of Charles David A'Vard late of Cranhaven Lodge, Lyall Street, Cranbourne, Victoria, but formerly of 3 Elizabeth Street, Cranbourne, Victoria, retired, deceased who died on 27 March 1997 are to send particulars of their claims to the executor care of the undermentioned solicitors within two months of the date of publication of this notice, after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

LESTER, FIELDEN & FARAONE, solicitors, 14 Houghton Road, Oakleigh

MARK MORRIS (also known as Marcus Morris), late of Lot 3, Coonara Road, Olinda, gardener, deceased

Creditors, next of kin and others having claims in respect of the estate of the above deceased, who died on 11 August 1996, are

required to send particulars of such claims to Robert Bruce Allen care of Phillips Fox by 28 October 1997, after which date they will convey or distribute the assets, having regard only to the claims of which they have notice.

PHILLIPS FOX, lawyers, 120 Collins Street, Melbourne

Creditors, next of kin and others having claim in respect of the estate of Joyce Cecelia Chitts, late of 41 Thomson Street, Maidstone, widow, deceased who died on 19 October 1996 are required by Pamela Dawn Anstee of 6 Austral Place, Ardeer, and Isabel Margaret Clark of 4 Sandgate Avenue, Glen Waverley, to send particulars of their claim to the said Pamela Dawn Anstee and Isabel Margaret Clark by 28 October 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

HENRY CHURCHILL PINNEY, deceased

Creditors, next of kin or others having claims in respect of the estate of Henry Churchill Pinney, late of Homestead Private Nursing Home, Homestead Road, Wallington, Victoria, but formerly of 185 Peel Street, Kew, Victoria, retired, deceased who died on 1 December 1996 are to send particulars of their claims to the executors care of the undermentioned solicitors by 30 October 1997, after which date the executors will distribute the assets having regard only to the claims of which the executors then have notice.

READ KELLY, solicitors, 7th Floor, 555 Lonsdale Street, Melbourne

Creditors, next of kin and others having claims in respect of the estate of Elsie Leverington (formerly known as Elsie Thompson) late of Unit 1, 72 Buckley Street, Noble Park, Victoria, pensioner, deceased who died on 11 June 1997 are required to send particulars of their claims to the executor care of the undermentioned solicitors by 31 October 1997, after which date the executor will distribute the assets having regard only to the claims for which notice has been received.

BORCHARD & MOORE, solicitors, 44 Douglas Street, Noble Park

Creditors, next of kin and others having claims in respect of the estate of Barbara Gould late of Flat 11, 98 Kelvinside Road, Noble Park, Victoria, canteen worker, deceased who died on 4 June 1997 are required to send particulars of their claims to the executor care of the undermentioned solicitors by 31 October 1997, after which date the executor will distribute the assets having regard only to the claims for which notice has been received.

**BORCHARD & MOORE**, solicitors, 44 Douglas Street, Noble Park

**THELMA EDNA JEWELL**, late of 54 Vasey Street, East Bentleigh, widow, deceased

Creditors, next of kin and others having claims in respect of the estate of the deceased who died on 25 July 1997 are required by the personal representative Janet Edna Louise Williams of 1815 Laguna Street, San Francisco, 94115, California, United States of America, to send particulars to her care of the undermentioned solicitors by 12 November 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.

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

Creditors, next of kin and others having claims in respect of the estate of Margaret Mary Preston late of Coleman Park Nursing Home, 34a Balaka Street, Rosebud, Victoria, but formerly of "Brackenleigh", Jetty Road, Rosebud, Victoria, widow, deceased (who died on 9 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 28 October 1997, after

which date it may convey or distribute the estate having regard only to the claims of which it then has notice.

**MILLS OAKLEY LAWYERS**, 131 Queen Street, Melbourne

Creditors, next of kin and others having any claims in respect of the estate of Mary Rosetta Owen late of 1/6 Campbell Street, East Kew, Victoria, widow, deceased who died on 7 July 1997 are requested by John Patrick Toohey of 83 William Street, Melbourne, the executor of the Will of the deceased to send to him particulars thereof by 6 November 1997, after which date he will distribute the assets of the deceased having regard only to the claims of which he shall then have notice.

**GAVAN DUFFY & KING**, 83 William Street, Melbourne

In the Supreme Court of the State of Victoria  
SALE BY THE SHERIFF

On 2 October 1997 at 2.30 p.m. at the Sheriff's Office, 8-20 King Street, Oakleigh (unless process be stayed or satisfied).

All the estate and interest (if any) of Robert John Wheat and Betty Wheat of 14 Marion Street, Seaford, as shown on Certificate of Title as Robert John Wheat and Betty Doreen Wheat joint proprietors of an estate in fee simple in the land described on Certificate of Title Volume 8502 Folio 049 upon which is erected a dwelling known as 14 Marion Street, Seaford.

Registered Mortgage No. T611709U and Caveat Nos. T631499G and U30024Y affect the said estate and interest.

Terms—Cash Only.

**S. BLOXIDGE**  
Sheriff's Officer

*Unclaimed Money Act 1962*

Register of Unclaimed Moneys held by the-

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
\$			
<b>VILLAGE ROADSHOW LIMITED</b>			
Mrs Cherie Gooding Anning, 78 Stephen Street, Hamilton	610.50	Cheque	22.11.95
Bear Tooth International Inc, C/- G L Simpson, Lot 69, Millendon, WA	420.00	Cheque	22.11.95

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Victoria Government Gazette

Mr Duncan Campbell, Unit 6, 117 Rathdowne Street, Carlton	1,307.33	Cheque	22.11.95
Ms Elaine Diamond, 12 Villa Rosa Terrace, Milford Ct 06460, USA	178.16	Cheque	22.11.95
Mr Leo Francis Dingley, C/-Ernst & Young, GPO Box 505h, Melbourne	104.65	Cheque	22.11.95
Mr Daniel Fellman, 4 Lighthouse Street, Unit 8, Marina Del Ray, California, 90292 United States	156.08	Cheque	22.11.95
Mr Barry James Fraser & Mr Simon John Woolley, C/- Rockwood Investments, PO Box 68562, Newton, Auckland, New Zealand	612.70	Cheque	22.11.95
Gatalea Pty Limited, C/- Ernst & Young Registry Services Pty Ltd, GPO Box 505h, Melbourne	167.50	Cheque	22.11.95
Miss Anita Christine Hernando, 27 Mount Street, Arncliffe, NSW	168.00	Cheque	22.11.95
Mr John Frederick Jones, Flat A, 6 Earls Avenue, Folkestone Kent CT20 2HW	122.54	Cheque	22.11.95
Ms Adrienne Dawn Martin, C/- Ernst & Young Registry Services Pty Ltd, PO Box 505h, Melbourne	168.00	Cheque	22.11.95
Mr Paul Pirrie, 57 O'Grady Street, Clifton Hill	435.07	Cheque	22.11.95
Ms Jane Elizabeth Shering, C/- Ernst & Young Registry Services Pty Ltd, GPO Box 505h, Melbourne	208.85	Cheque	22.11.95

97020

CONTACT: C. REID, PHONE: (03) 9654 1933

Unclaimed Money Act 1962

Register of Unclaimed Moneys held by the-

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description of Unclaimed Money</i>	<i>Date when first became Payable</i>
\$			
NORTH LIMITED			
Estate Jean W A'Beckett, C/- Taits, PO Box 1, Mortlake	110.88	Cheque	07.07.95
Ms Janet Elizabeth Aitken, 35 Mackellar Crescent, Cook, ACT	116.28	Cheque	31.10.95
Mr Arif Shehaab Ali & Mrs Sabra Ali, 64 Levington Road, Eight Mile Plains, Qld	200.00	Cheque	07.07.95
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Mr Jonathan James Lyle Alroe & Mr Mark Robert Johnson & Mr Shane Joseph Corbett, PO Box 1113, Eagle Farm, Qld	673.92	Cheque	31.10.95
Mr Robert G Anderson, 27 Thomas Avenue, St Morris, SA	126.00	Cheque	31.10.95
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Aurungzebe Pty Limited, PO Box 265, Narrabeen, NSW	1,980.00	Cheque	07.07.95
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Ms Marion P Behsman, 34 Cummin Street, Wishart, Qld	129.60	Cheque	31.10.95
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	180.00	Cheque	31.10.95



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Camchris Pty Ltd, 58 Charles Street, Kew	142.56	Cheque	07.07.95
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Colane Pty Ltd, 61 Forrest Street, Cottesloe, WA	117.00	Cheque	31.10.95
Kathleen Lily Collins, 3/36 Upper Clifford Avenue, Fairlight, NSW	120.00	Cheque	07.07.95
Marjorie Conroy, Decd C/- G F & J M Olsen, 42 Paine Street, Maroubra, NSW	3,715.38	Cheque	31.10.95
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Mrs Brenda Couldrey, C/- Mr H W Couldrey, PO Box 675, Auckland, NZ	181.44	Cheque	31.10.95
Mr Robert James Craiu, 18 Angullia Park, 02-01 Angullia Mansion, Singapore	143.73	Cheque	31.10.95
Helen Terese Crook, 183 Mildura Drive, Helensvale, Qld	234.45	Cheque	31.10.95
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Mr Neil Ross Dix, PO Box 37, Juliasdale Zimbabwe	180.00	Cheque	31.10.95
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E C Audio Pty Ltd, PO Box 2333, Richmond South	327.88	Cheque	07.07.95
Franmac Pty Ltd, 401 Glenferrie Road, Malvern	180.00	Cheque	31.10.95
Lesley Eleanor Fraser & Colin David Fraser & Bruce Robert Fraser, C/- B R Fraser PO Box 1509, Auckland, NZ	720.00	Cheque	31.10.95
Mr Ian D Gordon, 55 Kenmore Street, Newlands Wellington, NZ	200.00	Cheque	07.07.95
Mrs Patricia M Graham, 9/34 Upper Fairfax Road, Mosman, NSW	450.00	Cheque	31.10.95
Geoffrey Haydn Grant, 1 Scott Street, Hfraville, Tas	118.80	Cheque	07.07.95
Mr Otto Greenhut, 9 Bowen Street, Balaclava, Est John William Hale & James Frederick G Campbell, C/- W B Scott & Tong, 275 Elizabeth Street, Sydney, NSW	267.30	Cheque	31.10.95
Janet Marjorie Hammond, 7 Campston Place, MacGregor, ACT	511.20	Cheque	31.10.95
Martin Hartigan, 4515-43 Rd St N W, Washington D C 20016 USA	118.98	Cheque	31.10.95
	162.00	Cheque	31.10.95

Mr Robert A Haslingden, 7 Ellalong Road, Cremorne, NSW	552.00	Cheque	07.07.95
Pamela Audsley Heemskerck, 129 Rusden Road, Mount Riverview, NSW	129.60	Cheque	31.10.95
Estate Ian Clement Heinrich C/- Homburg & Melrose, 5th Floor Trustee Building, 22 Grenfell Street, Adelaide, SA	133.60	Cheque	07.07.95
Mr Kenneth Henderson, 14 Cunningham Street, Burnie, Tas	297.00	Cheque	31.10.95
Hg Asia Securities (Singapore) Pte Ltd, 1 Finlayson Green #16-00 Singapore 0104	1,170.00	Cheque	31.10.95
Raymonde A Hiatt, 34/297 Edgecliff Rd, Woollahra, NSW	202.50	Cheque	31.10.95
Robert W P Hiatt & Stuart I P Hiatt, Unit 34, 297 Edgecliff Rd, Woollahra, NSW	122.40	Cheque	07.07.95
	275.40	Cheque	31.10.95
Mr William P Hiatt, Unit 34, Victoria Gardens, 297 Edgecliff Road, Woollahra, NSW	113.16	Cheque	07.07.95
	254.61	Cheque	31.10.95
Dawnne Jeannine Higson, 36 Winbourne Rd, Mount Waverley	250.74	Cheque	31.10.95
Julienne Joy Howard, 25 Station Street, Hawthorn	1,800.00	Cheque	31.10.95
Mr Richard Henry Hume & Mr Lindsay Morling, <John Stephen Hume S/F A/C> PO Box 84 Prospect, Launceston, Tas	380.00	Cheque	07.07.95
Mr Christopher John Ientile & Ms Catherine Williams, 15 Vucas Court, Currumbin Waters Qld	189.00	Cheque	31.10.95
Ian Grahame Inglis, 5 Sayer Cres, Sandy Bay, Tas	297.54	Cheque	31.10.95
Mr Ian Andrew Ingpen, 3 Albert Street, Goodwood, SA	100.00	Cheque	07.07.95
Ireland Investments Pty Ltd, C/- Giles & Giles, PO Box 57, Goodwood, SA	194.40	Cheque	31.10.95
Jack H Johnston & Carmel A Johnston, Unit 20, Ocean Park Towers, 3494 Main Beach Parade, Main Beach, Qld	135.00	Cheque	31.10.95
Mr Michael A Johnston, 3 Nathan Street, Berriedale, Tas	154.80	Cheque	31.10.95
Eric Donald Jones, 2/12 McDonald Street, Cronulla, NSW	798.84	Cheque	07.07.95
	1,797.39	Cheque	31.10.95
Mr Keith G Jones, 15 Bakewell Street, Tusmore, SA	239.40	Cheque	31.10.95
Pretam Kaur, 11 Jalan Peduka 80200 Johor Bahru Johor Malaysia	400.00	Cheque	07.07.95
Joan Phyllis Kelly, 10 Hodgman Street, Burnie, Tas	120.00	Cheque	07.07.95
Mary M Kenny, 15 Thornton Pde, Wavell Heights, Qld	151.02	Cheque	31.10.95
Ruth Leslie Kenny, 4/6 Shaw Street, Wagga Wagga, NSW	290.88	Cheque	07.07.95
Margaruite Mary Kong, 24 Lancaster St, Bentleigh East,	147.15	Cheque	31.10.95
John D Lambert, 50 Elizabeth Pde, Lane Cove, NSW	216.00	Cheque	07.07.95
	486.00	Cheque	31.10.95
Ethel Maude Lawrence, Decd, "Tarelaroi" Kurrajong, NSW	188.46	Cheque	31.10.95
Mrs Marjorie I D Lawrence, Mount Hilton, Harwarden	123.16	Cheque	07.07.95
North Canterbury New Zealand	277.11	Cheque	31.10.95
Mrs Margaret M Lee, 14 Arrunga Road, Arcadia, NSW	185.31	Cheque	31.10.95
Mr Charles A Little, 8 The Avenue, Hipperholme, Nr Halifax, Yorkshire, UK	1,001.43	Cheque	31.10.95
Marguerite Madeley, C/- Mrs B J Hemphill, 31 Coreen Drive, Wamberal, NSW	393.48	Cheque	31.10.95
Estate Frederick Earl Marden, C/- Axtens & Co, 1/510 Sydney Road, Balgowlah, NSW	100.80	Cheque	31.10.95
Mareldor Investment Corporation Pty Ltd, 70 Kingsway, Nedlands, WA	162.00	Cheque	31.10.95
Mr Eric Robert Phillip Martin, Unit 4, "Lumeah" 26 Windsor Street, Nundah, Qld	146.16	Cheque	31.10.95
Mrs Jane P Martindale, Abbot S Hall Farm, Drabblegate Aylsham, Norfolk, NR11 6LR U.K.	159.57	Cheque	31.10.95
Ms Margaret W. Mason, 10 Cammaray Road, Castle Cove, NSW	162.00	Cheque	31.10.95
Ileen Jeanette McAllister, 13 Thompson Street, Elizabeth South, SA	149.76	Cheque	07.07.95
	336.96	Cheque	31.10.95

Andrew D McCredie & Janet McCredie & James D McCredie C/O Department Of Music University Of Adel, SA	115.20	Cheque	07.07.95
Meridian Securities International Limited C/-First Canada Securities Ltd, 8th Floor, 70 York Street, Toronto, Ontario, M5J LS9, Canada	900.00	Cheque	31.10.95
Mr Rolf Thorsten Michaltseck Uttinger Str 29D 86938 Schondorf, Germany	450.00	Cheque	31.10.95
Mr Brian R Miller, 485 Cummins St, Broken Hill, NSW	108.00	Cheque	31.10.95
Est Ethel B Mills, C/- MacGillivrays, GPO Box 2582, Brisbane, Qld	234.56	Cheque	07.07.95
John William Mitchell, C/- Warman International, 1 Marden Street, Artamon, NSW	225.00	Cheque	31.10.95
Mr Brian Monaghan & Mr Kenneth N C Rollason, "Granard Park", 91 Wickham Street, Stawell	158.40	Cheque	07.07.95
Vera Moore & Peter Shellard, PO Box 311, Elsterwick Moorfield Mining Consultants Pty Ltd, 33 Darling Street, South Yarra	1,402.65	Cheque	31.10.95
Alice Jane Morgan, 2 Cooper Place, Headington Quarry, Oxford OX3 8JW, UK	117.00	Cheque	31.10.95
Mrs Thelma M Morgan, C/- H C Morgan, PO Box 63, Berowra Heights, NSW	120.00	Cheque	07.07.95
Anna Nathan, 6 Ronaki Road, Mission Bay, Auckland 5, New Zealand	270.00	Cheque	31.10.95
Mr Robert David Neave, <Superannuation Fund A/C>, 9/25 Belmont Avenue, Wollstonecraft NSW	180.00	Cheque	07.07.95
N J O'Connor Pty Limited, C/- Medical Superannuation Fund 1 Cecil Street, Toowoomba, Qld	270.00	Cheque	31.10.95
No Compromises Pty Ltd, 63 New Street, Brighton	270.00	Cheque	31.10.95
Mrs Dora G Norris, 41 Bishop Street, New Town, Tas	124.74	Cheque	31.10.95
Mr Timothy Linden Norris, 30 Railway Street, Cooks Hill, NSW	117.00	Cheque	31.10.95
Pauline B O'Kane Decd C/- Mr Norman B O'Kane and Mr John B O'Kane, 8 York Avenue, East Ivanhoe	159.57	Cheque	31.10.95
William Ralph Spencer Owen, 32 Park Avenue, Pakuranga Park Village, Pakuranga 1706, New Zealand	135.00	Cheque	31.10.95
Rebecca Parsons, 16 Coolibah Way, Wickham	180.00	Cheque	31.10.95
Patio Investments Pty Ltd, C/- Mr J M Poulton, Level 4, 161 Collins Street, Melbourne	259.20	Cheque	31.10.95
Patrick A Rundle Pty Ltd, 3/20 Castlereagh Street, Penrith, NSW	360.00	Cheque	31.10.95
Mrs Mollie M F Paul, 23 Frandi Street, Thorndon, Wellington, New Zealand	299.34	Cheque	31.10.95
Peko Services Ltd, C/- Ernst & Young Registry Services Pty Ltd, GPO Box 505h, Melbourne	594.00	Cheque	31.10.95
Peko Wallsend Limited, <A/C T'tee>, C/- Ernst & Young Registry Services Pty Ltd, GPO Box 505h, Melbourne	3,318.88	Cheque	07.07.95
Mrs Christine M Penfold, 58 Charles St, Kew	7,467.48	Cheque	31.10.95
Robyn Sue Perry, 1 Wallace Road, Burwood	296.72	Cheque	07.07.95
Rita E E Petersen, 2 Diamond Bay Rd, Vaucluse, NSW	103.68	Cheque	31.10.95
Philgram Pty Ltd, C/- P Fox, 142 Winmalee Road, Balwyn	243.00	Cheque	31.10.95
Alfred Isaac Phillips, "Ardmoray" Methven Road, Whitecraigs, Glasgow, UK	171.00	Cheque	31.10.95
Mr Raymond G Pivec, 161 N 2770 W, Provo, Utah 84601 USA	114.00	Cheque	07.07.95
Mr Richard Henry Prince, 32a Warne Street, Pennant Hills, NSW	256.50	Cheque	31.10.95
Mrs Aileen A Rew, GPO Box A42, Perth, WA	151.20	Cheque	31.10.95
Mr Arthur J Rew, GPO Box A42, Perth, WA	138.60	Cheque	31.10.95
Mr Alister H Rhodes, 74a Chatsworth Road, Silverstream, Upper Hutt, New Zealand	1,523.52	Cheque	07.07.95
	1,224.00	Cheque	07.07.95
	149.67	Cheque	31.10.95

Mrs Dorothy J Robb, 43 Garfield Avenue, Roslyn, Dunedin, New Zealand	109.44	Cheque	07.07.95
Donald E Rollason & William B Phillips C/- Rollason Davies & Liddell, GPO Box 2590, Sydney, NSW	135.00	Cheque	31.10.95
Mr David Robert Rose, 36 Thompson Street, Bowral, NSW	270.00	Cheque	31.10.95
Mrs Jean H Rose, 17 Marns St, Wagga Wagga, NSW	129.60	Cheque	31.10.95
Ms Geertruida Rump, 5 Lawry Heights, St Helens, Tas	266.40	Cheque	31.10.95
John W M Sanders, Little Valley No 5 R D Alexandra Central Otago, NZ	561.60	Cheque	31.10.95
Miss Dorothy C Smith, 52 Panorama Terrace, Queenstown, NZ	168.48	Cheque	31.10.95
Violet M H Smith, Decd & Frank I R Martin C/-Hall & Wilcox, Level 19, 600 Bourke Street, Melbourne	270.00	Cheque	31.10.95
Mr Danny Tan, PO Box 630, Rabaul, Papua New Guinea	200.00	Cheque	07.07.95
Dr Ranjit Singh Thind & Mrs Lalit Mehta, 16 Cumbræe Place, North Parramatta, NSW	152.00	Cheque	07.07.95
	342.00	Cheque	31.10.95
Mr Keith G Thompson, PO Box 245, Bowen, Qld	216.00	Cheque	31.10.95
Est Helen Jean Thomson, C/- Dorothy A Weaver, 10th Floor, 530 Lt Collins Street, Melbourne	236.07	Cheque	31.10.95
Peter Phillip Tipping, 21 Waterdale Rd, Ivanhoe	125.28	Cheque	07.07.95
Ms Julia Scott-Waine, 45 Whale Beach Road, Whale Beach, NSW	300.00	Cheque	07.07.95
Mr Douglas P Wallace, 19 Victoria St, Brighton	109.28	Cheque	07.07.95
	245.88	Cheque	31.10.95
Mrs Winsome B Ward, Unit 4, "Clifton", Bishop Street, St Lucia, Qld	131.85	Cheque	31.10.95
Mr Clarke Reginald Warnock, 3/11 Franklin Street, Kelvin Grove, Qld	144.00	Cheque	31.10.95
Horatio Nelson Whitaker Fawthrop House Salvin Park 840 Creek Road, Carina Heights, Qld	182.52	Cheque	31.10.95
Miss Elizabeth J White, 6 Edward Street, Kew	162.72	Cheque	31.10.95
Erwin Wilhelm & Inge Wilhelm, C/- C Wilhelm, 215 Carmedy Road, St Luzia, Qld	108.00	Cheque	31.10.95
Christine Isabel Williams, 7 Swallow Street, Slade Point, Qld	111.24	Cheque	31.10.95
Michael Kok Wah Wong & Rebecca Wong, 94 Ensign Street, Narrogin, WA	115.20	Cheque	07.07.95
Adele Norma Wyatt, 46 McHugh St, Grafton, NSW	142.02	Cheque	31.10.95
Xataf Pty Ltd <A/C Superannuation Fund> C/- Mr John Fraser, 3a Fisher Place, Narwee, NSW	132.00	Cheque	07.07.95
Est Yit Yang Yu 37 Mount Sinai Rise #05-01 Leighwoods Singapore 1027, Republic Of Singapore	180.00	Cheque	31.10.95
Mr Kevin R Zietz, 41 Tobruk Avenue, St Marys, SA	3,456.00	Cheque	31.10.95

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CONTACT: C. REID, PHONE: (03) 654 1933

*Unclaimed Money Act 1962*

## Register of Unclaimed Moneys held by the-

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
PACIFIC DUNLOP LIMITED			
A C N 062197200 Proprietary Limited, 16 Hardy Terrace, Ivanhoe	177.40	Cheque	03.07.95
Mr Graham Ahrens, 11 Hampton Court, Hoppers Crossing	142.60	Cheque	02.11.95
Mrs Gail Annette Allen, 3117 W 26th, St Lawrence, Kansas 66047 USA	228.31	Cheque	03.07.95

Alviera Holdings Pty Ltd, C/- Darrell Gude, 13 Darvall Street, Donvale	106.85 111.30	Cheque Cheque	03.07.95 02.11.95
Amanda Stewart Pty Ltd, C/- Ernst And Young Registry Services Pty Ltd, GPO Box 505h, Melbourne	115.00	Cheque	02.11.95
Mr George Francis Anderson, 2 Nepal Court, Wantima	239.90	Cheque	03.07.95
Mr Barry David Andrews, Heritage Court Motel, 346 Thames Highway Oamau, New Zealand	706.63 738.76	Cheque Cheque	03.07.95 02.11.95
Miss Christine Antoun, 961 College Avenue, Palo Alto, CA 94306 USA	124.08	Cheque	03.07.95
Mr Nicholas John Brian Atkins, <A/C Itabi Holdings Pty Limited Super Fund A/C>, PO Box 161, Hurstville, NSW	139.05	Cheque	02.11.95
Dr Christopher James Bagley, 33 Cooper Place, Hazelwood Park, SA	121.00	Cheque	03.07.95
	126.50	Cheque	02.11.95
Mrs Nanette Esner Balmain, C/- Allens Private Hotel, 28 Lower Wycombe Road, Neutral Bay NSW	135.19 141.31	Cheque Cheque	03.07.95 02.11.95
Mr Brian Barnes, 22 Martha Street, Paddington Qld	121.00	Cheque	03.07.95
	126.50	Cheque	02.11.95
Mrs Gladys Adele Beaumont, 5/20 Richardson Avenue, Claremont, WA	166.98	Cheque	02.11.95
Dr John Berg & Mrs Cindy Anne Berg, <John Berg Superfund A/C>, 229 Kooyong Road, Toorak	129.95	Cheque	02.11.95
Mrs Rosemary Insie Berry & Mrs Ann Virginia Hooper, <A/C M W G Hooper>, 34 Rotherwood Street, Richmond	192.15	Cheque	03.07.95
Ms Brigitte Best, 17 Airlie Avenue, East Prahran	125.95	Cheque	03.07.95
	131.68	Cheque	02.11.95
Mr David Andrew Borthistle, 16 Cleland Crescent, Broadbeach Waters, Qld	242.88	Cheque	03.07.95
Ms Christina Bowden & Mr Simon Bowden Williams & Ms Carly Williams, 440 Dandenong-Frankston Road, Dandenong	321.42 336.03	Cheque Cheque	03.07.95 02.11.95
Mrs Jillian Courteney Boyle, 16 Howard Street, Lindfield, NSW	126.39	Cheque	03.07.95
Breckendale Pty Limited, PO Box 227, Mt Lawley, WA	199.71	Cheque	03.07.95
	208.92	Cheque	02.11.95
Mr Michael Frederick Brinsden, 62 Pembroke Street, Epping, NSW	133.05	Cheque	03.07.95
Mr Julius Britto & Mrs Maria Ligia Britto, C/- Ernst & Young Registry Services Pty Ltd, GPO Box 505h, Melbourne	106.90 111.88	Cheque Cheque	03.07.95 02.11.95
Mr Christopher John Brown, 27 Treeview Close, West Burleigh, QLD	117.48	Cheque	03.07.95
Estate Leonard Mendoza Brown, 1 Summit Drive, Eaglemont	277.09	Cheque	03.07.95
	289.69	Cheque	02.11.95
Mr Andrew David Buchanan, RMB 2045, Nagambie	506.00	Cheque	03.07.95
Mr Robert J Buchanan, 19455 Cooley Avenue, Detroit Michigan 48219 USA	153.55 160.53	Cheque Cheque	03.07.95 02.11.95
Buckland Croft Pty Limited, <W & M Chan Super Fund A/C>, 407 Abbotsford Street, North Melbourne	460.00	Cheque	02.11.95
Mr Christian Mario Bugno, 83 Begovich Crescent, Abbotsbury, NSW	115.00	Cheque	02.11.95
Mrs Norma Taylor Burge & Mr John Clement Hawkins, C/- Registry Managers, GPO Box 505h, Melbourne	100.91	Cheque	02.11.95
Ms Nancy Kathryn Burley, 3/49 Allens Road, Heathmont	167.97	Cheque	03.07.95
Mr Peter Jon Callaghan, Unit 6, 24 Rawson Street, Rockdale, NSW	101.91	Cheque	02.11.95
Cameron Valley Fruits Pty Ltd, <The Cameron Family A/C>, 33c, 18 Bewes Street, Adelaide, SA	266.10 278.05	Cheque Cheque	03.07.95 02.11.95
Mrs Phyllis Campbell, Unit 201, The Lodge, 510 Marmion Street, Booragoon, WA	611.05 638.83	Cheque Cheque	03.07.95 02.11.95
Mrs Erika Jane Cappel, 11 Matilda Crescent, Caloundra, QLD	176.00	Cheque	03.07.95
Mr Wei Ming Chen, 3f 48 Kuang-Fu N Road Taipei, Taiwan	484.00	Cheque	03.07.95
Dr Mui Hun Chong, 57 Tarm Street, Wavell Heights, QLD	402.50	Cheque	02.11.95
Estate Enid Veronica Chuck, C/- Morrissy And Deane, PO Box 117, Shepparton	121.10	Cheque	02.11.95

Mr John Chi Choi Chung & Mrs Yin Mei Heung, Room 512, 5/F Pak Sha Lau, 24 Reservoir Road, Aberdeen, Hong Kong	193.60	Cheque	03.07.95
Mr Euan Heywood Clarke, 18 Jimbell Street, Mosman Park, WA	202.40	Cheque	02.11.95
Mr Trevor Roy Clarke, C/-Nui Crop Development Station, PO Box 1587, Apia, Western Samoa	234.25	Cheque	03.07.95
Mr Peter Ian Clugston, 38 Murray Street, Cooma, NSW	121.44	Cheque	02.11.95
	225.28	Cheque	03.07.95
	235.52	Cheque	02.11.95
Mr Christopher John Colla, 2 Murraba Close, Orange, NSW	319.00	Cheque	03.07.95
Mrs Elsie Marie Anna Collins, C/- Ernst & Young Registry Services Level 25, 120 Collins Street, Melbourne	159.72	Cheque	03.07.95
	166.98	Cheque	02.11.95
Mr Kenneth Richard Collom, C/- Ernst And Young Registry Services Pty Ltd, GPO Box 505h, Melbourne	273.24	Cheque	03.07.95
	285.66	Cheque	02.11.95
Mrs Mabelle Veronica Cook, C/- Mrs Cecilia Alper A/Pt, 3a 1460 Parkchester Road, Bronx Ny 10462 United States	104.21	Cheque	02.11.95
Miss Anne Josephine Corrigan, 6/19 Harriette Street, Neutral Bay, NSW	195.00	Cheque	03.07.95
	203.93	Cheque	02.11.95
Miss Lorna Cuthbertson, 5 Derwent Lane, Glebe, NSW	1,337.60	Cheque	03.07.95
	1,398.40	Cheque	02.11.95
Mr Niall Danaher, 219-223 Warrandyte Road, North Ringwood	239.69	Cheque	03.07.95
	250.59	Cheque	02.11.95
Mr Donald Sidney Darkin, 16 Highgate Place, Cherrybrook, NSW	216.20	Cheque	02.11.95
Mrs Marie Brunhilde Delany, 5 Bredon Court, Station Road, Broadway, Worcs WR1Z 7DL UK	158.10	Cheque	03.07.95
	165.29	Cheque	02.11.95
Ms Joyce Mary Ellen Devin, C/- Ernst & Young Registry Services Pty Ltd, GPO Box 505h, Melbourne	100.80	Cheque	02.11.95
Miss Margaret Enid Dewez, 1 Vison Way, Hampton	716.54	Cheque	03.07.95
	749.11	Cheque	02.11.95
Mr Fred Lee Dietsch Charan Tower Apt #21 P H 19 SOI 43 Sukhumvit Road Bangkok 10110	103.40	Cheque	03.07.95
Dr Alan Dixon, C/- Ernst & Young Registry Services Pty Ltd, GPO Box 505H, Melbourne	108.10	Cheque	02.11.95
	136.29	Cheque	03.07.95
	142.46	Cheque	02.11.95
Dorsel Holdings Pty Ltd, 278 Old Northern Road, Castle Hill, NSW	262.05	Cheque	03.07.95
	273.75	Cheque	02.11.95
Mr Lloyd Kenneth Douglas & Mrs Julie Denise Douglas, <A/C Douglas Super Fund>, 8 Artarmon Rise, Kallaroo, WA	303.60	Cheque	02.11.95
Mr Theo Doukarakos Rear, 414 Rathdowne Street, North Carlton	101.31	Cheque	03.07.95
Ms Pippa Downes, C/- Sbc Warburg, Level 25, 1 Farrer Place, Sydney, NSW	185.40	Cheque	02.11.95
Mr G E A Dupont & Y E Dupont De Desinfectants Laboratories, Marocain Rue Medecin Major Ayrand Casablanca Morocco	362.61	Cheque	03.07.95
	379.09	Cheque	02.11.95
Estate Mary Earls, C/- 310 Blaxland Road, Ryde, NSW	103.50	Cheque	02.11.95
Mr Ronald Elliott, 25 Chaucher Crescent, Bundoora	133.05	Cheque	03.07.95
	139.05	Cheque	02.11.95
Mrs Edith Margaret Embury, PO Box 81, Table View, Cape Town, South Africa	389.72	Cheque	03.07.95
	407.43	Cheque	02.11.95
Mr Henry Erlich, 255 Glen Eira Road, Caulfield	143.00	Cheque	03.07.95
Mr Edward Owen Eustace & Mr John Neville Simpson, 17 Tharby Street, Kelburn, QLD	107.45	Cheque	03.07.95
	112.45	Cheque	02.11.95
Mr Henrikus Eyssens, 31 Davey Avenue, Oakleigh	146.30	Cheque	03.07.95
Mr Karl Heinz Fahrenwaldt C/- Mrs G Ehlert Bustorferweg 6 93 24145 Kiel GERMANY	289.52	Cheque	03.07.95
Falaren Pty Ltd, <Healy Super Benefit Plan A/C>, 5 Warrajah Street, Stirling, WA	278.05	Cheque	02.11.95
Mr Robert N Farago, PO Box 383, Box Hill	322.35	Cheque	03.07.95
	336.95	Cheque	02.11.95

Mr Andrew John Feely, 3 Laurel Court, Clarksburg, 08510 Milkstone Township, New Jersey, United States	413.60	Cheque	03.07.95
Fracma Holdings Pty Ltd, 94 Oriol Road, West Ivanhoe	432.40	Cheque	02.11.95
Mrs Marie Louise Gange, C/- Forster, 6 Renwick Street, Glen Iris	291.61	Cheque	03.07.95
Gary Austin Investments Pty Ltd, <Super Fund No 2 A/C>, 5 Como Street, Malvern	176.25	Cheque	03.07.95
Miss Sara Marie Gipton, 1/7 Winmalee Road, Balwyn	184.13	Cheque	02.11.95
Ms Patricia Lesley Godkin, 75 Williams Road, Nedlands, WA	230.00	Cheque	02.11.95
Estate Frank Stanley Ying Goon, C/- W E Pearcey & Ivey, 524 Sydney Road, Brunswick	110.00	Cheque	03.07.95
Mrs Helen Dawson Gray, 254 Golfdale, Toronto, Ontario, Canada	102.25	Cheque	02.11.95
Mr Otto Greenhut, 9 Bowen Street, Balaclava	235.16	Cheque	02.11.95
Mr Rudolf Gerardo Groeger, 17 Crompton Drive, Wattle Park, SA	135.14	Cheque	03.07.95
Hackett Architects Pty Ltd, 30 Albany Avenue, Currumbin, QLD	141.29	Cheque	02.11.95
Mr David Hales Hanna, 35 Seaview Road, Lynton, SA	432.96	Cheque	03.07.95
Mr Ronald James Hare, C/- Ferrier Hare & Associates, Suite 2, Level 2, 301 George Street, Sydney, NSW	452.64	Cheque	02.11.95
Ms Jarna L Kelly Harradence, 22a Fernhill Road, Sandringham	115.00	Cheque	02.11.95
Mr John Phillip Harrington, <A/C Harrington Gill Super Fund>, PO Box 150, Civic Square, ACT	127.93	Cheque	03.07.95
Dr Michael Harris, 76 Denison Road, Lewisham, NSW	116.27	Cheque	03.07.95
Mr Leopold Hartman, C/- PO Box 13-102 Johnsonville Wellington, New Zealand	121.56	Cheque	02.11.95
Estate Kathleen Hearn, C/- Grant Thornton, 256 St Georges Terrace, Perth, WA	165.00	Cheque	03.07.95
Mrs Julie Kay Henschke, Mount Little Station, PO Box 129, Hawker, SA	172.50	Cheque	02.11.95
Mr Richard Joseph Heydon, 40 Fraser Road, Applecross, WA	276.00	Cheque	02.11.95
Mr William Paris Hiatt, Unit 34 Victoria Gardens, 297 Edgecliff Road, Woollahra, NSW	133.10	Cheque	03.07.95
Mr Paul Horder, 5/127 Hereford Street, Glebe, NSW	121.00	Cheque	03.07.95
Mrs Judith Anne Hughes, 'Holmsdale Tower', 9b/50 Whaling Road, Neutral Bay, NSW	126.50	Cheque	02.11.95
Mr Thomas Alexander Humphreys, PO Box 39, Galston, NSW	153.65	Cheque	03.07.95
Mr Charles E Hutchinson Jnr, 7180 Coolidge Street, Hollywood, Florida 33024, United States	160.64	Cheque	02.11.95
Mrs Maria Concetta Iacobucci, 50 Berry Street, Clifton Hill Ivory Winds Pty Limited, <Pointer Family A/C>, C/- N Gray, PO Box 191, Rosanna	1,870.00	Cheque	03.07.95
Jack Crawford Pty Ltd, 36 Great George Street, Paddington, QLD	847.55	Cheque	03.07.95
Mr Kenneth Alan Jacobs, PO Box 103, Berwick	886.08	Cheque	02.11.95
J F Keays Pty Limited, 4 Pilin Place, Chapel Hill, QLD	230.00	Cheque	02.11.95
John L Grant Pty Ltd, <John L Grant Super Fund A/C>, 38 Hardwicke Street, Balwyn	552.97	Cheque	03.07.95
Ms Julie Elizabeth Johnson, 11 Thompson Crescent, Research	578.11	Cheque	02.11.95
Dr John Brett Jones, 75 Lansdowne Terrace, Vale Park, SA	110.00	Cheque	03.07.95
Mrs Glenda Joyce Keeshan, 4/26 Dalmore St, Ashgrove, QLD	117.37	Cheque	03.07.95
Mr John Andrew Keith & Mrs Joyce Elizabeth Keith, 20 Constitution Street, Dundee DO3 6NB Scotland	122.93	Cheque	02.11.95
Mr Larry Foy Knight, PO Box 8741, Dothan AL 36304 United States	115.00	Cheque	02.11.95
	206.80	Cheque	03.07.95
	216.20	Cheque	02.11.95
	132.00	Cheque	03.07.95
	442.75	Cheque	02.11.95
	253.00	Cheque	02.11.95
	158.29	Cheque	03.07.95
	406.28	Cheque	03.07.95
	138.00	Cheque	02.11.95
	139.15	Cheque	02.11.95
	104.19	Cheque	02.11.95
	107.36	Cheque	03.07.95
	112.24	Cheque	02.11.95
	372.24	Cheque	03.07.95
	181.47	Cheque	03.07.95
	189.72	Cheque	02.11.95

Estate Roy Macivor Knott, C/- State Trustees, GPO Box 1461N, Melbourne	302.36	Cheque	02.11.95
Mr Damianos D Kokkinos & Mrs Carole C Kokkinos, 25 Gloucester Street, Grovedale	106.48	Cheque	03.07.95
Ms Anne Komesaroff, PO Box 118, Lismore, NSW	104.54	Cheque	02.11.95
Estate Sol Kosky & Ms Eda Walker & Estate Fanny Kosky, 8/40 Gerard Street, Cremorne, NSW	970.71	Cheque	03.07.95
Mr Jaromir Kucera, 2/197 King Street, Newcastle, NSW	1,014.27	Cheque	02.11.95
Landour Pty Ltd, <Brideaux Super Fund A/C>, 103 Rode Rd, Wavell Heights, QLD	108.51	Cheque	02.11.95
Landwell (Vic) Pty Ltd & Neessen Investments Pty Ltd, PO Box 56, Jerilderie, NSW	185.40	Cheque	02.11.95
Miss Diana Lang, C/- Registry Managers, 150 Queen Street, Melbourne	141.11	Cheque	02.11.95
Lawrence Townsend Pty Ltd, <A/C Lawrence Townsend Super Fund>, 33 Royal Parade, Banyo, QLD	106.90	Cheque	03.07.95
Ms Kip-Lee Elizabeth Lee Nee Hong Chew Nyong, 6 Binjai Rise, Singapore 2158	111.88	Cheque	02.11.95
Mr Teong Kiat Lee, 91 Nicholson Street, Carlton	176.00	Cheque	03.07.95
Mr Peter James Legge #10-08 Peach Garden Block 6, Off Meyer Road, Singapore 1543	1,081.00	Cheque	02.11.95
Dr Monika Luise Lehnhardt Gaihofstresse 23 D-79424 Auggen, Germany	128.67	Cheque	03.07.95
Mrs Carol Anne Leonard & Mr Donald Robert Boyd, C/- Mrs C A Leonard, 94 Denison Street, Camperdown, NSW	134.41	Cheque	02.11.95
Lewis Davies Pty Limited, <A/C Superannuation Fund>, 2 Leeds Street, Rhodes, NSW	313.49	Cheque	02.11.95
Mr Brian Samuel John Lienert, P O Box 110, Northcote	310.20	Cheque	03.07.95
Madam Cheng Eng Lim, No 6 Jalan Ss 19/4 Subang Jaya, Petaling Jaya Selangor, Darul Ehsan, Malaysia	119.60	Cheque	02.11.95
Mr Richard Line, PO Box 1957, Tamworth, NSW	487.85	Cheque	03.07.95
Mr Trevor Gerald Longdin, PO Box 153, Awanui, Northland, New Zealand	138.00	Cheque	02.11.95
Mr Gerard Joseph Lyons, 13 Meribah Close, Morningson	289.31	Cheque	03.07.95
Mrs Alison Ruth L MacFarlane, Studio 24, 23 Bartlett Street, Riccarton, Christchurch, New Zealand	241.50	Cheque	02.11.95
Mr Grant Mackintosh, PO Box, 794 Hamilton, New Zealand	108.10	Cheque	02.11.95
Macrey Management Pty Limited, C/- M J Cooke, PO Box 37, Modbury North, SA	132.00	Cheque	03.07.95
Mrs Lorna Ivy May Maguire, 147 Northumberland Street, Liverpool, NSW	187.67	Cheque	03.07.95
Estate Margaret K Mahood, 372a The Esplanade, Speers Point, NSW	183.77	Cheque	02.11.95
Makims Holdings Pty Ltd, 5 Norman Street, Clifton, QLD	437.00	Cheque	02.11.95
Malcam Holdings Pty Ltd, C/- Mr M Parks, 9 Station Street, Mitcham	157.56	Cheque	03.07.95
Mr Zoran Markovski, 7 Swift Court, Keilor Downs	164.37	Cheque	02.11.95
Miss Louise Margaret Marshall, 1 Council Street, Linksfield, Johannesburg 2192, South Africa	118.68	Cheque	02.11.95
Mr Eric Robert Phillip Martin, Unit 4 Lumeah, 26 Windsor Street, Nundah, QLD	211.60	Cheque	02.11.95
Mrs Violet Grace Maslen, Unit 2, 23 Ashburn Grove, Ashburton	115.00	Cheque	02.11.95
Ms Cynthia M Matthews, 18 Giro Close, Middle Swan, WA	135.96	Cheque	03.07.95
Mr Richard Sydney McBride, 10 Paperbark Drive, Willetton, WA	591.68	Cheque	02.11.95
Estate Gladys Levena McFarlane, PO Box 2034, Griffith, NSW	209.55	Cheque	03.07.95
Mr Peter Corrigan McKay, 2435 Woburn Crescent, Oakville, Ontario, Canada	145.20	Cheque	03.07.95
	178.91	Cheque	02.11.95



Mr Allan Charles McLaughlon, 9 Mt Sion Place, Glenbrook, NSW	259.33	Cheque	02.11.95
Meravon Pty Limited, PO Box R1099, Royal Exchange, NSW	163.60	Cheque	02.11.95
Mewbrook Pty Ltd, <Superannuation Fund A/C>, 189 Sunrise Road, Cooroy, QLD	177.40	Cheque	03.07.95
Miss Vera Miriam Moase, C/- P J Davey, 239 Wondall Road, Wynnum West, QLD	195.50	Cheque	02.11.95
Mr Neil Andrew Modra, 8 Meringer Court, Nunawading	208.73	Cheque	02.11.95
Mr Brett Roberts Moreton, C/- Chris Packer, PO Box 193w, Ballarat West	428.89	Cheque	03.07.95
Mr Vincent Morfuni, 20 Daniel Street, Donvale	129.95	Cheque	02.11.95
Miss Beth Morton, PO Box 161, Kensington	153.07	Cheque	02.11.95
Mosman St Finance Pty Ltd, Suite 32, 140 Phillip Street, Sydney, NSW	102.25	Cheque	02.11.95
Mrs Suzanne Mould, "Nuvana", PO Box 222, Mt Pleasant	280.17	Cheque	03.07.95
	292.91	Cheque	02.11.95
Mr Samir Mouwad, 253 Wangee Road, Greenacre, NSW	127.79	Cheque	03.07.95
	133.49	Cheque	02.11.95
Mr Hugh Sinclair Munro, 'Keera', Bingara, NSW	370.75	Cheque	02.11.95
Mr David Henry Murray, Saxby Downs, Maxwelton, QLD	195.55	Cheque	03.07.95
	204.00	Cheque	02.11.95
Nally Limited, PO Box 32, St Peters, NSW	183.71	Cheque	03.07.95
	191.49	Cheque	02.11.95
Nansut Pty Ltd, 'Ulindah', Binnaway, NSW	5,197.28	Cheque	03.07.95
	5,433.52	Cheque	02.11.95
Mr Francis Kee Yock Ng & Ms Leebeer Khor, 62 Monash Road, Gladesville, NSW	260.25	Cheque	02.11.95
David R Nixon & Penelope J Nixon & Kerry J Nixon, 15 Livingstone Street, Ivanhoe	220.00	Cheque	03.07.95
	230.00	Cheque	02.11.95
Mr Anthony James O'Dwyer, 87 Carroll Crescent, Glen Iris	174.68	Cheque	03.07.95
Mr Peter O'Keefe, Chaplains Office, 303 Abw RAAF Base, Richmond, NSW	120.45	Cheque	03.07.95
Mr Thomas McJannett Orde & Mrs Elizabeth Orde, 53 Winona Road, Mount Eliza	136.85	Cheque	02.11.95
Miss Ethelwyn Rhoda Oshea, Hunua Road, RD 3 Papakura New Zealand	176.30	Cheque	03.07.95
	184.32	Cheque	02.11.95
Mr Navanathan Paramaguru, No 91 Jalan Usj 9/4 47620 Uep Subang Jaya Selangor, Malaysia	431.65	Cheque	02.11.95
Estate Jon Townley Parker, RMB 262 Henty Highway, Morralla Via Cavendish	280.48	Cheque	02.11.95
Mr John Alfred Parola & Mrs Therese Ellen Parola, PO Box 187, Corrigin	104.28	Cheque	03.07.95
	109.02	Cheque	02.11.95
Dr Christine Paton, 4 Pleasant Road, Hawthorn East	111.90	Cheque	02.11.95
Patrev Investments Pty Ltd, 19 Brunswick Street, Walkerville, SA	885.50	Cheque	02.11.95
Pearmont Pty Ltd, PO Box 10, Glen Iris,	103.59	Cheque	02.11.95
Mr David Mark Pedersen, Lot 1 Dyall Road, Drouin	126.50	Cheque	02.11.95
Tin Tua Phua, 52 Soo Chow Drive, Singapore 2057, Singapore	355.87	Cheque	02.11.95
Plaset Pty Limited, 527 Neerim Road, Murrumbreena	103.50	Cheque	02.11.95
Mr Rex Christopher Plummer, 48 Mabel Street, Willoughby, NSW	221.43	Cheque	03.07.95
	231.50	Cheque	02.11.95
Mrs Elizabeth Helen Portway Flat No 2, 40 Browns Parade, Wendouree	103.96	Cheque	02.11.95
Mr Robert Harold Trevor Potter, PO Box 18, Matata Nr Whakatane, New Zealand	165.85	Cheque	03.07.95
	173.39	Cheque	02.11.95
Ms Rosemary Elizabeth Potts, 484 Bourke Street, Surry Hills, NSW	352.00	Cheque	03.07.95
Production Audio Service Pty Ltd, <A/C Superannuation Fund>, 5 Feathertop Avenue, Lower Templestowe	117.81	Cheque	03.07.95
	123.17	Cheque	02.11.95

Mr Cyril Quartermain, C/- Eyr's GPO Box 505h, Melbourne	323.50	Cheque	03.07.95
Mr Stephen Quist, 2616 S Milwaukee Street, Denver Co 80210 United States	338.18	Cheque	02.11.95
R & D Investments Mooloolaba Pty Ltd, <Boyd Invest & Property A/C>, PO Box 383, Coorparoo, QLD	375.34	Cheque	03.07.95
Mr Giles Carew Reynell, C/- E C S Financ/Manag Ltd, Don House, PO Box 575, 30-38 Main Street, Gibraltar	392.40	Cheque	02.11.95
Mr Phillip John Rice, 25 Second Avenue, St Peters, SA	231.00	Cheque	03.07.95
Mr Michael John Richards & Mr John Allan Huddy, 18 Gledden Street, Chifley, ACT	241.50	Cheque	02.11.95
Dr Teresa Patricia Riordan, 6 Corunna Avenue, Parnell, Auckland 1, New Zealand	533.47	Cheque	03.07.95
Mr Ronald David Ritchie, 43 Lisgar Street, Merrylands, NSW	557.72	Cheque	02.11.95
M/S Kara Henriette J Roberg, 16 Grandview Road, Glen Iris	126.50	Cheque	03.07.95
Estate Winifred Emily Robert, C/-David Owen Frederick Owen & Assoc Pty, 1st Floor, "Illoura Plaza", 424 St Kilda Road, Melbourne	117.15	Cheque	03.07.95
Rosendo Pty Ltd, 60 Bayview Terrace, Mosman Park, WA	361.28	Cheque	03.07.95
Mrs Billie Rowley, 133 Banyan Street, Warrnambool	159.75	Cheque	03.07.95
Mr John Rowley, 14 O'Brien's Road, Figtree, NSW	159.75	Cheque	03.07.95
Ms Michele Sabto, 19 Donald Street, Prahran	390.94	Cheque	03.07.95
Ms Katherine Dawn Sampson, 41 Combermere Street, Essendon	408.71	Cheque	02.11.95
Mr Leslie Luke Saurine, 48 Jamieson Street, Trinity Beach, QLD	106.96	Cheque	03.07.95
Mr Val Lewis Saxton, 191 Nepean Highway, Seaford	111.42	Cheque	02.11.95
Ms Gabrielle Schade & Mr Geoffrey Storey, 1 Trevally Drive, Ocean Grove	682.44	Cheque	03.07.95
Mrs Jennifer Mary Schroder, 10a Hesperus Street, Pymble, NSW	713.46	Cheque	02.11.95
Estate Clare E Scott, 29 Carmen Drive, Carlingford, NSW	129.95	Cheque	02.11.95
Mr Duncombe Sear, Cl- Registry Managers (Aust) Pty Ltd, GPO Box 505h, Melbourne	140.03	Cheque	03.07.95
Mr Keli Segbedzi, 3/20 Indi Street, Alfredton	176.00	Cheque	03.07.95
Ms Carmel Bernadette Shannon, Emu Park, Lancefield	115.00	Cheque	02.11.95
Mr Dinesh Kumar Sharma, 4/152 Queen Victoria Street, Bexley, NSW	110.00	Cheque	03.07.95
Mrs Betty Hang Kiu Sheares, 32-F Nassim Road, 258413, Singapore	115.00	Cheque	02.11.95
Mr John Henry Silcock, C/- Westpac Banking Corp, 109 St George's Tce, Perth, WA	266.64	Cheque	03.07.95
Miss Georgia Paige Simmons, C/- W L Ross, 34 Madden Street, North Balwyn	278.76	Cheque	02.11.95
Mr Jeremy Simon Simmons, C/- W L Ross, 34 Madden Street, North Balwyn	143.00	Cheque	03.07.95
Mr Keith Simpson, 75 Dover Street, Flemington	213.80	Cheque	03.07.95
Mr Robert David Simpson, 3/129 Redfern Street, Redfern, NSW	223.80	Cheque	02.11.95
Mr Brian John Singleton & Mr Robert Eric Sandover & Mr Walter Reginald G Knowles, C/- B J Singleton, 5th Floor, 524 Hay Street, Perth, WA	116.38	Cheque	03.07.95
Miss Shiela Margaret Skrine, Butlerstown, Killinick, Co Wexford, Ireland	121.67	Cheque	02.11.95
Mr Keli Segbedzi, 3/20 Indi Street, Alfredton	100.91	Cheque	02.11.95
Ms Carmel Bernadette Shannon, Emu Park, Lancefield	297.00	Cheque	03.07.95
Mr Dinesh Kumar Sharma, 4/152 Queen Victoria Street, Bexley, NSW	172.50	Cheque	02.11.95
Mrs Betty Hang Kiu Sheares, 32-F Nassim Road, 258413, Singapore	160.60	Cheque	03.07.95
Mr John Henry Silcock, C/- Westpac Banking Corp, 109 St George's Tce, Perth, WA	167.90	Cheque	02.11.95
Miss Georgia Paige Simmons, C/- W L Ross, 34 Madden Street, North Balwyn	2,584.24	Cheque	02.11.95
Mr Jeremy Simon Simmons, C/- W L Ross, 34 Madden Street, North Balwyn	145.20	Cheque	03.07.95
Mr Keith Simpson, 75 Dover Street, Flemington	110.00	Cheque	03.07.95
Mr Robert David Simpson, 3/129 Redfern Street, Redfern, NSW	115.00	Cheque	02.11.95
Mr Brian John Singleton & Mr Robert Eric Sandover & Mr Walter Reginald G Knowles, C/- B J Singleton, 5th Floor, 524 Hay Street, Perth, WA	110.00	Cheque	03.07.95
Miss Shiela Margaret Skrine, Butlerstown, Killinick, Co Wexford, Ireland	115.00	Cheque	02.11.95
Mr Keli Segbedzi, 3/20 Indi Street, Alfredton	107.47	Cheque	03.07.95
Ms Carmel Bernadette Shannon, Emu Park, Lancefield	112.36	Cheque	02.11.95
Mr Dinesh Kumar Sharma, 4/152 Queen Victoria Street, Bexley, NSW	107.47	Cheque	03.07.95
Mrs Betty Hang Kiu Sheares, 32-F Nassim Road, 258413, Singapore	112.36	Cheque	02.11.95
Mr John Henry Silcock, C/- Westpac Banking Corp, 109 St George's Tce, Perth, WA	177.02	Cheque	03.07.95
Miss Georgia Paige Simmons, C/- W L Ross, 34 Madden Street, North Balwyn	184.93	Cheque	02.11.95
Mr Jeremy Simon Simmons, C/- W L Ross, 34 Madden Street, North Balwyn	409.95	Cheque	03.07.95
Mr Keith Simpson, 75 Dover Street, Flemington	428.50	Cheque	02.11.95
Mr Robert David Simpson, 3/129 Redfern Street, Redfern, NSW	125.53	Cheque	03.07.95
Mr Brian John Singleton & Mr Robert Eric Sandover & Mr Walter Reginald G Knowles, C/- B J Singleton, 5th Floor, 524 Hay Street, Perth, WA	131.23	Cheque	02.11.95
Miss Shiela Margaret Skrine, Butlerstown, Killinick, Co Wexford, Ireland	131.23	Cheque	02.11.95

Mr Angus Smith, 6 Kent Street, Rockdale, NSW	724.50	Cheque	02.11.95
Mr Angus Finlay Smith, 6 Kent Street, Rockdale, NSW	1,046.50	Cheque	02.11.95
Mrs June Smith, 43 Railway Street, Banksia, NSW	276.00	Cheque	02.11.95
Miss June Smith, 6 Kent Street, Rockdale, NSW	126.50	Cheque	02.11.95
Mr Stephen Smith & Ms Ruth Gould, 106 McKean Street, North Fitzroy	253.00	Cheque	02.11.95
Mrs Pamela Joan Snedden, 6 Stuart St, Queanbeyan NSW	117.59	Cheque	03.07.95
	122.94	Cheque	02.11.95
Mr Emerst Soufir, 168 Grande Rue 93250, Villemomble, France	375.34	Cheque	03.07.95
	392.40	Cheque	02.11.95
Mr Melville John Speers, 71 Longueville Road, Lane Cove, NSW	335.61	Cheque	03.07.95
	350.87	Cheque	02.11.95
Estate Grace Mary Stening, C/- L Rundle & Co, 52 King Street, Sydney, NSW	138.00	Cheque	02.11.95
Mr Peter Stewart, C/- Dept Of Electronic Engineering, La Trobe University, Bundoora	110.00	Cheque	03.07.95
Est Sybil I Stolz, 7/209 Kooyong Road, Toorak	463.57	Cheque	02.11.95
Ms Penelope Stoyles, 27 Havelock Street, St Kilda	124.50	Cheque	03.07.95
Mr Michael Wong Pakshong, 65 Chulia Street Ocbe Centre #41-08 Singapore 049513, Singapore	237.82	Cheque	02.11.95
Ms Be Lee Su 79 Jln Ss19/4a Subang Jaya	175.78	Cheque	03.07.95
Selanger 47500 Malaysia	183.77	Cheque	02.11.95
Mr Khua Hock Su, 50 Lorong, 17 Geyland Road, Singapore 1438	4,331.03	Cheque	02.11.95
Mr Richard Charles Sullivan, 4740 E 4th Avneue, Denver, Colorado, 80220 USA	206.80	Cheque	03.07.95
Mr Rodney Desmond Suter & Ms Cherie Christina Suter, C/- 43 Chenhall Crescent, Traralgon	232.43	Cheque	03.07.95
Estate John Alison Sykes, 12 Kembla Street, Wollongong, NSW	749.76	Cheque	03.07.95
	783.84	Cheque	02.11.95
Dr Tiong Choon Tan, PO Box 5855, Boroko Port Moresby Ng, Papua New Guinea	299.55	Cheque	03.07.95
	313.17	Cheque	02.11.95
The Teilo Pty Ltd, <A/C Superannuation Fund S Burcher>, 199 Albion Street, Surry Hills, NSW	198.00	Cheque	03.07.95
	207.00	Cheque	02.11.95
Mr Kerry Gra Thomson, <Aussie-Filo A/C>, 11 Lorna Street, Geraldton, WA	172.50	Cheque	02.11.95
Mrs Betty Dacie Tilbee Geetabin, Box 32, Yealering, WA	364.10	Cheque	03.07.95
	380.65	Cheque	02.11.95
Mr Damian William Trehwella, 235 The Boulevard, Port Melbourne	167.25	Cheque	02.11.95
Miss Vivienne Kay Triplett, Unit 7, 178 Main Road, Lower Plenty	297.44	Cheque	03.07.95
Ms Deborah Hosgood C Tuinman, 246 Scotchmer Street, North Fitzroy	115.00	Cheque	02.11.95
Mr Ian William Upjohn, 402 Glenferrie Road, Kooyong	110.77	Cheque	03.07.95
Mr Lawrence Galway Valpied, 4 Durham Street, Ballarat	1,161.50	Cheque	02.11.95
Mr Robin N Vandenberg, C/- Rees Beckwith & Co, 118 Queen St, Melbourne	173.14	Cheque	03.07.95
	181.01	Cheque	02.11.95
Mr Christian Vella, 102a Lilli Pilli Point Road, Lilli Pilli, NSW	113.30	Cheque	03.07.95
Mr Franciscus Paul Verwey, 5 McKenzie Way, Langwarrin	173.88	Cheque	02.11.95
Mr Colin Waddell, 144 Stanley Terrace, Taringa, QLD	110.00	Cheque	03.07.95
	115.00	Cheque	02.11.95
Mr Andrew Hamilton Wall, Greylands, Moriac	151.80	Cheque	02.11.95
Estate Hazel Stormont Walter & Mr Kenneth Lloyd Walter, C/- Ernst & Young Registry, GPO Box 505H, Melbourne	439.77	Cheque	03.07.95
	459.46	Cheque	02.11.95
Mr Barnaby Charles Ward, 11 Kitchener Street, Kilburn, SA	138.00	Cheque	02.11.95
Mr Forster Brian Weeks, PO Box 24-444, Royal Oak, Auckland, New Zealand	249.61	Cheque	03.07.95
	260.95	Cheque	02.11.95

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Mr Roger Bradley Weeks, 7th Floor Kayamally Building, 22 Queens Road Central, Hong Kong	140.07	Cheque	03.07.95
Miss Pamela Welshman, C/- The Australian Hotel, 11 Palmer Street, Townsville, QLD	146.44	Cheque	02.11.95
Mr Horatio Nelson Whitaker, Fawthrop House, Salvin Park, 840 Creek Road, Carina Heights, QLD	103.50	Cheque	02.11.95
Ms Elizabeth Judith White, 6 Edward Street, Kew	374.00	Cheque	03.07.95
	391.00	Cheque	02.11.95
	699.95	Cheque	03.07.95
	731.80	Cheque	02.11.95
Mr Ian Basil White & Mr William Donald White, C/- W D White, PO Box 78, Mount Martha	214.71	Cheque	02.11.95
White Transport Equipment (Aust) Pty Limited, 369 Lower Dandenong Road, Dingley	885.50	Cheque	02.11.95
Mr Alan Elliot Wilkinson, GPO Box 2488, Dhaka 1000, Bangladesh	311.19	Cheque	02.11.95
Mr Robert Mckenzie Wilkinson, 2 Venice Street, Box Hill South	117.15	Cheque	03.07.95
	122.70	Cheque	02.11.95
Mr Robert Graeme Willersdorf, 9 Berkeley Street, Hawthorn	119.03	Cheque	02.11.95
Mrs Florence Jean Willison, Unit 1, 364a Stephenson Road, Mount Waverley	141.77	Cheque	03.07.95
	148.26	Cheque	02.11.95
Mr Charles Robert C Winterburn & Mrs Amy Winterburn, 580 Warringah Road, Forestville, NSW	149.50	Cheque	02.11.95
Mr Bryan Cowper Wood, 15/3 Plunkett Street, Kirribilli, NSW	218.50	Cheque	02.11.95
Mr John David Woolner, 140 Drake Brockman Drive, Holt, ACT	111.30	Cheque	02.11.95
Mrs Nancie Jean Wootton, Unit 1, 112 Roslyn Street, Brighton	297.74	Cheque	02.11.95
Mr Hee Sion Yii, 3 Wharf Road, Sarikei, Sarawak, Malaysia	155.10	Cheque	03.07.95
Mr William Richard Young, 13 Simpson Street, East Melbourne	110.00	Cheque	03.07.95
	115.00	Cheque	02.11.95
Yulgilbar Custodians Pty Ltd, Level 45, 55 Collins Street, Melbourne	3,933.00	Cheque	02.11.95
Mr John Zelesco, 26 Sophora Place, Woodvale, WA	148.72	Cheque	03.07.95
Mr Kevin Robert Zietz, 41 Tobruk Avenue, St Marys, SA	417.10	Cheque	02.11.95

97022

CONTACT: C. REID, PHONE: (03) 9654 1933

## Unclaimed Money 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
			\$

## SIDONS RAMSET LIMITED

Mr Lindsay William Brown, 59 Kenmare Street, Watsonia	280.39	Cheque	28.04.95
Mr John R Macdonald Duguid & Mr S P M Mason Jones, C/-Ernst & Young Registry, Services Pty Ltd, GPO Box 505H, Melbourne	210.97	Cheque	28.04.95
	299.40	Cheque	27.10.95
Mr Alan Mark Fenner, 4/522 Bluff Road, Hampton	256.60	Cheque	27.10.95
Mrs Irene Beryl Gedye, 26 Morven Street, Mornington	469.20	Cheque	28.04.95
Mr Geoffrey Linton Hardy & Mrs Irene Constance Hardy, 1189 Dandenong Road, East Malvern	208.41	Cheque	28.04.95
Mr Barry John Hillard, 5 Melaleuca Drive, Palm Beach, QLD	242.00	Cheque	28.04.95
Mr William George Holloway, 7/14 Union Street, Meadowbank, NSW	129.00	Cheque	28.04.95
	183.00	Cheque	27.10.95

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Nelac Nominees Pty Limited, C/- Nelson Wheeler, 21/50 Bridge Street, Sydney, NSW	540.80	Cheque	28.04.95
	676.00	Cheque	27.10.95
Robcharta Nominees (NSW) Pty Limited, <Mann Judd & Co Super Fund>, Level 11, 159 Kent Street, Sydney, NSW	450.00	Cheque	27.10.95
Mr Geoffrey Ernest Simonsen, Unit 1, 68 Shafer Street, Blackburn North	140.65	Cheque	28.04.95
	100.00	Cheque	27.10.95

97017

CONTACT: C. REID, PHONE: (03) 9654 1933

*Unclaimed Money Act 1962*

Register of Unclaimed Moneys held by the-

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
\$			
<b>SPOTLESS SERVICES LIMITED</b>			
Mr Noel Patrick Burley, 61 Warriem Road, Croydon	450.00	Cheque	21.04.95
	550.00	Cheque	20.10.95
Ms Annette Fortescue, C/-Ernst & Young Registry Services Pty Ltd, GPO Box 505H, Melbourne	180.00	Cheque	21.04.95
	220.00	Cheque	20.10.95
Mr Alan Charles Hawkins & Ms Anne Helen Hawkins, Flat 1, 6 Rockley Road, South Yarra	270.00	Cheque	21.04.95
Janatos Pty Ltd, 130 Beecroft Road, Beecroft, NSW	192.50	Cheque	20.10.95
Mrs Margaret Selina Macknight, PO Box 692, Launceston, TAS	180.00	Cheque	21.04.95
Morabito Nominees Pty Limited, <Morabito Family A/C>, C/- Howarth & Howarth, PO Box 4369, Melbourne	203.50	Cheque	20.10.95
Estate Prudence Mary Robsonscott, C/- Mr J Robson-Scott, 253 Whale Beach Road, Whale Beach, NSW	450.00	Cheque	21.04.95
	550.00	Cheque	20.10.95
Est Bevan Helen Thomas, PO Box 21, Mitcham	165.00	Cheque	20.10.95
Ms Diane Elizabeth Yates, 1059 Ceron Street, Tom Price, WA	110.00	Cheque	20.10.95

97018

CONTACT: C. REID, PHONE: (03) 9654 1933

**SPICERS PAPER LIMITED**

Allina Pty Ltd, C/- Peter Morgan, GPO Box 427, Sydney, NSW	120.00	Cheque	20.10.95
Est Helen Wallace Johns, C/-Equity Trustees, 472 Bourke Street, Melbourne	500.00	Cheque	07.04.95

97021

CONTACT: C. REID, PHONE: (03) 9654 1933

**SPOTLESS GROUP LIMITED**

Ms Eileen Bellamy, C/- 10 Tambo Court, Dingley	140.00	Cheque	21.04.95
	192.50	Cheque	20.10.95
Mr Christopher John Crispin, 38 Ross-Smith Crescent, Scullin, ACT	160.00	Cheque	21.04.95
	220.00	Cheque	20.10.95
Mrs Marjorie Jean Latham, 35 Champion Street, Brighton	148.50	Cheque	20.10.95
Mt Bellevue Investments Pty Ltd, RMB 1460, Moyhu	336.00	Cheque	21.04.95

97019

CONTACT: C. REID, PHONE: (03) 9654 1933

## Unclaimed Money Act 1962

## Register of Unclaimed Moneys held by the-

<i>Name of Owner on Books and Last Known Address</i>	<i>Total Amount Due to Owner</i>	<i>Description of Unclaimed Money</i>	<i>Date when Amount first became Payable</i>
CENTRAL EQUITY LIMITED			
Mr Paul Alexander, P.O. Box 419, Glebe N.S.W.	600.00	Cheque	28.09.95
Australian Aquaculture Investments Pty Ltd C/- Level 1, 10 Queens Road, Melbourne	720.00	Cheque	28.09.95
Cantala Belle Pty Ltd, 25 Cascade Street, North Balwyn	1,200.00	Cheque	28.09.95
Ms Judith Rae Dance & Mr Roger Alan Catton, 29 Lyttleton Avenue, Forrest Hill, Auckland, New Zealand	300.00	Cheque	28.09.95
Mrs Cornelia Gudrun Dewdney, C/- Merlea Investments Pty Ltd, PO Box 440, Marden, S.A.	240.00	Cheque	28.09.95
Mr Andrew Vale Foreman, 6 Locksley Avenue, Kew	175.00	Cheque	08.03.95
Ms Katharine Haines, 6 Hoyle Street, Morwell	133.02	Cheque	28.09.95
Mrs Maria Concetta Iacobucci, 6 Waverley Parade, Pascoe Vale South	420.00	Cheque	28/09/95
J M Sassoon & Co Nominees (Pte) Ltd 1 Raffles Place # 44-00 Oub Centre, Singapore 0104	600.00	Cheque	28.09.95
Mr Alan Jones, 21 1f Stanley Village Road, Stanley Hong Kong	266.05	Cheque	08.03.95
Ms Jane Clare Crosswell-Jones, Unit 20/8 Kareela Road, Cremorne Point, N.S.W.	360.00	Cheque	28.09.95
Kearney And Tyrell Pty Ltd, 194 Keilor Road, North Essendon	500.00	Cheque	08.03.95
	600.00	Cheque	28.09.95
Mr Keith Kerridge, C/- Bankers Trust Australia Limited Level 36, Australia Square, Sydney, N.S.W.	425.00	Cheque	08.03.95
Ms Irene Marie Mills, 370 Maungatapu Road, Tawianga, New Zealand	120.00	Cheque	28.09.95
Petrew Nominees Pty Limited, 82 Hotham Street, Collingwood	162.50	Cheque	08.03.95
<Sophie Ranicar A/C> R.S.D. 860 Deloraine, Tas	240.00	Cheque	28.09.95
Ms Annette Flora Sievers, ANZ International Services Ltd, PO Box 62, Auckland, New Zealand	150.00	Cheque	08.03.95
Mr Kenneth Stanley Sowerby 13 B Te Arika Place Kawerau 3093 New Zealand	159.60	Cheque	08.03.95
Starford Limited, P.O. Box 211 Moore Stephens House, Kumul Highway, Port Vila, Vanuatu, South Pacific	300.00	Cheque	28.09.95
Mrs Christine Caroline Taylor, P.O. Box 1005, North Sydney N.S.W.	120.00	Cheque	28.09.95

97016

CONTACT: C. REID, PHONE: (03) 9654 1933

## DATACRAFT LIMITED

Basilisk Pty. Ltd., PO Box 57 Collins Street, Melbourne	340.00	Cheque	01.12.95
Mr. Godfrey Joseph Cini, 105 Augustine Terrace, Glenroy	150.00	"	01.12.95
Garro Nominees Pty. Ltd., c/- Hershan Serebro Services Ground Floor, 377 Lonsdale Street, Melbourne	140.00	"	01.12.95
Graham Murray, 5/1 Sutherland Crescent, Darling Point, NSW	100.00	"	01.12.95
Sure & Safe Services Pty. Ltd., 12 Hartland Way, Eltham	110.00	"	01.12.95
Tenth Cameo Nominees Pty. Ltd., 422 Collins Street, Melbourne	200.00	"	01.12.95

97059

CONTACT: MR. GINO SIDOTI, PHONE: (03) 9633 3214



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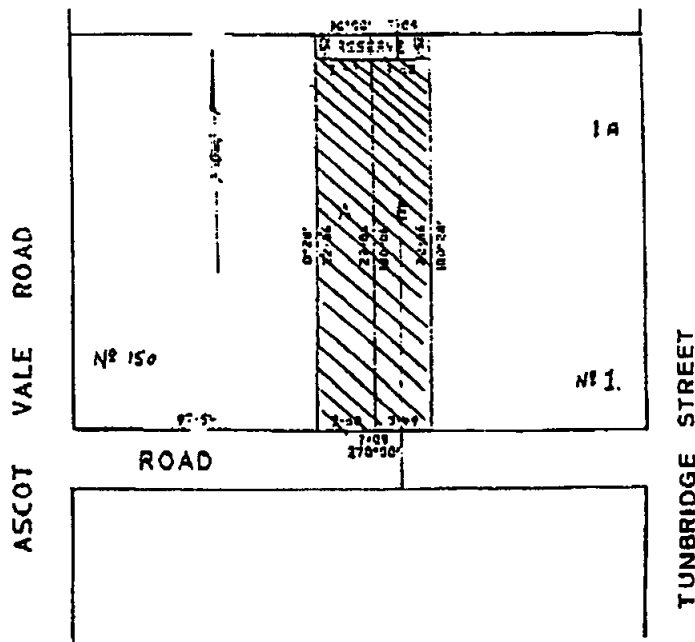
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**GOVERNMENT AND OUTER BUDGET SECTOR  
AGENCIES NOTICES**

**MOONEE VALLEY CITY COUNCIL  
Road Discontinuance**

That the Moonee Valley City Council at its ordinary meeting held on 19 August 1997, formed the opinion that the 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 there being no submissions made under Section 223 of the **Local Government Act 1989**, orders that the said part of the road situated at the rear of 150 Ascot Vale Road, Ascot Vale and 1 and 1A Tunbridge Street, Flemington, be discontinued pursuant to Schedule 10, Clause 3 (a) of Section 206 of the said Act, and the land of the discontinued road vest in the Council pursuant to Section 207B of the said Act and be sold by Private Treaty to the owners of the land abutting the road, subject to the right, power or interest held by the Moonee Valley City Council and City West Water in the road in connection with any sewers, drains and pipes under the control of those Authorities in or near the road.



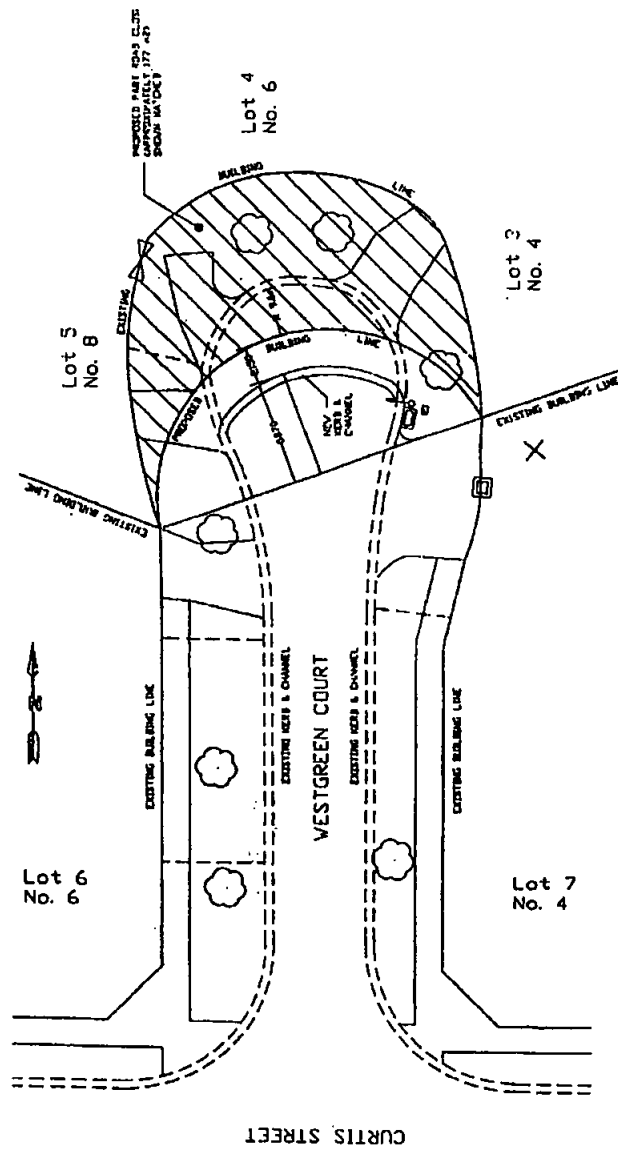
LINDSAY A. MERRITT  
Chief Executive

**MOONEE VALLEY CITY COUNCIL  
Road Discontinuance**

Moonee Valley City Council, having given public notice of the proposed discontinuance of the section of road at the northern end of Westgreen Court, Essendon, and having considered all submissions received in relation to the proposal under Section 223 of the **Local Government Act 1989** ("the Act") has resolved to discontinue and sell by private treaty the section of road at the northern end of Westgreen Court, Essendon, shown hatched on the plan below in accordance with Section 206 and Clause 3 of Schedule 10 to the Act.



The discontinuance of the road does not affect any right, power or interest held by a public authority in the road in connection with any sewers, drains, pipes, wires or cables under the control of the authority in or near the road.



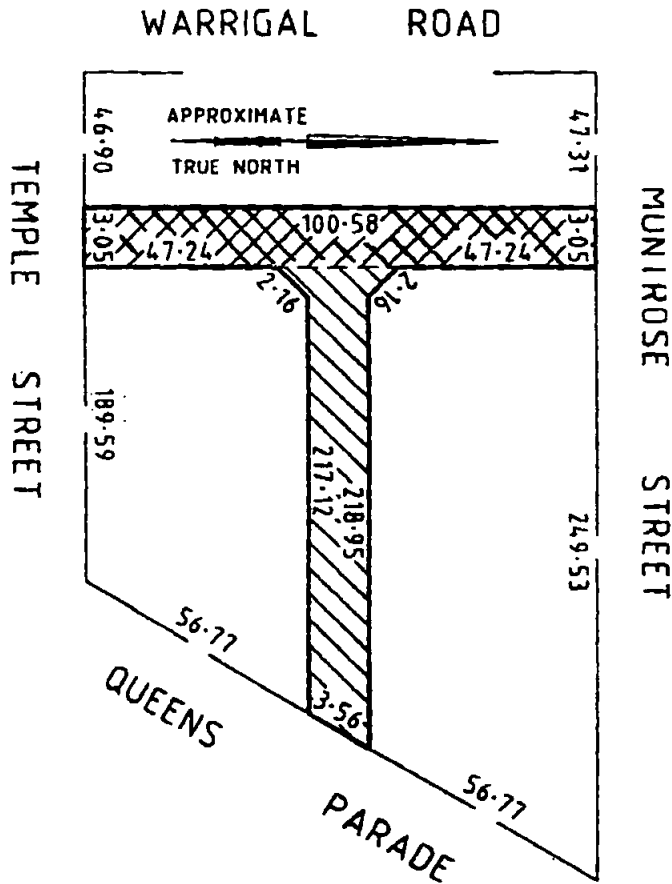
LINDSAY A. MERRITT  
Chief Executive

MONASH CITY COUNCIL  
Road Discontinuance

Pursuant to Section 206 and Clause 3 of Schedule 10 to the Local Government Act 1989, Monash City Council at its meeting on 15 July 1997 formed the opinion that the part of the road bound by Warrigal Road, Montrose Street, Queens Parade and Temple Street, Ashwood, shown both hatched and cross-hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road.

The section of road shown hatched is to be sold subject to the right, power or interest held by both Monash City Council and Yarra Valley Water Limited in the road in connection with any sewers, drains or pipes under the control of those authorities in or near the road.

The section of road shown cross-hatched is to be sold subject to the right, power or interest held by Gascor in the road in connection with any pipes, wires or cables under the control of that authority in or near the road.



DAVID CONRAN  
Chief Executive Officer

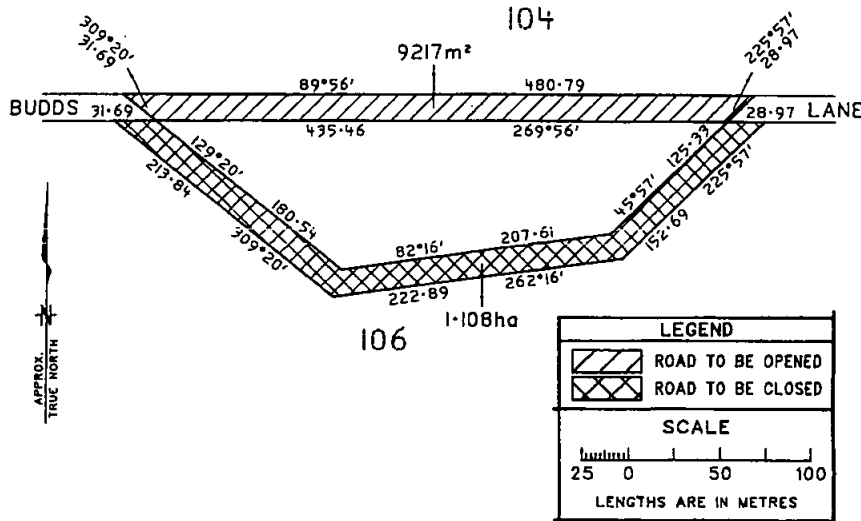
SOUTHERN GRAMPIANS SHIRE COUNCIL  
Road Deviation—Budds Lane, Vasey

Notice is hereby given that the Southern Grampians Shire Council at its meeting on 13 August 1997 resolved to proceed with a proposal to deviate Budds Lane, Vasey, in accordance with the plan shown below, pursuant to the provisions of Section 207B (1) of the **Local Government Act 1989**.

It is intended to continue the straight alignment of Budds Lane as shown hatched on the plan below. The land required for the new alignment, being 9217 square metres will be exchanged for the land comprising the current roadway, being 1108 square metres, as shown cross hatched on the plan below.

The new alignment of Budds Lane will be shown as a "Road" on PS 408061 G as part of C.A. 106A, Parish of Pawbymbyr, County of Dundas.

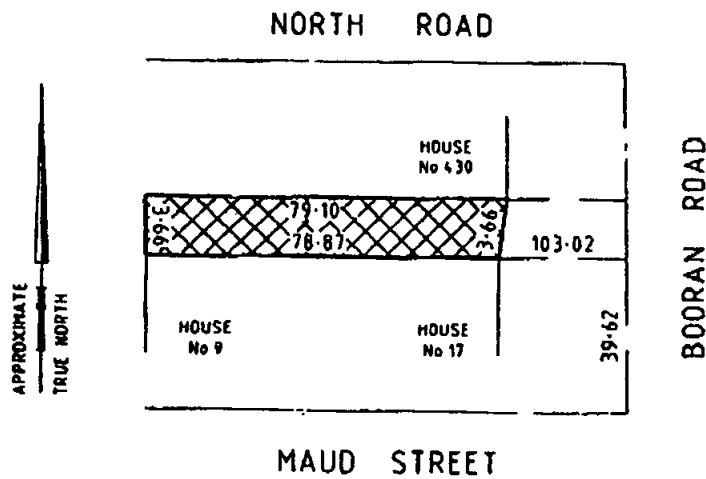
The former Road Reserve will therefore be discontinued as a Road.



G. N. MOSTYN  
Chief Executive Officer

GLEN EIRA CITY COUNCIL  
Road Discontinuance

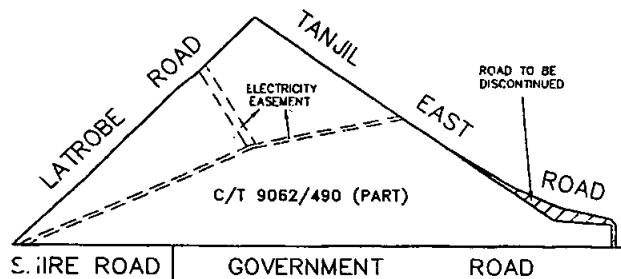
That the Glen Eira City Council at its ordinary meeting held on 16 June 1997 formed the opinion that the road shown cross-hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road and having advertised and served notices regarding the proposed discontinuance and having considered all submissions received in relation to the proposal under Section 223 of the **Local Government Act 1989** orders that the said part of the road situated at the rear of 9-17 Maud Street and 424-430 North Road, Ormond, be discontinued pursuant to Schedule 10, Clause 3 (a), of Section 206 of the said Act, and the land of the discontinued road vest in the Council pursuant to Section 207B of the said Act and be sold by Private Treaty to the owners of the land abutting the road, subject to the right, power or interest held by the Glen Eira City Council and the Melbourne Water Corporation in the road in connection with any sewers, drains and pipes under the control of those Authorities in or near the road.



MARGARET DOUGLAS  
Chief Executive

LA TROBE SHIRE COUNCIL  
Discontinuance of Road  
Tanjil East Road, Morwell

Pursuant to Section 206 and Schedule 10, Clause 3 of the **Local Government Act 1989**, the La Trobe Shire Council at its ordinary meeting held on 18 August 1997, formed the opinion that the portion of the Tanjil East Road, as shown on plan below, is not reasonably required for public use and therefore resolved to discontinue the road and to transfer the land to the abutting owner.



JOHN MITCHELL  
Chief Executive Officer

KINGSTON CITY COUNCIL  
Notice of Proposed Amendment to  
Local Law No. 5

The Kingston City Council proposes to amend Clause 31 of Local Law No. 5 (Environment and Amenity), to provide for the definition of a "Heavy Vehicle" to mean a motor vehicle which:

- (a) has an unladen weight of more than three tonnes; or
- (b) is designed to seat a driver and more than 12 adults; or
- (c) has mounted or incorporated in it machinery, plant or apparatus with a total weight of more than 3 tonnes.

Clause 31 of Local Law No. 5 presently defines a "heavy vehicle" to mean a motor vehicle which:

- (a) has an unladen weight of more than three tonnes; and
- (b) is designed to seat a driver and more than 12 adults; or
- (c) has mounted or incorporated in it machinery, plant or apparatus with a total weight of more than 3 tonnes.

Clause 32 of Local Law No. 5 provides that a person must not store, service, repair or wash any heavy vehicle on land within a residential area unless such activity is undertaken in accordance with a Planning Scheme provision or with a permit.

The purpose of this Local Law is to:

- (a) provide for the peace, order and good government of the Municipal District of the Council;
- (b) provide for the administration of Council powers and functions;
- (c) provide for the safe and healthy environment by prohibiting or regulating activities which may be dangerous or unsafe or detrimental to the quality of life in the municipal district;
- (d) provide for the protection of the environment and amenity of the Municipal District; and
- (e) prohibit and/or regulate activities with a view to minimising nuisances.

A copy of the proposed amended Local Law may be inspected at or obtained from the following offices of the City of Kingston

during business hours: Moorabbin Office, (999 Nepean Highway); Mentone Office, (corner Brindisi Street and Mentone Parade) and Chelsea Office, (1 Chelsea Road).

Any person affected by the proposed amended Local Law may make a submission relating to it under Section 223 of the **Local Government Act 1989**. Submissions received by the Council by 4.00 p.m. on Monday, 15 September will be considered by Council in accordance with Section 223 of the Act. Any person requesting that she or he be heard in support of her or his written submission is entitled to appear before a meeting of the Council either personally, or by a person acting on her or his behalf and will be notified of the time and date of the meeting.

Submissions should be forwarded to Mr Peter Frost, Governance Administrator, City of Kingston, P.O. Box 21, Moorabbin 3189, so as to arrive by the deadline.

R. SKINNER  
Chief Executive Officer

CORANGAMITE REGIONAL LIBRARY  
CORPORATION  
Proposed Local Law No. 2  
Library Regulations

Notice is given that at a meeting on 12 August 1997 the Board of the Corangamite Regional Library Corporation resolved to commence the statutory process for the introduction of Local Law No. 2—Library Regulations.

The purpose of this Local Law is to regulate the management and control of library services provided by the Corangamite Regional Library Corporation.

The general purport of this Local Law is:

1. To provide for membership to the Regional Library Corporation.
2. To provide for the borrowing of materials and behaviour in static libraries.
3. To regulate the return of materials and setting of fees and charges for damages, non-return and/or replacement of materials.

Copies of the Local Law can be obtained during business hours at Branch Offices of the Library Corporation located at Colac, Warrnambool, Camperdown, Cobden, Derrinalum, Koroit, Mortlake, Port Fairy, Terang, Timboon or Mobile Library.

Any person affected by the proposed Local Law may make a written submission relating to its content in accordance with the provisions of Section 223 of the **Local Government Act 1989**, addressed to the Chief Executive Officer, P.O. Box 283, Colac 3250.

Submissions received by close of business on 16 September 1997 shall be considered by the Board of the Corangamite Regional Library Corporation.

Any person making a written submission may request that they be heard in person or by a person acting on their behalf in support of their submission by appearing before the Board at a meeting to be scheduled for which advice will be forwarded to submitters.

M. W. HAIR  
Chief Executive Officer

**EASTERN REGIONAL LIBRARIES CORPORATION**  
Meeting Procedures and Operation and Use of Libraries Local Law 1997

Notice is hereby given that the Eastern Regional Libraries Corporation has made the following Local Law under Section 111 (1) of the **Local Government Act 1989**.

**TITLE**

Meeting Procedures and Operation and Use of Libraries Local Law 1997 (No. 1 of 1997).

**PURPOSE**

The principal purpose of this Local Law is to regulate:

- (a) proceedings at meetings of the Library Board and Committees;
- (b) proceedings for the election of the Chair and Deputy Chair;
- (c) usage of the Common Seal of the Library Board; and
- (d) operation and use of libraries.

**GENERAL PURPORT**

**PART 1—PRELIMINARY**

Sets out the purpose, authorising provisions and definitions and that the Local Law will be revoked at the expiration of ten years unless revoked earlier.

**PART 2—MEETINGS PROCEDURE**

Deals with quorum, adjournment, business and order of business, minutes, petitions, procedure for reaching decisions, rights to

documents, conduct of debate, notices of motion, revocation and alteration of previous resolutions and urgent business.

**PART 3—ELECTION OF CHAIR**

Sets out the means by which the Chair and Deputy Chair are elected.

**PART 4—COMMON SEAL**

Conditions applying to use and security of the Common Seal.

**PART 5—OPERATION AND USE OF LIBRARIES**

Deals with membership, responsibilities of members and users, cancellation or suspension of membership, the borrowing of library materials, fees and charges, control of libraries, conduct in or library and offences.

**PART 6—ENFORCEMENT OF PENALTIES**

Provides for the enforcement of this Local Law and penalties for offences against its provisions.

**AVAILABLE FOR INSPECTION**

A copy of the Local Law is available for inspection at the Eastern Regional Libraries Headquarters at the Rear 511 Burwood Highway, Wantirna South.

C. K. BEAMISH  
Chief Executive Officer

**NORTH EAST REGION WATER AUTHORITY**

Notice of Making By-law No. 125  
Water Supply and Sewerage Administrative By-law

At a meeting of the North East Region Water Authority held on Wednesday, 13 August 1997, the Authority agreed to the making of By-law No. 125—Water Supply and Sewerage Administrative By-law.

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. 125 came into force on Wednesday, 13 August 1997.

The By-law is available for inspection during normal business hours at the offices of North East Region Water Authority, Level 3, Water Offices, Hovell Street, Wodonga and Level 3, 62 Ovens Street, Wangaratta.

Copies of the By-law may be purchased for the sum of ten dollars (\$10.00) each.

Information relating to the making of this By-law may be obtained by contacting Barry O'Brien, Manager Customer Services, telephone (02) 6024 7977.

JOHN P. GOONAN  
Secretary

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**YARRA VALLEY WATER**  
Declaration Notice  
360/297/0005

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 or from 25 September 1997, whichever occurs first.

**CITY OF HUME**

**Serviced Area No. 6882:** All lots in Skuse Court, Lots 134 to 136, 145, 146 Arkley Drive, Lots 130 to 133 Renfew Court, Lots 125 to 129 Dunfermline Avenue all on PS342757 and contains 22 lots.

**Serviced Area No. 6885:** Lot 1 on PS402849 Talgarno Street and contains 1 lot.

**CITY OF NILLUMBIK**

**Serviced Area No. 6880:** Lot 2 and Lot 3 on LP16326 Ingrams Road and contains 2 lots.

**CITY OF WHITTLESEA**

**Serviced Area No. 6879:** Lots 44 to 49 Blau Street, all lots in Tamara Court, Lots 63 to 68 Anna Street, Lots 1 to 43, 61, 62, 69 to 90, Josef Avenue all on PS403339 and contains 90 lots.

**Serviced Area No. 6884:** Lots 1010 to 1033 McCabe Drive, Lots 1034 to 1052, 1054 to 1058 Oldfield Place, Lot 1053 Harvey Close all on PS318141 and contains 49 lots.

**SHIRE OF YARRA RANGES**

**Serviced Area No. 6877:** All lots on PS401617 Eyton Close, Lots 326 to 334 and a reserve on PS401616, Tamlin Place, Lots 390 to 395 on PS407043 Billanook Way and contains 21 lots.

**Serviced Area No. 6878:** Lots 386 to 389, 400 to 409 on PS407043, Lots 398 and 399 on PS346429 Billanook Way and contains 16 lots.

**Serviced Area No. 6881:** All lots in Hannover Road, Rosanna Court, Heidelberg Court all on LP51177, Lot 7 on LP56193, Lots 1 to 6 and 66 to 68 on LP51177, Lot 3 on LP214605, Don Road, Lots 10, 11, 13, 14, 17 on LP56193, CP101585, Lots 10 to 12 on LP6192 Toora Crescent and contains 77 lots.

**Serviced Area No. 6883:** Lot 10, 14 to 25 Newgrove Road, Lot 26 to 28 Stephens Road all on LP17919, Lot 33 to 35 on LP218167 Fantail Terrace and contains 19 lots.

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

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

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**YARRA VALLEY WATER**  
Water Proclamation Notice  
544/297/0004

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 25 September 1997, whichever occurs first.

**CITY OF HUME**

530/244/0277

Skuse Court, the whole court.

Renfew Court, the whole court.

Arkley Drive, from Dunfermline Avenue south west 144 metres.

Dunfermline Avenue, from 8 metres south east of the north west corner of Lot 129 south east 102 metres.

Nicholson Court, from 2 metres north east of the north east corner of Lot 80, south west 62 metres.

**CITY OF MANNINGHAM**

530/243/0851

Browns Court, the whole court.

**CITY OF MORELAND**

530/217/0038

Acacia Grove, from 3 metres south of the north west corner of Lot 4, south 3.5 metres then west 4 metres.

CITY OF WHITTLESEA

530/239/0790

View Road, from the north east corner of Lot 12, south 74 metres.

Dilop Drive, from Miller Street, west 260 metres north west 22 metres then north 9 metres.

Miller Street, from the north east corner of Lot 15, south 135 metres.

530/239/0791

Josef Avenue, the whole avenue.

Tamara Court, the whole court.

Blau Street, from Josef Avenue, north 98 metres.

Anna Street, from Josef Avenue, north 70 metres.

Tasman Drive, from 1.8 metres south of the south west corner of Lot 430, north 53 metres.

530/239/0797

McCabe Drive, from north east corner of Lot 1010, south 108 metres, south west 130 metres and then north west 275 metres.

Oldfield Place, the whole place.

Harvey Close, from south east corner of Lot 1052 and then west 34 metres.

Longwood Drive, from south east corner of Lot 1034 and then north east 56 metres.

Ponsford Place, from 4.5 metres north of the north east corner of Lot 1022 and then south 39 metres.

SHIRE OF YARRA RANGES

530/260/0899

Tamlin Place, from 4.5 metres west of the north east corner of Lot 330, west 38 metres, north west 60 metres, west 7 metres, north west 10 metres then north east 22 metres. Also from the south west corner of the reserve, north west 34 metres.

Eyton Close, from the north east corner of Lot 343, north west 74 metres then north east 20 metres. Also from the south west corner of the reserve, north west 30 metres.

530/260/0908

Billanook Way, from 7 metres west of the south east corner of Lot 395, west 80 metres and then north west 93 metres.

Meadowbank Avenue, from 7 metres south west of the south west corner of Lot 408, north east 42 metres.

Further particulars can be obtained from Yarra Valley Water's Proclamations Officer, Lou Vitelli, telephone 9872 1256.

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

Planning and Environment Act 1987  
MELBOURNE PLANNING SCHEME  
Notice of Amendment to a Planning Scheme  
Amendment L253

The City of Melbourne has prepared Amendment L253 to the Melbourne Planning Scheme.

The amendment affects land at 32-36 Macaulay Road and 118 Haines Street, North Melbourne.

The amendment proposes to change the Local Section of the Melbourne Planning Scheme by rezoning the land from a General Industrial Zone to a Mixed Use Zone marked (Res. 3) being one of the existing statewide zones.

The amendment can be inspected during office hours at Development Planning Unit, City of Melbourne, 6th Floor, 200 Little Collins Street, Melbourne, Victoria 3000 and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne, Victoria 3000.

If you wish to make a submission about this amendment, please write to The Principal Officer, Development Planning Branch, City of Melbourne, G.P.O. Box 1603M, Melbourne 3001, by 29 September 1997.

J. NOONAN  
Group Manager  
Development and Statutory Services

Planning and Environment Act 1987  
GLEN EIRA PLANNING SCHEME  
Notice of Amendment to a Planning Scheme  
Amendment L20

The City of Glen Eira has prepared Amendment L20 to the Glen Eira Planning Scheme.

The amendment changes the Local Section of the Glen Eira Planning Scheme.

The amendment affects land at 81 Trevelyan Street, Caulfield.



The amendment proposes to vary the restrictive covenant contained in the Instrument of Transfer No. 881706 which affects the whole of the land in Certificate of Title Volume 5060, Folio 999. The covenant sets out amongst other things, that only one dwelling may be erected on the land.

The amendment seeks to amend the covenant by including the land in the table to Clause 120 of the Glen Eira Planning Scheme. The covenant will be amended to allow the lawful construction of a second dwelling on the land in accordance with the endorsed plans accompanying Planning Permit No. GE8006, issued on 30 May 1997.

The amendment can be inspected free of charge and during office hours at City of Glen Eira, Municipal Offices, corner Glen Eira and Hawthorn Roads, Caulfield 3162 and the Department of Infrastructure, Office of Planning and Heritage, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

Submissions about the amendment must be sent to Jacqui Brasher, Town Planning Office, City of Glen Eira, P.O. Box 42, Caulfield 3162, by Monday, 29 September 1997.

JACQUI BRASHER  
Strategic Planner

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**Planning and Environment Act 1987**  
**BRIMBANK PLANNING SCHEME**  
Notice of Amendment to a Planning Scheme  
Amendment L28

The Roads Corporation has prepared Amendment L28 to the Brimbank Planning Scheme.

The amendment proposes to change the Planning Scheme by reserving land for a new alignment for the Western Freeway from the municipal boundary at Robinsons Road to the Western Ring Road at Fitzgerald Road. The proposed alignment crosses Robinsons Road to the north of Middle Road and then runs along the south side of Middle Road to connect with the Western Ring Road at Fitzgerald Road.

The amendment can be inspected during office hours at the City of Brimbank, Sunshine Office, Alexandra Avenue, Sunshine, or Keilor Office, Old Calder Highway, Keilor; Shire of Melton, Civic Centre, 232 High Street, Melton; Department of Infrastructure, Customer Service Centre, Level 3 Plaza,

Nauru House, 80 Collins Street, Melbourne and VicRoads, Planning Investigations Department, 60 Denmark Street, Kew.

Submissions concerning the amendment must be sent to the Manager Planning Investigations, VicRoads, 60 Denmark Street, Kew 3101, by 30 September 1997.

BOB EVANS  
Manager Planning Investigations

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**Planning and Environment Act 1987**  
**MELTON PLANNING SCHEME**  
Notice of Amendment to a Planning Scheme  
Amendment L73

The Roads Corporation has prepared Amendment L73 to the Melton Planning Scheme.

The amendment proposes to change the Planning Scheme by reserving land for a new alignment for the Western Freeway from west of Christies Road to the municipal boundary at Robinsons Road. The proposed alignment swings to the south at Christies Road, passes to the east of the Women's Correctional Centre at Riding Boundary Road and crosses Robinsons Road to the north of Middle Road.

The amendment can be inspected during office hours at the Shire of Melton, Civic Centre, 232 High Street, Melton; City of Brimbank, Sunshine Office, Alexandra Avenue, Sunshine, or Keilor Office, Old Calder Highway, Keilor; Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne and VicRoads, Planning Investigations Department, 60 Denmark Street, Kew.

Submissions concerning the amendment must be sent to the Manager Planning Investigations, VicRoads, 60 Denmark Street, Kew 3101, by 30 September 1997.

BOB EVANS  
Manager Planning Investigations

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**Planning and Environment Act 1987**  
**HOBSONS BAY PLANNING SCHEME**  
Notice of Amendment  
Amendment L4

The Urban Land Authority has prepared Amendment L4 to the Hobsons Bay Planning Scheme.

The amendment affects land at Lot N, Kororoit Creek Road.

The amendment proposes to rezone land from Proposed Public Open Space to Comprehensive Development Zone.

The purpose of the Comprehensive Development Zone is to "provide for a range of uses and development in accordance with a comprehensive development plan".

Land use and development permitted in this zone will be complementary to existing land uses in the surrounding area.

The amendment can be inspected at City of Hobsons Bay, Municipal Offices, 115 Civic Parade, Altona, Victoria 3018 and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne, Victoria 3000.

The amendment can be inspected free of charge and during office hours.

Submissions about the amendment must be sent to Attention: Peter Conroy, Planning and Building Services Manager, City of Hobsons Bay, Altona, Victoria 3018, by 28 October 1997.

Dated 22 August 1997

PETER CONROY  
Planning and Building Services Manager

**Planning and Environment Act 1987**  
**VIOLET TOWN PLANNING SCHEME**  
Notice of Amendment  
Amendment L6

The Strathbogie Shire Council has prepared Amendment L6 to the Local Section of the Violet Town Planning Scheme.

The amendment proposes to rezone land known as Crown Allotments 141 and 144B and part of Crown Allotment 91, Parish of Balmattum from a Rural Zone to a Proposed Public Purpose Reservation—Service and Utility.

The site is located approximately 660 metres west of the North Eastern railway line. Access to the site is via Mahers Road which also traverses the site. The site has an area of approximately 136 hectares and is currently used for Grazing Purposes.

Gas Transmission Corporation proposes to compulsorily acquire the land affected by this amendment for the purpose of establishing a gas compressor station. The compressor station will enable the gas pressure within the

pipeline to be increased when required. An increase in the flow of gas within the pipeline system will ensure that increased demand for gas is satisfied.

The amendment will facilitate the Victorian Government's reform process to restructure the gas industry and ensure that the industry is competitive.

The amendment can be inspected at Strathbogie Shire Council, (Euroa Office), corner of Binney and Bury Streets, Euroa; Strathbogie Shire Council, (Nagambie Office), corner of High Street and Vale Street, Nagambie; Department of Infrastructure, Northeast Goulburn Regional Office, 50-52 Clarke Street, Benalla and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne.

Submissions about the amendment must be sent to Shire Planner, Strathbogie Shire Council, P.O. Box 2, Euroa, Victoria 3666, by Monday, 29 September 1997.

FIONA MURRAY  
Shire Planner

**Planning and Environment Act 1987**  
**AVOCA PLANNING SCHEME**  
Notice of Amendment to a Planning Scheme  
Amendment L17

The Pyrenees Shire has prepared Amendment L17 to the Avoca Planning Scheme.

The amendment is described as follows:

The amendment proposes to rezone land described as Crown Allotments 13, 14, 15, Section 5A, Parish of Avoca, County of Kara Kara from General Farming to land reserved as "Public Purposes—Service and Utility".

The purpose of the amendment is to facilitate wastewater treatment and disposal on the site as part of the provision of a reticulated sewage network at Avoca.

The amendment will, without the need for planning permits, allow the wastewater treatment and disposal facility and ancillary activities to be established on the site.

The amendment can be inspected at the Pyrenees Shire Office, Lawrence Street, Beaufort and the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

Submissions about the amendment must be sent to the Pyrenees Shire Council, Lawrence Street, Beaufort 3373, by 30 September 1997.

Dated 28 August 1997

S. G. CORNISH  
Acting Executive Chief Officer

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**Planning and Environment Act 1987**  
**NILLUMBIK PLANNING SCHEME**  
Notice of Amendment  
Amendment L9

Amendment L9 is a site specific amendment of land known as Lot 1 PS 330859P Skyline Road, Christmas Hills. The amendment provides for the subdivision of this land into 4 lots and the use of each lot for a detached dwelling.

The proposed subdivision provides for two 2.1 hectare and one 2.4 hectare sites facing the road and one "battle axe" lot of approximately 33 hectares. Each of the smaller lots contains a varying amount of cleared land and the building envelopes have been located in cleared areas.

In addition, the amendment also provides for:

- the establishment of a new vehicle access to the southern portion of the site via the property adjoining to the east;
- the inclusion of the area of remnant bushland on the land to be protected under a conservation covenant with the Victorian Conservation Trust.

This amendment will result in controls and management over the subject site in order to protect an area of significant remnant bushland, in exchange for controlled subdivisional potential.

Any submission you may wish to make about this amendment should be made in writing by 3 October 1997 and must be sent to Barry P. Rochford, Chief Executive Officer, Nillumbik Shire Council, P.O. Box 476, Greensborough 3088.

BARRY P. ROCHFORD  
Chief Executive Officer

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**Planning and Environment Act 1987**  
**HUME PLANNING SCHEME**  
Notice of Amendment  
Amendment L14

The Hume City Council has prepared Amendment L14 to the Hume Planning Scheme.

The amendment introduces the Industrial 3 Zone into the Local Section of the Hume Planning Scheme, and rezones approximately 13 hectares of land from Extractive Industry A to this new zone. The land is situated on the eastern side of the Tullamarine Freeway, adjacent to the JUHI fuel terminal and Cleanaway site, and opposite the main Melbourne Airport terminal complex. It comprises Lot 1 on Lodged Plan No. 91468, Parish of Tullamarine, County of Bourke.

The land is located in one of three main employment areas identified in the Greenvale and Attwood Strategy Plan. Access to the site is via a carriageway easement south of the Cleanaway site, connecting with Western Avenue, which Council ultimately intends to upgrade to the status of a Public Road.

Council's adopted strategy for this land is for industrial uses, preferably airport related, and comments submitted by the applicant from a range of outside authorities are generally in support of the proposal. The rezoning will be subject to a binding legal agreement ensuring that the final use and development of the land is in accordance with Council strategy, including the Greenvale and Attwood Strategy Plan, and, if required by servicing authorities, reservation of a rail and/or road corridor across the land to Melbourne Airport.

**WHERE YOU MAY INSPECT THIS  
AMENDMENT**

Hume City Council, Sunbury Office, 36 Macedon Street, Sunbury and the Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne.

Submissions about the amendment must be sent to Manager Strategic Planning, Hume City Council, P.O. Box 119, Broadmeadows 3047, by 29 September 1997.

MARGARET ABBEY  
Manager Strategic Planning

JOHN W. WATSON  
Chief Executive Officer

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

The Moreland City Council has prepared Amendment L49 to the Local Section of the Moreland Planning Scheme.

The amendment affects land at No. 11 Cassels Road, Brunswick, which is delineated on the map that forms part of the amendment.

The amendment proposes to change the Local Section of the Moreland Planning Scheme by rezoning the land from Light Industrial to Residential C.

The purpose of this amendment is to rezone land to a zone which better reflects the current use of the land which is occupied by a single storey detached dwelling used for residential purposes. The subject land and surrounding properties to the north, west and east are all used for residential purposes. The property to the south of the subject land is occupied by a single storey factory building which is part of the Tinning Street Industrial area.

The amendment includes a requirement to identify the land as being potentially contaminated as the site is being converted from Industrial to Residential.

The amendment can be inspected free of charge during office hours at the following locations: Town Planning Unit, Moreland City Council, Coburg Offices, 90 Bell Street, Coburg, Victoria 3058 and the Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne, Victoria 3000.

Submissions about the amendment must be sent to Town Planning Unit, Moreland City Council, Locked Bag No. 10, Moreland, Victoria 3058, by 5.00 p.m. on 3 October 1997.

Dated 28 August 1997

**BRENDAN MURPHY**  
Interim Manager Development and Approvals

**CORRIGENDUM**  
**Planning and Environment Act 1987**  
**WERRIBEE PLANNING SCHEME**  
Notice of Amendment  
Amendment L117

In Government Gazette G33 dated 21 August 1997 on Page 2155 change the name of the Planning Scheme from Wyndham Planning Scheme to Werribee Planning Scheme.

**PHILLIP STEER**  
Manager Planning  
Wyndham City Council

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 31 October 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.

Crome, Laurel Joyce, late of Unit 66, Oak Tree Hill Village, 37 View Mount Road, Glen Waverley, pensioner, who died 18 March 1997.

Howie, Allan, late of 221 Bayswater Road, Bayswater, electrical engineer, who died 24 May 1997.

Judd, Thomas, late of Flat 28, 94 Ormond Street, Flemington, pensioner, who died 25 April 1997.

McGibbony, Laurence Athelstane, late of Long Island Retirement Village, Unit 105, 1 Overton Road, Frankston, gentleman, who died 9 August 1997.

Mullins, John Henry, late of 13/83 Westbury Street, East St Kilda, retired, who died 10 August 1997.

Nee, Peter James, late of 6 Goodin Grove, Glen Waverley, retired, who died 3 June 1997.

O'Reilly, Brian, late of 20 Bayswater Road, Croydon, retired postman, who died 9 May 1997.

Schmidt, Harold Joseph, late of Scott, 23 Haynes Street, Highett, pensioner, who died 17 April 1997.

Winduss, Esther Camille, late of 376 Station Street, Box Hill, widow, who died 4 July 1997.

Dated at Melbourne 22 August 1997

**CATHY VANDERFEEN**  
Manager, Estate Management  
State Trustees Limited

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 4

November 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.

Alexander, Joyce Lorna, late of Emily Lenny Private Nursing Home, 46 Victoria Street, Coburg, pensioner, who died 21 June 1997.

Barnett, Maxwell Henry, late of 30 Westley Street, Carrum, retired plumber, who died 5 June 1997.

Ennis, Florence Ethel, late of 78-150 Victoria Avenue, Albert Park, pensioner, who died 4 August 1997.

Mourant, Arthur Philip Charles Anthony, also known as Arthur Mourant, late of 46 Edwards Avenue, Garden City, retired, who died 1 June 1997.

Wilde, Harriet Josephine, late of 296 Warrigal Road, Cheltenham, retired, who died 22 April 1997.

Willis, Dora May McKim, also known as Dora Mary McKim Willis, late of Lot 5 Stewart Street, Grantville, pensioner, who died 19 March 1997.

Wratten, Ernest Henry, late of 113 Wickham Road, Moorabbin, pensioner, who died 30 June 1997.

Dated at Melbourne 26 August 1997

CATHY VANDERFEEN  
Manager, Estate Management  
State Trustees Limited

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

Campbell, Robert George, late of Regent Private Nursing Home, 18 McGlynn Avenue, South Morang, retired, deceased, who died 17 July 1997.

Greally, Nancy, late of North West Hospital, Poplar Road, Parkville, pensioner, deceased intestate, who died 25 December 1996.

Harwood, Anne Millward, formerly of 1/927A Centre Road, Bentleigh East, but late of Finchley Court, 1168 Dandenong Road, Carnegie, home duties, deceased, who died 24 July 1997.

Lastas, Albinas, late of Wynnstay Private Nursing Home, 21 Wynnstay Road, Prahran, pensioner, deceased, who died 11 August 1997.

Mainwaring, John, late of Community Accommodation Ararat, 5 Vanston Street, Ararat, pensioner, deceased, who died 2 February 1997.

McDonald, Ian, late of Oak View Lodge, 305 Carlisle Street, Balaclava, pensioner, deceased, who died 12 May 1997.

Suminas, Justinas, late of Belina House, 183 Scott Parade, Ballarat, pensioner, deceased intestate, who died 15 July 1997.

Wilson, Mary Agnes, late of Edgelea Private Nursing Home, 87 Chapel Street, St Kilda, home duties, deceased intestate, who died 17 April 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 4 November 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 No. 35/01/5276/0, Executive Director Planning, Building and Development, Department of Infrastructure.

*Reason for exemption*

The position is highly specialised and the proposed appointee is a staff member who is considered to be the only staff member possessing the specialised qualifications, and the Department Head considers it unlikely that advertising the vacancy would attract a more suitable candidate.

Dated 18 August 1997

P. R. SALWAY  
Public Service Commissioner

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

Position No. NRE243240, VPS-4, Coordinator HRIS Operations, Corporate Management, Department of Natural Resources and Environment.

*Reason for exemption*

The vacancy has duties and qualification requirements that are of a specialised nature peculiar to the department and the proposed appointee is a staff member considered to be the only staff member possessing the specialised qualifications.

ROBIN A. S. LAWSON  
Acting Secretary  
Department of Natural Resources  
and Environment

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

Position Nos NRE218673, NRE218447,  
NRE219042, VPS-4, Manager Evaluation  
Systems, Economics Branch, Department of  
Natural Resources and Environment.

*Reason for exemption*

The position has been reclassified to recognise a demonstrated and significant shift in work value in a specialised area of work, the incumbent is an officer who is 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 a more suitable candidate.

MICHAEL TAYLOR  
Secretary  
Department of Natural Resources  
and Environment

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

Position No. NRE205059, VPS-5, Manager  
Economic Evaluation, Economics Branch,  
Department of Natural Resources and  
Environment.

*Reason for exemption*

The position has been reclassified to recognise a demonstrated and significant shift in work value in a specialised area of work, the incumbent is an officer who is 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 a more suitable candidate.

MICHAEL TAYLOR  
Secretary  
Department of Natural Resources  
and Environment

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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. 48/06/0013/2, Senior  
Computer Systems Adviser, VPS-4, Office of  
the Correctional Services Commissioner.

*Reasons for exemption*

The position has been reclassified to recognise a demonstrated and significant shift in work value in a specialised area of work, the incumbent is an officer who is 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 a more suitable applicant.

ALAN THOMPSON  
Secretary to the Department of Justice

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

Pursuant to Section 29 (2) of the **Public Sector Management Act 1992**, I exempt the following positions from advertising.

(5) Technical Officer Positions, VPS-2  
NRE214640, VPS-2 NRE236416, VPS-2  
NRE229997, VPS-1 NRE229614 and VPS-1  
NRE225635.

*Reasons for exemptions*

This exemption is made to facilitate the integration of the workplace at the State Chemical Laboratories as part of the formation of Agriculture Victoria. The Department of Natural Resources and Environment has restructured the management of its various Research Institutes and Laboratories to operate under one business, Agriculture Victoria.

I consider it unlikely that advertising the positions would attract more suitable candidates.

Dated 22 August 1997

P. R. SALWAY  
Public Service Commissioner

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

Position No. 25/82/1030/9, Multi Media Officer, Class VPS-4, Community Information Service, Office of the Secretary, Department of Education.

*Reason for exemption*

The vacancy has duties and qualifications requirements that are of a specialised nature peculiar to the department and the proposed appointee is a staff member considered to be the only staff member possessing the specialised qualifications.

GEOFF SPRING  
Secretary  
Department of Education

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

**Auction Date:** Saturday, 1 November 1997.

**Lot 1:** 1.30 p.m. on site.

**Property Address:** Off Tipperary Springs Road, Daylesford.

**Crown Description:** Allotment 11A, Section 26, Township of Daylesford West.

**Area:** 2.097 hectares.

**Reference:** 05P140577.

**Lot 2:** 2.00 p.m. on site.

**Property Address:** Off Tipperary Springs Road, Daylesford.

**Crown Description:** Allotment 11B, Section 26, Township of Daylesford West.

**Area:** 2.113 hectares.

**Reference:** 05P140567.

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

**Co-ordinating Officer:** Graeme Barnes, Sales Officer, Department of Natural Resources and Environment, Ballarat.

**Selling Agent:** Kaye Pickering, Doepel Lilley and Taylor, 41 Vincent Street, Daylesford, telephone (03) 5348 3151.

ROGER M. HALLAM  
Minister for Finance

**Subordinate Legislation Act 1994**  
DEPARTMENT OF JUSTICE VICTORIA  
Notice of Intention to Proceed to Make  
Regulations

Legal Practice (Fees) Regulations 1997

A Regulatory Impact Statement was published in relation to the proposed Legal Practice (Fees) Regulations 1997.

The major objective of the proposed Regulations is to ensure that legal practitioners make an equitable contribution to the reasonable costs incurred by recognised professional associations in regulating the legal profession.

The proposed Regulations replace the current fee structure which is set out in Clause 10 (7) of Schedule 2 to the **Legal Practice Act 1996**. The fees imposed under the proposed Regulations are a reduction on the fees imposed in 1997 under the Act.

No submissions were received in respect of the proposed Regulations and I now give notice of my intention to proceed with the making of the proposed Regulations.

JAN WADE  
Attorney General

**Subordinate Legislation Act 1994**  
REGULATORY IMPACT STATEMENT  
Road Safety (Road Rules—Give Way to  
Stock) Regulations 1997

Notice is given in accordance with Section 11 of the **Subordinate Legislation Act 1994**, that a Regulatory Impact Statement (RIS) has been prepared in relation to the Road Safety (Road Rules—Give Way to Stock) Regulations 1997.

The regulations have been developed to create a requirement for drivers to give way to stock under control on a highway, to prevent accidents involving such stock. The proposed regulations will not cover straying stock. Although there has always been the possibility of civil action if a driver negligently collides with an animal, there has not previously been a formal requirement for drivers to give way to stock under control on the highway in Victoria.

The regulations will complement Local Laws, which cover the requirements that the owners of stock must comply with if they are

to have them on a highway. They also complement guidelines published by the Roads Corporation, which contain detailed rules on where signed stock crossings can be sited on highways, and the requirements for signs and lights to be erected at stock crossings, and signs for stock under control grazing on a highway, or being moved along a highway.

The proposed regulations:

- Create a requirement for drivers to give way to stock under control on a highway where there is a Give Way to Stock sign.
- Create a requirement for drivers to stop at a stock crossing where a Stop sign is erected, and prohibit drivers from proceeding until all stock have completed their crossing.
- Create a requirement for drivers to travel slowly when encountering stock under control on a highway.
- Empower people accompanying stock under control on a highway to erect warning signs and Give Way to Stock signs at temporary stock crossing sites, and where stock under control are grazing on the highway, or being driven along it.

The Regulatory Impact Statement examines publicity advising drivers to give way to stock, and the construction of underpasses as alternative ways to deal with the problem, and concludes that a regulatory requirement is the most cost effective approach.

Public comments are invited on the RIS, the accompanying regulations and the Roads Corporation Guidelines. Copies may be obtained by telephoning (03) 9854 2336, or may be downloaded from the internet from <http://www.vicroads.gov.au>.

Written submissions will be received at the following address up to 5.00 p.m. on Friday, 26 September 1997: The Manager, Road User Behaviour, Roads Corporation, 4th Floor, 60 Denmark Street, Kew, Victoria 3101. Submission may also be made by e-mail to [southd@vrnotes.roads.vic.gov.au](mailto:southd@vrnotes.roads.vic.gov.au). All submissions will be treated as public documents.

Any enquiries regarding the content of the RIS should be directed to David South on (03) 9854 2705.

COLIN JORDAN  
Chief Executive

**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 1 October 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 25 September 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.

**AMENDMENT TO PREVIOUS NOTICE**

This notice corrects a previous notice which appeared in the Victoria Government Gazette G29 dated 24 July 1997 in the name of B. P. and J. W. Miller, North Ringwood. Please disregard the notice as the applicant has elected to withdraw their application.

A. Muraca, Werribee South. Application for variation of conditions of licence SV413 which authorises the licensed vehicle to operate in respect of a 1964 Rolls Royce sedan with seating capacity for 4 passengers for wedding parties to change the vehicle to a 1950-85 Rolls Royce sedan with seating capacity for 4 passengers and to include the ability to operate for promotional work.

*Note:* This licence is currently under consideration for transfer to G. and T. Roberts and C. and V. Mennilli.

Dated 28 August 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 1 October 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 25 September 1997.



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

C. Carpenter, West Heidelberg. Application for variation of conditions of tow truck licence number TOW826 which authorise the licensed vehicle to be managed, controlled and operated from a depot situated at 37 Bridge Street, Bulleen, to change the depot address to 18-20 King Street, Airport West.

*Note:* This licence is under consideration for transfer to Northway Panels Pty Ltd.

Lisio Pty Ltd, West Heidelberg. Application for variation of conditions of tow truck licence number TOW831 which authorise the licensed vehicle to be managed, controlled and operated from a depot situated at 37 Bridge Street, Bulleen, to change the depot address to 18-20 King Street, Airport West.

*Note:* This licence is under consideration for transfer to Northway Panels Pty Ltd.

J. Morris, Cann River. Application for variation of conditions of tow truck licence number TOW249 which authorise the licensed vehicle to be managed, controlled and operated from a depot situated at 8 Cann Valley Highway, Cann River, to change the depot address to 40-42 Maurice Avenue, Mallacoota.

*Note:* This licence is under consideration for transfer to N. Bruce.

Jacana Falls Pty Ltd, Malvern East. Application for variation of conditions of tow truck licence numbers TOW063, TOW543, TOW613 and TOW818 which authorise the licensed vehicles to be managed, controlled and operated from a depot situated at 1852 Malvern Road, Malvern East, to change the depot address to 399 Tooronga Road, Hawthorn East.

Reservoir, Thomastown, Epping & Whittlesea Towing Service Pty Ltd, Chadstone. Application for variation of conditions of tow truck licence number TOW512 which authorise the licensed vehicle to be managed, controlled and operated from a depot situated at 1852 Malvern Road, Malvern East, to change the depot address to 399 Tooronga Road, Hawthorn East.

Dated 28 August 1997

JOHN R. CONNELL  
Director

**Transport Act 1983**  
**ROAD DECLARATIONS AND**  
**DEDICATIONS**

The Roads Corporation pursuant to the **Transport Act 1983**, upon publication of this notice declares, or varies the declaration of, the roads as described below and on the plans attached, and further declares that such roads are fit to be used as a public highway and are now absolutely dedicated to the public for use as public highways within the meaning of any law now or hereafter in force.

**MAIN ROAD**

69/97 Heidelberg-Doncaster Road in the City of Manningham shown hatched on plan numbered GP 19025.

70/97 Bulleen Road in the City of Manningham shown hatched on plans numbered GP 19027 and GP 19028.

71/97 Eltham-Yarra Glen Road in the Shire of Nillumbik shown hatched on plan numbered GP 18807.

72/97 Main Heidelberg-Eltham Road in the City of Banyule shown hatched on plan numbered GP 18788.

**FOOTWAY**

73/97 Footway [Western Ring Road] in the City of Brimbank delineated by a heavy dashed line on plan numbered GP 18470A.

74/97 Footway [Western Ring Road] in the Cities of Brimbank and Moonee Valley delineated by a heavy dashed line on plan numbered GP 18858B.

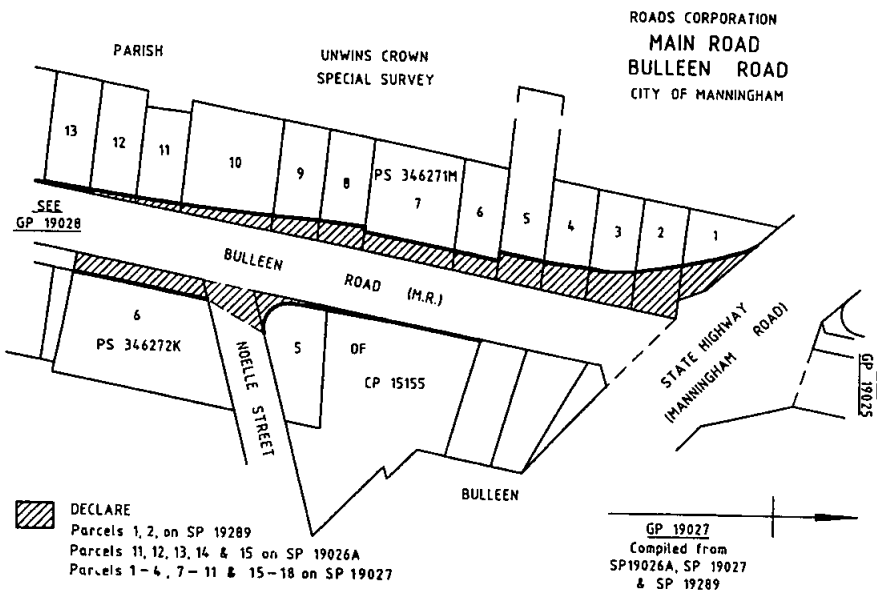
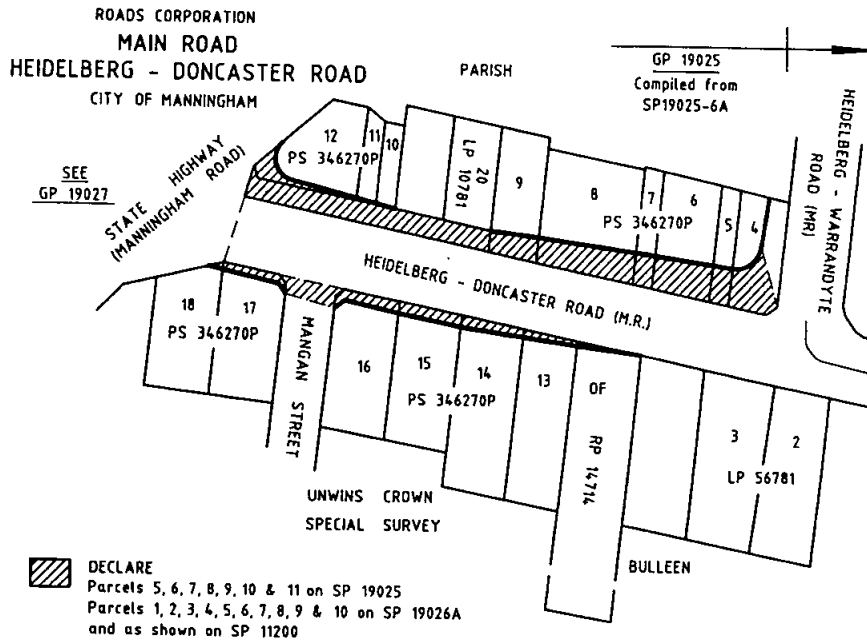
75/97 Footway [Western Ring Road] in the City of Brimbank delineated by a heavy dashed line on plans numbered GP 18698A and GP 18699A.

76/97 Footway [Western Ring Road] in the Cities of Brimbank, Hume and Moreland delineated by a heavy dashed line on plan numbered GP 18701C.

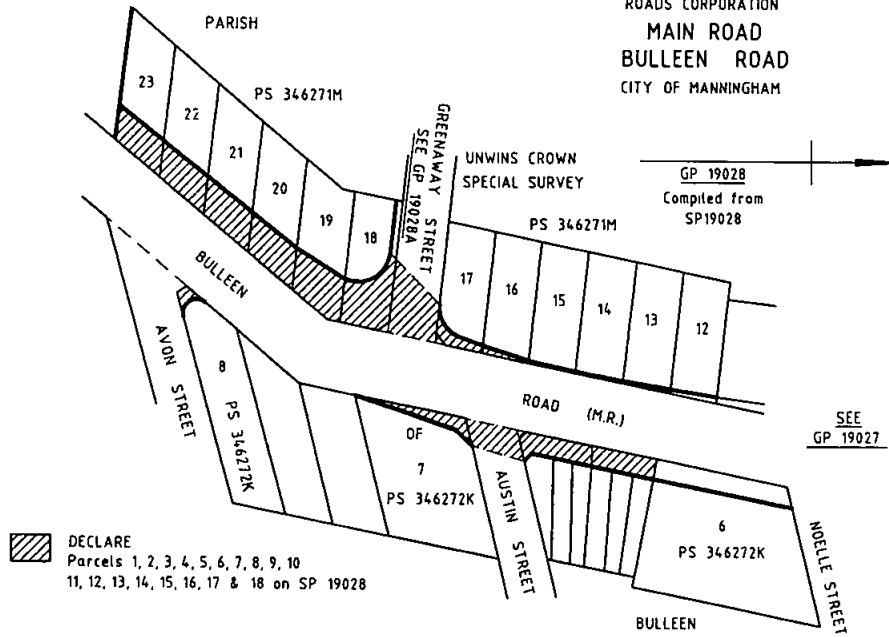
77/97 Footway [Western Ring Road] in the Cities of Hume and Moreland delineated by a heavy dashed line on plans numbered GP 15737G and GP 15737H.

**ROAD**

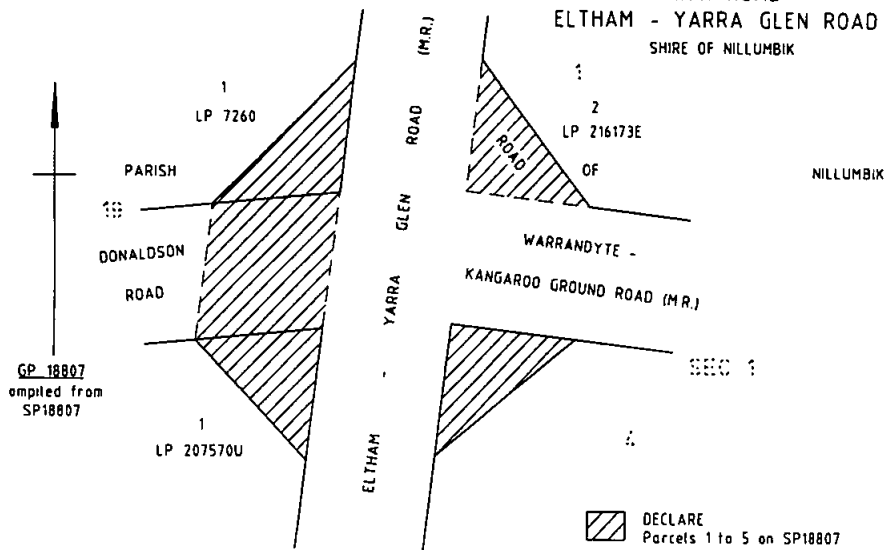
78/97 Greenaway Street in the City of Manningham delineated by a heavy dashed line on plan numbered GP 19028A.



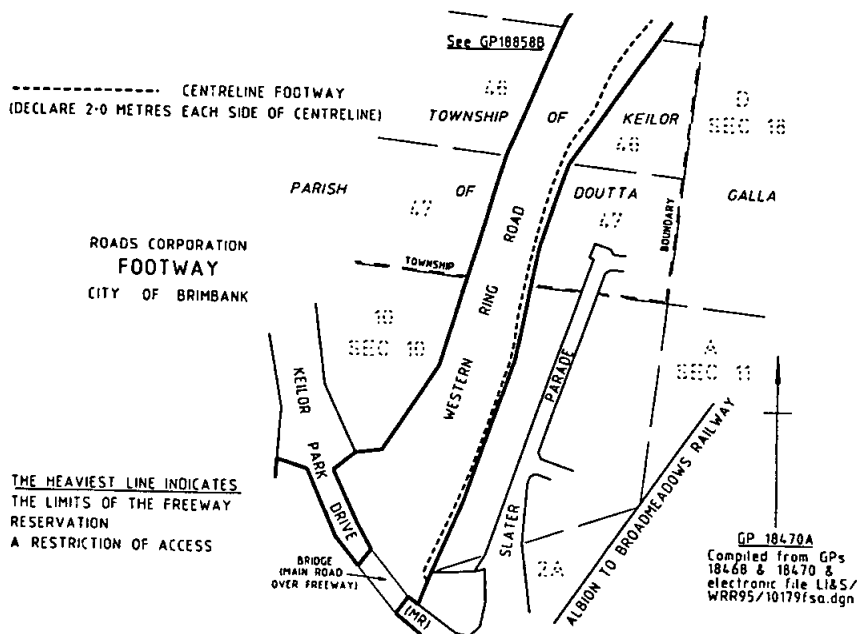
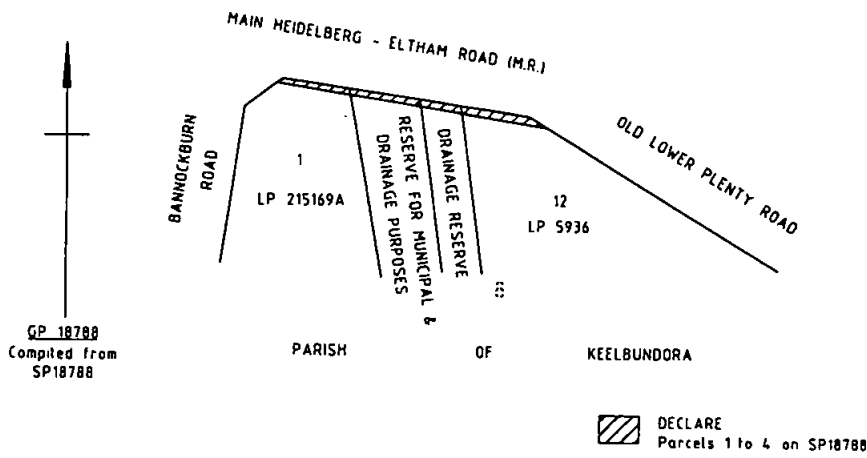
ROADS CORPORATION  
MAIN ROAD  
BULLEEN ROAD  
CITY OF MANNINGHAM

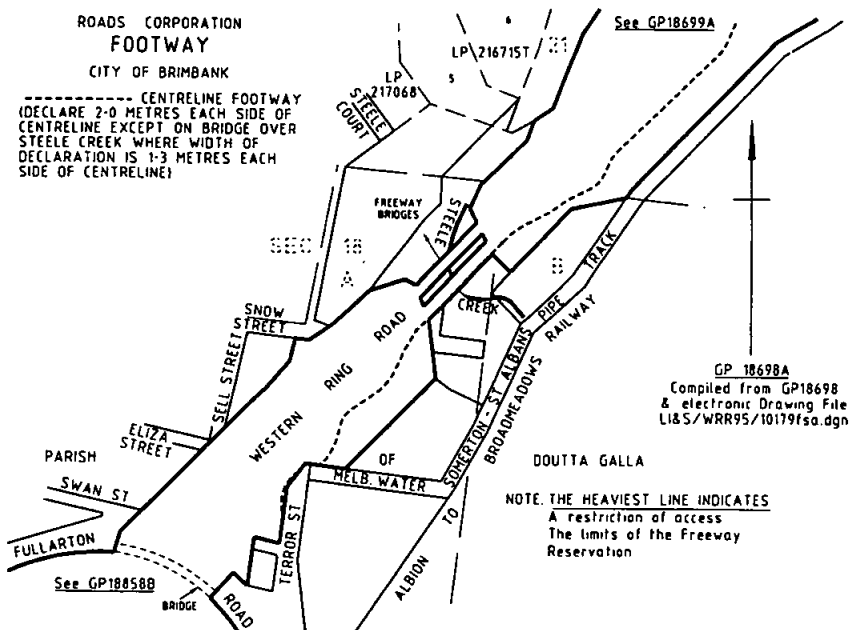
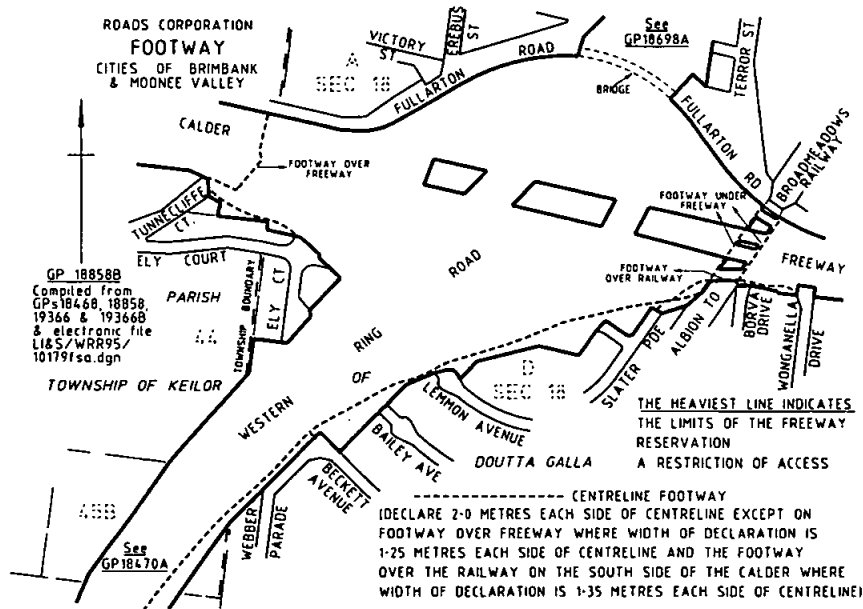


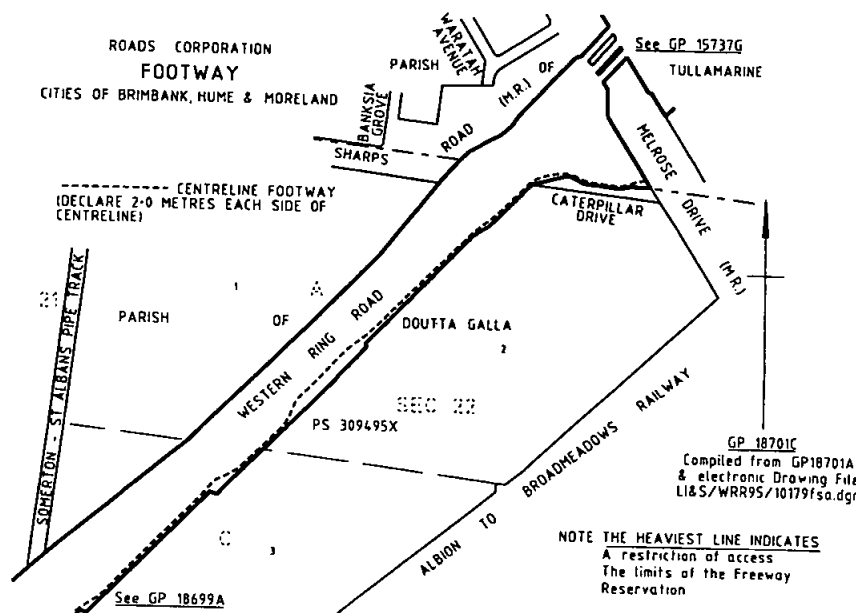
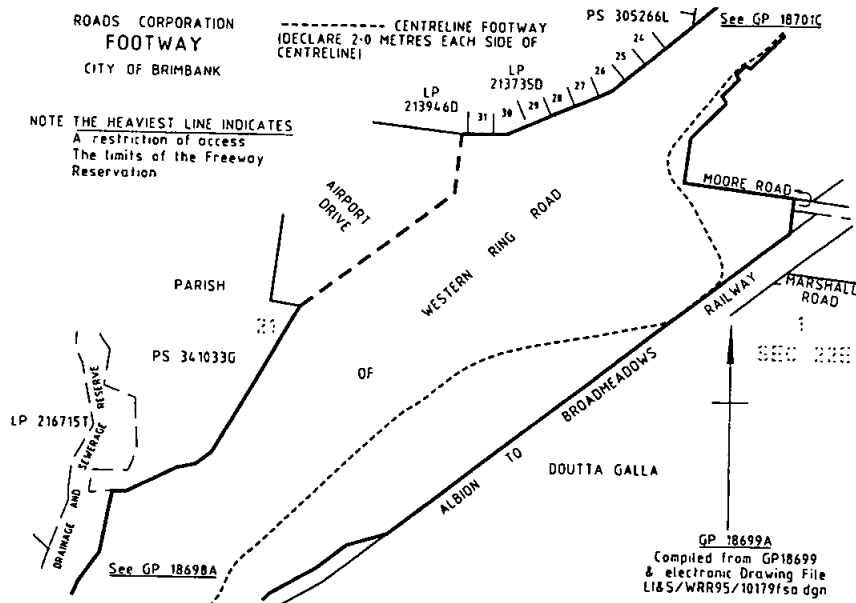
ROADS CORPORATION  
MAIN ROAD  
ELTHAM - YARRA GLEN ROAD  
SHIRE OF NILLUMBIK



ROADS CORPORATION  
 MAIN ROAD  
 MAIN HEIDELBERG - ELTHAM ROAD  
 CITY OF BANYULE



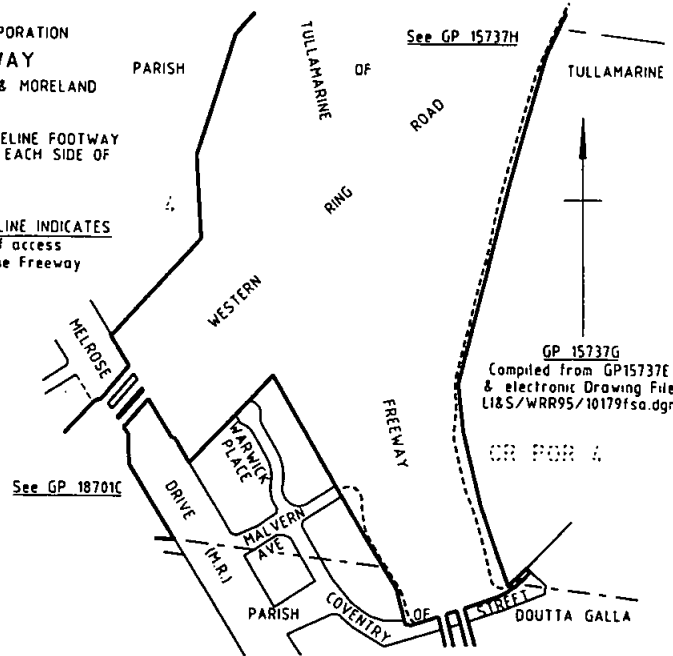




ROADS CORPORATION  
**FOOTWAY**  
 CITIES OF HUME & MORELAND

----- CENTRELINE FOOTWAY  
 (DECLARE 2.0 METRES EACH SIDE OF  
 CENTRELINE)

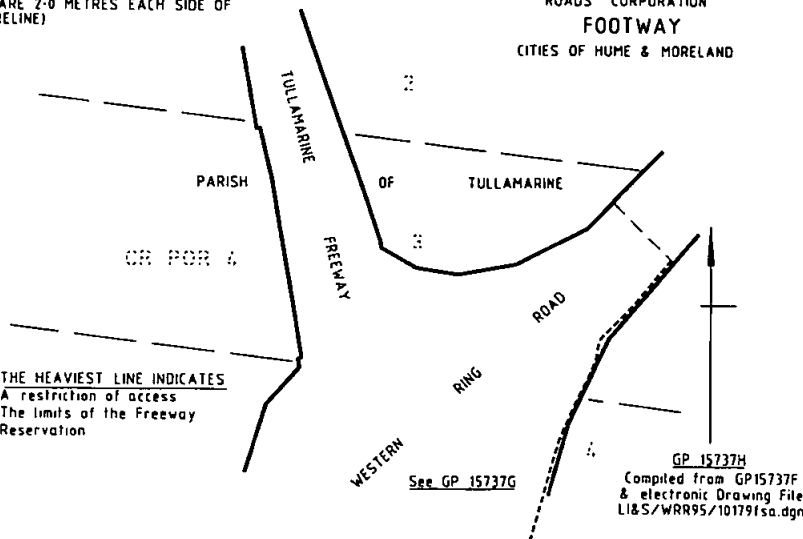
NOTE: THE HEAVIEST LINE INDICATES  
 A restriction of access  
 The limits of the Freeway  
 Reservation

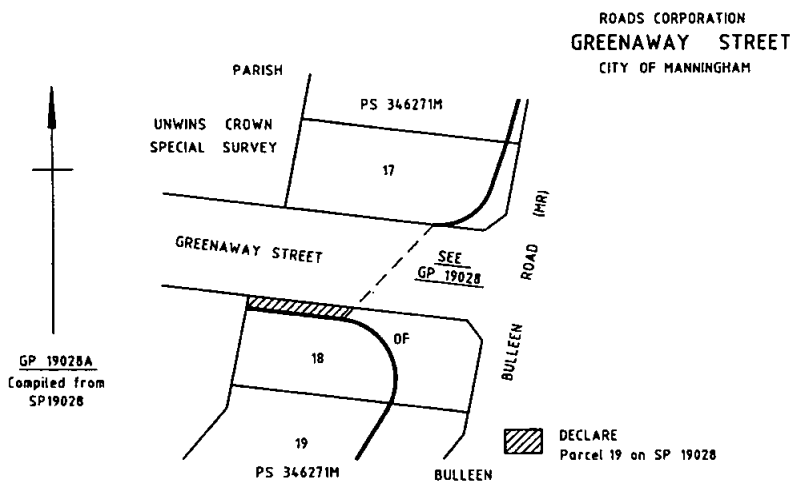


----- CENTRELINE FOOTWAY  
 (DECLARE 2.0 METRES EACH SIDE OF  
 CENTRELINE)

ROADS CORPORATION  
**FOOTWAY**  
 CITIES OF HUME & MORELAND

NOTE: THE HEAVIEST LINE INDICATES  
 A restriction of access  
 The limits of the Freeway  
 Reservation





Dated 22 August 1997

ROBIN McQUILLEN  
Chief Executive  
Roads Corporation

**Legal Practice Act 1996**  
**LEGAL PRACTICE BOARD**  
Determination Under Division 1 of Part 7

The Legal Practice Board, acting under Division 1 of Part 7 of the **Legal Practice Act 1996** has determined that the classes of persons required to pay a contribution under Division 1 of Part 7, and the contribution payable by members of each class, for 1998 are as set out in the following table. Approved clerks and Registered Interstate Practitioners must pay any contribution to the Legal Practice Board by 31 October 1997 (see Section 202 (4)). Persons who do not fall within these categories are not required to make a contribution.

<i>Class of Persons</i>	<i>Contribution</i>
Authorised to receive trust moneys and no nominee mortgage practice	
1. An approved clerk or the holder of a practising certificate that authorises the receipt of trust money (other than an incorporated practitioner) who:	
(a) received, or was a partner or employee of a firm, or a director or employee of an incorporated practitioner that received trust money exceeding \$500,000 in total during the year ending 31 March 1997; and	
(b) did not receive at any time during the year ending 31 March 1996 money from a client to be lent on the security of a nominee mortgage.	\$400
Authorised to receive trust moneys and a nominee mortgage practice	
2. The holder of a practising certificate that authorises the receipt of trust money (other than an incorporated practitioner) who at any time during the year ending 31 March 1996, received, or was a partner or employee of a firm, or a director or employee of an incorporated practitioner that received money from a client to be lent on the security of a nominee mortgage.	\$600



## Interstate Practitioner

3. A registered interstate practitioner or an interstate practitioner otherwise required by the Act to make a contribution (not including a body corporate) who received, or was a partner or employee of a firm, or a director or employee of an incorporated practitioner that received trust money in Victoria, exceeding \$500,000 in total during the year ending 31 March 1997. \$200

## Employee practising certificate and not authorised to receive trust money

4. The holder of a practising certificate that authorises the person to engage in legal practice as an employee or as a corporate practitioner who:
- (a) holds a practising certificate that does not authorise the receipt of trust money; and
  - (b) is employed by a legal practitioner or firm that is authorised to receive trust money. \$100

## Employee of community legal centre

5. If an employee of a community legal centre falls within one of the categories set out above (but not otherwise), he or she shall only be required to pay \$100: (see Section 201 (1)).

Where an applicant for a practising certificate or for a variation of a condition of a practising certificate the holding or variation of which, or an applicant for registration as a registered interstate practitioner the granting of which would make them a member of any of the classes set out above, makes their application after 31 January 1998, the contribution payable by the applicant shall be calculated in accordance with the following formula:  $\$[(n/12) \times C] - P$  where this gives a figure greater than 0. *n* is the number of whole months of 1998 after the date of the application; *c* is the contribution payable by members of the relevant class and *p* is the amount (if any) already paid under this determination as at the date of the application.

**Optometrists Registration Act 1996**  
**OPTOMETRISTS REGISTRATION BOARD OF VICTORIA**  
 Fees Payable to the Board

In accordance with Section 90 (1) (c) of the **Optometrists Registration Act 1996** the Board has fixed the following fees which will be payable to the Board from 1 December 1997:

<i>Section of Act</i>	<i>Fee</i>	<i>Amount</i>
5 (2) (b)	Registration	\$230
11 (3) (b)	Endorsement of registration	100
13 (1) (b)	Renewal of registration	215
13 (2)	Late payment fee	50
14 (b)	Restoration of registration	70
17 (5)	Copy of register	50
17 (5)	Extract from register	5

Dated 22 August 1997

C. GRAEME ROBERTS  
Registrar

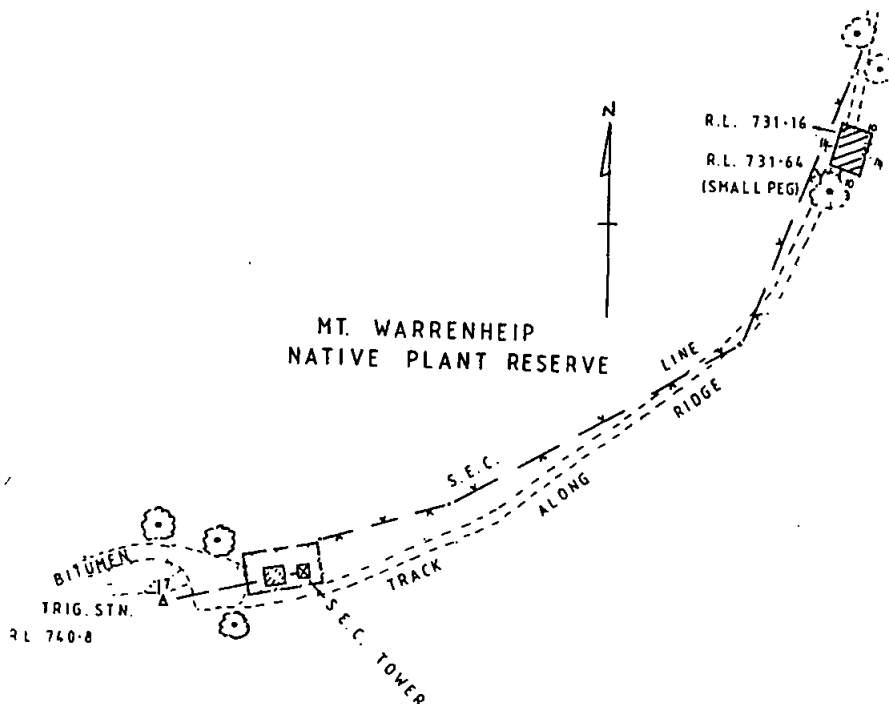
**Crown Land (Reserves) Act 1978**  
**ORDER STATING INTENTION TO GRANT A LEASE**

Under Sections 17D and 17DA of the **Crown Land (Reserves) Act 1978**, I, Marie Tehan, Minister for Conservation and Land Management, being satisfied that there are special reasons which make granting a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a lease for the purposes of Radio transmission and tower over the area of Crown land described in the Schedule below and, in accordance with Section 17D (3) of the **Crown Land (Reserves) Act 1978**, state that—

- (a) there are special reasons which make granting the lease reasonable and appropriate in the particular circumstances; and
- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

**SCHEDULE**

The land shown by hatching on attached plan being part of the area temporarily reserved for Preservation of Species of Native plants in the Parish of Warrenheip by Order in Council of 1 February 1989 published in the Government Gazette 8 February 1989.



Dated 18 August 1997

MARIE TEHAN  
 Minister for Conservation and Land Management

**Melbourne City Link Act 1995**  
**NOTICE TO PUBLIC BODIES**

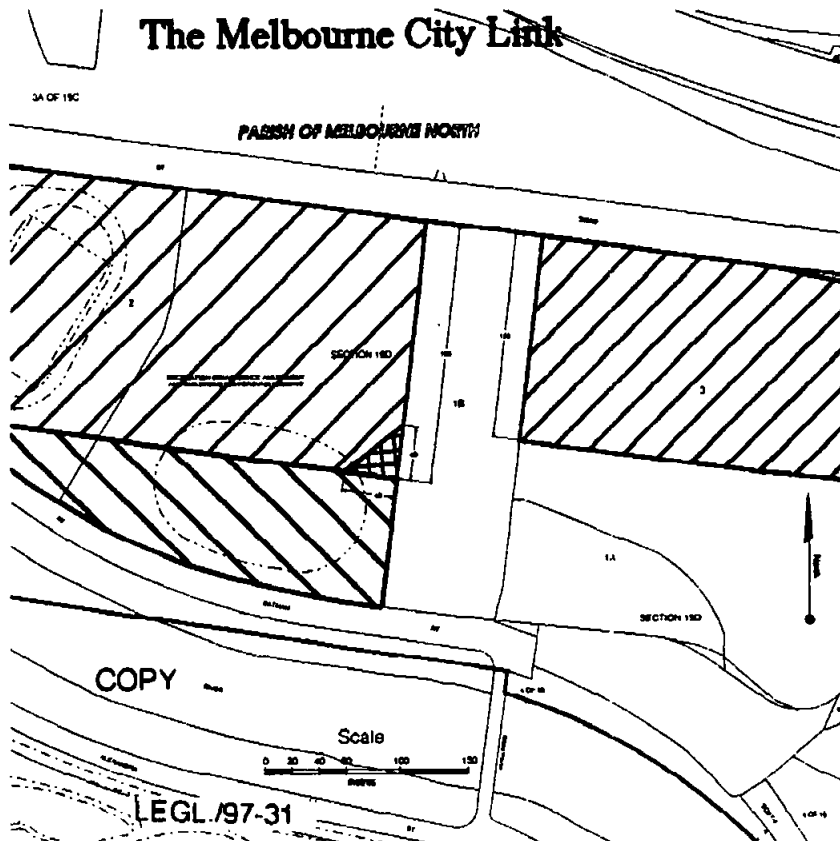
In accordance with Section 46 of the **Melbourne City Link Act 1995** ("the Act") notice is given of the proposal to issue a licence or licences under Section 56 of the Act in respect of the land described in the Schedule below.

All public bodies (as defined in Section 3 of the Act) whose interests, works or functions may be affected by a licence are requested to advise the Melbourne City Link Authority in writing of those interests, works or functions within 7 days of publication of this notice in the Government Gazette.

Responses should be forwarded directly to the Melbourne City Link Authority at Level 13, Nauru House, 80 Collins Street, Melbourne 3000 or to P.O. Box 18185, Collins Street East, Melbourne 8003, for the attention of the Director Public Body Co-ordination.

**SCHEDULE**

The land shown cross hatched on the plan.



**Infertility Treatment Act 1995**

The Infertility Treatment Authority administers the licensing and approval system created in Part 8 of the **Infertility Treatment Act 1995**, which will come into effect on 1 January 1998. Under Section 136 of this Act, the Authority has the power to determine fees for the application and for the issue or the renewal of a licence or approval.

The annual fee structure for licensing and approvals will be as follows:

Hospital or Day Procedure Centre providing all procedures	\$7000
Hospital or Day Procedure Centre providing some of the procedures	\$2000
Satellite Centres providing some procedures and under the supervision of a major clinic	\$500
Approvals for individual practitioners	\$50
Places for Approved Research	\$3000

P. L. WALLER  
Chairperson

**Water Act 1989****BULK ENTITLEMENT (HAMILTON) CONVERSION ORDER 1997**

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

## 1. Citation

This Order may be cited as the Bulk Entitlement (Hamilton) Conversion Order 1997.

## 2. Empowering Provisions

This Order is made under Sections 43 and 47 of the **Water Act 1989**.

## 3. Commencement

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

## 4. Definitions

In this Order—

*"Act"* means the **Water Act 1989**;

*"annual entitlement"* means the total amount of water which the Authority may take from the waterways in any year, excluding the drought reserve;

*"Authority"* means the Glenelg Region Water Authority;

*"drought reserve"* means an entitlement which enables the Authority to refill its storages after a drought;

*"entitlement holder"* means a person holding a bulk entitlement under the Act;

*"Glenelg Basin Water Accounts"* means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Glenelg Basin, with the terms of their bulk entitlements or licences;

*"licence"* means any licence granted under Part 4 of the Act;

*"Minister"*, in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

*"passing flow"* means the flow in a waterway immediately downstream of the respective diversion weir;

"Resource Manager" means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Glenelg Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Glenelg Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Glenelg Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Glenelg Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Glenelg Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

"system diversion point" means either—

- (a) the diversion weir located on No. 3 Creek; or
- (b) the diversion weir located on No. 2 Creek; or
- (c) the diversion weir located on No. 1 Creek; or
- (d) the diversion weir located on Chimney Pot Creek; or
- (e) the diversion weir located on Gap Creek; or
- (f) the diversion weir located on Headworks Creek; or
- (g) the diversion weir located on Brown Creek;

"waterway" means either—

- (a) No. 3 Creek; or
- (b) No. 2 Creek; or
- (c) No. 1 Creek; or
- (d) Chimney Pot Creek; or
- (e) Gap Creek; or
- (f) Headworks Creek; or
- (g) Brown Creek;

"year" means the 12 months next following 1 July.

#### 5. Conversion to a Bulk Entitlement

All of the Authority's entitlement to take water from the waterways to supply water to the Hamilton Water Supply System is converted to a bulk entitlement on the conditions set out in this Order.

#### 6. Bulk Entitlement

- 6.1 The Authority may take from the waterways, at the system diversion points, in any year—
- (a) its annual entitlement of 3,435 ML of water; and
  - (b) once the amount of water specified in Paragraph (a) has been taken, any amount of water in the drought reserve specified in Clause 8—
- at a total rate of extraction not exceeding 12.8 ML/d.

#### 7. Passing Flow

- 7.1 The Authority must provide the following minimum passing flow in each of No. 3 Creek, No. 1 Creek, Gap Creek, Headworks Creek and Brown Creek calculated as follows—

- (a) when  $F \leq 0.4$  ML/d, the passing flow =  $F$ ; and
  - (b) when  $F > 0.4$  ML/d, the passing flow = 0.4 ML/d,
- where—
- "F" means the total of the flow in the waterway at a point immediately upstream of the respective diversion weir less any water being transferred pursuant to Sub-clause 7.3, measured and calculated in ML/d.
- 7.2 The Authority is not required to provide a minimum passing flow in Chimney Pot Creek or No. 2 Creek.
- 7.3 The Authority is not entitled to any flow past a system diversion point, as part of this bulk entitlement, which is being transferred by the holder of—
- (a) any other bulk entitlement or licence held by another person; or
  - (b) any licence—
- to a transferee pursuant to the Act.
8. Drought Reserve
- 8.1 The Authority may establish a drought reserve of up to 520 ML.
- 8.2 On the 1 July in any year, the Authority may credit to its drought reserve an amount equal to the unused annual entitlement for the preceding year.
- 8.3 The amount taken from the waterways in any year by the Authority in excess of its annual entitlement must not be greater than the amount in the drought reserve.
9. Making Allowances
- 9.1 In calculating water available to the Authority under this bulk entitlement at any point downstream of a system diversion point, allowance must be made for—
- (a) any losses of water incurred between that point and the relevant system diversion point; and
  - (b) the time taken by the flow to reach that point from the relevant system diversion point.
- 9.2 If the Authority proposes to take water under this entitlement from a point downstream of a system diversion point, it must first—
- (a) propose to the Minister—
    - (i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 9.1; and
    - (ii) details of the proposed point and amount of the extraction; and
  - (b) ascertain and provide to the Minister any operational requirements of the Resource Manager; and
  - (c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.
- 9.3 The Minister may—
- (a) approve a proposal made under Sub-clause 9.2; or
  - (b) require the Authority to amend the proposal; and
  - (c) require the Authority—
    - (i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and
    - (ii) to make an amended proposal to the Minister.

9.4 The Authority must—

- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 9.3; and
- (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.

10. Environmental Obligations

10.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—

- (a) impacts on the bed and banks of waterways in the vicinity of the Authority's works; and
- (b) operational practices to remove silt from works; and
- (c) operational practices to manage the water quality in works on the waterways.

10.2 The Minister may—

- (a) approve the program proposed under Sub-clause 10.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

10.3 The Authority, must at its cost—

- (a) implement the approved program; and
- (b) keep a record of all work undertaken under Paragraph (a).

11. Metering Program

11.1 The Authority, must propose to the Minister, within 12 months of the date of this Order, a metering program to determine—

- (a) subject to Clause 16, the flow in each waterway immediately upstream of the respective system diversion point, excluding Chimney Pot Creek and No. 2 Creek; and
- (b) subject to Clause 16, the passing flow in each waterway, excluding Chimney Pot Creek and No. 2 Creek; and
- (c) the amount of water taken by the Authority under this bulk entitlement—  
for the purpose of assessing whether or not the Authority complies with this bulk entitlement.

11.2 The metering program prepared under Sub-clause 11.1 must include details of any agreement between the Authority and any other person for measuring and calculating instream flows.

11.3 The Minister may—

- (a) approve the program proposed under Sub-clause 11.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and

(ii) to propose an amended program to the Minister.

11.4 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—

- (a) implement and maintain the approved metering program; and
- (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
- (c) keep a record of all work undertaken under Paragraph (b).

## 12. Reporting Requirements

12.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:

- (a) subject to Clause 16, the flows in each waterway immediately upstream of the respective system diversion point, excluding Chimney Pot Creek and No. 2 Creek;
- (b) subject to Clause 16, the passing flow in each waterway, excluding Chimney Pot Creek and No. 2 Creek;
- (c) the daily amount of water taken by the Authority under this bulk entitlement;
- (d) the approval, amendment and implementation of programs and proposals under Clauses 9, 10 and 11;
- (e) the annual amount of water taken under this bulk entitlement;
- (f) the amount in, credited to, and taken from the drought reserve;
- (g) any temporary or permanent transfer of all or part of this bulk entitlement;
- (h) any bulk entitlement or licence in respect of the waterways temporarily or permanently transferred to the Authority with respect to the Hamilton Water Supply System;
- (i) any amendment to this bulk entitlement;
- (j) any new bulk entitlement granted to the Authority with respect to the Hamilton Water Supply System;
- (k) any failure by the Authority to comply with any provision of this bulk entitlement;
- (l) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed.

12.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 12.1—

- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
- (b) within 14 days of receiving the Minister's written request.

12.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 12.1, except—

- (a) Paragraphs (a), (b) and (c) of Sub-clause 12.1; and
- (b) with the approval of the Minister, any particular failure referred to in Paragraph (k) of Sub-clause 12.1.

12.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 12.1.

12.5 Any report under Sub-clause 12.4 must be made—



- (a) in such form as may be agreed between the Authority and the Resource Manager; and
- (b) unless the Authority and the Resource Manager agree otherwise—
  - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraphs (a) to (c) of Sub-clause 12.1; or
  - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in Paragraphs (d) to (l) of Sub-clause 12.1.

13. Water Resource Management Costs

13.1 Subject to Sub-clause 14.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—

- (a) prepare the Glenelg Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Glenelg Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Glenelg Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Glenelg Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Glenelg Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act.

13.2 The proportion of the costs referred to in Sub-clause 13.1 is to be determined by the Resource Manager under Sub-clause 14.3.

14. Duty to Keep Accounts and Fix Proportions

14.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 13 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.

14.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 13.1.

14.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 13.1.

14.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.

15. Duty to Make Payments

Any amount payable by the Authority under Sub-clause 13.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and Resource Manager agree otherwise.

16. Exemption from Metering and Reporting

If the Authority installs works at, or near, a point at which it takes water from a waterway under this bulk entitlement which, in the opinion of the Resource Manager, automatically ensure that only water to which the Authority is entitled is taken by it, the Authority is exempted from—

- (a) the metering requirements of Sub-clause 11.1 (a) and (b) with respect to that waterway; and
- (b) the reporting requirements of Sub-clause 12.1 (a) and (b) with respect to that waterway.

17. Data

- 17.1 Subject to Clause 11, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.
- 17.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 11 and 12 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

18. Dispute Resolution

- 18.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.
- 18.2 The independent expert will be either—
- (a) a person agreed on by the parties to the difference or dispute; or
  - (b) if those parties cannot agree, a person nominated by the Minister.
- 18.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.
- 18.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.
- 18.5 (a) In any difference or dispute to which the Minister is a party, the independent expert must express the conclusion as a recommendation.
- (b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.
- 18.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.
- 18.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

*Note:* An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

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

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**Water Act 1989**  
BULK ENTITLEMENT (GLENTHOMPSON) CONVERSION ORDER 1997

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

1. Citation

This Order may be cited as the Bulk Entitlement (Glenthompson) Conversion Order 1997.

2. Empowering Provisions

This Order is made under Sections 43 and 47 of the **Water Act 1989**.

3. Commencement

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

4. Definitions

In this Order—

"Act" means the **Water Act 1989**;

"annual entitlement" means the total amount of water which the Authority may take from the waterway and unnamed stream, at the system storages, in any year;

"Authority" means the Glenelg Region Water Authority;

"entitlement holder" means a person holding a bulk entitlement under the Act;

"Glenelg River Basin Water Accounts" means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Glenelg River Basin, with the terms of their bulk entitlements or licences;

"licence" means any licence granted under Part 4 of the Act;

"Minister", in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

"Resource Manager" means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Glenelg River Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Glenelg River Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Glenelg River Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Glenelg River Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Glenelg River Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

"system storage" means either—

- (a) Glenthompson Reservoir located on the Yuppeckiar Creek; or
- (b) Railway Reservoir located on the unnamed stream;

"waterway" means Yuppeckiar Creek;

"year" means the 12 months next following 1 July.

5. Conversion to a Bulk Entitlement

All of the Authority's entitlement to take water from—

- (a) the waterway, at Glenthompson Reservoir; and
- (b) the unnamed stream, at Railway Reservoir—

for the supply of water to the Glenthompson Water Supply System is converted to a bulk entitlement on the conditions set out in this Order.

6. Bulk Entitlement

- 6.1 The Authority may take up to 94 ML of water from the system storages, in any year, at a total rate not exceeding 0.9 ML/d.

6.2 The Minister may vary the rate of extraction specified in Sub-clause 6.1 to the extent necessary to carry out any transfer of some or all this bulk entitlement which may be authorised under Division 1, Part 4 of the Act.

7. Share of Flow

7.1 The Authority may store all of the inflow to a system storage when that storage is below full supply level, except for any flow being transferred by the holder of—

- (a) any other bulk entitlement or licence held by another person; or
- (b) any licence—

to a transferee pursuant to the Act.

8. Releases

The Authority may operate the system storages and make release from them as it sees fit, in order to satisfy its annual entitlement.

9. Share of Capacity

The Authority is entitled to—

- (a) all water at any time stored in the Glenthompson Reservoir and the Railway Reservoir; and
- (b) the full capacity of the Glenthompson Reservoir, up to 110 ML at full supply level of 309.4 metres Australian Height Datum; and
- (c) the full capacity of the Railway Reservoir, up to 27 ML at full supply level of 295.0 metres Australian Height Datum—

but may not use or transfer any more than its annual entitlement in any year.

10. Making Allowances

10.1 In calculating water available to the Authority under this bulk entitlement at any point downstream of a system storage, allowance must be made for—

- (a) any losses of water incurred between that point and the relevant system storage; and
- (b) the time taken by the flow to reach that point from the relevant system storage.

10.2 If the Authority proposes to take water under this entitlement other than from a system storage, it must first—

- (a) propose to the Minister—
  - (i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 10.1; and
  - (ii) details of the proposed point and amount of extraction; and
- (b) ascertain and provide to the Minister any operational requirements of the Resource Manager; and
- (c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.

10.3 The Minister may—

- (a) approve a proposal made under Sub-clause 10.2; or
- (b) require the Authority to amend the proposal; and
- (c) require the Authority—
  - (i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and

(ii) to make an amended proposal to the Minister.

10.4 The Authority must—

- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 10.3; and
- (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.

11. Environmental Obligations

11.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—

- (a) impacts on the bed and banks of the waterway and the unnamed stream in the vicinity of the Authority's works; and
- (b) operational practices to remove silt from works; and
- (c) operational practices to manage the water quality in works on the waterway and unnamed stream.

11.2 The Minister may—

- (a) approve the program proposed under Sub-clause 11.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

11.3 The Authority, must at its cost—

- (a) implement the approved program; and
- (b) keep a record of all work undertaken under Paragraph (a).

12. Metering Program

12.1 The Authority, must propose to the Minister, within 12 months of the date of this Order, a metering program to determine—

- (a) the amount of water taken by the Authority under this bulk entitlement; and
  - (b) the amount of water in the system storages—
- for the purpose of assessing whether or not the Authority complies with this bulk entitlement.

12.2 The Minister may—

- (a) approve the program proposed under Sub-clause 12.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

12.3 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—

- (a) implement and maintain the approved metering program; and

- (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
  - (c) keep a record of all work undertaken under Paragraph (b).
13. Reporting Requirements
- 13.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) the daily amount of water taken under this bulk entitlement;
  - (b) the water level and amount of water in each system storage;
  - (c) the annual amount of water taken under this bulk entitlement;
  - (d) the approval, amendment and implementation of programs and proposals under Clauses 10, 11 and 12;
  - (e) any temporary or permanent transfer of all or part of this bulk entitlement;
  - (f) any bulk entitlement or licence in respect of the waterway or the unnamed stream temporarily or permanently transferred to the Authority with respect to the Glenthompson Water Supply System;
  - (g) any amendment to this bulk entitlement;
  - (h) any new bulk entitlement granted to the Authority with respect to the Glenthompson Water Supply System;
  - (i) any failure by the Authority to comply with any provision of this bulk entitlement;
  - (j) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed by the Authority.
- 13.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 13.1—
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
  - (b) within 14 days of receiving the Minister's written request.
- 13.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 13.1, except—
- (a) Paragraph (a) of Sub-clause 13.1; and
  - (b) with the approval of the Minister, any particular failure referred to in Paragraph (I) of Sub-clause 13.1.
- 13.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 13.1.
- 13.5 Any report under Sub-clause 13.4 must be made—
- (a) in such form as may be agreed between the Authority and the Resource Manager; and
  - (b) unless the Authority and the Resource Manager agree otherwise—
    - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraphs (a) and (b) of Sub-clause 13.1; or
    - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in Paragraphs (c) to (j) of Sub-clause 13.1.

14. Water Resource Management Costs

14.1 Subject to Sub-clause 15.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—

- (a) prepare the Glenelg River Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Glenelg River Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Glenelg River Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Glenelg River Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Glenelg River Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act.

14.2 The proportion of the costs referred to in Sub-clause 14.1 is to be determined by the Resource Manager under Sub-clause 15.3.

15. Duty to Keep Accounts and Fix Proportions

15.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 14 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.

15.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 14.1.

15.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 14.1.

15.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.

16. Duty to Make Payments

Any amount payable by the Authority under Sub-clause 14.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and Resource Manager agree otherwise.

17. Data

17.1 Subject to Clause 12, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.

17.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 12 and 13 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

18. Dispute Resolution

18.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.

- 18.2 The independent expert will be either—
- (a) a person agreed on by the parties to the difference or dispute; or
  - (b) if those parties cannot agree, a person nominated by the Minister.
- 18.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.
- 18.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.
- 18.5 (a) In any difference or dispute to which the Minister is a party, the independent expert must express the conclusion as a recommendation.
- (b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.
- 18.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.
- 18.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

*Note:* An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

PATRICK JOHN McNAMARA  
Minister administering the Water Act 1989

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**Water Act 1989**  
**BULK ENTITLEMENT (LORNE) CONVERSION ORDER 1997**

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

1. Citation

This Order may be cited as the Bulk Entitlement (Lorne) Conversion Order 1997.

2. Empowering Provisions

This Order is made under Sections 43 and 47 of the Water Act 1989.

3. Commencement

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

4. Definitions

In this Order—

*"Act"* means the Water Act 1989;

*"annual entitlement"* means the total amount of water which the Authority may take from the system in any year;

*"Authority"* means the Barwon Region Water Authority;

*"entitlement holder"* means a person holding a bulk entitlement under the Act;

*"licence"* means any licence granted under Part 4 of the Act;

*"Minister"*, in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;



"*Otway Coast Basin Water Accounts*" means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Otway Coast Basin, with the terms of their bulk entitlements or licences;

"*passing flow*" means the flow in the waterway immediately downstream of the weir;

"*Resource Manager*" means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Otway Coast Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

"*specified point*" means immediately upstream of the weir pool on the waterway;

"*system*" means the Lorne Water Supply System which is comprised of the weir, the storage and connecting works;

"*storage*" means Allenvale Reservoir located on the St. Georges River;

"*weir*" means the Lorne Diversion Weir located on the waterway;

"*weir pool*" means the pool formed by and immediately upstream of the weir;

"*waterway*" means the Erskine River;

"*year*" means the 12 months next following 1 July.

#### 5. Conversion to a Bulk Entitlement

All of the Authority's entitlement to take water from the Erskine River, at the weir, and St. Georges River, at the storage, to supply water to the Lorne Water Supply System is converted to a bulk entitlement on the conditions set out in this Order.

#### 6. Bulk Entitlement

6.1 The Authority may take up to 510 ML of water from the system, in any year, at a rate not exceeding—

- (a) 1.4 ML/d from the weir; and
- (b) 8.5 ML/d from the storage.

6.2 The Minister may vary the rates specified in Sub-clause 6.1 to the extent necessary to carry out any transfer of some or all of this bulk entitlement which may be authorised under Division 1, Part 4 of the Act.

#### 7. Share of Flow

7.1 The Authority may—

- (a) store all of the inflow to the storage when it is below full supply level; and
- (b) store all of the inflow to the weir when it is below full supply level, except for the passing flow specified in Clause 10.

7.2 The Authority must not take, as part of its bulk entitlement, any flow of water in the waterway or St. Georges River which is being transferred by the holder of—

- (a) any other bulk entitlement or licence held by another person; or
- (b) any licence—  
to a transferee pursuant to the Act.

#### 8. Releases

The Authority may operate the storage and make release from it as it sees fit, in order to satisfy its annual entitlement.

#### 9. Share of Capacity

The Authority is entitled to:

- (a) all water at any time stored in the weir and the system storage; and
- (b) the full capacity of the storage up to 220 ML at full supply level of 120.0 metres Australian Height Datum—

but may not use or transfer any more than its annual entitlement in any year.

#### 10. Passing Flow

10.1 The Authority must provide the following minimum passing flow, calculated as follows:

- (i) when  $F \leq 0.7$  ML/d, the minimum passing flow = F; and
- (ii) when  $F > 0.7$  ML/d, the minimum passing flow = 0.7 ML/d,

where—

"F" means the total of the flow past the specified point less any water being transferred point Sub-clause 7.2.

10.2 The Authority is not required to provide minimum passing flows downstream of the storage.

#### 11. Making Allowances

11.1 In calculating water available to the Authority under this bulk entitlement at any point downstream of the system, allowance must be made for—

- (a) any losses from the waterway or St. Georges River downstream of the system; and
- (b) the time taken by the flow to reach the other point from the system.

11.2 If the Authority proposes to take water under this entitlement from a point other than the weir or the storage, it must first—

- (a) propose to the Minister—
  - (i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 11.1; and
  - (ii) details of the proposed point and amount of the extraction; and
- (b) ascertain and provide to the Minister any operational requirements of the Resource Manager; and
- (c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.

11.3 The Minister may—

- (a) approve a proposal made under Sub-clause 11.2; or
- (b) require the Authority to amend the proposal; and
- (c) require the Authority—
  - (i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and

(ii) to make an amended proposal to the Minister.

11.4 The Authority must—

- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 11.3; and
- (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.

12. Environmental Obligations

12.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—

- (a) impacts on the bed and banks of waterways in the vicinity of the Authority's works; and
- (b) operational practices to remove silt from works; and
- (c) operational practices to manage the water quality in works on the waterway and St. Georges River; and
- (d) operational rules for the controlled releases of water from the storage to the St. Georges River; and
- (e) operational rules for managing flood flows through the storage.

12.2 The Minister may—

- (a) approve the program proposed under Sub-clause 12.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

12.3 The Authority must at its cost—

- (a) implement the approved program; and
- (b) keep a record of all work undertaken under Paragraph (a).

13. Metering Program

13.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a metering program to determine—

- (a) the amount of water taken by the Authority from the weir and the storage under this bulk entitlement; and
- (b) subject to Clause 18, the flow past the specified point; and
- (c) subject to Clause 18, the passing flow; and
- (d) the amount of water in the storage—

for the purpose of assessing whether or not the Authority complies with this bulk entitlement.

13.2 The metering program prepared under Sub-clause 13.1 must include details of any agreement between the Authority and any other person for measuring and calculating instream flows.

13.3 The Minister may—

- (a) approve the program proposed under Sub-clause 13.1; or

- (b) require the Authority to amend the proposed program; and
  - (c) require the Authority—
    - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
    - (ii) to propose an amended program to the Minister.
- 13.4 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—
- (a) implement and maintain the approved metering program; and
  - (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
  - (c) keep a record of all work undertaken under Paragraph (b).
14. Reporting Requirements
- 14.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) subject to Clause 18, the daily flow past the specified point;
  - (b) subject to Clause 18, the daily passing flow;
  - (c) the daily amount of water taken from the weir and the storage under this bulk entitlement;
  - (d) the water level and the amount of water in the storage;
  - (e) the annual amount of water taken from the weir and the storage under this bulk entitlement;
  - (f) the approval, amendment and implementation of programs and proposals under Clauses 11, 12 and 13;
  - (g) any temporary or permanent transfer of all or part of this bulk entitlement;
  - (h) any bulk entitlement or licence in respect of the waterway or St. Georges River temporarily or permanently transferred to the Authority with respect to the Lorne Water Supply System;
  - (i) any amendment to this bulk entitlement;
  - (j) any new bulk entitlement granted to the authority with respect to the Lorne Water Supply System;
  - (k) any failure by the Authority to comply with any provision of this bulk entitlement;
  - (l) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed by the Authority.
- 14.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 14.1—
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
  - (b) within 14 days of receiving the Minister's written request.
- 14.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 14.1, except—
- (a) Paragraphs (a) to (c) of Sub-clause 14.1 and
  - (b) with the approval of the Minister, any particular failure referred to in Paragraph (k) of Sub-clause 14.1.

14.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 14.1.

14.5 Any report under Sub-clause 14.4 must be made—

- (a) in such form as may be agreed between the Authority and the Resource Manager; and
- (b) unless the Authority and the Resource Manager agree otherwise—
  - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraphs (a) to (d) of Sub-clause 14.1; or
  - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in Paragraphs (e) to (l) of Sub-clause 14.1.

15. Water Resource Management Costs

15.1 Subject to Sub-clause 16.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—

- (a) prepare the Otway Coast Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

15.2 The proportion of the costs referred to in Sub-clause 15.1 is to be determined by the Resource Manager under Paragraph 16.3.

16. Duty to Keep Accounts and Fix Proportions

16.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 15 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.

16.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 15.1.

16.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 15.1.

16.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.

17. Duty to Make Payments

Any amount payable by the Authority under Sub-clause 15.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and the person to whom the amount is payable agree otherwise.

18. Exemption from Metering and Reporting

If the Authority installs works at or near each point at which it takes water from the waterway under this bulk entitlement which, in the opinion of the Resource Manager, automatically ensure that only water to which the Authority is entitled is taken by it, the Authority is exempted from—

- (a) the metering requirements of Sub-clause 13.1 (b) and (c); and
- (b) the reporting requirements of Sub-clauses 14.1 (a) and (b).

19. Data

19.1 Subject to Clause 13, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.

19.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 13 and 14 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

20. Dispute Resolution

20.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.

20.2 The independent expert will be either—

- (a) a person agreed on by the parties to the difference or dispute; or
- (b) if those parties cannot agree, a person nominated by the Minister.

20.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.

20.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.

20.5 (a) In any difference or dispute to which the Minister is a party the independent expert must express the conclusion as a recommendation.

- (b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.

20.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.

20.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

*Note:* An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

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

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**Water Act 1989**

**BULK ENTITLEMENT (GELLIBRAND) CONVERSION ORDER 1997**

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

1. Citation

This Order may be cited as the Bulk Entitlement (Gellibrand) Conversion Order 1997.

2. Empowering Provisions

This Order is made under Sections 43 and 47 of the **Water Act 1989**.

3. Commencement

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

4. Definitions

In this Order—

"Act" means the **Water Act 1989**;

"annual entitlement" means the total amount of water which the Authority may take from the waterway in any year;

"Authority" means the Barwon Region Water Authority;

"entitlement holder" means a person holding a bulk entitlement under the Act;

"licence" means any licence granted under Part 4 of the Act;

"Minister", in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

"Otway Coast Basin Water Accounts" means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Otway Coast Basin, with the terms of their bulk entitlements or licences;

"pump station" means the Gellibrand pump station located on the waterway;

"Resource Manager" means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Otway Coast Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

"specified point" means immediately upstream of the pump station on the waterway;

"waterway" means Lardners Creek;

"year" means the 12 months next following 1 July.

5. Conversion to Bulk Entitlements

All of the Authority's entitlement to take water from the waterway to supply water to the Gellibrand Water Supply System is converted to a bulk entitlement on the conditions set out in this Order.

6. Bulk Entitlement

The Authority may take the share of flow in the waterway specified in Clause 7, up to a total of 60 ML in any year.

7. Share of Flow

7.1 The Authority may take a share of the flow in the waterway passing the specified point, calculated as follows:

- (a) when  $F \leq 0.43$  ML/day,  
E = F, and
- (b) when  $F > 0.43$  ML/day,  
E = 0.43 ML/day.

where—

"E" means the Authority's entitlement; and

"F" means the flow past the specified point less any water being transferred point Sub-clause 7.2.

7.2 The Authority is not entitled to any flow past the specified point, as part of its bulk entitlement, which is being transferred by the holder of—

- (a) any other bulk entitlement or licence held by another person; or
- (b) any licence—

to a transferee pursuant to the Act.

#### 8. Making Allowances

8.1 In calculating water available to the Authority under this bulk entitlement at any point downstream of the specified point, allowance must be made for—

- (a) any losses of water incurred between that point and the specified point; and
- (b) the time taken by the flow to reach that point from the specified point.

8.2 If the Authority proposes to take water under this entitlement from a point other than the specified point, it must first—

- (a) propose to the Minister—
  - (i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 8.1; and
  - (ii) details of the proposed point and amount of the extraction; and
- (b) ascertain and provide to the Minister any operational requirements of the Resource Manager; and
- (c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.

8.3 The Minister may—

- (a) approve a proposal made under Sub-clause 8.2; or
- (b) require the Authority to amend the proposal; and
- (c) require the Authority—
  - (i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and
  - (ii) to make an amended proposal to the Minister.

8.4 The Authority must—

- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 8.3; and
- (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.

#### 9. Environmental Obligations

9.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—



- (a) impacts on the bed and banks of the waterway in the vicinity of the Authority's works; and
- (b) operational practices to remove silt from works; and
- (c) operational practices to manage the water quality in works on the waterway.

9.2 The Minister may—

- (a) approve the program proposed under Sub-clause 9.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

9.3 The Authority, must at its cost—

- (a) implement the approved program; and
- (b) keep a record of all work undertaken under Paragraph (a).

10. Metering Program

10.1 The Authority, must propose to the Minister, within 12 months of the date of this Order, a metering program to determine the amount of water taken by the Authority under this bulk entitlement for the purpose of assessing whether or not the Authority complies with this bulk entitlement.

10.2 The metering program prepared under Sub-clause 10.1 must include details of any agreement between the Authority and any other person for measuring and calculating instream flows.

10.3 The Minister may—

- (a) approve the program proposed under Sub-clause 10.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

10.4 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—

- (a) implement and maintain the approved metering program; and
- (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
- (c) keep a record of all work undertaken under Paragraph (b).

11. Reporting Requirements

11.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:

- (a) the daily amount of water taken under this bulk entitlement;
- (b) the annual amount of water taken under this bulk entitlement;
- (c) the approval, amendment and implementation of programs and proposals under Clauses 8, 9 and 10;

- (d) any temporary or permanent transfer of all or part of this bulk entitlement;
  - (e) any bulk entitlement or licence in respect of the waterway temporarily or permanently transferred to the Authority with respect to the Gellibrand Water Supply System;
  - (f) any amendment to this bulk entitlement;
  - (g) any new bulk entitlement granted to the Authority with respect to the Gellibrand Water Supply System;
  - (h) any failure by the Authority to comply with any provision of this bulk entitlement;
  - (i) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed by the Authority.
- 11.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 11.1—
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
  - (b) within 14 days of receiving the Minister's written request.
- 11.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 11.1, except—
- (a) Paragraph (a) of Sub-clause 11.1; and
  - (b) with the approval of the Minister, any particular failure referred to in Paragraph (h) of Sub-clause 11.1.
- 11.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 11.1.
- 11.5 Any report under Sub-clause 11.4 must be made—
- (a) in such form as may be agreed between the Authority and the Resource Manager; and
  - (b) unless the Authority and the Resource Manager agree otherwise—
    - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraph (a) of Sub-clause 11.1; or
    - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in Paragraph (b) to (l) of Sub-clause 11.1.
12. Water Resource Management Costs
- 12.1 Subject to Sub-clause 13.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—
- (a) prepare the Otway Coast Basin Water Accounts; and
  - (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
  - (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
  - (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
  - (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
  - (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

12.2 The proportion of the costs referred to in Sub-clause 12.1 is to be determined by the Resource Manager under Sub-clause 13.3.

13. Duty to Keep Accounts and Fix Proportions

13.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 12 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.

13.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 12.1.

13.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 12.1.

13.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.

14. Duty to Make Payments

Any amount payable by the Authority under Sub-clause 12.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and Resource Manager agree otherwise.

15. Data

15.1 Subject to Clause 10, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.

15.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 10 and 11 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

16. Dispute Resolution

16.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.

16.2 The independent expert will be either—

- (a) a person agreed on by the parties to the difference or dispute; or
- (b) if those parties cannot agree, a person nominated by the Minister.

16.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.

16.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.

16.5 (a) In any difference or dispute to which the Minister is a party the independent expert must express the conclusion as a recommendation.

- (b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.

16.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.

16.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

*Note:* An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

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

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**Water Act 1989**  
**BULK ENTITLEMENT (COLAC) CONVERSION ORDER 1997**

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

1. Citation

This Order may be cited as the Bulk Entitlement (Colac) Conversion Order 1997.

2. Empowering Provisions

This Order is made under Sections 43 and 47 of the **Water Act 1989**.

3. Commencement

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

4. Definitions

In this Order—

*"Act"* means the **Water Act 1989**;

*"annual entitlement"* means the total amount of water which the Authority may take from the system in any year;

*"Authority"* means the Barwon Region Water Authority;

*"entitlement holder"* means a person holding a bulk entitlement under the Act;

*"licence"* means any licence granted under Part 4 of the Act;

*"Minister"*, in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

*"Otway Coast Basin Water Accounts"* means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Otway Coast Basin, with the terms of their bulk entitlements or licences;

*"Resource Manager"* means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Otway Coast Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

"specified point" means immediately upstream of the weir pool on the waterway;

"system" means the Colac Water Supply System which is composed of the weir, the storage and connecting works;

"storage" means West Gellibrand Dam located on the Gellibrand River (West Branch);

"weir" means the Olangolah Diversion Weir located on the waterway;

"weir pool" means the pool formed by and immediately upstream of the weir;

"waterway" means the Olangolah River;

"year" means the 12 months next following 1 July.

5. Conversion to a Bulk Entitlement

All of the Authority's entitlement to take water from the Olangolah River, at the weir, and the Gellibrand River (West Branch), at the storage, to supply water to the Colac Water Supply System is converted to a bulk entitlement on the conditions set out in this Order.

6. Bulk Entitlement

6.1 The Authority may take up to 5,400 ML of water from the system, in any year, at a rate not exceeding—

(a) 5.0 ML/d from the weir; and

(b) 11.0 ML/d from the storage.

6.2 The Minister may vary the rates specified in Sub-clause 6.1 to the extent necessary to carry out any transfer of some or all of this bulk entitlement which may be authorised under Division 1, Part 4 of the Act.

7. Share of Flow

7.1 The Authority may—

(a) store all of the inflow to the storage when it is below full supply level; and

(b) store all of the inflow to the weir when it is below full supply level.

7.2 The Authority must not take, as part of its bulk entitlement, any flow of water in the waterway or Gellibrand River (West Branch) which is being transferred by the holder of—

(a) any other bulk entitlement or licence held by another person; or

(b) any licence—

to a transferee pursuant to the Act.

8. Releases

The Authority may operate the storage and make release from it as it sees fit, in order to satisfy its annual entitlement.

9. Share of Capacity

The Authority is entitled to:

(a) all water at any time stored in the weir and the storage; and

(b) the full capacity of the storage up to 2,000 ML at full supply level of 342.9 metres Australian Height Datum; and

(c) the full capacity of the weir up to 136 ML at full supply level of 344.0 metres Australian Height Datum—

but may not use or transfer any more than its entitlement in any year.

10. Making Allowances

10.1 In calculating water available to the Authority under this bulk entitlement at any point downstream of the system, allowance must be made for—

- (a) any losses from the waterway downstream of the system; and
  - (b) the time taken by the flow to reach that point from the system.
- 10.2 If the Authority proposes to take water under this entitlement from a point downstream of the system, it must first—
- (a) propose to the Minister —
    - (i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 10.1; and
    - (ii) details of the proposed location and amount of the extraction; and
  - (b) ascertain and provide to the Minister any operational requirements of the Resource Manager; and
  - (c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.
- 10.3 The Minister may—
- (a) approve a proposal made under Sub-clause 10.2; or
  - (b) require the Authority to amend the proposal; and
  - (c) require the Authority—
    - (i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and
    - (ii) to make an amended proposal to the Minister.
- 10.4 The Authority must—
- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 10.3; and
  - (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.
11. Environmental Obligations
- 11.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—
- (a) impacts on the bed and banks of waterways in the vicinity of the Authority's works; and
  - (b) operational practices to remove silt from works; and
  - (c) operational practices to manage the water quality in works on the waterways; and
  - (d) operational rules for the controlled releases of water from the storage to the Gellibrand River (West Branch); and
  - (e) operational rules for managing flood flows through the storage.
- 11.2 The Minister may—
- (a) approve the program proposed under Sub-clause 11.1; or
  - (b) require the Authority to amend the proposed program; and
  - (c) require the Authority—
    - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
    - (ii) to propose an amended program to the Minister.

- 11.3 The Authority must at its cost—
- (a) implement the approved program; and
  - (b) keep a record of all work undertaken under Paragraph (a).
12. Metering Program
- 12.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a metering program to determine—
- (a) the amount of water taken by the Authority under this bulk entitlement; and
  - (b) the amount of water in the weir and the storage—
- for the purpose of assessing whether or not the Authority complies with this bulk entitlement.
- 12.2 The Minister may—
- (a) approve the program proposed under Sub-clause 12.1; or
  - (b) require the Authority to amend the proposed program; and
  - (c) require the Authority—
    - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
    - (ii) to propose an amended program to the Minister.
- 12.3 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—
- (a) implement and maintain the approved metering program; and
  - (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
  - (c) keep a record of all work undertaken under Paragraph (b).
13. Reporting Requirements
- 13.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) the daily amount of water taken under this bulk entitlement;
  - (b) the water level and the amount of water in the weir and the storage;
  - (c) the annual amount of water taken under this bulk entitlement;
  - (d) the approval, amendment and implementation of programs and proposals under Clauses 10, 11 and 12;
  - (e) any temporary or permanent transfer of all or part of this bulk entitlement;
  - (f) any bulk entitlement or licence temporarily or permanently transferred to the Authority in respect to the supply of water to the Colac Water Supply System;
  - (g) any amendment to this bulk entitlement;
  - (h) any new bulk entitlement granted to the authority with respect to the Colac Water Supply System;
  - (i) any failure by the Authority to comply with any provision of this bulk entitlement;
  - (j) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed by the Authority.

- 13.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 13.1—
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
  - (b) within 14 days of receiving the Minister's written request.
- 13.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 13.1, except—
- (a) Paragraph (a) of Sub-clause 13.1 and
  - (b) with the approval of the Minister, any particular failure referred to in Paragraph (i) of Sub-clause 13.1.
- 13.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 13.1.
- 13.5 Any report under Sub-clause 13.4 must be made—
- (a) in such form as may be agreed between the Authority and the Resource Manager; and
  - (b) unless the Authority and the Resource Manager agree otherwise—
    - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraphs (a) and (b) of Sub-clause 13.1; or
    - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in Paragraphs (c) to (j) of Sub-clause 13.1.
14. Water Resource Management Costs
- 14.1 Subject to Sub-clause 15.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—
- (a) prepare the Otway Coast Basin Water Accounts; and
  - (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
  - (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
  - (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
  - (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
  - (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act.
- 14.2 The proportion of the costs referred to in Sub-clause 14.1 is to be determined by the Resource Manager under Paragraph 15.3.
15. Duty to Keep Accounts and Fix Proportions
- 15.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 14 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.
- 15.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 14.1.
- 15.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 14.1.



15.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.

16. Duty to Make Payments

Any amount payable by the Authority under Sub-clause 14.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and the person to whom the amount is payable agree otherwise.

17. Data

17.1 Subject to Clause 12, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.

17.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 12 and 13 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

18. Dispute Resolution

18.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.

18.2 The independent expert will be either—

- (a) a person agreed on by the parties to the difference or dispute; or
- (b) if those parties cannot agree, a person nominated by the Minister.

18.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.

18.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.

18.5 (a) In any difference or dispute to which the Minister is a party the independent expert must express the conclusion as a recommendation.

- (b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.

18.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.

18.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

*Note:* An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

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

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**Water Act 1989**  
**BULK ENTITLEMENT (APOLLO BAY AND SKENES CREEK)**  
**CONVERSION ORDER 1997**

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

1. Citation

This Order may be cited as the Bulk Entitlement (Apollo Bay and Skenes Creek) Conversion Order 1997.

2. Empowering Provisions

This Order is made under Sections 43 and 47 of the **Water Act 1989**.

3. Commencement

This Order comes into operation on 1 July 1995.

4. Definitions

In this Order—

"*Act*" means the **Water Act 1989**;

"*annual entitlement*" means the total amount of water which the Authority may take from the system in any year;

"*Authority*" means the Barwon Region Water Authority;

"*entitlement holder*" means a person holding a bulk entitlement under the Act;

"*licence*" means any licence granted under Part 4 of the Act;

"*Minister*", in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

"*Otway Coast Basin Water Accounts*" means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Otway Coast Basin, with the terms of their bulk entitlements or licences;

"*Resource Manager*" means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Otway Coast Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

"*specified point A*" means immediately upstream of the Barham River (West Branch) Diversion Weir on waterway A;

"*specified point B*" means immediately upstream of the Skenes Creek Diversion Weir on waterway B;

"*system*" means the Apollo Bay and Skenes Creek Water Supply System comprising—

- (a) the Barham River (West Branch) Diversion Weir located on waterway A; and
- (b) the Skenes Creek Diversion Weir located on waterway B; and
- (c) the associated supply works.

"*waterway A*" means the Barham River (West Branch);

"*waterway B*" means Skenes Creek;

"*year*" means the 12 months next following 1 July.

### 5. Conversion to Bulk Entitlements

All of the Authority's entitlement to take water from waterway A and waterway B, at the respective diversion weirs, to supply water to the system is converted to a bulk entitlement on the conditions set out in this Order.

### 6. Bulk Entitlement

6.1 The Authority may take the share of flow in waterway A and waterway B specified in Clause 7, up to a combined total of 365 ML in any year.

### 7. Share of Flow

7.1 The Authority may take a share of the flow in waterway A passing the specified point A, calculated as follows:

(a) when  $F_A \leq 1.0$  ML/day,

$E_A = F_A$ , and

(b) when  $F_A > 1.0$  ML/day,

$E_A = 1.0$  ML/day.

where—

" $E_A$ " means the Authority's entitlement; and

" $F_A$ " means the flow past the specified point less any water being transferred point Sub-clause 7.3.

7.2 The Authority may take a share of the flow in waterway B passing the specified point B, in emergency situations, calculated as follows:

(a) when  $F_B \leq 1.50$  ML/day,

$E_B = 0$ , and

(b) when  $1.50 < F_B \leq 1.93$  ML/day,

$E_B = F_B - 1.5$  ML/d, and

(c) when  $F_B > 1.93$  ML/day,

$E_B = 0.43$  ML/day.

where—

" $E_B$ " means the Authority's entitlement; and

" $F_B$ " means the flow past specified point B less any water being transferred point Sub-clause 7.3.

7.3 The Authority is not entitled to any flow past specified point A or specified point B, as part of its bulk entitlement, which is being transferred by the holder of—

(a) any other bulk entitlement or licence held by another person; or

(b) any licence—

to a transferee pursuant to the Act.

### 8. Making Allowances

8.1 In calculating water available to the Authority under this bulk entitlement at any point downstream of either specified point A or specified point B, allowance must be made for—

(a) any losses of water incurred between that point and the respective specified point; and

(b) the time taken by the flow to reach that point from the respective specified point.

8.2 If the Authority proposes to take water under this entitlement from a point downstream of either specified point A or specified point B, it must first—

- (a) propose to the Minister—
  - (i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 8.1; and
  - (ii) details of the proposed location and amount of the extraction; and
- (b) ascertain and provide the Minister with any operational requirements of the Resource Manager; and
- (c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.

8.3 The Minister may—

- (a) approve a proposal made under Sub-clause 8.2; or
- (b) require the Authority to amend the proposal; and
- (c) require the Authority—
  - (i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and
  - (ii) to make an amended proposal to the Minister.

8.4 The Authority must—

- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 8.3; and
- (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.

9. Environmental Obligations

9.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—

- (a) impacts on the bed and banks of waterway A and waterway B in the vicinity of the Authority's works; and
- (b) operational practices to remove silt from works; and
- (c) operational practices to manage the water quality in works on waterway A and waterway B.

9.2 The Minister may—

- (a) approve the program proposed under Sub-clause 9.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

9.3 The Authority, must at its cost—

- (a) implement the approved program; and
- (b) keep a record of all work undertaken under Paragraph (a).

10. Metering Program

10.1 The Authority, must propose to the Minister, within 12 months of the date of this Order, a metering program to determine—

- (a) subject to Clause 15, the flow of waterway B at specified point B; and
  - (b) the amount of water taken by the Authority under this bulk entitlement—  
for the purpose of assessing whether or not the Authority complies with this bulk entitlement.
- 10.2 The metering program prepared under Sub-clause 10.1 must include details of any agreement between the Authority and any other person for measuring and calculating instream flows.
- 10.3 The Minister may—
- (a) approve the program proposed under Sub-clause 10.1; or
  - (b) require the Authority to amend the proposed program; and
  - (c) require the Authority—
    - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
    - (ii) to propose an amended program to the Minister.
- 10.4 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—
- (a) implement and maintain the approved metering program; and
  - (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
  - (c) keep a record of all work undertaken under Paragraph (b).
11. Reporting Requirements
- 11.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) subject to Clause 15, the flow past specified point B;
  - (b) the daily amount of water taken from waterway A under this bulk entitlement;
  - (c) the daily amount of water taken from waterway B under this bulk entitlement;
  - (d) the approval, amendment and implementation of programs and proposals under Clauses 8, 9 and 10;
  - (e) the annual amount of water taken under this bulk entitlement;
  - (f) any temporary or permanent transfer of all or part of this bulk entitlement;
  - (g) any bulk entitlement or licence temporarily or permanently transferred to the Authority with respect to the Apollo Bay and Skenes Creek Water Supply System;
  - (h) any amendment to this bulk entitlement;
  - (i) any new bulk entitlement granted to the Authority with respect to the Apollo Bay and Skenes Creek Water Supply System;
  - (j) any failure by the Authority to comply with any provision of this bulk entitlement;
  - (k) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed.
- 11.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 11.1—
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and

- (b) within 14 days of receiving the Minister's written request.
  - 11.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 11.1, except—
    - (a) Paragraphs (a), (b) and (c) of Sub-clause 11.1; and
    - (b) with the approval of the Minister, any particular failure referred to in Paragraph (j) of Sub-clause 11.1.
  - 11.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 11.1.
  - 11.5 Any report under Sub-clause 11.4 must be made—
    - (a) in such form as may be agreed between the Authority and the Resource Manager; and
    - (b) unless the Authority and the Resource Manager agree otherwise—
      - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraphs (a), (b) and (c) of Sub-clause 11.1; or
      - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in Paragraph (d) to (k) of Sub-clause 11.1.
  - 12. Water Resource Management Costs
  - 12.1 Subject to Sub-clause 13.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—
    - (a) prepare the Otway Coast Basin Water Accounts; and
    - (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
    - (c) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
    - (d) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
    - (e) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act.
  - 12.2 The proportion of the costs referred to in Sub-clause 12.1 is to be determined by the Resource Manager under Sub-clause 13.3.
  - 13. Duty to Keep Accounts and Fix Proportions
  - 13.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 12 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.
  - 13.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 12.1.
  - 13.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 12.1.
  - 13.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.
  - 14. Duty to Make Payments
- Any amount payable by the Authority under Sub-clause 12.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and Resource Manager agree otherwise.

**15. Exemption From Metering and Reporting**

If the Authority installs works at or near each point at which it takes water from waterway B under this bulk entitlement which, in the opinion of the Resource Manager, automatically ensure that only water to which the Authority is entitled is taken by it, the Authority is exempted from—

- (a) the metering requirements of Sub-clause 10.1 (a); and
- (b) the reporting requirements of Sub-clause 11.1 (a).

**16. Data**

16.1 Subject to Clause 10.4, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.

16.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 10 and 11 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

**17. Dispute Resolution**

17.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.

17.2 The independent expert will be either—

- (a) a person agreed on by the parties to the difference or dispute; or
- (b) if those parties cannot agree, a person nominated by the Minister.

17.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.

17.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.

17.5 (a) In any difference or dispute to which the Minister is a party the independent expert must express the conclusion as a recommendation.

- (b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.

17.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.

17.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

*Note:* An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

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

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**Water Act 1989****BULK ENTITLEMENT (AIREYS INLET) CONVERSION ORDER 1997**

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

**1. Citation**

This Order may be cited as the Bulk Entitlement (Aireys Inlet) Conversion Order 1997.

2. Empowering Provisions

This Order is made under Sections 43 and 47 of the **Water Act 1989**.

3. Commencement

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

4. Definitions

In this Order—

**"Act"** means the **Water Act 1989**;

**"annual entitlement"** means the total amount of water which the Authority may take from the waterway, at the storage, in any year.

**"Authority"** means the Barwon Region Water Authority;

**"entitlement holder"** means a person holding a bulk entitlement under the Act;

**"licence"** means any licence granted under Part 4 of the Act;

**"Minister"**, in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

**"Otway Coast Basin Water Accounts"** means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Otway Coast Basin, with the terms of their bulk entitlements or licences;

**"passing flow"** means the flow in the waterway immediately downstream of the storage;

**"Resource Manager"** means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Otway Coast Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

**"specified point"** means immediately upstream of the storage on the waterway;

**"storage"** means the Painkalac Creek Dam located on the waterway;

**"waterway"** means the Painkalac Creek;

**"year"** means the 12 months next following 1 July.

5. Conversion to a Bulk Entitlement

All of the Authority's entitlement to take water from the waterway, at the storage, to supply water to the Aireys Inlet Water Supply System is converted to a bulk entitlement on the conditions set out in this Order.

6. Bulk Entitlement

- 6.1 The Authority may take up to 317 ML of water from the storage, in any year, at a rate not exceeding 2.94 ML/d.



6.2 The Minister may vary the rates specified in Sub-clause 6.1 to the extent necessary to carry out any transfer of some or all of this bulk entitlement which may be authorised under Division 1, Part 4 of the Act.

7. Share of Flow

7.1 The Authority may store all of the inflow to the storage when it is below full supply level except for—

- (a) the passing flow specified in Clause 8; and
- (b) any flow of water in the waterway which is being transferred by the holder of—
  - (i) any other bulk entitlement or licence held by another person; or
  - (ii) any licence—

to a transferee pursuant to the Act.

8. Passing Flow

8.1 The Authority must provide the following minimum passing flow calculated as follows:

- (a) During the months of December to February inclusive the minimum passing flow = F; and
- (b) During the months of March to November inclusive—
  - (i) when  $F \leq 0.5$  ML/d, the minimum passing flow = F; and
  - (ii) when  $F > 0.5$  ML/d, the minimum passing flow = 0.5 ML/d,

where—

"F" means the total of the flow past the specified point less water being transferred point  
Sub-clause 7.2.

9. Releases

The Authority may operate the storage and make releases from it as it sees fit, in order to satisfy its annual entitlement.

10. Share of Capacity

The Authority is entitled to:

- (a) all water at any time stored in the storage; and
- (b) the full capacity of the storage up to 514 ML at full supply level of 29.94 metres Australian Height Datum—

but may not use or transfer any more than its entitlement in any year.

11. Making Allowances

11.1 In calculating water available to the Authority under this bulk entitlement at any point downstream of the storage, allowance must be made for—

- (a) any losses from the waterway downstream of the storage; and
- (b) the time taken by the flow to reach that point from the storage.

11.2 If the Authority proposes to take water under this entitlement from a point downstream of the storage, it must first—

- (a) propose to the Minister—
  - (i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 11.1; and
  - (ii) details of the proposed point and amount of the extraction; and

- (b) ascertain and provide to the Minister any operational requirements of the Resource Manager; and
  - (c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.
- 11.3 The Minister may—
- (a) approve a proposal made under Sub-clause 11.2; or
  - (b) require the Authority to amend the proposal; and
  - (c) require the Authority—
    - (i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and
    - (ii) to make an amended proposal to the Minister.
- 11.4 The Authority must—
- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 11.3; and
  - (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.
12. Environmental Obligations
- 12.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—
- (a) impacts on the bed and banks of waterway in the vicinity of the Authority's works; and
  - (b) operational practices to remove silt from works; and
  - (c) operational practices to manage the water quality in works on the waterway; and
  - (d) operational rules for the controlled releases of water from the storage to the waterway; and
  - (e) operational rules for managing flood flows through the storage.
- 12.2 The Minister may—
- (a) approve the program proposed under Sub-clause 12.1; or
  - (b) require the Authority to amend the proposed program; and
  - (c) require the Authority—
    - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
    - (ii) to propose an amended program to the Minister.
- 12.3 The Authority must at its cost—
- (a) implement the approved program; and
  - (b) keep a record of all work undertaken under Paragraph (a).
13. Metering Program
- 13.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a metering program to determine—
- (a) the amount of water taken by the Authority from the storage under this bulk entitlement; and

- (b) subject to Clause 18, the flow past the specified point; and
  - (c) subject to Clause 18, the passing flow; and
  - (d) the amount of water in the storage—  
for the purpose of assessing whether or not the Authority complies with this bulk entitlement.
- 13.2 The metering program prepared under Sub-clause 13.1 must include details of any agreement between the Authority and any other person for measuring and calculating of instream flows.
- 13.3 The Minister may—
- (a) approve the program proposed under Sub-clause 13.1; or
  - (b) require the Authority to amend the proposed program; and
  - (c) require the Authority—
    - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
    - (ii) to propose an amended program to the Minister.
- 13.4 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—
- (a) implement and maintain the approved metering program; and
  - (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
  - (c) keep a record of all work undertaken under Paragraph (b).
14. Reporting Requirements
- 14.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) subject to Clause 18, the daily flow past the specified point;
  - (b) subject to Clause 18, the daily passing flow;
  - (c) the daily amount of water taken from the storage under this bulk entitlement;
  - (d) the water level and the amount of water in the storage;
  - (e) the annual amount of water taken under this bulk entitlement;
  - (f) the approval, amendment and implementation of programs and proposals under Clauses 11, 12 and 13;
  - (g) any temporary or permanent transfer of all or part of this bulk entitlement;
  - (h) any bulk entitlement or licence temporarily or permanently transferred to the Authority in respect to the supply of water to the Aireys Inlet Water Supply System;
  - (i) any amendment to this bulk entitlement;
  - (j) any new bulk entitlement granted to the authority with respect to the Aireys Inlet Water Supply System;
  - (k) any failure by the Authority to comply with any provision of this bulk entitlement;
  - (l) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed by the Authority.

- 14.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 14.1—
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
  - (b) within 14 days of receiving the Minister's written request.
- 14.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 14.1, except—
- (a) Paragraphs (a) to (c) of Sub-clause 14.1 and
  - (b) with the approval of the Minister, any particular failure referred to in Paragraph (k) of Sub-clause 14.1.
- 14.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 14.1.
- 14.5 Any report under Sub-clause 14.4 must be made—
- (a) in such form as may be agreed between the Authority and the Resource Manager; and
  - (b) unless the Authority and the Resource Manager agree otherwise—
    - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraphs (a) to (d) of Sub-clause 14.1; or
    - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in Paragraphs (e) to (l) of Sub-clause 14.1.
15. Water Resource Management Costs
- 15.1 Subject to Sub-clause 16.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—
- (a) prepare the Otway Coast Basin Water Accounts; and
  - (b) monitor whether entitlement holders in the Otway Coast Basin comply with the conditions of their bulk entitlements; and
  - (c) direct the release of any water set aside for maintaining water quality in the Otway Coast Basin; and
  - (d) investigate and mediate disputes between entitlement holders in the Otway Coast Basin; and
  - (e) investigate and deal with significant unauthorised uses of water in the Otway Coast Basin; and
  - (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act.
- 15.2 The proportion of the costs referred to in Sub-clause 15.1 is to be determined by the Resource Manager under Paragraph 16.3.
16. Duty to Keep Accounts and Fix Proportions
- 16.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 15 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.
- 16.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 15.1.
- 16.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 15.1.

16.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.

17. Duty to Make Payments

Any amount payable by the Authority under Sub-clause 15.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and the person to whom the amount is payable agree otherwise.

18. Exemption from Metering and Reporting

If the Authority installs works at or near each point at which it takes water from the waterway under this bulk entitlement which, in the opinion of the Resource Manager, automatically ensure that only water to which the Authority is entitled is taken by it, the Authority is exempted from—

- (a) the metering requirements of Sub-clause 13.1 (b) and (c); and
- (b) the reporting requirements of Sub-clauses 14.1 (a) and (b).

19. Data

19.1 Subject to Clause 13, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.

19.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 13 and 14 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

20. Dispute Resolution

20.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.

20.2 The independent expert will be either—

- (a) a person agreed on by the parties to the difference or dispute; or
- (b) if those parties cannot agree, a person nominated by the Minister.

20.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.

20.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.

20.5 (a) In any difference or dispute to which the Minister is a party the independent expert must express the conclusion as a recommendation.

- (b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.

20.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.

20.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

*Note:* An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

PATRICK JOHN McNAMARA  
Minister administering the Water Act 1989

**Water Act 1989**  
**BULK ENTITLEMENT (COLERAINE, CASTERTON AND SANDFORD)**  
**CONVERSION ORDER 1997**

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

1. Citation

This Order may be cited as the Bulk Entitlement (Coleraine, Casterton and Sandford) Conversion Order 1997.

2. Empowering Provisions

This Order is made under Sections 43 and 47 of the **Water Act 1989**.

3. Commencement

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

4. Definitions

In this Order—

*"Act"* means the **Water Act 1989**;

*"annual entitlement"* means the total amount of water which the Authority may take from the waterway, at the storage, in any year;

*"Authority"* means the Glenelg Region Water Authority;

*"entitlement holder"* means a person holding a bulk entitlement under the Act;

*"Glenelg River Basin Water Accounts"* means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Glenelg River Basin, with the terms of their bulk entitlements or licences;

*"licence"* means any licence granted under Part 4 of the Act;

*"Minister"*, in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

*"Resource Manager"* means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Glenelg River Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Glenelg River Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Glenelg River Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Glenelg River Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Glenelg River Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

*"storage"* means Koonongwootong Reservoir located on the waterway;

*"waterway"* means the unnamed waterway in the Koonongwootong Reservoir catchment;

*"year"* means the 12 months next following 1 July.

5. Conversion to a Bulk Entitlement

All of the Authority's entitlement to take water from the waterway, at the storage, to supply water to the Coleraine, Casterton and Sandford Water Supply System is converted to a bulk entitlement on the conditions set out in this Order.

6. Bulk Entitlement

6.1 The Authority may take up to a total of 855 ML in any year from the storage at a rate not exceeding 4.5 ML/d.

6.2 The Minister may vary the rate of extraction specified in Sub-clause 6.1 to the extent necessary to carry out any transfer of some or all this bulk entitlement which may be authorised under Division 1, Part 4 of the Act.

7. Share of Flow

7.1 The Authority may store all of the inflow to the storage when it is below full supply level, except for any flow of water being transferred by the holder of—

(a) any other bulk entitlement or licence held by another person; or

(b) any licence—

to a transferee pursuant to the Act.

8. Releases

The Authority may operate the storage and make releases from it as it sees fit, in order to satisfy its annual entitlement.

9. Share of Capacity

The Authority is entitled to—

(a) all water at any time stored in the storage; and

(b) the full capacity of the storage, up to 1929 ML at full supply level of 275.5 metres Australian Height Datum—

but may not use or transfer any more than its annual entitlement in any year.

10. Making Allowances

10.1 In calculating water available to the Authority under this bulk entitlement at any point downstream of the storage, allowance must be made for—

(a) any losses of water incurred between that point and the storage; and

(b) the time taken by the flow to reach that point from the storage.

10.2 If the Authority proposes to take water under this entitlement from a point other than the storage, it must first—

(a) propose to the Minister—

(i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 10.1; and

(ii) details of the proposed point and amount of extraction; and

(b) ascertain and provide to the Minister any operational requirements of the Resource Manager; and

(c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.

10.3 The Minister may—

(a) approve a proposal made under Sub-clause 10.2; or

(b) require the Authority to amend the proposal; and

(c) require the Authority—

(i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and

(ii) to make an amended proposal to the Minister.

10.4 The Authority must—

- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 10.3; and
- (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.

11. Environmental Obligations

11.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—

- (a) impacts on the bed and banks of the waterway in the vicinity of the Authority's works; and
- (b) operational practices to remove silt from works; and
- (c) operational practices to manage the water quality in works on the waterway; and
- (d) operational rules for the controlled releases from works to the waterway; and
- (e) operational rules for managing flood flows through works on the waterway.

11.2 The Minister may—

- (a) approve the program proposed under Sub-clause 11.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

11.3 The Authority, must at its cost—

- (a) implement the approved program; and
- (b) keep a record of all work undertaken under Paragraph (a).

12. Metering Program

12.1 The Authority, must propose to the Minister, within 12 months of the date of this Order, a metering program to determine—

- (a) the amount of water taken by the Authority under this bulk entitlement; and
- (b) the amount of water in the storage—  
for the purpose of assessing whether or not the Authority complies with this bulk entitlement.

12.2 The Minister may—

- (a) approve the program proposed under Sub-clause 12.1; or
- (b) require the Authority to amend the proposed program; and
- (c) require the Authority—
  - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
  - (ii) to propose an amended program to the Minister.

12.3 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—



- (a) implement and maintain the approved metering program; and
  - (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
  - (c) keep a record of all work undertaken under Paragraph (b).
13. Reporting Requirements
- 13.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) the daily amount of water taken under this bulk entitlement;
  - (b) the water level and amount of water in the storage;
  - (c) the annual amount of water taken under this bulk entitlement;
  - (d) the approval, amendment and implementation of programs and proposals under Clauses 10, 11 and 12;
  - (e) any temporary or permanent transfer of all or part of this bulk entitlement;
  - (f) any bulk entitlement or licence in respect of the waterway temporarily or permanently transferred to the Authority with respect to the system;
  - (g) any amendment to this bulk entitlement;
  - (h) any new bulk entitlement granted to the Authority with respect to the system;
  - (i) any failure by the Authority to comply with any provision of this bulk entitlement;
  - (j) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed by the Authority.
- 13.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 13.1—
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
  - (b) within 14 days of receiving the Minister's written request.
- 13.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 13.1, except—
- (a) Paragraph (a) of Sub-clause 13.1; and
  - (b) with the approval of the Minister, any particular failure referred to in Paragraph (i) of Sub-clause 13.1.
- 13.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 13.1.
- 13.5 Any report under Sub-clause 13.4 must be made—
- (a) in such form as may be agreed between the Authority and the Resource Manager; and
  - (b) unless the Authority and the Resource Manager agree otherwise—
    - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraphs (a) and (b) of Sub-clause 13.1; or
    - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in Paragraphs (c) to (j) of Sub-clause 13.1.
14. Water Resource Management Costs
- 14.1 Subject to Sub-clause 15.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—

- (a) prepare the Glenelg River Basin Water Accounts; and
  - (b) monitor whether entitlement holders in the Glenelg River Basin comply with the conditions of their bulk entitlements; and
  - (c) direct the release of any water set aside for maintaining water quality in the Glenelg River Basin; and
  - (d) investigate and mediate disputes between entitlement holders in the Glenelg River Basin; and
  - (e) investigate and deal with significant unauthorised uses of water in the Glenelg River Basin; and
  - (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act.
- 14.2 The proportion of the costs referred to in Sub-clause 14.1 is to be determined by the Resource Manager under Sub-clause 15.3.
15. Duty to Keep Accounts and Fix Proportions
- 15.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 14 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.
- 15.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 14.1.
- 15.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 14.1.
- 15.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.
16. Duty to Make Payments
- Any amount payable by the Authority under Sub-clause 14.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and Resource Manager agree otherwise.
17. Data
- 17.1 Subject to Clause 12, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.
- 17.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 12 and 13 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.
18. Dispute Resolution
- 18.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.
- 18.2 The independent expert will be either—
- (a) a person agreed on by the parties to the difference or dispute; or
  - (b) if those parties cannot agree, a person nominated by the Minister.

- 18.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.
- 18.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.
- 18.5 (a) In any difference or dispute to which the Minister is a party, the independent expert must express the conclusion as a recommendation.
- (b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.
- 18.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.
- 18.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

*Note:* An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

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

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**Water Act 1989**  
**BULK ENTITLEMENT (DUNKELD SYSTEM) CONVERSION ORDER 1997**

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

1. Citation

This Order may be cited as the Bulk Entitlement (Dunkeld System) Conversion Order 1997.

2. Empowering Provisions

This Order is made under Sections 43 and 47 of the **Water Act 1989**.

3. Commencement

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

4. Definitions

In this Order—

"Act" means the **Water Act 1989**;

"annual entitlement" means the total amount of water which the Authority may take from the system in any year;

"Authority" means the Glenelg Region Water Authority;

"entitlement holder" means a person holding a bulk entitlement under the Act;

"Glenelg River Basin Water Accounts" means an annual report, required by the Minister, on compliance by entitlement holders and licensees, respectively, in the Glenelg River Basin, with the terms of their bulk entitlements or licences;

"licence" means any licence granted under Part 4 of the Act;

"Minister", in relation to any provision, includes any person authorised by the Minister to act on the Minister's behalf in relation to that provision, or to whom the Minister has delegated the relevant power, discretion, function, authority or duty under Section 306 of the Act;

"Resource Manager" means any person appointed by the Minister to do all or any of the following—

- (a) prepare the Glenelg River Basin Water Accounts; and
- (b) monitor whether entitlement holders in the Glenelg River Basin comply with the conditions of their bulk entitlements; and
- (c) direct the release of any water set aside for maintaining water quality in the Glenelg River Basin; and
- (d) investigate and mediate disputes between entitlement holders in the Glenelg River Basin; and
- (e) investigate and deal with significant unauthorised uses of water in the Glenelg River Basin; and
- (f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act;

"system" means—

- (a) the system diversion point; and
- (b) the system storage;

"system diversion point" means the Waterfall Creek diversion weir;

"system storage" means Dunkeld Reservoir No. 3 located in Catchment A;

"waterway" means Waterfall Creek;

"year" means the 12 months next following 1 July.

#### 5. Conversion to a Bulk Entitlement

All of the Authority's entitlement to take water from the waterway, at the Waterfall Creek diversion weir and Catchment A, at the system storage for the supply of water to the Dunkeld Water Supply System is converted to a bulk entitlement on the conditions set out in this Order.

#### 6. Bulk Entitlement

- 6.1 The Authority may take up to 170 ML of water from the system, in any year, at a rate of extraction not exceeding 2.1 ML/d.
- 6.2 The Minister may vary the rate of extraction specified in Sub-clause 6.1 to the extent necessary to carry out any transfer of some or all this bulk entitlement which may be authorised under Division 1, Part 4 of the Act.

#### 7. Share of Flow

##### 7.1 The Authority may take—

- (a) up to 100% of the flow from the waterway at the Waterfall Creek diversion weir to the system storage, at a rate not exceeding 2.1 ML/d; and
- (b) up to 100% of the flow into the system storage when it is below full supply level.

##### 7.2 The Authority must not take, as part of its bulk entitlement, any flow of water being transferred by the holder of—

- (a) any other bulk entitlement or licence held by another person; or
- (b) any licence—

to a transferee pursuant to the Act.

#### 8. Releases

The Authority may operate the system storage and make release from it as it sees fit, in order to satisfy its annual entitlement.

9. Share of Capacity

The Authority is entitled to—

- (a) all water at any time stored in the system storage; and
- (b) the full capacity of the system storage, up to 110 ML at full supply level of 217.8 metres Australian Height Datum—

but may not use or transfer any more than its annual entitlement in any year.

10. Making Allowances

10.1 In calculating water available to the Authority under this bulk entitlement at any point other than the system diversion point or the system storage, allowance must be made for—

- (a) any losses of water incurred between that point and the system diversion point or the system storage; and
- (b) the time taken by the flow to reach that point from the system diversion point or the system storage.

10.2 If the Authority proposes to take water under this entitlement from a point other than the system diversion point or the system storage, it must first—

- (a) propose to the Minister—
  - (i) fair, reasonable and representative means for calculating the allowances required by Sub-clause 10.1; and
  - (ii) details of the proposed point and amount of extraction; and
- (b) ascertain and provide to the Minister any operational requirements of the Resource Manager; and
- (c) satisfy the Minister that the proposal will have no impact on any other bulk entitlement or licence held by another person.

10.3 The Minister may—

- (a) approve a proposal made under Sub-clause 10.2; or
- (b) require the Authority to amend the proposal; and
- (c) require the Authority—
  - (i) to review all or part of any proposal approved by the Minister if, in the Minister's opinion, it is, at any time, no longer fair, reasonable or representative; and
  - (ii) to make an amended proposal to the Minister.

10.4 The Authority must—

- (a) advise the Resource Manager in writing within 14 days of any proposal approved by the Minister under Sub-clause 10.3; and
- (b) provide the Resource Manager with such other information concerning the proposed diversion as the Resource Manager may, from time to time, require.

11. Environmental Obligations

11.1 The Authority must propose to the Minister, within 12 months of the date of this Order, a program to manage the environmental effects of the Authority's works to take water under this bulk entitlement which includes—

- (a) impacts on the bed and banks of the waterway in the vicinity of works; and
- (b) operational practices to remove silt from works; and

- (c) operational practices to manage the water quality in works on the waterway; and
  - (d) operational rules for the controlled releases from works to the waterway; and
  - (e) operational rules for managing flood flows through works on the waterway.
- 11.2 The Minister may—
- (a) approve the program proposed under Sub-clause 11.1; or
  - (b) require the Authority to amend the proposed program; and
  - (c) require the Authority—
    - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
    - (ii) to propose an amended program to the Minister.
- 11.3 The Authority, must at its cost—
- (a) implement the approved program; and
  - (b) keep a record of all work undertaken under Paragraph (a).
12. Metering Program
- 12.1 The Authority, must propose to the Minister, within 12 months of the date of this Order, a metering program to determine—
- (a) the amount of water taken by the Authority under this bulk entitlement; and
  - (b) the amount of water in the system storage—
- for the purpose of assessing whether or not the Authority complies with this bulk entitlement.
- 12.2 The Minister may—
- (a) approve the program proposed under Sub-clause 12.1; or
  - (b) require the Authority to amend the proposed program; and
  - (c) require the Authority—
    - (i) to review the program approved by the Minister if, in the Minister's opinion, it is, at any time, no longer appropriate; and
    - (ii) to propose an amended program to the Minister.
- 12.3 The Authority must, at its cost, and in accordance with any guidelines issued from time to time by the Minister—
- (a) implement and maintain the approved metering program; and
  - (b) maintain metering equipment and associated measurement structures in good condition, ensure that metering equipment is periodically re-calibrated and, if rating curves are used to calculate flows, ensure that these curves are regularly checked and, if necessary, revised; and
  - (c) keep a record of all work undertaken under Paragraph (b).
13. Reporting Requirements
- 13.1 The Authority may be required to report on all or any of the following matters, as provided in this clause:
- (a) the daily amount of water taken from the system diversion point and the system storage under this bulk entitlement;
  - (b) the water level and amount of water in the system storage;

- (c) the annual amount of water taken from the system diversion point and the system storage under this bulk entitlement;
  - (d) the approval, amendment and implementation of programs and proposals under Clauses 10, 11 and 12;
  - (e) any temporary or permanent transfer of all or part of this bulk entitlement;
  - (f) any bulk entitlement or licence temporarily or permanently transferred to the Authority with respect to the Dunkeld Water Supply System;
  - (g) any amendment to this bulk entitlement;
  - (h) any new bulk entitlement granted to the Authority with respect to the Dunkeld Water Supply System;
  - (i) any failure by the Authority to comply with any provision of this bulk entitlement;
  - (j) any difficulties experienced or anticipated by the Authority in complying with this bulk entitlement and any remedial action taken or proposed by the Authority.
- 13.2 The Minister may require the Authority to report on all or any of the matters set out in Sub-clause 13.1—
- (a) in writing, or in such electronic form as may be agreed between the Authority and the Minister; and
  - (b) within 14 days of receiving the Minister's written request.
- 13.3 The Authority must, for the period of the preceding year, report in its Annual Report on each of the matters set out in Sub-clause 13.1, except—
- (a) Paragraph (a) of Sub-clause 13.1; and
  - (b) with the approval of the Minister, any particular failure referred to in Paragraph (I) of Sub-clause 13.1.
- 13.4 The Resource Manager may require the Authority to report to it, from time to time, on all or any of the matters set out in Sub-clause 13.1.
- 13.5 Any report under Sub-clause 13.4 must be made—
- (a) in such form as may be agreed between the Authority and the Resource Manager; and
  - (b) unless the Authority and the Resource Manager agree otherwise—
    - (i) within 24 hours of the Authority receiving a request for a report on any matter set out in Paragraphs (a) and (b) of Sub-clause 13.1; or
    - (ii) within 14 days of the Authority receiving a request for a report on any matter set out in paragraphs (c) to (j) of Sub-clause 13.1.
14. Water Resource Management Costs
- 14.1 Subject to Sub-clause 15.1, the Authority must pay the Resource Manager a fair and reasonable proportion of the costs incurred by the Resource Manager to—
- (a) prepare the Glenelg River Basin Water Accounts; and
  - (b) monitor whether entitlement holders in the Glenelg River Basin comply with the conditions of their bulk entitlements; and
  - (c) direct the release of any water set aside for maintaining water quality in the Glenelg River Basin; and
  - (d) investigate and mediate disputes between entitlement holders in the Glenelg River Basin; and
  - (e) investigate and deal with significant unauthorised uses of water in the Glenelg River Basin; and

(f) supervise the qualification of any rights to water made by the Minister during periods of declared water shortage under Section 13 of the Act.

14.2 The proportion of the costs referred to in Sub-clause 14.1 is to be determined by the Resource Manager under Sub-clause 15.3.

15. Duty to Keep Accounts and Fix Proportions

15.1 The Authority is not obliged to make any payment to the Resource Manager, under Clause 14 unless the Resource Manager chooses to comply with the provisions of this clause relevant to that payment.

15.2 Separate accounts of all costs and payments must be kept by the Resource Manager in respect to Sub-clause 14.1.

15.3 The Resource Manager must, by 1 July in any year, determine for the Authority, in respect of the ensuing year, a fair and reasonable proportion of the costs referred to in Sub-clause 14.1.

15.4 Accounts required to be kept under this clause must be made available for inspection by the Authority upon request.

16. Duty to Make Payments

Any amount payable by the Authority under Sub-clause 14.1 must be paid in arrears, within 28 days of the Authority receiving an invoice, unless the Authority and Resource Manager agree otherwise.

17. Data

17.1 Subject to Clause 12, the Minister will use the Minister's best endeavours to ensure that all hydrological and other data required by the Authority to comply with this bulk entitlement are made available to the Authority.

17.2 The Authority must make available data collected for the purpose of the metering program and reporting under Clauses 12 and 13 to any person, subject to the person paying any fair and reasonable access fee imposed by the Authority, to cover the costs of making the data available.

18. Dispute Resolution

18.1 If any difference or dispute arises between the Authority, the Minister and, with its consent, the Resource Manager, or any of them (the "parties") concerning the interpretation or application of this Order, which is not resolved within 14 days of it arising, any party may give written notice to the others requiring the matter to be determined by an independent expert, if it is not otherwise resolved, within 14 days of that notice.

18.2 The independent expert will be either—

(a) a person agreed on by the parties to the difference or dispute; or

(b) if those parties cannot agree, a person nominated by the Minister.

18.3 The independent expert must reach a conclusion on the matter within 30 days of it being referred, but has power to extend the period for reaching a conclusion on the matter by a further 30 days.

18.4 The independent expert must send a copy of the conclusion and its supporting reasons to each party to the difference or dispute.

18.5 (a) In any difference or dispute to which the Minister is a party, the independent expert must express the conclusion as a recommendation.

(b) The Minister must consider any recommendation made under Paragraph (a) before deciding to give a direction under Section 307 or to take any other action under the Act in relation to the difference or dispute.



18.6 In any difference or dispute to which the Minister is not a party, any conclusion by an independent expert is final and binding on the parties.

18.7 The apportionment of the costs of and incidental to every reference, including the costs of the independent expert, shall be at the discretion of the independent expert.

Note: An explanatory note that accompanies this Order is available from the Department of Natural Resources and Environment.

Dated 18 August 1997

PATRICK JOHN McNAMARA  
Minister administering the Water Act 1989

**Public Records Act 1973**  
**DECLARATION OF RECORDS NOT**  
**AVAILABLE FOR PUBLIC INSPECTION**

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

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

I, Jeff Kennett, Minister for the Arts, do now by this notice declare that the records listed on the schedule below shall not be available for public inspection for a period of ten (10) years from the date of their transfer to the Public Record Office.

**SCHEDULE**

<i>VPRS No.</i>	<i>VPRS Title</i>
9599/P4	Case Files (Mediation File portion)

Dated 10 June 1997

JEFF KENNETT  
Minister for the Arts

**County Court Act 1958**  
**ADDITIONAL COUNTY COURT**  
**SITTINGS 1997**

Notice is given that additional sittings of the County Court of Victoria will be held at Sale to commence on Monday, 29 September 1997.

G. R. D. WALDRON  
Chief Judge of the County Court of Victoria

**Co-operation Act 1981**  
**CHANGE OF NAME OF A SOCIETY**

Notice is hereby given that Henry Street Child Care Co-operative Limited which was incorporated as a Community Advancement Society under the abovenamed Act on 20 December 1982, has registered a change of its name and is now incorporated under the name of Kensington Community Children's Co-operative Limited under the said Act.

Dated at Melbourne 18 August 1997

PAUL HOPKINS  
Deputy Registrar of Co-operative Societies

**Planning and Environment Act 1987**  
**DAREBIN PLANNING SCHEME**  
**Notice of Approval of Amendment**  
**Amendment L53**

The Minister for Planning and Local Government has approved Amendment L53 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 304 Bell Street, Preston, from an Office Zone to a Business 1 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 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**  
**HUME PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L31

The Minister for Planning and Local Government has approved Amendment L31 to the Hume Planning Scheme.

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

The amendment rezones land in Corinella Crescent, Dallas, occupied by the Australian Islamic Social Association from Special Use Zone No. 1 to Special Use Zone No. 1A and includes a set of modified requirements in the Scheme.

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 Hume City Council, Macedon Street, Sunbury.

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

**Planning and Environment Act 1987**  
**KINGSTON PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L32

The Minister for Planning and Local Government has approved Amendment L32 to the Kingston 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 that allows the subdivision of approximately 11.16 hectares of land located at the north east corner of Centre Dandenong Road and Boundary Road, Dingley, into 3 lots, without a planning permit, generally in accordance with a subdivision plan incorporated into the Planning Scheme under Section 6 (2) (j) of the **Planning and Environment Act 1987**.

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 Kingston City Council, 999 Nepean Highway, Moorabbin.

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

**Planning and Environment Act 1987**  
**KNOX PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L124

The Minister for Planning and Local Government has approved Amendment L124 to the Knox Planning Scheme.

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

The amendment inserts a site specific clause into the Knox Residential Zone to allow a permit to be granted to subdivide land in accordance with the provisions Vic Code 1 at 4 Lane Road, Ferntree Gully.

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

**Planning and Environment Act 1987**  
**MELBOURNE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L264

The Minister for Planning and Local Government has approved Amendment L264 to the Melbourne 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 into the Scheme for land at 153-155 Wellington Parade South, Jolimont, to increase the maximum building heights for the

site from 12 metres and 15 metres to 24 metres. The amendment also specifies a maximum plot ratio of 6.5:1. The amendment is required to enable a permit application to be made to refurbish and extend the existing building on the site for the purpose of converting the building to residential use.

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, Level 6, 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**  
**MELTON PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L54

The Minister for Planning and Local Government has approved Amendment L54 to the Melton 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 west corner of Melton Highway and Banchory Grove, Hillside, from Reserved Living Zone to Restricted Business Zone and introduces site specific controls relating to the development of the land for a community activity centre.

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 Melton Shire Council, 232 High Street, Melton.

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

**Planning and Environment Act 1987**  
**METROPOLITAN REGION PLANNING**  
**SCHEMES**

Notice of Approval of Amendment  
Amendment R132

The Minister for Planning and Local Government has approved Amendment R132 to all Planning Schemes in the Metropolitan Region.

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

The amendment re-numbers the former Clause 26-3 to read Clause 26-4, and inserts a new Clause 26-3 which allows the land between the south west corner of the former McGowan Street and Balston Street, and the Westgate Freeway to be used and developed for the purposes of a City Link Project control building, provided that the development is no more than three storeys high and is generally in accordance with the final plans described in the amendment.

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 each municipal council in the Metropolitan Region.

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

**Planning and Environment Act 1987**  
**MILDURA SHIRE PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L44

The Minister for Planning and Local Government has approved Amendment L44 to the Mildura Shire Planning Scheme.

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

The amendment rezones part of CA 22T, Parish of Mullroo at Cullulleraine from Public Use to Village Residential Zone to facilitate sale of the existing residence.

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 Mildura Rural City Council, 108-116  
Madden Avenue, Mildura.

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**  
**PORT PHILLIP PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L44

The Minister for Planning and Local  
Government has approved Amendment L44 to  
the Port Phillip Planning Scheme.

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

The amendment rezones land at 339  
Williamstown Road, Port Melbourne, from  
Public Purpose (Commonwealth Government)  
to Business 3. The amendment will enable the  
continued use of existing buildings and  
infrastructure and facilitate the future  
development and use of the subject land for a  
range of office, commercial, manufacturing  
and light industrial uses, given the transfer of  
the land to private ownership.

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 Port Phillip City Council, South  
Melbourne Town Hall, 208-220 Bank Street,  
South Melbourne.

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 L73

The Minister for Planning and Local  
Government has approved Amendment L73 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 land at CA 35H,  
Belgrave-Hallam Road, Belgrave South to  
Landscape Protection Zone and changes the  
site specific provisions applying to the land to  
prohibit the keeping of cattle, sheep and goats  
on 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 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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**ORDERS IN COUNCIL**

**Marine Act 1988**  
ORDER SPECIFYING ANY OTHER  
PERSON OR BODY

The Lieutenant-Governor as the Governor's deputy with the advice of the Executive Council under Paragraph 22 of Schedule 4 of the **Marine Act 1988** specifies the following persons and bodies for the purposes of that paragraph to be other persons or bodies which the Marine Board of Victoria may direct to participate in the Victorian Marine Pollution Contingency Plan by providing and maintaining equipment, training personnel and responding to marine pollution incidents as directed by the Board—

East Gippsland Shire Council  
Wellington Shire Council  
South Gippsland Shire Council  
Bass Coast Shire Council  
Cardinia Shire Council  
Casey City Council  
Mornington Peninsula Shire Council  
Frankston City Council  
Kingston City Council  
Bayside City Council  
Port Phillip City Council  
Melbourne City Council  
Hobsons Bay City Council  
Wyndham City Council  
Greater Geelong City Council  
Borough Of Queenscliffe  
Glenelg Shire Council  
Australian Maritime Safety Authority  
The Secretary to the Department of Natural Resources and Environment  
Environment Protection Authority  
Victorian Institute of Marine Science  
Victorian Channels Authority  
Lorne Foreshore Committee of Management Inc.  
Port of Portland Pty Ltd  
Esso Australia Ltd

Mobil Oil Australia Ltd  
Shell Refining Australia Ltd  
TNT Australia Pty Ltd  
Skilled Engineering Pty Ltd  
Dated 19 August 1997

Responsible Minister:  
GEOFF CRAIGE  
Minister for Roads and Ports

SHARNE BRYAN  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**DANDENONG POLICE PADDOCKS**  
**RESERVE**

The Governor in Council under Section 14A (7) of the **Crown Land (Reserves) Act 1978** dissolves the "Dandenong Police Paddocks Reserve Committee of Management Incorporated" constituted by Order in Council of 28 July 1992 (vide Government Gazette of 29 July 1992 - Page 1996)—(Rs 8820).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 26 August 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:

**BENALLA**—The temporary reservation by Order in Council of 20 July 1982 of an area of 4725 square metres of land being Crown Allotment 7A, Section F, Parish of Benalla as a site for Department of Agriculture Purposes—(Rs 12105).

**BENALLA**—The temporary reservation by Order in Council of 19 July 1966 of an area of 734 square metres of land in Section 5, Township of Benalla, Parish of Benalla as a site for Public Purposes (State Forests Departments Purposes)—(Rs 8495).

**BENALLA**—The temporary reservation by Order in Council of 21 September 1971 of an area of 1821 square metres of land in Section 5, Township of Benalla, Parish of Benalla as a site for Public Purposes (Forests Act Purposes)—(Rs 8495).

**MINYIP**—The temporary reservation by Order in Council of 5 November 1924 of an area of 3.845 hectares of land in Section 24, Township of Minyip, Parish of Nullan as a site for Public Recreation—(Rs 3027).

**NEUARPUR**—The temporary reservation by Order in Council of 18 September 1923 of an area of 2023 square metres of land being Crown Allotment 8, Section 3, Township of Neuarpur, Parish of Neuarpur as a site for a Hall—(Rs 2823).

**SCARSDALE**—The temporary reservation by Order in Council of 19 September 1932 of an area of 2.524 hectares of land in Section 44, Parish of Scarsdale, in two separate portions, as a site for the Supply of Water—(Rs 4248).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 26 August 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:

**BITTERN**—The temporary reservation by Order in Council of 5 January 1971 of an area of 2656 square metres of land in the Parish of Bittern as a site for Public Purposes (Public Works Department Purposes)—(Rs 9409).

**CASTLEMAINE**—The temporary reservation by Order in Council of 2 October 1979 of an area of 6879 square metres of land being Crown Allotment 5A, Section D9, Parish of Castlemaine as a site for Public Recreation—(Rs 10676).

**CRIB POINT**—The temporary reservation by Order in Council of 2 August 1949 of an area of 3453 square metres of land in Section 1, Township of Crib Point, Parish of Bittern, (formerly Township of Morradoo) as a site for an Infant Welfare Centre—(Rs 5934).

**HEYFIELD**—The temporary reservation by Order in Council of 1 April 1980 of an area of 724 square metres of land being Crown Allotment 12, Section 9, Township of Heyfield, Parish of Tinamba as a site for a Departmental Residence—(Rs 10643).

**SMYTHESDALE**—The temporary reservation by Order in Council of 10 February 1862 of an area of 5888 square metres of land being Crown Allotments 1, 2, 3, 4, 5, 6 and 7, Section 47, Township of Smythesdale, Parish of Smythesdale as a site for Wesleyan Church Purposes—(05/13574).

**WURRUK WURRUK**—The temporary reservation by Order in Council of 23 September 1986 of an area of 1.269 hectares of land being Crown Allotment 39C, Section B, Parish of Wurruk Wurruk as a site for Public Recreation—(Rs 13293).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 26 August 1997

Responsible Minister:

MARIE TEHAN

Minister for Conservation and  
Land Management

SHARNE BRYAN  
Clerk of the Executive Council

**Crown Land (Reserves) Act 1978**  
**CROWN LAND TEMPORARILY**  
**RESERVED**

The Governor in Council under Section 4 of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown land for the purpose mentioned:

**MUNICIPAL DISTRICT OF THE**  
**MORNINGTON PENINSULA SHIRE**  
**COUNCIL**

**MORNINGTON**—Public Purposes, 3293 square metres being Crown Allotment 8J, Township of Mornington, Parish of Moorooduc as indicated by hatching on plan hereunder—(M162[2]) (Rs 37136).



This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 26 August 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 EAST**  
**GIPPSLAND RAIL TRAIL 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 "EAST GIPPSLAND RAIL TRAIL COMMITTEE OF MANAGEMENT INCORPORATED" to the corporation; and

under Section 14B (3) of the Act, appoints Bruce Bowden to be Chairperson of the corporation.

**SCHEDULE**

The lands in the Township of Lucknow and the Parishes of Broadlands and Bumberrah temporarily reserved for Public Purposes (Rail Trail) by Order in Council of 22 April 1997—(Rs 200012).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 26 August 1997

Responsible Minister:  
**MARIE TEHAN**  
 Minister for Conservation and  
 Land Management

**SHARNE BRYAN**  
 Clerk of the Executive Council

**Land Act 1958**  
**APPROVAL BY THE GOVERNOR IN**  
**COUNCIL TO THE SALE OF CROWN**  
**LAND BY PRIVATE TREATY**

The Governor in Council, pursuant to section 99A (1) (a) of the **Land Act 1958**, approves the sale by private treaty of Crown Allotments 12<sup>M</sup>, 12<sup>N</sup> and 12<sup>A</sup>, Section 11, Parish of Leongatha, located at Hughes Street, Leongatha.

Dated 26 August 1997

Responsible Minister:  
**ROGER M. HALLAM**  
 Minister for Finance

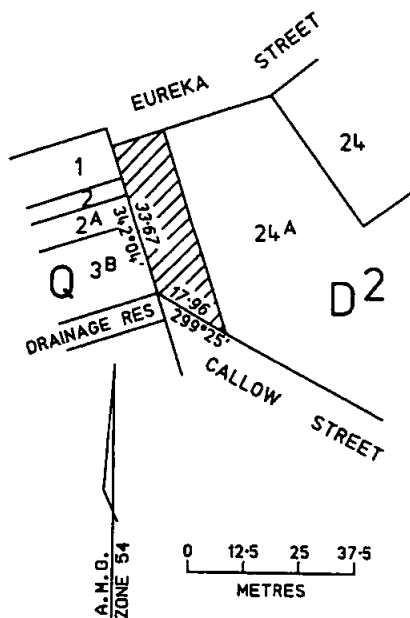
**SHARNE BRYAN**  
 Clerk of the Executive Council

**Land Act 1958**  
**UNUSED ROADS CLOSED**

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**  
**BALLARAT CITY COUNCIL**

**BALLARAT EAST**—The road in the Township of Ballarat East, Parish of Ballarat as indicated by hatching on plan hereunder—(B128[47] and [57]) (P100982).



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

**BELLARINE**—The road in the Parish of Bellarine shown as Crown Allotments 1F and 1G, Section 3 and Crown Allotment 4A, Section 4 on Certified Plan No. 117999 lodged in the Central Plan Office—(L1-339).

**MUNICIPAL DISTRICT OF THE SOUTH  
GIPPSLAND SHIRE COUNCIL**

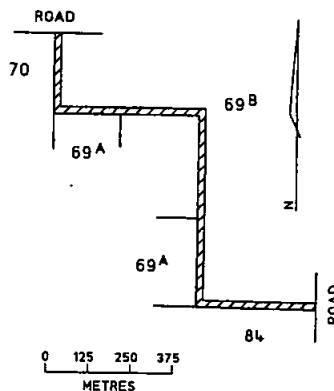
**MIRBOO SOUTH**—The road in the Parish of Mirboo South shown as Crown Allotment 61F on Certified Plan No. 117879 lodged in the Central Plan Office—(14/90/2018).

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

**NEILBOROUGH**—The roads in the Parish of Neilborough shown as Crown Allotments A22A and A46A on Certified Plan No. 117545 lodged in the Central Plan Office—(L6-8878).

**MUNICIPAL DISTRICT OF THE  
NORTHERN GRAMPIANS SHIRE  
COUNCIL**

**WATTA WELLA**—The road in the Parish of Watta Wella as indicated by hatching on plan hereunder—(3777) (P109752).



This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 26 August 1997

Responsible Minister:  
**MARIE TEHAN**  
Minister for Conservation and  
Land Management

**SHARNE BRYAN**  
Clerk of the Executive Council

**South Melbourne Land Act 1986  
CLOSURE OF ROAD**

The Governor in Council under Section 4 (2) of the **South Melbourne Land Act 1986** closes the following road:

**MUNICIPAL DISTRICT OF THE  
MELBOURNE CITY COUNCIL**

**SOUTH MELBOURNE**—The road in the City of South Melbourne, Parish of Melbourne South shown as Crown Allotment 16A, Section E, on Certified Plan No. 117552 lodged in the Central Plan Office—(L12-0638).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 26 August 1997

Responsible Minister:  
**MARIE TEHAN**  
Minister for Conservation and  
Land Management

**SHARNE BRYAN**  
Clerk of the Executive Council



**Royal Botanic Gardens Act 1991  
CROWN LAND PLACED UNDER  
MANAGEMENT OF ROYAL BOTANIC  
GARDENS BOARD**

The Governor in Council under Section 17 (1) of the **Royal Botanic Gardens Act 1991** places the Crown land described in the schedule hereunder under the management of the Royal Botanic Gardens Board.

**SCHEDULE**

An area of 11 hectares of land in Browns Road, Cranbourne South, being Crown Allotment 26A, Parish of Sherwood, formerly being lot A on Plan of Subdivision No. 346783H lodged at the Land Titles Office— (Rs 09375/3).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 26 August 1997

Responsible Minister:

MARIE TEHAN

Minister for Conservation and  
Land Management

SHARNE BRYAN

Clerk of the Executive Council

**Melbourne City Link Act 1995  
INCREASING THE PROJECT AREA**

The Governor in Council, on the recommendation of the Minister for Planning and Local Government (being the Minister administering the **Melbourne City Link Act 1995** and the Minister administering the **Planning and Environment Act 1987**), under section 8 (1) of the **Melbourne City Link Act 1995** varies the Project area by—

increasing the Project area as shown hatched blue on the plan numbered LEGL/97-42 lodged in the Central Plan Office.

Dated 26 August 1997

Responsible Minister:

ROBERT MACLELLAN

Minister for Planning and  
Local Government

SHARNE BRYAN

Clerk of the Executive Council

**Melbourne City Link Act 1995  
REVOCATION OF PARTS OF  
RESERVATION**

The Governor in Council, on the recommendation of the Minister for Planning and Local Government (being the Minister administering the **Melbourne City Link Act 1995**), under Section 29 (2) of the **Melbourne City Link Act 1995** revokes:—

- (a) the Order in Council of 9 June 1873 (vide Government Gazette 1873 Pages 1058 and 1059) permanently reserving from sale land in Melbourne as a Site for Public Recreation;
- (b) the Crown Grant Volume 600 Folio 902 as amended by Section 2 of the **Melbourne and Richmond Lands Act 1959** (No. 6542)—

insofar as the Order and the Crown Grant relate to the land shown diagonally hatched on the plans numbered LEGL/97-182 and LEGL97-183 lodged in the Central Plan Office.

Dated 26 August 1997

Responsible Minister:

ROBERT MACLELLAN

Minister for Planning and  
Local Government

SHARNE BRYAN

Clerk of the Executive Council

**Taxation (Reciprocal Powers) Act 1987**

The Governor in Council, in exercise of the powers contained in Section 3 (2) of the **Taxation (Reciprocal Powers) Act 1987**, declares:

1. The **Stamp Duties Act 1931** of the State of Tasmania being a State Taxation Act within the meaning of the **Taxation (Reciprocal Powers) Act 1993** of the State of Tasmania to be a corresponding law for the purposes of the **Taxation (Reciprocal Powers) Act 1987** of the State of Victoria in relation to the **Stamps Act 1958** of the State of Victoria.

2. The Office of the Commissioner of Taxes under the **Stamp Duties Act 1931** of the State of Tasmania to be a corresponding office for the purposes of the **Taxation (Reciprocal Powers) Act 1987** of the State of Victoria in relation to the Offices of Commissioner of State Revenue under the

**Stamps Act 1958** and the **Taxation Administration Act 1997** of the State of Victoria.

3. The **Pay-roll Tax Act 1971** of the State of Tasmania being a State Taxation Act within the meaning of the **Taxation (Reciprocal Powers) Act 1993** of the State of Tasmania to be a corresponding law for the purposes of the **Taxation (Reciprocal Powers) Act 1987** of the State of Victoria in relation to the **Pay-roll Tax Act 1971** and the **Taxation Administration Act 1997** of the State of Victoria.

4. The Office of the Commissioner of Taxes under the **Pay-roll Tax Act 1971** of the State of Tasmania to be a corresponding office for the purposes of the **Taxation (Reciprocal Powers) Act 1987** of the State of Victoria in relation to the Office of the Commissioner of State Revenue under the **Pay-roll Tax Act 1971** and the **Taxation Administration Act 1997** of the State of Victoria.

Dated 26 August 1997

Responsible Minister:  
ALAN R. STOCKDALE  
Treasurer

SHARNE BRYAN  
Clerk of the Executive Council

**Health Services Act 1988**  
VARIATION OF ORDER IN COUNCIL IN  
RESPECT OF THE TERM OF  
APPOINTMENT OF THE  
ADMINISTRATOR OF SURF COAST  
COMMUNITY HEALTH SERVICE  
INCORPORATED

Pursuant to Section 61 of the **Health Services Act 1988** and on the recommendation of the Minister for Health, the Governor in Council amends the Order dated 17 December 1996, by substituting the date 30 March 1998, for the date 30 September 1997.

Dated 26 August 1997

Responsible Minister:  
ROB KNOWLES  
Minister for Health

SHARNE BRYAN  
Clerk of the Executive Council

**Health Services Act 1988**

ORDER IN COUNCIL IN RESPECT OF  
THE REVOCATION OF APPOINTMENT  
OF THE ADMINISTRATOR OF MITCHELL  
COMMUNITY HEALTH SERVICES INC.  
AND IN RESPECT OF GRANTING AN  
EXEMPTION PURSUANT TO THE  
**HEALTH SERVICES ACT 1988**

Pursuant to Section 61 of the **Health Services Act 1988** (the "Act") and on the recommendation of the Minister for Health, the Governor in Council hereby revokes the appointment of Mr Raymond James Sweeney as administrator to take effect from 1 September 1997, and grants an exemption from the 28 day notice provision contained in Section 61 (5) of the Act pursuant to Section 11 of the Act.

Dated 26 August 1997

Responsible Minister:  
ROB KNOWLES  
Minister for Health

SHARNE BRYAN  
Clerk of the Executive Council

**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:

85. *Statutory Rule:* Club Keno (Amendment) Regulations 1997

*Authorising Act:* Club Keno Act 1993  
Tattersall Consultations Act 1958

*Date of Making:* 26 August 1997

86. *Statutory Rule:* Transport (Roads and Property) (West Gate Bridge Amendment) Regulations 1997

*Authorising Act:* Transport Act 1983

*Date of Making:* 26 August 1997

87. *Statutory Rule:* Administrative Appeals Tribunal (Planning Appeals) Regulations 1997

*Authorising Act:* Administrative Appeals Tribunal Act 1984,  
Planning Appeals Act 1980, Subdivision Act 1988

*Date of Making:* 26 August 1997

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Victoria Government Gazette

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**ADVERTISERS PLEASE NOTE**

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*Victoria Government Gazette*





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