

Council Meeting

Agenda

16 December 2020 at 7:00pm

Virtual Meeting





The City of Ballarat acknowledges the Traditional Custodians of the land we live and work on, the Wadawurrung and Dja Dja Wurrung People, and recognises their continuing connection to the land and waterways. We pay our respects to their Elders past, present and emerging and extend this to all Aboriginal and Torres Strait Islander People.

This meeting is being broadcast live on the internet and the recording of this meeting will be published on council's website www.ballarat.vic.gov.au in the days following the meeting.

Although every effort has been made to protect the privacy of the public, members of the public attending this meeting may be filmed. By remaining in the public gallery once the meeting commences, members of the public give their consent to being filmed, and for the recording of them to be made publicly available and used by council.

Information about broadcasting and publishing recordings of council meetings is available in council's Live Broadcasting and Recording of Council Meetings Procedure which is available on the council's website.

ORDER OF BUSINESS:

1. Opening Declaration.....	5
2. Apologies For Absence.....	5
3. Disclosure Of Interest	5
4. Matters Arising From The Minutes.....	5
5. Confirmation Of Minutes.....	6
6. Public Question Time	6
7. Chief Executive Officer Report.....	7
7.1. Chief Executive Officer Report.....	7
8. Officer Reports.....	11
8.1. City of Ballarat Annual Report 2019/20.....	11
8.2. Quarterly Council Plan.....	161
8.3. Adoption of Revised City of Ballarat Procurement Policy	178
8.4. Municipal Emergency Management Committee (MEMPC)	212
8.5. Integrated Strategic Planning Framework.....	215
8.6. Tender 2020/21 – 144 Cell I Construction	247
8.7. Lake Burrumbeet	251
8.8. Quarterly Financial Report.....	614
8.9. Council Meeting Schedule	628
8.10. Outstanding Question Time Items	632
9. Notice Of Motion	638
10. Reports From Committees/Councillors.....	638

11. Urgent Business	638
12. Section 66 (In Camera)	638
13. Close	638

1. OPENING DECLARATION

Councillors: *"We, the Councillors of the City of Ballarat, declare that we will carry out our duties in the best interests of the community, and through collective leadership will maintain the highest standards of good governance."*

Mayor: *"I respectfully acknowledge the Wadawurrung and Dja Dja Wurrung People, the traditional custodians of the land, and I would like to welcome members of the public in the gallery."*

2. APOLOGIES FOR ABSENCE

3. DISCLOSURE OF INTEREST

4. MATTERS ARISING FROM THE MINUTES

5. CONFIRMATION OF MINUTES

6. PUBLIC QUESTION TIME

Note – all public representations will be heard before each item on the agenda.

QUESTION TIME

- Question time has been altered for the City of Ballarat's 16 December 2020 Council meeting due to the COVID-19 restrictions.
- To ensure the public can still participate in question time, they are asked to now submit their questions in writing.
- However, no person may submit more than two questions at the 16 December 2020 meeting.
- The questions must be in English, must be 75 words or less and not include a preamble, other additional material, or multiple parts.
- Questions must be submitted via email to governance@ballarat.vic.gov.au by no later than 4:30pm on the day of the Council meeting.
- Question Time will be for a period of 30 minutes.
- A question may be disallowed if the chair determines that it:
 - Relates to a matter outside of Council's responsibility;
 - Is defamatory, indecent, abusive, offensive, irrelevant, trivial or objectionable in language or substance;
 - Deals with a subject matter already answered;
 - Is aimed at embarrassing a Councillor or a member of Council Staff;
 - Contains Confidential information; or
 - Security reasons.
- A Councillor or the Chief Executive Officer or their delegate may require a question to be taken on notice. If a question is taken on notice, the answer to it must be incorporated in the minutes of Council and a written copy of the answer sent to the person who asked the question.
- A Councillor or the Chief Executive Officer may advise Council that an answer should be given in a meeting closed to members of the public and explain the reason why.

PUBLIC SUBMISSIONS

- Due to COVID-19 restrictions around public gatherings the following has been put in place.
- Public representations may be made on any items listed on the agenda in a Council Meeting apart from those listed in the confidential section. Submissions must also be submitted in writing to governance@ballarat.vic.gov.au by no later than 4.30pm on the day of Council meeting; and limited to no more than 200 words that will be read out by the Chief Executive Officer or nominated delegate at the meeting prior to the matter being considered by Council.
- If you would like to make your submission personally at the Council Meeting, please contact governance@ballarat.vic.gov.au to arrange this.

7. CHIEF EXECUTIVE OFFICER REPORT

7.1. CHIEF EXECUTIVE OFFICER REPORT

Division: Executive Unit
Director: Janet Dore
Author/Position: Janet Dore – Chief Executive Officer

PURPOSE

1. The CEO's Operational Report highlights issues and outcomes affecting the organisation's performance as it delivers services and implements the Council's strategies and policy decisions.

BACKGROUND

2. The Council of the City of Ballarat is responsible for setting the municipality's strategic direction. The CEO of the City of Ballarat is the sole employee of the Council and is responsible for establishing the organisational structure and resource allocation to achieve the objectives set by the Council. This operational report provides greater detail about organisational activities and issues involved with service delivery.

KEY MATTERS

Key achievements, projects and events delivered

3. National Centre for Photography announcement
The Victorian Government announced \$6.7 million in funding for a National Centre for Photography. The Centre was one of the City of Ballarat's priority projects for tourism infrastructure funding, and the announcement was recognition of Council's Creative City Strategy and its significant investment in the evolution of the Ballarat International Foto Biennale (BIFB). The City of Ballarat has funded the Biennale since its first event in Ballarat in 2009.
4. NAIDOC Week
The City of Ballarat marked NAIDOC Week 2020 with a series of events and initiatives. NAIDOC Week activities were postponed from July to November and moved to a virtual format, due to COVID-19. Lake Wendouree and Eureka Stockade fountains along with the Town Hall clock face were lit in Aboriginal and Torres Strait Islander flag colours each night. A virtual flag raising ceremony honoured the connection to culture, country, and language of all Aboriginal and Torres Strait Islander peoples.
5. Children's Consultation
During October and November, the City of Ballarat undertook a process of consultation with children aged 13 and under in the city during October and November. Their responses will help inform the development of the Council Plan and other important documents in the future of the community. Ballarat is a signatory to the Child Friendly Cities and Communities Charter, and the City of Ballarat is committed to ensuring children's voices are heard and valued.

Ongoing community consultation

6. Lake Burrumbeet waterway

The City of Ballarat is updating the rules that apply to all waterway users of Lake Burrumbeet to improve safety on the Lake and mean and fairer and more enjoyable usage for all. Contributions were sought from the community on the proposed changes in October and November. A report is being compiled on the contributions received during this consultation process.

7. Ballarat Growth Areas

The views of the Ballarat community have been sought during November and December on the boundaries for Ballarat's future growth areas to the north and west of the city. The Northern and Western Growth Areas have been identified as Council's preferred greenfield growth areas, capable of accommodating Ballarat's expected growth and housing demand to 2040. Input has been gathered through an online information session and a survey on the City of Ballarat's MySay page. The contributions will form part of a report to a future meeting of Council.

8. New outdoor youth space at Wendouree West Recreation Reserve

Ideas have been sought from local young people on youth facilities being developed at Wendouree West Recreation reserve, as part of the Strengthening Wendouree Community Recreation Precinct funded by the Victorian Government and delivered in partnership with the City of Ballarat and local user groups. The consultation in November and December is focused on elements of the project including the layout and design of the BMX pump track and skate elements as part of landscaping.

Ongoing projects, initiatives and works

9. Continuous Voices project

The Continuous Voices Arts Project has been developed out of respect for anyone who has suffered from sexual abuse in the city, both directly and indirectly, whether in an institution, family, or elsewhere. Five artists will lead a series of workshops from February 2021 to help decide the most appropriate design and location for a public memorial to acknowledge survivors of sexual assault.

10. Free Green Waste Week

Free Green Waste Week was extended over two weekends in November to help residents get fire ready for summer. Residents were able to dispose of up to three cubic metres of green waste free of charge at the Ballarat Transfer Station. The initiative is part of the City's commitment to helping residents prepare their properties for summer fire season, following a high growth period in spring.

11. Christmas in Ballarat

Supporting local business and enticing shoppers and visitors to shop local are key aims of the City of Ballarat's Christmas In Ballarat activities, starting in November and continuing this month. This year's program includes a range of initiatives headlined by the installation of the city's iconic floral and light displays to depict this year's theme 'Under the Same Stars'.

OFFICER RECOMMENDATION

12. That Council:

12.1 Receive and note the CEO's Operational Report.

ATTACHMENTS

1. Governance Review [7.1.1 - 1 page]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. The Chief Executive Officers report is line with Council's commitment to transparent decision making as expressed in the Council Plan.

COMMUNITY IMPACT

2. The report is part of Council's commitment to ensuring the community is informed about key projects and initiatives delivered and ongoing, and community consultation being undertaken by the City of Ballarat.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

3. No climate emergency and environmental sustainability implications have arisen from the preparation of this report.

ECONOMIC SUSTAINABILITY IMPLICATIONS

4. No additional economic sustainability implications have arisen from the preparation of this report.

FINANCIAL IMPLICATIONS

5. No additional financial implications have arisen from the preparation of this report.

LEGAL AND RISK CONSIDERATIONS

6. It is considered there are no legal and risk considerations associated with this report.

HUMAN RIGHTS CONSIDERATIONS

7. It is considered that the report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006*.

COMMUNITY CONSULTATION AND ENGAGEMENT

8. The Chief Executive Officer's Operational Report formal community engagement and consultation processes, both online and in person, which the City of Ballarat is currently undertaking in relation to its plans and operations.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

9. Council Officers affirm that no direct or indirect interests need to be declared in relation to the matter of this report.

8. OFFICER REPORTS

8.1. CITY OF BALLARAT ANNUAL REPORT 2019/20

Division: Community Wellbeing
Director: Matthew Wilson
Author/Position: Louise Lang – Manager Communications & Marketing
Cameron Montgomery – Executive Manager Governance and Risk

PURPOSE

1. The purpose of this report is for Council to consider and note the City of Ballarat Annual Report 2019/20 (Annual Report) in accordance with its obligations under Section 134 of the *Local Government Act 1989* (The Act).
2. The Annual Report is the final step in the statutory annual reporting process.

BACKGROUND

3. The Annual Report documents Council's activities, highlights and challenges in its performance including financial position for the financial year 2019-2020; and represents the third year of progress and work against the 2017-21 Council Plan.
4. The Annual Report is required to comply with the *Local Government Act 1989* and the Local Government (Planning and Reporting) Regulations 2014 (Regulations) which state that the Annual Report must contain a report of operations, performance statement and financial statements (audited).

KEY MATTERS

5. The Annual Report (Attachment 2) has been prepared in accordance with the Act and Regulations.
6. The Annual Report was submitted to the Minister for Local Government on 25 November 2020.
7. A public notice was given on Thursday, 26 November 2020 advising that the Annual Report was available for inspection or made available on City of Ballarat website; with hard copies available on request.
8. Council must consider and discuss the Annual Report at an open meeting of Council within one month after submission to the Minister.

OFFICER RECOMMENDATION

9. That Council:

- 9.1 Note the City of Ballarat Annual Report 2019/20 in accordance with Section 134 of the *Local Government Act 1989*.

9.2 Acknowledge the achievements of Council during this reporting period and its achievements against the 2017-21 Council Plan.

ATTACHMENTS

1. Governance Review [8.1.1 - 2 pages]
2. Annual Report 19 20 LR [8.1.2 - 146 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. City of Ballarat Council Plan 2017-2021 is the guiding instrument for the Annual Report 2019-20. The report provides an update on our activities, achievements, and focus areas, under the 4 strategic goal focus areas.

COMMUNITY IMPACT

2. The Annual Report identifies Council's achievements and issues faced in overall performance for the financial year 2019/20, providing accountability to the community.
3. The Annual Report becomes a historical record for future generations' reference, capturing the major achievements, issues and decisions made throughout the past financial year.
4. The Annual Report is provided to the State Library for reference and archival purposes.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

5. The City of Ballarat will publish the Annual Report online as a full version. Only minimal copies of the Annual Report have been produced in hard copy to satisfy the requirements of the *Local Government Act 1989* (the Act).

ECONOMIC SUSTAINABILITY IMPLICATIONS

6. The Annual Report outlines all the achievements, highlights and challenges of the Council for the past financial year. In doing this, all economic benefits and outcomes for the City are covered and reported on in detail.

FINANCIAL IMPLICATIONS

7. The Annual Report includes Council's financial statements which contain details of Council's financial performance for the financial year ending 30 June 2020. Included also is the signed Victorian Auditor-General's Officer's Report.
8. There are no financial implications arising from the recommendations in this report.

LEGAL AND RISK CONSIDERATIONS

9. In accordance with section 131 of the Act, the Annual Report must be submitted to the Minister within three months of the end of the financial year. The Minister extended the submission requirement to 30 November 2020.
10. In accordance with section 134 of the Act and Regulation 22 of the Local Government (Planning and Reporting) Regulations 2014, Council must consider and discuss the Annual Report at an open meeting of Council within one month after submitting the Annual Report to the Minister.

11. In accordance with section 134 of the Act public notice must be given that the Annual Report is to be discussed at the Council Meeting at least 14 days beforehand.
12. In accordance with section 133 of the Act, Council, following submission to the Minister, must give public notice that the Annual Report is available for inspection on the City of Ballarat website or that a hard copy can be requested.

HUMAN RIGHTS CONSIDERATIONS

13. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006*.

COMMUNITY CONSULTATION AND ENGAGEMENT

14. All business units were required to contribute information regarding the achievements, issues and events that occurred that were specific to their areas of responsibility.
15. A public notice regarding the Council meeting to consider the Annual Report was published on Thursday, 26 November 2020 and provided detail on the availability of the Annual report on City of Ballarat website or by hard copy if requested.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

16. Council Officers affirm that no direct or indirect interests need to be declared in relation to the matter of this Report.



CITY OF BALLARAT 
ANNUAL REPORT
2019/20



ABOUT THIS ANNUAL REPORT

The City of Ballarat has prepared this Annual Report in accordance with the requirements and guidelines of the *Local Government Act 1989 and the Local Government (Planning and Reporting) Regulations 2014* and acknowledges the legal responsibility to comply with the *Charter of Human Rights and Responsibilities Act 2006* and the *Equal Opportunity Act 2010*.

This report provides an account of the City of Ballarat's performance in the 2019/20 financial year against the Council Plan (the framework within which we deliver the everyday services, programs and projects for our community) and the Budget. It is designed to keep residents, businesses, employees, stakeholders and other state and federal government agencies up-to-date on our performance and our future direction.

This document includes the following in accordance with statutory requirements:

- Report of Operations: this includes highlights of the year, details about the City of Ballarat's governance, management and operations, and a report on our performance against the Council Plan and the Budget in the 2019/20 financial year.
- Financial Statements
- Performance Statement

How to get your copy and give feedback

Electronic copies are available on our website. We welcome your feedback on this document. Details on how to contact us can be found on the back cover.

OUR MISSION

Working together we create a better future for our city.

What this means

Working together – We are a conduit and are acting collaboratively to build strong relationships and alliances with those who support our beliefs. **Create** – We bring into existence, generate, produce, initiate, develop and shape our city. **Better** – We are continually improving and becoming more desirable. We are smart, one step ahead and exceeding as a city. **Future** – We achieve our vision with a long-term perspective. **City** – Our place, our community and our people.

OUR PURPOSE

We believe in making Ballarat a better place for all.

What this means

Believe – Our fundamental cause, our reason for being and what matters most. **Making** – We are actively involved; in turn creating a positive and lasting difference for our city. **Ballarat** – Our city, our villages, our townships, our community and our people. **Better** – We are continually improving and becoming more desirable. We are smart, one step ahead and exceeding as a regional city. **Place** – We are proud of our city's beauty, identity, lifestyle and the fact it is a preferred regional destination. **For all** – We are inclusive of everyone who lives, works, invests, studies and visits our city.

INTRODUCTION

We are pleased to present this Annual Report to our community. The 2019/20 Annual Report is the primary means of advising our community about the City of Ballarat's operations and performance in the past financial year.

The City of Ballarat acknowledges the Traditional Custodians of the land we live and work on, the Wadawurrung and Dja Dja Wurrung People, and recognises their continuing connection to the land and waterways. We pay our respects to their Elders past, present and emerging and extend this to all Aboriginal and Torres Strait Islander People.

COVID-19

Timeline	04
Our essential services: keeping Ballarat running	06
Assisting businesses during COVID-19	08
City of Ballarat staff embrace innovations and new technology	09
Working from home	12
Be Kind campaign	13

OVERVIEW

Ballarat - a snapshot	16
Fast facts	17
A message from the Mayor	18
A message from the CEO	20
Performance highlights	21
Event highlights	25
Awards	27
Description of operations	28
Major capital works expenditure	29

OUR COUNCIL

Councillors	30
The role of local government	31

GOVERNANCE

Governance	32
Councillor expenses	33
Service performance indicators	34
Management	35
Governance and management checklist	36
Statutory information	38

OUR ORGANISATION

Executive leadership reporting structure	41
Staff profile	43
Equal employment opportunity program	44

OUR PERFORMANCE

Liveability	45
Prosperity	54
Sustainability	58
Accountability	68

FINANCIAL REPORT

Financial report	75
Performance report	134

APPENDIX

Advisory and non-advisory committees	144
--------------------------------------	------------

CONTACT

Contact information	146
---------------------	------------


COVID-19

TIMELINE

MARCH

16 March

- Victorian Government declares a State of Emergency to combat COVID-19
- City of Ballarat instigates its Response and Recovery Pandemic 2020

17 March

- City of Ballarat closes Ballarat Aquatic and Lifestyle Centre, Mining Exchange, Lucas Community Hub, Art Gallery of Ballarat, Her Majesty's Theatre, Civic Hall, Libraries, Eureka Centre and Parent Place

18 March

- City of Ballarat launches its Be Kind initiative

20 March

- City of Ballarat launches Economic Response Package

23 March

- Special Council Meeting held to modify the CEO's delegation

24 March

- 345 City of Ballarat staff start working from home

25 March

- City of Ballarat closes all its playgrounds, off-lead dog parks, outdoor gyms and skate parks in a bid to restrict gatherings to no more than two people

26 March

- City of Ballarat asks residents to Stay at Home
- Ballarat City Council calls for an amendment to the Local Government Act to allow Council meetings to be held remotely

March 27

- City of Ballarat extends the final rate instalment due date from 31 May 2020 to 30 June 2020 without penalty for businesses directly impacted by the COVID-19 pandemic
- Emergency Response and Recovery Centre is now open on weekends

30 March

- City of Ballarat announces free parking across the CBD and hospital precinct

31 March

- City of Ballarat's Animal Shelter closes
- Eight cases of COVID-19 are recorded in Ballarat

- First day of Stage Three COVID-19 restrictions
- Booked immunisation appointments scheduled at Lucas Community Hub relocate to Sebastopol Library
- Maternal and Child Health services relocate across multiple sites and are reduced to mostly telephone consultations and some home visits
- Lucas Kindergarten (auspiced by YMCA Ballarat) relocates temporarily to Lucas Primary School

APRIL

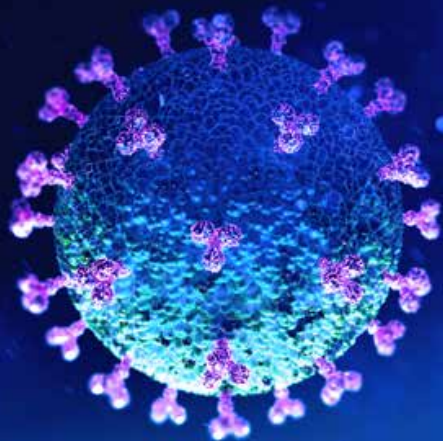
1 April

- City of Ballarat Council meeting closed to the public due to COVID-19 restrictions
- City of Ballarat's Citizenship Ceremony is cancelled

2 April

- City of Ballarat develops a series of measures to reduce the financial burden on businesses
- City of Ballarat announces no farmers' markets are to be held on Council land
- Meals on Wheels increases to 1,200 meals a week

COVID-19



6 April

- City of Ballarat launches Be Kind Be Creative, a program which provides the community with an opportunity to respond creatively to new and changing circumstances

April 10

- Ballarat Aquatic and Lifestyle Centre launches the Get Active Health Hub

April 14

- City of Ballarat partners with UFS Medical to facilitate the new COVID-19 testing site at the Lucas Community Hub

April 20

- City of Ballarat's Youth Services FReeZA program and SONIKA, launch Fully Sick Fest, a youth online festival
- First artists are commissioned for the Be Kind Be Creative initiative
- City of Ballarat emergency food relief drop-off centre opens at the Ballarat Library on Doveton Street

April 22

- Meals on Wheels splits its services across two different locations in Ballarat

April 24

- City of Ballarat depot crews to return to work
- Victorian Government announces legislation has been introduced to allow Councils to meet remotely

April 25

- City of Ballarat together with RSL participates in the ANZAC Day Driveway at Dawn initiative

MAY

1 May

- Libraries Storytime children sessions reach 20,000 views on Facebook

13 May

- Ray of Sunshine virtual choir (Be Kind Be Creative) launches

25 May

- City of Ballarat emergency food relief drop-off centre relocates to the Ballarat Regional Soccer Facility

22 May

- Once Upon a Lockdown – a podcast series (part of Be Kind Be Creative) airs its first episode

May 29

- Be TV – a Ballarat children's TV show to overcome the isolation of staying at home starts streaming on the City of Ballarat website
- Ballarat Libraries launches its Click and Collect service

30 and 31 May

- Ballarat (virtual) Heritage Weekend is held

JUNE

1 June

- Libraries, Parent Place, playgrounds, dog and skate parks reopen under new restrictions

15 June

- Launched the nomination period for the 2020 Youth Awards

19 June

- Eight artists are commissioned to produce work as part of Be Kind Be Creative

23 June

- Be Kind Ballarat website goes live

27 June

- Launch of Ballarat Virtual Winter Fest
- Ballarat Aquatic and Lifestyle Centre reopens

COVID-19

OUR ESSENTIAL SERVICES: KEEPING BALLARAT RUNNING

The City of Ballarat continued to provide essential services throughout the COVID-19 pandemic in strict accordance with official guidelines.

These vital services kept community members engaged and provided connection and support to Ballarat's most vulnerable people - its youngest and oldest residents - through Maternal and Child Health services, Home Care, and Meals on Wheels programs.

Meals on Wheels

The City of Ballarat made some proactive changes to the Meals on Wheels service in response to COVID-19.

One of the key changes was opening a second Meals on Wheels site using the Eureka Centre's commercial kitchen to ensure that if one venue was compromised by the virus, the other food site could continue to operate, providing a continuity of service across Ballarat.

During the peak of the pandemic, Meals on Wheels experienced a rapid rise in demand with many new residents signing up to the service while others increased the number of meals they received.

An extra 1000 meals were sourced from the current provider, Hearty Health, to meet the rapid rise in demand for the service.

The Meals on Wheels program is normally run by volunteers, most of whom are themselves older residents. For their safety, the volunteers were replaced with City of Ballarat staff who were redeployed from the Ballarat Aquatic and Lifestyle Centre, Community Care and Maintenance areas.

During Stage Three restrictions, the Meals on Wheels team installed a range of measures to keep clients and drivers safe, including physical distancing, contactless pick up, and contactless delivery.

The drivers were inducted, trained and made deliveries according to strict COVID-19 Meals on Wheels protocols, including staying in their vehicles with Meals on Wheels staff loading meals into cars. The drivers were then required to leave the meals on a table or chair left out by Meals on Wheels clients.

The Meals on Wheels program is continuing to deliver meals to residents every day with heightened safety requirements to ensure the safety of workers and clients.

Depot

The City of Ballarat radically changed its work practices at its Ring Road depot in response to the COVID-19 pandemic.

Depot-based teams, including roads, footpath and drainage maintenance crews, waste collection staff, and parks and gardens staff, began operating on modified duties. Temporary satellite depot sites were set up to ensure social distancing measures could be achieved.

A comprehensive COVID-19 workplace and hygiene induction for all teams was put in place in April and more than 200 staff were inducted.

At the end of March, skeleton staff remained at the depot to carry out essential services while COVID-19 work practices were rolled out. The remainder of depot staff were required to take 10 days of special leave.

Risk assessments and safe operating procedures were developed, reviewed and introduced with the assistance of the City of Ballarat's Health and Safety teams.

Supplies of disinfectants and sanitisers, which were initially difficult to source, were distributed to staff who were required to clean and disinfect vehicles and equipment daily.

During the COVID-19 Stage Three restrictions, the depot also became the central hub for the supply and distribution of disinfectants and sanitiser products across the organisation.

Waste Services

Environmental Services underwent multiple changes in response to COVID-19. Waste collection vehicles and street cleaning vehicles were occupied by one person only, and the team were instructed to use social distancing measures when dealing with members of the public.

With these measures in place, all three kerbside collection bin services, as well as street sweeping and sanitation continued during Stage Three restrictions.

The Ballarat Transfer Station and the Ballarat Regional Landfill also adapted work practices to stay open. The Transfer Station only accepted vouchers and card-based payment. Cash and accounts could no longer be used by residents.

COVID-19



Temporary immunisation clinic at the Ballarat Aquatic and Lifestyle Centre

MCH and Child health

The Maternal and Child Health (MCH) team implemented a range of measures to protect community members, families and staff during COVID-19.

During Stage Three restrictions the team successfully adapted many of its programs and services.

Key age and stage consultations continued via telephone, brief home visits continued for newborn babies, or when there were concerns for mother or baby. Strict social distancing, health screening and cleaning regimes were put in place for all home visits and MCH appointments.

The First Time Parents Groups were moved to an online forum using Teams technology. These were rolled out in small groups with one-hour sessions over a three-week period.

Kindergarten

Kindergarten care/curriculum packs were delivered to families to support learning during Stage Three restrictions.

Teachers delivering the Kindergarten at Home program suggested a range of simple play activities that families could do at home. Families who did not have access to the internet or simple resources for play and learning were provided with packs containing paper, glue, craft materials, crayons, balloons, counters and tracing sheets to minimise reliance on screen time.

Childcare

During Stage Three restrictions, Girrabanya Integrated Children's Centre and Wendouree Children's Centre had a mix of children attending the centre and children learning from home.

The team developed a Learning at Home program to assist parents helping their child to learn through

relaxed play; teachers also planned for a smooth transition back into the classroom when restrictions eased by gathering information about each child's home learning progress and routine while they were in lockdown.

Family Day Care

Family Day Care remained operational during Stage Three restrictions, however a small number of families and educators chose to self-isolate. The educators remained connected with children and their families through sharing online story times and activities, plus special mail deliveries of letters and pictures.

Parent Place

Parent Place moved its activities to its Facebook page. It established a referral triage model to support families with young children, following requests through City of Ballarat's Customer Service for food and material aid.

Supported Playgroups

Supported Playgroups used Teams technology to remain connected with their families. Supported Playgroup facilitators assembled and delivered (using contactless delivery) playgroup activity packs to over 90 families eligible for the program.

Immunisations

During the Stage Three restrictions, the childhood immunisation clinic temporarily relocated from Lucas Community Hub to the Sebastopol Library. Children's Services team members assisted immunisation nurses at each immunisation clinic to ensure social distancing and cleaning regimes were strictly implemented.

School immunisations for Years 7 and 10 were offered to the community from the Ballarat Aquatic and Lifestyle Centre.

COVID-19



Webster's Market and Cafe

ASSISTING BUSINESSES DURING COVID-19

The City of Ballarat has a dedicated Economic Development Team, whose role is to provide strategic advice, programs and support to businesses.

In February 2020, the team enacted the Crisis Management and Business Continuity Plan. As part of the plan it established a dedicated Economic Response Contact Centre to provide advice and support to business owners. The Centre also worked collaboratively with Commerce Ballarat, Ballarat Regional Tourism, Committee for Ballarat and the Australian Industry Group as well as Ballarat Health Services.

Between March – June 2020, the Centre contacted 610 businesses. This contact was either via phone call or email (when a phone call was unanswered).

The centre also worked closely with the advocacy team to lobby the Victorian and Australian Governments about support packages available to business, and promoted how businesses could access those packages.

The Economic Response Contact Centre team also assisted Ballarat businesses in the following ways:

Facilitated numerous new business enquiries through the Business Concierge.

Provided businesses with the Be Kind collateral to display in their place of business.

Helped businesses promote Be Kind-type initiatives that helped lift the community's spirits.

Listened to business owners as they discussed their experiences during the pandemic and their plans for the future.

Worked across the City of Ballarat to quickly resolve parking issues identified by CBD businesses.

Helped business owners who felt isolated connect with Commerce Ballarat.

Answered questions about how to apply for the permits/fees/rates provisions under the City of Ballarat's economic response package.

Connected local businesses with others that were working on innovative responses to the COVID-19 outbreak.

Helped businesses access channels to let the community know they were open and details about how they were trading.

Provided businesses with expert advice from City of Ballarat's Environmental Health team about how to operate in a COVID-19 safe way.

The Economic Response Contact Centre is continuing to provide support to businesses as required and will continue to reach out proactively to businesses when major changes occur.

COVID-19



Ballarat Winter Festival launched an online virtual platform

CITY OF BALLARAT STAFF EMBRACE INNOVATIONS AND NEW TECHNOLOGY

On Tuesday 17 March, the City of Ballarat closed almost all its public buildings to prevent the further spread of COVID-19.

The Art Gallery of Ballarat, the Eureka Centre, the libraries, the Ballarat Aquatic and Lifestyle Centre, Her Majesty's Theatre, Civic Hall, the Mining Exchange and Parent Place all closed.

Recognising the vital and unique role that many of these facilities play in the local community – as places to connect, learn and share – staff rapidly adapted to a new way of working and a new way of delivering services. Innovation was the key to finding new ways of staying connected and engaged with their communities.

All of the teams adapted to the changes dictated by the COVID-19 closures, using social media and online platforms to connect, interact and engage with residents.

These new technologies and practices ensure that once the COVID-19 pandemic is over, the Ballarat community will have greater opportunities for interaction and collaboration.

Events

In March 2020, the City of Ballarat had to cancel or postpone many of its scheduled events due to the COVID-19 Stage Three restrictions.

Despite the cancellations, the City of Ballarat Events team responded swiftly and creatively, adapting many

of its most popular events into virtual experiences.

Two of Ballarat's most popular events, Heritage Weekend and Ballarat Winter Festival, moved online.

The virtual Heritage Weekend used its website to showcase many of its most popular events via videos so participants could watch from home.

Heritage Weekend's most popular event, the Beard and Stache competition returned with online entries orchestrated through Facebook. The event was a big success with over 120 online entries.

Ballarat Winter Festival also launched an online virtual platform highlighting all the best elements of Ballarat in winter. The online platform allowed families to play games and explore business offerings, all with the help and guidance of the new winter characters, the Yarrowees.

The website included an interactive map featuring a selection of Ballarat's key buildings, major attractions and landmarks in animated form. Users also had the opportunity to play five bespoke games, download Ballarat-based activities and discover winter-specific promotions and offerings from local businesses.

The Events team also supported other organisations in event scenario planning for their events.

In April, the City of Ballarat teamed up with Ballarat RSL and the creator of the Driveway at Dawn initiative, Justin Wilbur, to encourage Ballarat residents to commemorate ANZAC Day 2020 from the safety of their driveways.

COVID-19



Julie Bull during an online session of Storytime

Active Ageing

The City of Ballarat's Active Ageing team instigated several initiatives to maintain social connections and support the health and well-being of its Active Ageing participants in line with COVID-19 Stage Three restrictions.

A new program called Friendly Phone Calls helped residents connect to social groups through their phones, iPads, laptops and other electronic devices.

Older residents also had the opportunity to connect face-to-face through a new program called Armchair Travel, where participants used technology to meet virtually to share stories and photos of their travels.

The Active Ageing team also created short videos featuring gentle exercises to help residents stay healthy and active and introduced twice-weekly phone calls to program participants. These twice-weekly chats were designed to mitigate the loneliness and anxiety of home isolation.

More than 2,800 people are registered with the Active Ageing program, with 900 in the social connection program.

Ballarat Libraries

The Libraries team adapted many of its most popular programs such as Little Languages, Baby Bounce and Story Seekers sessions to an online format streamed on Facebook. In just four weeks the sessions amassed more than 20,000 views.

Prior to the COVID-19 Stage Three restrictions, the sessions were held in-person each week at the Sebastopol and Wendouree branch libraries and at library outreach sites Parent Place, Lucas Community Hub and the Eureka Centre.

The online sessions were presented by Julie Bull and Meghan Appleton from the Library Services team. Stories were chosen to suit infants and preschool-aged children, with some sessions including story reading, nursery rhymes, songs and counting in other languages. Each session created an entertaining and enriching experience for children, their parents and caregivers.

On Monday 1 June, the Ballarat Library introduced a Click and Collect service.

The new service allows library patrons to access library items on request and collect them at a pre-arranged time, in accordance with physical distancing protocols. It is a completely contactless transaction which provides an easy and convenient experience for library users who have not been able to access books and resources.

Patrons can request (either online or via phone) specific items, or staff can assist by selecting items according to the client's reading and watching preferences.

Once the item/s are available, library staff will confirm membership details and make arrangements with the borrower for the items to be collected from the Ballarat Library.

All existing library members, including those who placed items on hold before the COVID-19 shutdown are able to opt-in to the Click and Collect service.

Ballarat Aquatic and Lifestyle Centre

In April, the Ballarat Aquatic and Lifestyle Centre (BALC) team launched a free Get Active Health Hub on its website - providing Ballarat residents with free online active workout videos and content.

Created by the City of Ballarat's Sport and Active Living and BALC teams the content includes pre-recorded workout videos with BALC instructors, stretch and move

COVID-19

working from home content, mental health and wellbeing videos, nutrition resources and checklists, and activities which residents can do using household items instead of gym equipment.

The aim of the Get Active Health Hub is to inspire and motivate people to keep fit and healthy. It also provides opportunities for residents to discover new activities and hobbies.

Youth Services team

In April, in response to the many events being postponed or cancelled because of COVID-19, the City of Ballarat's Youth Services, led by their SONIKA volunteers of the FReeZA Program, launched the Fully Sick Festival. Fully Sick was a series of weekly events which shined the spotlight on talents of the Ballarat music and arts scene.

The online festival gave the opportunity for the youth volunteers to lead the planning and staging of events in COVID-19 restrictions in the form of 13 home music performances, DJ gigs, open mic segments, youth-led streamed videos and facilitated workshops. The online festival also provided support to young artists and musicians impacted by COVID-19 restrictions by continuing to be provided paid opportunities to perform gigs to showcase their talents.

Funded by the Victorian Government, the FReeZA program plays a major role in the City of Ballarat's Live Music and Creative City Strategy, promoting young emerging artists to perform, learn, and earn an income.

The online workshops also showcased another of the Youth Services' Victorian Government funded programs, Engage - Unique Message Makers program, which helps young people to earn an income and establish career pathways as sole traders. The festival provided the platform for the Engage funded facilitators to share and deliver 11 free online workshops to the wider community and work in partnership with the FReeZA program to create fun engaging content for the online festival.

All content was created by young people for young people and successfully engaged the community with 8645 unique views across the festival.



Lotus Eyes performing online as part of Fully Sick Fest.

Eureka Centre

In response COVID-19 Stage Three restrictions, the Eureka Centre increased its delivery of online experiences, including live streamed events and films about Eureka sites across Ballarat.

The closure has also been an opportunity to update the permanent exhibition with new content, including a presentation that features the voices of local actors. Acclaimed Ballarat designer Ben Sanders also developed a new Visitor Guide, which connects the Eureka Centre with its historical site.

New resources have been developed for the Education program, including an app to guide visiting students and Museum in a Box - a handling collection to engage children of all ages and abilities.

The Ballarat Research Hub at Eureka (BRHAE) was established at the Eureka Centre in July 2019. Although BRHAE also had to close to the public, Australiana Research Librarian Simon Jacks continued working online and has assisted many residents with their family and local history enquiries. Simon also wrote a weekly Facebook post about Ballarat history that was shared on the Eureka Centre Facebook page.

Art Gallery of Ballarat

The team at the Art Gallery of Ballarat worked behind-the-scenes to connect residents to the Gallery in new and innovative ways.

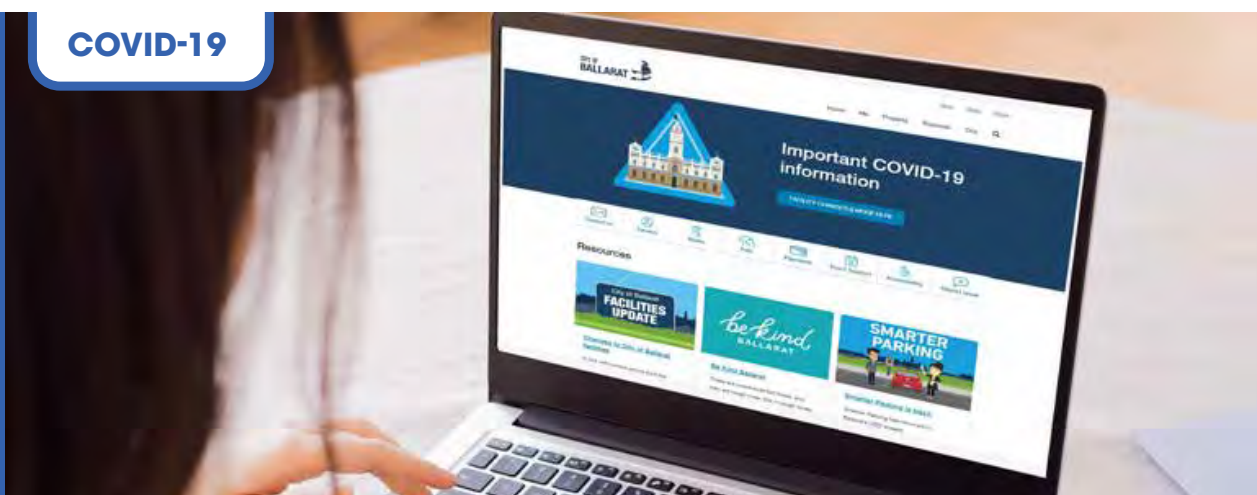
The team overhauled the website, transforming it into a Museum at Home experience. The website featured a series of resources and blog posts to provide online experiences and information about the Art Gallery of Ballarat's exhibitions and collections.

To keep pre-school children engaged, the team offered Early Start online art-making activities and produced some collection-based online resources for schools.

It also created a resource for VCE art and design students, and produced an Industry Context resource featuring a series of videos providing insights into curating and staging an exhibition.

Throughout the lockdown, the Art Gallery of Ballarat connected to its art-loving community through social media with daily postings on Facebook, Instagram and Twitter.

COVID-19



WORKING FROM HOME

In 2019 the City of Ballarat's Information Service Department (ICT) invested in new technology to ensure the organisation had the flexibility and capacity to cater for an activity-based working environment.

This investment included all office-based staff having their own laptop. A program called Microsoft Teams, which serves as a hub for team collaboration, was also introduced, enabling staff to work from any location.

On Monday 23 March, City of Ballarat staff were directed to start working from home the following day. The investment in new workplace technology meant the transition was seamless, with minimal delay, disruption and impact on services.

The ICT team faced many challenges including the management of equipment, logistics, home internet connectivity, server performance, phone lines, remote access and cyber security.

Within 24 hours of the work from home directive, the ICT team formulated a plan and arranged for all office-based staff to collect their equipment, including a computer dock, mouse, keyboard, chair and screen from a central spot.

The ICT team distributed a list to each business unit to determine what their working from home requirements would be and created a simple step-by-step work from home manual.

The new working from home arrangements created many challenges for the ICT team, its volume of work increased by 200% as it dealt with a surge in calls for assistance.

The mySafety team assisted staff to make their home set up as ergonomic as possible and launched Health-iQ, - an online health and wellness program designed to help staff remain healthy, happy and strong while working from home. The program enabled staff to learn more about their health through an online wellness assessment, and kept staff informed and entertained through exercise tips, recipes, tools and information.

Redeploying staff

During the COVID-19 Stage Three restrictions, 200 staff members were stood down due to the closure of facilities and services.

Volunteers were also required to stand down as many were in the high-risk category for the virus. This had a massive impact on the Meals on Wheels service which relies heavily on its dedicated volunteers.

Meals on Wheels were delivered instead by staff from the Ballarat Aquatic and Lifestyle Centre who had been stood down when the centre was closed due to COVID-19 restrictions.

Around 50 staff from the City of Ballarat were redeployed to other areas including Environmental Services, the Emergency Food Relief Centre, and assisting with concierge services for immunisation teams working out of alternate locations.

A number of Ballarat and Aquatic and Lifestyle Centre staff worked with the Street Cleaning crew to sweep up leaves during the busiest time of year for the crews.

COVID-19



BE KIND TO BALLARAT CAMPAIGN

On the Monday 16 March, the City of Ballarat instigated its Response and Recovery Pandemic 2020 Plan for staff, ratepayers, residents and the broader community.

Within 24-hours the City of Ballarat developed crisis messaging that turned a worrying set of instructions into proactive, community-focused, easy-to-follow information. The intent was clear – manage the health of the community, protect the vulnerable and keep the wheels turning.

With this, the City of Ballarat's Be Kind marketing and communications campaign was launched.

The Be Kind campaign was about bringing people together in spirit and encouraging kindness and support during the unprecedented COVID-19 health crisis. It shared the ways local businesses had pivoted their offerings in light of government restrictions and encouraged the fostering of tolerance and understanding during a time of uncertainty.

Through strong media partnerships, the campaign used press, online and social media channels to spread the Be Kind messaging and support the community, initially through four key pillars: Be Kind Ballarat, Be Kind to Others, Be Kind to Yourself and Be Kind to Business.

The campaign execution focused on diverse and creative delivery methods which included dedicated newspaper wraps and inserts, digital media takeovers, radio announcements, city signage, social media strategy and television commercials, to ensure maximum audience reach and social cohesion across Ballarat.

The all-encompassing nature of the Be Kind message was key to its success, with the campaign providing a vehicle for city leadership to spread a consistent and clear message – including calls such as Be Bold and Stay Home.

The campaign engaged local stakeholders including

Committee for Ballarat, Commerce Ballarat, Ballarat Regional Tourism, Ballarat Health Services, Compassionate Ballarat, and Ballarat Community Health.

The City of Ballarat also made available the campaign's creative assets via an online toolkit provided to LGAs Australia-wide, inspiring other regions to launch their own Be Kind initiatives and collectively spread kindness across the nation.

Be Kind To Business

As part of its own bid to Be Kind to Businesses, the City of Ballarat implemented a range of support measures for businesses, including:

A dedicated Economic Response Contact Centre team which provided advice and support to business owners.

Additional information for businesses around what they can do to modify their usual practices.

Streamlined planning permit assessment processes, including accelerating further information requests and access to an online submissions system.

Extension of the final 2019-20 rate instalment for Ballarat businesses directly impacted by COVID-19, from 31 May 2020 to 30 June 2020 without penalty.

Free parking in the CBD and hospital precinct during the initial stages of the COVID-19 lockdown period.

Increase the payment cycle to City of Ballarat suppliers from fortnightly to weekly, ensuring money flows back into the economy more quickly.

Extension of some permits, registrations and licences for a six-month period.

The City of Ballarat also worked on bringing forward a range of minor capital works projects to support local contractors and supply chains, once government restrictions on non-essential movement were lifted.

COVID-19



Be Kind – Be Creative

The Be Kind campaign provided a springboard for the City of Ballarat's Creative City strategy to activate the Be Kind Be Creative initiative.

Be Kind Be Creative was a cultural response which blossomed into a collection of different projects designed as either 'one-way' communication – content that the community could absorb; or 'two-way' where the community was considered an active participant in the activity. The program includes a diverse range of creative practices – everything from videography, sound, visual arts, music and spoken word.

This diverse online program gave the community an opportunity to respond creatively to new and changing circumstances and included many outputs – some that were firsts for a local government authority. For example, one of the early projects commissioned included gathering a bank of footage from artists and creatives showing a glimpse into their homes and into their practices. These short vignettes were filmed by the artists themselves and submitted to City of Ballarat which curated them in a form suitable for wider distribution. These were hosted centrally and soon the resource became a commonly referenced location by social media sites and interested groups.

The intention of Be Kind Be Creative was to create materials the community could digest at their leisure, when they were seeking something to watch and engage with.

Below is a list of the diverse Be Kind Be Creative program that was created and produced between April – June 2020.

- **Stories of our cultural city** – videos of messages of hope
- **Open Studios [Remote] Tours** – a glimpse inside studios across our city
- **Virtual Soul Choir** – a digital community choir
- **Once Upon a Lockdown** – an eight-episode podcast series charting the city's response
- Artist commissions to report their view on the pandemic
- Online workshops and skills sharing from experts within the community
- **Be TV** YouTube programming for kids, commended by the Australian Children's Television Foundation

Be Kind Be Creative provides an opportunity for members of the community to add their creative voices to something positive beyond the pandemic and to demonstrate compassion and care for others. The initiative is also designed to have a positive economic impact by investing directly in local artists, makers, creatives, and related businesses.

The Be Kind Be Creative program was completed at the end of the reporting year, but the diverse array of resources remains. The program invested heavily into the arts and culture sector, providing vital economic stimulus given that it was clear this group would be amongst the first to feel the effects of COVID-19 upon the economy. The content remains available for the wider community to engage with and Ballarat now has a powerful record of the way the city has managed the pandemic.

COVID-19



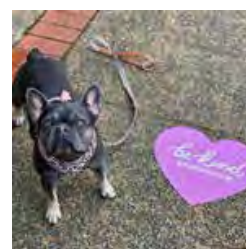
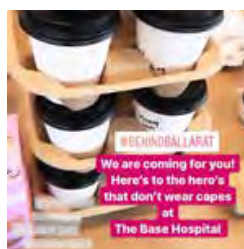
Be Kind Australia

The City of Ballarat's Be Kind campaign was embraced by councils across the state, and one from New South Wales. The City of Ballarat shared creative assets with these LGAs so they could adapt and use them as they chose.

- Yarra City Council
- Frankston City Council
- Moreland City Council
- Glen Eira City Council
- Baw Baw Shire Council
- Central Goldfields Shire Council
- Golden Plains Shire Council
- South Gippsland Shire Council
- Mildura Rural City Council
- Manningham Council
- City of Casey
- City of Darebin
- Surf Coast Shire
- Cambelltown City Council (NSW).

The City of Ballarat shared the Be Kind campaign with local identities who shared its positive messages through their own social media channels. They included former Olympian Steve Moneghetti, Tim Bone of Masterchef fame, Australia's Got Talent Champion Kristy Sellars, and reality TV identities and local business owners Taite Radley and Ali Oetjen.

Ballarat residents have embraced the Be Kind message and have continued sharing their acts of kindness by uploading stories to social media with the hashtag #BeKindBallarat, inspiring others to spread the message far and wide.



OVERVIEW



BALLARAT A SNAPSHOT

City of Ballarat

City of Ballarat’s population in 2019 was 109,505 (source: ABS 2019). This has grown by 1,997 new residents since the 2017 estimate of 105,422 residents. This represents continued strong population growth for Ballarat with a 1.8 per cent annual growth rate. This is equal to the 1.8 per cent average annual growth that Ballarat experienced over the past ten years. Population growth remains a key economic driver for our city.

Ballarat or Ballaarat

(Historical Spelling)

‘balla’ meaning ‘elbow’ or reclining on the elbow + ‘arat’ meaning ‘place’: from two aboriginal words signifying a camping or resting place.



Municipality

The City of Ballarat municipality covers an area of 740 square kilometres and includes the outlying townships of Buninyong, Miners Rest, Learmonth and Cardigan Village. It is part of an area of land under the traditional custodianship of the Waddawurrung and Dja Dja Wurrung people and is bound by the surrounding municipalities of Hepburn Shire (to the north), Moorabool Shire (to the east), Pyrenees Shire (to the west) and Golden Plains Shire (to the south).

Locations within the Municipality of the City of Ballarat

Addington, Alfredton, Ascot, Bakery Hill, Bald Hills, Ballarat Central, Ballarat East, Ballarat North, Black Hill, Blowhard, Bo Peep, Bonshaw, Brown Hill, Buninyong, Bunkers Hill, Burrumbeet, Canadian, Cardigan, Cardigan Village, Chapel Flat, Coghills Creek, Creswick, Delacombe, Durham Lead, Ercildoune, Eureka, Glen Park, Glendaruel, Glendonald, Golden Point, Gong Gong, Invermay, Invermay Park, Lake Gardens, Lake Wendouree, Learmonth, Lucas, Magpie, Miners Rest, Mitchell Park, Mount Bolton, Mount Clear, Mount Helen, Mount Pleasant, Mount Rowan, Nerrina, Newington, Redan, Scotchman’s Lead, Scotsburn, Sebastopol, Smythes Creek, Soldiers Hill, Sulky, Tourello, Warrenheip, Wattle Flat, Weatherboard, Wendouree, Windermere and Winter Valley.

OVERVIEW

FAST FACTS 2019/20



60,884
people attended
**Ballarat Begonia
Festival**



50,245
Meals on Wheels
delivered to **907**
eligible residents



353,898
visits to the
**City of Ballarat
website**

40,000

people enjoyed
**Ballarat White
Night Festival**

39,672

hours of **in-home
support** provided
to **2,108** residents

20,100

visits to the
**City of Ballarat
mySay site**

11,000

school children took part
**in Art Gallery of
Ballarat programs**



14,766
residents have
downloaded the
CellOPark app
as part of the
**Smarter Parking
plan**

151,140
enquiries handled
by the City of Ballarat
Customer Service team

4,000

people attended three
**Summer Sundays
events**



985
media enquiries
were handled by the
Communications and
Marketing team

2,100

people participated in
Children's Week



1000
tonnes of glass recycled
through the
**Pass on Glass
initiative**

122
nominations for
City of Ballarat
Youth Awards

2,868

older residents attended
**Active Ageing
programs**

OVERVIEW



A MESSAGE FROM THE MAYOR

On behalf of my fellow Councillors, I am proud to present this Annual Report for 2019/20. It has been a difficult and anxious year for our community. Due to the COVID-19 pandemic – an unprecedented event in recent history – the City of Ballarat has had to close or modify many of its services, facilities and events. Our 2019/20 Annual Report reflects these immense changes to how we have continued to deliver our core services and business.

It has been a challenging time, and I am extremely proud of how the Ballarat community has responded. We have faced the global health crisis with courage and resilience; we will continue with determination, as we look ahead to our city's social, environmental and economic recovery.

The Council has played a crucial role in managing the COVID-19 crisis locally. My colleagues' response to this crisis, our continuation of services to residents, and City of Ballarat's ability to deliver on Council Plan activities, are significant achievements which reflect considerable hard work and thoughtful responses.

In March, we activated the Response and Recovery Pandemic 2020 Plan for the health and safety of our staff, ratepayers, residents and the broader community. Since then, we have remained committed to the task of delivering strong leadership, good governance and excellent service.

One of the highlights of my year as Mayor has been watching how the community has embraced an exciting civic movement called Be Kind Ballarat. This movement, which

is all about encouraging people to show compassion, patience, tolerance and a generosity of spirit has been adopted across all of Ballarat and by other municipalities also.

As we move toward recovery, our focus as a Council will be on rebuilding, and supporting our local communities and our local businesses.

We remain committed to ensuring Ballarat continues to be the proud city that we know and love – a city that is prosperous, vibrant and thriving, even in times of adversity. A compassionate city.

Highlights

- The delivery of several significant community infrastructure projects across Ballarat, all of which help position us for the significant growth to come.
- In August 2019, restoration works at our magnificent Her Majesty's Theatre were completed. The works deliver for theatre-goers a safer and more comfortable environment and ensure our historic theatre will continue to be enjoyed for generations to come.

- In August we celebrated the opening of the Ballarat Sports Events Centre (BSEC), which includes six new courts and a 3000-seat show court. Since its opening, BSEC, has successfully hosted a series of events, including the Under 14 Basketball Championships and the National Basketball Coaches conference.
- The Libraries After Dark Gambling Harm Minimisation program began at Sebastopol Library in November 2019. The program has provided a safe and welcoming lounge environment to encourage participants to shift their thinking about the benefits of spending time in a community lounge rather than in a gambling lounge.
- Mars Stadium continues to excite, the surface upgrade has received excellent reviews from the AFL and other sporting clubs. Mars Stadium has become the second home of the Western Bulldogs Football Club and hosted AFL fixtures, A-League Soccer, Super Rugby and Nitro Circus.

OVERVIEW

- The City of Ballarat's two child care and maternal and child health facilities have both enjoyed significant upgrades. Works are almost complete at the Wendouree Children's Centre, while works have been completed at Girrabanya Integrated Children's Centre.
- In August Council adopted the Municipal Emergency Management Plan 2019–2021. The plan enabled us to provide emergency support and resources to Pyrenees Shire and East Gippsland Councils in response to the 2019/20 devastating summer bushfires.
- Work has begun on the Bakery Hill and Bridge Mall Precinct Urban Renewal Plan including the allocation of \$15 million toward implementation over a three-year program. Development and design of the implementation is well progressed
- The Environmental Services team has successfully navigated the statewide recycling crisis, developing an interim local recycling solution and introducing a successful 'Pass on Glass' initiative. Since the initiative launched in September 2019, Ballarat residents have recycled almost 1000 tonnes of glass.
- The City of Ballarat secured more than \$274 million in election promises in the lead up to the Victorian and Federal elections. Once the outcome of the elections was confirmed, funding commitments to Ballarat from the re-elected Australian and Victorian Governments exceeded more than \$180 million.
- In February, the Smarter Parking plan rolled out across the Ballarat CBD involving a complete replacement of all car parking infrastructure, installing smart machines across the CBD, and implementing additional options for payment via a smart phone app. The new plan manages existing and future pressures around CBD parking and balances the needs of residents, visitors, shoppers and workers.

Challenges

- COVID-19 has significantly impacted businesses, particularly in the creative, hospitality, arts, events and tourism sectors. The City of Ballarat will continue to work with these businesses and residents to navigate ongoing challenges.
- The recycling crisis and the need to find long term solutions for waste management are ongoing challenges for all Victorian municipalities, including Ballarat.

Next Steps

- The City of Ballarat will continue to lobby for funding for an all waste interchange to deliver an integral component of an overall waste solution for Ballarat. Securing funding for the stage 2 upgrade of the Ballarat Airport is also high on our agenda. Council will continue to implement actions from the Carbon Neutrality and 100% Renewables Action Plan, and complete the planning and delivery of major projects including the next stages of Civic Hall, Her Majesty's Theatre, Lake Wendouree and Victoria Park lighting, and Spotlight on Sebastopol project.

On behalf of Council, I would like to thank the CEO, Executive Leadership Team, staff and volunteers of the City of Ballarat.

2020 has been a challenging and difficult year for us all, but the City of Ballarat has remained committed to delivering several long-term, complex projects, some of which have been on the Council's agenda for more than a decade.

My thanks also to my fellow Councillors for their hard work and commitment to serving our community. And to the Ballarat community, thank you for your support, your feedback, your connection with City of Ballarat activities, and for remaining positive about the future of our great city.



**Mayor of Ballarat,
Cr Ben Taylor**

OVERVIEW



A MESSAGE FROM THE CEO

In June 2020, I was appointed the Interim CEO for the City of Ballarat. I am honoured to work on your behalf, and with such a fine group of colleagues to ensure the organisation is well placed for the challenges and opportunities that lie ahead.

One of my key priorities is to continue working with staff to conduct a full health check of internal culture, as well as review key policies covering recruitment, purchasing, and other protocols, and regulations governing the way we do business. Protocols, regulations and good governance are vital to how any organisation conducts itself, and we must work hard to regain community goodwill.

We must also adapt and adjust to an economic and social environment that had been so radically altered by the COVID-19 pandemic.

It is my privilege to lead the organisation at this time, and I look forward to working with Council and the community as we prepare for the next chapter of growth and economic recovery.

I have been asked to fulfil this role until a new CEO is appointed, and I am proud to be able to play a part in the continuing development of such a vibrant and growing city.

Since I began with the City of Ballarat, I have seen so many positives about the way the organisation operates. I have met many extraordinary people and have admired their ability to quickly and creatively adapt to an uncertain and everchanging landscape.

These interactions and experiences impress upon me the importance of continuing to deliver City of Ballarat's essential services, while managing out-of-the-ordinary events like the COVID-19 crisis.

All of this has been important reminder to me of the vital role local councils play as the backbones of their communities - and when a local council is running well, their communities are more connected

and engaged, better services are provided, resources are better used, and better outcomes are achieved.

I want to acknowledge and thank all the City of Ballarat staff who have responded to the COVID-19 crisis with great resilience and innovation. Civic and community events like ANZAC Day, Heritage Weekend and Open Studios moved to a virtual experience, while essential services continued to operate using new technologies and innovations. Some services such as the Meals on Wheels program expanded to meet increased demand.

I want to pay tribute to the efforts of the City of Ballarat's frontline staff especially, those who continued to deliver essential services throughout the lock-down such as Waste Collection, Street Cleaning, Maintenance, and Maternal and Child Health.

On Monday 16 March 2020, the date the Victorian Government declared a State of Emergency, the City of Ballarat instigated the Response and Recovery Pandemic 2020 Plan to protect the health of its staff, ratepayers, residents and its broader community.

The high-level objectives of the plan were to contain both the spread and impact of the virus in Ballarat; to maintain a healthy functioning workforce so that we can continue to provide services, albeit modified, to the community; to provide leadership in the Ballarat region; to be clear about what we are doing, communicate simply.

The Response and Recovery Unit – Pandemic 2020 has done an outstanding job in delivering those four objectives as outlined above.

Our community still faces challenges presented by the COVID-19 pandemic. However, I like to think Ballarat has met all challenges with great courage and compassion, and I am sure will continue to do so.

As the Mayor has outlined in his message, I want to acknowledge the many outstanding projects completed during this reporting year, both prior to and during the COVID-19 period.

Works such as the Ballarat Sports Events Centre Stage One, upgrades to key children's centres and the commencement of the revitalisation of the Bakery Hill and Bridge Mall precinct reflect the aims of the Council Plan and help to position the city well for future challenges and opportunities.

Alongside these projects, the city has continued to maintain more than \$1.7 billion in municipal assets, including roads, drains, bridge, footpaths and community facilities, and delivered more than 80 services to our community.

I would like to commend the efforts of councilors, staff and volunteers of the City of Ballarat for the work they have done, and continue to do, in service of their community.

I look forward to continuing to work with the organisation to prepare for the next stage of the journey for the City of Ballarat and our community.

**Chief Executive Officer,
Janet Dore**

OVERVIEW

PERFORMANCE HIGHLIGHTS

LIVEABILITY

Highlights

- Delivered 13 community facility upgrades as part of the 2019/20 Social Infrastructure Program.
- Expansion of the Wendouree Children's Centre to provide Maternal and Child Health (MCH) facilities.
- Transformed the entire City of Ballarat library network into digital learning hubs.
- Expansion of the Girrabanya Integrated Children's Centre to provide long-day childcare, occasional childcare, kindergarten, maternal and child health services and immunisation from the one integrated centre.
- The Social Connections Program provided an inclusive range of community activities with 900 residents participating on a monthly basis.
- Adopted the Municipal Emergency Management Plan 2019–2021 and assisted East Gippsland in the wake of the summer fires in 2019/20.
- Supported the inaugural Survival Day Dawn Ceremony.
- Mars Stadium became the second home of the Western Bulldogs Football Club, A-League soccer, Super Rugby and Nitro Circus and secured \$5.2 million in funding for Stage Two development.
- Six sporting facilities received state-of-the-art LED lighting technology.
- Secured \$6.6 million in funding for Stage Two works at the Ballarat Sports Events Centre.
- Commenced work on four new female-friendly sporting club change rooms.
- Opened the Lake Wendouree Outdoor Community Gym Facilities.
- Successful roll out of the Engaging Communities Program in Ballarat East, Ballarat North and Delacombe.
- Secured \$7 million in funding for the Wendouree Recreation Reserve and Community Hub.
- Completion of a major collaboration across all neighbouring local government areas (LGAs) in the preparation of a regional strategy to promote health and well-being titled Activate 2020-2030.
- Libraries After Dark gambling harm minimisation program commenced at Sebastopol Library in November 2019.
- Active Ageing team supported 2,868 residents to maintain independent, healthy lifestyles and participate in a suite of programs.
- The Delivered Meals program successfully worked through two emergency situations without disruption to the service received by residents.
- Family and Children's Services expanded their digital technology to securely transfer information between MCH, Maternity Services and Ballarat Health Services allied health programs.
- Successful delivery of number of youth programs including FReeZA, Fully Sick youth-led online music and arts festival and Engage! Program which includes initiatives linked to entrepreneurship, health and wellbeing, social connections and skill development.
- Secured \$500,000 Living Libraries Infrastructure funding to add to the \$1.6 million Council commitment to the Central Ballarat Library of the Future redevelopment project.
- Increasing the focus on providing non-organised sporting and recreational opportunities across the municipality.
- Review of fees and charges across City of Ballarat sports facilities to ensure fairness for all user groups.
- Develop a sophisticated, evidence-based approach to the development of new sporting, community, and recreation infrastructure for Ballarat's growing population.
- Continued provision of frontline services, (childcare, immunisations, kindergarten and nursing programs), during COVID-19 restrictions.
- Continued important work with families while maintaining the wellbeing and safety of staff and families.
- Changes to processes related to hygiene, health screening, cleaning regimes and spacing to ensure the safety of City of Ballarat clinical and childcare site and home visiting services.
- Online delivery of youth engagement programs, reach, inclusion and digital accessibility due to COVID-19.

Challenges

- The withdrawal of Victorian Government funding for the Rural Access and Deaf Access programs in December 2019.
- Adaptation of community engagement practices due to COVID-19 restrictions.
- Impacts of COVID-19 on the Meals on Wheels program and the adaptations necessary to continue the service while strictly adhering to government pandemic guidelines.
- The impact of COVID-19 on the Active Ageing programs capacity to provide the necessary support to keep older people safe and connected.
- Supporting sporting clubs to re-commence operations in line with COVID-19 restrictions and guidelines.

Next steps

- Completion of Stage Two works at Ballarat Sports Event Centre and Mars Stadium.
- Continue to deliver the major sports core capital infrastructure program.
- Continue with the Central Library of the Future redevelopment.
- Delivery of the Kindergarten Infrastructure and Services Plan in collaboration with the Victorian Government.
- Planning and implementation of MCH Sleep and Settling Program.
- Establish the scope of a collaborative role for an Enhanced MCH Nurse located with in-reach services at Ballarat Orange Door.
- Further adapting online program delivery to meet the needs of young people; and returning programs to in person in line with COVID-19 restrictions.

OVERVIEW

PROSPERITY

Highlights

- Commenced work on the Bakery Hill and Bridge Mall Precinct Urban Renewal Plan including a commitment of \$15 million towards the precinct's redevelopment.
- \$300 million invested in the Ballarat West Employment Zone.
- Commencement of the Latrobe Street Saleyards Precinct Urban Renewal Plan.
- Completed Stages One and Two of Her Majesty's refurbishment and secured \$10 million funding for stage three works.
- Completion of the Miners Rest township plan and significant development of the Buninyong and Warrenheip township plans.
- Successfully delivered annual events including Remembrance Day, Vietnam Veterans service, Australian Ex-Prisoners of War Memorial service, ANZAC Day service (online), Summer Sundays, and the floral Christmas decorations and activations.
- Launched a first-of-its-kind Traveller Experience Plan that focuses on creating memorable visitor experiences.
- Creation of the Ballarat Research Hub at the Eureka Centre.
- Hosted the regional premiere of *Ride Like a Girl* (motion picture), the inspirational story of Michelle Payne.
- Secured Ballarat as the host city of the 2020 Australian Regional Tourism (ART) Convention.
- Secured \$75,000 in funding towards an arts incubator.
- Hosted the 100th anniversary of the Arch of Victory celebrations.
- Ballarat announced as a UNESCO Creative City in the area of Craft and Folk Art.
- Unveiled the first sculpture in the North Gardens Indigenous Sculpture Park, *Marrup Laar* by traditional owner and artist Deanne Gilson.
- Supported local indigenous artist Josh Muir to exhibit a temporary work, *Roots*, on the Art Gallery of Ballarat annexe wall, Alfred Deakin Place.
- Commenced implementation of the Creative City Strategy and became a founding member of the Victorian Creative Cities Network.
- Commenced work on Continuous Voices, a large-scale, community-led arts engagement program to develop a public artwork recognising the impact of institutionalised sexual abuse.
- Hosted over 200 business and community members as part of the Digital Innovation Festival, a highlight was a session with demographer Bernard Salt.
- Successfully delivered and hosted major tourism events including Cycling Australia Road Nationals, White Night Ballarat, Fringe Benefits Festival, Spilt Milk, Ballarat Begonia Festival, Ballarat Heritage Weekend, Ballarat Winter Festival, Ballarat International Foto Biennale, and National Waste to Energy Conference.
- Unveiled the bust of Prime Minister Tony Abbott. Commissioned the bust of Prime Minister Malcolm Turnbull, and made a commitment to continuing the Prime Ministers' Avenue, with ongoing funding from the City of Ballarat's Public Arts program.
- Adoption of the Wendouree Railway Station Precinct Master Plan.
- Completion and adoption of the Ballarat Planning Scheme Review.
- Successfully delivered over 30 exhibitions at the Art Gallery of Ballarat.
- Hosted the first Ballarat Philanthropic Expo Forum.
- Securing funding for Ballarat West Employment Zone Freight Hub.
- Access to a City Deal or Regional Deal for Ballarat.
- Long term planning for when Ballarat's population growth rate exceeds two percent, to ensure Ballarat's character and heritage are maintained.
- Improving heritage policy and planning controls.
- The COVID-19 pandemic has significantly impacted businesses, particularly in the creative, hospitality, arts, events and tourism sectors.

Next steps

- Secure future stage funding for the Ballarat West Employment Zone, including airside land and freight hub.
- Continue strong lobbying and advocacy for COVID-19 related recovery funding for the creative, tourism and event sectors, and for new infrastructure which brings major job-creating opportunities.
- Complete key strategic platforms for growth, including new long-term economic program, Traveller Experience Plan and Housing Growth Plan.
- Integrating \$461.6 million investment in Ballarat Base Hospital with the Ballarat Health, Knowledge and City Living Precinct Master Plan.
- Secure funding to support major investment.
- Work to secure further government decentralisation.
- Continue to pursue a City Deal or Regional Deal for the Ballarat region.
- Deliver a masterplan for the Art Gallery of Ballarat.
- Planning and delivery of major projects including next stage of Civic Hall, Her Majesty's Theatre, Lake Wendouree and Victoria Park lighting, and Spotlight on Sebastopol project.

Challenges

- Lifting the quality of design across the city.
- Delivery of a Waste to Energy facility for Ballarat has been impacted by Victorian Government policy uncertainty in the sector.

OVERVIEW

SUSTAINABILITY

Highlights

- Successful roll out of the Smarter Parking Plan across the Ballarat CBD.
- Completion of Cherry Flat Road duplication Stage Two.
- Urban Forest Action Plan launched; Ballarat’s largest tree planting program commenced in Wendouree and Miners Rest.
- Delivered significant capital works including Ballymanus Park.
- Completed multiple renewable energy projects, reducing reliance on the grid and reducing emissions.
- Successfully completed carparks at Creswick Road and Eastern Oval.
- Management of an interim local recycling solution during the statewide recycling crisis, and the successful launch of the Pass on Glass initiative.
- Continued the accelerated delivery of infrastructure to support the Ballarat West Growth Area.
- Adoption of the Road Management Plan 2019.
- Installation of 300 metres of new tram tracks near the Ballarat Botanical Gardens.

- Installation of new fountains at Lake Wendouree and Lake Penhalluriack at the Eureka Gardens.
- Adoption of the new Domestic Animal Management Plan.
- Implemented key actions from the Carbon Neutrality and 100 Per Cent Renewables Action Plan, including the recruitment of a Sustainability Officer.
- Development of a new Yarrowee River Masterplan.
- The Statutory Planning team converted the planning application process to an online service, almost eliminating paper use, with a continued focus on improving customer service.
- Completion of works at White Flat Recreation Reserve.
- First laying of Reconophalt, an innovative form of asphalt containing recycled materials, on a Ballarat road.
- Delivery of the Mars Stadium surface to AFL standard, receiving excellent reviews from AFL and participating clubs.
- Resolved outstanding issues with closed landfills within the municipality.
- Commenced construction on the Ballarat Fernery redevelopment at the Ballarat Botanical Gardens.

Challenges

- Delivering a sustainable Animal Shelter for the municipality and the region.
- Finding a sustainable recycling model for the city’s recycling needs.
- Attracting funding for the delivery of Stage Two of Ballarat Link Road.
- Decommissioning of the former Ballarat Saleyards site.
- Attracting funding for the All Waste Interchange facility at Ballarat West Employment Zone.

Next steps

- Implementing the recommended approach for domestic wastewater management.
- Implementing the Ballarat Cycling Connections program in consultation with Regional Roads Victoria.
- Continuing the implementation of the Carbon Neutrality and 100 Per Cent Renewables Action Plan.
- Delivering the restored Fernery at the Ballarat Botanical Gardens.
- Continuing to roll out the tree planting program across Ballarat’s urban hotspots to meet the goal of a 40 per cent tree canopy for Ballarat.

Pass on Glass initiative



OVERVIEW

ACCOUNTABILITY

Highlights

- Launched the Be Kind Ballarat campaign in response to the COVID-19 pandemic, which was widely adopted by the local community and other municipalities.
- Successfully launched a city-wide Smarter Parking campaign, which set a new benchmark in how Councils communicate and engage with their communities. In the first week of the Smarter Parking roll out over 7000 residents had downloaded the CellOPark app and 15,948 transactions were recorded.
- Successfully launched a city-wide Pass on Glass marketing campaign, which was widely adopted by the Ballarat community. Based on modelling and customer surveys, between September 2019 and June 2020, Ballarat residents recycled almost 1000 tonnes of glass. Over 50 per cent of residents are now using the Pass on Glass recycling initiative.
- In partnership with Federation University, successfully launched the Smart Cities and Suburbs Project, which includes a free community Internet of Things network 'The Things Network'. The team also released the City of Ballarat Open Data Exchange, and rolled out many Internet of Things pilots at the Lake Wendouree Digital Living Lab.
- From July 2019 - March 2020, 574 people participated in free guided tours of the Ballarat Town Hall. The Town Hall hosted 958 meetings.
- In 2019/2020, the number of staff onboarded with the City of Ballarat was 141 (external) and 76 (internal).
- The City of Ballarat website was visited by 353,898 users in 2019/20.
- The City of Ballarat communications team responded to 985 media enquiries during 2019/20.
- In October 2019, the City of Ballarat brought tourism services back in-house to deliver whole-of-city marketing, engaged in direct relationships with industry and created efficiencies to drive value.
- Secured over \$274 million in election promises in the lead up to the Victorian and Federal elections. Once the outcome of the elections was finalised, funding commitments to Ballarat from the re-elected Australian and Victorian Governments exceeded over \$180 million.
- Adoption of the City of Ballarat Enterprise Agreement 2019 with pay rises in line with industry standards, but which allow the City of Ballarat to remain fiscally responsible.
- In 2020/21 City of Ballarat will deliver a zero-rate increase, a zero rise in fees and charges and no rise in the waste levy, all while remaining financially sustainable and responsible.
- Fewer City of Ballarat decisions are being made in camera, improving community engagement and satisfaction results.
- Completion of the Digital Services Strategy 2016–2020.
- Completion of Stage One of the ICT Strategy. City of Ballarat operations are now fully mobile.
- Successful implementation of Dynamics Financial Software.
- Finalisation of the Gender Equity Strategy. Outcomes: City of Ballarat workplace is a sector-wide gender equity leader (72% complete); boasts a gender-balanced workforce composition and pay equality (38% complete); has zero tolerance for everyday sexism and all staff are empowered to address it (40% complete); applies bias-free practices when assessing its talent pool (54% complete); all women are supported to succeed at the City of Ballarat (39% complete).
- Implementation of a new fully automated recruitment system.
- Implemented City of Ballarat Open Data Exchange.

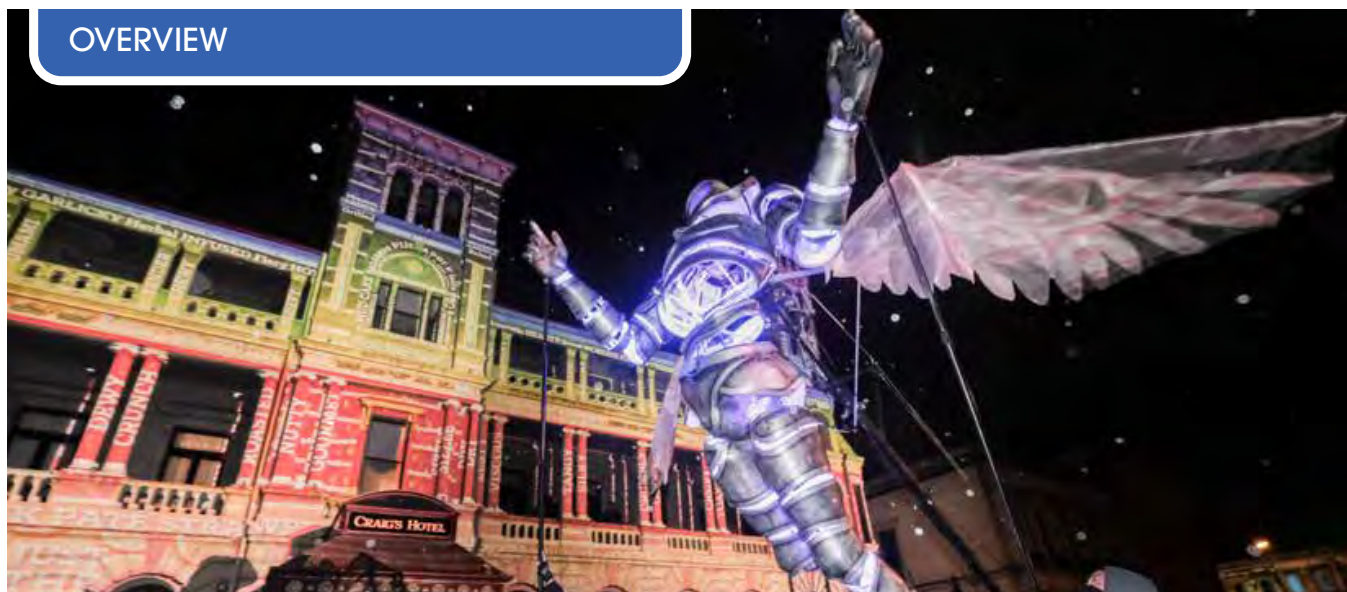
Challenges

- Delays with the Enterprise Bargaining Agreement; the first vote failed by one per cent causing a three-month extended negotiation period.
- Delays to projects and interruptions of services due to COVID-19.

Next steps

- Finalisation of the Council Plan and preparation for the next Council Plan.
- Local Government Act 2020 implementation.
- Develop a new Organisational Development Plan and Workforce Plan and an Inclusion and Diversity Plan.
- Finalise the Smart Cities and Suburbs Project with Federation University.

OVERVIEW



White Night Ballarat 2019

EVENT HIGHLIGHTS

The City of Ballarat delivered, or supported, the following major events and community events across the city in 2019/20.

July

- Ballarat Winter Festival
- NAIDOC Week
- Yangzhou Sister City delegation visit
- Art Gallery of Ballarat – *Becoming modern: Australian women artists 1920–1950*
- Art Gallery of Ballarat – *A world of one's own*
- Art Gallery of Ballarat – *Nana Ohnesorge: No picnic at Ngannelong*
- Intercultural Cities Australasia Summit (joint symposium between the Intercultural Cities of Ballarat, Melton and Maribyrnong)

August

- Pedders Eureka Rush
- AFL – Western Bulldogs versus Adelaide Crows
- Royal South Street Competitions
- Ballarat Sports Events Centre Opening
- Ballarat International Foto Biennale
- Art Gallery of Ballarat – Ballarat International Foto Biennale. *Liu Bolin: Camouflage, Jane Burton: The sunken garden, Eugenia Lim: Yellow peril, Noémie Goudal: Telluris*
- Vietnam Veterans Commemorative Service

- Art Gallery of Ballarat – *Grigoryan brothers: past, present and future*

September

- Japan Speech and Cultural Contest
- Victoria's Senior Festival
- Battle of Britain Commemorative Service
- Digital Innovation Festival – Ballarat into the Future, with keynote address by Bernard Salt AM
- Unveiling of the George Treloar Memorial Statue
- Ballarat Philanthropic Forum
- Under 14 Basketball Championships
- National Rugby Championships
- A-League soccer – Western United
- Festival of Football
- Basketball – Melbourne United versus Illawarra Hawks
- White Night Ballarat
- Kris Kristofferson and The Strangers at Civic Hall
- Civic Reception for the World President of Rotary
- Gov Hack Ballarat
- The Sapphires at Civic Hall
- *Ride Like a Girl* motion picture regional premiere
- Art Gallery of Ballarat – *Adopt an Artwork*

October

- Ballarat – Inagawa Sister City Agreement 30th anniversary
- NAIDOC Football and Netball Carnival
- Children's Week 2019
- Fourth Annual Basketball Australia Coaches Conference
- Libraries After Dark launch
- Mature Entrepreneurs Conference
- Ballarat Senior of the Year Awards

November

- Christmas in Ballarat launch
- Remembrance Day Commemorative Service
- Fringe Benefits Festival
- Ballarat Frolic Festival
- Ballarat Cup
- Spilt Milk Festival
- Women's Big Bash League Melbourne Stars versus Melbourne Renegades
- Early Years forum
- Art Gallery of Ballarat – *Dark Horse: Wild beasts and curious creatures*
- Art Gallery of Ballarat – *Geoff Bonney: Pangrams*
- Art Gallery of Ballarat – *Troy Emery: After the gold rush*

OVERVIEW



Ballarat Begonia Festival 2020

December

- Eureka Anniversary celebration
- Christmas in Ballarat
- Ballarat Carols by Candlelight
- Ballarat Short Film Festival
- Art Gallery of Ballarat *Summer launch*
- Richmond Football Cup premiership cup trophy tour
- A League Soccer Mars Stadium – Western United versus Wellington Phoenix
- Art Gallery of Ballarat – *Cake Industries: 08:26am*

January

- Federation University Road National Championships
- Summer Sundays
- Survival Day Dawn Ceremony
- Fireworks at Lake Wendouere
- Organs of the Goldfields
- 150th celebration of laying the Ballarat Town Hall foundation stone
- Australia Day Awards

February

- Rock Ballarat
- Ballarat Gift
- Ballarat Beer Festival
- International Super Rugby Mars Stadium Melbourne Rebels versus Durban Sharks

- A League soccer – Western United versus Brisbane
- Art Gallery of Ballarat – *Next gen 2020: VCE art and design*
- Anniversary of the Federal Apology to the First Nations Peoples
- Australian Waste to Energy Forum
- Backspace Gallery – *The art teachers exhibition*
- 2020 National Under 15 Male Cricket Championships
- *Overburden* at Eureka Centre Ballarat
- Civic Reception for Kristy Sellars
- Civic Reception for Western Bulldogs
- Australian Ex-Prisoners of War Memorial service
- Nitro Circus
- Oceania Badminton Championships
- Pause Fest Regional Ambassador Program
- Para-Tough Cup launch

March

- Ballarat Begonia Festival
- *Large as Life: The cinematic legacy of Jack Anderson* film screening
- International Women’s Day
- Art Gallery of Ballarat – *David Noonan: Stagecraft*

April

- ANZAC Day Commemorative services (online acknowledgement)

May

- Ballarat (virtual) Heritage Weekend

June

- Ballarat Virtual Winter Fest
- Reconciliation Week
- Refugee Week
- 130th anniversary of the opening of the Art Gallery of Ballarat building
- Arch of Victory Centenary



Arch of Victory 100th anniversary celebrations

OVERVIEW



Survival Day Dawn Ceremony

AWARDS

Organisational awards and nominations

- Koorie Engagement Action Group was nominated as a finalist for its inaugural Survival Day Dawn Ceremony in the prestigious HART (Helping Achieve Reconciliation Together) Awards and was a finalist in the National Reconciliation awards.
- City of Ballarat Family Day Care Educator Melissa Dreger won the Excellence in Family Day Care Award for Ballarat and Central Highlands and was the Tasmania/Victoria National Finalist.
- The City of Ballarat Family and Children's Services team was a finalist in the 2019 Victorian Early Years Award in the Emeritus Professor Collette Tayler Excellence in the Educational Leadership category.
- The City of Ballarat was a finalist in the category of Outstanding Marketing and Communications at the 2019 Parking Industry Awards for its Smarter Parking Plan.
- Ballarat was announced as a UNESCO Creative City in the area of Craft and Folk Art.
- The City of Ballarat's Creative City Strategy and Master Plan won the Planning Institute of Australia Victoria 2019 Best Planning Ideas – Large Project award and the Economic Development Australia National Award for Strategic Thinking. The project was also shortlisted for an Australian Urban Design Award for Leadership, Advocacy and Research and was a finalist in the National Economic Development Awards and the 2019 Victorian Premier Design Awards.
- The City of Ballarat's Coordinator of Environmental Services Louise Turner was recognised by the Municipal Works Officers Association, with an overseas scholarship to further study waste and recycling practices.
- The North Gardens Landscape Masterplan project, situated on the shores of Lake Wendouree, was awarded the Award of Excellence, which is the top award in the Cultural Heritage category of the 2020 Australian Institute of Landscape Architects (AILA) Victorian State Awards. The project also picked up an AILA (Vic) Regional Achievement Award.
- City of Ballarat was named a finalist in three categories at the 2020 Municipal Association of Victoria Technology Awards. The Pass on Glass, Modernising Financial Management and Working Smarter projects were nominated for the Partnership Achievement of the Year category, while the Mobile Office project was nominated for the Smart City Achievement of the Year. Modernising Financial Management and Working Smarter projects were nominated for the Strategy and Planning Achievement of the Year. The awards were to be announced in October 2020.

Community awards

- Ballarat Australia Day Awards 2020
- Ballarat Senior of the Year Awards 2019
- Ballarat Youth Awards 2019
- Ballarat Community Safety Awards 2019

The City of Ballarat congratulates all winners, finalists and nominees and thanks everyone who entered these awards. More information about the awards can be found at: ballarat.vic.gov.au

OVERVIEW

DESCRIPTION OF OPERATIONS

The City of Ballarat is responsible for the delivery of more than 80 services to residents, including family and children's services, youth services, waste management, and maintenance of our open spaces and community buildings. City of Ballarat is also responsible for planning to ensure appropriate development and the accountability of its budget.

Council's vision, strategic objectives and strategies to deliver improved services and facilities are described in the City of Ballarat Council Plan 2017–2021. The Council Plan and the City of Ballarat budget 2019/20, are reported on in this document.

The delivery of services, facilities, and the support and advocacy required to achieve the Strategic Objectives set out in the Council Plan are measured by a set of service performance indicators and measures.

Council also has a wide range of responsibilities under Victorian and Australian legislation.

Economic factors

- The Victorian Government's rate capping policy has limited the amount of revenue the City of Ballarat can raise to fund the delivery of infrastructure and community services.
- This limitation on the City of Ballarat's ability to raise income has in turn limited the organisation's capacity to deliver wage growth for staff, however it has not impacted on Council's capacity to deliver services to the community.
- The rate cap limited the ability for negotiations in the Enterprise Bargaining Agreement (EBA) with staff. As part of the 2019 EBA, the City of Ballarat was able to offer a two per cent pay rise. There were delays with the EBA as the first vote failed by one per cent, causing a three-month extended negotiation period. The second vote was successful, with a 63.5 per cent yes vote.
- Ballarat's ongoing strong population growth rate has brought the benefit of additional revenue but has also created extra costs related to the delivery of the services and infrastructure needed by new residents.

Major changes

- In October 2019, the City of Ballarat brought tourism services in-house, entering a new era of whole-of-city marketing, creating enhanced opportunities to engage in direct relationships with industry and to create efficiencies to drive value. Under the Ballarat Prosperity Framework – a new platform for marketing the entire city for the visitor economy, business, creative industries and other markets – the City of Ballarat developed a first-of-its-kind Traveller Experience Plan that will focus on creating memorable visitor experiences that reflect Ballarat's unique DNA.

Major achievements

The major achievements of the 2019/20 financial year included:

- The delivery of several highly significant long-term infrastructure project across Ballarat, including Stage One of the Ballarat Sports Events Centre and the restoration of Her Majesty's Theatre.
- The City of Ballarat successfully rolled out its Smarter Parking Plan to address Ballarat's increasing car parking stress. The Plan involved tiered paid parking across three inner city zones, along with a major technology overhaul including mobile phone apps, modern meters, online residential parking permits and state-of-the-art number plate recognition vehicles.
- To address the recycling crisis, the City of Ballarat implemented a Pass on Glass recycling scheme, which involved the development of eight Pass on Glass drop-off sites around the municipality coupled with a major marketing and communications campaign. Based on modelling and customer surveys, between September 2019 and June 2020, Ballarat residents recycled almost 1000 tonnes of glass and over 50 per cent of residents are now using the Pass on Glass recycling initiative.
- The City of Ballarat has commenced work on the Bakery Hill Urban Renewal Plan with the appointment of an international design practice to lead the next stage. The Bakery Hill Urban Renewal Plan was adopted by Council in October 2019 with a commitment of \$15 million dollars over three financial years to fund the key element of the Bakery Hill Renewal Plan – the Bridge Mall Rejuvenation Project.

OVERVIEW

MAJOR CAPITAL WORKS EXPENDITURE

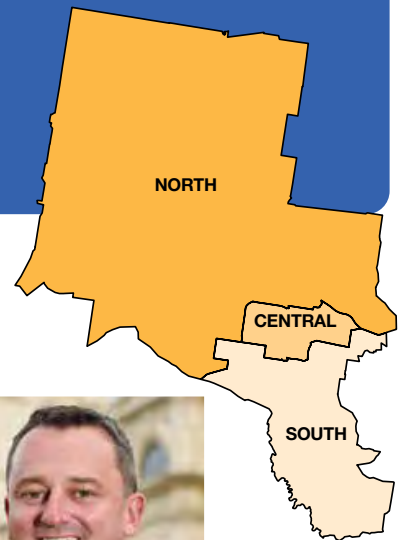
The City of Ballarat's Major Capital Works program during the 2019/20 financial year included:

Project Name	Total cost
Ballarat Sports Events Centre Construction on the \$24 million Ballarat Sports Events Centre was completed in July 2019. The centre has six multi-use indoor courts and a show court with a spectator capacity of 3000. The project was supported by \$10 million from the Australian Government, \$9 million from the Victorian Government and \$5 million from the City of Ballarat.	\$24 million
Eastern Oval An upgrade of facilities at the Eastern Oval was completed in November 2019. The package of works included improved drainage and turf, new change rooms and new LED lighting. The upgrade means the Eastern Oval now meets requirements for holding high level cricket events enabling Ballarat to play a supporting role as a hub for cricket in the Western region. The project was supported through \$1.5 million from the City of Ballarat and \$500,000 through the Victorian Government's Department of Health and Human Services.	\$2 million
Wendouree Children's Centre Construction of two maternal and child health rooms at Wendouree Children's Centre was completed in May 2020. The additional two purpose-built maternal and child health rooms (plus a waiting room), provide a fully integrated family and children's services facility for the local community. The project was supported by \$350,000 from the Victorian Government and \$210,000 from the City of Ballarat.	\$560,000
Smarter Parking roll out City of Ballarat's Smarter Parking rolled out across Ballarat CBD at the start of February 2020. The project involved a complete replacement of all car parking infrastructure, installation of smarter parking machines and parking signs across central Ballarat, and introducing additional payment via a smart phone app. The \$1.45 million project was funded by the City of Ballarat.	\$1.45 million
Creswick Road and Eastern Oval car parks The Creswick Road car park provides an additional 300 car parking spaces for Ballarat. The \$849,238 project was funded by the Victorian Government. Although not fully utilised at this time, it's expected patronage of the car park will increase as GovHub comes into service. Eastern Oval car park provides an additional 140 car parking spaces to service the Ballarat CBD. The \$411,867 project was funded by the Victorian Government and forms part of a \$2 million grant to deliver 1000 spaces within a 500 metre radius of the new GovHub site.	\$1.26 million



Ballarat Sports and Events Centre

OUR COUNCIL



COUNCILLORS



CENTRAL WARD

Cr Samantha McIntosh
(Mayor to October 2019)
Elected: December 2008
 0458 004 880
samanthamcintosh@ballarat.vic.gov.au



SOUTH WARD

Cr Des Hudson
Elected: March 2002
 0409 865 093
deshudson@ballarat.vic.gov.au



NORTH WARD

Cr Daniel Moloney
Elected: October 2016
 0418 165 503
danielmoloney@ballarat.vic.gov.au



CENTRAL WARD

Cr Mark Harris
Elected: October 2016
 0409 930 928
markharris@ballarat.vic.gov.au



SOUTH WARD

Cr Jim Rinaldi
(Deputy Mayor to October 2019)
Elected: February 2015
 0407 325 693
jimrinaldi@ballarat.vic.gov.au



NORTH WARD

Cr Amy Johnson
Elected: October 2012
 0417 018 369
amyjohnson@ballarat.vic.gov.au



CENTRAL WARD

Cr Belinda Coates
(Deputy Mayor from October 2019)
Elected: October 2012
 0417 456 513
belindacoates@ballarat.vic.gov.au



SOUTH WARD

Cr Ben Taylor
(Mayor from October 2019)
Elected: October 2016
 0419 507 305
bentaylor@ballarat.vic.gov.au



NORTH WARD

Cr Grant Tillett
Elected: October 2016
 0417 256 671
granttillett@ballarat.vic.gov.au

OUR COUNCIL

THE ROLE OF LOCAL GOVERNMENT

Local government is one of the three tiers of democratically-elected government in Australia and operates under the *Local Government Act 1989*, which specifies Council powers, duties and functions. The City of Ballarat is one of 79 councils in Victoria. Each municipality varies in size, population, rate base and resources. Councils plan and deliver services to meet the needs of their communities, specifically in the areas of health, planning and building control, business and economic development, waste and environmental management, and human and community services. They are responsible for implementing programs, policies and regulations set by the Victorian and Australian governments, managing community infrastructure and assets, and managing local issues with the power to set their own regulations and by-laws.

City of Ballarat portfolio structure

City of Ballarat's portfolio structure aligns each Councillor's strengths and expertise with the goals and major functions of Council as identified in our Council Plan 2017-2021.

PORTFOLIO		
Infrastructure and Environment SUSTAINABILITY	Community Development LIVEABILITY	Development and Planning PROSPERITY
LEADERSHIP - PORTFOLIO TEAM		
<ul style="list-style-type: none"> • Cr Mark Harris • Cr Ben Taylor (Mayor from October 2019) • Cr Grant Tillett Supported by Organisational Directors 	<ul style="list-style-type: none"> • Cr Belinda Coates (Deputy Mayor from October 2019) • Cr Des Hudson • Cr Amy Johnson Supported by Organisational Directors 	<ul style="list-style-type: none"> • Cr Samantha McIntosh (Mayor to October 2019) • Cr Daniel Moloney • Cr Jim Rinaldi (Deputy Mayor to October 2019) Supported by Organisational Directors
STRATEGY - VISION		
Ballarat is a well-planned city that provides accessible, connected and safe urban areas and facilities, supports diverse housing and active transport options, and uses resources sustainably, while adapting to changes in climate.	Ballarat is a safe and well-served city that provides equal access to opportunities for its citizens at all stages of life, has connected communities that participate actively in civic life and offers diverse and accessible recreation, leisure and sporting opportunities that encourage healthy lifestyles.	Ballarat has a prosperous, growing economy that attracts and retains innovative businesses and enterprises which employ a highly-skilled local workforce, attracts new residents and promotes the city's unique heritage and vibrant cultural life.
DELIVERY - ACTION		
City presentation including greening the city; improved water and waste management; planning for growth; protecting Ballarat's heritage; pursuing key transport strategies.	Upgraded kindergartens and maternal health and childcare centres; development of a youth precinct; adoption of a new recreation and aquatics strategy; adoption of a new Early Years' Plan; establishment of a welcome desk at the community hub at the library; development of a background document for social housing; development of neighbourhood plans.	Ballarat West Employment Zone; Bakery Hill and Bridge Mall Precinct; strategic arts and heritage framework, destination for tourism and events; Creative City and Smart City strategies; major projects; destination for visitation; liveability and investment; economic development; sector development and facilitation.

Managing our business

We will provide responsive and accessible leadership, engagement and advocacy and deliver efficient services with sound financial management and accountable government practices.

GOVERNANCE



Special committees

The *Local Government Act 1989* allows councils to establish special committees with representation by councillors, council staff and community members.

Committee	Councillors	Officers	Others	Purpose
Ballarat Friends of Ainaro Community Special Committee	Cr Coates	Lisa Collins <i>Cultural Partnerships Officer</i>	Andrew Miller Christopher Bluett Desley Beechey Dianne McGrath Robert Gray	Auspice, promote and strengthen the relationship between Ballarat and Ainaro.
Community Impact Special Committee	Cr Coates Cr Tillett Cr Hudson	Peter Appleton <i>Executive Manager Engaged Communities</i>	Sofia Fiusco David Harris Andrew Eales (representative from United Way) Kerry Pask	Oversee the disbursement of funds to target community needs and implement the structure and probity around the management of funds City of Ballarat provides to the community in the form of grants.
Contracts Approval Special Committee	Cr Tillett Cr Taylor Cr Harris		Nil	Make decisions on City of Ballarat contracts between \$250,000 and \$1 million, thereby expediting the contract approval process.
Her Majesty's Theatre Board Special Committee	Cr McIntosh Cr Moloney Cr Johnson	Daniel Henderson <i>Theatre Manager, Her Majesty's Theatre</i>	Emma Blee Mary-Rose McLaren Peter Zala Ronald Harrington Scott Sherritt Timothy Gay Virginia Wise	Provide strategic direction with regard to Her Majesty's Theatre, provide industry advice on the performing arts, and set priorities for activities that will enhance Ballarat as a centre for the performing arts.
Invermay Recreation Reserve Special Committee	Cr Tillett	Mark Patterson <i>Executive Manager Sport and Active Living</i>	Geoffrey Fraser Ian Daniel Ian Martin Jabez Armstrong Lachlan Pryor Peter Nunn Ruth Nunn	Determine uses and undertake the day-to-day management of the reserve.
Planning Special Committee	All Councillors	Natalie Robertson <i>Executive Manager Development Facilitation</i>	Nil	Oversee the implementation of matters as they relate to Statutory Planning and Strategic Planning

GOVERNANCE

Advisory and non-advisory committees, groups and organisations

A full list of the following can be found in Appendix 1:

Advisory committees, non-advisory committees, groups, organisations and committees established under other Acts.

Councillor allowances

In accordance with Section 74 of the *Local Government Act 1989*, Councillors are entitled to receive an allowance while performing their duties as a Councillor. The Mayor is entitled to receive a higher allowance. The Victorian Government sets the upper and lower limits for allowances.

Councillor Allowances for 2019/20	
Cr Ben Taylor	\$86,453.55
Cr Belinda Coates	\$34,160.80
Cr Mark Harris	\$34,160.80
Cr Des Hudson	\$34,160.80
Cr Amy Johnson	\$34,160.80
Cr Daniel Moloney	\$34,160.80
Cr Samantha McIntosh	\$56,819.54
Cr Jim Rinaldi	\$34,160.80
Cr Grant Tillett	\$34,160.80

COUNCILLOR EXPENSES

The City of Ballarat reimburses Councillors for expenses incurred while performing their duties. In addition to the payment of an allowance, the *Local Government Act 1989* requires that the Mayor and Councillors be reimbursed for expenses, including travel, conference and training, telephone and Information and Communications Technology. The following table of expenses is provided in accordance with *Local Government (Planning and Reporting) Regulations 2014* and the City of Ballarat Councillor Expenses Entitlement Policy.

Councillor reimbursements 2019/20					
Councillor	Travel Expenses	Car Mileage	Childcare	Information and Communication	Conference and Training
Cr Ben Taylor	\$1,243.38	-	-	\$582.71	\$2,454.56
Cr Belinda Coates	\$1,228.62	-	-	\$496.31	\$3,232.64
Cr Mark Harris	-	-	-	\$496.31	-
Cr Des Hudson	-	-	-	\$526.02	\$24.96
Cr Amy Johnson	-	-	-	\$1,092.85	\$3,191.36
Cr Samantha McIntosh	\$9,823.25	-	-	\$3,633.01	\$4,123.77
Cr Daniel Moloney	\$1,317.08	-	-	\$496.31	\$6,921.82
Cr Jim Rinaldi	\$363.16	\$901.56	-	\$589.78	\$113.65
Cr Grant Tillett	-	-	-	\$496.31	-

Travel expenses includes travel, accommodation and similar expenses incurred by the Mayor and Councillors when performing their duties as required. This includes local, interstate and international travel on behalf of Council. Representation of the Mayor and Councillors at local, national and international levels is an important part of developing, communicating and implementing Council policy. This also includes travel expenses related to attending meetings, representations, conferences and training.

Car Mileage includes kilometres travelled and claimed by Councillors in the performance of their role.

Information and Communication includes the costs of purchase and network charges of telecommunication and technology provided to Councillors, which may include mobile telephone, laptop and tablet. Network charges may vary from each Councillor dependent on their usage. A number of Councillors' ICT devices were due for replacement and were replaced in 2018/19.

Childcare includes the cost of childcare expenses incurred by Councillors for their immediate family necessary to undertake their role.

Conference and Training includes the costs for attendance at accredited and non-accredited training run by training providers, peak bodies and related organisations and groups, courses, seminars, conferences and similar events, professional development, memberships and materials. All conferences and training must relate to the role and duties of Councillor.

GOVERNANCE

SERVICE PERFORMANCE INDICATORS

The results of the Service Performance Indicators as prescribed by the *Local Government Act 1989* and the *Local Government (Planning and Reporting) Regulations 2014* and form part of the Report of Operations are listed below.

GOVERNANCE - Service performance indicators					
Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Transparency G1 - Council decisions made at meetings closed to the public [Number of Council resolutions made at ordinary or special meetings of Council, or at meetings of a special committee consisting only of Councillors, closed to the public / Number of Council resolutions made at ordinary or special meetings of Council or at meetings of a special committee consisting only of Councillors] x100	15.90%	16.38%	22.44%	16.62%	Since mid-2016 financial year, an increase in Council resolutions made at meetings closed to the public is due to more contracts requiring approval by Council. At the start of 2019 a contracts committee was put in place so less contracts needed to go to council. In November 2018, the meeting procedures changed to allow Councillors to pass multiple reports in one "block" therefore only using one resolution, leading to an increase in this indicator. Ballarat City Council has had less resolutions made in camera in the 2020 financial year (59) compared to the prior years (2019 financial year - 68 and 2018 financial year - 76).
Consultation and engagement G2 - Satisfaction with community consultation and engagement Community satisfaction rating out of 100 with how Council has performed on community consultation and engagement	58.00	59.00	59.40	63.00	
Attendance G3 - Councillor attendance at Council meetings [The sum of the number of Councillors who attended each ordinary and special Council meeting / (Number of ordinary and special Council meetings) × (Number of Councillors elected at the last Council general election)] x100	93.43%	94.22%	91.81%	95.24%	
Service cost G4 - Cost of governance [Direct cost of the governance service / Number of Councillors elected at the last Council general election]	\$39,040.41	\$47,168.52	\$46,665.69	\$47,305.35	
Satisfaction G5 - Satisfaction with Council decisions [Community satisfaction rating out of 100 with how council has performed in making decisions in the interest of the community]	57.00	55.00	55.70	61.10	The conducted survey has noted a significant improvement in Council decisions from 2019 to 2020

GOVERNANCE



MANAGEMENT

Audit Advisory Committee

The Audit Advisory Committee's role is to oversee and monitor the effectiveness of the City of Ballarat Council in carrying out its responsibilities in relation to accountable financial management, good corporate governance, maintaining an effective system of internal control and risk management, and fostering an ethical environment. This committee meets at least four times a year. Recommendations from each meeting are reported to and considered by the City of Ballarat Council.

Committee members

- Cr Ben Taylor
- Cr Belinda Coates
- Cr Grant Tillett
- Mr Noel Perry - Chair till 9 September 2019 (term finished 8 February 2020)
- Mr Shane Bicknell (resigned 28 November 2019)
- Mr Peter Le Lievre - Chair from 10 September 2019
- Mr John Watson
- Mr Jason Hargreaves (appointed 1 January 2020)
- Ms Linda McNeill (appointed 9 February 2020)

Internal audit

The City of Ballarat's internal audit function provides independent and objective assurance the appropriate processes and controls are in place across the organisation. This function is resourced by an external provider, Pitcher Partners. A risk-based three-year Internal Audit Plan is revised at least annually to ensure the audit resources remain focused on the appropriate areas. The Internal Audit Plan (IAP) is reviewed and adopted by the Audit Committee and City of Ballarat Council on a yearly basis.

The internal auditor attends each Audit Committee meeting to report on the status of the IAP, provide an update on the implementation of audit recommendations, and present findings of completed reviews. The responsible director for each area reviewed is required to attend the Audit Committee meeting to respond to questions in relation to the review. Recommendations are assigned to the responsible director or manager and tracked.

Internal Audit Plan 2019/20

The following reviews were conducted by Council's Internal Audit Provider, Pitcher Partners, and all reports completed.

- Human Resources Management
- Records Management
- Accounting System Architecture and Controls

External audit

The City of Ballarat is externally audited by the Victorian Auditor General. For the 2019/20 financial year, the annual external audit of the City of Ballarat's Financial Statements and Performance Statement was conducted by the Victorian Auditor-General's representative. The external auditors attend a number of Audit Committee meetings during the year to present the Annual Financial Statements and Performance Statement. The external audit management letter and responses are also provided to the Audit Committee.

GOVERNANCE

GOVERNANCE AND MANAGEMENT CHECKLIST

Governance and Management item	Assessment
Community engagement policy (policy outlining Council's commitment to engaging with the community on matters of public interest)	Current policy in operation 13/03/2019.
Community Engagement Guidelines (guidelines to assist staff to determine when and how to engage with the community).	Current guidelines in operation 13/03/2019.
Strategic Resource Plan (plan under section 126 of the Act outlining the financial and non-financial resources required for at least the next four financial years).	Plan adopted in accordance with section 126 of the Act 08/07/2020.
Annual budget (plan under section 130 of the Act setting out the services to be provided and initiatives to be undertaken over the next 12 months and the funding and other resources required).	Budget adopted in accordance with section 130 of the Act 08/07/2020.
Asset management plans (plans that set out the asset maintenance and renewal needs for key infrastructure asset classes for at least the next 10 years)	Current plans in operation. Council is currently undertaking a review of the asset management plans which will form the basis of the new plans.
Rating Strategy (strategy setting out the rating structure of Council to levy rates and charges).	Current strategy in operation 08/07/2020.
Risk Policy (policy outlining Council's commitment and approach to minimising the risks to Council's operations).	Current policy in operation 12/03/2019.
Fraud Policy (policy outlining Council's commitment and approach to minimising the risk of fraud).	Current policy in operation 5/11/2018. Fraud and Corruption standard was adopted to replace the policy on the 5/11/2018.
Municipal Emergency Management Plan (plan under section 20 of the <i>Emergency Management Act 1986</i> for emergency prevention, response and recovery).	Prepared and maintained in accordance with section 20 of the <i>Emergency Management Act 1986</i> 31/07/2019.
Procurement Policy (policy under section 186A of the <i>Local Government Act 1989</i> outlining the matters, practices and procedures that will apply to all purchases of goods, services and works).	Prepared and approved in accordance with section 186A of the <i>Local Government Act 1989</i> 21/08/2019.
Business Continuity Plan (plan setting out the actions that will be taken to ensure that key services continue to operate in the event of a disaster).	Current plan in operation ICT Business continuity – 21/05/2020 Other BCP Plans – 01/12/2013 Other BCP Plans have been completed and testing commenced
Disaster Recovery Plan (plan setting out the actions that will be undertaken to recover and restore business capability in the event of a disaster).	Current plan in operation 29/05/2020.
Risk Management Framework (framework outlining Council's approach to managing risks to the Council's operations).	Current framework in operation 12/03/2019.
Audit Committee (advisory committee of Council under section 139 of the Act whose role is to oversee the integrity of a Council's financial reporting, processes to manage risks to the Council's operations and for compliance with applicable legal, ethical, and regulatory requirements).	Committee established in accordance with section 139 of the Act 06/05/1994
Internal audit (independent accounting professionals engaged by the Council to provide analysis and recommendations aimed at improving Council's governance, risk and management controls).	Internal auditor engaged 1/07/2016.
Performance reporting framework (a set of indicators measuring financial and non-financial performance, including the performance indicators referred to in section 131 of the Act).	Current framework in operation 24/02/2020.

GOVERNANCE

GOVERNANCE AND MANAGEMENT CHECKLIST

Governance and Management item	Assessment
Council Plan reporting (report reviewing the performance of the Council against the Council Plan, including the results in relation to the strategic indicators, for the first six months of the financial year).	Current report Reported to Council on 02/10/2019 Reported to Council on 11/12/2019 Reported to Council on 11/03/2020 Reported to Council on 27/05/2020 Reported to Council on 24/06/2020
Financial reporting (quarterly statements to Council under section 138 of the Act comparing budgeted revenue and expenditure with actual revenue and expenditure).	Quarterly statements presented to Council in accordance with section 138 (1) of the Act Annual Report and 1st Qtr Financial Report – 30/10/2019 2nd Qtr Financial Report – 19/02/2020 3rd Qtr Report – 22/04/2020
Risk reporting (six-monthly reports of strategic risks to Council's operations, their likelihood and consequences of occurring and risk minimisation strategies).	Reports prepared and presented. Taken to Audit Committee on the following dates: 04/09/2019, 4/12/2019, 28/04/2020, 13/05/2020, 24/06/2020
Performance reporting (six-monthly reports of indicators measuring the results against financial and non-financial performance, including performance indicators referred to in section 131 of the Act).	Reports prepared and presented. Annual Report and 1st Qtr Financial Report – 30/10/2019 2nd Qtr Financial Report – 19/02/2020 3rd Qtr Report – 22/04/2020
Annual Report (annual report under sections 131, 132 and 133 of the Act to the community containing a report of operations and audited financial performance statements).	Annual Report considered at a meeting of Council in accordance with section 134 of the Act 30/10/2019. Annual report considered at a meeting of Council in accordance with section 134 of the Act.
Councillor Code of Conduct (Code under section 76C of the Act setting out the conduct principles and the dispute resolution processes to be followed by Councillors).	Code of Conduct reviewed in accordance with section 76C of the Act 25/01/2017.
Delegations (a document setting out the powers, duties and functions of Council and the Chief Executive Officer that have been delegated to members of staff).	Delegations reviewed in accordance with section 98(6) of the Act: C4 Special Committees 31/07/2020 S6 Delegation – to members of Council staff 11/03/2020 S7 Delegation – CEO to Council Staff 6/08/2020 S13 Delegation – CEO powers, duties and functions 6/08/2020 S14 Vic Smart Applications 06/08/2020 S12 Delegation – by MBS 8/07/2020
Meeting procedures (a local law governing the conduct of meetings of Council and special committees).	Meeting Procedures Local Law made in accordance with section 91(1) of the Act 10/01/2019

I certify that this information presents fairly the status of Council's governance and management arrangements.



Janet Dore
Chief Executive Officer
Dated: 16 September 2020



Cr Ben Taylor
Mayor
Dated: 16 September 2020

GOVERNANCE

STATUTORY INFORMATION

The following information is provided in accordance with legislative and other requirements applying to the City of Ballarat.

Documents available for public inspection

In accordance with regulation 12 of the *Local Government (General) Regulations 2015* the following documents are made available for public inspection or copies of the documents can be obtained for the purposes of section 222 of the Act at The Phoenix Customer Service Centre, 25 Armstrong Street South, Ballarat:

- A document containing details of overseas or interstate travel (other than interstate travel by land for less than three days) undertaken in an official capacity by a Councillor or any member of City of Ballarat staff in the previous 12 months.
- Minutes of ordinary and special meetings held in the previous 12 months which are kept under section 93 of the Act, other than those agendas and minutes relating to a part of a meeting which was closed to members of the public under section 89 of the Act and are confidential information within the meaning of section 77 (2) of the Act.
- The minutes of meetings of special committees established under section 86 of the Act and held in the previous 12 months, other than those minutes relating to part of a meeting which was closed to members of the public under section 89 of the Act and are confidential information within the meaning of section 77 (2) of the Act.
- A register of delegations kept under sections 87 (1) and 98 (4) of the Act, including the date on which the last review took place under sections 86 (6) and 98 (6) respectively, of the Act.
- A document containing details of all leases involving land which were entered into by the City of Ballarat as lessor, including the lessee and the terms and value of the lease.
- A register maintained under section 224 (1A) of the Act of authorised officers appointed under that section.
- A list of donations and grants made by the City of Ballarat in the previous 12 months, including the names of persons who, or bodies which, have received a donation or grant and the amount of each donation or grant.

Contracts

During the 2019/20 financial year, the City of Ballarat did not enter into any contract for works valued at \$150,000 or more for services, or \$200,000 or more for works of a kind as specified in section 186 (5)(a) and (c) of the Act.

It also did not enter into any other contracts valued at \$150,000 or more for goods or services, or \$200,000 or more for works without engaging in a competitive process.

Disability Access and Inclusion Plan

During the financial year 2019/20, City of Ballarat Council facilitated a Disability Advisory Committee and implemented a number of actions from the Disability Access and Inclusion Plan 2019–2022. A key highlight project delivered during the year was the construction of a Changing Places facility and new accessible public toilets at North Gardens.

Food Act Ministerial Directions

In accordance with section 7E of the *Food Act 1984*, the City of Ballarat is required to publish a summary of any Ministerial Directions received. No such Ministerial Directions were received by the City of Ballarat in the 2019/2020 financial year.

Domestic Animal Management Plan

In accordance with the *Domestic Animals Act 1994* and following an extensive internal and external stakeholder review and public consultation process, City of Ballarat introduced a new Domestic Animal Management Plan 2017-21 in September 2017.

The following actions were implemented in the 2019/20 financial year:

- A team leader position was created to ensure risk, compliance and education measures were met. The team leader is to attend Magistrates Court for first mentions and guilty pleas.
- Training: Training of authorised officers, including COVID-19 training, bushfire /emergency contingency plan training, working from home training, scenario-based training, victim/witness statement training, prosecution brief development, and court lodgment training.
- Registration and identification: Community education in regard to benefits of registration; primary school animal management education; new puppy class registration to be extended to 12-18 months to allow for a later de-sexing in accordance with local veterinary advice; fenced dog park behaviour sessions with meet and greets from the Animal Management staff to explain dog behaviour and how owners can improve their time together with their dogs. The aim of the sessions is to reduce incidents and attacks reported from fenced dog parks.
- Nuisance: Increased enforcement for prolonged barking dog cases with the outcome to be decided in a Magistrate's Court; increase education tools to reduce nuisance animals; promotion of doggie day-care facilities; increased RSPCA assistance for residential cases of animal welfare and cruelty; Prevention of Cruelty to Animals authorisations for Animal Management Officers.

GOVERNANCE

- Dog attacks: Developed a matrix to determine panel involvement and process required in dog attacks; prosecutions panel to determine outcome; banning orders sought for some serious injury/repeat offenders under Section 84xa.
- Dangerous, menacing and restricted breed dogs: Annual audits completed and VDDR update; follow up inspections of all Dangerous Dogs to ensure compliance; education advice on training for Dangerous Dogs to be developed and implemented.
- Domestic animal business (DAB): Approach state government to increase requirements for DAB’s code of practice; request emergency evacuation plan from all registered DAB’s in the City of Ballarat
- Ballarat Animal Management Emergency Plan: Pandemic response for animals included in COVID-19 response; risk assessment and protocol developed and introduced for pandemic procedure.
- Ballarat Animal Shelter is using new program Shelterbuddy to track and report data and information more efficiently and reliably.
- The foster and rescue group has been enhanced and supported.
- Developed a three-year plan to develop more fenced dog parks in Ballarat.

Road Management Act Ministerial Direction

In accordance with Section 22 of the *Road Management Act 2004*, the City of Ballarat must publish a copy or summary of any Ministerial Directions in its Annual Report. No such Ministerial Directions were received by the City of Ballarat during the 2019/2020 financial year.

Disclosure procedures

The *Public Disclosure Act 2012* aims to ensure openness and accountability in government by encouraging people to disclose improper conduct within the public sector and provide protection for people who make disclosures. Further information about the application of the Public Interest Disclosure Act 2012, including how to make a disclosure, is available on the City of Ballarat website at ballarat.vic.gov.au/public-interest-disclosures

The City of Ballarat has adopted the Independent Broad-Based Anti-Corruption commission (IBAC) guidelines for handling public interest disclosures that were updated in January 2020.

A total of two disclosures were made to Council officers appointed to receive disclosures in the 2019/20 financial year that were referred to IBAC.

Infrastructure and development contributions

In accordance with section 46GM and 46QD of the *Planning and Environment Act 1987*, a council that is considered a collecting or development agency must prepare and give a report to the Minister for Planning on infrastructure and development contributions including levies and works in kind. The City of Ballarat does not currently have any infrastructure contributions plans. The Ballarat West Development Contribution Plan is our only Development Contribution Plan in operation in the 2019/20 financial year and is disclosed below.

Contributions Plan

Table 1: Total DCP Levies Received 2019/20

DCP Name and Year Approved	Levies Received in 2019/20 Financial Year (\$)*
Ballarat West (2014)	\$8,457,870
TOTAL	\$8,457,870

GOVERNANCE

Table 2: DCP Land, Works, Services or Facilities accepted as Works in Kind in 2019/20

DCP Name and Year Approved	Project ID	Project Description	Item Purpose	Project Value (\$)
Ballarat West (2014)	DI_LA_7	Land for Early Years Hub - NAC (sub-precinct 4)	Ballymanus Estate community land	\$187,500
Ballarat West (2014)	DI_LA_8	Land for level 1 Multi-purpose Community Centre - NAC (sub-precinct 4)	Ballymanus Estate community land	\$300,000
Ballarat West (2014)	DI_LA_RB1	Acquisition of land for retarding basin 1	Drainage Basin Reserve for Catchment A construction Alfredton Central and Alfredton Grove Estates	\$227,280
Ballarat West (2014)	DI_RD_03a	New north south road (north) between Cuthberts Road and Cuzens Road	Part construct north south road Alfredton Central Estate	\$1,378,886
Ballarat West (2014)	DI_LA_24	Land for new north south road in sub-precinct 4	Road reserve for north south road Alfredton Central Estate	\$388,320
Ballarat West (2014)	DI_DR_C/O	Construction of drainage scheme in sub-catchment C/O (sub-precinct 4)	Drainage pipe delivery Alfredton Grove Estate	\$549,893
Ballarat West (2014)	DI_DR_D/J	Construction of drainage scheme in sub-catchment D/J (sub-precinct 4)	Drainage pipe delivery Alfredton Grove Estate	\$410,849
Ballarat West (2014)	DI_DR_BA/BQ	Construction of drainage scheme in sub-catchment BA/BQ (sub-precinct 1)	Drainage pipe delivery Richmond Grove Estate	\$152,979
TOTAL				\$3,595,707

*Levies include Development Infrastructure Levy and Community Infrastructure Levy.

Table 3: Total DCP Contributions received and expended to date (for DCPs approved after 1 June 2016)

DCP Name and Year Approved	Total Levies Received (\$)	Total Levies Expended (\$)	Total Works-In-Kind Accepted (\$)	Total DCP Contributions Received (Levies and Works-In-Kind) (\$)
-	-	-	-	-

Table 4: Land, Works, Services or Facilities delivered in 2019/20 from DCP Levies Collected

Project Description	Project ID	DCP Name and Year Approved	DCP Fund Expended (\$)	Works-In-Kind Accepted (\$)	City of Ballarat's Contribution (\$)	Other Contribution (\$)	Total Project Expenditure (\$)	Percentage of Item Delivered ***
Land for branch library within MAC (sub-precinct 1)	DI_LA_1	Ballarat West (2014)	\$1,000,000	-	-	-	\$1,000,000	100%
Land for Early Years Hub - MAC (sub-precinct 1)	DI_LA_2	Ballarat West (2014)	\$100,000	-	-	-	\$100,000	20%
Land for Active Open Space - MAC (sub-precinct 1)	DI_LA_11	Ballarat West (2014)	\$2,405,989	-	-	-	\$2,405,989	60.4%
Construction of AOS Reserve - NAC (sub-precinct 4)	DI_OS_5	Ballarat West (2014)	\$2,157,278	-	-	-	\$2,157,278	45.8%
Cherry Flat Road Upgrade - Webb Road to Schreenans Road	DI_RD_20	Ballarat West (2014)	\$538,049	-	-	-	\$538,049	18.4%
TOTAL			\$6,201,316				\$6,201,316	

*** Percentage of Item Delivered calculated as expenditure over Total Project Costs

OUR ORGANISATION

EXECUTIVE LEADERSHIP REPORTING STRUCTURE

Our organisational structure is designed to support the delivery of the goals as set out in the Council Plan 2017–21.



OUR ORGANISATION

EXECUTIVE LEADERSHIP REPORTING STRUCTURE

Our organisational structure is designed to support the delivery of the goals as set out in the Council Plan 2017–21.



ANGELIQUE LUSH
 Director
 Development and Planning

DEVELOPMENT AND PLANNING

Economic Partnerships

- Economic Development
- Strategic Planning
- Places and Renewal

Project Management

- Project Management
- Grants

Events and the Arts

- Events
- Arts and Culture
- Visitor Economy
- Her Majesty's Theatre
- Eureka Centre
- Creative Cities

Art Gallery of Ballarat

- Art Gallery Operations



TERRY DEMEO
 Director (June 2019 - May 2020)
 Infrastructure and Environment

Darren Sadler
 Acting Director (May 2020)

INFRASTRUCTURE AND ENVIRONMENT

Infrastructure

- Asset Management
- Survey and Design
- Infrastructure Delivery
- Construction

Development Facilitation

- Ballarat Airport
- Sustainability
- Traffic and Transport
- Development Facilitation
- Growth and Development Contributions
- Statutory Planning

Operations and Environment

- Parks and Gardens
- Road Maintenance
- Environmental Services

Property and Facilities Management

- Property Management
- Facilities Management

Regulatory Services

- Local Laws and Parking Enforcement
- Environmental Health
- MBS and Building Services
- Animal Shelter



CAMERON CAHILL
 Director
 Innovation and Organisational Improvement

INNOVATION AND ORGANISATIONAL IMPROVEMENT

- Advocacy and Lobbying
- Council Plan and Reporting

People and Performance

- Organisational Development
- Human Resources

Business Improvement

- Business and Service Improvement

Communications and Marketing

- Communications
- Marketing
- Creative Studio

Civic Support

- Office of the Mayor and CEO
- Civic Events
- Councillor Support

Hall Keepers

- Ballarat Town Hall

OUR ORGANISATION

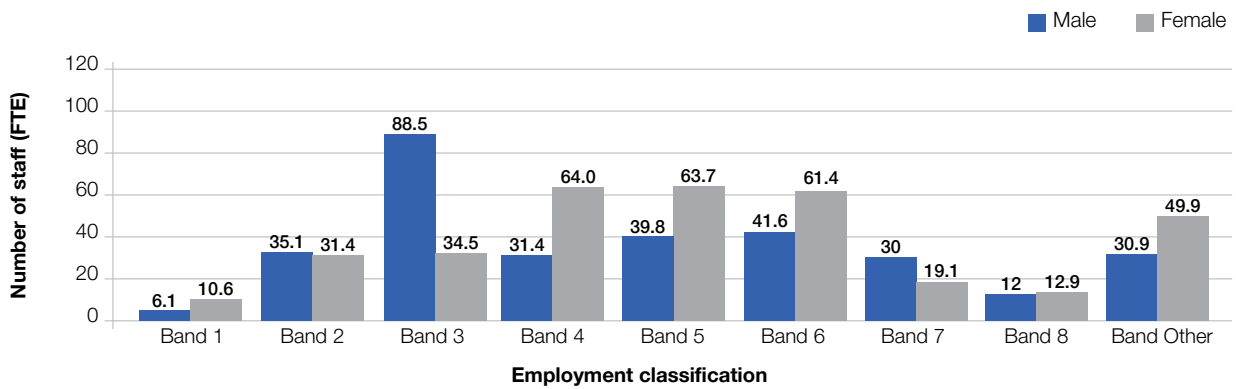
STAFF PROFILE

A summary of the number of full-time equivalent (FTE) Council staff by organisational structure, employment type and gender.

Employee Type/Gender	Business Services		Community Development		Development and Planning		Infrastructure and Environment		Innovation and Organisational Improvement		CEO		Total	Total FTE
	Total	FTE	Total	FTE	Total	FTE	Total	FTE	Total	FTE	Total	FTE		
Permanent FT-F	20	20	69	69	36	36	43	43	14	14	4	4	186	186
Permanent FT-M	27	27	23	23	20	20	200	200	14	14	2	2	286	286
Permanent PT-F	13	8.94	198	108.56	12	7.88	79	30.44	7	4.72	1	0.89	310	161.43
Permanent PT-M	1	0.42	35	15.94	5	3.77	28	9.24	0	0	0	0	69	29.37
Casual - F	2	0.61	116	12.17	30	6.91	12	4	6	0.32	0	0	166	24.01
Casual - M	0	0	33	3.3	17	5.26	12	0.65	6	1.06	0	0	68	10.27
Total													1085	697.08

FTE = Full-Time Equivalent FT = Full-Time PT = Part-Time F = Female M = Male

A summary of the number of full-time equivalent (FTE) Council staff categorised by employment classification and gender.



OUR ORGANISATION

EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

The City of Ballarat’s Equal Employment Opportunity program aims to ensure there is no discrimination relating to the characteristics listed under the *Victorian Equal Opportunity Act 2010* such as race, colour, sex, marital status, parenthood, physical or mental impairment, age, religious or political affiliation, gender identity and sexual orientation. Further objectives include ensuring the workplace is free from discrimination, bullying and harassment.

Indicators that measure the effectiveness of the program and the results for the 2019/20 year:

- **Indicator:** All new staff are directed to receive equal opportunity training as a part of their Induction within six months of commencement. Target: 100%. Completion result: 63%
- **Indicator:** Percentage of new employees receiving equal opportunity training within six months of commencement. Target: 100%. Result: 63%.
- **Indicator:** Percentage of existing employees receiving refresher equal opportunity training at least every two years. Target: 100%. Result: 66.7%*. All staff were directed to complete Equal Employment Opportunity refresher training over May and August 2020. Due to the COVID-19 pandemic a percentage of staff were not on duty over this period and will be required to complete the training after they return.

* Figure is based on a 1,100 staff headcount including networked and non-networked staff.

- **Indicator:** Number of contact officers per number of City of Ballarat employees. Target: 1:50. Result: 1:137. Due to turnover contact officers are due to be refreshed in 2020/21.
- The indicators are monitored on an ongoing basis by the City of Ballarat People and Performance team who regularly promote employee and management awareness, consider relevant issues and contribute to resolution and advice. City of Ballarat’s assessment of the achievement of the program’s objectives is that there were no breaches of the *Victorian Equal Opportunity Act 2010*.
- The actions taken to implement the program from July 2019 to June 2020 included releasing an updated version of the online Equal Employment Opportunity course that placed greater emphasis on 'protected attributes' and incorporated the previously released online on-demand course – “Gender Equality at the City of Ballarat” as an additional topic. The Equal Employment Program continued to raise awareness of gender-related discrimination, bullying and harassment as part of the induction/onboarding experience for new employees.



OUR PERFORMANCE

LIVEABILITY

Improve our community's quality of life

What this means

We will provide inclusive and accessible public spaces; quality services; and opportunities for our community to participate, feel safe and be active and healthy.

STRATEGIC INDICATORS

The following statement reviews the performance of the City of Ballarat during the 2019/20 financial year in relation to the strategic indicators in the Council Plan 2017/21.

Strategic indicator	Measure	Target	Result 2019/20	Comments
Improvement in each of the four Socio-Economic Indexes for Areas (SEIFA) for the Ballarat Local Government Area	The Index of Relative Socio-Economic Disadvantage (IRSD)	N/A	980	A low score means greater disadvantage, a high score means lesser disadvantage in general. A score of 980 in 2016 places Ballarat in the top 54% for LGAs nationally and the top 36% in the state. The four SEIFA are reported following each census every five years. The current figures are from the 2016 Census. The next SEIFA are due in 2022. The IRSD is calculated once every five years and released by the ABS in the year following the next census.
Improvement in each of the four Socio-Economic Indexes for Areas (SEIFA) for the Ballarat Local Government Area	The Index of Relative Socio-Economic Advantage and Disadvantage (IRSAD)	N/A	965	Summarises the economic and social conditions of people and households. A low score means greater disadvantage and less advantage, a high score means greater advantage and less disadvantage. A score of 965 in 2016 places Ballarat in the top 55% for LGAs nationally and the top 40% in the state. The current figures are from the 2016 Census. The next SEIFA are due in 2022.
Improvement in each of the four Socio-Economic Indexes for Areas (SEIFA) for the Ballarat Local Government Area	The Index of Education and Occupation (IEO)	N/A	986	Summarises the educational qualifications and skill levels of the workforce of communities. A low score means less education and occupational status, a high score means greater education and occupational status. A score of 986 in 2016 places Ballarat in the top 71% for LGAs nationally and the top 56% in the state. The current figures are from the 2016 Census. The next SEIFA are due in 2022. The IEO is calculated once every five years and released by the ABS in the year following the next census.
Improvement in each of the four Socio-Economic Indexes for Areas (SEIFA) for the Ballarat Local Government Area	The Index of Economic Resources (IER)	N/A	962	Summarises the income and wealth of communities. A low score means a lack of access to economic resources, a high score means greater access to economic resources. A score of 962 in 2016 places Ballarat in the top 31% for LGAs nationally and the top 23% in the state. The IER is calculated once every five years and released by the ABS in the year following the next census. The next SEIFA will be available in 2022.

OUR PERFORMANCE

Strategic indicator	Measure	Target	Result 2019/20	Comments
Health and wellbeing outcomes from the Health and Wellbeing Plan	Participation rate for the Walk to School program	25%	N/A	The Victorian Government's Walk to School program did not collect daily walking data from students in 2019, however there was a large increase in the number of local schools registered in the program.
Health and wellbeing outcomes from the Health and Wellbeing Plan	Annual bike count	N/A	N/A	Bike counters are being installed to monitor the bike routes included in the Bicycle Strategy.
Health and wellbeing outcomes from the Health and Wellbeing Plan	Number of people participating in Active April	6500	3,104	The Active April program was affected by the closure of the Ballarat Aquatic and Lifestyle Centre (BALC) due to the COVID-19 pandemic. Each year BALC distributes free passes to participants who register with Active April.
Health and wellbeing outcomes from the Health and Wellbeing Plan	Number of alcohol and drug free community events	N/A	75	The 75 events were facilitated by City of Ballarat's Youth Services, Cultural Diversity, Family and Children's Services and Events teams.
Health and wellbeing outcomes from the Health and Wellbeing Plan	Number of local organisations which are members of CoRE	80	122	Communities of Respect and Equality (CoRE) 2016-2020 is a plan to prevent violence against women and children in the Grampians Region. The plan encourages organisations to sign up with the Grampians CoRE Alliance and take an active primary prevention approach, by targeting change at the population level, addressing the underlying gendered drivers and conditions in which violence occurs. There are currently 122 organisations from government, community, sport, education and business across the Grampians region which have become members of the CoRE alliance.
Achieving a 10% increase in the number of recreation groups and members using the City of Ballarat's recreation reserves	Number of participants using the City of Ballarat's recreational facilities	10% increase	N/A	The Victorian Government restrictions due to the COVID-19 pandemic meant the closure of all sporting facilities and grounds across the municipality. Pre-pandemic several new sports and recreational pursuits commenced, including Pétanque and sword craft. Venues were identified and access facilitated for these new user groups.
An increase in consultation with children	Attendance by children in consultation events or programs	Four consultations with children per year	In progress	City of Ballarat departments continue to seek input from children regarding projects and initiatives. Children were consulted during Children's Week and Ballarat's Biggest Playgroup in November. Consultation with children was planned for an event in March, but cancelled due to COVID-19.
Increasing accessibility to support by helping residents to access Older Person National Pathways to Services	Delivery of information sessions and written materials to educate residents about accessing services	Deliver a general community newsletter and a minimum of one group meeting session each quarter	Achieved	36 group meetings with over 500 participants were held in 2019/20 - information was provided in a range of formats to best meet the needs of those attending. Quarterly newsletters were created and distributed.

OUR PERFORMANCE

Strategic Indicator	Measure	Target	Result 2019/20	Comments
Achieving a 10% increase in attendance at aquatic facilities	Attendance levels at Ballarat aquatic facilities	10% increase	7.93% increase in overall attendance figures across aquatic facilities over the first six months of the 2019/20FY (July – December 2019).	In 2019 there was a 7.93% increase in overall attendance figures across aquatic facilities. Due to the COVID-19 pandemic, aquatic facilities were closed in March in line with Victorian Government restrictions.
A 10% increase in community engagement by our older residents	Engagement of senior residents in social connections programs	10% increase	Exceeded the forecast increase	There has been a 46% increase in older residents' participation in social connections activities.



Ballarat Aquatic and Lifestyle Centre

OUR PERFORMANCE

MAJOR INITIATIVES

Major initiatives	Progress in 2019/20
<p>Create a new Municipal Health and Wellbeing Plan and implement key actions</p>	<p>City of Ballarat worked with other regional health partners on obesity prevention. Healthy Choices guidelines were implemented, work continued on initiatives from the Food Strategy, and a number of health promotion-based steering groups and initiatives were delivered, including:</p> <ul style="list-style-type: none"> • Ballarat Suicide Prevention Place Based Trial • <i>All In</i> – Responsible Gambling Project • Sons of the West • Daughters of the West • Construction of Sebastopol Men's Shed • Walk to School 2019 • Active April 2020 • Men's Health Week 2020
<p>Strengthen our city by making Ballarat a people and all-age friendly city via improved access, participation, inclusion and respect-based projects and programs</p>	<p>City of Ballarat continues to facilitate and deliver projects and programs to improve access, inclusion and participation across the city. During 2019/20 this included facilitating the Disability Advisory Committee, KEAG and Youth Council, supporting the Ballarat Seniors Festival and Awards, Youth Awards, Deaf Awareness Week and International Day for People with a Disability. The City of Ballarat has developed a new all-abilities Changing Places public facility at North Gardens and made further access improvements at the following facilities:</p> <ul style="list-style-type: none"> • Ballarat North Community Centre • Ballarat North Hall • Brown Hill Hall • Cardigan Village Community Hall • Main Road parklets • Miners Rest Primary School entrance footpath • Mount Pleasant Reserve • Sebastopol Library • Victoria Park Inclusive Play Space • Wall Street Reserve Sebastopol • White Flat Reserve • Essential hearing loop equipment installed at six major City of Ballarat venues • Mars Stadium <p>Access audits have been completed for the Ballarat Aquatic and Lifestyle Centre and for the Bakery Hill Master Plan.</p> <p>The Active Ageing team continues to progress the Ageing Well supports within the City of Ballarat and in partnership with external organisations.</p>
<p>Increase community participation through the implementation of the Social Infrastructure Program</p>	<p>The delivery of 13 Social Infrastructure Program projects - including upgrades at Albert Graham Reserve, Brown Hill Hall, North Gardens, Ballarat South Senior Citizens, Wendouree Community Dog Park, and the Miners Rest Community Hall - involved broad community engagement and participation. Over \$1.2 million was invested in local community facilities via this program.</p>
<p>Use community partnerships to create healthy and safe community places and open spaces for passive recreation</p>	<p>Engaged Communities led 28 face-to-face community engagement sessions for health and wellbeing-based improvements at community places and open space reserves. During 2019/20 direct onsite engagement took place at: Pennyweight Park, De Soza Park, Wendouree Community Dog Park, MR Power Park, Wendouree Recreation Reserve, Midlands Reserve, Sparrow Ground, Woolway Court, Doug Dean Reserve, Montgomery Street Reserve, Pioneer Park, Mount Pleasant Reserve, Royal Park, Lucas Community Hub, Sebastopol Men's Shed, Vickers Street Community Precinct, Albert Graham Reserve, Wall Street Reserve, Buninyong Botanical Gardens, Eureka Hall, Miners Rest Hall, Brown Hill, Cardigan Village Hall, Harold Street Shopping Centre, Delacombe Estate Revitalisation Project. The team also facilitated five township listening posts at Buninyong, Miners Rest and in the Ballarat CBD.</p>
<p>Develop the social capacity of our senior residents to keep participating in regular community life of their choosing</p>	<p>The Active Ageing team provided advice and input on projects to include older residents in planning, design, and outcomes, including: Integrated Transport and Land Use Planning, Bakery Hill Redevelopment, Lake Wendouree lighting and exercise equipment. Ongoing engagement with aged care providers to provide advice on programs for residents.</p>

OUR PERFORMANCE

<p>Increase participation across all genders and sporting codes by continuing investment in the city's recreational assets</p>	<p>Capital investments in sport and recreation facilities across the municipality as part of the core sporting infrastructure capital improvement program, including:</p> <ul style="list-style-type: none"> • Completion and event programming of Mars Stadium; received funding for Stage Two redevelopment • Ken Kay Ballarat Badminton Stadium changerooms upgraded • Eastern Oval Stage Two redevelopment completed • Completed Ballarat Sports Events Centre Stage One; received funding for Stage Two development • New track surface at BMX facility at Marty Busch Reserve • New female friendly change rooms at Western Oval • Change rooms and lighting upgraded at White Flat Recreation Reserve • Redeveloped soccer pitches and lighting upgraded at St Georges Reserve • Wendouree West Recreation Reserve Master Plan funded • LED lighting upgrades at six sporting facilities • Four sporting facilities will receive new female friendly change-rooms
<p>Plan for future growth by delivering sport and active living outcomes in Ballarat West</p>	<p>Funding application finalised for the re-development of facilities at Alfredton Recreation Reserve (\$3.7 million Victorian Government election commitment). This project also includes a funding commitment from Council of \$1 million. It will deliver a new bowls social facility, new football and cricket female-friendly change facilities and other upgrades to the sporting amenities at the reserve.</p>
<p>Transformed our entire library network into digital learning hubs</p>	<p>City of Ballarat libraries provide digital learning services as part of core service delivery from both static libraries and outreach sites. The team works with older residents to teach them how to navigate government online services and how to transact in the online environment in a safe way.</p>
<p>Adoption of the Municipal Emergency Management Plan (MEMPC) 2019-2021.</p>	<p>City of Ballarat successfully passed a mandatory audit of its MEMPC in August 2019 under the Victorian Emergency Management Act. All 24 audit criteria areas were successfully completed. City of Ballarat adopted the Municipal Emergency Management Plan 2019-2021 on 21 August 2019. In December 2019, emergency support was provided to Pyrenees Shire Council in response to the Lexton bushfire, including resourcing an emergency relief centre at Learmonth. City of Ballarat sent five officers to support the bushfire recovery efforts in East Gippsland in January and February 2020, including officers from Building, Environmental Health teams and ICT Services.</p>
<p>Develop a learning city by delivering targeted programs and projects.</p>	<p>In 2019/20, the Learning and Communities Hub team completed several significant programs and projects. The team has opened the newly refurbished Sebastopol Library and Maternal and Child Health Centre, and recently endorsed a major upgrade to the Ballarat Central Library. Planning for future libraries in Wendouree and the Delacombe Town Centre has commenced with some early site identification and this will continue into the next Council Plan. Participation in the Intercultural Cities program and bridging the digital divide have been completed and ongoing. The Youth Entrepreneur program was delivered in 2020 and will remain an integral part of Youth Services program delivery. A number of Youth Entrepreneur programs have been developed and delivered.</p>
<p>Improve community safety through initiatives such as urban design, public awareness and projects such as CCTV</p>	<p>Continued to fund security provision at the City Safe Taxi Rank and maintenance of public place CCTV across the Ballarat CBD. Annual multi-agency review meetings were held to monitor both initiatives during the year. Engaged Communities was involved in the urban design process for the Bridge Mall, and in partnership with the Major Projects team secured a grant of \$450,000 from the Australian Government for community safety upgrades at the Little Bridge Street Bus Interchange.</p>
<p>Increase participation across all genders and sporting codes by continuing investment in the city's recreational assets</p>	<p>The core capital sports infrastructure program of \$4 million has continued, enabling City of Ballarat to leverage increased investment through state and federal grant opportunities.</p>
<p>Develop our youth's capacity through a range of initiatives and developments</p>	<p>The Youth Services team facilitated an exciting and innovative range of programs for young people aged 12-25, designed to upskill, engage, inspire and provide new opportunities to develop personal skills and interests, while creating change in the Ballarat community. The initiatives include:</p> <ul style="list-style-type: none"> • Volunteering in the community through Youth Council and FReeZA programs • Youth-led project and events including Youth Awards, PopCon, Sonika Records, Victorian Youth Week and Open Mic nights • Developing social connections and friends through Girlspace and Young Men's Groups • Developing leadership and advocacy skills within Youth Council and Youth Collective programs to provide a youth voice to Council and the community through consultation with Councillors, Council departments, community organisations and the youth representative to the United Nations • Western Bulldogs Leadership Program, which had 14 young people graduate in 2019 • Providing new skills and training opportunities in areas of entrepreneur workshops, first aid, facilitator workshops, barista training, creatives in business, arts workshops and media training

OUR PERFORMANCE

SERVICES

Services	Service description
Access and Inclusion	The City of Ballarat currently delivers programs in Rural Access and Deaf Access with funding from the Department of Health and Human Services. These programs seek to advocate for, and support people with disabilities, to fully participate in public life. The programs have played a key role in flagship access and inclusion projects such as the Inclusive Play Space at Victoria Park. A key component of the service delivery in this area relates to implementation of City of Ballarat's Access and Inclusion Plan and coordination of the City of Ballarat Disability Advisory Committee. The Rural Access and Deaf Access services will no longer be funded by the Victorian Government from 30 June 2020. From this date the City of Ballarat will establish a new Access and Diversity role to ensure it can continue to provide inclusive services to the Ballarat community.
Best Start	Best Start program is a funded program supported by the Victorian Government Department of Education and Training. This program is a prevention and early intervention program that aims to improve the health, development, learning and wellbeing of all children living in Ballarat from birth up to eight with a focus on children experiencing vulnerability and Aboriginal children.
Childcare Centres	City of Ballarat's childcare centres are Girrabanya Integrated Children's Centre (long day childcare, occasional care and kindergarten), Wendouree Children's Service (long-day childcare and kindergarten).
Community Development	Community Development seeks to enhance opportunities for people to play an active role in community life and local decision-making. It also seeks to provide and facilitate key social and community-based initiatives that improve personal, physical and mental health of residents of all ages.
Community Safety	Community Safety provides leadership for the City of Ballarat in the areas of health and wellbeing, social policy and community safety. The team plays a representative role across the health and wellbeing sector, working in partnership on a range of programs and initiatives. Key areas of this service include the analysis of data and evidence in program and policy formation, program scoping and bid writing, monitoring and evaluation of initiatives as well as the development and monitoring of Council's Municipal Public Health and Wellbeing Plan.
Customer Service	Customer Service assists residents, ratepayers and visitors to engage with all City of Ballarat services. Customer Service provides a support service for all staff across the organisation through first point of external customer contact, including acting as a referral service to other organisations.
Emergency Management	Emergency Management provides support and recovery assistance to those affected by emergencies in the community. As part of the process, significant local risk management and emergency planning is undertaken in partnership with a number of emergency-related organisations to ensure that Ballarat and surrounding communities are well prepared for an all-hazards approach to emergency management.
Family and Children's Services	Family and Children's Services is responsible for provision, delivery and coordination of universal and targeted services to families and children in the Ballarat community. The strategic framework for this program is outlined in the Municipal Early Years Plan with governance via working groups.
Family Day Care	Family Day Care is an Australian Government approved childcare service. It is home-based care, with a ratio of one early childhood educator to four preschool-aged children, up to seven children in total. It offers family care - that is, siblings are cared for together, and care for school-aged children until the end of primary school.
Fire Prevention	The Fire Prevention team provides education, advice and prevention activities to better prepare the community ahead of the fire season. This service seeks to improve fire prevention across the city through awareness, education and the issuing of fire prevention notices and to identify City of Ballarat-managed land that requires fire mitigation works, either via fuel reduction burning or mechanical methods.
Grants (Community Impact Grants)	The City of Ballarat's grants program provides funding to community groups, businesses, event organisers and other stakeholders to deliver quality programs, events, products and services which bring a wide range of social, environmental and economic returns.
Home Support Program	The Commonwealth Home Support Program is a multi-activity service for eligible residents 65 years and over, funded through the Australian Government. Activities are designed to keep older people as safe and independent as possible in their homes and in the community. The program currently supports 2,868 residents annually.
Immunisation	Provision of government-funded childhood immunisation program as outlined in National Immunisation Program (NIP) schedule, with the exception of childhood flu. Vaccines are provided by the Department of Health and Human Services and administered by City of Ballarat Immunisation nurses. Service includes the contract provision of NIP childhood immunisation services to Golden Plains Shire and adolescent vaccination within 15 Ballarat secondary schools.

OUR PERFORMANCE

Services	Service description
Intercultural Services	Intercultural Services supports diversity in the City of Ballarat and the community, and provides direction for the organisation through a number of initiatives and programs including: the Intercultural City Strategic Plan 2017- 2021, the Reconciliation Action Plan, the Ballarat Multicultural Ambassador Program, and via support to the Ballarat Regional Settlement and Advocacy Committee and Council. To achieve the objectives of the Council Plan, there is potential that this program may involve international travel.
Library Services	There are three public libraries located at Ballarat, Wendouree and Sebastopol. The City of Ballarat also provides library services to areas such as Delacombe, Miners Rest, Warrenheip, Learmonth and Ballarat East via two library outreach vehicles.
Major Sports Facilities	City of Ballarat manages and operates a number of significant regional and state-level sporting facilities, each of which provides entertainment and participation benefits for the Ballarat community and the broader region. Each of the facilities is unique in its nature, however several programs that operate at Ballarat Aquatic and Lifestyle Centre are also provided at other venues by commercial operators.
Maternal and Child Health	The Maternal and Child Health Service is free for families with babies and children, from birth to school age. This service supports families with helpful information on a wide variety of topics in early parenting, child health and development, and family health and wellbeing issues. Maternal and Child Health provides specialist referrals, helps link families with local community-based supports, and enables social connections with other parents.
Meals on Wheels	Meals on Wheels aims to assist the elderly and those with disabilities to remain living independently for as long as possible. Meals are provided on an on-going basis for people who are unable to prepare food for themselves. This vital nutritional supplement is complemented by the monitoring and social welfare component of the service.
Parent Place	Parent Place is a free drop-in centre for parents and carers. Located in the Ballarat CBD, Parent Place has change and feeding facilities in a friendly environment. The team at Parent Place (run by Family and Children's Services staff with support from an energetic and passionate group of volunteers) provides general support and information about a range of Family and Children's Services, including childcare, kindergarten, playgroup, family day care, immunisation, Maternal and Child Health nurses and breastfeeding support.
Positive Ageing	The Positive Ageing service continues to support and advocate for seniors in our community. Current projects include the award-winning Memory Atlas and planning for age-friendly spaces in Council's place-based master plans. City of Ballarat assists seven Senior Citizens centres to operate across the city and City of Ballarat officers meet with representatives of the Ballarat Seniors Citizens Association.
Regional Assessment Service (RAS)	RAS is a clinical service as part of the My Aged Care national system for Older Persons. RAS staff work with residents to determine what services they need to remain living safely and independently in the community.
Social Research and Planning	This service researches and plans for Health and Wellbeing, Social Policy and Community Safety. This includes the analysis and use of data and evidence in the formation of programs and policies, program scoping and bid writing, and the monitoring and evaluation of initiatives.
Sport And Active Living programs	Sport and Active Living oversees delivery of programs, develops policy and delivers capital projects in accordance with the Sport and Recreation policy. Key service areas include: sporting and active living infrastructure planning and delivery, strategic planning for sport and active participation, sporting club support, management of major sport events, such as AFL events, and oversight of sporting activities at Lake Wendouree.
Supported Playgroups	Supported Playgroups are funded through the Victorian Government Department of Education and Training. The program aims to achieve improved learning, development and wellbeing outcomes for disadvantaged children by supporting improved parent-child interaction.
Youth Services	The City of Ballarat believes in the vision, voices and creativity of young people and facilitate an exciting and innovative range of programs for young people aged 12 -25. These programs are designed to upskill, engage, inspire and provide new opportunities to develop personal skills and interests while creating change in the Ballarat community. Programs and initiatives focus on volunteering, leaderships skills, advocacy, project and event management in areas of live music, arts, recreation and youth topics.

OUR PERFORMANCE

SERVICE PERFORMANCE INDICATORS

The results of the Service Performance Indicators as prescribed by the *Local Government Act 1989* and the *Local Government (Planning and Reporting) Regulations 2014* and which form part of the Report of Operations are listed below.

AQUATIC FACILITIES - Service performance indicators					
Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
<p>Service standard AF2 – Health inspections of aquatic facilities [Number of authorised officer inspections of Council aquatic facilities / Number of Council aquatic facilities]</p>	2.57	2.86	2.29	1.29	Ballarat City Council had a focus on pools in the 2016 financial year, including education and improved operator processes in conjunction with our recreation team. This resulted in the early identification and rectification of issues before the following seasonal pool opening. This resulted in significantly improved compliance rates and reduced follow-up inspections over following years. There was also aquatic facility equipment investment which reduced equipment failure issues. In addition, the impact of COVID-19 resulted in no testing later in the year, with outdoor pools shutting down slightly earlier than anticipated and indoor pools being shut for over three months.
<p>Utilisation A6 – Utilisation of aquatic facilities [Number of visits to aquatic facilities / Municipal population]</p>	6.22	5.68	6.06	4.42	Ballarat City Council had seen an increase of 20,000 visits to indoor pools for the financial year up to and including February 2020 compared to last February. However, the outdoor pools have seen a decrease for the same time of 20,000 visits. The impact of COVID-19 has resulted in cancelled school swimming carnivals, restricted time limits and facility closures.
<p>Service cost A7 – Cost of aquatic facilities [Direct cost of aquatic facilities less income received / Number of visits to aquatic facilities]</p>	New in 2020	New in 2020	New in 2020	\$4.33	Ballarat City Council aquatic facilities were impacted by COVID-19 over the last quarter of the 2020 financial year due to reduced income from closures. A small portion was offset by employee cost reductions as staff were redeployed to other services such as Meals on Wheels and Corporate Services.



OUR PERFORMANCE

LIBRARIES - Service performance indicators

Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Utilisation LB1 – Library collection usage [Number of library collection item loans / Number of library collection items]	5.19	5.16	5.51	4.00	Due to COVID-19, Ballarat City Council libraries were closed to the public from March to May and returned in limited capacity in June. There was an increased demand for borrowings before shutdown.
Resource standard LB2 – Standard of library collection [Number of library collection items purchased in the last 5 years / Number of library collection items] x100	63.30%	63.50%	64.12%	65.97%	Ballarat Central Library has 18,000+ items in its local history collection. Its significant size and age distort the percentage proportion of items purchased in the past five years. Collection management practices are leading to an ongoing improvement in the resource standard.
Participation LB4 – Active library borrowers in municipality [Number of active library borrowers in the last three years / The sum of the population for the last three years] x100	12.92%	12.43%	12.75%	12.19%	Due to COVID-19, Ballarat City Council libraries were closed to the public from March to May and returned in limited capacity in June. There was an increased demand for borrowings before shutdown and continued e-book services throughout the shutdown, resulting in a small decrease in active library borrowers in this financial year.
Service cost LB5 – Cost of library service per population [Direct cost of the library service / Population]	New in 2020	New in 2020	New in 2020	\$30.96	

MATERNAL AND CHILD HEALTH (MCH) - Service performance indicators

Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Service standard MC2 – Infant enrolments in the MCH service [Number of infants enrolled in the MCH service (from birth notifications received) / Number of birth notifications received] x100	99.07%	101.63%	103.47%	102.80%	
Service cost MC3 – Cost of the MCH service [Cost of the MCH service / Hours worked by MCH nurses]	\$84.99	\$88.99	\$83.85	\$65.35	Ballarat City Council had a significant increase in EFT in the 2020 financial year due to more funding being received for the MCH program. The effects of COVID-19 had limited impact with a transition to telehealth and alternative service modes. Some new funded initiatives were put on hold due to the COVID-19.
Participation MC4 – Participation in the MCH service [Number of children who attend the MCH service at least once (in the year) / Number of children enrolled in the MCH service] x100	78.30%	73.37%	72.48%	71.63%	
Participation MC5 – Participation in the MCH service by Aboriginal children [Number of Aboriginal children who attend the MCH service at least once (in the year) / Number of Aboriginal children enrolled in the MCH service] x100	54.88%	55.43%	64.52%	71.56%	The lower percentage in Aboriginal children participation in the funded MCH service is due to the local Aboriginal co-operative running a similar service. Client can access both services or choose either one of these services. We have a lower intake of indigenous newborns to the MCH program due to some families choosing the Aboriginal co-operative child health program. Ballarat City Council has seen an increase in participation over the last four years due to a focus on indigenous partnership work, cultural safety of facilities and health service provisions, professional development with nurse teams, support from Council's Aboriginal Liaison Officer and MCH representation within indigenous networks.
Satisfaction MC6 – Participation in 4-week Key Age and Stage visit [Number of 4-week key age and stage visits / Number of birth notifications received] x100	New in 2020	New in 2020	New in 2020	96.57%	

OUR PERFORMANCE

PROSPERITY

Advance our economic position
as the capital of western Victoria

What this means

We will deliver activities and projects that are worthy of our position as the capital of western Victoria and will capitalise on this leadership to drive jobs and investment across the region.

STRATEGIC INDICATORS

The following statement reviews the performance of the City of Ballarat during the 2019/20 financial year in relation to the strategic indicators in the Council Plan 2017-2021.

Strategic indicator	Measure	Target	Result 2019/20	Comments
Annual City of Ballarat Customer Satisfaction Survey results	Community survey Service performance overall	Improvement in community satisfaction with overall service performance	Data not yet available	The Annual Customer Satisfaction Survey was completed by City of Ballarat in May 2020. It was a modified survey due to the COVID-19 pandemic. Customers were asked the mandatory questions required by the Local Government Performance Reporting Framework. Results of this survey will be released in the second half of 2020.
Positive community and business feedback	Community survey Perceptions of overall council performance changes over time	80% respondents regard City of Ballarat's overall performance as the same as or better than previous years	Economic Development assisted more than 200 businesses in 2019/20. More than 600 businesses contacted the City of Ballarat during the COVID-19 shutdown, the response to the support received was overwhelmingly positive	The Annual Customer Satisfaction Survey was completed by City of Ballarat in May 2020. It was a modified survey due to the COVID-19 pandemic. Customers were asked the mandatory questions required by the Local Government Performance Reporting Framework. Results of this survey will be released in the second half of 2020. However, records taken from the business interaction register show the response has been overwhelmingly positive.
Improvement in planning permit key performance indicators	Percentage of planning permit applications decided within 60 calendar days	80	Achieved	Work is continuing to improve processes, the team is building towards an end of year decision rate of 88%. The team's focus remains on improving core business processes.
Meeting timelines, budget and quality measures	Satisfy Local Government Act requirements with regard to budget adoption, council plan, annual statement	All legislative requirements met	Achieved	As per the <i>Local Government Act 1989</i> , City of Ballarat met all timelines with regard to budget adoption, council plan, and annual statement.
100 per cent delivery of programmed major and events	All program community events delivered	100%	100%	Successful delivery of all programmed major and events, including White Night, Split Milk, Cycling Australia Road National Championships, Summer Sundays, Ballarat Begonia Festival, Ballarat Heritage Weekend (online), Ballarat Winter Festival (online).
Gross Regional Product (GRP) shows positive growth that matches or exceeds growth across the state economy (Source: REMplan annual economic report)	Percentage growth in Ballarat's Gross Regional Product estimate compared with percentage growth in Victoria's Gross State Product estimate	Improvement in Ballarat's rate of economic growth equal to or better than the state economy	Achieved in 2019. 2020 was impacted by the COVID-19 pandemic	Ballarat's GRP grew by 3.94% in 2019. This is equivalent to the growth of the Victorian economy in 2019.

OUR PERFORMANCE

MAJOR INITIATIVES

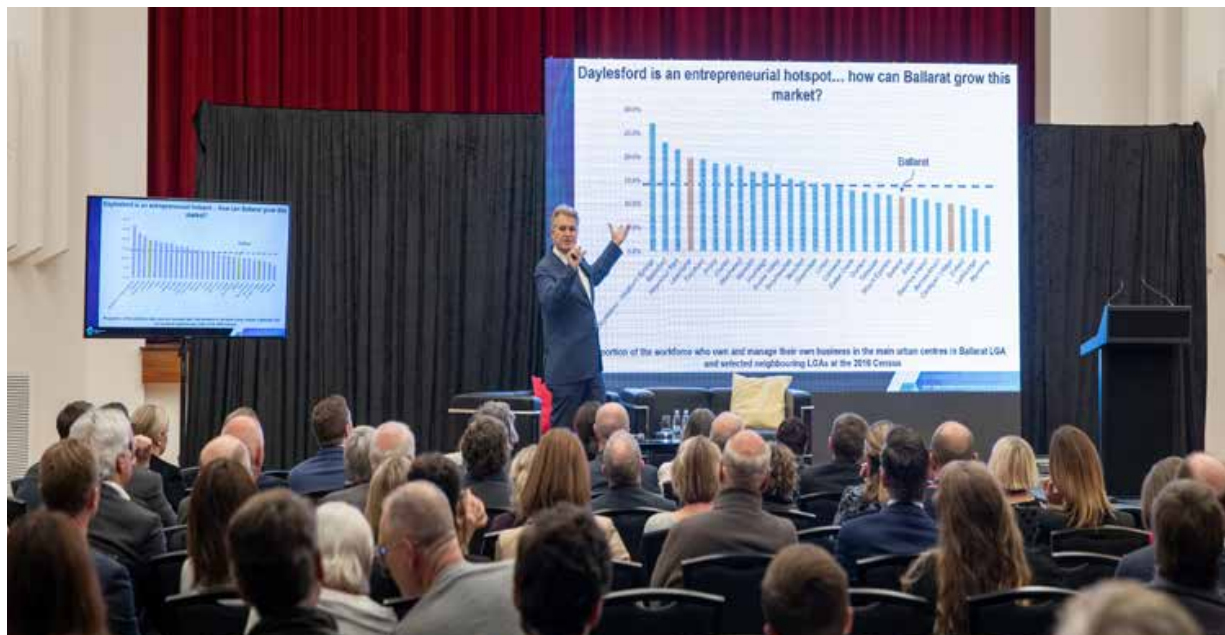
Major initiatives	Progress in 2019/20
Developing an integrated Ballarat Health and Knowledge Precinct Masterplan that supports future development of the precinct	The Ballarat Health, Knowledge and City Living Precinct Master Plan has been developed and a range of consultation has been undertaken with key stakeholders and residents. The plan is related to the \$461.6 million major redevelopment plans for the Ballarat Base Hospital site; a final version of the master plan will be released once concepts for the redevelopment are confirmed.
Progress design and delivery of the Civic Hall project	Civic Hall Stage One redevelopment is complete, an official opening was held in March 2019. The facility is now managed in-house. A range of community and commercial events have been held in the hall including the Australia Day Awards and a Summer Sundays concert. Civic Hall Stage Two has been funded by the City of Ballarat and is due for completion in 2021. City of Ballarat has applied to the Victorian Government for COVID-19 economic stimulus funding to deliver improved access and linkages in the Civic Hall/GovHub/Central Library Precinct.
Implement the Ballarat Economic Program to facilitate investment and Ballarat jobs	The Economic Development team has facilitated more than \$300 million in planning permit and infrastructure investment into Ballarat West Employment Zone (BWEZ), lead business engagement for major renewal precincts including Bakery Hill, Bridge Mall and Latrobe Street saleyards, and has directly facilitated major new developments in the CBD and key growth areas. The team has delivered better approvals processes to streamline City of Ballarat interactions with businesses and cut red tape; developed and implemented short and long-term COVID-19 economic recovery plans; co-ordinated major submissions and advocacy to Victorian and Australian Government inquiries on waste and the circular economy, decentralisation, regional development and COVID-19 stimulus programs. The team has also established a COVID-19 Economic Recovery Contact Centre and supported more than 600 local businesses in the hardest impacted sectors.
Generate CBD jobs	1,000 jobs will be secured at the Civic Hall Precinct with the Victorian Government's GovHub project. The City of Ballarat will continue advocacy for a second decentralisation project. In 2019, Council adopted the Bakery Hill Master Plan and has made progress towards renewing key sites including the allocation of \$15 million toward implementation over a three-year program. Development and design is well progressed. There has been significant advocacy undertaken for the Ballarat Station Precinct development and redevelopment of the suburban bus interchange.
Implementation of an Events, Arts and Culture Strategy (including film) and facilitate new regional and state significant events and festivals	The 2018–2028 Ballarat Events Strategy has been delivered as per the implementation plan. The strategy is incorporated into the assessment and recommendations of Tourism Event grant applications. During development of the 2018-2028 Ballarat Events Strategy work also began on the Creative City Strategy to specifically address the needs of Arts and Culture development. As a result, the Events, Arts and Culture Strategy (including film) has been developed into the above two specific strategies. Arts and Culture programming is now captured through the Creative City Strategy, with revised KPIs and targets. All listed events in the strategy have been delivered, including a number of virtual events following the emergence of COVID-19.
Implement headline actions from the Ballarat Strategy	The '10 Minute City' and 'City in a Landscape' key initiatives have included: <ul style="list-style-type: none"> • New Housing Plan under development • Local area planning and township planning program is well progressed • Urban renewal program has progressed to encourage new economic activity and infill development • Integrated transport plan has been completed and adopted • \$9.3 million funding from TAC for the Cycling Action Plan implementation has progressed across a number of sites: construction was completed on a number of safety improvements on Sturt Street in the vicinity of major schools. Designs finalised for the Warrenheip Gully Trail and key linkages from the east of the city onto the Canadian Creek Trail • The Urban Forest Action Plan was adopted and a major tree planting program to support 40 per cent canopy in suburbs vulnerable to heat stress has begun in Wendouree • City Design Studio has progressed with important amenity and streetscape projects to improve Ballarat's liveability • Long Term Growth Options Investigation Review completed and presented to Council in 2019. The planning scheme amendment to support this plan is in preparation; growth area planning controls will occur in multiple stages in conjunction with the preparation of Precinct Structure Plans (PSPs). This project will continue for the next three to five years • Lake Wendouree Master Plan was adopted by Council; progress is being made towards its implementation - including funding received for lighting and exercise equipment, with installation scheduled for completion in 2021

OUR PERFORMANCE

MAJOR INITIATIVES

Major initiatives	Progress in 2019/20
Develop Ballarat as a leader in adaptive businesses capability, innovative manufacturing, arts and tourism	<p>The following initiatives have been completed:</p> <ul style="list-style-type: none"> • Economic Program 2014 - 2019 • Ballarat Prosperity Framework (2020) • Ballarat Events Strategy 2018 - 2028 • Creative City Strategy • Designated UNESCO Creative City <p>City of Ballarat is currently developing a first-of-it-kind Traveller Experience Plan.</p> <p>The City of Ballarat has coordinated and delivered an inspiring series of capacity building sessions for the local business, professional and school communities including global brand insights with Pausefest, growth and demographic trends and regional opportunities with Bernard Salt, The Future Lab and Mel Neil regarding the visitor economy and positive psychology. In addition, the team has delivered a series of event management workshops for local event specialists. Business development programs and training initiatives compiled for micro-businesses and creative industries to build business sustainability.</p>
Develop Ballarat as a leader in digital transformation and ICT	<p>The Digital Services Strategy 2016-2020 has been delivered. Projects continue to be delivered in alignment with the key outcomes outlined in the strategy including: the deployment of a citywide Internet of Things network for community use; continued support of Digital Hubs at Ballarat's libraries to build digital literacy in our community; new City of Ballarat website; Ballarat recognised as a national leader in the release of Open Data via our Open Data Platforms; support for new co-working spaces throughout the city; strong partnership with Federation University through successful Smart Cities and Suburbs Funding.</p>
Ballarat Integrated Transport Action Plan	<p>Ballarat Integrated Transport Action Plan was finalised and adopted by Council in August 2020. Implementation has already commenced and a new advocacy program for State Government support is underway.</p>
Deliver the Ballarat Waste to Energy project	<p>The Waste to Energy facility project for Ballarat has been impacted by Victorian Government policy uncertainty. The release of the Recycling Victoria Report has provided some direction, but the project remains on hold pending further detailed policy guidance.</p>

Bernard Salt at Pausefest



OUR PERFORMANCE

SERVICES

Services	Service description
Arts and Culture	Arts and Culture supports community access to quality arts and cultural activities through facilitation and engagement programs and year-round programming. The scope of work includes: supporting community art and pathways for local artists, makers and creatives; the public art program including commissioning, management and conservation of the public art collection, and the development and monitoring of Creative City implementation plans. The focus of the unit is to work towards helping creatives to establish sustainable practices, attract new creative industries to the city, and developing our offerings to support our UNESCO designation.
Economic Development	The Economic Development team is focused on supporting existing businesses, attracting jobs and investment to Ballarat, and supporting a pro-business environment for Ballarat. The team works with business to advocate on its behalf for regulatory reform, pursues new and emerging opportunities for the city, seeks to reform and improve City of Ballarat practices to maximise local benefit from projects and investments, and supports Ballarat's advocacy to the Victorian and Australian Governments for partnership opportunities. During the COVID-19 shutdown the Economic Development team has provided support to the hardest hit industries across the economy, worked with other community leaders to coordinate the response, and provided clear and insightful leadership on the recovery.
Festivals and Events	The Events team delivers and supports a wide range of small and large civic, tourism, and community events and festivals. The events supported and delivered are selected based on the beneficial social outcomes they bring for the Ballarat community and their impact on regional tourism and the economy. Events include ANZAC Day, Christmas festivities, Ballarat Begonia Festival, White Night, Ballarat Winter Festival, and Ballarat Heritage Weekend. The Events team also supports and fosters the growth of the local events sector through the delivery of Tourism Grants, professional development workshops, specialised advice and support in securing permits for events (including filming permits).
Grants Attraction	Strategic Grants Attraction has a focus on securing grants to support the delivery of the Council Plan (2017- 2021). The service works with many business units across the City of Ballarat to plan, prepare and submit funding bids.
Project Management Office	The Project Management Office includes the Major Projects Unit and provides organisation-wide support and plans for, partners in, and delivers projects that achieve sustainable commercial and industrial development, as well as key infrastructure projects that provide a high quality of life for a growing population.
Major Venues	Responsibility for major venues owned and managed by Council including Civic Hall, Ballarat Mining Exchange, Her Majesty's Ballarat, Art Gallery of Ballarat and the Eureka Centre – Home of the Eureka Flag
Statutory Planning	Statutory Planning plays a key role in implementing the strategic land use direction set out under the Ballarat Planning Scheme. The team works proactively with our community providing advice on Statutory Planning requirements in the municipality.
Strategic Planning, Urban Design, and Heritage	Strategic Planning manages the Ballarat Planning Scheme and undertakes strategic land use planning to support growth and prosperity in the municipality. The Design Studio provides statutory referral services for statutory planning applications and advice related to vegetation matters, open space planning, urban design, landscaping design, sustainable and active transport. Heritage provides statutory referral services for planning applications, coordinates the Heritage Grants program, provides advice to the community on heritage matters, advocates for restoration opportunities, coordinates Ballarat's international historic city collaboration and partnerships with UNESCO and the World League of Historical Cities, and the implementation of the Heritage Plan.
Tourism	Council provides significant funding to support the Ballarat tourism industry which has been identified as an emerging sector in the Ballarat economy. This funding is provided to deliver marketing, product development, industry development and research. Delivery of our highly successful festivals and events program, the Tourism Events Grant Program and film industry support are accounted for under the 'Festivals and Events' part of this budget. This service has now been incorporated into the organisation rather than operating as a separate entity.

OUR PERFORMANCE

SUSTAINABILITY

To protect, maintain and enhance our built and natural assets

What this means

We will plan for growth to ensure our community's infrastructure and natural environment are protected and improved, and our city's connectivity is sustainably enhanced.

STRATEGIC INDICATORS

The following statement reviews the performance of the City of Ballarat during the 2019/20 financial year in relation to the strategic indicators in the Council Plan 2017-2021.

Strategic indicator	Measure	Target	Result 2019/20	Comments
Communities able to demonstrate increased resilience, awareness of risk and active participation in preventative planning as defined in the National Disaster Resilience Framework (Source: Australian Emergency Management Institute reports)	Perceptions of neighbourhood - people are willing to help each other	Improvement in perceptions	Anecdotally communities are banding together to help each other. This has been evident during the devastating summer 2019/2020 bushfires and the COVID-19 pandemic	Emergency Management is involved in promoting key messages from control agencies regarding preparedness, prevention, response, relief and recovery and participates in community education sessions.
Reduction in waste sent to landfill per capita greater than the state average (Source: Sustainability Victoria Annual Reports sustainability.vic.gov.au)	Diversion rate of household kerbside waste from landfill	Achieve 70% diversion of waste to landfill by 2022	44.4% diversion	A diversion rate consistent with previous years was maintained due largely to the establishment of a temporary local recycling plant following the collapse of City of Ballarat's recycling contractor SKM Recycling and introduction of the Pass on Glass initiative, which enabled resumption of commingled recycling contracts.
95% of annual Infrastructure and Environment Capital Delivery program completed	% of annual Infrastructure and Environment Capital Delivery program completed	95%	90%	Extra projects were added to the program in the 2019/20 financial year due to success in government grant applications. Delays in the evaluation approval process also contributed to a % reduction in completed projects.
Meeting timelines, budget and quality measures	Satisfy Local Government Act requirements with regard to budget adoption, Council Plan, annual statement	Satisfy all legislative and regulatory reporting requirements	Achieved	City of Ballarat met timelines with regard to budget adoption, Council Plan, and annual statement as per the <i>Local Government Act 1989</i> .



Strategic indicator	Measure	Target	Result 2019/20	Comments
Progress towards the 2025 targets of carbon neutrality and 100% renewables	Progress toward 2025 target of carbon neutrality of Council from 2017/18 level	100% carbon neutral	Reduction of corporate emissions by 8.5% since 2018 (current total of 35,697 tonnes per annum of CO2 equivalent compared with 39,000 in June 2018)	City of Ballarat has commenced implementation of its Carbon Neutrality and 100% Renewables Action Plan (adopted in April 2019). Key actions undertaken include: appointment of a Sustainability Officer to deliver key actions from the plan; expansion of Lucas Community Centre's solar installations; new solar system installed at Ballarat North Community Hub; installation of new LED light towers at six sporting precincts; detailed design progressed for the planned city-wide LED retrofit of residential street lighting; procurement stages progressed for 100% renewable energy in partnership with Councils from across Victoria; investigations for alternative energy use at the Ballarat Aquatic and Lifestyle Centre; facilitated installation of a second renewable energy facility fuelled by landfill methane, doubling the capacity to 12,000mwh/year and providing renewal energy to the grid locally that is equivalent to the homes of Haddon, Smythesdale and Scarsdale combined.
Reduce City of Ballarat's potable water consumption to below 2.4 kilolitres per person	Reduce City of Ballarat's potable water consumption to below 2.4 kilolitres per person	2.4KL/Capita	2.3KL/Capita	Reduction of more than 23% (from >3KL/ Capita to 2.3KL/ Capita) due to seasonal conditions in 2019/20. No additional water savings initiatives progressed since Learmonth Recreation Reserve project in 2018. The Victoria Park and Wendouree West recycled water schemes are yet to commence in-line with the current capital works programs for those sites.

OUR PERFORMANCE

MAJOR INITIATIVES

Major initiatives	Progress in 2019/20
Advocate for improvements and investments in sustainable transport including rail and electric vehicles	A major ongoing advocacy program was undertaken to attract funding for the Ballarat Link Road and an ongoing contribution to the Ballarat Rail Line Action Committee. City of Ballarat is partnering with major Victorian regional municipalities to develop a business case and advocate collectively for fast rail to service regional Victoria. City of Ballarat has also partnered with Chargefox, Australia's largest electric vehicle charging network, to install multiple electric vehicle charge points at Alfred Square in Ballarat's CBD. The City of Ballarat has also received \$9.3 million in funding from the Transport Accident Commission via VicRoads for investments in cycling and walking (active transport) infrastructure in Ballarat.
Deliver integrated waste management	City of Ballarat has commenced implementation of the Resource Recovery and Waste Management Strategy that was adopted by Council in June 2018. A working party has established a Pass on Glass initiative which involves the separation of clean glass for other recycling streams, allowing commingled recycling to continue more efficiently. Additional funding is being sought for the development of an All Waste Interchange (AWI) and an additional investigation has begun into financial models for improved resource recovery at an AWI business case for a regional scale Materials Recovery Facility. It has been put forward to multiple government programs for funding support.
Beautification of entrances and boulevards	In 2019/20 the City of Ballarat Parks and Gardens team achieved the following outcomes: <ul style="list-style-type: none"> • Replanted more than 30 annual display garden beds in the Ballarat Botanical Gardens and the boulevard entrances on Victoria, Albert, Sebastopol and Sturt Streets • Completed upgrade works to the gardens, fences and stone edging in the Lydiard to Grenville Streets block • Completed lawn renovation works in the irrigated central median lawn sections of Sturt Street. • Installed new landscaping at the George Treloar Memorial • Continued the Victoria Street irrigation renewal and central median landscaping programs. • Irrigation improvements to the Sturt Street medians • Design work underway to extend irrigation from Pleasant Street to the Arch of Victory in the medians • Worked with VicRoads to enhance the central median following works in front of St Patrick's College and the new median gardens in Mair Street • Upgraded the landscape on several roundabouts across the city • Installed the Pop-Up Park in Albert Street in the Ballarat CBD • Continued avenue tree plantings in main city entrances • Replaced an established palm tree at the Civic Hall Gardens • Removed a block of end-of-life pine and cypress trees on Learmonth Road, completing the removal of the high-risk trees
Deliver a sustainable approach to environmental management for Ballarat by working with community stakeholders: Central Victorian Greenhouse Alliance Action group; Catchment management and landcare groups; Regional Sustainability Alliance Ballarat	City of Ballarat worked with Central Victorian Greenhouse Alliance on the progression of Local Government renewable energy power purchasing opportunities, and planning for a state-wide electric vehicle charging network. In partnership with key community and agency stakeholders, City of Ballarat commenced preparation of a Living Corridors Action Plan to improve biodiversity and habitat links across the east of Ballarat. City of Ballarat continued to be a supporter of the Regional Sustainability Alliance Ballarat.
Develop a state-of-the-art animal shelter facility for Ballarat and the region	Investigations continue into funding sources for a new animal shelter. Improvement works at the existing animal shelter included increasing the number and quality outdoor dog runs, increased security measures for staff and animals, and new cat colonies to house up to 50 cats. The Animal Shelter and Information Technology teams are rolling out Shelter Mate, a new software system used to better track and manage animal health, adoptions and movement.
Facilitate a sustainable outcome for the relocation of the Ballarat Agricultural and Pastoral Society (BAPS)	City of Ballarat entered into a strategic partnership with Ballarat Agricultural and Pastoral Society (BAPS) to assist in the transition of the Ballarat Showgrounds facility to an identified site in Mount Rowan. Commercial arrangements continue to progress between BAPS and Regional Development Victoria in regard to relocation. City of Ballarat continues to support BAPS with a strategic partnership.

OUR PERFORMANCE

Major initiatives	Progress in 2019/20
Increase the level of government funding for maintaining core assets such as roads, bridges and drainage	<p>City of Ballarat continues its advocacy work at both state and federal level for increased funding for a major suite of City of Ballarat assets. Applications made to Deputy Prime Minister's office The Hon Michael McCormack MP for funding to complete land transport projects in Ballarat. The results are pending. A submission has been made to Round Five of the Bridge Renewal Program. The City of Ballarat was also successful in receiving \$1,532, 904 from the Australian Government's Local Roads and Community Infrastructure Program (LRCI). The funds will contribute towards the rehabilitation of Armstrong Street South, Ballarat Central between Dana Street and Eyre Street and the rehabilitation of Langstaff Drive, Wendouree between Manneville Street and Molbray Street.</p> <p>Victorian Government funded projects include:</p> <ul style="list-style-type: none"> • Cuthberts Road/ Whites Road roundabout construction (\$1.2 million) • Sturt Street between Dawson and Grenville Streets (\$1.0 million) • Cedar Drive and Poplar Avenue in Victoria Park, roundabout construction (\$500,000) • Franklin Bridge bridge renewal, Scotchman's Lead Road, Scotchman's Lead (\$2.8 million) • Gillies Road road rehabilitation project between Millers and Jubilee Roads, Bald Hills (\$800,000) • Ring Road/McKenzie Drive, Mitchell Park Road road rehabilitation (\$600,000) • Cuthbert's Road rehabilitation between Dyson Drive and Elaine Avenue, Alfredton (\$1.8 million) • Charlesworth Street - dam wall construction
Develop a waterway enhancement program in conjunction with catchment management and water authorities	<p>City of Ballarat continues to work with Corangamite Catchment Management Authority (CMA) to care for the Yarrowee River and its tributaries and with the Glenelg Hopkins CMA in respect to the Burrumbeet Creek.</p> <p>Initiatives out of the Integrated Water Management Plan included funding submissions for waterways enhancement projects, in particular the development of the new Yarrowee Masterplan.</p>
Deliver enhanced flood protection for Ballarat	<p>Works underway including Miners Rest drainage and Mair Street project. Major projects such as the Gong rehabilitation, Charlesworth Street retarding basin, and Mair Street major pipe projects are continuing to progress. Eleven waterways have been mapped and are currently being proofed in preparation for a planning scheme amendment for land subject to flooding.</p>
Develop and implement initiatives with targets for emissions reductions	<p>The Circular Economy Plan and Carbon Neutrality and 100 Percent Renewables Action Plans have been completed and adopted. City of Ballarat continues to work with Grampians New Energy Taskforce to complete the renewable energy roadmap, and Federation University to secure funding for a renewable education centre.</p> <p>A Sustainability Officer - Carbon Neutrality, commenced on 8 April 2020 with the Environmental Services team. The Officer will implement the key initiatives of the Carbon Neutrality and 100 Percent Renewables Action Plan.</p>
Develop and implement climate change adaptation initiatives	<p>The Urban Forest Action Plan was adopted by Council in 2019 and is focused on future proofing the public realm by mitigating temperature increases through shading, increased carbon sequestration, reduced run-off, increased ground water re-charge and improved amenity for living and working. The City of Ballarat has subsequently committed \$500,000 each year to tree planting which aims to deliver 1,500 trees per year. Precinct planting plans have been prepared in two of Ballarat's lowest tree canopy cover precincts - Wendouree and Sebastopol. These plans will guide planting programs. As part of this, the City of Ballarat presented the Urban Forest Action Plan at DELWP's Community Climate Adaptation Workshop. The City of Ballarat will continue actively pursuing opportunities to green Ballarat.</p> <p>The new bike path is currently under construction from Pleasant to Dawson Streets. The closure of Windemere Street as parklet and greening of the outstands in this section of Sturt Street will result in approximately 500m² of asphalt converted to green space.</p>
Complete and deliver the Ballarat Integrated Transport Action Plan	<p>Development of the Ballarat Integrated Transport Action Plan is progressing as part of a wider program of integrated planning. Papers have been prepared for a range of transport modes including rail, walking, buses and urban transit. Integration of transport needs with land use policies is currently underway, linking land use planning for a much larger city with future travel demand. The draft transport plan currently under development will go before Council for adoption in the second half of 2020.</p>
Complete the Ballarat Link Road to the Glenelg Highway	<p>City of Ballarat continues to advocate for funding for this \$60 million arterial link road to improve travel times and reduce congestion as the city grows. This project was one of the six key projects advocated for by the Ballarat Now and Into the Future stakeholder group during the 2018 Victorian election, as well as a priority project during the 2019 Federal election and most recently with COVID-19 recovery projects. This project remains a key priority of the City of Ballarat and if it remains unfunded by 2021, it will be included in the next Council Plan.</p>
Deliver Ballarat Strategy headline actions, including Waste to Energy project	<p>On 26 February 2020, the Victorian Government released its Circular Economy Policy - Recycling Victoria: A New Economy. As part of this policy, the Victorian Government will develop a Waste to Energy framework over 2020 to take effect in 2021. In April, Council resolved to delay progressing a market based expression of interest process for an energy recover facility after the State Government has released its waste to energy framework.</p>

OUR PERFORMANCE

SERVICES

Services	Service description
Animal Control	Animal Management is a mandatory function of City of Ballarat and is guided under the <i>Domestic Animals Act 1994</i> . The Act informs the <i>Domestic Animal Management Plan 2017–21</i> , which provides the blueprint for all Animal Management activities and services. This includes animal registrations, investigation of dog attacks and breeding establishments, management of off-leash areas and promotion of responsible pet ownership. Animal Control also includes the management of the Ballarat Animal Shelter.
Asset Management	Asset Management includes the maintenance of an Integrated Asset Management System and data registers, inspections of City of Ballarat's infrastructure assets, development and maintenance of asset management plans for all of City of Ballarat's assets, including roads and associated infrastructure, drainage, facilities, open space, trees; and ensuring the City of Ballarat has strategic asset management practices in place.
Ballarat Aerodrome	Ballarat Aerodrome is a significant aviation facility servicing western Victoria. The airport is an important infrastructure, economic and social asset for the City of Ballarat. It accommodates a wide mix of activities including aviation businesses, recreational aviation uses, community hubs and emergency services operations.
Building and Facilities Management	Building and Facilities Management provides infrastructure management and maintenance across all City of Ballarat assets for the benefit of the community.
Building Control	Building Control is required to fulfil the City of Ballarat's statutory role under the <i>Building Act 1993</i> which includes investigating illegal building works, assessing applications for places of public entertainment permits and essential safety management.
Contract Supervision	The majority of the City of Ballarat's annual capital works program is delivered through an open public tender process. Contract Supervision leads the evaluation of tenders and the management of contracts, once they are awarded by City of Ballarat. The team delivers projects and programs valued under \$150,000 by seeking quotations from competent contractors.
Design and Survey	Design and Survey facilitates the delivery of the City of Ballarat annual capital works program for roads and drainage projects, providing survey and design services enabling the provision of in-house construction plans and specifications for every capital project that is sent to open public tender.
Development Engineering	Development Engineering ensures timely and effective delivery of infrastructure to service sustainable communities in the future and administers planning permit referrals, subdivision construction plan checking, subdivisional construction supervision, and stormwater drainage issues.
Growth Areas Facilitation	Growth Areas Facilitation delivers the infrastructure projects related to the Ballarat West Precinct Structure Plan and the Development Contributions Plan (DCP) in accordance with the Planning and Environment Act. The team is responsible for the financial management of developer contributions, policy and risk management, systems, developer agreements, facilitation and coordination, and collaboration with internal and external stakeholders.
Environmental Health	Environmental Health is responsible for delivering permits and compliance for food safety, public health and wellbeing (infectious disease control, noise and odour), environmental protection (asbestos, contaminated land), tobacco regulation, emergency management and domestic wastewater.
Environmental Services (Waste)	Includes strategic planning, education and delivery of services for resource recovery and transition to a circular economy for the Ballarat region. Includes waste and materials collection services and management of the Ballarat Transfer Station and Smythesdale Landfill.
Infrastructure Construction	The majority of City of Ballarat's annual capital works program is delivered through an open public tender process. The balance of the program is delivered by the City of Ballarat's construction team, supplemented by highly competent contractors engaged through an approved supplier process.
Infrastructure Maintenance	Infrastructure Maintenance is responsible for the maintenance of roads and road infrastructure throughout the municipality.
Parks and Gardens	The Parks and Gardens team provides horticultural maintenance for the city's open space reserves. The service is broken up into seven key functional areas – Ballarat Botanical Gardens, sports grounds, arboriculture, city entrances, parks maintenance, and trails and waterways.
Parking Management	Parking Management ensures the safe movement of vehicles in the municipality. Parking management includes on-street compliance, reactionary compliance under the <i>Road Safety Act</i> and the implementation of the CBD Car Parking Action Plan.
Property Management	The Property Management team manages and maintains City of Ballarat's property portfolio including commercial and community tenanted buildings, public reserves, the Ballarat Airport and associated buildings, one City of Ballarat-owned caravan park and two caravan parks where City of Ballarat is the Committee of Management.
Regulatory Services	Regulatory Services aims to protect the amenity of Ballarat through education and the enforcement of local laws and Victorian Government legislation. Key service areas include local laws, planning enforcement, asset protection and permit administration.
Road Maintenance	Road Maintenance is responsible for maintenance of the roads and road infrastructure throughout the municipality.
School Crossings	School crossing supervision to primary and secondary schools is provided under a shared costing arrangement with VicRoads. There is a community expectation around City of Ballarat's continued delivery of this service, however it is being reviewed by the Victorian Government given the cost to the City of Ballarat.
Statutory Planning	The Statutory Planning team plays a key role in implementing the strategic land use set out in the Council Plan and Municipal Strategic Statement. This is done by ensuring the land use and development are consistent with the Ballarat Planning Scheme and that the use and development of land occurs in a manner which balances the needs of the economy, environment and community. City of Ballarat has a responsibility to ensure that statutory planning services are delivered in line with requirements, particularly the <i>Planning and Environment Act 1987</i> .
Traffic and Transport Management	The Traffic and Transport team provides and facilitates traffic management, road safety initiatives, local area traffic management and public transport infrastructure planning and delivery. This includes identifying and applying for funding opportunities, particularly the Australian Government's Black Spot program which identifies eligible sites via recorded crash histories.

OUR PERFORMANCE

SERVICE PERFORMANCE INDICATORS

The results of the Service Performance Indicators as prescribed by the *Local Government Act 1989* and the *Local Government (Planning and Reporting) Regulations 2014* and which form part of the Report of Operations are listed below.

ANIMAL MANAGEMENT - Service performance indicators					
Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Timeliness AM1 – Time taken to action animal management requests [Number of days between receipt and first response action for all animal management requests / Number of animal management requests]	4.22	6.63	6.43	3.95	The increasing trend for 2018 financial year & 2019 financial year was mainly due to operator error and the requests not being actioned in pathway when completed. This is was reviewed and setup better with additional indicators so we can report with more accuracy in the 2020 financial year, hence the decrease in this indicator. In addition, the Ballarat City Council has had to deal with a few complex matters surrounding dog attacks and staff shortages which has delayed response times in the 2018 and 2019 Financial years.
Service standard AM2 – Animals reclaimed [Number of animals reclaimed / Number of animals collected] x100	37.92%	34.04%	46.80%	37.33%	Ballarat City Council has seen a decrease in collected and reclaimed animals in the 2020 financial year. However, it's now at levels similar to the 2017 and 2018 financial years. The animal shelter has been running at limited capacity during COVID-19 causing some delays in animals being reclaimed. More cats than dogs have been collected during this time, with cats less likely to be reclaimed than dogs.
Service standard AM5 - Animals rehomed [Number of animals rehomed / Number of animals collected] x100	New in 2020	New in 2020	New in 2020	46.93%	This is the first year this indicator has been used, interestingly the Ballarat City Council has either reclaimed or rehomed 84% of the animals that were collected this financial year.
Service cost AM6 – Cost of animal management service per population [Direct cost of the animal management service / Population]	New in 2020	New in 2020	New in 2020	\$18.92	Ballarat City Council had a cost decrease due to COVID-19 restricting rangers and animal shelter operating hours. Some of these staff were redeployed to other areas or stood down during this time.
Health and safety AM7 – Animal management prosecutions [Number of successful animal management prosecutions / Number of animal management prosecutions] x 100	New in 2020	New in 2020	New in 2020	100.00%	

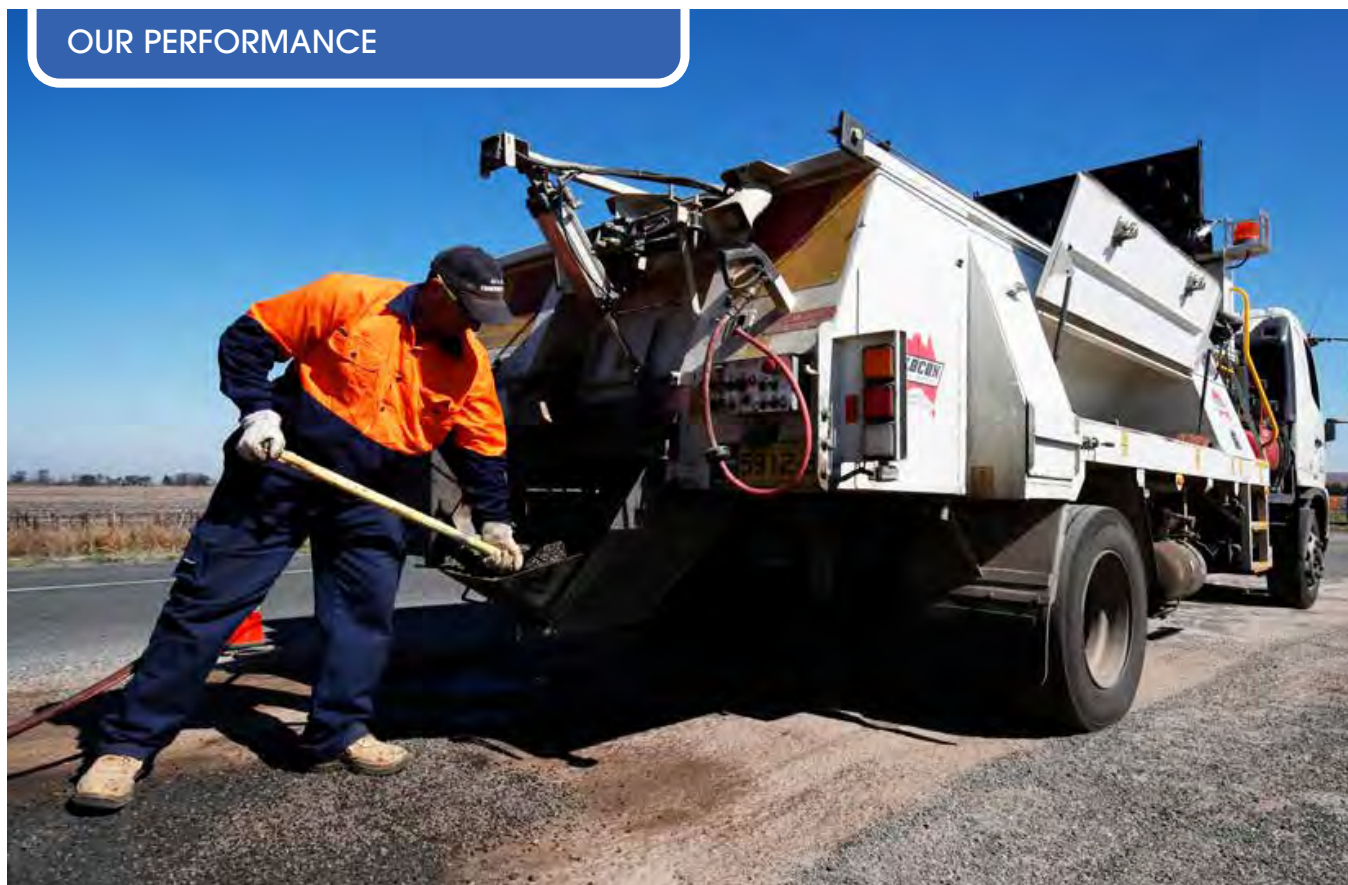


OUR PERFORMANCE

FOOD SAFETY - Service performance indicators					
Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
<p>Timeliness FS1 – Time taken to action food complaints [Number of days between receipt and first response action for all food complaints / Number of food complaints]</p>	4.11	2.97	2.35	3.21	Ballarat City Council had a decrease in complaint numbers in the 2019 calendar year. However staff shortages led to a slightly longer increase in responding to some of these complaints.
<p>Service standard FS2 – Food safety assessments [Number of registered class 1 food premises and class 2 food premises that receive an annual food safety assessment in accordance with the Food Act 1984 / Number of registered class 1 food premises and class 2 food premises that require an annual food safety assessment in accordance with the Food Act 1984] x100</p>	101.79%	104.33%	103.06%	101.86%	
<p>Service cost FS3 – Cost of food safety service [Direct cost of the food safety service / Number of food premises registered or notified in accordance with the Food Act 1984]</p>	\$530.35	\$527.61	\$463.84	\$497.50	
<p>Health and safety FS4 - Critical and major non-compliance outcome notifications [Number of critical non-compliance outcome notifications and major non-compliance notifications about a food premises followed up / Number of critical non-compliance outcome notifications and major non-compliance notifications about a food premises] x100</p>	100.00%	95.45%	96.55%	94.25%	Separate follow-up inspections are not always practical, with event or market non-compliances accounting for the majority of major non-compliances without a separate follow-up inspection. These are commonly followed up with education and/or immediate corrective action. The food business operator is also recorded as non-compliant with their registering authority to aid further monitoring through the StreaTrader system. Some variances may be due to some businesses closing before outstanding non-compliances are corrected.



OUR PERFORMANCE



ROADS - Service performance indicators

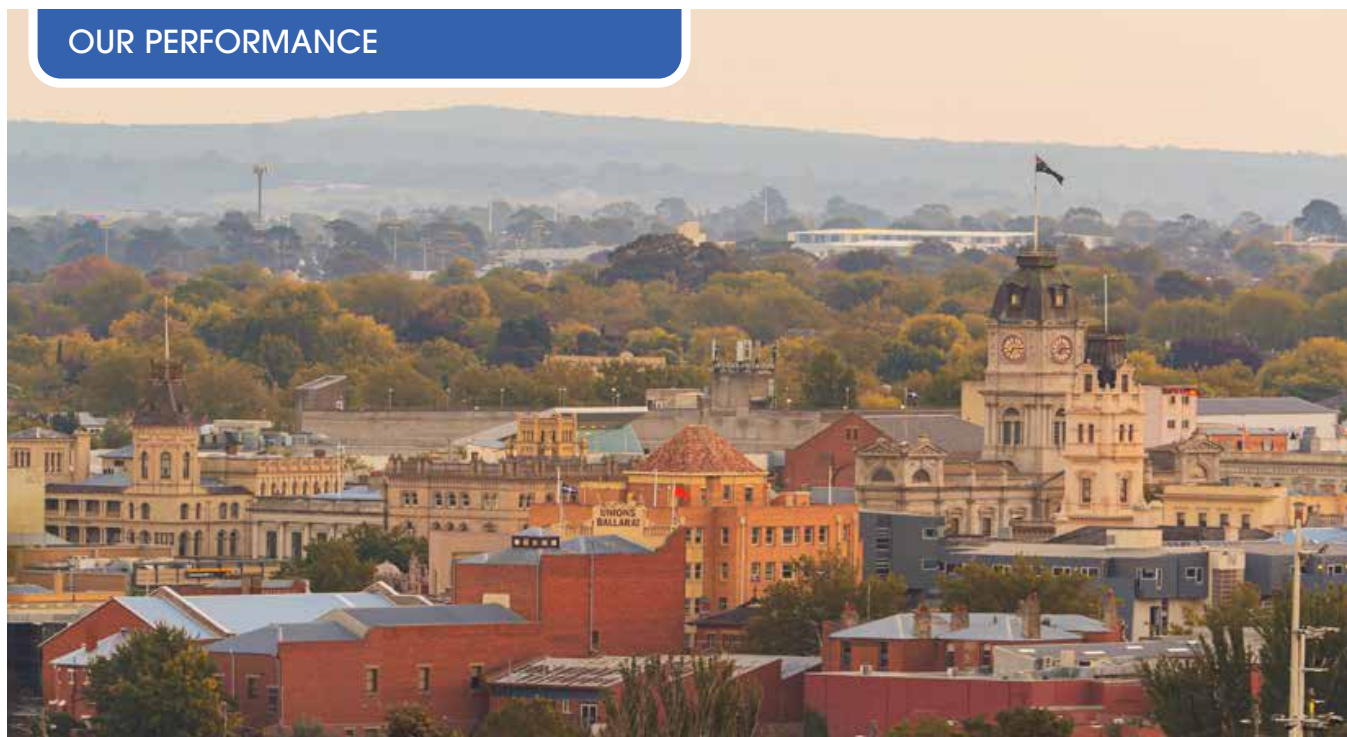
Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Satisfaction of use R1 - Sealed local road requests [Number of sealed local road requests / Kilometres of sealed local roads] x100	52.00	43.95	39.98	56.66	The Ballarat City Council has experienced a significant increase in requests during the COVID months. Majority of these requests are coming from property owners living in the area as people are spending more time in there own areas due to COVID.
Condition R2 - Sealed local roads maintained to condition standards [Number of kilometres of sealed local roads below the renewal intervention level set by Council / Kilometres of sealed local roads] x100	99.77%	99.77%	99.78%	99.78%	
Service cost R3 - Cost of sealed local road reconstruction [Direct cost of sealed local road reconstruction / Square metres of sealed local roads reconstructed]	\$143.93	\$73.33	\$168.35	\$135.95	Reduction in sealed local road reconstruction is attributed to increased competition among contractors as we are still delivering the same amount of work.
Service Cost R4 - Cost of sealed local road resealing [Direct cost of sealed local road resealing / Square metres of sealed local roads resealed]	\$4.51	\$7.02	\$6.42	\$5.13	Reduction in sealed road resealing is attributed to the increased competition among contractors as we are still delivering the same amount of work.
Satisfaction R5 - Satisfaction with sealed local roads [Community satisfaction rating out of 100 with how council has performed on the condition of sealed local roads]	55.00	59.00	58.70	55.30	



OUR PERFORMANCE

WASTE COLLECTION - Service performance indicators					
Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Satisfaction WC1 - Kerbside bin collection requests [Number of kerbside garbage and recycling bin collection requests / Number of kerbside bin collection households] x1000	148.90	166.44	192.89	201.29	
Service standard WC2 - Kerbside collection bins missed [Number of kerbside garbage and recycling collection bins missed / Number of scheduled kerbside garbage and recycling collection bin lifts] x10,000	6.99	9.34	10.17	11.40	
Service cost WC3 - Cost of kerbside garbage bin collection service [Direct cost of the kerbside garbage bin collection service / Number of kerbside garbage collection bins]	\$104.63	\$111.09	\$111.37	\$118.57	
Service cost WC4 - Cost of kerbside recyclables collection service [Direct cost of the kerbside recyclables bin collection service / Number of kerbside recyclables collection bins]	\$28.32	\$28.78	\$49.63	\$41.02	Due to recycling issues impacting all councils from the 2019 financial year, Ballarat City Council has seen an increase in recycling costs due to new processes implemented to ensure recyclables don't end up in landfill, including the Pass on Glass campaign which separates glass from both landfill and recycling collections.
Waste diversion WC5 - Kerbside collection waste diverted from landfill [Weight of recyclables and green organics collected from kerbside bins / Weight of garbage, recyclables and green organics collected from kerbside bins] x100	48.96%	47.14%	48.65%	43.07%	Due to recycling changes in the 2020 financial year, Ballarat City Council has seen a drop in recyclables as glass is no longer part of kerbside collection recyclables.

OUR PERFORMANCE



STATUTORY PLANNING - Service performance indicators

Indicator/measure	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Timeliness SP1 - Time taken to decide planning applications [The median number of days between receipt of a planning application and a decision on the application]	56.00	59.00	68.00	69.00	Complexity of applications and staff shortages continued a trend of longer waiting times through the first half of the period. However, a return to full staff and processing efficiencies established during the last quarter of the period saw processing times return to 2017-2018 figures.
Service standard SP2 - Planning applications decided within required time frames [(Number of regular planning application decisions made within 60 days) + (Number of VicSmart planning application decisions made within 10 days) / Number of planning application decisions made] x100	76.84%	71.99%	64.48%	65.48%	Complexity of applications and staff shortages continued a trend of longer waiting times through the first half of the period. However, a return to full staff and processing efficiencies established during the last quarter of the period saw processing times return to 2017-2018 figures.
Service cost SP3 - Cost of statutory planning service [Direct cost of the statutory planning service / Number of planning applications received]	\$1,688.28	\$1,738.97	\$2,106.34	\$1,935.48	Contractors and VCAT legal representation costs caused higher costs in the second half of this period. A full complement of statutory planning services and productive outcomes has resulted in lower costs than the previous financial year.
Decision making SP4 - Council planning decisions upheld at VCAT [Number of VCAT decisions that did not set aside council's decision in relation to a planning application / Number of VCAT decisions in relation to planning applications] x100	100.00%	63.64%	71.43%	75.00%	In the 2020 financial year, there were three applications overturned by VCAT, two in 2019FY, four in 2018FY and zero in 2017FY. This shows a small change in numbers can have a large effect on this indicator.

OUR PERFORMANCE

ACCOUNTABILITY

Provide strong and decisive leadership, and transparent governance.

What this means

We will provide open and transparent decision making, and lobby and improve our relationships with all levels of government to enhance our ability to deliver key projects and initiatives.

STRATEGIC INDICATORS

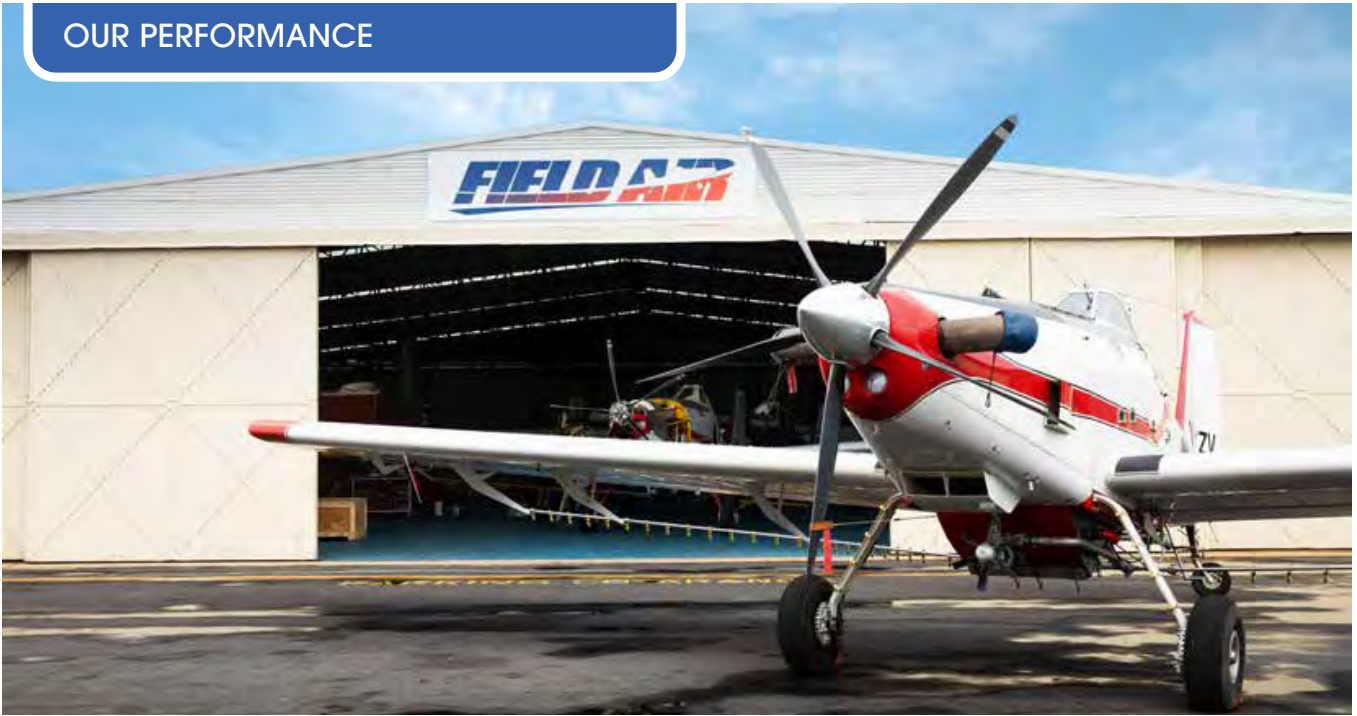
The following statement reviews the performance of the City of Ballarat during the 2019/20 financial year in relation to the strategic indicators in the Council Plan 2017–2021.

Strategic indicator	Measure	Target	Result 2019/20	Comments
Lobbying benefits to Ballarat	Projects or changes successfully lobbied for. Amount of funding achieved / committed to from government	Increase in government funding coming to the City of Ballarat	43 grants received across a range of programs and initiatives in 2019/20, an increase of two grants from 2018/19	A total of 43 grants were received in 2019/20, an increase from the previous financial year. Funding was secured for several road projects, community programs, and important community facilities such as the Ballarat Central Library. The Ballarat Airport secured a significant Australian Government grant towards the redevelopment of the main runway which is a priority project for Council as outlined in the Council Plan. Significant federal and state election commitments in excess of \$180 million.
An increase in community satisfaction in relation to engagement	Community survey results for Community consultation and engagement	Increase from last financial year's result	3.5% improvement on the 2018/19 results (average rating), driven in the most part by 7% year-on-year increase in the highest rating, 'Very Good', and a reduction in all other categories	There was a strong year-on-year result with a 3.5% favorable increase, which is a significant improvement on 2018/19 increase of 0.4%, continuing a positive trend upward in community attitudes. This indicator remains higher than other Victorian regional centres.
Improvements to Council's financial sustainability ranking compared to regional city councils in Victoria (Source: Victorian Auditor General - Local Government Audit results produced annually and tabled in the Victorian Parliament)	Council's financial sustainability ranking compared to other regional city councils in Victoria	Improvement from last financial year's result	Data not yet available	The 2020 result will be published by VAGO in late 2020.
Reduction in administrative, compliance and delay costs greater than the Victorian average (Source: Department of Treasury and Finance, Red Tape Reduction Program)	Results from Service Review Program	All services reviewed by 2021	Service reviews continued	Service reviews on City of Ballarat internal and external services continue, with a view to review all services by 2021. Programs reviewed in 2019/20 included the Ballarat and Aquatic Lifestyle Centre, Art Gallery of Ballarat, and Business Improvement.
Improved Customer Satisfaction Survey results for the City of Ballarat's overall performance	Community survey Service performance overall	Increase from last financial year's result	Data not yet available	The Annual Customer Satisfaction Survey was completed by City of Ballarat in May 2020. It was a modified survey due to the COVID-19 pandemic. Customers were asked the mandatory questions as required through the Local Government Performance Reporting Framework. Results of this survey will be released in the second half of 2020.

OUR PERFORMANCE

Strategic indicator	Measure	Target	Result 2019/20	Comments
Improved Customer Satisfaction Survey results in Customer Service	Community survey Customer service	Improvement from last financial year's result	Data not yet available	The Annual Customer Satisfaction Survey was completed by City of Ballarat in May 2020. It was a modified survey due to the COVID-19 pandemic. Customers were asked the mandatory questions as required through the Local Government Performance Reporting Framework. Results of this survey will be released in the second half of 2020.
Number of grants received	Grants received	Increase year on year	43, increased from 41 in 2018/19	43 grants were received in 2019/20.
Number of lobbying activities annually	Lobbying activities conducted	N/A	Accelerated and saturated lobbying activity in the lead up to the November 2018 Victorian election and the May 2019 Federal election. The outcome was highly successful - Ballarat attracted \$274 million in election promises which converted to \$180.4 million in deliverables The COVID-19 pandemic saw the development of a targeted advocacy and lobbying campaign designed to secure COVID-19 stimulus funding from the Victorian and Australian Governments	Advocacy and lobbying activities are undertaken throughout the year to ensure Ballarat's priorities and needs are understood and recognised by the Victorian and Australian Governments. Advocacy and lobbying activity enhances Ballarat's profile, and escalates in response to need and opportunity. The COVID-19 pandemic saw an escalation of advocacy activities by City of Ballarat.
Number of opportunities for the community to engage with the City of Ballarat and Council annually	Community engagement activities conducted	N/A	City of Ballarat's mySay page recorded 22,944 visits in 2019 – 20 across 14 different subjects	Continued engagement and communication with the community via community-administered Facebook pages, the Engaging Communities Program and engagement via face to face, phone and email on a range of subjects, activities and events. Fifty one community engagement processes were conducted including the Bakery Hill and Bridge Mall Precinct Urban Renewal Project, Miners Rest Township Plan, Ballarat is Open, Yarrowee River Masterplan, and Telling the Eureka Story. City of Ballarat's mySay page visits total of 22,944 was down from 26,400 in 2018/19. The decrease in visits is due to the COVID-19 pandemic stalling several proposed engagement processes particularly during the first weeks of the pandemic.
Annual improvement of lobbying strategies for key projects	Lobbying strategy for key projects improved	Complete Advocacy and Lobbying Framework	Framework completed and updated to reflect a changed environment, new ways of operating and new funding opportunities because of the COVID-19 pandemic and post Victorian and Australian elections. Regular updates to reflect changing circumstances and environments	City of Ballarat's advocacy and lobbying strategy continues to evolve and respond to changing circumstances and emerging opportunities presented by the COVID-19 pandemic. City of Ballarat continues to pursue all funding opportunities that have emerged as the country moves into the recovery stage. City of Ballarat is working with local stakeholders, government departments and Members of Parliament to pursue funding for several priority projects designed to create jobs, stimulate the economy and meet the demands of our growing city. Tier One projects have been identified as Bakery Hill Redevelopment, Ballarat Link Road, All Waste Interchange, Ballarat CBD Renewal, Ballarat Airport Stage Two and Sebastopol Senior Citizens Centre. City of Ballarat also works in collaboration with local stakeholders to advocate for projects that are not Council-specific, but which will bring significant benefits to the city. These include improvements to the Melbourne-Ballarat rail service, the BWEZ freight hub and redevelopment and upgrades at Sovereign Hill.
Annual customer satisfaction survey completed by Council	Completion of community survey	Completed	Completed	The Annual Customer Satisfaction Survey was completed by the City of Ballarat in May 2020. It was modified due to the COVID-19 pandemic. Customers were asked the mandatory questions as required through the Local Government Performance Reporting Framework. Results of this survey will be released in the second half of 2020.

OUR PERFORMANCE



LOBBYING OUTCOMES FOR KEY PROJECTS

The following commitments have come about directly or indirectly from City of Ballarat’s lobbying activities and strategies.

Funding for:

\$5 MILLION

\$5 million from the Australian Government to upgrade infrastructure at Ballarat Airport.

\$180 MILLION

Ongoing delivery of \$180 million in projects committed to by the Australian and Victorian Governments during the 2018 state election and the 2019 federal election.

OPPORTUNITIES FOR THE COMMUNITY TO ENGAGE WITH COUNCIL

Community magazines

The following quarterly magazine was maintained in 2019/20:

- myBallarat magazine was distributed to 55,000 homes, businesses and City of Ballarat sites each season.

Dedicated websites

The following websites were maintained in 2019/20:

- Art Gallery of Ballarat
- Ballarat Aquatic and Lifestyle Centre
- Ballarat Botanical Gardens
- Ballarat Capital
- Ballarat Data Exchange
- Ballarat Get into Games
- Ballarat Libraries

- Be Kind Ballarat
- Begonia Festival
- Christmas in Ballarat
- City of Ballarat
- Her Majesty’s Theatre
- Ballarat Heritage Weekend
- myNews
- mySay
- Save Her Maj
- Creative Ballarat
- Visit Ballarat
- Webcast (Council Meeting live stream)
- Winter Festival

OUR PERFORMANCE

The following websites were redesigned in 2019/20:

- Winter Festival
- Visit Ballarat

The following websites were launched 2019/20:

- Be Kind Ballarat
- Ballarat Data Exchange

Targeted direct mail

- 17,204 users subscribe for email alerts, notices, updates across various channels managed by the City of Ballarat (including Communication and Marketing, Ballarat Aquatic Lifestyle Centre, Arts and Culture, Visit Ballarat, Economic Development and Ballarat Libraries), up from 8,400 in 2019/20
- Users subscribe to topics that interest them, receiving tailored and relevant messages on items of their choice.

Social Media

Facebook

Ballarat City Council

- Page likes have increased year-on-year: 41,246 in 2019/20, a 4.27% increase from 39,556 in 2018/19.

Dedicated Facebook accounts

The following Facebook accounts were closed in 2019/20:

- Making Brown Hill
- Making Learmonth
- Making Buninyong
- Making Sebastopol
- Making Miners Rest
- Making Wendouree
- Making Mount Pleasant
- Making Redan
- Deaf Access Ballarat and Surrounds

The following Facebook pages were maintained:

- City of Ballarat
- Mayor of Ballarat
- Ballarat Aquatic and Lifestyle Centre
- Art Gallery of Ballarat
- Her Majesty's Theatre
- Ballarat Botanical Gardens
- Ballarat Koorie Engagement Action Group
- Intercultural Employment Pathways
- Parent Place Ballarat – City of Ballarat
- Intercultural Ambassador Program City of Ballarat
- Ballarat Youth Services
- Ballarat Libraries
- Ballarat Begonia Festival
- Ballarat Heritage Weekend
- Harmony Fest
- Summer Sundays
- Ballarat Animal Shelter
- Visit Ballarat
- Public Art Ballarat
- Arts and Culture Ballarat

Twitter

City of Ballarat

- Followers have increased: 6,905 in 2019/20, which represents a 5.46% increase from 6,547 in 2018/19.

Dedicated Twitter accounts

The following Twitter accounts were maintained:

- Mayor of Ballarat
- Art Gallery Ballarat
- Her Maj Ballarat
- Historic Urban Landscape (HUL)
- Ballarat Youth

Instagram

City of Ballarat

- 9,707 followers in 2019/20, which represents a 25.33% increase from 7,745 followers in 2018/19.

Dedicated Instagram accounts

- Art Gallery of Ballarat
- Her Majesty's Ballarat
- BALC Ballarat
- B'Youballarat
- Ballarat Libraries
- Visit Ballarat
- Ballarat Heritage Weekend
- Ballarat Begonia Festival

Youtube

City of Ballarat

- 369 subscribers, which represents a 41% increase from 261 in 2018/19.
- 232,350 video views in 2019/20, which represents a 176.75% increase from 83,956 views in 2017/18.

LinkedIn

Ballarat City Council

- 5,532 followers in 2019/20, which represents a 36.59% increase from 4,050 followers in 2018/19.



OUR PERFORMANCE



MAJOR INITIATIVES

Major initiatives	Progress in 2019/20
<p>Advocate for Ballarat's priorities and enhance the city's reputation as the capital of Western Victoria</p>	<p>The COVID-19 pandemic saw Council successfully advocate on a range of issues including changes to the Local Government Act to allow remote Council meetings and changes to the Planning and Environment Act to streamline planning processes to facilitate economic recovery. City of Ballarat has identified key planning initiatives that it is seeking to have fast-tracked and a list of priority infrastructure projects it is seeking funding for. Multiple applications have been made to new federal and state government COVID-19 stimulus funding streams. City of Ballarat continues to work with key local and regional stakeholders to develop strong partnerships. Co-operative lobbying will enhance our success in securing funding for projects and initiatives that will bring significant regional benefits.</p>
<p>Provide strong regional leadership and membership of peak bodies and organisations to maintain Ballarat's standing as a leading regional city</p>	<p>City of Ballarat remains a member of various industry bodies, Victorian and Australian Government groups, regional groups and private sector organisations. This includes the Municipal Association of Victoria, Committee for Ballarat, Australian Local Government Association, Regional Capitals Australia, Regional Cities Victoria and Central Highlands Councils Victoria Inc. City of Ballarat is also a board member of the World League of Historical Cities.</p>
<p>Ensure the City of Ballarat remains financially responsible and Council delivers transparent governance by making fewer decisions in camera</p>	<p>City of Ballarat remains financially sustainable and responsible. In 2020/21 it will deliver a zero rate increase (despite the Victorian Government's rate cap of two per cent), a zero rise in fees and charges, and no rise in the waste levy. This financial approach is designed to relieve further potential hardship on residents and businesses in Ballarat, many of whom already hard-hit by the economic and social impacts of COVID-19. Fewer City of Ballarat decisions are being made in camera, improving community engagement and satisfaction results.</p>
<p>Engage and communicate with our community and other stakeholders</p>	<p>City of Ballarat has continued to increase its online engagement through the City of Ballarat website, an increasing number of people engaged via the MySay page, the myNews electronic direct mail and City of Ballarat social media channels. Engagement processes were facilitated for a range of strategic planning, facilities and community development projects. During 2019/20 a comprehensive community engagement process was taken as part of the Ballarat Smarter Parking roll out. In 2020, the impact of COVID19 restrictions resulted in a reduced scope of direct engagement activity. The focus switched in the short term to encouraging residents to adhere to advice about COVID19; some non-COVID-19 engagement is ongoing.</p>
<p>Continue to roll-out the Engaging Communities Program</p>	<p>Through the Engaging Communities Program, City of Ballarat has directly invested over \$1.2 million into six local communities: Wendouree, Mount Pleasant, Lucas, Ballarat North, Delacombe and Ballarat East. Communities have been actively engaged in the scoping, development and delivery of over 20 neighbourhood priority projects.</p>

OUR PERFORMANCE



Reduce unnecessary regulations and advocate for the removal of regulatory burdens from other tiers of government	Advocacy is ongoing on a range of issues related to the removal of regulatory burdens. COVID-19 restrictions have accelerated the rate of change; City of Ballarat has successfully lobbied for changes to allow remote Council meetings and changes to planning procedures. City of Ballarat was also successful in securing funding to deliver the Victorian Government's Better Approvals program.
Improve Customer Service by promoting a culture of customer service excellence within the City of Ballarat	Satisfaction with City of Ballarat customer service has continued to improve from 68.9 in 2016 to 76 in 2019. City of Ballarat continues to measure resident satisfaction with customer service every year.
Investigate and deliver shared local government services within the region	City of Ballarat led a successful Rural Councils Transformation Program submission. \$4.5 million was provided to City of Ballarat as lead partner to deliver a shared services program with Pyrenees, Hepburn, Golden Plains and Central Goldfields Shires, and Ararat Rural City. In December 2019, Northern Grampians Shire also joined the group. (As of August 2020, the Rural Councils Transformation Program has been suspended.)
Review business operations to drive financial and service improvements	Business operations continue to be reviewed as part of continuous improvement programs. These initiatives come from the business departments themselves, plus reporting and metrics through corporate reporting. City of Ballarat also introduced hardware and software that enabled the organisation to be more mobile in its operations. This was an advantage during the peak of COVID-19 restrictions when office-based staff were required to work from home. The strategy of enabling the organisation to be mobile has also increased the security of sensitive data maintained by the City of Ballarat. The Dynamics Financial System replacing the previous ageing financial system. This will provide significant efficiencies going forward.
Address gender equity and inclusion in all City of Ballarat plans and strategies	City of Ballarat launched its Gender Equity Action Plan with a strategy of '50:50 by 2020 and if not, why not?'. This Action Plan covers a two-year period and is focused on addressing gender inequities in the workplace. City of Ballarat secured a 'Free From Violence' grant for its 'Step Up' and 'Speak Out' programs. 'Step Up' focused on increasing the leadership skills of women in the organisation in 2018/19 while 'Speak Out' is designed to address everyday sexism in the workplace 2019/20. In 2019/2020 the City of Ballarat finalised its Gender Equity Strategy. Outcomes include: The City of Ballarat workplace is a sector-wide gender equity leader (72% complete); boasts a gender-balanced workforce composition and pay equality (38% complete); has zero tolerance for everyday sexism and all staff are empowered to address it (40% complete); applies bias-free practices when assessing its talent pool (54% complete); all women are supported to succeed at the City of Ballarat (39% complete).
Implement the Digital Strategy, better utilise innovative online engagement tools and make our information and data accessible to our community and stakeholders	The Digital Services Strategy 2016-2020 has been delivered. Projects continue to be delivered in alignment with the key outcomes outlined in the strategy, including deployment of a citywide Internet of Things network for community use, continued support of Digital Hubs at our libraries to build digital literacy in our community, new City of Ballarat website, Ballarat recognised as a national leader in the release of Open Data via our Open Data Platforms, supported new co-working spaces throughout the city, using a strong partnership with Federation University through successful Smart Cities and Suburbs funding.

OUR PERFORMANCE

SERVICES

Major initiatives	Progress in 2019/20
Advocacy and Lobbying	Provides coordinated advocacy and lobbying to advance the strategic direction of City of Ballarat, attract funding for the delivery of key projects and lobby for changes to policy.
Business Improvement	Business Improvement uses innovation, data and insight to co-create efficiencies and services with a customer focus, to drive a culture of innovation within Ballarat and continue to advance Ballarat as a Smart City.
CEO Office	The CEO is the only staff member who is appointed by Council, the remainder of staff are appointed by the CEO. The CEO is responsible for managing the organisational structure of City of Ballarat, ensuring Council decisions are implemented, managing daily operations, and providing advice to Council.
Civic Support	Civic Support is responsible for Mayor and Councillor support and provides high level, professional and confidential administrative support. This includes management of civic receptions and events including citizenship ceremonies. The Civic Support service includes effective and professional management of communication and correspondence, diary management, event coordination, stakeholder relationship management, and support to the Mayor and Councillors to undertake their civic responsibilities.
Communications and Marketing	The Marketing and Communications unit provides internal services to the organisation in the areas of strategic marketing and communications planning, branding strategy and design, social media and communications strategy, public relations and media. This service area is responsible for city-wide marketing activities, issues management advice and implementing key organisational communications and marketing strategies to the Mayor, Councillors, executive, managers and staff.
Compliance	Compliance works collaboratively to deliver strategic and operational advice to Council, executive, managers and employees, to support the broad range of services offered by City of Ballarat. Key areas include engagement with the community in relation to statutory functions such as Council meeting management, agenda and minute preparation, delegations and authorisations, governance of special and advisory committees, managing Ombudsman complaints, coordination of Freedom of Information applications, privacy and data protection, and disclosures to statutory authorities.
Corporate Costs	Corporate costs relate to incomes and expense streams that are directly related to individual service delivery income and expenditure streams such as rates and depreciation are captured within this service area.
Financial Management	Financial Management provides overall advice to Council, CEO and Directors on current and future financial matters affecting the delivery of services/projects to the community. Financial management provides assistance to Council in the formulation of the annual budget and the annual revision of Council's Long Term Financial Strategy.
Financial Services	Financial Services is responsible for the administration of City of Ballarat's financial resources. The service maintains appropriate controls over City of Ballarat finances, providing advice to business units in their delivery of services.
Fleet Management	Fleet Management is responsible for administering City of Ballarat plant and equipment.
Hall Keeping	Hall Keeping provides exceptional hospitality and customer service to staff, Councillors, customers, and community members using the Ballarat Town Hall.
Human Resources	Human Resources supports the organisation in the management of its staff and volunteers. Services span the whole employment lifecycle and include providing advice on attraction, recruitment, onboarding and retention practices, maintenance and management of human resource data, industrial and employee relations, and the coordination of work force planning, and learning and development activities. This service also includes organisational development and people innovation which is focused on building the appropriate frameworks, skills and culture to support organisational sustainability through its managers and employees while supporting the achievement of Council's corporate objectives.
Information Services	Information Services is responsible for providing information, technology, and communications services to support more than 800 consumers and 26 sites.
Payroll	Payroll aims to provide the accurate and timely processing of payroll and the related activities of superannuation, taxation, statutory reporting and internal monthly, quarterly, and annual reporting.
Procurement	Procurement coordinates tendering services for contracts in accordance with legislative requirements and the City of Ballarat's Procurement Policy.
Records Management	Records Management is responsible for information management and compliance activities, as well as supporting record keeping business practices across Council.
Revenue	Revenue has responsibility to levy and collect rates and charges, including the Victorian Government's Fire Services Property Levy, and Council's Rating Strategy.
Risk	Risk Services includes enterprise risk and insurance services and works collaboratively to deliver strategic and operational advice to Council, the executive, managers, and employees to support the broad range of services offered by the City of Ballarat. Risk Services is the strategic driver of enterprise, operational and project risk management for Council's services. Risk Services also facilitates the procurement of all insurance classes and undertakes claims management in relation to issues of liability.
Safety	Safety is largely an internal service and works collaboratively to deliver strategic and operational advice to the executive, managers, and employees to support the broad range of services offered by Council. Safety is responsible for developing and implementing the Council's safety management system (policy, procedures and online reporting function) using a prevention-led approach that incorporates a holistic wellbeing and injury management function to support staff to be healthy at work.

**ANNUAL
FINANCIAL REPORT
FINANCIAL STATEMENTS**
FOR THE YEAR ENDED 30 JUNE 2020

Table of Contents

Financial Report		Page
	Certification of the Financial Report	1
	Victorian Auditor-General's Office Auditor's Report	2
Financial Statements		
	Comprehensive Income Statement	4
	Balance Sheet	5
	Statement of Changes in Equity	6
	Statement of Cash Flows	7
	Statement of Capital Works	8
Notes to the Financial Statements		
Overview		9
Note 1	Performance against budget	
	1.1 Income and expenditure	12
	1.2 Capital works	14
Note 2	Analysis of Council results by program	
	2.1 Council activity programs	16
	2.2 Summary of results by program	17
Note 3	Funding for the delivery of Council services	
	3.1 Rates and charges	18
	3.2 Statutory fees and fines	18
	3.3 User fees	18
	3.4 Funding from other levels of government	19
	3.5 Contributions	20
	3.6 Net gain/(loss) on disposal of property, infrastructure, plant and equipment	21
	3.7 Other income	21
Note 4	The cost of delivering Council services	
	4.1 Employee costs	21
	4.2 Materials and services	22
	4.3 Bad and doubtful debts	22
	4.4 Depreciation	23
	4.5 Amortisation - intangible assets	23
	4.6 Amortisation - right of use assets	23
	4.7 Borrowing costs	23
	4.8 Finance Costs - Leases	23
	4.9 Other expenses	24
Note 5	Council's financial position	
	5.1 Financial assets	24
	5.2 Non-financial assets	26
	5.3 Payables	27
	5.4 Interest-bearing liabilities	27
	5.5 Provisions	28
	5.6 Financing arrangements	30
	5.7 Commitments	31
	5.8 Leases	32
Note 6	Assets Council manage	
	6.1 Property infrastructure plant and equipment	35
Note 7	People and relationships	
	7.1 Council and key management remuneration	42
	7.2 Related party disclosures	44
Note 8	Managing uncertainties	
	8.1 Contingent assets and liabilities	45
	8.2 Changes in accounting standards	46
	8.3 Financial instruments	46
	8.4 Fair value measurement	48
	8.5 Events occurring after balance date	49
Note 9	Other matters	
	9.1 Reserves	50
	9.2 Reconciliation of cash flows from operating activities to surplus/(deficit)	52
	9.3 Found assets	52
	9.4 Superannuation	53
Note 10	Change in accounting policy	56

FINANCIAL REPORT

Certification of the Financial Report

In my opinion the accompanying financial statements have been prepared in accordance with the *Local Government Act 1989*, the *Local Government (Finance and Reporting) Regulations 2014*, Australian Accounting Standards and other mandatory professional reporting requirements.



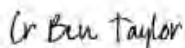
Sean Portelli FIPA
Principal Accounting Officer

Date: 16th September, 2020
Ballarat

In our opinion the accompanying financial statements present fairly the financial transactions of the City of Ballarat for the year ended 30 June 2020 and the financial position of the Council as at that date.

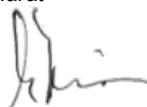
As at the date of signing, we are not aware of any circumstances which would render any particulars in the financial statements to be misleading or inaccurate.

We have been authorised by the Council on 16th September, 2020 to certify the financial statements in their final form.



Ben Taylor
Councillor

Date: 16th September, 2020
Ballarat



Grant Tillett
Councillor

Date: 16th September, 2020
Ballarat



Janet Dore
Chief Executive Officer

Date: 16th September, 2020
Ballarat



Independent Auditor's Report

To the Councillors of the City of Ballarat

Opinion I have audited the financial report of the City of Ballarat (the council) which comprises the:

- balance sheet as at 30 June 2020
- comprehensive income statement for the year then ended
- statement of changes in equity for the year then ended
- statement of cash flows for the year then ended
- statement of capital works for the year then ended
- notes to the financial statements, including significant accounting policies
- certification of the financial report.

In my opinion the financial report presents fairly, in all material respects, the financial position of the council as at 30 June 2020 and their financial performance and cash flows for the year then ended in accordance with the financial reporting requirements of Part 6 of the *Local Government Act 1989* and applicable Australian Accounting Standards.

Basis for Opinion I have conducted my audit in accordance with the *Audit Act 1994* which incorporates the Australian Auditing Standards. I further describe my responsibilities under that Act and those standards in the *Auditor's Responsibilities for the Audit of the Financial Report* section of my report.

My independence is established by the *Constitution Act 1975*. My staff and I are independent of the council in accordance with the ethical requirements of the Accounting Professional and Ethical Standards Board's *APES 110 Code of Ethics for Professional Accountants* (the Code) that are relevant to my audit of the financial report in Victoria. My staff and I have also fulfilled our other ethical responsibilities in accordance with the Code.

I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my opinion.

Councillors's responsibilities for the financial report The Councillors of the council are responsible for the preparation and fair presentation of the financial report in accordance with Australian Accounting Standards and the *Local Government Act 1989*, and for such internal control as the Councillors determine is necessary to enable the preparation and fair presentation of a financial report that is free from material misstatement, whether due to fraud or error.

In preparing the financial report, the Councillors are responsible for assessing the council's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless it is inappropriate to do so.

Auditor's responsibilities for the audit of the financial report	<p>As required by the <i>Audit Act 1994</i>, my responsibility is to express an opinion on the financial report based on the audit. My objectives for the audit are to obtain reasonable assurance about whether the financial report as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes my opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with the Australian Auditing Standards will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of this financial report.</p> <p>As part of an audit in accordance with the Australian Auditing Standards, I exercise professional judgement and maintain professional scepticism throughout the audit. I also:</p> <ul style="list-style-type: none"> • identify and assess the risks of material misstatement of the financial report, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for my opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. • obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the council's internal control • evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by the Councillors • conclude on the appropriateness of the Councillors' use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the council's ability to continue as a going concern. If I conclude that a material uncertainty exists, I am required to draw attention in my auditor's report to the related disclosures in the financial report or, if such disclosures are inadequate, to modify my opinion. My conclusions are based on the audit evidence obtained up to the date of my auditor's report. However, future events or conditions may cause the council to cease to continue as a going concern. • evaluate the overall presentation, structure and content of the financial report, including the disclosures, and whether the financial report represents the underlying transactions and events in a manner that achieves fair presentation. <p>I communicate with the Councillors regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that I identify during my audit.</p>
---	---

MELBOURNE
5 October 2020



Sarichu Chummar

as delegate for the Auditor-General of Victoria

FINANCIAL REPORT

FINA

Comprehensive Income Statement

For the Year Ended 30 June 2020

	Note	2020 \$'000	2019 \$'000
Income			
Rates and charges	3.1	123,049	116,935
Statutory fees and fines	3.2	4,798	4,625
User fees	3.3	21,299	24,904
Grants - operating	3.4	26,005	30,602
Grants - capital	3.4	6,995	8,910
Contributions - monetary	3.5	14,737	10,324
Contributions - non-monetary	3.5	39,982	42,599
Net gain/(loss) on disposal of property, infrastructure, plant and equipment	3.6	(2,681)	198
Other income	3.7	6,940	5,590
Total Income		241,124	244,687
Expenses			
Employee benefits	4.1	67,499	62,393
Materials and services	4.2	61,973	65,404
Bad and doubtful debts	4.3	567	1,576
Depreciation	4.4	39,928	36,510
Amortisation - Intangible assets	4.5	588	506
Amortisation - Right of use assets	4.6	1,219	-
Borrowing costs	4.7	1,860	2,004
Finance costs - Leases	4.8	84	-
Other expenses	4.9	2,615	6,434
Total Expenses		176,333	174,827
Surplus / (Deficit) for the Year		64,791	69,860
Other comprehensive income			
Items that will not be reclassified to surplus or deficit in future periods			
Net asset revaluation increment / (decrement)	6.1 & 9.1	109,785	64,920
Comprehensive Result		174,576	134,780

The above Comprehensive Income Statement should be read in conjunction with the accompanying notes.

FINANCIAL REPORT

Balance Sheet

As at 30 June 2020

	Note	2020 \$'000	2019 \$'000
Assets			
Current assets			
Cash and cash equivalents	5.1(a)	40,502	2,419
Other financial assets	5.1(b)	81,302	85,754
Trade and other receivables	5.1(c)	12,602	12,221
Inventories	5.2(a)	349	418
Other assets	5.2(b)	1,187	1,237
Total Current assets		135,942	102,049
Non-current assets			
Property, infrastructure, plant and equipment	6.1	1,854,506	1,695,923
Intangible assets	5.2(c)	746	1,340
Right of use assets	5.8	2,834	-
Total Non-current assets		1,858,086	1,697,263
Total Assets		1,994,028	1,799,312
Liabilities			
Current liabilities			
Trade and other payables	5.3(a&c)	19,089	9,416
Trust funds and deposits	5.3(b)	10,688	6,338
Provisions	5.5	15,560	15,668
Interest-bearing loans and borrowings	5.4	5,206	3,910
Lease liabilities	5.8	1,302	-
Total Current liabilities		51,845	35,332
Non-current liabilities			
Provisions	5.5	11,729	10,123
Interest-bearing loans and borrowings	5.4	40,220	35,717
Lease liabilities	5.8	1,591	-
Total Non-current liabilities		53,540	45,840
Total Liabilities		105,385	81,172
Net Assets		1,888,643	1,718,140
Equity			
Accumulated surplus		1,203,539	1,140,620
Reserves	9.1	685,104	577,520
Total Equity		1,888,643	1,718,140

The above Balance Sheet should be read in conjunction with the accompanying notes.

FINANCIAL REPORT

FINA

Statement of Changes in Equity

For the Year Ended 30 June 2020

	Note	Total 2020 \$'000	Accumulated Surplus 2020 \$'000	Asset Revaluation Reserve 2020 \$'000	Other Reserves 2020 \$'000
2020					
Balance at beginning of the financial year		1,718,140	1,140,620	564,704	12,816
Found assets	9.3	2,487	2,487	-	-
Impact of change in accounting policy - AASB 15 Revenue from contracts with customers	10	(982)	(982)	-	-
Impact of change in accounting policy - AASB 1058 Income of not-for-profit entities	10	(5,578)	(5,578)	-	-
Adjusted balance at beginning of financial year		1,714,067	1,136,547	564,704	12,816
Surplus / (Deficit) for the year		64,791	64,791	-	-
Net asset revaluation increment / (decrement)	9.1	109,785	-	109,785	-
Transfer to / (from) other reserves	9.1	-	2,201	-	(2,201)
Balance at end of the financial year		1,888,643	1,203,539	674,489	10,615
2019					
Balance at beginning of the financial year		1,581,126	1,071,630	499,784	9,712
Found assets	9.3	1,396	1,396	-	-
Adjusted balance at beginning of financial year		1,582,522	1,073,026	499,784	9,712
Surplus / (Deficit) for the year		69,860	69,860	-	-
Changes in Accounting Standards adjustment	4.3	838	838	-	-
Net asset revaluation increment / (decrement)	9.1	64,920	-	64,920	-
Transfer to other reserves	9.1	-	(3,104)	-	3,104
Balance at end of the financial year		1,718,140	1,140,620	564,704	12,816

The above Statement of Changes in Equity should be read in conjunction with the accompanying notes.

FINANCIAL REPORT

Statement of Cash Flows

For the Year Ended 30 June 2020

	Note	2020 Inflows/ (Outflows) \$'000	2019 Inflows/ (Outflows) \$'000
Cash flows from operating activities			
Rates and charges		120,625	116,313
Statutory fees and fines		4,636	3,396
User fees		23,311	25,289
Grants - operating		26,396	30,701
Grants - capital		12,678	9,128
Contributions - monetary		15,118	10,977
Interest received		1,591	2,231
Trust funds and deposits taken		7,115	2,716
Other receipts		3,924	3,162
Net GST refund		8,373	10,344
Employee costs		(68,263)	(62,496)
Materials and services		(71,540)	(77,578)
Short-term, low value and variable lease payments		(762)	-
Trust funds and deposits repaid		(1,974)	(1,429)
Other payments		(2,799)	(6,752)
Net cash provided by (used in) operating activities	9.2	78,429	66,002
Cash flows from investing activities			
Payments for property, infrastructure, plant and equipment		(49,686)	(61,293)
Proceeds from sale of property, infrastructure, plant and equipment		2,825	642
Payments for investments		(272,115)	(239,505)
Proceeds from sale of investments		276,567	237,129
Payments of loans and advances		-	4
Net cash provided by (used in) investing activities		(42,409)	(63,023)
Cash flows from financing activities			
Finance costs		(1,860)	(2,004)
Proceeds from borrowings		10,000	-
Repayment of borrowings		(4,201)	(4,073)
Interest paid - lease liability		(84)	-
Repayment of lease liabilities		(1,792)	-
Net cash provided by (used in) financing activities		2,063	(6,077)
Net increase/(decrease) in cash and cash equivalents		38,083	(3,098)
Cash and cash equivalents at the beginning of the financial year		2,419	5,517
Cash and cash equivalents at the end of the financial year	5.1(a)	40,502	2,419
Financing arrangements	5.6		
Restrictions on cash assets	5.1		

The above Cash Flow Statement should be read in conjunction with the accompanying notes.

FINANCIAL REPORT

FINA

Statement of Capital Works

For the Year Ended 30 June 2020

	Note	2020 \$'000	2019 \$'000
Property			
Land		3,677	210
Land improvements		154	212
Total Land		3,831	422
Buildings		617	21,309
Heritage buildings		1,224	10,589
Building improvements		6,398	3,869
Total Buildings		8,239	35,767
Total Property		12,070	36,189
Plant and equipment			
Plant, machinery and equipment		3,711	2,625
Artworks		169	46
Fixtures, fittings and furniture		847	594
Computers and telecommunications		1,047	2,381
Library books		331	375
Total Plant and Equipment		6,105	6,021
Infrastructure			
Roads		17,226	12,990
Bridges		371	204
Footpaths and cycleways		1,473	862
Drainage		824	1,431
Recreational, leisure and community facilities		2,980	1,663
Waste management		363	360
Parks, open space and streetscapes		2,200	805
Off-street car parks		524	-
Other infrastructure		5,862	1,387
Total Infrastructure		31,823	19,702
Total Capital Works Expenditure		49,998	61,912
Represented by:			
New asset expenditure		18,694	21,296
Asset renewal expenditure		26,314	32,456
Asset upgrade expenditure		4,990	7,842
Asset expansion expenditure		-	318
Total Capital Works Expenditure		49,998	61,912

FINANCIAL REPORT

Notes to the Financial Statements

For the Year Ended 30 June 2020

OVERVIEW

Introduction

The City of Ballarat was established by an Order of the Governor in Council on 6th of May 1994 and is a body corporate.

Council's main office is located at the Town Hall in Sturt Street, Ballarat. Council's main customer service centre is in the Phoenix Building, 25 Armstrong Street South, Ballarat (located behind the Town Hall).

The purpose of Council is to:

- provide for the peace, order and good government of its municipal district;
- to promote the social, economic and environmental viability and sustainability of the municipal district;
- to ensure that resources are used efficiently and effectively and services are provided in accordance with Best Value Principles to best meet the needs of the local community;
- to improve the overall quality of life for people in the local community;
- to promote appropriate business and employment opportunities;
- to ensure that services and facilities provided by the Council are accessible and equitable;
- to ensure the equitable imposition of rates and charges; and
- to ensure transparency and accountability in Council decision making.

External Auditor - Victorian Auditor-General's Office

Internal Auditor - Pitcher Partners

Bankers - National Australia Bank

Website address - www.ballarat.vic.gov.au

Statement of compliance

These financial statements are a general purpose financial report that consists of a Comprehensive Income Statement, Balance Sheet, Statement of Changes in Equity, Cash Flow Statement, Statement of Capital Works and Notes accompanying these financial statements.

The general purpose financial report complies with Australian Accounting Standards (AAS), other authoritative pronouncements of the Australian Accounting Standards Board, the *Local Government Act 1989*, and the *Local Government (Planning and Reporting) Regulations 2014*.

Notes to the Financial Statements

For the Year Ended 30 June 2020

Significant accounting policies

(a) Basis of accounting

The accrual basis of accounting has been used in the preparation of these financial statements, whereby assets, liabilities, equity, income and expenses are recognised in the reporting period to which they relate, regardless of when cash is received or paid.

Judgements, estimates and assumptions are required to be made about the carrying values of assets and liabilities that are not readily apparent from other sources. The estimates and associated judgements are based on professional judgement derived from historical experience and various other factors that are believed to be reasonable under the circumstances. Actual results may differ from these estimates.

Revisions to accounting estimates are recognised in the period in which the estimate is revised and also in future periods that are affected by the revision. Judgements and assumptions made by management in the application of Australian Accounting Standards that have significant effects on the financial statements and estimates relate to:

- the fair value of land, buildings, infrastructure, plant and equipment (refer to Note 6.1).
- the determination of depreciation for buildings, infrastructure, plant and equipment (refer to Note 6.1).
- the determination of employee provisions (refer to Note 5.5 (a)).
- the determination of landfill provisions (refer to Note 5.5 (b)).
- the determination of whether performance obligations are sufficiently specific so as to determine whether an arrangement is within the scope of *AASB 15 Revenue from Contracts with Customers* or *AASB 1058 Income of Not-for-Profit Entities* (refer to Note 3.4).
- the determination, in accordance with *AASB 16 Leases*, of the lease term, the estimation of the discount rate when not implicit in the lease and whether an arrangement is in substance short-term or low value (refer to Note 5.8)
- other areas requiring judgements

Unless otherwise stated, all accounting policies are consistent with those applied in the prior year. Where appropriate, comparative figures have been amended to accord with current presentation (except where transitional requirements of *AASB 15 Revenue from Contracts with Customers*, *AASB 16 Leases* and *AASB 1058 Income of Not-for-Profit Entities* do not require restatement of comparatives under the modified retrospective approach adopted by the Council), and disclosure has been made of any material changes to comparatives.

(b) Goods and Services Tax (GST)

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office. In these circumstances the GST is recognised as part of the cost of acquisition of the asset or as part of an item of the expense. Receivables and payables in the Balance Sheet are shown inclusive of GST.

(c) Rounding

Amounts in the Financial Report have been rounded to the nearest thousand dollars unless otherwise stated. Some figures in the financial statement may not equate due to rounding.

FINANCIAL REPORT

Notes to the Financial Statements

For the Year Ended 30 June 2020

Impact of COVID-19 pandemic

On the 30th of January 2020, COVID-19 was declared as a global pandemic by the World Health Organisation (WHO). Since then, various measures have been taken by all three levels of government in Australia to reduce the spread of COVID-19. This crisis and measures taken to mitigate the virus have impacted Ballarat City Council's operations in the following areas for the financial year ended 30 June 2020:

* In response to decreases in public demand and directives from other levels of government during the COVID-19 outbreak, Council was required to temporarily close the following facilities:

- Art Gallery of Ballarat
- Ballarat Aquatic and Lifestyle Centre
- Ballarat Library
- Ballarat Regional Soccer Facility
- Eureka Aquatic Centre
- Her Majesty's Theatre
- Eureka Centre
- Sebastopol Library
- Wendouree Library

The closure of these facilities has resulted in a decrease in User Fees associated with these business units for the June 2020 quarter (refer Note 1.1 and Note 3.3)

* Council suspended parking fees and charges between 11am and 3pm in Ballarat's CBD effective 19 March 2020. This has also had an impact on Council's User Fees collected in the 2020 financial year (refer Note 3.3).

* Council activated a Response and Recovery Unit to directly respond to the crisis and the impacts of COVID-19 on the Municipality. Direct costs connected to this Unit totalled \$41.9K to 30 June 2020.

* All non-essential staff were transitioned to remote work environments from the 23rd of March 2020, and where possible redeployed within the organisation.

* Council deferred the final Rates instalment and extended the interest free period from the 31st of May to the 30th of June. This has increased the Rates receivable balance at 30 June 2020 by \$3.648m compared to last year (refer Note 5.1).

* Council approved commercial rent waivers/deferrals upon application until the 30th of June 2020.

* Council deferred its full revaluation of Land and Building assets until the 2021 financial year. Council instead opted for a sector appraisal from its valuers. With immaterial movement in fair value and significant uncertainty in the local property market, Council opted not to record any change in its carrying values for Land & Building asset classes for the year ended 30 June 2020.

FINANCIAL REPORT

FINA

Note 1 Performance against budget

The performance against budget notes compare Council's financial plan, expressed through its annual budget, with actual performance. The *Local Government (Planning and Reporting) Regulations 2014* requires explanation of any material variances. Council has adopted a materiality threshold of the greater of 10 percent or \$1,000,000 where further explanation is warranted. Explanations have not been provided for variations below the materiality threshold unless the variance is considered to be material because of its nature.

The Budget figures detailed below are those adopted by Council on the 26th of June, 2019. The Budget was based on assumptions that were relevant at the time of adoption of the Budget. Council sets guidelines and parameters for revenue and expense targets in this budget in order to meet Council's planning and financial performance targets for both the short and long-term. The Budget did not reflect any changes to equity resulting from asset revaluations, as their impacts were not considered predictable.

These notes are prepared to meet the requirements of the *Local Government Act 1989* and the *Local Government (Planning and Reporting) Regulations 2014*.

1.1 Income and Expenditure	Budget 2020 \$'000	Actual 2020 \$'000	Variance 2020 \$'000	Variance 2020 %	Ref
Income					
Rates and charges	122,778	123,049	271	0.22%	
Statutory fees and fines	4,415	4,798	383	8.67%	
User fees	24,843	21,299	(3,544)	-14.27%	1
Grants - operating	24,402	26,005	1,603	6.57%	2
Grants - capital	2,000	6,995	4,995	249.75%	3
Contributions - monetary	7,770	14,737	6,967	89.67%	4
Contributions - non-monetary	32,315	39,982	7,667	23.73%	5
Net gain/(loss) on disposal of property, infrastructure, plant and equipment	-	(2,681)	(2,681)		6
Other income	4,008	6,940	2,932	73.15%	7
Total Income	222,531	241,124	18,593	8.36%	
Expenses					
Employee costs	67,478	67,499	(21)	-0.03%	
Materials and services	67,090	61,973	5,117	7.63%	8
Bad and doubtful debts	1,051	567	484	46.05%	9
Depreciation	32,411	39,928	(7,517)	-23.19%	10
Amortisation - Intangible assets	-	588	(588)		11
Amortisation - Right of use assets	-	1,219	(1,219)		11
Borrowing costs	1,816	1,860	(44)	-2.42%	
Finance costs - Leases	-	84	(84)		
Other expenses	2,037	2,615	(578)	-28.38%	12
Total Expenses	171,883	176,333	(4,450)	-2.59%	
Surplus/(deficit) for the year	50,648	64,791	14,143	27.92%	

(i) Explanation of material variations

Variance Ref	Explanation
1	The COVID-19 pandemic has had significant impact on User Fees and charges due to periods of community shut down, and limitations on patronage at Council facilities. Major impacts have occurred against budgeted revenues at the Ballarat Aquatic & Lifestyle Centre (\$1.572m) and Parking fees and charge (\$2.537m)
2	Council received an increase in funding from the Victorian Grants Commission in excess of budgeted funding. Changes to the Australian Accounting Standards (AASB 15 & AASB 1058) have had an impact on the timing when recognising Grant income. Grant income is now recognised with regard to the delivery of specific obligations connected to the funding.

FINANCIAL REPORT

Note 1 Performance against budget (cont.)**(i) Explanation of material variations**

Variance Ref	Explanation
3	Changes to the Australian Accounting Standards (AASB 15 & AASB 1058) have had an impact on the timing when recognising Grant income. Grant income is now recognised with regard to the delivery of specific obligations connected to the funding. In addition, Council was also awarded further capital grants to facilitate major Infrastructure and Recreation projects.
4	Changes to the Australian Accounting Standards (AASB 15 & AASB 1058) have had an impact on the timing when recognising Monetary Contributions to Council. Contributions are now recognised with regard to the delivery of any specific obligations connected to the funding. In 2020 Council has received significant contributions not budgeted for, including \$3.660m for the Ballarat Sports and Events Centre, and other developer and open space contributions in excess of budget.
5	Development activities within the municipality, including the Ballarat West growth precinct, has continued to grow in the 2020 financial year, contributing further infrastructure assets to Council in excess of the original budget.
6	Net gains or losses on disposal of assets are not budgeted for.
7	The COVID-19 pandemic and current economic conditions have had an impact on Councils Other Income. Interest rate fluctuations reduced Councils Interest on Investments by \$0.209m against budget, and concessions granted to lessees in the June quarter, reduced commercial rental income by \$0.437m to budget. An increment relating to Revaluation of Infrastructure assets of \$1.578m, required to be recognised as income, were not budgeted for.
8	Due to the COVID-19 pandemic, Council was required to revise the way it delivered programs and services to the community. Variations included the closure of facilities, cancellation of community events, and temporary cessation of other non essential services. This has had significant impact on the budgeted expenditure on materials and services.
9	Changes to the Australian Accounting Standards (AASB 9) in the 2019 financial year have had an impact on the calculation of providing for doubtful debts. The impact of the changes were not fully known at the time of adoption of the 2020 budget.
10	Revision into the application of the Australian Accounting Standards (AASB 116) has resulted in an alteration to the calculation of depreciation for reconditioned infrastructure assets. Increases in Infrastructure assets values after revaluation have also contributed to the variation in depreciation costs for the 2020 Financial year.
11	Changes in the Accounting Standards (AASB 16) and the Local Government Model Financial Report now recognise Amortisation of Intangible assets and Right of Use assets as separate and individual disclosures.
12	Changes to the Australian Accounting Standards (AASB 16) for the 2020 financial year has had an impact on the recognition and presentation of select lease expenses from a direct operational expense, to amortisation of Right of Use assets and a financing cost component. These costs are now presented in other expense categories and represent a (\$0.878m) variation to budget. Other significant variations are represented by the unwinding of provisions for Landfill Rehabilitation (1.495m) and Other Provisions \$0.884m.

FINANCIAL REPORT

FINA

Note 1 Performance against budget (cont.)**1.2 Capital Works**

	Budget 2020 \$'000	Actual 2020 \$'000	Variance 2020 \$'000	Variance 2020 %	Ref
Property					
Land	3,914	3,677	(237)	-6.06%	
Land improvements	-	154	154		1
Total Land	3,914	3,831	(83)	-2.12%	
Buildings	6,568	617	(5,951)	-90.61%	2
Heritage buildings	-	1,224	1,224		2
Building improvements	3,289	6,398	3,109	94.53%	2
Total Buildings	9,857	8,239	(1,618)	-16.41%	
Total Property	13,771	12,070	(1,701)	-12.35%	
Plant and Equipment					
Plant, machinery and equipment	3,792	3,711	(81)	-2.14%	
Artworks	-	169	169		3
Fixtures, fittings and furniture	-	847	847		4
Computers and telecommunications	4,324	1,047	(3,277)	-75.79%	5
Library books	386	331	(55)	-14.25%	6
Total Plant and equipment	8,502	6,105	(2,397)	-28.19%	
Infrastructure					
Roads	13,382	17,226	3,844	28.73%	7
Bridges	218	371	153	70.18%	7
Footpaths and cycleways	1,207	1,473	266	22.04%	7
Drainage	1,302	824	(478)	-36.71%	7
Recreational, leisure and community facilities	13,622	2,980	(10,642)	-78.12%	8
Waste management	3,029	363	(2,666)	-88.02%	9
Parks, open space and streetscapes	1,605	2,200	595	37.07%	10
Off-street car parks	-	524	524		11
Other infrastructure	2,917	5,862	2,945	100.96%	12
Total Infrastructure	37,282	31,823	(5,459)	-14.64%	
Total Capital Works Expenditure	59,555	49,998	(9,557)	-16.05%	
Represented by:					
New asset expenditure	10,154	18,694	8,540	84.10%	
Asset renewal expenditure	34,136	26,314	(7,822)	-22.91%	
Asset upgrade expenditure	15,266	4,990	(10,276)	-67.31%	
Asset expansion expenditure	-	-	-		
Total Capital Works Expenditure	59,556	49,998	(9,558)	-16.05%	

(i) Explanation of material variations

Variance Ref	Explanation
1	Land Improvements have not been separately budgeted for and are inclusive in other asset category budget allocations.

FINANCIAL REPORT

Note 1 Performance against budget (cont.)**(i) Explanation of material variations**

Variance Ref	Explanation
2	The categorisation of capital expenditure on Council buildings is applied against individual project deliveries and may differ from the original budget allocation.
3	Artwork acquisitions are not budgeted for. Art acquisitions made by Council are fully funded by contributions from philanthropic organisations.
4	Budget allocation for Fixtures, fittings and furniture is included in other asset categories. The majority of capital expenditure relates to the fit out of new Council offices.
5	Council is undertaking a selection of Information Technology projects to continue to transform its business. These projects are in the planning stages and have not yet incurred the capital expenditure budgeted for these projects. Outgoings are expected to be realised in the 2020/21 financial year.
6	Ballarat Libraries were included in the Council facilities that were required to close due to COVID-19 restrictions. Library book acquisitions were stilted during this period resulting in an budget variation.
7	Actual expenditure against Council's Infrastructure budget has been recognised in alternative asset classes within the Councils Infrastructure assets allocations.
8	The Recreation, leisure and community facilities budget is inclusive of a \$10 million program funded by a commercial loan. This program is expected to be delivered across three years.
9	Council has undertaken master planning works in connection with the waste management facility. Continued construction and rehabilitation works were deferred until the 2020/21 financial year.
10	Actual expenditure against Council's Infrastructure budget has been recognised in alternative asset classes within the Councils Infrastructure assets allocations. Capital expenditure on Parks, open space and streetscapes includes \$1.079m relating to the construction works of Ballymanus Park.
11	Council was the recipient of additional State Government grant funding for the facilitation of additional carparking facilities. This project was not in the original budget.
12	Actual expenditure against Council's Infrastructure budget has been recognised in alternative asset classes within the Councils Infrastructure assets allocations.

Note 2 Analysis of Council results by program**2.1 Council activity programs**

Council delivers its functions and activities through the following programs:

(a) Business Services

The Business Services department provides corporate management, support and governance to the organisation, ensuring that the business complies with and meets all its statutory obligations required by a local government authority. It services the organisation with fleet management, information and technology support, safety and risk management, as well as financial and revenue services.

Community Development

The Community Development department provides a broad range of community services and support programs that enhance the quality of life for Ballarat residents. These services relate to home and personal care in aged care, maternal and child health, and people with special needs. It also builds our communities through delivery of major projects, community engagement, youth services, cultural diversity, sport and active living, and our learning and community hubs.

Development and Planning

Development and Planning is responsible for managing the strategies for positive future developments within the municipality that builds the long term economic prosperity of the city. It also promotes our city as a cultural destination by managing Her Majesty's Theatre, the Art Gallery of Ballarat, the Eureka Centre and facilitating a broad range of community events.

Infrastructure and Environment

Infrastructure and Environment are responsible for designing and maintaining the network of Council assets. They do this by providing the planning, development and delivery of community infrastructure including our buildings, roads, drainage, recreational and open spaces, parks and gardens, and water ways. It also provides our municipality with regulatory and waste management services, with an environmentally conscious and sustainable underpinning.

Innovation and Organisational Improvement

The Innovation and Organisational Improvement department manage the people within Council and enhance Council processes to deliver efficient and sustainable work practices, for improved customer experiences. They provide strategic and corporate communications across multiple delivery platforms as well as provide support to the Mayor and Councillors.

Office of the Chief Executive Officer

The Office of the Chief Executive Officer has the overall responsibility for managing Council as an organisation. They develop and manage delivery of the long term strategic plans of Council.

FINANCIAL REPORT

Note 2 Analysis of Council results by program (cont.)**2.2 Summary of results by program**

	Income	Expenses	Surplus/ (Deficit)	Grants included in income	Total assets
	\$'000	\$'000	\$'000	\$'000	\$'000
2020					
Business Services	138,444	(54,808)	83,636	14,241	1,994,028
Community Development	20,265	(31,054)	(10,789)	12,119	-
Development and Planning	7,681	(15,831)	(8,150)	1,293	-
Infrastructure and Environment	74,287	(65,283)	9,004	5,150	-
Innovation and Organisational Improvement	371	(8,241)	(7,870)	197	-
Office of the Chief Executive Officer	76	(1,116)	(1,040)	-	-
	241,124	(176,333)	64,791	33,000	1,994,028

	Income	Expenses	Surplus/ (Deficit)	Grants included in income	Total assets
	\$'000	\$'000	\$'000	\$'000	\$'000
2019					
Business Services	149,856	(50,270)	99,586	17,661	1,799,312
Community Development	23,452	(32,669)	(9,217)	13,309	-
Development and Planning	13,353	(20,866)	(7,513)	4,855	-
Infrastructure and Environment	57,437	(63,940)	(6,503)	3,239	-
Innovation and Organisational Improvement	515	(6,489)	(5,974)	448	-
Office of the Chief Executive Officer	74	(593)	(519)	-	-
	244,687	(174,827)	69,860	39,512	1,799,312

FINANCIAL REPORT

FINA

	2020	2019
	\$'000	\$'000

Note 3 Funding for the delivery of Council services**Note 3.1 Rates and charges**

Council uses Capital Improved Value (CIV) as the basis of valuation of all properties within the City of Ballarat.

The valuation base used to calculate general rates for 2019/20 was \$21,341 million (2018/19 \$19,480 million). The 2019/20 rate in the dollar was 0.3922 cents (2018/19 0.4159 cents).

General rates	103,253	98,583
Waste management charge	19,463	17,886
Special rates and charges	148	148
Interest on rates	121	254
Revenue in lieu of rates	64	64
Total Rates and charges	123,049	116,935

The date of the latest general revaluation of land for rating purposes within the municipal district was 1 January 2019, and the valuation was first applied for the rating year commencing 1 July 2019.

Annual rates and charges are recognised as revenues when Council issues annual rates notices. Supplementary rates are recognised when a valuation and reassessment is completed and a supplementary rates notice issued.

Note 3.2 Statutory fees and fines

Dog and cat registrations and fines	1,055	1,079
Health licences and fees	677	676
Land Information Certificates	137	134
Local law permits	167	91
Sale of valuations	1	294
Subdivision supervision and certification fees	1,550	1,146
Town planning fees and certificates	1,211	1,205
Total Statutory fees and fines	4,798	4,625

Statutory fees and fines (excluding parking fees and fines) are recognised as revenue when the service has been provided, the payment is received, or when the penalty has been applied, whichever first occurs.

Note 3.3 User fees

Aged services fees	414	483
Art Gallery of Ballarat	653	1,055
Ballarat Aquatic and Lifestyle Centre	3,447	4,433
Building and scaffolding fees	814	769
Child care centres and kindergartens	901	1,424
Family day care	120	322
Her Majesty's Theatre	381	106
Landfill operations	5,815	4,453
Library services	1,114	1,036
Meals on wheels	396	356
Parking fees, fines and charges	3,719	6,937
Recreation income	598	834
Transfer station	702	695
Other	2,225	2,001
Total User fees	21,299	24,904

User fees are recognised as revenue at a point in time, or over time, when (or as) the performance obligations are satisfied. Recognition is based on the underlying contractual terms.

FINANCIAL REPORT

	2020 \$'000	2019 \$'000
Note 3.4 Funding from other levels of government		
Grants were received in respect of the following:		
Summary of grants		
Commonwealth funded grants	22,350	18,468
State funded grants	10,650	21,044
Total Grants	33,000	39,512
Operating grants		
<i>Recurrent - Commonwealth Government</i>		
Financial assistance grants	14,166	12,919
Aged care	4,003	1,068
Child and family day care	2,460	3,025
Other	181	839
<i>Recurrent - State Government</i>		
Aged care	1,072	3,686
Arts	274	304
Child and family day care	618	-
Community safety	70	267
Libraries	679	679
Maternal and child health	1,203	708
School crossing supervision	401	387
Other	707	1,094
Total Recurrent operating grants	25,834	24,976
Operating grants		
<i>Non-recurrent - Commonwealth Government</i>		
Other	-	12
<i>Non-recurrent - State Government</i>		
Arts	9	-
Recreation	-	76
Recycling	-	93
Rural Transformation	-	4,500
Smart Cities	-	251
Other	162	694
Total Non-recurrent operating grants	171	5,626
Total Operating grants	26,005	30,602
Capital grants		
<i>Recurrent - Commonwealth Government</i>		
Roads	1,395	205
<i>Recurrent - State Government</i>		
Roads	562	177
Total Recurrent capital grants	1,957	382

FINANCIAL REPORT

FINA

	2020 \$'000	2019 \$'000
Note 3.4 Funding from other levels of government (cont.)		
<i>Non-recurrent - Commonwealth Government</i>		
Recreation	145	-
Other	-	400
<i>Non-recurrent - State Government</i>		
Buildings	500	4,057
Recreation	1,719	1,672
Roads	2,058	2,224
Smart cities	158	-
Other	458	175
Total Non-recurrent capital grants	5,038	8,528
Total Capital grants	6,995	8,910
Total Grants	33,000	39,512

Conditions on grants

Balance at start of year	8,502	6,485
Adjustment due to changes in Australian Accounting Standards	2,179	-
Received during the financial year and remained unspent at balance date	11,769	7,322
Received in prior years and spent during the financial year	(4,699)	(5,305)
Balance at year end	17,751	8,502

Grant income is recognised at the point in time when the council satisfies its performance obligations as specified in the underlying agreement.

Note 3.5 Contributions

Monetary	14,737	10,324
Non-monetary	39,982	42,599
Total Contributions	54,719	52,923

Contributions of non-monetary assets were received in relation to the following asset classes:

Artworks	193	159
Drainage*	17,192	19,655
Footpaths*	3,238	3,687
Land^	2,329	1,529
Land under roads^	2,227	2,305
Parks, open space and street scapes	-	83
Recreation, leisure and community*	92	91
Roads*	14,711	15,090
Total Non-monetary contributions	39,982	42,599

Monetary and non-monetary contributions are recognised as revenue when Council obtains control over the contributed asset.

FINANCIAL REPORT

	2020 \$'000	2019 \$'000
--	----------------	----------------

Note 3.5 Contributions (cont.)

* During the financial year ending 30 June 2020 Council recognised non-monetary contributions of a number of infrastructure assets totalling \$4.890 million that had been transferred to Council relating to previous reporting periods.

Council recognises there has been an understatement in prior year totals, but has made the assessment that due to the value being less the 1% of Council's written down value of infrastructure assets, the amount does not warrant adjusting prior year comparative figures and current year opening balances (refer also Note 6.1).

^ Land and Land Under Roads values have been adjusted for Fair Value Adjustments (\$0.531m) applied in connection to assets contributed through the Ballarat West Developer Contribution Plan (DCP). Land assets are contributed at agreed values under the DCP, and fair value adjustments are applied to the assets to reflect a fair market value of the assets to Council. Adjustments are made in the same year that ownership of the asset is transferred to Council. (Refer Note 6.1)

Note 3.6 Net gain/(loss) on disposal of property, infrastructure, plant and equipment

Proceeds of sale	2,566	588
Written down value of assets disposed	(5,247)	(390)
Total Net gain/(loss) on disposal of property, infrastructure, plant and equipment	(2,681)	198

The profit or loss on sale of an asset is determined when control of the asset has irrevocably passed to the buyer.

Note 3.7 Other income

FBT staff reimbursement	158	139
Insurance recoveries	61	500
Interest	1,591	2,231
Legal expenses recovered	91	234
Property rentals	1,448	1,442
Reimbursements	949	396
WorkCover reimbursement	172	197
Asset revaluation increment offset*	1,578	425
Other^	892	26
Total Other income	6,940	5,590

Interest is recognised as it is earned.

Other income is measured at the fair value of the consideration received or receivable and is recognised when Council gains control over the right to receive the income.

* The 2020 Asset revaluation increment offset represents a recoupment of an asset revaluation reserve deficit from prior financial years. (Refer Note 6.1 and Note 9.1).

^ Other expenses is inclusive of the unwinding of a provision for overpaid Commonwealth grant funding connected to services no longer provided by Council. Council reached an agreement with the funding body to repay \$0.116m out of Council's provision of \$1.000m (Refer Note 5.5(c)).

Note 4 The cost of delivering Council services**Note 4.1(a) Employee costs**

Wages and salaries	55,672	51,077
Casual staff	3,097	3,293
Superannuation	5,330	5,043
Fringe benefits tax	193	197
WorkCover	1,455	1,060
Other overheads and related costs	1,752	1,723
Total Employee costs	67,499	62,393

FINANCIAL REPORT

FINA

	2020 \$'000	2019 \$'000
Note 4.1(b) Superannuation		
Council made contributions to the following funds:		
Defined benefit fund		
Employer contributions to Local Authorities Superannuation Fund (Vision Super)	444	461
	444	461
Employer contributions payable at reporting date.	-	-
Accumulation funds		
Employer contributions to Local Authorities Superannuation Fund (Vision Super)	2,767	2,783
Employer contributions - other funds	2,124	1,799
	4,891	4,582
Employer contributions payable at reporting date.	-	-
<i>Refer to Note 9.4 for further information relating to Council's superannuation obligations.</i>		

Note 4.2 Materials and services

Contract payments		
- Active ageing	1,501	1,303
- Communications and marketing	1,200	525
- Development and planning	989	3,390
- Economic partnerships	1,343	2,090
- Engaged communities	831	1,087
- Environmental services	11,475	9,839
- Events and the arts	1,764	6,074
- Family and children's services	1,270	2,265
- Information services	679	1,122
- Parks and gardens	6,756	6,190
- Property and facilities management	2,220	3,390
- Regulatory services	820	953
- Road maintenance	2,714	2,387
- Other operations	5,666	4,997
Building maintenance	2,041	1,045
Consultants	538	376
General maintenance	4,253	4,139
Information technology	2,468	2,087
Insurance	1,542	1,052
Office administration	4,632	5,322
Utilities	7,271	5,771
Total Materials and services	61,973	65,404

Note 4.3 Bad and doubtful debts

Active ageing	6	13
Animal control	118	547
Child care services	(9)	114
Local laws debtors	53	33
Other debtors	97	1,023
Parking management	304	(176)
Property management	(2)	22
Total Bad and doubtful debts	567	1,576

FINANCIAL REPORT

	2020 \$'000	2019 \$'000
Note 4.3 Bad and doubtful debts (cont.)		
a) Movement in provisions for doubtful debts		
Balance at the beginning of the year	(1,756)	(2,466)
New provisions recognised during the year	(567)	335
Amounts already provided for and written off as uncollectible	326	366
Amounts provided for but recovered during the year	-	9
Balance at end of year	(1,997)	(1,756)

Provision for doubtful debt is recognised based on an expected credit loss model. This model considers both historic and forward looking information in determining the level of impairment. Bad debts are written off when identified.

Note 4.4 Depreciation

Plant and equipment	4,616	3,956
Property	5,140	3,916
Infrastructure	30,172	28,638
Total Depreciation and amortisation	39,928	36,510

Refer to Note 6.1 for a more detailed breakdown of depreciation charges and policy.

Note 4.5 Amortisation - Intangible assets

Landfill	588	506
Total Amortisations - Intangible assets	588	506

Refer to Note 5.2 for a more detailed breakdown of amortisation charges and policy.

Note 4.6 Amortisation - Right of use assets

Property	454	-
Plant & equipment	765	-
Total Amortisation - Right of use assets	1,219	-

Refer to Note 5.8 for a more detailed breakdown of amortisation charges and policy.

Note 4.7 Borrowing costs

Interest - Borrowing costs	1,860	2,004
Total Borrowing costs	1,860	2,004

Borrowing costs are recognised as an expense in the period in which they are incurred, except where they are capitalised as part of a qualifying asset constructed by Council.

Note 4.8 Finance costs - Leases

Finance Costs - Lease liabilities	84	-
Total Finance costs - Leases	84	-

Finance costs - Lease liabilities are recognised as an expense on the unwinding of Council's lease liabilities over the term of the lease contracts.

FINANCIAL REPORT

FINA

	2020 \$'000	2019 \$'000
Note 4.9 Other expenses		
Auditors remuneration internal	126	159
Auditors remuneration VAGO	95	94
Councillors' allowances	382	375
Election expenses	-	5
Operating leases	424	1,271
Asset revaluation decrement expense*	78	325
Landfill rehabilitation provision	1,495	3,193
Other	15	1,012

Total Other expenses	2,615	6,434
-----------------------------	--------------	--------------

* The 2020 Asset revaluation decrement expense represents the decrease in the value of Council assets in excess of the asset revaluation reserve balances for the following asset classes: Waste \$0.078m (2018/19: Recreation, leisure and community \$0.325m (Refer Note 9.1).

Note 5 Council's financial position**Note 5.1 Financial assets****(a) Cash and cash equivalents**

Cash on hand	12	10
Cash at bank	31,501	2,409
Term deposits	8,989	-
Total Cash and cash equivalents	40,502	2,419

(b) Other financial assets

Term deposits - current	81,300	85,752
Shares in other companies	2	2
Total Other financial assets	81,302	85,754

Total Financial assets	121,804	88,173
-------------------------------	----------------	---------------

Council's cash and cash equivalents are subject to external restrictions that limit amounts available for discretionary use. These include:

- Trust funds and deposits (Note 5.3 (b))	10,688	6,338
---	--------	-------

Total Restricted funds	10,688	6,338
Total Unrestricted cash and cash equivalents	29,814	(3,919)

While it is noted that the total unrestricted cash and cash equivalents indicator shows a deficit as at 30 June 2019, Council has additional cash reserves held as term deposits disclosed in Other financial assets. As at 30 June 2020, Council had additional cash held in term deposits totalling \$81.300m (2018/19: \$85.752m), Council has a sufficient funds to meet obligations concerning its externally restricted holdings.

Intended allocations

Although not externally restricted the following amounts have been allocated for specific future purposes by Council:

- Cash held to fund carried forward capital works and funded programs	54,658	36,141
- Reserve funds (Note 9.1)	10,615	12,816

Total Funds subject to intended allocations	65,273	48,957
--	---------------	---------------

Cash and cash equivalents include cash on hand, deposits at call, and other highly liquid investments with original maturities of 90 days or less, net of outstanding bank overdrafts.

Other financial assets are valued at fair value, at balance date. Term deposits are measured at original cost. Any unrealised gains and losses on holdings at balance date are recognised as either a revenue or expense.

FINANCIAL REPORT

	2020 \$'000	2019 \$'000
Note 5.1 Financial assets (cont.)		
(c) Trade and other receivables		
Current		
<i>Statutory receivables</i>		
Rates debtors	6,392	3,968
Parking infringement debtors	3,597	3,296
Provision for doubtful debts - parking infringements	(843)	(734)
<i>Non statutory receivables</i>		
Loans and advances to community organisations	1	4
Government grants	37	1,168
Other debtors	4,571	5,541
Provision for doubtful debts - other debtors	(1,153)	(1,022)
	12,602	12,221
Total Trade and other receivables	12,602	12,221

Short term receivables are carried at invoice amount. A provision for doubtful debts is recognised when there is objective evidence that an impairment has occurred. Long term receivables are carried at amortised cost using the effective interest rate method.

a) Ageing of receivables

At balance date other debtors representing financial assets were past due but not impaired. The ageing of the Council's receivables (excluding statutory receivables) was:

Current (not yet due)	1,792	4,364
Past due by up to 30 days	747	813
Past due between 31 and 180 days	497	210
Past due between 181 and 365 days	197	143
Past due by more than 1 year	1,376	1,179
Total Trade and other receivables	4,609	6,709

b) Ageing of individually impaired receivables

At balance date, other debtors representing financial assets with a nominal value of \$2.817m (2018/19: \$2.344m) were impaired. The amount of the provision raised against these debtors was \$1.099m (2018/19: \$0.883). They individually have been impaired as a result of their doubtful collection. Many of the long outstanding past due amounts have been lodged with Council's debt collectors or are on payment arrangements.

The ageing of receivables that have been individually determined as impaired at reporting date was:

Current (not yet due)	-	-
Past due by up to 30 days	83	130
Past due between 31 and 180 days	258	90
Past due between 181 and 365 days	95	77
Past due by more than 1 year	663	586
Total Trade and other receivables - individually impaired	1,099	883

FINANCIAL REPORT

FINA

	2020 \$'000	2019 \$'000
Note 5.2 Non-financial assets		
(a) Inventories		
Inventories held for distribution	211	216
Inventories held for sale	138	202
Total Inventories	349	418
Inventories held for distribution are measured at cost and adjusted when applicable for any loss of service potential. Inventories are measured at the lower of cost and net realisable value.		
(b) Other assets		
Prepayments	940	881
Accrued income	247	356
Total Other assets	1,187	1,237
(c) Intangible assets		
Landfill air space	746	1,340
Total Intangible assets	746	1,340
	Landfill air space \$'000	Total \$'000
Gross carrying amount		
Balance at 1 July 2019	2,067	2,067
Transfers / Revaluation adjustments*	(304)	(304)
Balance at 30 June 2020	<u>1,763</u>	<u>1,763</u>
Accumulated amortisation and impairment		
Balance at 1 July 2019	(727)	(727)
Amortisation expense	(588)	(588)
Transfers / Revaluation adjustments*	298	298
Balance at 30 June 2020	<u>(1,017)</u>	<u>(1,017)</u>
Net book value at 30 June 2019	<u>1,340</u>	<u>1,340</u>
Net book value at 30 June 2020	<u>746</u>	<u>746</u>

Intangible assets with finite lives are amortised as an expense on a systematic basis over the asset's useful life. Amortisation is generally calculated on a straight line basis, at a rate that allocates the asset value, less any estimated residual value over its estimated useful life. Estimates of the remaining useful lives and amortisation method are reviewed at least annually, and adjustments made where appropriate.

* Revaluation adjustments include the removal of fully amortised air space assets from carrying balances within the annual Financial Statements.

FINANCIAL REPORT

	2020	2019
	\$'000	\$'000
Note 5.3 Payables		
(a) Trade and other payables		
Trade payables	5,195	6,996
Wages payable	2,873	2,299
Accrued loan expense	130	121
Total Trade and other payables	8,198	9,416
(b) Trust funds and deposits		
Majestix deposits and trust funds	408	284
Art Gallery deposits and trust funds	198	100
Contract retentions and securities	56	142
Subdivision holding fees	3,605	3,250
Botanic Gardens Community Fund	-	5
Eureka Centre trust fund	38	38
Fire services property levy	1,950	1,159
Other deposits and trusts	4,433	1,360
Total Trust funds and deposits	10,688	6,338
(c) Unearned income		
Grants received in advance - Operating	1,271	-
Grants received in advance - Capital	9,547	-
Other	73	-
Total Unearned income	10,891	-
<p>Amounts received as deposits and retention amounts controlled by Council are recognised as trust funds until they are returned, transferred in accordance with the purpose of the receipt, or forfeited. Trust funds that are forfeited, resulting in the Council gaining control of the funds are recognised as revenues at the time of forfeit.</p>		
<p><i>Purpose and nature of items</i></p>		
<p>Refundable deposits - Deposits are taken by Council as a form of surety in a number of circumstances, including in relation to building works, tender deposits, contract deposits and the use of civic facilities.</p>		
<p>Fire Service Levy - Council is the collection agent for fire services levy on behalf of the State Government. Council remits amounts received on a quarterly basis. Amounts disclosed here will be remitted to the State Government in line with that process.</p>		
<p>Retention amounts - Council has a contractual right to retain certain amounts until a contractor has met certain requirements or a related warrant or defect period has elapsed. Subject to the satisfactory completion of the contractual obligations, or the elapsing of time, these amounts will be paid to the relevant contractor in line with Council's contractual obligations.</p>		
Note 5.4 Interest-bearing liabilities		
Current		
Borrowings - secured	5,206	3,910
	5,206	3,910
Non-current		
Borrowings - secured	40,220	35,717
	40,220	35,717
Total Interest-bearing loans and borrowings	45,426	39,627

FINANCIAL REPORT

FINA

	2020	2019
	\$'000	\$'000
Note 5.4 Interest-bearing liabilities (cont.)		
The maturity profile for Council's borrowings is:		
Not later than one year	5,206	3,910
Later than one year and not later than five years	13,491	12,589
Later than five years	26,729	23,128
Total Interest-bearing loans and borrowings	45,426	39,627

All borrowings of the City of Ballarat are secured against the "rate income" of Council.

Borrowings are initially measured at fair value, being the cost of the interest bearing liabilities, net of transaction costs. The measurement basis subsequent to initial recognition depends on whether Council has categorised its interest-bearing liabilities as either financial liabilities designated at fair value through the profit and loss, or financial liabilities at amortised cost. Any difference between the initial recognised amount and the redemption value is recognised in net result over the period of the borrowing using the effective interest method.

The classification depends on the nature and purpose of the interest bearing liabilities. Council determines the classification of its interest bearing liabilities at initial recognition.

Note 5.5 Provisions

	Landfill restoration	Employee	Other	Total
	\$ '000	\$ '000	\$ '000	\$ '000
2020				
Balance at beginning of the financial year	8,895	15,896	1,000	25,791
Additional provisions	-	6,637	-	6,637
Amounts used	(56)	(5,551)	(1,000)	(6,607)
Increase in the discounted amount arising because of time and the effect of any change in the discount rate	1,527	(60)	-	1,467
Balance at the end of the financial year	10,366	16,922	-	27,288
2019				
Balance at beginning of the financial year	3,959	15,855	-	19,814
Additional provisions	4,585	6,451	1,000	12,036
Amounts used	(21)	(6,504)	-	(6,525)
Increase in the discounted amount arising because of time and the effect of any change in the discount rate	372	94	-	466
Balance at the end of the financial year	8,895	15,896	1,000	25,791

FINANCIAL REPORT

	2020	2019
	\$'000	\$'000
Note 5.5 Provisions (cont.)		
(a) Employee provisions		
Current provisions expected to be wholly settled within 12 months		
Annual leave	4,083	3,823
Long service leave	1,110	1,067
Other	261	242
	5,454	5,132
Current provisions expected to be wholly settled after 12 months		
Annual leave	1,532	1,393
Long service leave	8,437	7,974
	9,969	9,367
Total current provisions	15,423	14,499
Non-current		
Long service leave	1,501	1,397
Total non-current provisions	1,501	1,397
Aggregate carrying amount of employee provisions:		
Current	15,423	14,499
Non-current	1,501	1,397
Total aggregate carrying amount of employee provisions	16,924	15,896

The following assumptions were adopted in measuring the present value of employee benefits:

	2020	2019
Weighted average increase in employee costs	5.14%	4.50%
Weighted average discount rates	3.25%	3.55%
Weighted average settlement period	7 yrs	7 yrs

The calculation of employee costs and benefits includes all relevant on-costs and are calculated as follows at reporting date:

Wages and salaries and annual leave

Liabilities for wages and salaries, including non-monetary benefits, annual leave and accumulated sick leave expected to be wholly settled within 12 months of the reporting date are recognised in the provision for employee benefits in respect of employee services up to the reporting date, classified as current liabilities and measured at their nominal values.

Liabilities that are not expected to be wholly settled within 12 months of the reporting date are recognised in the provision for employee benefits as current liabilities, measured at present value of the amounts expected to be paid when the liabilities are settled using the remuneration rate expected to apply at the time of settlement.

Long service leave

Liability for long service leave (LSL) is recognised in the provision for employee benefits.

FINANCIAL REPORT

FINA

Note 5.5 Provisions (cont.)

Current liability - unconditional LSL is disclosed as a current liability even when Council does not expect to settle the liability within 12 months because it will not have the unconditional right to defer settlement of the entitlement should an employee take leave within 12 months.

Non-current liability - conditional LSL that has been accrued, where an employee is yet to reach a qualifying term of employment, is disclosed as a non-current liability. There is an unconditional right to defer settlement of the entitlement until the employee has completed the requisite years of service. Non-current LSL liability is measured at present value.

	2020	2019
	\$'000	\$'000
(b) Landfill restoration		
Current	137	169
Non-current	10,228	8,726
	10,365	8,895

The following assumptions were adopted in measuring the present value of landfill restoration costs:

	2020	2019
Weighted average rehabilitation costs (per sqm)	\$ 41.36	\$ 41.85
Weighted average discount rates	1.32%	1.33%
Council's obligated restoration period from cell closure	30 yrs	30 yrs

Council is obligated to restore landfill site to a particular standard. The forecast life of the site is based on current estimates of remaining capacity and the forecast rate of infill. The provision for landfill restoration has been calculated based on the expected cost of works to be undertaken as determined by the Environment Protection Authority. The expected cost of works has been estimated based on current understanding of work required to reinstate the site to a suitable standard. Accordingly, the estimation of the provision required is dependent on the accuracy of the forecast timing of the work, work required related cost estimates and management judgement.

	2020	2019
	\$'000	\$'000
(c) Other Provisions		
Current	-	1,000
	-	1,000

Council had been in receipt of Commonwealth grant allocations in connection to services no longer provided by Council. In acknowledgement of this over allocation, Council had made provision in its accounts for a potential recall of unexpended funding. An agreement was reached with the Commonwealth department to repay an amount of \$0.116m. The balance of the provision has been unwound against the Comprehensive Income Statement.

Note 5.6 Financing arrangements

Council has the following funding arrangements in place as at 30 June 2020

Bank overdraft	1,000	1,000
Purchase card facility limit	5,100	5,100
Leasing facilities	848	2,014
Total facilities	6,948	8,114
Used facilities	1,165	2,650
Total Unused facilities	5,783	5,464

FINANCIAL REPORT

Note 5.7 Commitments

Commitments are not recognised in the Balance Sheet. Commitments are disclosed at their nominal value. Council has entered into the following commitments:

	Later than 1 year		Later than 2 years		Later than 5 years	Total
	Not later than 1 year	and not later than 2 years	and not later than 2 years	and not later than 5 years		
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
2020						
Operating						
Facilities	1,804	1,031	928	-	-	3,763
Total Operating	1,804	1,031	928	-	-	3,763
Capital						
Bridges	2,653	-	-	-	-	2,653
Buildings	612	-	-	-	-	612
Building improvements	358	-	-	-	-	358
Plant and Equipment	374	-	-	-	-	374
Recreation, leisure and community	1,320	-	-	-	-	1,320
Roads	1,850	-	-	-	-	1,850
Total Capital	7,167	-	-	-	-	7,167
	Later than 1 year		Later than 2 years		Later than 5 years	Total
	Not later than 1 year	and not later than 2 years	and not later than 2 years	and not later than 5 years		
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
2019						
Operating						
Facilities	4,626	1,587	2,001	-	-	8,214
Total Operating	4,626	1,587	2,001	-	-	8,214
Capital						
Buildings	930	-	-	-	-	930
Building improvements	356	-	-	-	-	356
Recreation, leisure and community	2,514	-	-	-	-	2,514
Roads	1,120	-	-	-	-	1,120
Total Capital	4,920	-	-	-	-	4,920

Note 5.8 Leases

Policy applicable before 1 July 2019

As a lessee, Council classifies leases as operating or finance leases based on its assessment of whether the lease transferred significantly all of the risks and rewards incidental to ownership of the underlying asset to Council.

Operating lease payments, including any contingent rentals, were recognised as an expense in the comprehensive income statement on a straight-line basis over the lease term, except where another systematic basis is more representative of the time pattern of the benefits derived from the use of the leased asset. The leased asset was not recognised in the balance sheet.

All incentives for the agreement of a new or renewed operating lease were recognised as an integral part of the net consideration agreed for the use of the leased asset, irrespective of the incentive's nature or form or the timing of payments.

In the event that lease incentives were received to enter into operating leases, the aggregate cost of incentives were recognised as a reduction of rental expense over the lease term on a straight-line basis, unless another systematic basis was more representative of the time pattern in which economic benefits from the leased asset were consumed.

Policy applicable after 1 July 2019

Council has applied AASB 16 Leases using a modified retrospective approach with the cumulative effect of initial application recognised as an adjustment to the opening balance of accumulated surplus at 1 July 2019, with no restatement of comparative information. The council applied the approach consistently to all leases in which it is a lessee.

On transition to AASB 16 Leases, Council elected to apply the practical expedient to 'grandfather' the assessment of which transactions are leases. The council has applied this practical expedient to all of its contracts and therefore applied AASB 16 Leases only to contracts that were previously identified as leases.

At inception of a contract, all entities would assess whether a contract is, or contains, a lease. A contract is, or contains, a lease if the contract conveys the right to control the use of an identified asset for a period of time in exchange for consideration. To identify whether a contract conveys the right to control the use of an identified asset, it is necessary to assess whether:

- The contract involves the use of an identified asset;
- The customer has the right to obtain substantially all of the economic benefits from use of the asset throughout the period of use; and
- The customer has the right to direct the use of the asset.

This policy is applied to contracts entered into, or changed, on or after 1 July 2019.

As a lessee, Council recognises a right-of-use asset and a lease liability at the lease commencement date. The right-of-use asset is initially measured at cost which comprises the initial amount of the lease liability adjusted for:

- any lease payments made at or before the commencement date less any lease incentives received; plus
- any initial direct costs incurred; and
- an estimate of costs to dismantle and remove the underlying asset or to restore the underlying asset or the site on which it is located.

The right-of-use asset is subsequently depreciated using the straight-line method from the commencement date to the earlier of the end of the useful life of the right-of-use asset or the end of the lease term. The estimated useful lives of right-of-use assets are determined on the same basis as those of property, plant and equipment. In addition, the right-of-use asset is periodically reduced by impairment losses, if any, and adjusted for certain measurements of the lease liability.

The lease liability is initially measured at the present value of the lease payments that are not paid at the commencement date, discounted using the interest rate implicit in the lease or, if that rate cannot be readily determined, an appropriate incremental borrowing rate. Generally, Council uses an appropriate incremental borrowing rate as the discount rate.

FINANCIAL REPORT

Note 5.8 Leases (cont.)

Lease payments included in the measurement of the lease liability comprise the following:

- Fixed payments
- Variable lease payments that depend on an index or a rate, initially measured using the index or rate as at the commencement date;
- Amounts expected to be payable under a residual value guarantee; and
- The exercise price under a purchase option that Council is reasonably certain to exercise, lease payments in an optional renewal period if Council is reasonably certain to exercise an extension option, and penalties for early termination of a lease unless Council is reasonably certain not to terminate early.

When the lease liability is remeasured in this way, a corresponding adjustment is made to the carrying amount of the right-of-use asset, or is recorded in profit or loss if the carrying amount of the right-of-use asset has been reduced to zero.

Council has elected to apply the temporary option available under AASB 16 Leases which allows not-for-profit entities to not measure right-of-use assets at initial recognition at fair value in respect of leases that have significantly below-market terms.

Right of Use Assets	Property \$'000	Plant & Equipment \$'000	Total \$'000
Balance at 1 July 2019	1,004	1,577	2,581
Additions	2,104	-	2,104
Amortisation charges	(454)	(765)	(1,219)
Cessations	(632)	-	(632)
Balance at 30 June 2020	2,022	812	2,834

Lease Liabilities	2020 \$'000
Maturity analysis - contractual undiscounted cash flows	\$'000
Less than one year	1,411
One to five years	1,718
More than five years	-
Total undiscounted lease liabilities as at 30 June:	<u>3,129</u>

Lease liabilities included in the Balance Sheet at 30 June	
Current	1,302
Non-current	1,591
Total lease liabilities	<u>2,893</u>

Short-term and low value leases

Council has elected not to recognise right-of-use assets and lease liabilities for short-term leases of machinery that have a lease term of 12 months or less and leases of low-value assets (individual assets worth less than Council's capitalisation thresholds for Right of Use assets of AUD\$10,000), including IT equipment. Council recognises the lease payments associated with these leases as an expense on a straight-line basis over the lease term.

Expenses relating to:	2020 \$'000
Short-term leases	301
Leases of low value assets	152
Total	<u>453</u>
Variable Lease payments (not included in measurement of lease liabilities)	309

FINANCIAL REPORT

FINA

Note 5.8 Leases (cont.)

	2020
	\$'000
Non-cancellable commitments - Short-term and low-value leases	
Commitments for minimum lease payments for short-term and low-value leases are payable as follows:	
Payable:	
Within one year	13
Later than one year but not later than five years	-
More than five years	-
Total lease commitments	<u>13</u>

i. Leases classified as operating leases under AASB 117 Leases

At transition, lease liabilities were measured at the present value of the remaining lease payments, discounted at Council's incremental borrowing rate as at 1 July 2019. Right-of-use assets are measured at an amount equal to the lease liability, adjusted by the amount of any prepaid or accrued lease payments. Council applied this approach to all applicable leases.

Council used the following practical expedients when applying AASB 16 Leases to leases previously classified as operating leases under AASB 117 Leases.

- Applied a single discount rate to a portfolio of leases with similar characteristics.
- Adjusted the right-of-use assets by the amount of AASB 137 Provisions, Contingent Liabilities and Contingent Assets onerous contract provision immediately before the date of initial application, as an alternative to an impairment review.
- Applied the exemption not to recognise right-of-use assets and liabilities for leases with less than 12 months of lease term.
- Used hindsight when determining the lease term if the contract contains options to extend or terminate the lease.

ii. Leases previously classified as finance leases

For leases that were classified as finance leases under AASB 117 Leases, the carrying amount of the right-of-use asset and the lease liability at 1 July 2019 are determined at the carrying amount of the lease asset and lease liability under AASB 117 Leases immediately before that date.

Council is not required to make any adjustments on transition to *AASB 16 Leases* for leases in which it acts as a lessor, except for a sub-lease. Council accounted for its leases in accordance with AASB 16 Leases from the date of initial application.

Impact on financial statements

On transition to AASB 16 Leases, Council recognised an additional \$2.581m of right-of-use assets and \$2.581m of lease liabilities.

When measuring lease liabilities, Council discounted lease payments using its incremental borrowing rate at 1 July 2019. The weighted-average rate applied is 4.02%.

	2019
	\$'000
Operating lease commitment at 30 June 2019 as disclosed in Council's financial statements	3,130
Discounted using the incremental borrowing rate at 1 July 2019	<u>(171)</u>
	2,959
- Recognition exemption for:	
Short-term leases	(301)
Leases of low value-value assets	(165)
- Additional leases recognised	88
- Lease liabilities recognised as at 1 July 2019	<u>2,581</u>

FINANCIAL REPORT

Notes to the Financial Report
For the Year Ended 30 June 2020

City of Ballarat

Note 6 Assets Council manage

Note 6.1 Property, Infrastructure, Plant and Equipment

Summary of Property, Infrastructure, Plant and Equipment

	At Fair Value 30 June 2019 \$'000	Acquisitions \$'000	Contributions \$'000	Revaluation \$'000	Found Assets \$'000	Depreciation \$'000	Impairments \$'000	Disposal \$'000	Transfers from Works in Progress \$'000	Asset Class Transfers \$'000	At Fair Value 30 June 2020 \$'000
Land	304,440	-	5,088	(631)	-	(24)	-	(1,210)	3,938	953	312,654
Buildings	199,917	-	-	-	-	(5,116)	-	(640)	6,683	-	200,844
Plant and Equipment	114,915	5,676	193	-	-	(4,616)	-	(55)	920	-	117,033
Infrastructure	1,072,319	-	35,232	111,290	2,487	(30,172)	-	(3,341)	29,971	(953)	1,216,833
Work in progress	4,332	44,322	-	-	-	-	-	-	(41,512)	-	7,142
	1,695,923	49,998	40,513	110,759	2,487	(39,928)	-	(5,246)	-	-	1,854,506

Summary of Work in Progress

	Opening WIP \$'000	Additions \$'000	Transfers \$'000	Write Offs \$'000	Closing WIP \$'000
Buildings	2,018	12,070	(10,474)	-	3,614
Plant and equipment	919	429	(920)	-	428
Infrastructure	1,395	31,823	(30,118)	-	3,100
Total	4,332	44,322	(41,512)	-	7,142

FINANCIAL REPORT

FINA

Note 6.1 Property, Infrastructure, Plant and Equipment (cont.)

(a) Property

Note	Land - specialised \$'000	Land - non specialised \$'000	Land improvements \$'000	Total Land \$'000	Heritage buildings \$'000	Buildings -specialised \$'000	Buildings non-specialised \$'000	Buildings specialised \$'000	Building improvements \$'000	Total Buildings \$'000	Work in progress \$'000	Total Property \$'000
At fair value 1 July 2019	10,553	292,013	1,874	304,440	45,343	151,809	-	6,679	-	203,831	2,018	510,289
Accumulated depreciation at 1 July 2019	-	-	-	-	(769)	(3,093)	-	(52)	-	(3,914)	-	(3,914)
	10,553	292,013	1,874	304,440	44,574	148,716	-	6,627	-	199,917	2,018	506,375
Movements in fair value												
Acquisition of assets at fair value	-	-	-	-	-	-	-	-	-	-	12,070	12,070
Contributed assets at fair value	2,932	2,156	-	5,088	-	-	-	-	-	-	-	5,088
Transfers from work in progress	-	3,677	261	3,938	892	574	-	5,217	-	6,683	(10,621)	-
Revaluation increments/decrements	-	-	-	-	-	-	-	-	-	-	-	-
Fair value increments/decrements *	(316)	(215)	-	(531)	-	-	-	-	-	-	-	(531)
Found assets	-	-	-	-	-	-	-	-	-	-	-	-
Fair value of assets disposed	-	(1,210)	-	(1,210)	-	(664)	-	-	-	(664)	-	(1,874)
Transfers to / (from) asset class	-	-	953	953	-	-	-	-	-	-	147	1,100
	2,616	4,408	1,214	8,238	892	(90)	-	5,217	-	6,019	1,596	15,853
Movements in accumulated depreciation												
Depreciation and amortisation	-	-	(24)	(24)	(1,148)	(3,800)	-	(168)	-	(5,116)	-	(5,140)
Accumulated depreciation of disposals	-	-	-	-	-	24	-	-	-	24	-	24
Transfers to / (from) asset class	-	-	-	-	-	-	-	-	-	-	-	-
Accumulated depreciation fair value adjustment	-	-	-	-	-	-	-	-	-	-	-	-
	-	-	(24)	(24)	(1,148)	(3,776)	-	(168)	-	(5,092)	-	(5,116)
At fair value 30 June 2020	13,169	296,421	3,088	312,678	46,235	151,719	-	11,896	-	209,850	3,614	526,142
Accumulated depreciation at 30 June 2020	-	-	(24)	(24)	(1,917)	(6,869)	-	(220)	-	(9,006)	-	(9,030)
	13,169	296,421	3,064	312,654	44,318	144,850	-	11,676	-	200,844	3,614	517,112

* The fair value decrement on Land represents the difference between the agreed value of assets transferred to Council as developers contributions during the 2020 financial year and the fair value of those assets (as valued by Opteon (Vic)) based on their best purpose when in the hands of Council. These adjustments are reflected against the individual Non-monetary categories disclosed in Note 3.5 - Contributions).

Council undertook a desktop valuation for the fair value of its Land and Buildings assets for 30 June 2020. The desktop assessment (as completed by Opteon (Vic)) suggested value increases of between 2.66% and 9.05% across its different property categories, since Councils last formal valuation as at 30 June 2018.

The assessment provided was also subject to *significant market uncertainty due to COVID-19*, and that any impact would likely put downward pressures on property markets and values.

Council has determined that the calculated increase in value, as determined by this review, is immaterial against the total value of its Land & Building assets, and that any short term variation in the property market would further reduce any material change since the last full valuation.

In respect of this uncertainty, Council has chosen not to record a fair value adjustment for Land and Buildings in its financial statements for 30 June 2020.

FINANCIAL REPORT

Note 6.1 Property, Infrastructure, Plant and Equipment (cont.)

(b) Plant and Equipment

Note	Art works and heritage collections	Heritage plant and equipment	Plant machinery and equipment	Fixtures and fittings and furniture	Computers and telecoms	Library books	Work in progress	Total Plant and equipment
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
At fair value 1 July 2019	95,005	-	29,413	2,484	12,233	7,728	919	147,782
Accumulated depreciation at 1 July 2019	-	-	(15,570)	(1,678)	(9,328)	(5,372)	-	(31,948)
	95,005	-	13,843	806	2,905	2,356	919	115,834
Movements in fair value								
Acquisition of assets at fair value	170	-	3,296	832	1,047	331	429	6,105
Contributed assets at fair value	193	-	-	-	-	-	-	193
Transfers from work in progress	-	-	36	101	783	-	(920)	-
Revaluation increments/decrements	-	-	-	-	-	-	-	-
Found assets	-	-	-	-	-	-	-	-
Fair value of assets disposed	-	-	(1,471)	(38)	-	-	-	(1,509)
Impairment losses recognised in operating result	-	-	-	-	-	-	-	-
Transfers to / (from) asset class	363	-	1,861	895	1,830	331	(491)	4,789
	4.4	-	(2,814)	(199)	(1,196)	(407)	-	(4,616)
Movements in accumulated depreciation								
Depreciation and amortisation	-	-	1,416	38	-	-	-	1,454
Accumulated depreciation of disposals	-	-	-	-	-	-	-	-
Impairment losses recognised in operating result	-	-	-	-	-	-	-	-
Transfers to / (from) asset class	-	-	(1,398)	(161)	(1,196)	(407)	-	(3,162)
	95,368	-	31,274	3,379	14,063	8,059	428	152,571
At fair value 30 June 2020	-	-	(16,966)	(1,839)	(10,524)	(5,779)	-	(35,110)
Accumulated depreciation at 30 June 2020	95,368	-	14,306	1,540	3,539	2,280	428	117,461

Note 6.1 Property, Infrastructure, Plant and Equipment (cont.)

(c) Infrastructure

	Roads \$'000	Bridges \$'000	Footpaths and cycleways \$'000	Drainage \$'000	Recreational, leisure and community \$'000	Waste management \$'000	Parks open spaces and streetscapes \$'000	Aerodromes \$'000	Off-street car parks \$'000	Other infrastructure \$'000	Work in progress \$'000	Total Infrastructure \$'000
At fair value 1 July 2019	574,862	41,388	61,783	328,479	44,654	8,065	3,214	-	7,328	34,155	1,395	1,105,323
Accumulated depreciation at 1 July 2019	(16,129)	(668)	(1,645)	(3,517)	(2,870)	(5,036)	-	-	(207)	(1,537)	-	(31,609)
Movements in fair value	558,733	40,720	60,138	324,962	41,784	3,029	3,214	-	7,121	32,618	1,395	1,073,714
Acquisition of assets at fair value	-	-	-	-	-	-	-	-	-	-	31,823	31,823
Contributed assets at fair value ~	14,710	-	3,238	17,192	92	-	-	-	-	-	-	35,232
Transfers from work in progress	17,227	171	1,472	1,578	2,625	-	1,958	-	524	4,416	(29,971)	-
Revaluation increments/decrements *	54,131	7,878	17,011	5,828	(1,288)	(4,517)	-	-	667	565	-	80,275
Found assets ^	1,129	-	153	78	994	-	-	-	-	133	-	2,487
Fair value of assets disposed	-	-	-	-	(3,465)	-	-	-	-	-	-	(3,465)
Impairment losses recognised in operating result	-	-	-	-	-	-	-	-	-	-	-	-
Transfers to / (from) asset class	87,197	8,049	21,874	24,676	(1,042)	(4,517)	1,005	-	1,191	5,114	(147)	(1,100)
Movements in accumulated depreciation	17,556	(764)	(2,273)	(3,834)	(3,009)	(591)	(7)	-	(184)	(1,954)	-	(30,172)
Depreciation and amortisation	-	-	-	-	124	-	-	-	-	-	-	124
Accumulated depreciations of disposals	-	-	-	-	-	-	-	-	-	-	-	-
Revaluation increments/decrements *	16,129	668	1,645	3,517	2,867	4,445	-	-	207	1,537	-	31,015
Impairment losses recognised in operating result	-	-	-	-	-	-	-	-	-	-	-	-
Transfers to / (from) asset class	(1,427)	(96)	(628)	(317)	(18)	3,854	(7)	-	23	(417)	-	967
At fair value 30 June 2020	662,059	49,437	83,657	353,155	43,612	3,548	4,219	-	8,519	39,269	3,100	1,250,575
Accumulated depreciation at 30 June 2020	(17,556)	(764)	(2,273)	(3,834)	(2,888)	(1,182)	(7)	-	(184)	(1,954)	-	(30,642)
644,503	48,673	81,384	349,321	40,724	2,366	4,212	-	8,335	37,315	3,100	-	1,219,933

* The full amount of the Infrastructure revaluation increment has not been transferred to the asset revaluation reserves due to current and prior decrements in the revaluation of the Recreation, leisure and community assets, and Car parking assets, fully diminishing the Recreation and Open Space, and Off-street Car Park reserves (refer Note 9.1). An amount of \$0.078m has been recorded as an expense in the Comprehensive Income Statement, and an asset revaluation increment offset recoupment amount of \$1.578m has been recorded as other income in the Comprehensive Income Statement, as required by AASB 116 (refer Notes 3.7 and 4.9).

^ During the asset revaluation process, Council identified further assets owned that were not reflected in the fixed asset register. Advancements in technologies, including GIS Mapping, utilised by Council as well as improved asset management practices, allow for better identification and recognition of Council assets (refer Note 9.3).

~ In the 2020 financial year, Council has recognised a selection of infrastructure assets totalling \$4.890 million transferred to Council relating to the previous reporting period. Council recognises there has been an understatement in prior year totals, but has made the assessment that due to the amount being less than 1% of Council's written down value of infrastructure assets, in this instance, the amount does not warrant adjusting prior year comparative figures and current year opening balances (refer also Note 3.5).

FINANCIAL REPORT

Note 6.1 Property, infrastructure, plant and equipment (cont.)**(d) Recognition and measurement of property, plant and equipment, infrastructure, intangibles***Acquisition*

The purchase method of accounting is used for all acquisitions of assets, being the fair value of assets provided as consideration at the date of acquisition plus any incidental costs attributable to the acquisition. Fair value is the price that would be received to sell an asset (or paid to transfer a liability) in an orderly transaction between market participants at measurement date.

Where assets are constructed by Council, cost includes all materials used in construction, direct labour, and an appropriate share of directly attributable variable and fixed overheads.

In accordance with Council's policy, the threshold limits detailed in below have applied when recognising assets within an applicable asset class and unless otherwise stated are consistent with the prior year.

Asset recognition thresholds and depreciation periods

	Depreciation Period	Threshold Limit \$
Land and improvements		
Land	-	5,000
Land Improvements	40 years	5,000
Buildings		
Buildings	40 years	5,000
Building improvements	40 years	5,000
Plant and Equipment		
Heritage plant and equipment	5 - 30 years	1,000
Plant, machinery and equipment	2 - 20 years	1,000
Fixtures, fittings and furniture	2 - 20 years	1,000
Computers and telecommunications	3 - 20 years	1,000
Library books	10 years	1,000
Infrastructure		
Road pavements and seals	10 - 80 years	5,000
Road formation and earthworks	-	5,000
Road kerb, channel and minor culverts	80 - 150 years	5,000
Bridges deck	60 - 100 years	5,000
Bridges substructure	60 - 100 years	5,000
Footpaths and cycleways	15 - 80 years	5,000
Drainage	50 - 200 years	5,000
Recreational, leisure and community facilities	15 - 50 years	5,000
Parks, open space and streetscapes	8 - 50 years	5,000
Off-street car parks	10 - 80 years	5,000
Aerodromes	10 - 80 years	5,000
Intangible Assets		
Landfill air-space	1 - 5 years	5,000
Right of use assets	1 - 10 years	10,000

FINANCIAL REPORT

FINA

Note 6.1 Property, infrastructure, plant and equipment (cont.)*Land under roads*

Land under roads acquired after 30 June 2008 is brought to account using the fair value basis. Council does not recognise land under roads that it controlled prior to that period in its financial report, consistent with AASB 1051.

Depreciation and amortisation of property, infrastructure, plant and equipment and intangibles

Buildings, land improvements, plant and equipment, infrastructure, and other assets having limited useful lives are systematically depreciated over their useful lives to Council in a manner which reflects consumption of the service potential embodied in those assets. Estimates of remaining useful lives and residual values are made on a regular basis with major asset classes reassessed annually. Depreciation rates and methods are reviewed annually.

Where assets have separate identifiable components that are subject to regular replacement, these components are assigned distinct useful lives and residual values and a separate depreciation rate is determined for each component.

Road earthworks are not depreciated on the basis that they are assessed as not having a limited useful life.

Artworks and heritage collections are not depreciated.

Straight line depreciation is charged based on the residual useful life as determined each year.

Repairs and maintenance

Routine maintenance, repair costs, and minor renewal costs are expensed as incurred. Where the repair relates to the replacement of a component of an asset and the cost exceeds the capitalisation threshold the cost is capitalised and depreciated. The carrying value of the replaced asset is expensed.

Valuation of Land and Buildings

Valuations of land and buildings were undertaken by a qualified independent valuer Opteon (Vic) Pty Ltd. The valuation of land and buildings is at fair value, being market value based on highest and best use permitted by relevant land planning provisions. Where land use is restricted through existing planning provisions the valuation is reduced to reflect this limitation. This adjustment is an unobservable input in the valuation. The adjustment has no impact on the Comprehensive Income Statement.

Council engaged its independent valuer to complete a desktop valuation for the fair value of its Land and Buildings assets for 30 June 2020. The desktop assessment (as completed by Opteon (Vic)), suggested value increases of between 2.66% and 9.05% across its different property categories, since Council's last formal valuation as at 30 June 2018. Council's valuers also expressed a 'significant market uncertainty due to COVID-19', and that any impact would likely put downward pressures on property markets and values in the short to medium term.

Specialised land is valued at fair value using site values adjusted for englobo (undeveloped and/or unserviced) characteristics, access rights and private interests of other parties and entitlements of infrastructure assets and services. This adjustment is an unobservable input in the valuation. The adjustment has no impact on the Comprehensive Income Statement.

Any significant movements in the unobservable inputs for land and land under roads will have a significant impact on the fair value of these assets.

The date of the current valuation is detailed in the following table. Council undertakes a full revaluation of its land and buildings on a biennial cycle. *(Due to COVID-19, only a desktop revaluation was undertaken for the 2020 financial year. On assessment, no adjustment to land and building fair values were recorded in Council's accounts).*

Details of Council's land and buildings and information about the fair value hierarchy as at 30 June 2020 are as follows:

	Level 1 \$'000	Level 2 \$'000	Level 3 \$'000	Date of Valuation
Land	-	-	296,421	June 2018
Specialised land	-	-	13,169	June 2018
Land improvements	-	-	3,064	June 2018
Heritage buildings	-	-	44,318	June 2018
Buildings	-	-	144,850	June 2018
Building improvements	-	11,676	-	June 2018
Total	-	11,676	501,822	

FINANCIAL REPORT

Note 6.1 Property, infrastructure, plant and equipment (cont.)**Valuation of Infrastructure**

Valuation of infrastructure assets has been determined in accordance with a valuation undertaken by the Council's Infrastructure Engineer and suitably qualified consultants engaged by Council. These assets are subject to further componentisation and can be transferred to other assets classes in future years.

The date of the current valuation is detailed in the following table. A combination of direct cost unit rate values and index based unit rate cost movements (Australian Bureau of Statistics data and Rawlinson's Construction Cost Guide) has been used in valuing Council's Infrastructure assets. Council revalues its infrastructure assets every year.

The valuation is at fair value based on replacement cost less accumulated depreciation as at the date of valuation.

Details of Council's infrastructure and information about the fair value hierarchy as at 30 June 2020 are as follows:

	Level 1 \$'000	Level 2 \$'000	Level 3 \$'000	Date of Valuation
Roads	-	-	644,503	July 2019
Bridges	-	-	48,673	July 2019
Footpaths and cycleways	-	-	81,384	July 2019
Drainage	-	-	349,321	July 2019
Recreational, leisure and community facilities	-	-	40,724	July 2019
Waste management	-	-	2,366	July 2019
Parks, open space and streetscapes	-	-	4,212	July 2019
Aerodromes	-	-	-	July 2019
Off-street car parks	-	-	8,335	July 2019
Other infrastructure	-	-	37,315	July 2019
Total	-	-	1,216,833	

Description of significant unobservable inputs into level 3 valuations

Specialised land and land under roads is valued using a market based direct comparison technique. Significant unobservable inputs include the extent and impact of restriction of use and the market cost of land per square metre. The extent and impact of restrictions on use varies and results in a reduction to surrounding land values between 5% and 95%. The market value of land varies significantly depending on the location of the land and the current market conditions. Currently land values range between \$600 and \$800 per square metre.

Specialised buildings are valued using a depreciated replacement cost technique. Significant unobservable inputs include the current replacement cost and remaining useful lives of buildings. Current replacement costs is calculated on a square metre basis and ranges from \$1,000 to \$1,500 per square metre. The remaining useful lives of buildings are determined on the basis of the current condition of buildings and vary from 30 years to 60 years. Replacement cost is sensitive to changes in market conditions, with any increase or decrease in cost flowing through to the valuation. Useful lives of buildings are sensitive to changes in expectations or requirements that could either shorten or extend the useful lives of buildings.

Infrastructure assets are valued based on the depreciated replacement cost. Significant unobservable inputs include the current replacement cost and remaining useful lives of infrastructure. The remaining useful lives of infrastructure assets are determined on the basis of the current condition of the asset and vary from 15 years to 80 years. Replacement cost is sensitive to changes in market conditions, with any increase or decrease in cost flowing through to the valuation. Useful lives of infrastructure are sensitive to changes in use, expectations or requirements that could either shorten or extend the useful lives of infrastructure assets.

	2020 \$'000	2019 \$'000
Reconciliation of specialised land		
Land under roads	13,169	10,553
Total specialised land	13,169	10,553

FINANCIAL REPORT

FINA

Note 7 People and relationships**Note 7.1 Council and key management remuneration****(a) Related Parties***Parent Entity*

Ballarat City Council

Subsidiaries and Associates

Nil

(b) Key Management Personnel

Details of persons holding the position of Councillor or other members of Key Management Personnel at any time during the year are:

	2020	2019
	No.	No.
Councillors		
Ben Taylor (Mayor 6/11/2019-30/06/2020)		
Amy Johnson		
Belinda Coates		
Daniel Moloney		
Des Hudson		
Grant Tillett		
Jim Rinaldi		
Mark Harris		
Samantha McIntosh (Mayor 1/07/2019-6/11/2019)		
Total Number of Councillors	9	9
Other Key Management Personnel		
Justine Linley (Chief Executive Officer: 1/07/2019-15/05/2020)		
Janet Dore (Interim Chief Executive Officer: 12/06/2020-30/06/2020)		
Angelique Lush (Director Development and Planning)		
Cameron Gray (Director Policy & Innovation)		
Glenn Kallio (Director Business Services)		
Neville Ivey (Director Community Development)		
Terry Demeo (Director Infrastructure and Environment)		
Darren Sadler (Acting Director Infrastructure and Environment: 2-6/01/2020, 15/05/2020-30/06/2020)		
James Guy (Acting Director Development and Planning: 1-19/07/2019)		
Jeff Johnson (Acting Director Development and Planning: 16-24/12/2019)		
Jenny Fink (Acting Director Community Development: 17/03/2020-14/06/2020)		
Natalie Robertson (Acting Director Innovation and Organisational Improvement: 4-29/11/2019)		
Peter Appleton (Acting Director Community Development: 16-27/09/2019)		
Sean Portelli (Acting Director Business Services: 29-30/06/2020)		
Sharelle Knight (Acting Director Community Development: 30/09/2019-4/10/2019)		
Stephen Bigarelli (Acting Director Business Services: 16/09/2019-4/10/2019)		
Vaughn Notting (Acting Direct Infrastructure and Environment: 2-7/01/2020)		
Total Other Key Management Personnel	17	16
Total Key management personnel	26	25

FINANCIAL REPORT

Note 7.1 Council and key management remuneration (cont.)

(c) Remuneration of Key Management Personnel	2020	2019
	\$,000	\$,000
Total remuneration of key management personnel was as follows:		
Short-term benefits	1,434	1,388
Post employment benefits	182	164
Long-term benefits	12	6
Termination benefits	279	-

Total Remuneration of key management personnel	1,907	1,558
---	--------------	--------------

Remuneration of Key Management Personnel does not include the remuneration of any Senior Officer that has acted in a position of Key Management. This remuneration is included in the Senior Officer Remuneration disclosure below.

The numbers of key management personnel whose total remuneration from Council and any related entities, fall within the following bands:

	2020	2019
	No.	No.
Income Range:		
<\$30,000	1	-
\$30,000 - \$39,999	7	8
\$50,000 - \$59,999	1	-
\$80,000 - \$89,999	1	-
\$100,000 - \$109,999	-	1
\$220,000 - \$229,999	-	1
\$230,000 - \$239,999	1	1
\$240,000 - \$249,999	-	1
\$250,000 - \$259,999	3	1
\$260,000 - \$269,999	1	-
\$270,000 - \$279,999	-	1
\$320,000 - \$329,999	-	1
\$630,000 - \$639,999	1	-
	16	15

(d) Senior Officer Remuneration

A Senior Officer is an officer of Council, other than Key Management Personnel, who:

- has management responsibilities and reports directly to the Chief Executive; or
- whose total annual remuneration exceeds \$151,000

The number of Senior Officers are shown below in their relevant income bands:

	2020	2019
	No.	No.
Income Range:		
\$148,000 - \$149,999	-	2
\$150,000 - \$159,999	10	8
\$160,000 - \$169,999	2	1
\$170,000 - \$179,999	4	8
\$180,000 - \$189,999	4	3
\$190,000 - \$199,999	1	1
\$210,000 - \$219,999	2	-
\$230,000 - \$239,999	-	1
	23	24

	\$,000	\$,000
Total Remuneration for the reporting year for Senior Officers included above, amounted to	3,911	4,061

FINANCIAL REPORT

FINA

Note 7.2 Related party disclosures**(a) Transactions with related parties**

During the period Council entered into the following transactions with related parties:

	2020 \$,000	2019 \$,000
Transactions with Related Parties		
Remuneration	32	9
	32	9

Remuneration is inclusive of payments of salaries and wages made to related parties of Senior Officers acting in Key Management Personnel positions. These related party payments are only recognised when paid during official periods of responsibility. Salaries and wages are paid in accordance with Councils adopted employment terms and conditions.

(b) Outstanding balances with related parties

No material transactions with outstanding balances to or from related parties of Council have been disclosed or uncovered through review of Council's transactions for the financial year ending 30 June 2020

(c) Loans to/from related parties

No loans to or from related parties of Council have been disclosed or uncovered through review of Council's transactions for the financial year ending 30 June 2020

(d) Commitments to/from related parties

No material commitments to or from related parties of Council have been disclosed or uncovered through review of Council's transactions for the financial year ending 30 June 2020

FINANCIAL REPORT

Note 8 Managing uncertainties**Note 8.1 Contingent assets and liabilities**

Contingent assets and contingent liabilities are not recognised in the Balance Sheet, but are disclosed and if quantifiable, are measured at nominal value. Contingent assets and liabilities are presented inclusive of GST receivable or payable, respectively.

(a) Contingent assets**Developer contributions**

In accordance with AASB 137, Council is required to recognise an asset for which it is probable that a future economic benefit will eventuate and the amount of this asset can be reliably measured. At balance date there are no estimates available for developer contributions of infrastructure assets to be received in respect of subdivisions currently under development. As a guide Council has recognised over the past two years developer contributions of \$40.319 million (2019/20) and \$42.440 million (2018/19).

Operating lease receivables

Council has entered into property leases consisting of surplus freehold office complexes and other land and buildings. These properties held under operating leases have remaining non-cancellable lease terms of between 1 and 10 years. All leases include a Consumer Price Index based revision of the rental charge annually.

Future minimum rentals receivable under non-cancellable operating leases are as follows:

	2020 \$'000	2019 \$'000
Not later than one year	1,524	1,592
Later than one year and not later than five years	6,095	6,581
Later than five years	9,142	8,731
	16,761	16,904

(b) Contingent liabilities**Contingent liabilities****Defined benefit superannuation**

Council has obligations under a defined benefit superannuation scheme that may result in the need to make additional contributions to the scheme. Matters relating to this potential obligation are outlined in Note 9.4. As a result of the volatility in financial markets the likelihood of making such contributions in future periods exists. At this point in time it is not known if additional contributions will be required, their timing or potential amount.

The expected contributions to be paid to the Defined Benefit category of Vision Super for the year ending 30 June 2021 are \$437,000.

Combustible building cladding

Prior to 2011, Council endorsed a wide range of building permits across the municipality that may have contained combustible cladding. Due to the potential risks linked to these materials, Council may be exposed to future legal action in connection to the permits it endorsed. Council have identified a small number of buildings that fall within the scope of the Statewide Building Audit, and have advised the VBA as appropriate. A full review of all Council issued permits prior to 2011 has not been completed, so the extent of any future liability to Council is currently unknown.

Liability Mutual Insurance

Council was a participant of the MAV Liability Mutual Insurance (LMI) Scheme. The LMI scheme provided public liability and professional indemnity insurance cover. The LMI scheme states that each participant will remain liable to make further contributions to the scheme in respect of any insurance year in which it was a participant, to the extent of its participant's share of any shortfall in the provision set aside in respect of that insurance year, and such liability will continue whether or not the participant remains a participant in future insurance years.

(c) Guarantees for loans to other entities**Financial guarantees**

On the 22 July 1996, Council entered into a Guarantee with the Australian and New Zealand Banking Group Limited and Basketball Stadiums Victoria Co-Operative Limited for a bank loan to finance Ballarat Netball Stadium (Arch Sports Centre). The Guarantee is limited to the current level of borrowings of \$400,000 and cannot be exercised for any further borrowings without Council's written consent. A contingent liability therefore exists for this amount.

Note 8.2 Changes in accounting standards

The following new AAS's have been issued that are not mandatory for the 30 June 2020 reporting period. Council has assessed these pending standards and has identified the following potential impacts will flow from the application of these standards in future reporting periods.

AASB 1059 Service Concession Arrangements: Grantors (AASB 1059) (applies 2020/21 for LG Sector)

AASB 1059 addresses the accounting for a service concession arrangement by a grantor that is a public sector entity by prescribing the accounting for the arrangement from the grantor's perspective. It requires the grantor to:

- recognise a service concession asset constructed, developed or acquired from a third party by the operator, including an upgrade to an existing asset of the grantor, when the grantor controls the asset;
- reclassify an existing asset (including recognising previously unrecognised identifiable intangible assets and land under roads) as a service concession asset when it meets the criteria for recognition as a service concession asset;
- initially measure a service concession asset constructed, developed or acquired by the operator or reclassified by the grantor at current replacement cost in accordance with the cost approach to fair value in *AASB 13 Fair Value Measurement*. Subsequent to the initial recognition or reclassification of the asset, the service concession asset is accounted for in accordance with *AASB 116 Property, Plant and Equipment* or *AASB 138 Intangible Assets*, as appropriate, except as specified AASB 1059;
- recognise a corresponding liability measured initially at the fair value (current replacement cost) of the service concession asset, adjusted for any other consideration between the grantor and the operator; and
- disclose sufficient information to enable users of financial statements to understand the nature, amount, timing and uncertainty of assets, liabilities, revenue and cash flows arising from service concession arrangements.

Based on the Council's current assessment, there is expected to be no impact on the transactions and balances recognised in the financial statements as the Council is not a grantor in a service concession arrangement.

AASB 2018-7 Amendments to Australian Accounting Standards - Definition of Material (applies 2020/21 for LG Sector)

The Standard principally amends *AASB 101 Presentation of Financial Statements* and *AASB 108 Accounting Policies, Changes in Accounting Estimates and Errors*. The amendments refine the definition of material in AASB 101. The amendments clarify the definition of material and its application by improving the wording and aligning the definition across AASB Standards and other publications. The impacts on the local government sector are expected to be minimal.

AASB 2019-1 Amendments to Australian Accounting Standards - References to the Conceptual Framework (applies 2020/21 for LG Sector)

This Standard sets out amendments to Australian Accounting Standards, Interpretations and other pronouncements to reflect the issuance of the Conceptual Framework for Financial Reporting (Conceptual Framework) by the AASB. The impacts on the local government sector are expected to be minimal.

Note 8.3 Financial instruments

(a) Objectives and policies

Council's principal financial instruments comprise cash assets, term deposits, receivables (excluding statutory receivables), payables (excluding statutory payables) and bank borrowings. Details of the significant accounting policies and methods adopted, including the criteria for recognition, the basis of measurement and the basis on which income and expenses are recognised, in respect of each class of financial asset, financial liability and equity instrument is disclosed in the Notes of the financial statements. Risk management is carried out by senior management under policies approved by Council. These policies include identification and analysis of the risk exposure to Council and appropriate procedures, controls and risk minimisation.

(b) Market risk

Market risk is the risk that the fair value or future cash flows of our financial instruments will fluctuate because of changes in market prices. Council's exposures to market risk is primarily through interest rate risk with only insignificant exposure to other price risks and no exposure to foreign currency risk.

Interest rate risk

Interest rate risk refers to the risk that the value of a financial instrument or cash flows associated with the instrument will fluctuate due to changes in market interest rates. Our interest rate liability risk arises primarily from long term loans and borrowings at fixed rates which exposes us to fair value interest rate risk. Council does not hold any interest bearing financial instruments that are measured at fair value, and therefore has no exposure to fair value interest rate risk. Cash flow interest rate risk is the risk that the future cash flows of a financial instrument will fluctuate because of changes in market interest rates. Council has minimal exposure to cash flow interest rate risk through its cash and deposits that are at floating rate.

FINANCIAL REPORT

Note 8.3 Financial instruments (cont.)

Investment of surplus funds is made with approved financial institutions under the Local Government Act 1989. Council manages interest rate risk by adopting an investment policy that ensures:

- diversification of investment product;
- monitoring of return on investment; and
- benchmarking of returns and comparison with budget.

There has been no significant change in the Council's exposure, or its objectives, policies and processes for managing interest rate risk or the methods used to measure this risk from the previous reporting period.

Interest rate movements have not been sufficiently significant during the year to have an impact on the Council's year end result.

(c) Credit risk

Credit risk is the risk that a contracting entity will not complete its obligations under a financial instrument and cause Council to make a financial loss. Council have exposure to credit risk on some financial assets included in the balance sheet. Particularly significant areas of credit risk exist in relation to outstanding fees and fines as well as loans and receivables from sporting clubs and associations. To help manage this risk:

- Council may apply credit limits for the entities Council deal with;
- Council may require collateral where appropriate; and
- Council only invest surplus funds with financial institutions which have a recognised credit rating specified in Council's investment policy.

Receivables consist of a large number of customers, spread across the ratepayer, business and government sectors. Credit risk associated with the Council's financial assets is minimal because the main debtor is secured by a charge over the rateable property.

There are no material financial assets which are individually determined to be impaired.

Council may also be subject to credit risk for transactions which are not included in the Balance Sheet, such as when Council provide a guarantee for another party. Details of our contingent liabilities are disclosed in Note 8.1.

The maximum exposure to credit risk at the reporting date to recognised financial assets is the carrying amount, net of any provisions for impairment of those assets, as disclosed in the balance sheet and notes to the financial statements. Council may hold collateral in the form of Bank Guarantees for a selection of its financial instruments.

(d) Liquidity risk

Liquidity risk includes the risk that, as a result of Council's operational liquidity requirements it will not have sufficient funds to settle a transaction when required, or will be forced to sell a financial asset at below value or may be unable to settle or recover a financial asset. To help reduce these risks, Council:

- have a liquidity policy which targets a minimum and average level of cash and cash equivalents to be maintained;
- have readily accessible standby facilities and other funding arrangements in place;
- have a liquidity portfolio structure that requires surplus funds to be invested within various bands of liquid
- monitor budget to actual performance on a regular basis; and
- set limits on borrowings relating to the percentage of loans to rate revenue and percentage of loan principal

Council's maximum exposure to liquidity risk is the carrying amounts of financial liabilities as disclosed in the face of the balance sheet and the amounts related to financial guarantees disclosed in Note 8.1(c) and is deemed insignificant based on prior periods' data and current assessment of risk.

There has been no significant change in Council's exposure, or its objectives, policies and processes for managing liquidity risk or the methods used to measure this risk from the previous reporting period.

With the exception of borrowings, all financial liabilities are expected to be settled within normal terms of trade. Details of the maturity profile for borrowings are disclosed at Note 5.4.

Unless otherwise stated, the carrying amounts of financial instruments reflect their fair value.

(e) Sensitivity disclosure analysis

Taking into account past performance, future expectations, economic forecasts, and management's knowledge and experience of the financial markets, Council believes the following movements are 'reasonably possible' over the next 12 months:

- A parallel shift of + 0.25% and -0.25% in market interest rates (AUD) from year-end rates of 0.25%. Council maintains this expectation based on RBA media releases indicating that the *"easing of fiscal and monetary policy in Australia is helping the economy through this difficult period. It is likely that fiscal and monetary support will be required for some time"*.

These movements will not have a material impact on the valuation of Council's financial assets and liabilities, nor will they have a material impact on the results of Council's operations.

Note 8.4 Fair value measurement

Unless otherwise stated, the carrying amount of financial instruments reflect their fair value.

Fair value hierarchy

Council's financial assets and liabilities are not valued in accordance with the fair value hierarchy, Council's financial assets and liabilities are measured at amortised cost.

Council measures certain assets and liabilities at fair value where required or permitted by Australian Accounting Standards. *AASB 13 Fair value measurement*, aims to improve consistency and reduce complexity by providing a definition of fair value and a single source of fair value measurement and disclosure requirements for use across Australian Accounting Standards.

AASB 13 defines fair value as the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. Fair value under AASB 13 is an exit price regardless of whether that price is directly observable or estimated using another valuation technique.

All assets and liabilities for which fair value is measured or disclosed in the financial statements are categorised within a fair value hierarchy, described as follows, based on the lowest level input that is significant to the fair value measurement as a whole:

Level 1 — Quoted (unadjusted) market prices in active markets for identical assets or liabilities

Level 2 — Valuation techniques for which the lowest level input that is significant to the fair value measurement is directly or indirectly observable; and

Level 3 — Valuation techniques for which the lowest level input that is significant to the fair value measurement is unobservable.

For the purpose of fair value disclosures, Council has determined classes of assets and liabilities on the basis of the nature, characteristics and risks of the asset or liability and the level of the fair value hierarchy as explained above.

In addition, Council determines whether transfers have occurred between levels in the hierarchy by re-assessing categorisation (based on the lowest level input that is significant to the fair value measurement as a whole) at the end of each reporting period.

Revaluation

Subsequent to the initial recognition of assets, non-current physical assets, other than plant and equipment, are measured at their fair value, being the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. At balance date, Council reviewed the carrying value of the individual classes of assets measured at fair value to ensure that each asset materially approximated its fair value. Where the carrying value materially differed from the fair value at balance date, the class of asset was revalued.

Fair value valuations are determined in accordance with a valuation hierarchy. Changes to the valuation hierarchy will only occur if an external change in the restrictions or limitations of use of an asset result in changes to the permissible or practical highest and best use of the asset. In addition, Council undertakes a formal revaluation of land, buildings, and infrastructure assets on a regular basis ranging from 1 to 5 years. The valuation is performed either by experienced council officers or independent experts.

Where the assets are revalued, the revaluation increments are credited directly to the asset revaluation reserve except to the extent that an increment reverses a prior year decrement for that class of asset that had been recognised as an expense, in which case the increment is recognised as revenue up to the amount of the expense. Revaluation decrements are recognised as an expense except where prior increments are included in the asset revaluation reserve for that class of asset in which case the decrement is taken to the reserve to the extent of the remaining increments. Within the same class of assets, revaluation increments and decrements within the same year are offset.

Eureka Flag

Whilst Council has control over the Eureka Flag, it has not been included in the financial statements as uncertainty exists to the appropriateness of its carrying value. This is due to the unique nature of this asset and the absence of a realistic market value.

FINANCIAL REPORT

Note 8.4 Fair value measurement (cont.)*Impairment of assets*

At each reporting date, the Council reviews the carrying value of its assets to determine whether there is any indication that these assets have been impaired. If such an indication exists, the recoverable amount of the asset, being the higher of the asset's fair value less costs of disposal and value in use, is compared to the assets carrying value. Any excess of the assets carrying value over its recoverable amount is expensed to the comprehensive income statement, unless the asset is carried at the revalued amount in which case, the impairment loss is recognised directly against the revaluation surplus in respect of the same class of asset to the extent that the impairment loss does not exceed the amount in the revaluation surplus for that same class of asset.

Note 8.5 Events occurring after balance date**COVID-19**

The uncertainty of the COVID-19 pandemic continues to affect the City of Ballarat, as well as all of Australia after 30 June, 2020.

Council had commenced activities associated with facility reactivation across parts of its business that had been temporarily shut down after easing of Stage 3 level restrictions imposed upon our community by the State Government.

Further outbreaks, most prevalent in metropolitan areas of Victoria, have resulted in a 2nd wave of virus infection across Victoria. This has resulted in the reinstatement of Stage 3 and 4 level restrictions in Victoria, along with border closures between Victoria and other States. Victoria is to remain at these levels until the State Government provide an update to restrictions on 13 September 2020.

Restrictions have again forced the temporary closure of many Council facilities and Council continues to provide support to its community by way of:

- No increase to property rates for the 2021 financial year.
- Relief and restructure of payment terms to ratepayers upon application.
- Relief to lessees for commercial rent obligations upon application.
- Temporary reduction in creditor terms and weekly payments to suppliers.
- Suspension of membership charges to its facilities during periods of shut down.
- Special parking facilities for customer collections across the CBD.

Council continue to monitor the financial and non-financial impacts of the COVID-19 pandemic on its business, however, due to the significant ongoing uncertainties, it is difficult to estimate the full future economic impact.

Council expects to see an ongoing impact on its:

- User fees and charges
- Outstanding debtor balances and collection rates
- Fixed asset valuations in subsequent financial reports
- Patronage and visitor numbers across its community facilities
- Ability to deliver selections of its programs, services and projects

The health, safety and wellbeing of Council staff and the community remain its number one priority. Council continues to work closely with the State and Federal Government departments, and other Health experts, to help protect our community at this time. To ensure the safety of our community, Council continue with:

- Ongoing activation of our Response and Recovery Taskforce
- Workforce remaining in remote work environments and limited customer facing activities
- Changes and increases in required Personal Protective Equipment for our staff
- Changes to the delivery of our services and programs to best protect and serve our community

As the 2nd wave of the COVID-19 pandemic commenced after balance date, and all known measurable effects of the first wave are reflected in the 30 June 2020 balances, Council sees no cause to restate any reportable figures in the 2020 financial statements.

Council Structure

On the 3rd of August 2020, the Interim Chief Executive Officer implemented an organisation restructure to rebalance the structure of the organisation and to create in organisation equipped to deliver on Council's commitments and community expectations.

As part of the restructure, the new Director level positions were declared vacant and recruitment processes commenced in an open market.

The realignment of the new directorates and the creation of the new Director roles made the existing roles redundant.

Since this date, all existing Directors have exited the organisation, and from this, the City of Ballarat will incur material direct expenses on their departure. Council will be required to report a significant one off increase in Key Management Personnel remuneration in the financial reports for the year ending 30 June 2021.

Commitment to the organisation restructure occurred after balance date, and no constructive obligation existed at 30 June that would require further disclosure in the financial reports. Furthermore, there is no fundamental change to the focus of Councils operations to the community.

FINANCIAL REPORT

FINA

Note 9 Other matters**Note 9.1 Reserves**

	Balance at beginning of reporting period \$'000	Increment (decrement) \$'000	Balance at end of reporting period \$'000
(a) Asset revaluation reserve			
2020			
Property			
Land	237,973	-	237,973
Buildings	14,273	-	14,273
Heritage buildings	9,501	-	9,501
	<u>261,747</u>	<u>-</u>	<u>261,747</u>
Plant and equipment			
Artwork and heritage collections	58,015	-	58,015
Plant and equipment	1,937	-	1,937
	<u>59,952</u>	<u>-</u>	<u>59,952</u>
Infrastructure			
Roads	112,408	70,260	182,668
Bridges	21,601	8,546	30,147
Footpaths	20,890	18,658	39,548
Drainage	81,345	9,345	90,690
Carparks	453	874	1,327
Other infrastructure	6,308	2,102	8,410
	<u>243,005</u>	<u>109,785</u>	<u>352,790</u>
Total Asset revaluation reserves	564,704	109,785	674,489

	Balance at beginning of reporting period \$'000	Increment (decrement) \$'000	Balance at end of reporting period \$'000
(a) Asset revaluation reserve			
2019			
Property			
Land	237,973	-	237,973
Buildings	14,273	-	14,273
Heritage buildings	9,501	-	9,501
	<u>261,747</u>	<u>-</u>	<u>261,747</u>
Plant and equipment			
Artwork and heritage collections	58,015	-	58,015
Plant and equipment	1,937	-	1,937
	<u>59,952</u>	<u>-</u>	<u>59,952</u>
Infrastructure			
Roads	88,782	23,626	112,408
Bridges	14,318	7,283	21,601
Footpaths	14,374	6,516	20,890
Drainage	55,320	26,025	81,345
Recreation, leisure and community assets	-	-	-
Parks and open spaces	-	-	-
Carparks	-	453	453
Other infrastructure	5,291	1,017	6,308
	<u>178,085</u>	<u>64,920</u>	<u>243,005</u>
Total Asset revaluation reserves	499,784	64,920	564,704

FINANCIAL REPORT

Note 9.1 Reserves (cont.)

	Balance at beginning of reporting period	Transfer from accumulated surplus	Transfer to accumulated surplus	Balance at end of reporting period
(b) Other reserves	\$'000	\$'000	\$'000	\$'000
2020				
Asset realisation reserve	1,149	2,231	-	3,380
Plant and equipment	7,651	-	(7,651)	-
Subdividers contributions	829	1,131	-	1,960
Developer contributions	3,187	9,176	(7,088)	5,275
Total Other reserves	12,816	12,538	(14,739)	10,615
2019				
Asset realisation reserve	1,248	105	(204)	1,149
Plant and equipment	6,350	4,725	(3,424)	7,651
Subdividers contributions	638	845	(654)	829
Developer contributions	1,476	2,681	(970)	3,187
Total Other reserves	9,712	8,356	(5,252)	12,816

FINANCIAL REPORT

FINA

	2020	2019
	\$'000	\$'000
Note 9.2 Reconciliation of cash flows from operating activities to surplus / (deficit)		
Surplus / (Deficit) for the Year	64,791	69,860
Depreciation	39,928	36,510
Amortisation	1,807	506
(Profit)/loss on disposal of property, infrastructure, plant and equipment	2,681	(198)
Contributions - Non-monetary assets	(39,982)	(42,615)
Interest and other costs of finance	1,944	2,004
Unearned income	4,331	-
Net revaluation reserve (increment)/decrement*	(1,500)	(100)
Movement in GST payment	4,258	5,518
Change in assets and liabilities:		
(Increase)/decrease in trade and other receivables	(381)	(1,546)
(Increase)/decrease in other assets	50	(2,041)
Increase/(decrease) in trade and other payables	1,197	(1,717)
(Increase)/decrease in inventories	69	(76)
Increase/(decrease) in provisions	(764)	(103)

Net Cash provided by / (used in) operating activities	78,429	66,002
--	---------------	---------------

* The Net revaluation reserve increment / decrement offset represents a recoupment or further decrease of an asset revaluation reserve deficit from prior financial years. (Refer Note 3.7, Note 4.9, Note 6.1 and Note 9.1).

Note 9.3 Found assets

During the annual revaluation process, Council identified further assets owned that were not reflected in the Fixed Asset Register. Advancements in technologies, including GIS mapping, utilised by Council allow for greater recognition and management of Council assets. In 2020 assets to the value of \$2.487m were found (2019 - \$1.396m) that were not reflected in the Asset Register.

	2020	2019
	\$'000	\$'000
Found assets		
Infrastructure		
Roads	1,129	619
Bridges	-	553
Footpaths and cycleways	153	52
Drainage	78	110
Recreational, leisure and community	994	10
Other infrastructure	133	52
Total Found assets	2,487	1,396

FINANCIAL REPORT

Note 9.4 Superannuation

Council makes the majority of its employer superannuation contributions in respect of its employees to the Local Authorities Superannuation Fund (the Fund). This Fund has two categories of membership, accumulation and defined benefit, each of which is funded differently. Obligations for contributions to the Fund are recognised as an expense in the Comprehensive Income Statement when they are made or due.

Accumulation

The Fund's accumulation categories, Vision MySuper/Vision Super Saver, receive both employer and employee contributions on a progressive basis. Employer contributions are normally based on a fixed percentage of employee earnings (for the year ended 30 June 2020, this was 9.5% as required under Superannuation Guarantee legislation).

Defined Benefit

Council does not use defined benefit accounting for its defined benefit obligations under the Fund's Defined Benefit category. This is because the Fund's Defined Benefit category is a pooled multi-employer sponsored plan. Council makes employer contributions to the Defined Benefit category of the Fund at rates determined by the Trustee on the advice of the Fund Actuary. For the year ended 30 June 2020, this rate was 9.5% of members' salaries (9.5% in 2018/2019).

There is no proportional split of the defined benefit liabilities, assets or costs between the participating employers as the defined benefit obligation is a floating obligation between the participating employers and the only time that the aggregate obligation is allocated to specific employers is when a call is made. As a result, the level of participation of Ballarat City Council in the Fund cannot be measured as a percentage compared with other participating employers. Therefore, the Fund Actuary is unable to allocate benefit liabilities, assets and costs between employers for the purposes of AASB 119.

Funding arrangements

Council makes employer contributions to the Defined Benefit category of the Fund at rates determined by the Trustee on the advice of the Fund Actuary.

A triennial actuarial review is currently underway for the Defined Benefit category as at 30 June 2020 and is expected to be completed by 31 December 2020.

As at 30 June 2019, an interim actuarial investigation was held as the Fund provides lifetime pensions in the Defined Benefit category. The vested benefit index (VBI) of the Defined Benefit category of which Ballarat City Council is a contributing employer was 107.1%. The financial assumptions used to calculate the VBIs were:

Net investment returns 6.00% pa
Salary inflation 3.50% pa
Price inflation (CPI) 2.00% pa.

Vision Super has advised that the estimated VBI at 30 June 2020 was 104.6%.

The VBI is used as the primary funding indicator. Because the VBI was above 100%, the 30 June 2019 interim actuarial investigation determined the Defined Benefit category was in a satisfactory financial position and that no change was necessary to the Defined Benefit category's funding arrangements from prior years.

Employer contributions*Regular contributions*

On the basis of the results of the 2018 interim actuarial investigation conducted by the Fund Actuary, Council makes employer contributions to the Fund's Defined Benefit category at rates determined by the Fund's Trustee. For the year ended 30 June 2020, this rate was 9.5% of members' salaries (9.5% in 2018/2019). This rate will increase in line with any increases in the SG contribution rate.

In addition, Council reimburses the Fund to cover the excess of the benefits paid as a consequence of retrenchment above the funded resignation or retirement benefit.

Note 9.4 Superannuation (cont.)

Funding Calls

If the Defined Benefit category is in an unsatisfactory financial position at an actuarial investigation or the Defined Benefit category's VBI is below its shortfall limit at any time other than the date of the actuarial investigation, the Defined Benefit category has a shortfall for the purposes of SPS 160 and the Fund is required to put a plan in place so that the shortfall is fully funded within three years of the shortfall occurring. The Fund monitors its VBI on a quarterly basis and the Fund has set its shortfall limit at 97%.

In the event that the Fund Actuary determines that there is a shortfall based on the above requirement, the Fund's participating employers (including Ballarat City Council) are required to make an employer contribution to cover the shortfall.

Using the agreed methodology, the shortfall amount is apportioned between the participating employers based on the pre-1 July 1993 and post-30 June 1993 service liabilities of the Fund's Defined Benefit category, together with the employer's payroll at 30 June 1993 and at the date the shortfall has been calculated.

Due to the nature of the contractual obligations between the participating employers and the Fund, and that the Fund includes lifetime pensioners and their reversionary beneficiaries, it is unlikely that the Fund will be wound up.

If there is a surplus in the Fund, the surplus cannot be returned to the participating employers.

In the event that a participating employer is wound-up, the defined benefit obligations of that employer will be transferred to that employer's successor.

The 2019 interim actuarial investigation surplus amounts

An actuarial investigation is conducted annually for the Defined Benefit category of which Ballarat City Council is a contributing employer. Generally, a full actuarial investigation conducted every three years and interim actuarial investigations are conducted for each intervening year. An interim investigation was conducted as at 30 June 2019 and a full actuarial investigation was conducted as at 30 June 2017.

The Fund's actuarial investigations identified the following for the Defined Benefit category of which Council is a contributing employer:

	2019 \$m	2017 \$m
- A VBI Surplus	151.3	69.8
- A total service liability surplus	233.4	193.5
- A discounted accrued benefits surplus	256.7	228.8

The VBI surplus means that the market value of the fund's assets supporting the defined benefit obligations exceed the vested benefits that the defined benefit members would have been entitled to if they had all exited on 30 June 2019.

The total service liability surplus means that the current value of the assets in the Fund's Defined Benefit category plus expected future contributions exceeds the value of expected future benefits and expenses as at 30 June 2019.

The discounted accrued benefit surplus means that the current value of the assets in the Fund's Defined Benefit category exceeds the value of benefits payable in the future but accrued in respect of service to 30 June 2019.

Council was notified of the 30 June 2019 VBI during August 2019 (2018: August 2018).

FINANCIAL REPORT

Note 9.4 Superannuation (cont.)**The 2020 triennial actuarial investigation**

A triennial actuarial investigation is being conducted for the Fund's position as at 30 June 2020. It is anticipated that this actuarial investigation will be completed by 31 December 2020. The financial assumptions for the purposes of this investigation are:

	2020 Triennial Investigation	2017 Triennial Investigation
- Net investment return	5.60% pa 2.50% pa <i>for the first</i>	6.50% pa
- Salary inflation	<i>two years and</i> 2.75%pa <i>thereafter</i>	3.50% pa
- Price inflation	2.00% pa	2.50% pa

Contributions by Council (excluding any unfunded liability payments) to the above superannuation plans for the financial year ended 30 June 2020 are detailed below:

Scheme	2020 \$,000	2019 \$,000
Vision super - Defined benefit (9.50%)	444	461
Vision super - Accumulation Fund (9.50%)	2,767	2,783

In addition to the above contributions, Council has paid unfunded liability payments to Vision Super totalling \$2.124m (2018/19 \$1,799m).

There were no contributions outstanding to the above schemes as at 30 June 2020.

The expected contributions to be paid to the Defined Benefit category of Vision Super for the year ending 30 June 2021 is \$437,000.

FINANCIAL REPORT

FINA

Note 10 Changes in accounting policy**Note 10.1 Change in accounting policy**

Council has adopted AASB 15 Revenue from Contracts with Customers, AASB 16 Leases and AASB 1058 Income of Not-for-Profit Entities, from 1 July 2019. This has resulted in changes in accounting policies and adjustments to the amounts recognised in the financial statements.

Due to the transition methods chosen by Council in applying these standards, comparative information throughout these financial statements has not been restated to reflect the requirements of the new standards except in relation to contracts that were not complete at 1 July 2019. The transition impact of these are detailed below.

(a) AASB 15 Revenue from Contracts with Customers - Impact of Adoption

AASB 15 Revenue from Contracts with Customers applies to revenue transactions where Council provides services or goods under contractual arrangements.

Council adopted AASB 15 Revenue from Contracts with Customers using the modified (cumulative catch up) method. Revenue for 2019 as reported under AASB 118 Revenue is not adjusted, because the new standard is only applied from the date of initial application.

AASB 15 Revenue from Contracts with Customers requires revenue from contracts with customers to be recognised as Council satisfies the performance obligations under the contract.

(b) AASB 16 Leases

AASB 16 Leases requires right of use assets and related liabilities for all lease agreements to be recognised on the balance sheet. The Statement of Comprehensive Income is to separately recognise the amortisation of the right of use asset, and the finance costs relating to the lease. Council has elected to adopt the modified (cumulative catch up) method under the standard and as such has not adjusted 2019 disclosures. The transition impact of these are detailed below.

(c) AASB 1058 Income of Not-for-Profit Entities

AASB 1058 Income of Not-for-Profit Entities applies to income received where no contract is in place. This includes statutory charges (such as rates) as well as most grant agreements.

Council adopted AASB 1058 Income of Not-for-Profit Entities using the modified (cumulative catch up) method. Income for 2019 is not adjusted, because the new standard is only applied from the date of initial application.

AASB 1058 Income of Not-for-Profit Entities requires income to be recognised as Council satisfies the performance obligations under the contract.

(d) Transition impacts

The following table summarises the impact of transition to the new standards on retained earnings at 1 July 2019.

	2019
	\$'000
Retained earnings at 30 June 2019	1,140,620
Revenue adjustment - impact of AASB 15 Revenue from Contracts with Customers	(982)
Income adjustment - impact of AASB 1058 Income of Not-for-Profit Entities	(5,578)
Retained earnings at 1 July 2019	<u>1,134,060</u>

Council adopted the practical expedient of deeming the lease asset to be equal in value to the lease liability at 1 July 2019. As such there was no impact on retained earnings on the adoption of AASB 16 Leases.

The following table summarises the impacts of transition to the new standards on Council's balance sheet for the year ending 30 June 2019.

FINANCIAL REPORT

Note 10.1 Change in accounting policy (cont.)

	As reported 30 June 2019 \$'000	Adjustments \$'000	Post adoption \$'000
Assets			
Right of use assets	-	2,581	2,581
	-	2,581	2,581
Liabilities			
Unearned income - operating grants	-	1,299	1,299
Unearned income - capital grants	-	5,261	5,261
Lease liability - current	-	1,444	1,444
Lease liability - non-current	-	1,137	1,137
	-	9,141	9,141

ANNUAL PERFORMANCE STATEMENT REPORT

FOR THE YEAR ENDED 30 JUNE 2020



Independent Auditor's Report

To the Councillors of the City of Ballarat

<p>Opinion</p>	<p>I have audited the accompanying performance statement of the City of Ballarat (the council) which comprises the:</p> <ul style="list-style-type: none"> • description of municipality for the year ended 30 June 2020 • sustainable capacity indicators for the year ended 30 June 2020 • service performance indicators for the year ended 30 June 2020 • financial performance indicators for the year ended 30 June 2020 • other information and • the certification of performance statement. <p>In my opinion, the performance statement presents fairly, in all material respects, the performance of the council for the year ended 30 June 2020 in accordance with the performance reporting requirements of Part 6 of the <i>Local Government Act 1989</i>.</p>
<p>Basis for Opinion</p>	<p>I have conducted my audit in accordance with the <i>Audit Act 1994</i> which incorporates the Australian Standards on Assurance Engagements. I further describe my responsibilities under that Act and those standards in the <i>Auditor's Responsibilities for the Audit of the performance statement</i> section of my report.</p> <p>My independence is established by the <i>Constitution Act 1975</i>. I and my staff are independent of the council in accordance with the ethical requirements of the Accounting Professional and Ethical Standards Board's APES 110 <i>Code of Ethics for Professional Accountants</i> (the Code) that are relevant to my audit of the performance statement in Victoria and have also fulfilled our other ethical responsibilities in accordance with the Code.</p> <p>I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my opinion.</p>
<p>Councillors' responsibilities for the performance statement</p>	<p>The Councillors are responsible for the preparation and fair presentation of the performance statement in accordance with the performance reporting requirements of the <i>Local Government Act 1989</i> and for such internal control as the Councillors determines is necessary to enable the preparation and fair presentation of the statement of performance that is free from material misstatement, whether due to fraud or error.</p>
<p>Auditor's responsibilities for the audit of the performance statement</p>	<p>As required by the <i>Audit Act 1994</i>, my responsibility is to express an opinion on the performance statement based on the audit. My objectives for the audit are to obtain reasonable assurance about whether the performance statement as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes my opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with the Australian Standards on Assurance Engagements will always detect a material misstatement when it exists.</p>

Level 31 / 35 Collins Street, Melbourne Vic 3000
 T 03 8601 7000 enquiries@audit.vic.gov.au www.audit.vic.gov.au

Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the decisions of users taken on the basis of this performance statement.

As part of an audit in accordance with the Australian Standards on Assurance Engagements, I exercise professional judgement and maintain professional scepticism throughout the audit. I also:

- identify and assess the risks of material misstatement of performance statement, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for my opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the council's internal control
- evaluate the overall presentation, structure and content of the performance statement, including the disclosures, and whether performance statement represents the underlying events and results in a manner that achieves fair presentation.

I communicate with the Councillors regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that I identify during my audit.

MELBOURNE
5 October 2020



Sanchu Chummar

as delegate for the Auditor-General of Victoria

PERFORMANCE REPORT

CITY OF BALLARAT PERFORMANCE STATEMENT 2020

BALLARAT A GREAT PLACE TO LIVE

Ballarat is one of Australia’s largest inland cities and the third largest city in Victoria. Money flowed into Ballarat with the discovery of gold in the mid-19th century. Today the city is renowned for its beautiful parks, broad tree-lined streetscapes, cultivated European gardens, and heritage architecture of national significance and international interest. The iconic Sturt Street is a stunning tree-lined boulevard adorned with notable statues, and Lydiard Street presents a perfectly preserved heritage streetscape.

The City of Ballarat municipality covers an area of 740 square kilometres and includes the outlying townships of Buninyong, Miners Rest, Learmonth, Lucas and Cardigan Village. It is part of an area of land under the traditional custodianship of the Wadawurrung and Dja Dja Wurrung people and is bound by the surrounding Municipalities of Hepburn Shire to the north, Moorabool Shire to the east, Pyrenees Shire to the west and Golden Plains Shire to the south.

Ballarat has an estimated population of 109,505 people in 2020 (source: ABS Census, 2020). Due to being located centrally in Western Victoria, Ballarat services a large regional population. Ballarat offers premium job opportunities, world-class education (including three universities), affordable housing, exciting restaurants and retail options, accessible community and health services, a vibrant arts scene and a great lifestyle.

The following performance data is prepared to represent a balanced approach to reporting performance across the areas of service, finance, governance and sustainable capacity for the organisation.



PERFORMANCE REPORT

PER

AUDITED PERFORMANCE INDICATORS					
Sustainable Capacity Indicators	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Population					
C1 Expenses per head of municipal population <i>[Total expenses / Municipal population]</i>	\$1,730.25	\$1,517.21	\$1,628.95	\$1,634.76	The trend is tracking as expected at a slight increase. The larger spike in the 2017 financial year is due to a targeted analysis on unit rates on sport and recreation facilities which resulted in a write-down of values in these asset categories.
Population					
C2 Infrastructure per head of municipal population <i>[Value of infrastructure / Municipal population]</i>	\$11,352.67	\$11,977.55	\$15,801.75	\$16,935.35	The trend is tracking as expected at a slight increase. The reason for the larger spike in the 2019 financial year result reflects an increased level of infrastructure investment.
Population					
C3 Population density per length of road <i>[Municipal population / Kilometres of local roads]</i>	73.80	74.37	74.77	75.21	
Own-source revenue					
C4 Own-source revenue per head of municipal population <i>[Own-source revenue / Municipal population]</i>	\$1,332.67	\$1,368.15	\$1,418.61	\$1,425.38	
Recurrent grants					
C5 Recurrent grants per head of municipal population <i>[Recurrent grants / Municipal population]</i>	\$346.05	\$272.96	\$236.27	\$253.79	During the 2017 and 2018 financial years, more funding was received for federal blackspot funding and the Federal Roads to Recovery program. The 2020 financial year has been impacted by the new AASB15 where there has been some adjustments to recurrent grants which means income will be recognised in future financial years as obligations are met not when we received them.
Disadvantage					
C6 Relative Socio-Economic Disadvantage <i>[Index of Relative Socio-Economic Disadvantage by decile]</i>	4.00	4.00	4.00	4.00	
Workforce turnover					
C7 Percentage of staff turnover <i>[Number of permanent staff resignations and terminations / Average number of permanent staff for the financial year] x100</i>	13.11%	12.32%	11.91%	11.69%	

AUDITED PERFORMANCE INDICATORS					
Service Performance Indicators	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Aquatic Facilities Utilisation					
AF6 Utilisation of aquatic facilities <i>[Number of visits to aquatic facilities / Municipal population]</i>	6.22	5.68	6.06	4.42	Ballarat City Council had seen an increase of 20,000 visits to indoor pools for the financial year up to and including February 2020 compared to last February. However, the outdoor pools have seen a decrease for the same time of 20,000 visits. The impact of COVID-19 has resulted in cancelled school swimming carnivals, restricted time limits and facility closures.
Animal Management Health and safety					
AM7 Animal management prosecutions <i>[Number of successful animal management prosecutions / Number of animal management prosecutions] x 100</i>	New in 2020	New in 2020	New in 2020	100.00%	
Food Safety Health and safety					
FS4 Critical and major non-compliance outcome notifications <i>[Number of critical non-compliance outcome notifications and major non-compliance notifications about a food premises followed up / Number of critical non-compliance outcome notifications and major non-compliance notifications about a food premises] x100</i>	100.00%	95.45%	96.55%	94.25%	Separate follow-up inspections are not always practical, with event or market non-compliances accounting for the majority of major non-compliances without a separate follow-up inspection. These are commonly followed up with education and/or immediate corrective action. The food business operator is also recorded as non-compliant with their registering authority to aid further monitoring through the StreaTrader system. Some variances may be due to some businesses closing before outstanding non-compliances are corrected.

PERFORMANCE REPORT

AUDITED PERFORMANCE INDICATORS					
Service Performance Indicators	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Governance Satisfaction G5 Satisfaction with council decisions <i>[Community satisfaction rating out of 100 with how council has performed in making decisions in the interest of the community]</i>	57.00	55.00	55.70	61.10	The conducted survey has noted a significant improvement in Council decisions from 2019 to 2020
Libraries Participation LB4 Active library borrowers in municipality <i>[Number of active library borrowers in the last three years / The sum of the population for the last three years] x100</i>	12.92%	12.43%	12.75%	12.19%	Due to COVID-19, Ballarat City Council libraries were closed to the public from March to May and returned in limited capacity in June. There was an increased demand for borrowings before shutdown and continued e-book services throughout the shutdown, resulting in a small decrease in active library borrowers in this financial year.
Maternal and Child Health (MCH) Participation MC4 Participation in the MCH service <i>[Number of children who attend the MCH service at least once (in the year) / Number of children enrolled in the MCH service] x100</i>	78.30%	73.37%	72.48%	71.63%	

AUDITED PERFORMANCE INDICATORS					
Service Performance Indicators	Results 2017	Results 2018	Results 2019	Results 2020	Comments
Maternal and Child Health (MCH) Participation MC5 Participation in the MCH service by Aboriginal children <i>[Number of Aboriginal children who attend the MCH service at least once (in the year) / Number of Aboriginal children enrolled in the MCH service] x100</i>	54.88%	55.43%	64.52%	71.56%	The lower percentage in Aboriginal children participation in the funded MCH service is due to the local Aboriginal co-operative running a similar service. Client can access both services or choose either one of these services. We have a lower intake of indigenous newborns to the MCH program due to some families choosing the Aboriginal co-operative child health program. Ballarat City Council has seen an increase in participation over the last four years due to a focus on indigenous partnership work, cultural safety of facilities and health service provisions, professional development with nurse teams, support from Council's Aboriginal Liaison Officer and MCH representation within indigenous networks.
Roads Satisfaction R5 Satisfaction with sealed local roads <i>[Community satisfaction rating out of 100 with how council has performed on the condition of sealed local roads]</i>	55.00	59.00	58.70	55.30	
Statutory Planning Decision making SP4 Council planning decisions upheld at VCAT <i>[Number of VCAT decisions that did not set aside council's decision in relation to a planning application / Number of VCAT decisions in relation to planning applications] x100</i>	100.00%	63.64%	71.43%	75.00%	In the 2020 financial year, there were three applications overturned by VCAT, two in 2019FY, four in 2018FY and zero in 2017FY. This shows a small change in numbers can have a large effect on this indicator.
Waste Collection Waste diversion WC5 Kerbside collection waste diverted from landfill <i>[Weight of recyclables and green organics collected from kerbside bins / Weight of garbage, recyclables and green organics collected from kerbside bins] x100</i>	48.96%	47.14%	48.65%	43.07%	Due to recycling changes in the 2020 financial year, Ballarat City Council has seen a drop in recyclables as glass is no longer part of kerbside collection recyclables.

PERFORMANCE REPORT

PER

FINANCIAL PERFORMANCE INDICATORS - EFFICIENCY									
Efficiency	Results 2017	Results 2018	Results 2019	Results 2020	Forecasts				Comments
					2021	2022	2023	2024	
Expenditure level									
E2 Expenses per property assessment <i>[Total expenses / Number of property assessments]</i>	\$3,505.42	\$3,073.17	\$3,237.54	\$3,254.80	\$3,300.24	\$3,329.64	\$3,357.99	\$3,343.68	
Revenue level									
E4 Average rate per property assessment <i>[General rates and Municipal charges / Number of property assessments]</i>	New in 2020	New in 2020	New in 2020	\$ 1,877.33	\$ 2,270.27	\$ 2,296.63	\$ 2,334.46	\$ 2,332.66	

FINANCIAL PERFORMANCE INDICATORS - LIQUIDITY									
Liquidity	Results 2017	Results 2018	Results 2019	Results 2020	Forecasts				Comments
					2021	2022	2023	2024	
Working capital									
L1 Current assets compared to current liabilities <i>[Current assets / Current liabilities] x100</i>	263.93%	275.63%	288.83%	262.21%	164.82%	126.63%	132.41%	130.54%	The change in this indicator for the 2020 financial year is due to an increase of cash and cash equivalents in the current assets and the new treatment of the accounting standards for unearned income and lease liabilities in the current liabilities section. The forecast trend does not take into account the levels of cash and cash equivalents that might be received prior to the end of the financial year such as receiving Grants Commission funding for the following financial year
Unrestricted cash									
L2 Unrestricted cash compared to current liabilities <i>[Unrestricted cash / Current liabilities] x100</i>	-41.72%	-142.37%	-149.65%	-68.39%	71.13%	65.89%	89.79%	83.78%	Ballarat City Council can't include cash held in term deposits that are invested for longer than 90 days in the cash and cash equivalent section as per the financial statement's definition. The forecast trends do not take into account what time period the investments will be held for.

FINANCIAL PERFORMANCE INDICATORS - OBLIGATIONS									
Obligations	Results 2017	Results 2018	Results 2019	Results 2020	Forecasts				Comments
					2021	2022	2023	2024	
Loans and borrowings									
O2 Loans and borrowings compared to rates <i>[Interest bearing loans and borrowings / Rate revenue] x100</i>	45.86%	39.70%	33.93%	36.96%	49.99%	43.87%	31.12%	27.01%	
O3 Loans and borrowings repayments compared to rates <i>[Interest and principal repayments on interest bearing loans and borrowings / Rate revenue] x100</i>	5.98%	6.00%	5.20%	4.93%	6.67%	14.01%	14.23%	4.33%	
Indebtedness									
O4 Non-current liabilities compared to own source revenue <i>[Non-current liabilities / Own source revenue] x100</i>	35.13%	31.18%	30.11%	34.30%	38.25%	30.63%	28.40%	26.07%	Ballarat City Council had an increase in interest bearing loans and borrowings this financial year which has increased the non-current liabilities. The treatment of the new lease accounting standards has increased the non-current liabilities as well compared to prior years.
Asset renewal and upgrade									
O5 Asset renewal and upgrade compared to depreciation <i>[Asset renewal and asset upgrade expense / Asset depreciation] x100</i>	New in 2020	New in 2020	New in 2020	78.40%	101.90%	91.01%	90.16%	87.01%	

FINANCIAL PERFORMANCE INDICATORS - OPERATING POSITION									
Operating Position	Results 2017	Results 2018	Results 2019	Results 2020	Forecasts				Comments
					2021	2022	2023	2024	
Adjusted underlying result									
OP Adjusted underlying surplus (or deficit) <i>[Adjusted underlying surplus (deficit) / Adjusted underlying revenue] x100</i>	-1.67%	9.37%	9.68%	2.74%	-5.03%	-0.76%	-0.42%	-0.51%	The impact of COVID19 on business units that closed, and the restrictions imposed on staffing operations, has decreased income and increased expenditure where additional leave payments or redeployment of resources were required.

FINANCIAL PERFORMANCE INDICATORS - STABILITY									
Stability	Results 2017	Results 2018	Results 2019	Results 2020	Forecasts				Comments
					2021	2022	2023	2024	
Rates concentration									
S1 Rates compared to adjusted underlying revenue <i>[Rate revenue / Adjusted underlying revenue] x100</i>	59.27%	62.42%	60.34%	66.78%	72.25%	69.50%	69.81%	70.12%	The impact of COVID19 on business units that closed, and the restrictions imposed on staffing operations, has significantly decreased our income, resulting in other income sources being reduced compared to rates.
Rates effort									
S2 Rates compared to property values <i>[Rate revenue / Capital improved value of rateable properties in the municipality] x100</i>	0.59%	0.61%	0.59%	0.56%	0.54%	0.53%	0.52%	0.51%	

PERFORMANCE REPORT

KEY TERMS	
TERMINOLOGY	DEFINITION
Aboriginal child	means a child who is an Aboriginal person
Aboriginal person	has the same meaning as in the Aboriginal Heritage Act 2006
Active library member	means a member of a library who has borrowed a book from the library
Adjusted underlying revenue	means total income other than: (a) non-recurrent grants used to fund capital expenditure; and, (b) non-monetary asset contributions; and, (c) contributions to fund capital expenditure from sources other than those referred to in paragraphs (a) and (b)
Adjusted underlying surplus (or deficit)	means adjusted underlying revenue less total expenditure
Annual report	means an annual report prepared by a Council under sections 131, 132 and 133 of the Local Government Act 1989
Asset renewal expenditure	means expenditure on an existing asset or on replacing an existing asset that returns the service capability of the asset to its original capability
CALD	means culturally and linguistically diverse and refers to persons born outside Australia in a country whose national language is not English
Class 1 food premises	means food premises, within the meaning of the Food Act 1984, that have been declared as class 1 food premises under section 19C of that Act
Class 2 food premises	means food premises, within the meaning of the Food Act 1984, that have been declared as class 2 food premises under section 19C of that Act
Community Care Common Standards	means the Community Care Common Standards for the delivery of HACC services, published from time to time by the Commonwealth
Critical non-compliance outcome notification	means a notification received by Council under section 19N(3) or (4) of the Food Act 1984, or advice given to council by an authorized officer under that Act, of a deficiency that poses an immediate serious threat to public health
Current assets	has the same meaning as in the Australian Accounting Standards
Current liabilities	has the same meaning as in the Australian Accounting Standards
Food premises	has the same meaning as in the Food Act 1984
Infrastructure	means non-current property (excluding land), plant and equipment
Local road	means a sealed or unsealed road for which the Council is the responsible road authority under the Road Management Act 2004
Major non-compliance outcome notification	means a notification received by a Council under section 19N(3) or (4) of the Food Act 1984, or advice given to Council by an authorized officer under that Act, of a deficiency that does not pose an immediate serious threat to public health but may do so if no remedial action is taken
MCH	means the Maternal and Child Health service provided by a council to support the health and development of children within the municipality from birth until school age
Non-current assets	means all assets other than current assets
Non-current liabilities	means all liabilities other than current liabilities
Non-recurrent grant	means a grant obtained on the condition that it be expended in a specified manner and is not expected to be received again during the period covered by a council's Strategic Resource Plan
Own-source revenue	means adjusted underlying revenue other than revenue that is not under the control of council (including government grants)
Population	means the resident population estimated by Council
Rate revenue	means revenue from general rates, municipal charges, service rates and service charges
Recurrent grant	means a grant other than a non-recurrent grant
Relative socio-economic disadvantage	in relation to a municipality, means the relative socio-economic disadvantage, expressed as a decile for the relevant financial year, of the area in which the municipality is located according to the Index of Relative Socio- Economic Disadvantage (Catalogue Number 2033.0.55.001) of SEIFA
Residential rates	means revenue from general rates, municipal charges, service rates and service charges levied on residential properties
Restricted cash	means cash and cash equivalents, within the meaning of the Australian Accounting Standards, that are not available for use other than for a purpose for which it is restricted, and includes cash to be used to fund capital works expenditure from the previous financial year
SEIFA	means the Socio-Economic Indexes for Areas published from time to time by the Australian Bureau of Statistics on its internet website
Target population	has the same meaning as in the Agreement entered into for the purposes of the Home and Community Care Act 1985 of the Commonwealth
Unrestricted cash	means all cash and cash equivalents other than restricted cash
WorkSafe reportable aquatic facility safety incident	means an incident relating to a council aquatic facility that is required to be notified to the Victorian WorkCover Authority under Part 5 of the Occupational Health and Safety Act 2004

OTHER INFORMATION

Basis of preparation

Council is required to prepare and include a Performance Statement within its Annual Report. The Performance Statement includes the results of the prescribed sustainable capacity, service performance and financial performance indicators and measures together with a description of the municipal district and an explanation of material variations in the results. This statement has been prepared to meet the requirements of the *Local Government Act 1989* and Local Government (Planning and Reporting) Regulations 2014.

Where applicable the results in the Performance Statement have been prepared on accounting bases consistent with those reported in the Financial Statements. The other results are based on information drawn from council information systems or from third parties (e.g. Australian Bureau of Statistics).

The Performance Statement presents the actual results for the current year for the prescribed financial performance indicators and measures the results forecast by the Council's Strategic Resource Plan. The Local Government (Planning and Reporting) Regulations 2014 requires explanation of any material variations in the results contained in the Performance Statement. Council has adopted materiality thresholds relevant to each indicator and measure and explanations have not been provided for variations below the materiality thresholds unless the variance is considered to be material because of its nature.

The forecast figures included in the Performance Statement are those adopted by council in its strategic resource plan on 8 July 2020 and which forms part of the Council Plan. The Strategic Resource Plan includes estimates based on key assumptions about the future that were relevant at the time of adoption and aimed at achieving sustainability over the long term. Detailed information on the actual financial results is contained in the General Purpose Financial Statements. The Strategic Resource Plan can be obtained by contacting Council.

PERFORMANCE REPORT

Certification of Performance Statement

In my opinion, the accompanying Performance Statement has been prepared in accordance with the Local Government Act 1989 and the Local Government (Planning and Reporting) Regulations 2014.



Sean Portelli

Principal Accounting Officer

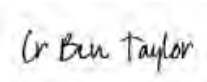
Dated: 16th September 2020

In our opinion, the accompanying Performance Statement of the *City of Ballarat* for the year ended 30 June 2020 presents fairly the results of Council's performance in accordance with the **Local Government Act 1989** and the **Local Government (Planning and Reporting) Regulations 2014**.

The Performance Statement contains the relevant performance indicators, measures and results in relation to service performance, financial performance and sustainable capacity.

At the date of signing, we are not aware of any circumstances that would render any particulars in the Performance Statement to be misleading or inaccurate.

We have been authorised by the Council and by the Local Government (Planning and Reporting) Regulations 2014 to certify this Performance Statement in its final form.



Ben Taylor

Councillor

Dated: 16th September 2020



Grant Tillett

Councillor

Dated: 16th September 2020



Janet Dore

Chief Executive Officer

Dated: 16th September 2020

APPENDIX

Advisory and Non Advisory Committees Groups and Organisations

Advisory committees

Committee	Councillors	Officers
Ascot Hall Committee	1	1
Ballarat Airport/Aerodrome Advisory Committee	3	1
Ballarat Heritage Advisory Committee	2	1
Ballarat Municipal Observatory Advisory Committee	1	1
Ballarat Regional Soccer Facility Advisory Committee	2	1
Brown Hill Hall Committee	1	1
Buninyong Community Hall Committee	1	1
Burrumbeet Soldiers Memorial Hall Committee	1	1
Cardigan Village Community Centre Advisory Committee	1	1
CEO Performance Review Advisory Committee	All Councillors	1
Child Friendly Ballarat Advisory Committee	1	1
Community Safety Advisory Committee	3	1
Disability Advisory Committee	1	1
Intercultural Advisory Committee	1	1
Koorie Engagement Action Group Advisory Committee	1	1
Lake Learmonth Advisory Committee	1	1
Lake Wendouree and Gardens Advisory Committee	3	1
Miners Rest Hall Advisory Committee	1	1
Mt Buninyong Reserve Advisory Committee	1	1
Scotsburn Community Hall Advisory Committee	1	1
Sebastopol RSL Hall Advisory Committee	1	1
Warrenheip Community Hall Advisory Committee	1	1
Scotsburn Community Hall Advisory Committee	1	1
Sebastopol RSL Hall Advisory Committee	1	1
Warrenheip Community Hall Advisory Committee	1	1

Non-advisory committees

Committee	Councillors	Officers
Active Transport Working Group	2	1
Tourism Events Stakeholder Reference Group	2	1
Ballarat Major Events Precinct Stakeholder Reference Group	2	1

Groups and organisations

Committee	Councillors	Officers
Arch of Victory/Avenue of Honour Advisory Committee	2	1
Art Gallery of Ballarat Board	1	1
Australian Local Government Women's Association (ALGWA) n/a	1	1
Castlemaine (Mine) Environmental Advisory Committee	1	1
Central Highlands Mayors' and CEOs' Forum	1	1
Central Victorian Greenhouse Alliance	1	1
Commerce Ballarat	1	1
Committee for Ballarat	1	1
Grampians Central West Waste and Resource Recovery Group	1	1
Local Learning Education Network	1	1
Municipal Association of Victoria (MAV)	1	1
MAV Rural South Central Region Group	1	1
Regional Cities Group	1	1
Sunraysia Highway Improvement Committee	1	
Western Highway Action Committee	1	1

Committees established under other Acts

Committee	Councillors	Officers
Coghills Creek / Glendaruel Cemetery	All (as Trustees)	1
Learmonth Cemetery	All (as Trustees)	1
Municipal Emergency Management Planning Committee	1	1
Municipal Fire Management Planning Committee	1	1

This page is
intentionally left blank



City of Ballarat’s commitment to good Governance

Under the *Local Government Act 1989*, elected Councils are constituted to provide leadership for the good governance of the municipal district and the local community.

The City of Ballarat Councillors are committed to working together to make decisions that are in the best interests of residents and the municipality and to discharge their responsibilities to the best of their skills and judgement. They are committed to always acting with transparency and the highest level of integrity in all matters of governance to ensure that council operates effectively, efficiently, impartially and with compassion. They adopt good governance principles by making decisions based on proper processes and systems by encouraging the community to participate in decision-making on issues that affect them and by making sure Council officers carry out decisions appropriately.

NRS-Friendly

Hearing or speech impaired?
Call via the National Relay Service on 133 677

Customer Service

☎ 03 5320 5500
Monday–Friday
8.15am–5pm
@ info@ballarat.vic.gov.au

The Phoenix Building Customer Service Centre

📍 25 Armstrong Street South
Ballarat Central

Town Hall Office

📍 Corner Sturt and Armstrong Street South
Ballarat Central

Post

📮 City of Ballarat
PO Box 655 Ballarat
Victoria 3353



8.2. QUARTERLY COUNCIL PLAN

Division: Corporate Services
Director: Sean Portelli
Author/Position: Fiona Henderson – Council Plan Officer

PURPOSE

1. To present Council's quarterly performance progress update against the Council Plan 2017-2021.
2. To give Councillors and the community confidence Council is on track to meet its published commitments.
3. Regular reporting to Councillors and the community is a key principle of transparency and good governance.

BACKGROUND

4. In accordance with Section 125 of the *Local Government Act 1989*, Council developed and adopted a four-year Council Plan on 28 June 2017.
5. The plan describes Council's priorities and outcomes for its four-year term and how these will be resourced.
6. The three-month quarterly performance reports, which are published online, offer a progress summary against the four Council Plan goals: liveability, prosperity, sustainability and accountability.

KEY MATTERS

7. This report provides the first update for the financial year 2020-21 in relation to the actions taken and progress made to achieve the Council Plan's goals and strategic objectives.
8. Progress report highlights include the delivery of the Ballarat Integrated Transport Action Plan, the completion of the Ballarat Regional Tennis Strategy and the delivery of a district level park and inclusive play space at MR Power Park.

OFFICER RECOMMENDATION

9. That Council:

9.1 Note the Council Plan 2017-2021 progress report for the first quarter of the 2020-2021 financial year.

ATTACHMENTS

1. Governance Review [**8.2.1** - 1 page]
2. Council Plan - Report Q 1 2020 21 (2) [**8.2.2** - 14 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. Aligns with quarterly Council Plan update report.

COMMUNITY IMPACT

2. Increase awareness of Council's activities.
3. Provide a mechanism for transparency.
4. Helps increase community involvement in decision making at Council level.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

5. Climate emergency and environmental sustainability initiatives are included in the Council Plan.

ECONOMIC SUSTAINABILITY IMPLICATIONS

6. Economic sustainability initiatives are included in the Council Plan.

FINANCIAL IMPLICATIONS

7. Funds must be allocated from the 2020-21 budget to implement the Council Plan

LEGAL AND RISK CONSIDERATIONS

8. This quarterly report meets the requirements of the *Local Government Act 1989* regarding the Council Plan and annual reporting.

HUMAN RIGHTS CONSIDERATIONS

9. Human rights initiatives are included in the Council Plan.

COMMUNITY CONSULTATION AND ENGAGEMENT

10. Community consultation and engagement is undertaken as part of many of these initiatives.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

11. No conflict of interest has arisen in the preparation of this report.



CITY OF BALLARAT
COUNCIL PLAN
Progress Report, Quarter 1 2020-21





WHAT IS THE COUNCIL PLAN?

The Council Plan is a strategic document outlining what the City of Ballarat will do to achieve Council's and the community's vision of Ballarat as a proud, bold, vibrant and thriving city. The 2017–2021 plan describes Council's priorities and outcomes for its four-year term, and how these will be resourced.

The Council Plan is underpinned by the Today Tomorrow Together: The Ballarat Strategy, which is a plan for our city until 2040 that outlines the community's vision of a greener, more vibrant and connected Ballarat. The Council Plan is an important document that drives everything the City of Ballarat does over a four-year period.

It sets the vision, priorities and outcomes for Council's term and lists how progress will be measured. The plan guides Council's annual budget, which determines the projects, services, events and other initiatives that will be funded and delivered in the next financial year. Each year, the community has opportunities to have its say on Council's proposed funding.

Council is held accountable for its progress on the Council Plan's outcomes through the City of Ballarat's Annual Report. Council's delivery of the Council Plan ultimately contributes to the community's vision, highlighted in the Ballarat Strategy.

HOW WE WILL TRACK AND MEASURE OUR PROGRESS

Each of the Council Plan goals has a number of measures that will track Council's progress. Council will also report on its progress in completing the four-year priorities.

The measures included in this plan show the most up-to-date information available to Council. It should be noted that many data sets are only updated on a two, three or four yearly cycle. In many cases comparative data does not yet exist.







WHAT WE PLAN TO ACHIEVE

GOAL: LIVEABILITY





Improve our community's quality of life

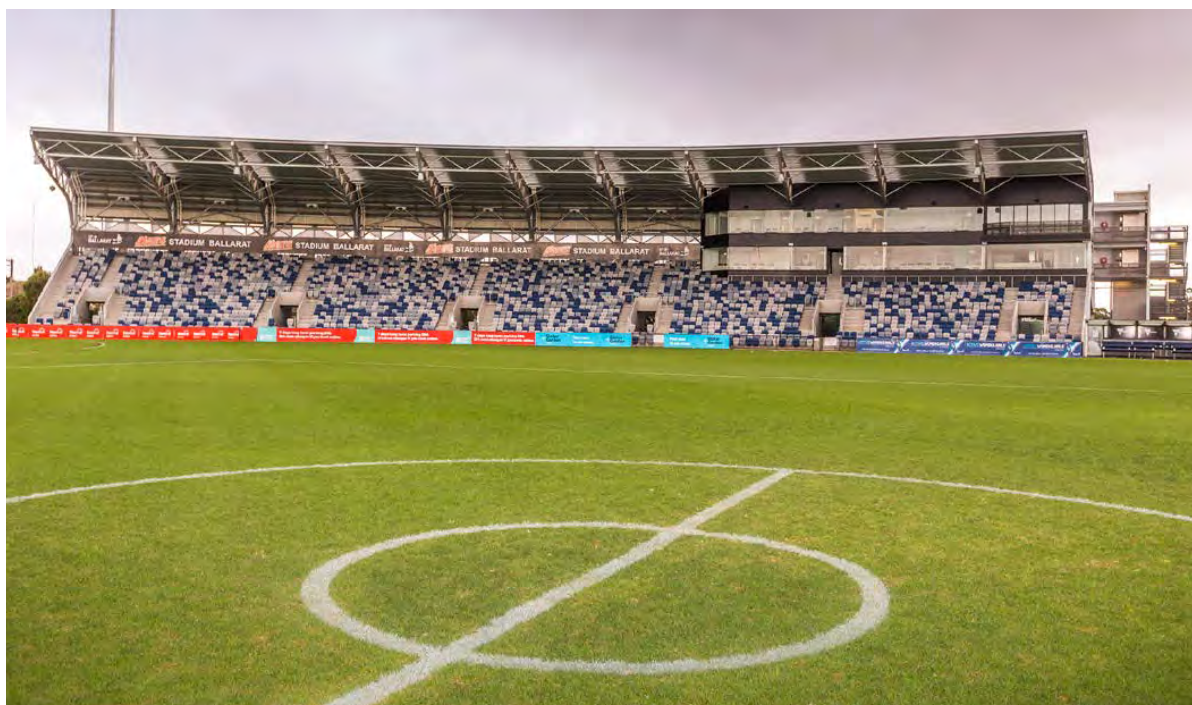
We will provide inclusive and accessible public spaces; quality services; and opportunities for our community to participate, feel safe and be active and healthy.

What we have done








FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Strengthen our city by making Ballarat a people and all-age friendly city via improved access, participation, inclusion and respect-based projects and programs	Improved access, participation, inclusion and respect-based projects and programs conducted	In progress 	The Changing Places accessible public toilet at the North Gardens was completed. The new permanent addition to the Lake Wendouree precinct replaces the Marveloo, which is now at Mars Stadium, and provides year round facilities for visitors. The \$250,000 investment was delivered as part of Council's Community Infrastructure Plan.
Increase community participation through the Social Infrastructure Program implementation, including Miners Rest Community and Sports Facility projects	Miners Rest Community and Sports Facility project complete	In progress 	Land has been acquired for a future Miners Rest sports and community facility.
Use community partnerships to create healthy and safe community places, and open passive recreation spaces, including a district level park and inclusive play space at MR Power Park in Sebastopol	A district level park and inclusive play space at MR Power Park in Sebastopol complete	Complete 	Works have been completed on the MR Power Park play space.
Use community partnerships to create healthy and safe community places, and open passive recreation spaces, including a Wendouree Recreation Reserve Health and Wellbeing Precinct	A Wendouree Recreation Reserve Health and Wellbeing Precinct complete	In progress 	Planning completed, programs rolled out
Develop our senior residents' social capacity by working with internal and external partners to ensure infrastructure accessibility at all places and spaces	Infrastructure accessibility at all places and spaces	In progress 	Progress remains static due to COVID-19.
Develop a learning city by delivering targeted programs and projects including a Library Community Hub of the Future in the Ballarat CBD	Development of a Library Community Hub of the Future in the Ballarat CBD complete	In progress 	Sydney Studio Hollenstein has been employed to design a "library of the future," worth \$2.4 million, which will be constructed by local contractors. Set to be completed by the beginning of 2022, an improved entrance, public access to the building's first floor and a new children's section are all part of the works, funded by two tiers of government. The City of Ballarat is injecting \$1.9 million while the State's Living Libraries Infrastructure Program is putting in \$500,000.

What we have done




FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Develop a learning city by delivering targeted programs and projects, including Youth Entrepreneur programs	Youth Entrepreneur programs developed and delivered	In progress 	Delivery of youth facilitated workshops virtually as part of online music and arts festivals, Fully Sick and Lock Down 2.0. Facilitated workshops in areas of music and creatives which reached over 500 people. New weekly initiative, Lockdown Lab, was launched using Bandlab, a social music platform that allows creators to make and share music. As part of the Young Creatives in Business series, freelance artists and musicians were provided training workshops in PR and mental health during COVID-19 in partnership with The Push, Remote Control Records, Engage! Program and SONIKA FReeZA.
Create a new Municipal Health and Wellbeing Plan and implement key actions, including developing a regional health charter in partnership with other local LGAs	Regional health charter developed	In progress 	Continue to work collaboratively with CHPCP and other local agencies on a regional Healthy Eating Charter, supporting local organisations to implement the Healthy Choices guidelines in their organisations to support staff and community.
Create a new Municipal Health and Wellbeing Plan and implement key actions, including implementing a Council Food Policy	Food Policy implemented	In progress 	Applied for VicHealth funding to support young people to develop food production skills, composting and worm farming while forming social connections.
Increase participation across all genders and sporting codes by continuing investment in the Mars Stadium project	Mars Stadium project complete	In progress 	Future planning for Mars Stadium stage 2 is continuing in conjunction with the State Government. Discussions with AFL in regard to future fixturing priorities that are likely to maximise attendance and fan day experiences.



What we have done

FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Increase participation across all genders and sporting codes by continuing investment in the city's recreational assets such as the Wendouree West Recreation Reserve Master Plan, including Forest Rangers Soccer Club soccer pitch and lighting upgrade	Wendouree West Recreation Reserve Master Plan, including Forest Rangers Soccer Club soccer pitch and lighting upgrade project, complete	In progress 	Designs for three new soccer pitches, including drainage, irrigation and new natural grass surfaces, have been finalised and works have begun.
Plan for future growth including: delivering sport and active living outcomes in Ballarat West	Delivering a sport and active living plan for Ballarat's growth in the West	In progress 	Works on a new electronic scoreboard will begin shortly. The rebuilding of the Alfredton Village Green oval has begun and will include new drainage, irrigation and the construction of a full sand-based surface profile. The main pavilion's redevelopment is also progressing well and is in the detailed design and tender design stage. The redevelopments will also include new netball change rooms and a new set of cricket training nets.
Plan for sport participation over coming decades by reviewing the Ballarat Regional Tennis Strategy	Ballarat Regional Tennis Strategy reviewed	Complete 	The Ballarat Regional Tennis Strategy has been completed and Council is working closely with the Ballarat Regional Tennis Association to source funding for various facility upgrades including lighting, clubrooms and a hotshot facility.
Plan for sport participation over coming decades by reviewing the Ballarat Criterion Cycling Project	Ballarat Criterion Cycling Project reviewed	In planning 	A final report has been received from the criterium design working group and is currently being considered. This work will feed into the broader Marty Busch Reserve Master Plan that will inform final designs and cost plans for a purpose-built, criterium track at the reserve.
Provide positive leadership to promote Ballarat as a Child Friendly City, with a commitment to seek childrens' input in the decisions that will impact them as future citizens	Opportunities created for children to participate in decision-making	In progress 	Children will be involved with consultations that will help inform the Council Plan and other key planning documents.
Provide positive leadership to promote Ballarat as a Child Friendly City, and provide high quality information to assist families to access local community services and support	Information provided to assist families to access local community services and support	In progress 	The Parent Place Facebook page offers a one-stop shop to support families with parenting advice, activities, video content and local information including kindergarten, playgrounds, lactation consultant services, family law advice, family violence support, parenting education and relevant local services.
Follow a primary prevention approach to prevent violence against women and children as outlined in the Communities of Respect and Equality 2016–2020 plan, of which Council is a signatory	Primary prevention approach to prevent violence against women and children followed	In progress 	Continued focus on achieving the goals of the Gender Equity Plan.

What we have done

FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
<p>Develop youth capacity through a positive youth development model by providing leadership and decision making practices</p>	<p>Young people involved in leadership and decision making practices</p>	<p>In progress</p> 	<p>The Sebastopol Community Reference Group will have representation of two youth members as part of the group to assist and guide the selection, design and delivery of projects in the area. Youth volunteers from SONIKA and Youth Council took part in the Sovereign Hill Masterplan consultation.</p> <p>The Western Bulldogs Leadership Program was delivered online.</p> <p>Youth Council participated in youth consultative meetings with Councillors and Council business units to provide input into the City of Ballarat Health and Wellbeing Plan and the Ballarat Library redevelopment.</p> <p>Two young creators were contractors in the selection, engagement and artist liaison of the performing musician line-up as part of the Iso! Aid Festival.</p>
<p>Develop the capacity of our youth through a Positive Youth Development model by providing volunteering opportunities to engage young people to learn and contribute to our community</p>	<p>Youth volunteering opportunities provided</p>	<p>In progress</p> 	<p>Ongoing delivery of volunteer programs, Youth Council and FFreeZA programs where young people are at the centre of decision making and planning initiatives including the Fully Sick Online Music and Arts Festival and Lockdown 2.0, development of 50 Fully Sick at Home kits for youth who don't have access to the internet, promoting the Youth Awards nominations and supporting the planning and delivery of the first virtual Youth Awards ceremony, and planning a project to provide local musicians the opportunity to professional record their own song as part of Sonika Records.</p>
<p>Develop our youths' capacity through a Positive Youth Development model by providing partnerships and social networks that connect youth to community planning, programs and initiatives</p>	<p>Involvement of young people in planning, programs and initiatives</p>	<p>In progress</p> 	<p>The Youth Awards received 91 nominations across 10 categories. The awards were held virtually for the first time in its history and were viewed by over 1400 people. Various young music and arts creatives have been involved in sessions as part of Fully Sick and Lockdown 2.0 online undertaking live performances and workshops. Artwork created as part of #Drawingthegood arts initiative have featured on Ballarat Youth Services Instagram page.</p> <p>The artworks were developed as part of the initiative in response to COVID-19. As part of International Youth Day, Youth Services developed an online clip to showcase the voices of young people in the Ballarat community that reached over 9000 people on Facebook.</p> <p>Several Youth Services projects have been submitted for recognition awards in the Keep Victoria Beautiful City Award and the Victorian Regional Achievement and Community Awards.</p>

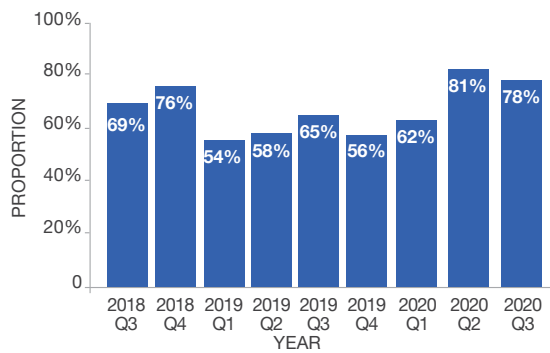
WHAT WE PLAN TO ACHIEVE

GOAL: PROSPERITY

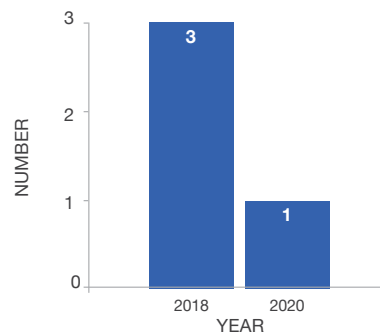
Advance our economic position as the capital of Western Victoria

We will deliver activities and projects worthy of our position as the capital of Western Victoria; we will capitalise on this leadership to drive jobs and investment across the region.

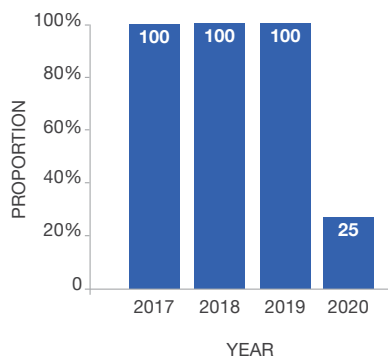
Percentage of planning permit applications decided within 60 calendar days.



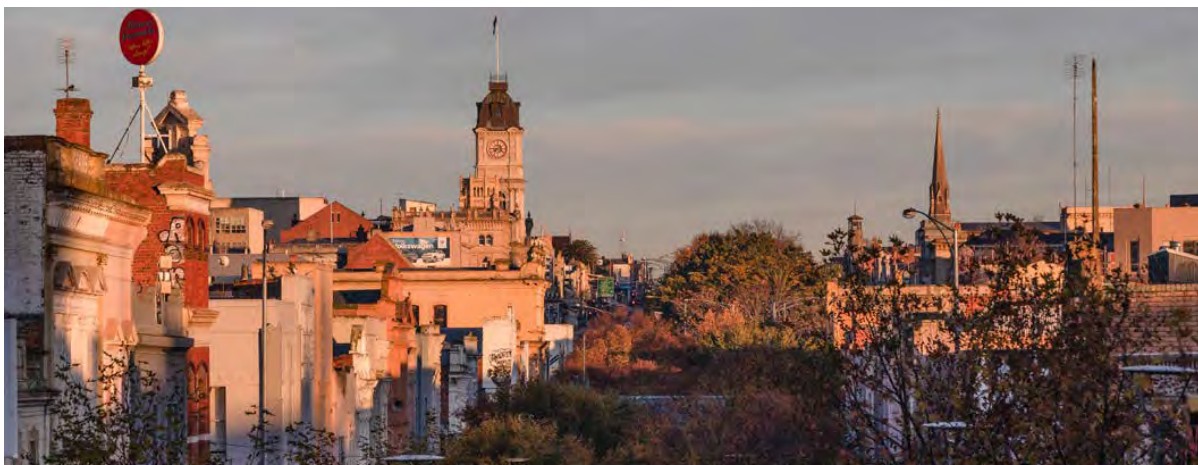
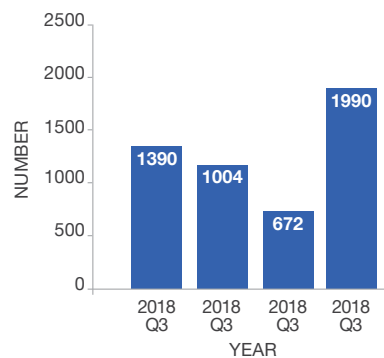
External Older Person Program providers partnered














Percentage of programmed major and community events delivered








Percentage of programmed major and community events delivered



What we have done

FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Generate CBD jobs by developing and implementing a Bakery Hill Master Plan and renewing key sites	Council adoption of Bakery Hill Master Plan and progress towards renewing key sites	In progress 	Bakery Hill Masterplan Stage 1 consultation is complete. Stage 2 consultation is currently underway, including release of Response to Feedback Report.
Generate CBD jobs by advocating for the Ballarat Station Precinct development and Lydiard Street bus interchange.	Advocacy undertaken for the Ballarat Station Precinct development and redevelopment of suburban bus interchange	Complete 	Construction underway for station precinct redevelopment. Planning well progressed for bus interchange within the station precinct. Council an active participant in redevelopment discussions, providing ongoing advocacy
Complete Miners Rest, Buninyong and Warrenheip township plans	Township plan for Buninyong complete	Complete 	Implementation of Buninyong Township Plan to be undertaken through city-wide housing strategy, heritage and character projects in alignment with State Government direction.
Complete Miners Rest, Buninyong and Warrenheip township plans	Township plan for Warrenheip complete	Not started 	The Warrenheip Township Plan has not yet been started.
Advance major projects including the Ballarat West Employment Zone future stages	Ballarat West Employment Zone future stages advanced	Complete 	BWEZ stage 1 and 1b are selling beyond expectation. Civil works continue on stage 1b and funding options are being investigated for stage 2.
Advance major projects, including Ballarat Freight Hub	Ballarat Freight Hub advanced	In planning 	Development Victoria is currently negotiating with potential tenants.
Advance major projects, including Ballarat Innovation Centre	Ballarat Innovation Centre advanced	In planning 	Funding avenues continue to be explored.
Advance major projects, including Waste to Energy Facility	Waste to Energy Facility advanced	In planning 	Awaiting the release of the State Government's Waste to Energy framework, which is expected by the end of 2020.
Advance major projects, including Ballarat Aviation Emergency Services Hub	Ballarat Aviation Emergency Services Hub advanced	In planning 	Work has begun on the master planning of the airport, including the runway extension and its interaction with the Ballarat West Employment Zone. An options paper will be presented to Council in early 2021 which will consider all opportunities for the airport including any potential to continue to pursue an Aviation Emergency Service Hub.
Advance major projects, including Latrobe Street renewal (current Ballarat Saleyards site)	Latrobe Street renewal (current Ballarat Saleyards site) advanced	In progress 	Community consultation undertaken. Heritage overlay applied through the Ballarat Planning Scheme. Directions paper being prepared for next stage of consultation.
Advance major projects, including Ballarat Fernery redevelopment	Ballarat Fernery redevelopment advanced	In progress 	Progress continues with the construction of the Ballarat Fernery which remains on track for completion in early 2021.

What we have done

FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Advance major projects, including Victoria Park Master Plan	Victoria Park Master Plan initiatives progressively implemented	In planning 	Works have begun on the construction of two new Victoria Park soccer pitches which also convert to a hard wicket cricket facility. A new community pavilion is also being designed and is currently in concept stage. A disc golf course is also being established in Victoria Park and construction will begin shortly.
Strengthen global partnerships and cultural relationships to create investment and job opportunities	Global partnerships in place	In progress 	Ongoing international engagement is occurring with regard to economic development and heritage via UNESCO and the Historic Urban Landscape
Develop Ballarat as a leader in adaptive business capability, innovative manufacturing, arts and tourism	Council is represented on a number of industry stakeholder groups and Economic Development Regional Groups	In progress 	Strategic partnerships and funding agreements are in place with Commerce Ballarat, the Bridge Mall Business Association, Ballarat Agricultural and Pastoral Society, Sovereign Hill and Leadership Ballarat and Western Region. Economic Development representation on boards and committees include Commerce Ballarat, Bridge Mall Business Association, Ballarat Tech School, Ballarat Business Centre, Australian Industry Group - Ballarat and Wimmera Region, Victorian Goldfields Tourism Executive and the Great Southern Touring Route. Regular engagement also takes place with Committee for Ballarat, Ballarat Regional Tourism, Federation University, Regional Development Victoria, Ballarat Group Training and other Central Highlands Economic Development teams.
Develop Ballarat as a digital transformation and ICT leader	Progress of Digital Strategy	In progress 	Actionable data from IoT devices and Smarter Parking infrastructure continues to be added to the City of Ballarat Data Exchange.
Meeting timelines, budget and quality measures	Satisfy <i>Local Government Act 1989</i> requirements in regards to budget adoption, council plan and annual statement	In progress 	As per the <i>Local Government Act 1989</i> , the City of Ballarat is meeting timelines in regards to budget adoption, Council Plan and the annual statement.









WHAT WE PLAN TO ACHIEVE

GOAL: SUSTAINABILITY

Protect, maintain and enhance our built and natural assets

We will plan for growth to ensure our community's infrastructure and natural environment are protected and improved, and our city's connectivity is sustainably enhanced.

What we have done

FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Complete and deliver the Ballarat Integrated Transport Action Plan	Ballarat Integrated Transport Action Plan delivered	In progress 	The Ballarat Integrated Transport Action Plan was adopted by Council in August 2020. The plan outlines actions Council can take to improve its own transport systems including footpaths, bike paths and local roads. The plan also recommends advocacy actions to improve State Government managed transport systems including major roads, freeways and highways, bus services and train lines. It was also resolved to start scoping and seeking government and private sector partnerships to support pilot, temporary and trial projects, including new modes not used in Ballarat yet such as e-scooters, car and bike share arrangements, a wider rollout of new technologies such as hydrogen and electric fuel cell vehicles and reduced speed limits in high pedestrian locations.
Complete the Ballarat Link Road to the Glenelg Highway	Ballarat Link Road to the Glenelg Highway delivered	In progress 	Lobbying for a staged Ballarat Link Road upgrade is continuing with reviews underway of the business case and costings.
Deliver enhanced flood protection for Ballarat	Flood protection for Ballarat enhanced	In progress 	Consultation and design work for flood mitigation projects is underway for The Gong dam wall reconstruction in Buninyong, Charlesworth Street dam wall construction in Ballarat East and the Mair Street super pipe. The Miners Rest flood mitigation project is also progressing with scoping and cost estimated due to be completed by the first quarter of 2021.
Deliver Ballarat Strategy headline actions including a Ballarat Integrated Water Management Plan	Ballarat Integrated Water Management Plan delivered	Complete 	Recommendations and waste strategy have now been adopted with the Clean Ballarat Committee working towards the objectives.
Deliver headline actions Ballarat Strategy including the beautification of entrances and boulevards	Beautification of entrances and boulevards complete	In progress 	Tree planting at various city entrances. Working with VicRoads on Mair and Sturt Street landscape outcomes. Installed new granitic sand in Sturt Street for Christmas decorations. New floral display near the Robert Burns statue. Stone works being restored in Sturt Street between Grenville and Lydiard streets.
Deliver a sustainable approach to environmental management by working with community stakeholders: Central Victorian Greenhouse Alliance Action Group	Central Victorian Greenhouse Alliance Action Group partnership established	In progress 	Planning for potential investment in efficient street lighting for western and northern Victoria. Renewal energy planning in progress and advocacy work for electric vehicles in Australia.

What we have done

FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Deliver a sustainable approach to environmental management by working with community stakeholders: catchment management and landcare groups	Catchment management and landcare groups partnerships established	Complete 	Completed the Yarrowee Master Plan project.
Deliver a sustainable approach to environmental management by working with community stakeholders: Clean Ballarat partnership established	Clean Ballarat partnership established	Complete 	Clean Ballarat Committee was disbanded.
Deliver a sustainable approach to environmental management by working with community stakeholders: Regional Sustainability Alliance Ballarat	Regional Sustainability Alliance Ballarat partnership established	In progress 	In process of reviewing the Memorandum of Understanding. Key focus is stronger connections with key strategic planning issues in Ballarat to shape our future.
Develop and implement climate change adaptation initiatives with targets for emissions reductions	Climate change adaptation initiatives implemented	In progress 	Key focus is stronger connections with key strategic planning issues in Ballarat to shape our future thermal comfort and sustainable design assessments are in progress on 10 social infrastructure sites, and solar is continuing with four projects at design/business case or implementation phase.
Develop a state-of-the-art animal shelter for Ballarat and the region	State-of-the-art animal shelter developed	In progress 	A new animal shelter remains a priority and would offer opportunities to be a regional centre for animal services, offering surge capacity and support to neighbouring municipalities. Funding opportunities are currently being investigated.
Increase government funding for maintaining core assets such as roads, bridges and drainage	Government funding for maintaining core assets increased	In progress 	The City of Ballarat has obtained \$3.9 million in funding for community infrastructure projects including road construction. Ongoing support from the Black Spot Program, Roads to Recovery continues into the 2020-2021 financial year. The Franklin Bridge, Scotchmans Lead project is soon be completed with 50 per cent funding (\$1.5 million) coming from the Federal Bridge Renewal Program.
Develop a waterway enhancement program in conjunction with catchment management and water authorities	Waterway enhancement program developed	In progress 	Working with Corangamite CMA to deliver the Water Watch Program to Ballarat schools and citizen science participants. Working with Federation University on a long-term study of Lake Wendouree's submerged aquatic vegetation. In discussion with DEWLP regarding the possible funding of Yarrowee Masterplan projects.
Advocate for sustainable transport improvements and investment, including rail and electric vehicles	Advocacy for sustainable transport improvements and investment	Complete 	\$9.3 million of funding sought and received from the Transport Accident Commission via VicRoads for investments in cycling and walking (active transport) infrastructure in Ballarat.








WHAT WE PLAN TO ACHIEVE

GOAL: ACCOUNTABILITY




Provide strong and decisive leadership, and transparent governance

We will provide open and transparent decision-making, and lobby and improve our relationships with all levels of government to enhance our ability to deliver key projects and initiatives.

What we have done

FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Advocate for Ballarat's priorities and enhance the city's reputation as the Western Victoria capital.	Advocacy for Ballarat's priorities undertaken	In progress 	The City of Ballarat continues to advocate for any opportunities to enhance the city's reputation as the western Victorian capital. As we progress with priority projects over the new term, advocacy of these projects will be front of mind.
Provide strong regional leadership and membership of peak bodies and organisations to maintain Ballarat's standing as a leading regional city	Membership of peak bodies and organisations	In progress 	Continue to provide strong regional leadership and membership of peak bodies and organisations to maintain Ballarat's standing as a leading regional city.
Engage and communicate with our community and other stakeholders	Engagement activities conducted	In progress 	Limited by COVID-19 restrictions, all community engagement transitioned to online platforms. Engagement sessions included Spotlight on Sebastopol project, Strengthening Wendouree project, removal of Black Hill trees and working with the Committee for Ballarat North on plans to upgrade Midlands Reserve.
Reduce unnecessary regulations and advocate for the removal of regulatory burdens from other tiers of government	Advocacy for the removal of regulatory burdens from other tiers of government undertaken	In progress 	Awaiting response regarding advocacy for removal of regulatory burdens from other tiers of government.
Continue to roll-out the Engaging Communities Program	Engaging Communities Program rolled out	In progress 	Through the Engaging Communities Program, the City of Ballarat has directly invested \$1.2 million into six local communities with an additional \$3 million leveraged through State and Federal Government grants. The program is continuing and is progressing in the communities of Mount Pleasant, Lucas and Wendouree.
Implement the Digital Strategy, better use innovative online engagement tools and make our information and data accessible to our community and stakeholders	Digital Strategy implemented	In progress 	The Digital Services Strategy continues to progress. The City of Ballarat Data Exchange is now available at data.ballarat.vic.gov.au and datasets continue to be added. This platform provides access to open Council data.
Review business operations to drive financial and service improvements	Financial and service improvements	In progress 	Continuous improvement continues across the organisation, with a focus on improving the customer's digital experience when transacting with City of Ballarat on our website. Of particular note is the recent creation of the online summer preparedness application permit, digitisation and improvement of the outdoor dining permit process, as well as proposed pet registration improvements. A webchat channel via the website is also being trialled.

What we have done

FOUR-YEAR PRIORITY	MEASURE	PROGRESS	COMMENTARY
Reduction in administrative, compliance and delay costs greater than the Victorian average (Source: Department of Treasury and Finance, Red Tape Reduction Program)	Improve efficiency of process and practices per department	In progress 	Continuous improvement in optimising business process continues across the organisation. Examples include recent Outdoor Dining Permit process improvements, the digital Emergency Summer Preparation Permit process and planning for an improved Pet Registration service. Additionally, the organisation has developed the capacity to process PCI compliant credit card payments over the phone and is trialling a webchat channel.
Opportunities for the public to engage with Council annually	Opportunities provided for people to engage with Council	Complete 	Community Inclusion continues to actively engage with the local community and to provide various options for the community to engage with City of Ballarat on a range of topics, ideas, activities and events.
Annual improvement of lobbying strategies for key projects	Lobbying strategy for key projects improved	In progress 	Lobbying for key projects continues.





8.3. ADOPTION OF REVISED CITY OF BALLARAT PROCUREMENT POLICY

Division: Corporate Services
Director: Sean Portelli
Author/Position: Trevor Harris - Procurement Coordinator

PURPOSE

1. To review City of Ballarat updated Procurement Policy.

BACKGROUND

2. Pursuant to Section 186A (7) of the *Local Government Act 1989*: "At least once in each financial year, a Council must review the current Procurement Policy and may, in accordance with this section, amend the Procurement Policy".
3. Council when approving the current version of the Procurement Policy at the July 22, 2020 meeting required that the policy be reviewed after six months.
4. A cross section of staff from various Business Units met to review the policy. It was a general consensus the policy as it stands is effective and is meeting the requirements of Council.
5. Some minor updates for clarification purposes have been made and these are outlined in Key Matters section below.
6. A complete rewrite of the Procurement Policy will be undertaken next year to meet the requirements of the *Local Government Act 2020* which for Procurement comes into effect on July 1, 2021.

KEY MATTERS

7. Clause 3.2 Procurement Thresholds - updated to outline how quotations under \$5,000 (inc GST) should be recorded.
8. Clause 3.2.1 Threshold Margin - updated to clarify that this requirement is for procurements within five percent (5%) of the tendering thresholds. Not quotation thresholds.
9. Clause 3.5 Evaluation of Tenders/Quotes, sub section Quotes - updated to clarify that approval of quotations over \$100,000 (inc GST) are based on Financial Delegation to either the Executive Manager or Director.
10. Clause 3.5.1 Evaluation of Tenders and Quotations - updated to clarify how the formula for the Value for Money Index is obtained.
11. Clause 3.6.8 Variances - updated to clarify when variances occur how they are to be reported to ensure transparency of contract costs.

OFFICER RECOMMENDATION

12. That Council:

12.1 Adopt the revised Procurement Policy (Version 10.0).

ATTACHMENTS

1. Governance Review [8.3.1 - 1 page]
2. Procurement Policy V 10.0 [8.3.2 - 31 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. The Procurement Policy is a requirement under section 186A of the *Local Government Act 1989*

COMMUNITY IMPACT

2. There are no community impacts identified in the body of this report

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

3. The policy has included possible ways to increase the purchase of goods, services and works that use recycled or reusable content, are locally and ethically produced, are water or energy efficient, or use low impact materials.

ECONOMIC SUSTAINABILITY IMPLICATIONS

4. There are no economic sustainability impacts identified for the subject of this report.

FINANCIAL IMPLICATIONS

5. There are no financial implications identified for the subject of this report.

LEGAL AND RISK CONSIDERATIONS

6. The endorsement of the revised Procurement Policy ensures that the core operations of Council are not impeded and are managed to ensure transparency and good governance.
7. Council's Procurement Policy is reviewed as a minimum once every twelve months to ensure it is meeting the legal requirements of Council.

HUMAN RIGHTS CONSIDERATIONS

8. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006*.

COMMUNITY CONSULTATION AND ENGAGEMENT

9. This policy has been reviewed by a cross section of staff from various Business Units.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

10. No Council Officers who have provided advice in relation to this report have a conflict of interest regarding this matter.



PROCUREMENT POLICY (VERSION 10.0)

1.0 Purpose

This Policy represents the principles, processes and procedures that will be applied to the purchase of all goods, service and works by council. The scope of this Policy commences from when council has identified a need for procurement requirements. It continues through to the delivery of goods or completion of works or services.

2.0 Scope

This Policy will apply to Councillors, council staff and all persons undertaking procurement on council's behalf and they are accountable for complying with all relevant procurement legislative and policy requirements.

Ballarat City Council recognises that a procurement strategy and appropriate best practice contract and procurement principles, policies, processes and procedures, will enhance achievement of Council objectives such as socially responsible procurement, value for money, achieving innovation providing best value services to the community and enhancing environmental sustainability.

In November 2008, amendments to the Local Government Act 1989 (the Act) were passed which included a new section 186a that requires Council to 'prepare and approve a Procurement Policy'. A Procurement Policy must include any prescribed matter and Council must have regard to Ministerial Guidelines made under the section when preparing its policy. Council must review its procurement policy annually and make it available for public inspection. Provisions pertaining to procurement in the *Local Government Act 2020* are not enacted until 1 July 2021

The objectives of this Policy are to:

- establish a procurement framework for Council to achieve value for money and continuous improvement in the provision of services for the community;
- ensure that council resources are used efficiently and effectively to improve the overall quality of life of people in the local community;
- achieve compliance with relevant legislative requirements;
- achieve high standards of probity, transparency, accountability and risk management;
- give preference to the procurement of environmentally sustainable goods, services and works wherever possible;
- where practicable, advance the use of responsibly sourced resources that have greater recycled or reused content and have a lower environmental footprint throughout their life cycle;
- Support local industry that actively recycles local materials generated within the Ballarat Region;
- give preference to the procurement of goods, services and works from within City of Ballarat and surrounding municipalities where price, quality, services standards and delivery is comparable to other suppliers.

This policy encompasses all elements of the procurement of goods and services and requires compliance from Councillors, Special Committee members, Staff, Contractors, Consultants and other members as required by the Chief Executive Officer.



2.1 Conduct of Councillors and Council staff

Councillors and members of staff (and all persons engaged in procurement on Council's behalf) must exercise the highest standards of integrity in a manner able to withstand the closest possible scrutiny.

All members of staff have an overriding responsibility to act impartially and with integrity, avoiding conflicts of interest (Section 95 *Local Government Act 1989*).

In procurement matters:

- Treat potential and existing suppliers with equality and fairness;
- Maintain confidentiality of Commercial in Confidence matters and information such as contract prices and other sensitive information;
- Members of staff must disclose a general or material conflict of interest before providing advice or reports (Section 130 *Local Government Act 2020*)
- Council officers with delegated Council powers or duties are prohibited from exercising those powers, duties or functions if they have conflicts of interest (Section 130 (2) (b) *Local Government Act 2020*)).
- A Councillor must comply with the Councillor Code of Conduct and avoid conflicts between his or her public duties as a Councillor and his or her personal interests and obligations. Councillors must disclose any conflict of interest (Section 130 *Local Government Act 2020*).
- Risk and Audit Committee members must disclose conflicts of interest in accordance with the Risk and Audit Committee Charter.
- Councillors must not improperly direct or improperly influence a member of council staff in the exercise of any power on/ in the performance of any duty or function. (Section 123 (3) (c) *Local Government Act 2020*)
- Members of staff must also comply with the Code of Conduct for Council Staff (Section 95AA LGA)
- All staff engaged in the evaluation of quotation or tender evaluations must adhere to this Policy and complete and lodge a Conflict of Interest Declaration and a Deed of Confidentiality.
- All Council Staff must adhere to councils Gifts and Hospitality Policy in matters of procurement.
- All Councillors must adhere to the Councillor Gift Policy in matters of procurement

Councillors and staff members should make their interests known in any situation where it could be perceived that an interest might unduly influence them.

2.2 Tender Processes

All tender processes shall be conducted in accordance with the requirements of this policy and any associated procedures, relevant legislation, relevant Australian Standards and the Act.

2.3 Influencing the Tender Process

Any attempts which may be reasonably construed as intended to influence the tender process in any way such as any direct or indirect approach by tenderers themselves or through other parties on their behalf to persons other than those nominated in the tender document will invalidate the tender.

For the avoidance of doubt any Tenderer found to have:

- a. Offered a bribe, gratuity, bonus, discount of any sort or enticement to or otherwise attempt to influence any Council officer, Councillor or any persons who are either directly or indirectly involved in the evaluation of the Tender or in the awarding of an associated Contract; or
- b. Approached, discussed or solicited support for their Tender with any Council officer (with the exception of the designated Council Contact Officer) or Councillor of the Council, individually or collectively; at any time prior to



the awarding of the Contract to the successful Tenderer will have their Tender excluded from the contract award process.

The tender of any tenderer which engages in conduct prohibited under this clause will be deemed informal and will be rejected without further consideration.

Tenderers shall declare any actual or potential conflict of interest.

Tenderers shall not participate in collusive tendering practices or any other anti-competitive practices with any other Tenderer. Council shall take action where it becomes aware of collusive practices. Collusive practices are anti-competitive in nature, and can result in criminal prosecution

The above clause will be included in the Conditions of Tender

2.4 Conflict of Interest

Councillors and Council staff shall at all times avoid situations in which private interest's conflict, or might reasonably be thought to conflict, or have the potential to conflict, with their Council duties.

Councillors and Council staff must not participate in any action or matter associated with the arrangement of a contract (i.e. evaluation, negotiation, recommendation, or approval), where that person or any member of their immediate family has a significant interest or holds a position of influence or power in a business undertaking tendering for the work.

The onus is on the Councillor and the member of Council staff involved being alert to and promptly declaring a general or material conflict of interest to Council.

2.5 Fair and Honest Dealing

During a public tender process, all prospective contractors and suppliers must be afforded an equal opportunity to tender or quote. Impartiality must be maintained throughout the procurement process so that it can withstand public scrutiny.

The commercial interests of existing and potential suppliers must be protected.

Confidentiality of information provided by existing and prospective suppliers must always be maintained, particularly commercially sensitive material provided by a business, commercial or financial undertaking that—
(i) relates to trade secrets; or (ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage;

2.6 Accountability and Transparency

Accountability in procurement means being able to explain and evidence what has happened. The test of accountability is that an independent third party must be able to see clearly that a process has been followed and that the process is fair and reasonable.

Therefore, the processes by which all procurement activities are conducted will be in accordance with the Council's procurement policies and procedures as set out in this policy and related Council policies and procedures.

Additionally:



- The responsible Council staff must be able to account for all procurement decisions made over the lifecycle of all goods, services and works purchased by the Council;
- Where necessary, brief tenderers regarding the documented decision-making process, and
- All procurement activities are to leave an audit trail for monitoring and reporting purposes.

2.7 Gifts and Hospitality

No Councillor or member of Council staff shall, either directly or indirectly solicit or accept gifts or presents from any member of the public who is involved, either directly or indirectly, with any matter that is connected with the duties of the officer, or in which Council is interested.

Councillors and Council staff must exercise the utmost discretion in accepting hospitality from contractors or their representatives, or from organisations, firms or individuals with whom they have official dealings.

Councillors and Council staff should also avoid the ambiguous situation created by visiting the premises of a contractor, organisation, firm or individual uninvited and/or not on official business.

Offers of bribes, commissions or other irregular approaches from organisations or individuals (no matter how insubstantial the evidence available), must be promptly brought to the attention of the CEO.

2.8 Disclosure of Information

Information received by Council that is Confidential (as defined in the Local Government Act 2020) must not be disclosed and must be stored in a secure location. Councillors and Council staff are to protect, by refusing to release or discuss information to the extent that it is Confidential.

This may include:

Information disclosed by organisations in tenders, quotation or during tender negotiations:

- Pre-contract information including but not limited to information provided in quotes and tenders or subsequently provided in pre-contract negotiations,
- Councillors and Council staff are to avoid references to current or proposed contracts in discussion with acquaintances or outside interests,
- Discussion with potential suppliers during tender evaluations should not go beyond the extent necessary to resolve doubt on what is being offered by that supplier,
- At no stage should any discussion be entered into with any tendering party or its representative or agent that could have potential contractual implications prior to the contract approval process being finalised, other than authorised pre-contract negotiations.

2.9 Governance Structure

Council shall:

- Establish a procurement management responsibility structure and delegations ensuring accountability, traceability and auditability of all procurement decisions made over the lifecycle of all goods, services and works purchased by Council.
- Ensure that Council's procurement structure is flexible enough to purchase in a timely manner the diverse range of material, goods, works and services required by Council.



- Ensure that prospective contractors and suppliers are afforded an appropriate opportunity to tender/quote;
- Encourage competition; and
- Ensure that policies that impinge on the purchasing policies and practices are communicated and implemented.

3.0 Policy Statement

Responsible Financial Management

The principle of responsible financial management must be applied to all procurement activities. Accordingly, to give effect to this principle: the availability of existing funds within an approved budget, or source of funds, must be established prior to the commencement of any procurement action for the supply of goods, services or works.

Council staff must not authorise the expenditure of funds in excess of their financial delegation or split funds to fit their financial delegation. Council staff that breach their delegated authority may face action under Council's Discipline and Termination Policy (the decision to initiate disciplinary action or other action will be taken by the CEO based on a recommendation by the Director Corporate Services following consultation with the relevant Director or Executive Manager).

Council funds must be used efficiently and effectively to procure goods, services and works and every attempt must be made to contain the costs of the procurement process without compromising any of the procurement principles set out in this Policy.

3.1 Methods of Purchasing

Council's standard methods for purchasing goods, services and works shall be by:

- Flexi-Purchase Card
- Purchase Order following a quotation process;
- Under contract following a tender process; or
- Where Council is satisfied that Value for Money requirements have been satisfied, under purchasing schemes including collaborative purchasing arrangements with other Councils and commercial schemes such as provided by Procurement Australia, the Municipal Association of Victoria and the State Government Purchasing Panel;
- Unless other arrangements otherwise authorised by Council or the CEO on a needs basis as required by abnormal circumstances such as emergencies.
- No person is permitted to purchase an item in excess of their transaction limit under any circumstance. Any occurrence of this will be considered a breach of policy and appropriate action taken for a breach of policy. If an item is in excess of your transaction limit it will be necessary for your direct manager to purchase the goods or services;
- The purchasing of gift cards can only be completed by Financial Services once approved by the Director of Corporate Services or the Chief Executive Officer.

Council may, at its discretion and based on the complexity and cost of the project, conduct one stage or multi-stage tenders. Typically, a multi-stage tender process will commence with a registration of interest stage followed by a tender process involving the organisations selected as a consequence of the registration of interest stage.

A Council Director, Executive Manager or Manager may determine to seek **Expressions of interest** (Section 186(1) of the Act) where:



- there is likely to be many tenderers and tendering will be costly or the procurement is complex; and council does not wish to impose the costs of preparing full tenders on all tenderers
- there is uncertainty as to the willingness and/or interest of parties or vendors to offer the potential products or services or to undertake the proposed works
- The requirement is complex, difficult to define, unknown or unclear,
- The requirement is capable of several technical solutions
- The requirement is generally known but there is still considerable analysis, evaluation and clarification required (both of the objective and the solution).

An **Expression of Interest** or a **Request for Proposal** process may be undertaken where determined by the CEO, a Director, Executive Manager or Manager and where Council advertises publicly

- the purpose and nature of the contract
- the date by which it will invite tenders.

Tenders and Expression of Interests should not be used to compensate for a lack of understanding as to council’s needs. If uncertain what is required; a simple **Request for Information** should be undertaken. A Request for Information may be undertaken for reasons which include establishing:

- the availability of technologies, products or service available in the marketplace to meet council needs
- whether proposed terms and conditions or deliverable expectations are acceptable in the marketplace
- whether proposed budgets are adequate to meet non-standard procurement needs – inadequate budgets should not become apparent when tenders are opened

A Request for Information should be used rather than a Request for Tender or Expression of Interest in order to improve understanding of needs, availability and likely costs.

A Request for Information will be undertaken similar to an Expression of Interest and advertised accordingly. Care must be taken when writing a specification for a Request for Information to ensure there is no inadvertent commitment to purchase included.

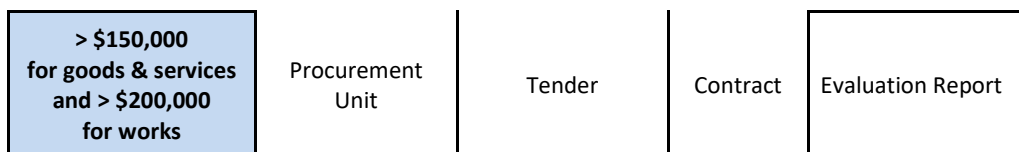
3.2 Procurement Thresholds and Competition Requirement

Council will decide and publish in this policy clear guidelines for minimum spend competition thresholds. These will be dependent on the size and complexity of the proposed procurement activities.

Minimum Spend Competition Thresholds (Inclusive of GST)

Financial Thresholds (AUS\$ inc GST)	Requirements			
	Process Managed by	Market Engagement	Agreement Type	Documentation
< \$5,000	Business Unit	1 Verbal Quote	P-Order P-Card	Quote details must ^{##} be diarised
\$5,001 to \$25,000		1 Written Quote		Quotes must be registered in eBMS
\$25,001 to \$150,000 for goods & services or \$200,000 for works ¹		3 Written Quotes [#]		

¹ As set under the Local Government Act 1989 Section 186(1)



A minimum of one of the three quotes **must be** obtained from a local supplier/provider wherever possible.
 ## Purchases made by Council Purchase Card shall be considered as diarised. If a Purchase Order (PO) is used, then a notation should be made in the "Workflow Comments Box" of Dynamics when the PO is being created.

3.2.1 Threshold Margin

If a quotation budget is within 5% of the of the tendering thresholds listed at 3.2, then the tendering requirements must be adhered to.

3.2.2 Payments

Payment for Works or Services will be made by the Principal on submission of Tax invoices by the Contractor in accordance with Council’s payment policies.

Payment of all claims shall be subject to approval by the Principal’s Authorised Officer that requested the works. All invoices shall be submitted in accordance with the Schedule of Rates forming part of the contract.

3.2.3 Prepayments

Prepayments for any goods, services or works cannot be made without the prior approval of the Director Corporate Services or the Chief Executive Officer

3.2.4 Use of Agents

Council encourages (when available) the services of a third-party agent such as MAV Procurement or Procurement Australia to undertake the Tender process on behalf of Council where it can be shown that Best Value for Money would be achieved.

The Act allows for councils to form groups for the procurement of goods, services or works with one member of the group, acting as an agent for the other councils, undertaking a single competitive process. Each of the members of this group may enter into a contract with the preferred service provider identified though this competitive process. Council encourages group tenders with surrounding municipalities, particularly where it can be shown that Best Value for Money would be attained.

When procurement is being planned, due diligence should be undertaken to evaluate if Best Value for Money can be achieved by using an Agent or a collective group tender.

Council’s Procurement Unit is to be notified when a third-party agent is appointed.

3.2.5 Total Cumulative spend

Care should be taken when reviewing the limits at 3.2 (above). In order to comply with the requirements of this policy, where significant sums are spent in aggregate with one supplier or on one service, it is necessary to structure procurement proposals (as requests for tenders, quotations or prices) in order to achieve greatest value and supplier performance by leveraging this cumulative spend, rather than treating each discrete arrangement as a separate procurement exercise. Council has determined that the cumulative expenditure to a supplier or for a specific product/service for a period of up to one year is to be considered unless an exemption is approved by the Chief Executive Officer or the Director Corporate Services.



Should the CEO consider that the nature of the requirement and the characteristics of the market are such that the public tender process would lead to a better result for the Council, public tenders may be called for purchase of goods, services and works for which the estimated expenditure is below the thresholds set under this policy.

3.2.6 Approved Suppliers (Panel)

An Approved Supplier is a contractor/company that has been appointed following an open Tender process.

Approved Suppliers cannot be appointed in any other manner.

Unless specified during a tender process no minimum quantity of sales or turnover is guaranteed to an Approved Supplier Panel member.

Benefits of appointing a Panel of Approved Suppliers may include:

- Savings in time and money
- Provision of higher levels of quality
- Faster turnaround times
- Increased confidentiality

Approved Suppliers should be appointed for one (1) year with a further option to extend for two (2) x two (2) years to a maximum of five (5) years, subject to contract requirements. This term may be varied in consultation with the Procurement Unit dependant on contract requirements.

Council's Approved Suppliers should always be utilised whenever possible. A full list is available from the Intranet. When utilising Approved Suppliers "best value for money" should always be the first consideration.

If an Approved Supplier has provided a Schedule of Rates for services during the Tender process, direct appointment may be made up to a maximum of \$50,000 for any single venture. For works exceeding \$50,000 three quotes must be obtained to ensure value for money. Any project, single purchase or a combination of Approved Suppliers are not to be utilised to bypass the requirements to tender where the total project cost may exceed the Legislated limits for tendering. If a Schedule of Rates was not provided the quoting requirements outlined in Clause 3.2 must be adhered to.

3.3 Determining the Procurement Vehicle

3.3.1 Tender

The acquisition of goods and services for which the estimated expenditure exceeds \$150,000 and carrying out of works for which the estimated expenditure exceeds \$200,000² must be undertaken by public tender.

3.3.2 Expression of Interest

An expression of interest is a two-step process. When the thresholds are met, an expression of interest process does not replace the need to call tenders. It simply precedes the calling of tenders and generally seeks to constrain the number of, and focus the quality and detail, of tenders received. An expression of interest process is generally structured with the following components:

- overview of requirements
- invitation to submit
- criteria for evaluating
- form of (respondents form)

An expression of interest should be used in circumstances where –

- there is likely to be many tenderers; tendering will be costly; or the procurement is complex

² As set under the Local Government Act 1989 Section 186(1)



- there is uncertainty as to the interest of suppliers or vendors to offer the potential products or services or to undertake the proposed work

3.3.3 Quotations

Purchase of goods and services up to \$150,000 and \$200,000 for works in a single contract or supply arrangement may be undertaken using the procurement by quotation method as described below. Payment for these purchases up to the delegated individuals financial authority may either be by City of Ballarat Purchase Card or through Accounts Payable (A purchase order must be raised if using Accounts Payable).

3.3.3.1 Items of value up to \$5,000

To achieve best value for the City of Ballarat the seeking of verbal and/or written quotations is encouraged. As a minimum one verbal quotation should be obtained. Verbal quotations should be diarised.

3.3.3.2 Items with a value – \$5,001 to \$25,000

One written quotation must be obtained and registered in eBMS

3.3.3.3 Items with a value – \$25,001 up to \$150,000 for goods and services and \$200,000 for works

Three written quotations to be obtained, one of the three quotes (as a minimum) must be obtained from a local supplier wherever possible. In the event that this is not possible the officer is to advise the Economic Development Unit so that supply gaps can be tracked.

Public advertising of quotations should be considered when judged to be sufficiently advantageous to Council. This will ensure transparency and best value to Council.

Quotations returned by the nominated closing date must be evaluated and a recommendation made in favour of the supplier offering the best value for money outcome. All Quotes over \$5,000 must be registered in the eBMS system.

Reasons for any non-conformance to this requirement must be documented and filed within Council's records system for audit purposes.

3.3.4 Exemptions for obtaining Quotes:

All areas of expenditure identified below are exempt from the requirements of clause 3.3.3 of this policy. However, transactions must still comply with clause 3.3.1 if it fits within the tendering threshold.

- Ministerial Approval - The requirements of Section 186 of The Act do not apply if a contract is entered into by the City in accordance with arrangements approved by the Minister.
- Shop Supplies - Units of the City that operate a retail outlet within its Unit that are required to purchase stock for resale to the public. Goods purchased for the purpose of resale are exempt from obtaining quotes. This is due to the nature of the goods that are offered for resale, which may be of a unique nature.
- Performers/Events – Where Performers and ticketed events are sourced for resale and these performances/events will return an income to the City of Ballarat quotations are not required.



- Artworks and transportation of Artworks - The City is in a unique position of operating an Art Gallery. It is not practical to obtain quotes for the purchase of artworks as each piece of work is unique. These Items are to be purchased within annual budget restraints. If an artwork is commissioned to be created, then this exemption does not apply, and quotations must be sought.
Artworks are often borrowed from or loaned to other Galleries and the transport of Artworks is a specialised service with a limited number of reputable providers. Some Galleries specify the company that must be used.
- Sole Supplier (Core Service) - The City deals with several core service sole suppliers where there is no market to test and obtain multiple quotations. Examples of core service sole suppliers are:
 - (a) Professional membership payments (must relate to position held at the City);
 - (b) Where the supplier is the sole source of specific intellectual property; and
 - (c) Advertising (newspapers, magazines, TV and radio);
- Plant and Equipment Servicing and Spare Parts - plant and equipment purchased by the City require servicing at regular intervals. To maintain a valid warranty, works need to be carried out by recognised suppliers using genuine parts. To achieve this, the City utilises servicing by the manufacturers from whom the plant and equipment was originally purchased;
- Legal Services - Legal services are exempt from the requirements of Section 186 of the Act;
- Other circumstances when authorised by the CEO or Director Corporate Services on receipt of a compliant Exemption request;
- The situation may arise where insufficient quotations are received. This may occasionally occur where there are few suppliers for the goods, services or works being sought. In this case, the details of the contacted suppliers must be recorded in eBMS or recommendation and an appropriate comment recorded;
- Emergency Situations – If the CEO or delegated key emergency management employees have determined that an emergency exists, purchases may be made without the need to initially follow policy. Emergency situations may arise due to unforeseen events or occurrences relating to, but not limited to life threatening situations, genuine concerns for public safety, security, building specific critical works, loss of essential services and, invoking an emergency response plan.

3.4 Late Tenders

Late tenders will not be accepted under any circumstances.

CLARIFICATION If an electronic tender submission has been commenced using eProcure prior to the closing date/time, and the transmission is interrupted due to tender closing time and the commencement of submission transfer can be verified by eProcure, the submission will be deemed to be received

3.5 Evaluation of Tenders/Quotes

Tenders

- A Tender evaluation panel will be established to evaluate each tender against the selection criteria and its composition will be determined by the respective Director or Executive Manager. Consideration must be given to gender diversity in the makeup of the panel
- Evaluation Panel must have a minimum of three members (minimum two Council staff) and may include external consultants who are specialist in the area



- Evaluation Panel must have an independent (non-scoring) member as appointed by the Procurement Unit
- The evaluation process must be robust, systematic and unbiased
- Once a preferred tenderer is selected negotiations may be conducted in order to obtain the optimal solution and commercial arrangements, providing they remain within the intent and scope of the tender. Such negotiations must be exhausted with one tenderer before beginning with another tenderer
- Tender evaluation panels will produce a written report of their evaluation using the prescribed evaluation template.
- Tender Evaluation must be updated in eBMS Tender & Contract Management System

Quotes

- An Evaluation Panel will be established to evaluate each quote against the selection criteria and its composition will be determined by the respective Director or Executive Manager. Consideration must be given to gender diversity in the makeup of the panel
- Evaluation Panel will be made up as indicated below:
 - Quotes >\$25,000 and <\$100,000 must be reviewed by a minimum two Council Officers
 - Quotes >\$100,000 and <\$150,000 (Goods & Services) or <\$200,000 (works) must be reviewed by a minimum of three Council Officers and must produce a brief written report of their evaluation (either email or through eBMS) which is to be approved by the Executive Manager or Director of the Business Unit dependent on the Financial Delegation.
- The evaluation process must be robust, systematic and unbiased
- Once a preferred supplier is selected negotiations may be conducted in order to obtain the optimal solution and commercial arrangements, providing they remain within the intent and scope of the Request for Quote. Such negotiations must be exhausted with one supplier before beginning with another

3.5.1 Evaluation of Tenders and Quotations

All tenders and quotations are to be evaluated by an evaluation panel as outlined in 3.5, in a two staged process:

1. Quantitative assessment of a weighted score totalling 100%, which includes mandatory 10% Local Content; and
2. Evaluation of price against weighted score
 - $VFM = \text{Tendered Price} / \text{Weighted Score}$ (Tendered Price divided by Weighted Score)

VFM is an index used to calculate the lowest score which will represent the best outcome from both the comparative scoring and price. The Preferred Tenderer should be appointed based on this outcome.

3.5.2 Occupational Health & Safety (OH&S)

OH&S is a mandatory evaluation criterion with a pass/fail weighting. The determination if a company meets the required standard is determined by the responses provided by the contractor from the information provided in the returned OH&S Schedule (Appendix 1). This may also be subject to review by the Safety and Risk Unit.

3.5.3 Project qualitative/comparative Criteria

Evaluation criteria provide a mechanism for comparing offers through assessment of the relative worth of different submissions. The evaluation criteria for each project may address a number of the below subject to actual procurement requirements:

- Previous Relevant Experience
 - Experience relevant to the works over past three years



- Past Performance
 - Past documented performance with City of Ballarat or other councils
- Capability
 - Proposed plant and equipment
 - Proposed staffing levels
 - Management capability
 - Technical capability
- Capacity
 - Extent of sub-contracting
 - Ability to resource project
- Ability to adhere to the specification
- Project Timeline
 - Methodology/Plan including Gantt Chart
- Qualifications
- Quality
 - Quality of goods and services to be provided
 - Quality Management Plan
 - Quality and Audit Systems
- Risk Management
 - OH&S (refer 3.5.2)
 - Regulatory compliance
 - Means of controlling quality of sub-contractors
 - Extent of Risk
- Human Resource Management
- Customer Service
 - Processes
 - complaints
- Sustainability/Environmental
 - Waste management
 - Recycling
 - Energy management
 - Emission management
 - Water conservation
 - Green building design
 - Ecologically sustainable design
 - Sustainable supply and consumption
- Value Adding
- Social Procurement

NOTE: The criteria listed in 3.5.3 is a guide only and selection of evaluation criteria must be specific to the project being procured.

It is important that the information requested from suppliers is sufficient to enable proper evaluation and comparison of submissions.



The evaluation criteria should not change once the procurement documents are issued. If they are, then addenda must be issued advising suppliers of the change. The criteria cannot be changed once submissions are received/opened.

3.5.4 Weighted scoring methodology

This is the preferred method for most procurement processes. Each evaluation criterion is allocated a percentage weighting - adding up to a total of 100 per cent. Care needs to be taken to assign meaningful relative weightings.

Upon receipt of submissions, after screening out those offers where:

- the tendered/quoted price is 50% or greater than the allocated budget and/or
- does not comply with the conditions for participation
- does not meet the requirements outlined in the specification/brief

Each qualitative criterion is allocated a score. The score is then weighted, which is calculated by multiplying the weighting factor by the score. The weighted scores can then be totalled, allowing for comparison between offers.

As a guide this method will use the below table to objectively evaluate each of the Project qualitative/comparative criteria.

Definitive	Score	Value Judgement
Excellent	5	Full achievement of the requirements for the criterion. Demonstrated strengths, no errors, weaknesses or omissions
Very Good	4	Sound achievement of the requirements. Some minor errors, risks, weaknesses or omissions, which may be acceptable as offered
Good	3	Reasonable achievement of the requirements. Some errors, risks, weaknesses or omissions, which can be corrected/overcome with minimum effort
Satisfactory	2	Minimal achievement of the requirements. Some errors, risks, weaknesses or omissions, which are possible to correct/overcome and make acceptable
Poor	1	No achievement of the requirements. Existence of numerous errors, risks, weaknesses or omissions, which are difficult to correct/overcome and make acceptable
Totally Deficient	0	Totally deficient and non-compliant

3.5.5 Sustainability Specifications

In ensuring all relevant procurement contracts and tenders contain sustainability specifications as appropriate to the product or service being procured, as stipulated in Section 3.10, selection criteria may include Supplier Environmental Sustainability and Contribution to Local Sustainability. Consideration of sustainability specifications could contribute to least impact on the environment and human health. When evaluating Environmental Sustainability, evaluation panels may consider, but not limited to, the following:

- Reduction of energy and water consumption
- Improvement of resource use efficiency
- Waste reduction
- Prevention of pollution



3.5.6 Evaluation Process

1. Evaluation Panel to review OH&S Schedule to ensure conforming. If not conforming the submission will be considered to fail the mandatory requirements and will not be evaluated further
2. Evaluation Panel to review all submissions received (except as outlined in 3.5.3 above) and rate each submission based on clause 3.5.1 above.
3. eBMS Tender & Contract Management System to be updated with Evaluation scores
4. Top two (2) submissions from previous step to have Financial Assessment undertaken – contact Procurement Unit or Finance Unit to organise
5. Result of Financial Assessment will be reviewed by Procurement and Finance Units and will be classified as either Pass or Fail
 - a. A pass indicates that the Financial Assessment has shown the financial ability of the applicant to provide goods/services
 - b. A fail indicates that the Financial Assessment has shown the inability of the applicant to provide goods/services
6. Dependant on the outcome of the Financial Assessment the Evaluation Panel will either finalise the evaluation process and proceed with relevant reporting, or, on the off chance Financial Assessment fail for the tested applicants; readdress the evaluation process
7. Financial Assessment should be completed prior to Recommendation being submitted to the Contracts Committee or Council. If not, recommendation will be “subject to positive Financial Assessment”
8. Due to the confidentiality of the Financial Assessment the documents will be held by the Procurement Unit electronically and not distributed.

For projects where the same applicants submit and are awarded contracts; the Financial Assessment process would only need to be undertaken on an annual basis. An example of this would be road works/Infrastructure. VicRoads pre-approved contractors will not require a Council Financial Assessment.

3.5.7 Non-Conforming Tenders

Upon receipt all tender submissions will be reviewed by the Procurement Unit to ensure that required schedules have been submitted.

A tender submission will be deemed non-conforming if:

1. Required schedules have not been included or are incomplete
2. Submission has not met specification requirements

A tender submission may be deemed non-conforming during the Evaluation process. In this case, the evaluation panel should quarantine the submission and refer to the Procurement Unit for further review/confirmation.

Council may sometimes receive tenders which offer one or more alternatives where these were not sought in the tender documentation. Council should always be open to innovative proposals as they may offer excellent opportunities for improvements and are consistent with the legislative objectives for councils to achieve continual improvement. Tender documentation where innovative solutions are sought should specifically invite non-conforming tenders which council can consider along with all other tenders.

A Tenderer submitting a non-conforming tender shall fully detail the extent of any variance from the tender documents in tender Schedule headed "Statement of Conformance". If the "Statement of Conformance" is not correctly completed the tender may not be further considered.



3.5.8 Acceptance of Tenders:

The chairperson of the evaluation panel will:

- maintain detailed records of all commercial-in-confidence negotiations, if any occur
- obtain approval for public tenders according to the below Delegation of Authority Requirements.

3.5.9 Delegation of Authority Requirement

Delegations define the limitations within which Council staff are permitted to work. Delegation of procurement authority allows specified Council staff to approve certain purchases, quotations, tenders and contractual processes without prior referral to Council. This enables Council to conduct procurement activities in an efficient and timely manner whilst maintaining transparency and integrity.

Procurement delegations ensure accountability and provide confidence to Council and the public that purchasing activities are dealt with at the appropriate level.

As such, Council has delegated responsibilities as detailed below relating to the expenditure of funds for the purchase of goods, services and works, the acceptance of quotes and tenders and for contract management activities.

3.5.10 Delegations Reserved for the Council

3.5.10.1 Council Staff

Council shall maintain a documented scheme of procurement delegations, identifying the Council staff authorised to make such procurement commitments in respect of goods, services and works on behalf of Council and their respective delegations contained in financial delegation's policies:

- Acceptance of tenders;
- Acceptance of quotes;
- Contract term extensions (within authorised budget);
- Contract amendment (financial and non-financial);
- Appointment to register of pre-qualified suppliers;
- Flexi purchase Card purchases; and
- Procedural exceptions.

3.5.10.2 Delegations Reserved for the Council

Commitments and processes which exceed the CEO's delegation, and which must be approved by Council are:

- Signing and sealing of contract documents; and
- Tender recommendations and Contract approval for all expenditure over \$250,000

3.5.11 Internal Controls

Council will install and maintain a framework of internal controls over procurement processes that will ensure:

- A clearly documented audit trail exists for procurement activities;
- Appropriate authorisations are obtained and documented;
- Systems are in place for appropriate monitoring and performance measurement.
- All persons engaged in procurement processes must diligently apply all internal controls.



3.5.12 Commercial Information

Procurement activities will be carried out in a way that supports Council staff in meeting their obligations - to ensure information of a commercially sensitive or confidential nature is obtained, stored, processed, published (where applicable) in an appropriate manner in accordance with the relevant Council guidelines.

3.6 Tender/Contract Management

3.6.1 Risk Management

Council will manage all aspects of its procurement processes in accordance with its adopted Risk Management Policy and in such a way that all risks are identified, analysed, evaluated, treated, monitored and communicated to the standard required by the law, in accordance with Australian Standards and council policy.

3.6.2 Health and Safety

To ensure the health and safety of our workers and visitors, procurement will be undertaken in accordance with requirements set out in the City of Ballarat Health and Safety Management System and approved policies (eg. HS-12 Contractor Management / D-20-2519 Chemical Management / D-20-5252 Plant & Equipment) and as required by the law.

3.6.3 Supply by Contract

The provision of goods, services and works by contract, potentially exposes the Council to risk. Council will minimise its risk exposure by measures such as:

- Standardising contracts to include current, relevant clauses;
- Requiring Bank Guarantees or Security Deposits where appropriate;
- Referring specifications to relevant experts;
- Requiring contractual agreement before allowing the commencement of work;
- Use of or reference to relevant Australian Standards (or equivalent); and
- Effectively managing the contract including monitoring and enforcing performance.

3.6.4 Contract Terms

All contractual relationships must be documented in writing based on standard terms and conditions.

Where this is not possible, approval must be sought from the Director Corporate Services. A request for such an approval should be supported with procurement and legal advice as relevant.

To protect the best interests of Council, terms and conditions must be settled in advance of any commitment being made with a supplier. Any exceptions to doing this expose Council to risk and thus must be authorised by the appropriate member of Council staff listed in the delegation's section above.

3.6.5 Endorsement

Council staff must not endorse any products or services. Individual requests received for endorsement must be referred to Director Level or above.

3.6.6 Dispute Resolution

All Council contracts shall incorporate dispute management and alternative dispute resolution provisions to minimise the chance of disputes escalating to legal action.



3.6.7 Contract Management

The purpose of contract management is to ensure that Council, and where applicable its clients, receive the goods, services or works provided to the required standards of quality and quantity as intended by the contract by:

- Establishing a system reinforcing the performance of both parties' responsibilities and obligations under the contract; and
- Providing a means for the early recognition of issues and performance problems and the identification of solutions.

All Council contracts are to include contract management requirements. Furthermore, contracts are to be proactively managed by the member of Council staff responsible for the delivery of the contracted goods, services or works to ensure Council receives value for money.

3.6.8 Variances

On occasions there may be valid reason(s) when a tendered contract needs to be varied; this variance to the contract normally comes with a cost. All claims for variances must be in writing and approved by the officer with delegated authority as set out in Clause 3.5.9 above. Any cumulative variance greater than ten percent (10%) of the original contract price must provide written advice[#] of the variance to the following, dependant on the initial approval:

- Director
- CEO
- Contracts Committee or Council

[#]This advice is for information purposes only.

3.7 Demonstrate Sustained Value, Integration with Council Strategy

Council's procurement strategy shall support its corporate strategy, aims and objectives, including but not limited to those related to sustainability, protection of the environment, corporate social responsibility and meeting the needs of the local community such as:

- Feeling safe,
- Living in a clean and pleasant environment, and
- Receiving good quality well managed Council services that are Value for Money

3.7.1 Achieving Best Value for Money

The Council's procurement activities will be carried out on the basis of obtaining Best Value for Money. This means minimising the total cost of ownership over the lifetime of the requirement consistent with acceptable quality, reliability and delivery considerations.

Lowest price is not the sole determinate of Best Value for Money.

3.7.2 Approach

This will be facilitated by:

- Developing, implementing and managing procurement strategies that support the coordination and streamlining of activities throughout;
- Effective use of competition;
- Using centralised contracts and Standing Offers Agreement where appropriate;
- Identifying and rectifying inefficiencies in procurement processes;
- Developing cost efficient tender process including appropriate use of e-solutions;



- Council staff responsible for providing procurement services or assistance within Council providing competent advice in terms of available products and agreements; and
- Working with suppliers to create relationships that are professional and productive and are appropriate to the value and importance of the goods, services and works being acquired.

3.8 Role of Specifications

Specifications used in quotations, tenders and contracts are to support and contribute to Council's Best Value for Money objectives through being written in a manner that:

- Ensures impartiality and objectivity;
- Encourages the use of standard products;
- Encourages sustainability;
- Eliminates unnecessarily stringent requirements; and
- Wherever possible specifies technical standards and requirements that are within the capabilities of local and other suppliers.

3.9 Performance Measure and Continuous Improvement

Appropriate performance measures are to be established and reporting systems will be used to monitor performance and compliance with procurement policies, procedures and controls.

Procurement procedures, practices and costs will be benchmarked externally. Internal service standards will be agreed within Council and performance against these targets will be measured and reviewed regularly to support continuous improvement. The performance measurements developed will be used to:

- Highlight trend and exceptions where necessary to enhance performance;
- Improve the internal efficiency of the procurement process and where relevant the performance of suppliers;
- Facilitate relevant programs to drive improvement in procurement to eliminate waste and inefficiencies across key expenditure categories.

3.10 Sustainability

Council is committed to achieving sustainability and ensuring it monitors and reports on Council activities and programs that have an impact on or contribute to the environment including but not limited to:

- Waste management,
- Recycling,
- Energy management,
- Emission management,
- Water conservation,
- Green building design
- Procurement
- Ecologically sustainable design
- Sustainable supply and consumption



3.10.1 Sustainable Procurement

Sustainable procurement is the acquisition of necessary goods and services that have least impact on the environment and human health, within the purchaser's capacity to do so.

The City of Ballarat recognises it has an implicit role in furthering sustainable development, through its procurement of goods, and services and works.

In addition, the City of Ballarat recognises the potential impact this spend has on the environment and where applicable will integrate sustainability, environmental and social issues into the procurement process. The Council aims to achieve this by:

- Considering the need to minimise emissions and reducing the negative impacts of transportation when purchasing goods and services
- Taking steps to minimise carbon dioxide and other greenhouse gas emissions through the detailed consideration of products and services procured
- Considering the environmental performance of all suppliers and contractors, and encouraging them to conduct their operations in an environmentally sensitive manner
- Considering the basic life cycle analysis of products to minimise the adverse effects on the environment resulting directly or indirectly from products
- Selecting products / services that have minimal effect on the depletion of natural resources and biodiversity
- Working more effectively with local suppliers to ensure they are encouraged to bid for the Council's business in line with the Procurement Policy
- Ensuring all relevant procurement contracts and tenders contain sustainability specifications as appropriate to the product or service being procured.

3.10.2 Environmental Purchasing

Environmental purchasing is the inclusion of environmental factors in decisions on the purchase of products and/or services. It is sometimes called "green", "sustainable" or "environmentally preferable" purchasing. The aim of considering environmental factors is to buy products or services that have less impact on the environment and human health than otherwise comparable products or services.

Council is committed to adopting a sustainable Procurement approach within the context of purchasing Best Value for Money. This includes but is not limited to the purchases of goods, services and works that use recycled or reusable content, are locally and ethically produced, are water or energy efficient, or use low impact materials.

Council prefers to purchase goods, services and works with independent Sustainability certification whenever they achieve the same function and Best Value for Money. Council will commit to actively reducing the use of plastic bags, packaging and other single use items across Council business.

Council may consider all or some of the following Environmental Sustainability factors during the Evaluation process:

- reduced energy and water consumption (which can reduce costs)
- improved resource use efficiency
- reduced waste (which can reduce waste disposal costs)
- reduced environmental health impacts of products and services
- reduced pollution



- markets for new environmentally preferable products
- “close the loop” on recycling, improving the viability of recycling
- providing leadership to the community
- encouraging industry to adopt cleaner technologies and produce products with lower environmental impacts
- encourage industry to minimise transportation of goods and services to reduce pollution omissions

3.11 Support of Local Business

Council is committed to buying from local businesses where such purchases may be justified on Best Value for Money grounds.

Wherever practicable, Council will fully examine the benefits available through purchasing goods, services or works from suppliers/contractors within the Ballarat Region. Council will also seek from prospective suppliers/contractors where applicable what economic contribution they will make to the Ballarat region. All tenders/quotes should allow a ten percent (10%) evaluation allowance for local businesses.

The Local Content component of the evaluation criteria will be scored as below:

Local Presence – in the form of depot/retail outlet/warehouse etc. within the specified group of municipalities

Score	Judgement
3	Locally owned business
2	Not locally owned with local presence
0	No local presence

Economic Benefit – Average percentage (%) of combined labour, materials, plant and equipment sourced from within the specified group of municipalities

Score	Definitive	Average Percentage
7	Excellent	95 to 100%
6	Very Good	90 to 94%
5	Good	80 to 89%
4	Average	60 to 79%
3	Below Average	40 to 59%
2	Inadequate	20 to 39%
1	Deficient	1 to 19%
0		0%

Local Content Score = Local presence + Economic benefit

Council will endeavour to obtain a minimum of one of the three quotes for purchases between \$25,000 and \$150,000 for goods and services and \$200,000 for works from a local supplier. If this is not possible, the



purchasing officer will advise the Economic Development Unit so that supply gaps can be tracked and matched with future business opportunities.

3.12 Social Procurement

Social procurement involves using procurement processes and purchasing power to generate positive social outcomes in addition to the delivery of efficient goods, services and works. For Local Government, social procurement builds on initiatives already undertaken by the sector in enhancing sustainable and strategic procurement practice, enabling procurement to effectively contribute to building stronger communities. Social procurement is a key mechanism by which to generate wider social benefits by providing a mechanism for linking and integrating social and economic agendas.

City of Ballarat supports social procurement when engaging local suppliers, contractors and/or service providers and would seek Ministerial Exemption when the required works provide value for money to Council and would be advantageous to any of the following:

- Employment of disadvantaged groups
- Employment of Apprentices
- Employment of recognised Youth Traineeships
- Employment of Youth labour
- Benefits to local community

3.13 Diversity

Promoting equality through procurement can improve competition, Best Value for Money, the quality of public services, satisfaction among users, and community relations. It should be a consideration in every procurement project and reflect corporate commitment to diversity and equal opportunities wherever possible.

3.14 Apply a Consistent and Standard Approach

Council will provide effective and efficient commercial arrangements for the requisition of goods and services.

3.15 Standard Processes

Council will provide effective commercial arrangements covering standard products and provision of standard services across Council to enable employees to source requirements in an efficient manner.

This will be achieved via establishing the following:

- Pricing where relevant;
- Processes, procedures and techniques;
- Tools and business systems (e.g. implementing the appropriate e-catalogue arrangements or e-sourcing arrangements);
- Reporting requirements;
- Application of standard contract terms and conditions.

3.16 Performance Indicators

A list of performance indicators will be developed to measure procurement performance.

They will include criteria such as:

- The proportion of expenditure against corporate contracts;
- User and supplier satisfaction levels;



- Knowledge and skill of Council employees in procurement process;
- Level of compliance and understanding of Council procurement policies.

3.17 Management Information

Council seeks to improve its performance by capturing and analysing procurement management information in a variety of areas, including:

- Volume of spend;
- Number of transactions per supplier;
- Supplier performance;
- User satisfaction;
- Category management; and
- Green spend

Council will also use external sources of management information to assist with the procurement decision making process including:

- Benchmarking data;
- Information from professional bodies such as the Chartered Institute of Purchasing and Supply Australia;
- Supplier reports.

3.18 Build and Maintain Supply Relationships

Council recognises that in order to achieve sustainable value, a strategic assessment of the appropriate 'channel to market' should be undertaken – whether to go to market on its own, participate in regional or sector aggregated projects or panels, access State Government panel agreements or other means. Council will consider supply arrangements that deliver the best value outcomes in terms of time, expertise, cost, value and outcome.

3.18.1 Developing and Managing Suppliers

Council recognise the importance of effective and open working relationships with its suppliers, and is committed to the following:

- Managing existing suppliers, via the appropriate development programs and performance measurements to ensure the benefits are delivered,
- Maintaining approved supplier lists,
- Developing new suppliers and improving the capability of existing suppliers where appropriate.

3.18.2 Supply Market Development

A wide range of suppliers should be encouraged to compete for Council work. The focus for new work need not always be with the larger more familiar businesses. Other types of organisations, offering business diversity include:

- Local businesses;
- Green suppliers;
- Small to medium sized enterprises;
- Social enterprises;
- Ethnic and minority business;
- Voluntary and community organizations; and
- Local Content.



3.18.3 Relationship Management

Council is committed to developing constructive long-term relationships with suppliers. It is important that Council identifies its key suppliers so that its efforts are focused to best effect. Such areas may include:

- Size of spend across Council;
- Criticality of goods / services supplier, to the delivery of Council's services;
- Availability of substitutes; and
- Market share and strategic share of suppliers.

3.18.4 Communication

External communication is very important in ensuring a healthy interest from potential suppliers and partners to Council. The external website will provide:

- Information about Council and how to become an approved supplier;
- A list of existing and forthcoming contract opportunities, projected over a number of years;
- Guidelines for doing business with Council;
- Standard documentation used in the procurement process; and
- Links to other relevant sites.

3.19 Continual Improvement

Council is committed to continuous improvement and will review the procurement policy on an annual basis, to ensure that it continues to meet its wider strategic objectives.

3.20 Compliance Responsibilities

- Council staff
- Councillors
- Delegated Committees
- Contractors



4.0 Supporting documents and references

4.1 Legislation

- *Local Government Act 1989/ 2020*
 - Section 186 of the 1989 Act (Power to enter into Contracts)
 - Section 186A of the 1989 Act (Procurement Policy)
 - Section 8 of the *Local Government Act 2020* (Role of a Council)
 - Sections 208A of the 1989 Act (Best Value Principles)
 - Sections 126, 127, 128, 129, 130 and 131 of the *Local Government Act 2020* (Conflicts of Interest)
 - Section 11 of the *Local Government Act 2020* (Delegations)
 - Section 140 of the 1989 Act (Accounts and Records)
- The relevant provisions of the Competition and Consumer Act 2010

4.2 Section 186 – Restriction on power to enter into contracts

- (1) Before a Council enters into a contract for the purchase of goods or services, or for the carrying out of works, to the value of \$100 000 (or such higher amount as may be fixed by Order in Council) or more, it must—
- (a) give public notice of the purpose of the contract and invite tenders from any person wishing to undertake the contract; or
 - (b) give public notice of the purpose of the contract or the project to which the contract relates and invite expressions of interest from any person interested in undertaking the contract or all, or any part of, the project.
- (2) If a Council invites expression of interest-
- (a) it must register those expressions of interest; and
 - (b) when it is ready to enter into the contract, it must invite tenders from some or all of those who registered their interest in undertaking the contract (or the part of the project to which the contract relates).



4.3 Orders in Council (Victorian Government Gazette - 7 August 2008 – 1908 G32)

Local Government Act 1989
ORDER FIXING THE VALUE OF
CONTRACTS FOR WHICH A
PRIOR PUBLIC TENDER IS TO BE
CONDUCTED BY LOCAL COUNCILS

Order in Council

The Governor in Council under section 186(1) of the **Local Government Act 1989** sets the value of –

- a) \$150,000 for contracts for the purchase of goods and services; and
- b) \$200,000 for contracts for the carrying out of works,

for which a Council must, before entering into the contract, give public notice of the purpose of the contract and invite tenders from any person wishing to undertake the contract, or give public notice of the purpose of the contract or the project to which the contract relates and invite expressions of interest from any person interested in undertaking the contract or all, or any part of, the project.

This Order comes into operation on the day it is made.

Dated 5 August 2008

Responsible Minister

RICHARD WYNNE MP

Minister for Local Government

RYAN HEATH

Clerk of the Executive Council

4.4 Associated Documents

- Victorian Local Government Best Practice Procurement Guidelines 2013
- Councillor Code of Conduct
- HR-07 Code of Ethics and Conduct
- Ballarat Industry Participation Program
- GV-04 Gift and Hospitality Policy
- Social Procurement: A Guide for Victorian Local Government

4.5 Charter of Human Rights Compliance

Council will ensure that all of its procurement operations are fully consistent with the prescribed rights and responsibilities and that they respect the fundamental rights within the *Charter of Human Rights and Responsibilities Act 2006*.



4.6 Definitions

Act (The):	Local Government Act 1989 (as amended)
Ballarat Industry Participation Program (BIPP)	A program adopted by the Ballarat City Council which seeks to maximise the local content achieved through Council's procurement processes.
Confidential information	private commercial information, being information provided by a business, commercial or financial undertaking that— (i) relates to trade secrets; or (ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage;
Conflict of Interest	In Victorian local government, the law provides that a staff member holding a delegation or advising council, or a special committee has a conflict of interest which they must disclose in writing when they have a personal or private interest of the type specified in the legislation
Contract	An agreement between two or more authorised persons on behalf of their organisations to perform or not perform a specific act/s that is enforceable in law. A contract may be verbal or written or inferred by conduct. A contract is to be distinguished from a 'contract pursuant to section 186 of the Local Government Act'
Contract Documents	Documents construed together as an instrument of contract. They may include terms & conditions, specifications, drawings, tender responses, delivery schedules and payment schedules
Contract Management:	The process that ensures both parties to a contract fully meet their respective obligations as efficiently and effectively as possible, in order to deliver the business and operational objectives required from the contract and in particular, to provide value for money.
Contractor	Respondent (person, firm etc) whose tender/quotation offer has been accepted by the council with or without modification
Council Staff:	Includes full time and part-time Council officers, and temporary employees, contractors and consultants while engaged by the Council.
CSR Practices:	Corporate Social Responsibility. Relates to Council's supply chain being ethical, knowledgeable, reputable and where possible supporting green and sustainable products.
Emergency	<ul style="list-style-type: none"> • Any urgent circumstance which may present a risk to public health and/or safety • The failure of a 'key service provider' • Significant damage to municipal building (where it is no longer safe) • Major business disruptions such as an extensive IT failure resulting in a loss of services to the community



<i>Evaluation Criteria</i>	The criteria used to evaluate the compliance and/or relative ranking of tender responses. All evaluation criteria must be clearly stated in the request documentation
<i>Expression of Interest:</i>	A response to an open approach, usually by public advertisement, to the market requesting submissions from prospective suppliers interested in procurement. The list of potential suppliers who have provided expressions of interest may be used as the basis for conducting a select tender process
<i>Late Tender</i>	A late tender is one that it is not received in the Tender Box prior to the advertised closing date/time.
<i>Local Content</i>	Defined as labour, materials, plant and supervision which are sourced from within the following municipalities: <ul style="list-style-type: none"> • Ararat Rural City Council, • Ballarat City Council, • Golden Plains Shire Council, • Hepburn Shire Council, • Moorabool Shire Council, • Pyrenees Shire Council.
<i>Prepayment</i>	A payment made for goods/services prior to any works being undertaken
<i>Probity:</i>	A procurement process that conforms to the expected standards of probity is one in which clear procedures that are consistent with the Council's policies and legislation are established, understood and followed from the outset. These procedures need to consider the legitimate interests of suppliers and ensure that all potential suppliers are treated equitably.
<i>Procurement:</i>	Procurement is the whole process of acquisition of goods, services and works. It can include planning, design, standards determination, specification writing, preparation of quotation and tender documentation, selection of suppliers, financing, contract administration, disposals and other related functions. This process spans the whole life cycle from initial concept through to the end of the useful life of an asset (including disposal) or the end of a service contract.
<i>Specification</i>	The statement which clearly and accurately describes the essential requirements for goods, services or works. It may also include the procedures by which it will be determined that the requirements have been met and performance required in a contract
<i>Standing Offer Agreement</i>	A contract that sets out rates for goods and services that are available for the term of the agreement. However, no commitment is made under the agreement to purchase a specified value or quantity of goods or services.
<i>Sustainability:</i>	Activities that meet the needs of the present without compromising the ability of future generations to meet their needs, while creating resilient and prosperous communities and protecting the environment.



Tender	An offer in writing to supply goods and/or services, usually submitted in response to a public or selective invitation such as a Request for Tender
Tender Opening Panel	Will consist of three Council officers, ideally one of which should be a Senior Manager
Tender Process:	The process of inviting parties to submit a quotation or tender by public advertisement, followed by evaluation of submissions and selection of a successful bidder or tenderer.
Treatment of GST	All monetary values stated in this policy include GST; unless specifically stated otherwise.
Value for Money:	Value for Money in Procurement is about selecting the supply of goods, services and works considering both cost and non-cost factors including: <ul style="list-style-type: none"> • contribution to the advancement of the Council's priorities, including the Ballarat Industry Participation Program; • non-cost factors such as fitness for purpose, quality, service and support; and cost-related factors including whole-of-life costs and transaction costs associated with acquiring, using, holding, maintaining and disposing of the goods, services or works.
Variance	Is an alteration to the scope of works in a construction contract in the form of an addition, substitution or omission from the original scope of work.

5.0 Policy owner

The owner of this policy is the Chief Executive Officer. Enquiries regarding this policy should be directed to Council's Manager Revenue & Procurement Services.

6.0 Authorisation

Adopted by Ballarat City Council on xxxx



Appendix 1 – Occupational Health & Safety Schedule

		YES	NO
1.1	Does your organisation have >\$20 Million Public Liability Insurance ? If Yes, please provide a copy of Certificate of Currency	<input type="checkbox"/>	<input type="checkbox"/>
1.2	Where applicable to the works or services being provided does your organisation have Product Liability Insurance ? If Yes, please provide a copy of Certificate of Currency	<input type="checkbox"/>	<input type="checkbox"/>
1.3	Where applicable to the services being provided, does your company have Professional Indemnity Insurance ? If Yes, please provide a copy of Certificate of Currency	<input type="checkbox"/>	<input type="checkbox"/>
1.4	Is your organisation WorkCover Certified ? If Yes, please provide a copy of Certificate of Currency	<input type="checkbox"/>	<input type="checkbox"/>
1.5	Does the works being tendered for require High Risk Licences? If Yes, please provide copies.	<input type="checkbox"/>	<input type="checkbox"/>

		YES	NO
2.1	Do you currently have an accredited OH&S System to AS/NZS 4801, OHSAS 18001 or ISO 45001 ? If Yes, please provide a copy of your certification and evidence of most recent audit	<input type="checkbox"/> 15 Points	<input type="checkbox"/> 0 Points

If yes move to section 4

		YES	NO
3.1	MANDATORY - Do you have an Occupational Health & Safety Policy? If Yes, provide a copy of the policy	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points
3.2	Do you have and use an OH&S Manual or Work Plan? If Yes, provide a copy of the front page and contents page	<input type="checkbox"/> 2.0 Points	<input type="checkbox"/> 0 Points
3.3	Do you use a SWMS (Safe Work Method Statement), JSA (Job Safety Analysis) or SOP (Safe Operating Procedure) for the proposed works? If Yes, please provide a copy.	<input type="checkbox"/> 1.5 Points	<input type="checkbox"/> 0 Points
3.4	Are records kept of operator training, inductions and competencies, such as licences and qualifications? If Yes, please provide a register of relevant qualifications and Licenses	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points
3.5	Do you have and use procedures for identifying, assessing and controlling manual handling risks? If Yes, please provide a copy of procedure.	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points
3.6	Do you have and use procedures for storing and handling hazardous substances? This also includes office based substances. If Yes, please provide a copy of hazardous substance register.	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points



3.7	Do you have a Roles & Responsibility Plan? If Yes, please provide a copy.	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points
3.8	Is there a formal mechanism for OH&S consultation in your Organisation? If Yes, please provide a copy of recent OH&S minutes or toolbox meeting.	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points
3.9	Do you have and use procedures by which employees can report hazards? If Yes, please provide details below and a recent example.	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points
3.10	When a hazard is identified, do you conduct a risk assessment of that hazard? If Yes, please provide a copy of your Risk Assessment form.	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points
3.11	Do you have an Incident Investigation Procedure and Incident Reporting form? If Yes, please provide a copy of each.	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points
3.12	Do you use Equipment inspection checklists? If Yes, please provide a copy of inspection checklist.	<input type="checkbox"/> 1.5 Point	<input type="checkbox"/> 0 Points
3.13	Do you use workplace inspection checklists? If Yes, please provide a copy of inspection checklist.	<input type="checkbox"/> 1.0 Point	<input type="checkbox"/> 0 Points
3.14	Does your business have and use any permit to work systems? <i>For example, hot works, electrical isolation and working at heights etc.</i> If Yes, please provide an example of a recent permit.	<input type="checkbox"/> 1.0 Point	<input type="checkbox"/> 0 Points
3.15	Do you have elected Health & Safety Representatives (HSR)? If so, please provide names(s) and details of initial training and any refresher training, if not listed in training register from 6.3	<input type="checkbox"/> 0.5 Point	<input type="checkbox"/> 0 Points



		Number	Points
4.1	Have you had any prosecutions for breaches of the OHS Act 2004 in the last 5 years? Detail:	0 1 2 3+	10 5 1 0
4.2	Have you had issued any enforceable undertakings in the last 5 years? Detail:	0 1 2 3+	10 5 1 0
4.3	Value of enforceable undertaking: \$	\$0-10,000 <\$50,000 <\$100,00 >\$100,000	10 5 1 0
4.4	How many improvement notices or prohibition notices have you had in the last 5 years: Number:	0-5 6-10 11-15 16-20 20+	10 9 8 7 5
4.5	How many notices in the last 5 years have you had that required you to cease work until issue was rectified: Number:	0 1 2 3+	10 5 1 0
		Total = X/10	

8.4. MUNICIPAL EMERGENCY MANAGEMENT COMMITTEE (MEMPC)

Division: Community Wellbeing
Director: Matthew Wilson
Author/Position: Bill Cook – Municipal Emergency Manager

PURPOSE

1. To implement new arrangements in relation to Ballarat’s Municipal Emergency Management Planning Committee following amendments to the *Emergency Management Act 2013*. As part of this process a resolution from Council is required to de-establish the current Municipal Emergency Management Planning Committee (MEMPC) and to authorise the CEO to facilitate the establishment of a new MEMPC in line with the mandatory changes under the *Emergency Management Act 2013* and the *Emergency Management Legislation Amendment Act 2018*.

BACKGROUND

2. Council has been responsible for chairing, organising and maintaining functions of the (MEMPC). The MEMPC was made up of Council Emergency Management staff and emergency agencies within the Municipality who identified hazards and planning treatments to reduce those risks.
3. Legislative changes that come into effect on 1 December 2020, switch the stewardship of the MEMPC from being a Council responsibility to the member agencies of the committee.

KEY MATTERS

4. A Council resolution is required to proceed with the changes required under the *Emergency Management Act 2013* and the *Emergency Management Legislation Amendment Act 2018*. The resolution will assist the establishment of the revised MEMPC as soon as practicable after the 1 December sunset of the former committee.
5. The responsibility for maintaining the Municipal Emergency Management Plan including the audit requirements is removed from Council and the onus is placed on the new Committee to maintain the document’s integrity and to report to the Regional and State Emergency Planning Committees.

OFFICER RECOMMENDATION

6. That Council:

- 6.1 **Authorises the de-establishment of the existing Municipal Emergency Management Planning Committee (MEMPC) established under s21(3)-(5) of the *Emergency Management Act 1986*, in recognition that on 1 December 2020 these provisions are repealed by s82(2) of the *Emergency Management Legislation Amendment Act 2018* and replaced by the provisions of s68 of the *Emergency Management Legislation Amendment Act 2018*.**

- 6.2 Authorises the CEO to facilitate the establishment of the MEMPC in accordance with the provisions of s68 of the *Emergency Management Legislation Amendment Act 2018* (which inserts a new 'Part 6-Municipal Emergency Management Planning Committees' into the *Emergency Management Act 2013* on 1 December 2020).**
- 6.3 Notes that under the *Emergency Management Legislation Amendment Act 2018* (which inserts s59 and 59F into the *Emergency Management Act 2013* on 1 December 2020), Council's role is to establish the new MEMPC. Once established, the committee exists separately and is no longer a committee of Council.**

ATTACHMENTS

1. Governance Review [8.4.1 - 1 page]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. The legislated changes with the Municipal Emergency Management Planning Committee (MEMPC), shifts the responsibility for the functions and operational role of the MEMPC from Council. The committee will answer directly to the Regional and State Emergency Management Planning Committees.

COMMUNITY IMPACT

2. The changes with the MEMPC relate to the makeup and operations of the MEMPC. They will not have an impact on the community.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

3. There are no implications with this report.

ECONOMIC SUSTAINABILITY IMPLICATIONS

4. No implications applicable.

FINANCIAL IMPLICATIONS

5. There are no financial implications with this report.

LEGAL AND RISK CONSIDERATIONS

6. The amendments to the functions of the MEMPC are being driven by state legislation.

HUMAN RIGHTS CONSIDERATIONS

7. There are no Human Rights implications with this report.

COMMUNITY CONSULTATION AND ENGAGEMENT

8. As the actions of this report are legislated requirements, no community engagement was required for this report.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

9. There were no conflicts of interest issues in the preparation of this report.

8.5. INTEGRATED STRATEGIC PLANNING FRAMEWORK

Division: Corporate Services
Director: Sean Portelli
Author/Position: Matthew Swards – Manager Business and Service Improvement/Fiona Henderson – Council Plan Officer

PURPOSE

1. The *Local Government Act 2020* requires all Victorian Councils to take an integrated strategic planning and reporting approach
2. Councils must undertake their Council Plan and other strategic plans in accordance with the following strategic planning principles:
 - An integrated planning, monitoring and performance reporting approach is to be adopted
 - Strategic planning must address the Community Vision
 - Strategic planning must consider the resources needed for effective implementation
 - Strategic planning must identify and address effective implementation risks
 - Strategic planning must provide for ongoing progress monitoring and regular reviews to identify and address changing circumstances

BACKGROUND

3. The *Local Government Act 2020* is a principles-based Act, aiming to remove unnecessary regulations and legislative prescription
4. The overarching principle is that of Governance
5. There are five supporting principles
 - Community engagement
 - Strategic planning
 - Financial management
 - Public transparency
 - Service performance
6. The Act has an integrated strategic decision-making planning and reporting approach, which includes:
 - Planning must be holistic and community driven
 - It must have a comprehensive view of available resources and commitments
 - It must enable alignments of objectives and capabilities
 - It must understand medium to long-term implications of decisions on resource allocation and Council performance
7. The Act outlines the following foundations to support strategic decision making:
 - Must address the Community Vision
 - Take an integrated planning, monitoring and performance reporting approach
 - Account for resources needed for effective implementation
 - Must identify and address risks
 - Must provide for ongoing progress monitoring and regular reviews

8. The framework will detail how Council intends to deliver:
 - A Strategic direction and objectives
 - Strategies for achieving objectives
 - Strategic indicators for monitoring achievement of objectives
 - Description of initiatives and priorities for services, infrastructure and amenity
9. The Act also requires the development of a Community Engagement Policy on or before 1 March 2021, which must include deliberative engagement practices
10. The Act also requires Council to develop the following:
 - 10-year Community Vision
 - 10-year Financial Plan
 - 10-year Asset Plan
 - 4-year Council Plan
 - 4-year Revenue and Rating Plan
 - 4-year Workforce Plan
 - 4-year Budgets (1 + 3)
11. Council is also required to perform cyclic and ongoing processes and performance monitoring, with timeframes set by Council and not legislated.

KEY MATTERS

12. Local Government Victoria is responsible for managing and overseeing the *Local Government Act 2020* implementation.
13. As the Act is principles-based, Local Government Victoria will not be prescriptive in instructing councils how to implement the strategic planning and reporting sections but will instead work with councils in codesigning supports identified to help implement the Act's provisions

OFFICER RECOMMENDATION

14. That Council:

14.1. Note the development of the Integrated Strategic Planning Framework and its continual evolution.

14.2. Endorse the Integrated Strategic Planning Framework.

ATTACHMENTS

1. Governance Review [8.5.1 - 2 pages]
2. Integrated Strategic Planning Framework - Councillors [8.5.2 - 28 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. The Integrated Strategic Planning Framework will drive an integrated approach to strategic direction including the Council Vision, Council Plan, Strategies and Policies

COMMUNITY IMPACT

2. The Integrated Strategic Planning Framework will be community driven
3. Community engagement is one of the five principles of the *Local Government Act 2020*

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

4. The Integrated Strategic Planning Framework will take climate emergency and environmental sustainability into account

ECONOMIC SUSTAINABILITY IMPLICATIONS

5. The Integrated Strategic Planning Framework will take economic sustainability implications into account

FINANCIAL IMPLICATIONS

6. The Integrated Strategic Planning Framework includes a range of financial plans, including a 10-year Financial Plan, a four-year Revenue and Rating Plan and rolling Annual and three-yearly budgets

LEGAL AND RISK CONSIDERATIONS

7. An Integrated Strategic Planning Framework is a legislative requirement under the Local Government Act 2020
8. Legal and risk management will be considered in all aspects of preparing the relevant plans associated with the Integrated Strategic Planning Framework

HUMAN RIGHTS CONSIDERATIONS

9. The Integrated Strategic Planning Framework takes human rights considerations into account

COMMUNITY CONSULTATION AND ENGAGEMENT

10. A Community Engagement Policy and a 10-year Community Vision are key features of the Integrated Strategic Planning Framework

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

11. No conflicts of interest have arisen in preparation of this report

Integrated Strategic Planning Framework OFFICIAL



Integrated Strategic Planning Framework

November 2020

OFFICIAL

1 DOCUMENT CONTROL

1.1 REVISION HISTORY

Version	Date	Author	Comments
0.1	15/10/20	Matthew Swards Manger Business and Service Improvement	

1.2 RELATED DOCUMENTS AND LINKS

Title	Link
Ballarat Strategy 2040	https://www.ballarat.vic.gov.au/city/city-strategy/ballarat-strategy-2040
Ballarat Prosperity Framework	https://www.ballarat.vic.gov.au/city/ballarat-prosperity-framework
Ballarat Council Plan 2017-2021	https://www.ballarat.vic.gov.au/sites/default/files/2019-04/Council%20Plan%202017-21.pdf
Ballarat Council Policies and Plans	https://www.ballarat.vic.gov.au/city/strategies-plans-and-policies
City of Ballarat Public Transparency Policy	https://www.ballarat.vic.gov.au/sites/default/files/2020-09/Public%20Transparency%20Policy%20D-20-79509.pdf
City of Ballarat Data Exchange	https://data.ballarat.vic.gov.au
FINPRO	https://www.finpro.org.au/
City of Ballarat mySay	https://mysay.ballarat.vic.gov.au/

2 Contents

1	Document Control.....	2
1.1	Revision History.....	2
1.2	Related Documents and Links.....	2
3	Background.....	4
3.1	Framework Background.....	4
3.2	Local Government Act 2020 context.....	6
3.3	Integrated Framework and Co-Design Process.....	6
4	Community Vision.....	8
4.1	Local Government Act 2020 context.....	8
5	Council Plan.....	9
5.1	Local Government Act 2020 context.....	9
6.5	Community engagement SCHEDULE.....	10
6.6	reporting.....	10
6	Community Engagement Policy.....	11
6.1	Local Government Act 2020 context.....	11
7	Financial Plan.....	12
7.1	Local Government Act 2020 context.....	12
7.2	Local Government (Planning & Reporting) Regulations 2020.....	13
8	Annual Budget.....	14
8.1	Local Government Act 2020 context.....	14
8.2	Local Government (planning & Reporting) Regulations 2020.....	16
9	Revenue and Rating Plan.....	20
9.1	Local Government Act 2020 context.....	20
10	Workforce Plan.....	21
10.1	Local Government Act 2020 context.....	21
11	Asset Plan.....	23
11.1	Local Government Act 2020 context.....	23
12	Health and Wellbeing Plan.....	24
13	Quarterly Financial Reporting.....	26
14	Local Government Performance Reporting Framework.....	27
15	Annual Report.....	28

3 BACKGROUND

3.1 FRAMEWORK BACKGROUND

The Local Government Act 2020 (the Act) received Royal Assent on 24 March 2020. It is a principles-based Act aiming to remove unnecessary regulatory and legislative prescription. The five principles are:

- Community engagement
- Strategic planning
- Financial management
- Public transparency
- Service performance

The Act drives an integrated approach to planning and reporting to support strategic decision making through:

- Recognising planning must be holistic and community driven
- Providing a comprehensive view of available resources and commitments
- Enabling alignment of objectives and capabilities
- Supporting an understanding of medium to long-term implications of decisions on resource allocation and Council performance.

It outlines the following:

- An integrated planning, monitoring and performance reporting approach
- Must address the Community Vision
- Consider the resources needed for effective implementation
- Must identify and address the risks to effective implementation
- Must provide for ongoing progress monitoring and regular reviews to identify and address changing circumstances

The framework will detail

- Strategic direction and objectives
- Strategies for achieving objectives
- Strategic indicators for monitoring achievement of objectives
- Description of initiatives and priorities for services, infrastructure and amenity

The Act also requires the development of a Community Engagement Policy, and the Act indicates “A Council must adopt the first community engagement policy on or before 1 March 2021”. Deliberative engagement is a key principle of the new Act and is defined in the Act as *the deliberative engagement practices included in a community engagement policy*.

In relation to Integrated Strategic Planning, the Act requires Council to develop the following:

Integrated Strategic Planning Framework OFFICIAL

Deliverable	Timeframe	Due
Community Vision	10 years	31 October 2021 (in effect July 2021)
Financial Plan	10 years	31 October 2021 (in effect July 2021)
Asset Plan	10 years	Adopted by 30 June 2022
Council Plan	4 years	31 October 2021 (in effect July 2021)
Revenue and Rating Plan	4 years	30 June 2021
Workforce Plan	4 years	31 December 2021
Annual Budget	1 + 3 years	Adopt by 30 June each year
Community Engagement Policy	4 years (TBD)	1 March 2021

As well as the above deliverables, Council is also required to perform cyclic and ongoing processes and performance monitoring. These timeframes are set by Council and are not legislated.

Deliverable	Timeframe
Policy and Strategy Reviews	As required
Business and Service Planning	Yearly Service Plans. 4 year rolling Service Review Program
Local Government Performance Reporting Framework	Yearly
Quarterly Finance and Project Reporting	Quarterly
Council Plan Reporting	Quarterly
Community Vision Reporting	Yearly
Annual Report	Yearly
Financial Audits	As required

Integrated Strategic Planning Framework OFFICIAL

3.2 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 89 Strategic Planning Principles

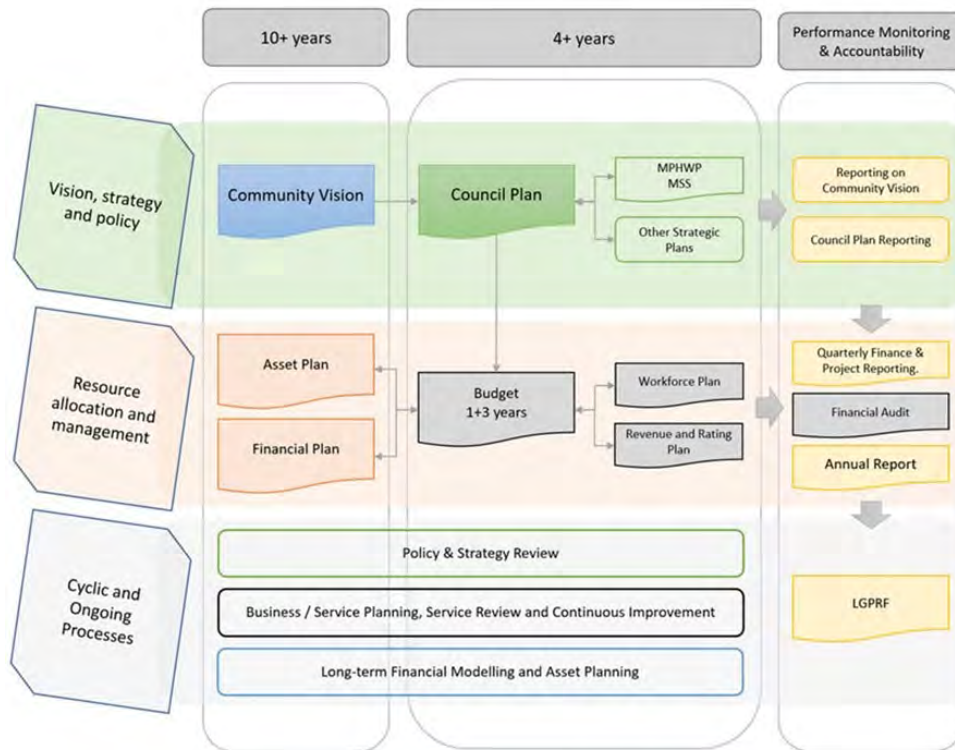
- (1) A Council must undertake the preparation of its Council Plan and other strategic plans in accordance with the strategic planning principles
- (2) The following are the strategic planning principles –
 - a. an integrated approach to planning, monitoring and performance reporting is to be adopted
 - b. strategic planning must address the Community Vision
 - c. strategic planning must take into account the resources needed for effective implementation
 - d. strategic planning must identify and address the risks to effective implementation
 - e. strategic planning must provide for ongoing monitoring of progress and regular reviews to identify and address changing circumstances.

3.3 INTEGRATED FRAMEWORK AND CO-DESIGN PROCESS

The Local Government Act 2020 requires Councils to take an integrated strategic planning and reporting approach. Local Government Victoria (LGV) is responsible for managing and overseeing the Act's implementation phase. As it is a principles-based Act, LGV is seeking not to be prescriptive in 'telling' councils how to implement the Act's strategic planning and reporting sections but rather working with councils and 'codesigning' the supports needed by councils to implement the Act's provisions.

Integrated Strategic Planning Framework OFFICIAL

Local Government Victoria is currently conducting the co-design process.



Draft framework as of October 2020

4 COMMUNITY VISION

A Community Vision development is a new requirement of the Act and must be adopted by 31 October 2021. The Community Vision will have close strategic alignment to the Ballarat Strategy 2040 (our vision to 2040, currently being reviewed) and the Ballarat Prosperity Framework (2019)

4.1 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 88 Community Vision

- (1) A Council must maintain a Community Vision that is developed with its municipal community in accordance with its deliberative engagement practices
- (2) The scope of the Community Vision is a period of at least the next 10 financial years
- (3) A Community Vision must describe the municipal community's aspirations for the future of the municipality
- (4) A Council must develop or review the Community Vision in accordance with its deliberative engagement practices and adopt the Community Vision by 31 October in the year following a general election
- (5) The Community Vision adopted under subsection (4) has effect from 1 July in the year following a general election.

5 COUNCIL PLAN

A new Council Plan 2021-2025 must be adopted by 31 October 2021 and be effective by 1 July 2021. The Council Plan will have close strategic alignment to the Ballarat Strategy 2040 (currently being reviewed), the Ballarat Prosperity Framework (2019) and other major City of Ballarat strategies.

5.1 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 90 Council Plan

- (1) A Council must prepare and adopt a Council Plan for a period of at least the next 4 financial years after a general election in accordance with its deliberative engagement practices.
- (2) A Council Plan must include the following –
 - a. The strategic direction of the Council
 - b. Strategic objectives for achieving the strategic direction
 - c. Strategies for achieving the objectives for a period of at least the next 4 financial years
 - d. Strategic indicators for monitoring the achievement of the objectives
 - e. A description of the Council’s initiatives and priorities for services, infrastructure and amenity
 - f. Any other matters prescribed by the regulations
- (3) A Council must develop or review the Council Plan in accordance with its deliberative engagement practices and adopt the Council Plan by 31 October in the year following a general election
- (4) The Council Plan adopted under subsection (3) has effect from 1 July in the year following a general election

5.2 TIMELINES FOR DELIVERY

Action	Date
Standard Community Engagement opens	01 November 2020 – 31 March 2021
Community Engagement Summary Report	30 April 2021
Deliberative Engagement phase	May and June 2021
Finalisation of all draft documents	July 2021
Public exhibition	July / August 2021
Adoption of Community Vision and all plans	September / October 2021

6.5 COMMUNITY ENGAGEMENT SCHEDULE

Action	Date
Standard Community Engagement opens <i>Internal and external surveys, polls, forums, workshops, committees...</i>	01 November 2020 – 31 March 2021
Deliberative Community Engagement Councillor Workshop and Planning Session <i>*Externally facilitated</i>	February – Date TBC
Completion of a Community Engagement Summary Report – <i>Key messages and feedback from all the surveys, polls, forums, workshops and committees</i>	30 April 2021
Deliberative Engagement phase <i>*Externally facilitated sessions featuring Councillors and a cross-section of community members</i>	May and June 2021
Finalisation of draft plans and visions based on agreements reached via the deliberative engagement process	July 2021
Council places Community Vision and draft plans on formal public exhibition	July / August 2021
Community Vision, final plans and budget adopted by Council	September / October 2021

6.6 REPORTING

All measures and reporting against Council Plan actions will be provided as open data and a public reporting dashboard on the [City of Ballarat Data Exchange](#) as per the City of Ballarat [Public Transparency Policy](#).

6 COMMUNITY ENGAGEMENT POLICY

The Community Engagement Policy must be adopted by Council by 1 March 2021.

The draft Community Engagement Framework is a formal expression of Council's commitment to engaging the Ballarat community using appropriate, effective and inclusive practices. The draft policy builds on the organisation's current community engagement practice, the Community Engagement Framework adopted in 2019 and Victorian Auditor General recommendations on public participation.

Community consultation is currently being sought on the Draft Community Engagement Policy at <https://mysay.ballarat.vic.gov.au/draft-community-engagement-plan>

6.1 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 55 Community Engagement Policy

- (1) A Council must adopt and maintain a community engagement policy.
- (2) A community engagement policy must —
 - (a) be developed in consultation with the municipal community; and
 - (b) give effect to the community engagement principles; and
 - (c) be capable of being applied to the making of the Council's local laws; and
 - (d) be capable of being applied in relation to the Council's budget and policy development; and
 - (e) describe the type and form of community engagement proposed, having regard to the significance and complexity of the matter and the level of resourcing required; and
 - (f) specify a process for informing the municipal community of the outcome of the community engagement; and
 - (g) include deliberative engagement practices which must include and address any matters prescribed by the regulations for the purposes of this paragraph and be capable of being applied to the development of the Community Vision, Council Plan, Financial Plan and Asset Plan and
 - (h) include any other matters prescribed by the regulations. Authorised by the Chief Parliamentary Counsel Part 3—Council decision making Local Government Act 2020 No. 9 of 2020 70
- (3) A Council must adopt the first community engagement policy under this section on or before 1 March 2021.

7 FINANCIAL PLAN

The Financial Plan must be adopted by 31 October in the year following a general election.

The Financial Plan is a 10+ year forecast of the financial resources required in the form set out in the Local Government Model Financial Report.

FINPRO, which provides training and support to local government financial professionals, is currently preparing the new guidance and documentation to assist Victorian Councils to meet the new Local Government Act 2020 requirements and associated reporting regulations.

The Financial Plan will also rely on integrations with the following documents:

- Budget
- Asset Plan
- Workforce Plan
- Revenue and Rating Plan
- Council Plan (indirectly via the budget document)

7.1 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 91 Financial Plan

(1) A Council must develop, adopt and keep in force a Financial Plan in accordance with its deliberative engagement practices.

(2) The scope of a Financial Plan is a period of at least the next 10 financial years.

(3) A Financial Plan must include the following in the manner and form prescribed by the regulations—

(a) statements describing the financial resources required to give effect to the Council Plan and other strategic plans of the Council

(b) information about the decisions and assumptions that underpin the forecasts in the statements specified in paragraph (a)

(c) statements describing any other resource requirements that the Council considers appropriate to include in the Financial Plan

(d) any other matters prescribed by the regulations.

(4) A Council must develop or review the Financial Plan in accordance with its deliberative engagement practices and adopt the Financial Plan by 31 October in the year following a general election.

(5) The Financial Plan adopted under subsection (4) has effect from 1 July in the year following a general election.

Integrated Strategic Planning Framework OFFICIAL

7.2 LOCAL GOVERNMENT (PLANNING & REPORTING) REGULATIONS 2020

Part 2—Financial Plan

5 Statements describing financial resources

(1) For the purposes of section 91(3)(a) of the Act, the statements describing the financial resources must be in the form set out in the Local Government Model Financial Report.

(2) For the purposes of section 91(3)(d) of the Act, the prescribed matters include a statement of capital works for the financial years to which the statements describing the financial resources referred to in section 91(3)(a) of the Act relate.

6 Statements describing other resource requirements

For the purposes of section 91(3)(d) of the Act, the prescribed matters include the following—

(a) a statement of human resources;

(b) a summary of planned expenditure in relation to the human resources referred to in the statement of human resources, categorised according to the organisational structure of the Council and classified separately as—

(i) permanent full time who are—

(A) women; or

(B) men; or

(C) persons of self-described gender; or

(ii) permanent part time staff who are—

(A) women; or

(B) men; or

(C) persons of self-described gender;

(c) a summary of the planned number of full-time equivalent Council staff referred to in the statement of human resources, categorised according to the organisational structure of the Council and classified separately as—

(i) permanent full-time staff who are—

(A) women; or

(B) men; or

(C) persons of self-described gender; or

(ii) permanent part time staff who are—

(A) women; or

(B) men; or

(C) persons of self-described gender.

8 ANNUAL BUDGET

The Annual Budget must be adopted by 30 June each year. A new business system to assist this process is currently being brought into place with budget framework documentation to help make the process transparent.

The Annual Budget is a 4-year budget of the financial statements and required notes. FINPRO is currently preparing the new guidance and documentation to assist Victorian Councils meet the new Local Government Act 2020 requirements and associated reporting regulations.

The budget will also rely on integrations with the following documents:

- Financial Plan
- Asset Plan
- Workforce Plan
- Revenue and Rating Plan
- Council Plan

8.1 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 94 The Budget

(1) A Council must prepare and adopt a budget for each financial year and the subsequent 3 financial years by—

- (a)** 30 June each year; or
- (b)** any other date fixed by the Minister by notice published in the Government Gazette.

(2) A Council must ensure that the budget gives effect to the Council Plan and contains the following—

- (a)** financial statements in the form and containing the information required by the regulations
- (b)** a general description of the services and initiatives to be funded in the budget
- (c)** major initiatives identified by the Council as priorities in the Council Plan, to be undertaken during each financial year
- (d)** for services to be funded in the budget, the prescribed indicators and measures of service performance that are required to be reported against by this Act
- (e)** the total amount that the Council intends to raise by rates and charges; Authorised by the Chief Parliamentary Counsel Part 4—Planning and financial management Local Government Act 2020 No. 9 of 2020 98
- (f)** a statement as to whether the rates will be raised by the application of a uniform rate or a differential rate
- (g)** a description of any fixed component of the rates, if applicable

Integrated Strategic Planning Framework OFFICIAL

(h) if the Council proposes to declare a uniform rate, the matters specified in section 160 of the Local Government Act 1989

(i) if the Council proposes to declare a differential rate for any land, the matters specified in section 161(2) of the Local Government Act 1989

(j) any other information prescribed by the regulations.

(3) The Council must ensure that, if applicable, the budget also contains a statement—

(a) that the Council intends to apply for a special Order to increase the Council's average rate cap for the financial year or any other financial year; or

(b) that the Council has made an application to the ESC for a special Order and is waiting for the outcome of the application; or

(c) that a special Order has been made in respect of the Council and specifying the average rate cap that applies for the financial year or any other financial year.

Section 95 Revised budget

(1) A Council must prepare and adopt a revised budget before the Council—

(a) can make a variation to the declared rates or charges; or

(b) can undertake any borrowings that have not been approved in the budget; or Authorised by the Chief Parliamentary Counsel Part 4—Planning and financial management Local Government Act 2020 No. 9 of 2020 99

(c) can make a change to the budget that the Council considers should be the subject of community engagement.

(2) The Council must ensure that a revised budget contains all the information prescribed by the regulations.

(3) A Council must adopt a revised budget as soon as is practicable after it has been developed.

Section 96 Preparation of budget or revised budget

(1) A Council must develop the budget and any revised budget in accordance with—

(a) the financial management principles; and

(b) subject to subsection (2), its community engagement policy.

(2) A Council may develop the first budget under section 94 in accordance with section 223 of the Local Government Act 1989 if the Council has not adopted its first community engagement policy at the time that the budget is being developed.

Integrated Strategic Planning Framework OFFICIAL

8.2 LOCAL GOVERNMENT (PLANNING & REPORTING) REGULATIONS 2020

Part 3—Budget

7 The financial statements

(1) For the purposes of section 94(2)(a) of the Act, the financial statements included in a budget must—

(a) contain a statement of capital works for the budget year and subsequent 3 financial years; and

(b) be in the form set out in the Local Government Model Financial Report.

(2) For the purposes of section 95(2) of the Act, a revised budget must contain financial statements, including a statement of capital works for the budget year and subsequent 3 financial years.

8 Other information to be included

(1) For the purposes of section 94(2)(j) of the Act, a budget must contain the following information in relation to the budget year to which it relates—

(a) the total amount to be borrowed (other than borrowings to refinance existing loans) during the budget year compared with the previous financial year;

(b) the information specified in subregulation (4);

(c) the information specified in subregulation (5) compared with the previous financial year;

(d) any potential significant changes that may affect the estimated amounts referred to in subregulation (5).

(2) For the purposes of section 95(2) of the Act, a revised budget must contain the following information in relation to the budget year to which the revised budget relates—

(a) the information specified in subregulation (4);

(b) any additional amount to be borrowed (other than borrowings to refinance existing loans) compared with the budget initially adopted or the most recent revised budget (as applicable);

(c) the information specified in subregulation (5) compared with the budget initially adopted for that financial year or the most recent revised budget (as applicable);

(d) any potential significant changes that may affect the estimated amounts referred to in subregulation (5).

(3) For the purposes of sections 94(2)(j) and 95(2) of the Act, a budget or revised budget must contain, in relation to the subsequent 3 financial years after the budget year—

(a) a summary of planned capital works expenditure—

(i) in relation to non-current assets classified in accordance with the model statement of capital works in the Local Government Model Financial Report; and

(ii) set out according to asset expenditure type; and

(b) the information specified in subregulation (4)(b), (c), (d) and (e).

Integrated Strategic Planning Framework OFFICIAL

(4) For the purposes of subregulations (1)(b) and (2)(a), the specified information is the following—

(a) a detailed list of planned capital works expenditure—

(i) in relation to non-current assets classified in accordance with the model statement of capital works in the Local Government Model Financial Report; and

(ii) set out according to asset expenditure type;

(b) a summary of funding sources in relation to the capital works expenditure referred to in paragraph (a) and subregulation (3)(a), classified separately as—

(i) grants; and

(ii) contributions; and

(iii) Council cash; and

(iv) borrowings;

(c) a statement of human resources;

(d) a summary of planned expenditure in relation to the human resources referred to in the statement of human resources, categorised according to the organisational structure of the Council and classified separately as—

(i) permanent full-time staff who are—

(A) women; or

(B) men; or

(C) persons of self-described gender; or

(ii) permanent part time staff who are—

(A) women; or

(B) men; or

(C) persons of self-described gender;

(E) a summary of the planned number of full-time equivalent Council staff referred to in the statement of human resources, categorised according to the organisational structure of the Council and classified separately as—

(i) permanent full-time staff who are—

(A) women; or

(B) men; or

(C) persons of self-described gender; or

(ii) permanent part time staff who are—

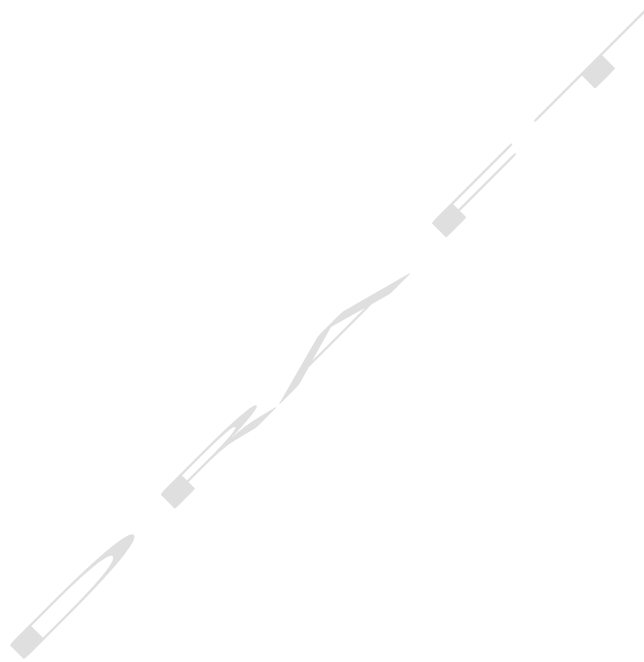
Integrated Strategic Planning Framework OFFICIAL

- (A) women; or
- (B) men; or
- (C) persons of self-described gender;
- (F) a list of grants by type and source, classified separately as—
 - (i) recurrent grants to be used to fund operating expenditure; or
 - (ii) recurrent grants to be used to fund capital expenditure; or
 - (iii) non-recurrent grants to be used to fund operating expenditure; or
 - (iv) non-recurrent grants to be used to fund capital expenditure;
 - (g) the total amount borrowed as at 30 June of the budget year compared with the previous financial year;
 - (h) the total amount projected to be redeemed during the budget year compared with the previous financial year;
 - (i) if Council declares general rates under section 158 of the Local Government Act 1989, the rate in the dollar to be levied for each type or class of land;
 - (j) the basis of valuation to be used under section 157 of the Local Government 1989.
- (5) For the purposes of subregulations (1)(c) and (2)(c), the specified information is the following—
 - (a) the percentage change in the rate in the dollar to be levied for each type or class of land;
 - (b) the estimated amount to be raised by general rates in relation to each type or class of land;
 - (c) the estimated amount to be raised by general rates;
 - (d) the number of assessments in relation to each type or class of land;
 - (e) the number of assessments;
 - (f) the estimated value of each type or class of land;
 - (g) the estimated total value of land rated under section 158 of the Local Government Act 1989;
 - (h) the municipal charge under section 159 of the Local Government Act 1989;
 - (i) the percentage change in the municipal charge;
 - (j) the estimated amount to be raised by municipal charges;
 - (k) the rate or unit amount to be levied for each type of service rate or charge under section 162 of the Local Government Act 1989;
 - (l) the percentage change for each type of service rate or charge;
 - (m) the estimated amount to be raised by each type of service rate or charge;

Integrated Strategic Planning Framework OFFICIAL

(n) the estimated total amount to be raised by service rates and charges;

(o) the estimated total amount to be raised by all rates and charges.



9 REVENUE AND RATING PLAN

The Revenue and Rating Plan must be adopted by 30 June after a general election for a period of at least 4 years. A new business system to assist this process is currently being brought into place with budget framework documentation to assist make the process transparent and easy to follow.

FINPRO is currently preparing the new guidance and documentation to assist Victorian Councils on meeting the new Local Government Act requirements and associated reporting regulations.

The Revenue and Rating Plan will also rely on integrations with the following documents:

- Financial Plan (indirectly via the budget)
- Budget

9.1 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 93 Revenue and Rating Plan

A Council must prepare and adopt a Revenue and Rating Plan by the next 30 June after a general election for a period of at least the next 4 financial years.

10 WORKFORCE PLAN

The Workforce Plan must be approved by the Chief Executive Officer by 31 December 2021. Importantly, the CEO will inform the council and consult with employees before implementing the Workforce Plan to ensure it is owned across the Council as it will assist determine the appropriate engagement levels on all projects for the next 4 years.

The 4-year Workforce Plan will:

- Describe the Council's organisational structure
- Specify the projected staffing requirements for a minimum of 4 years
- Set out measures to ensure gender equity, diversity and inclusiveness. This includes the CEO specifying gender equity targets for all senior staff employment.

The Workforce Plan will also rely on integrations with the following documents:

- Financial Plan
- Budget

10.1 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 46 – Functions of the Chief Executive Officer

(4) For the purposes of subsection (3)(a), a Chief Executive Officer must—

(a) develop and maintain a workforce plan that—

- (i)** describes the organisational structure of the Council; and
- (ii)** specifies the projected staffing requirements for a period of at least 4 years; and
- (iii)** sets out measures to seek to ensure gender equality, diversity and inclusiveness; and

(b) inform the Council before implementing an organisational restructure that will affect the capacity of the Council to deliver the Council Plan; and

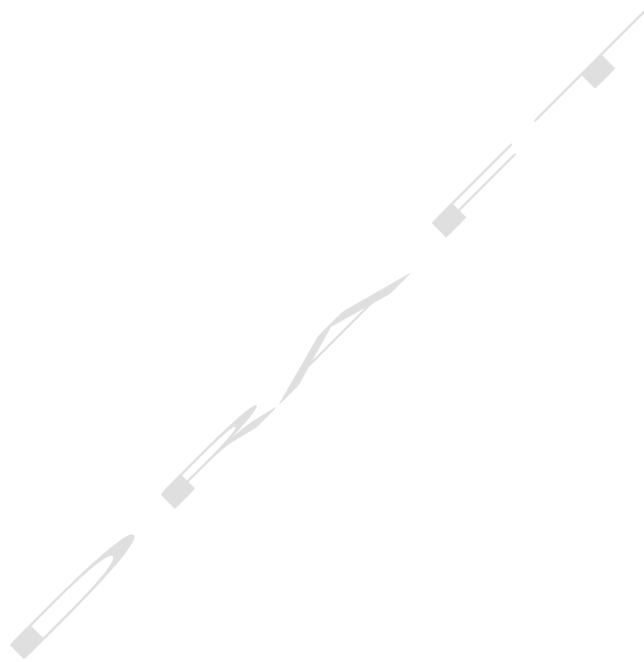
(c) consult members of Council staff affected by a proposed organisational restructure, before implementing the organisational restructure.

(5) A Council and the Chief Executive Officer must, in giving effect to gender equality, diversity and inclusiveness, comply with any processes and requirements prescribed by the regulations for the purposes of this section.

(6) A Chief Executive Officer must ensure that the Mayor, Deputy Mayor, Councillors and members of Council staff have access to the workforce plan. Authorised by the Chief Parliamentary Counsel Part 2—Councils Local Government Act 2020 No. 9 of 2020 61

Integrated Strategic Planning Framework OFFICIAL

(7) A Chief Executive Officer must develop the first workforce plan under this section within 6 months of the commencement of this section.



11 ASSET PLAN

FINPRO is currently preparing the new guidance and documentation to assist Victorian Councils on how they can meet the new Local Government Act requirements and associated reporting regulations next year.

The Asset Plan will also rely on integrations with the following documents:

- Financial Plan
- Budget

11.1 LOCAL GOVERNMENT ACT 2020 CONTEXT

Section 92 - Asset Plan

- (1)** Subject to subsection (6), a Council must develop, adopt and keep in force an Asset Plan in accordance with its deliberative engagement practices.
- (2)** The scope of an Asset Plan is a period of at least the next 10 financial years.
- (3)** An Asset Plan must include the following—
 - (a)** information about maintenance, renewal, acquisition, expansion, upgrade, disposal and decommissioning in relation to each class of infrastructure asset under the control of the Council;
 - (b)** any other matters prescribed by the regulations.
- (4)** Subject to subsection (6), a Council must develop or review the Asset Plan in accordance with its deliberative engagement practices and adopt the Asset Plan by 31 October in the year following a general election, other than the first general election to be conducted under section 257(1)(a).
- (5)** The Asset Plan adopted under subsection (4) has effect from 1 July in the year following a general election.
- (6)** A Council must develop and adopt an Asset Plan under this section in accordance with its community engagement policy by 30 June 2022 following the first general election to be conducted under section 257(1)(a).
- (7)** The Asset Plan adopted under subsection (6) has effect from 1 July 2022.

12 HEALTH AND WELLBEING PLAN

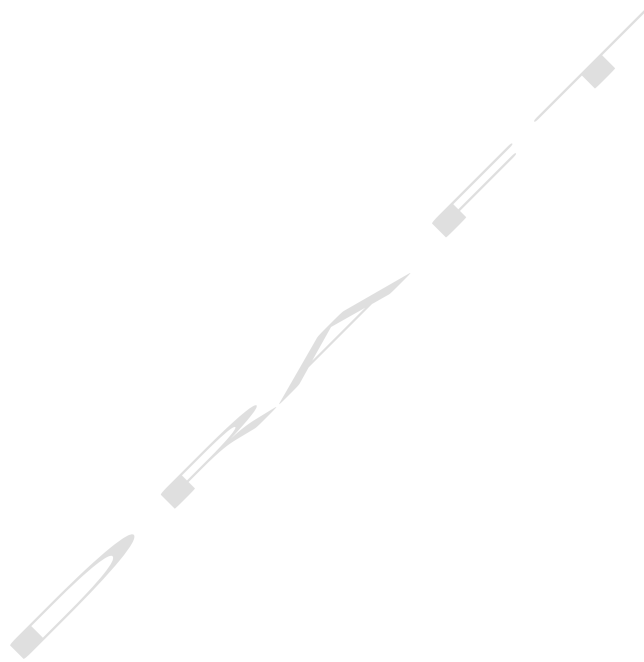
Requirement from Public Health and Wellbeing Act 2008 No. 46 of 2008

26 Municipal public health and wellbeing plans

- (1)** Unless section 27 applies, a Council must, in consultation with the Secretary, prepare a municipal public health and wellbeing plan within the period of 12 months after each general election of the Council.
- (2)** A municipal public health and wellbeing plan must—
- (a)** include an examination of data about health status and health determinants in the municipal district;
 - (b)** identify goals and strategies based on available evidence for creating a local community in which people can achieve maximum health and wellbeing;
 - (ba)** specify measures to prevent family violence and respond to the needs of victims of family violence in the local community;
 - (c)** provide for the involvement of people in the local community in the development, implementation and evaluation of the public health and wellbeing plan;
 - (d)** specify how the Council will work in partnership with the Department and other agencies undertaking public health initiatives, projects and programs to accomplish the goals and strategies identified in the public health and wellbeing plan;
 - (e)** be consistent with—
 - (i)** the Council Plan prepared under section 125 of the Local Government Act 1989; and
 - (ii)** the municipal strategic statement prepared under section 12A of the Planning and Environment Act 1987
- (3)** In preparing a municipal public health and wellbeing plan, a Council must have regard to the State Public Health and Wellbeing Plan prepared under section 49.
- (4)** A Council must review its municipal public health and wellbeing plan annually and, if appropriate, amend the municipal public health and wellbeing plan.
- (4A)** An annual review must include a review of the measures referred to in subsection (2)(ba).
- (5)** Despite subsection (2)(c), a Council is not required to provide for the involvement of people in the local community when reviewing or amending a municipal public health and wellbeing plan under subsection (4).
- (6)** A Council must give a copy of the current municipal public health and wellbeing plan to the Secretary.
- (6A)** A Council must report to the Secretary on the measures referred to in subsection (2)(ba) at the intervals specified by the Secretary by notice in writing.

Integrated Strategic Planning Framework OFFICIAL

(7) A copy of the current municipal public health and wellbeing plan must be available for inspection by members of the public at the places at which the current Council Plan must be available under section 125(11) of the Local Government Act 1989.



Integrated Strategic Planning Framework OFFICIAL

13 QUARTERLY FINANCIAL REPORTING

The Quarterly Financial Report must be presented as soon as practicable at the end of each financial year quarter.

Section 97 - Quarterly budget report

(1) As soon as practicable after the end of each quarter of the financial year, the Chief Executive Officer must ensure that a quarterly budget report is presented to the Council at a Council meeting which is open to the public.

(2) A quarterly budget report must include—

- (a)** a comparison of the actual and budgeted results to date; and
- (b)** an explanation of any material variations; and Authorised by the Chief Parliamentary Counsel
- (c)** any other matters prescribed by the regulations.

(3) In addition, the second quarterly report of a financial year must include a statement by the Chief Executive Officer as to whether a revised budget is, or may be, required.

14 LOCAL GOVERNMENT PERFORMANCE REPORTING FRAMEWORK

The LGPRF is an initiative to improve Council performance transparency and accountability and provide a more meaningful information set to the public. The framework is made up of 58 measures and a governance and management checklist of 24 items which together build a comprehensive picture of Council performance.

All results are made available on knowyourcouncil.vic.gov.au

Section 106 - Service performance principles

(1) A Council must plan and deliver services to the municipal community in accordance with the service performance principles.

(2) The following are the service performance principles—

(a) services should be provided in an equitable manner and be responsive to the diverse needs of the municipal community;

(b) services should be accessible to the members of the municipal community for whom the services are intended;

(c) quality and costs standards for services set by the Council should provide good value to the municipal community;

(d) a Council should seek to continuously improve service delivery to the municipal community in response to performance monitoring;

(e) service delivery must include a fair and effective process for considering and responding to complaints about service provision.

15 ANNUAL REPORT

Section 99 - Preparation of annual report

(1) As soon as practicable after the end of the financial year, a Council must cause to be prepared in accordance with section 98, the performance statement and financial statements of the Council for the financial year.

(2) The Council, after passing a resolution giving its approval in principle to the performance statement and financial statements, must submit the statements to the auditor for reporting on the audit.

(3) The Council must ensure that the performance statement and financial statements, in their final form after any changes recommended or agreed by the auditor have been made, are certified in accordance with the regulations by—

(a) 2 Councillors authorised by the Council for the purposes of this subsection: and

(b) any other persons prescribed by the regulations for the purposes of this subsection.

(4) The auditor must prepare a report on the performance statement.

Note - The auditor is required under Part 3 of the Audit Act 1994 to prepare a report on the financial statements.

(5) The auditor must not sign a report under subsection (4) or under Part 3 of the Audit Act 1994 unless the performance statement or the financial statements (as applicable) have been certified under subsection (3).

8.6. TENDER 2020/21 – 144 CELL I CONSTRUCTION

Division: Infrastructure and Environment
Director: Bridget Wetherall
Author/Position: Louise Turner – Executive Manager Environment

PURPOSE

1. To award Contract 2020/21-144 – the construction of Ballarat Regional Landfill (BRL) Cell I (through separable portions for stage one and stage two) - to Goldsmith Civil Engineering Pty Ltd for the total tendered price of \$4,461,296.18 (ex GST).
2. The scope of this contract is to excavate unsuitable material from the construction zone, construct the landfill cell in two stages and to construct surrounding roadworks and drainage to accommodate access to the landfill cell.
3. To provide for a budget contingency allowance for Cell I construction. Contingency budget is required in order to account for any difference in current survey and geotechnical data versus actual excavated material and groundwater conditions encountered on site.

BACKGROUND

4. The construction of Cell I will allow for continued operation of the Ballarat Regional Landfill at Smythesdale.
5. Landfill cell construction is required to be designed and constructed in accordance with the Environment Protection Authority (EPA) Best Practice Environmental Management – Siting, design, operation and rehabilitation of landfills (The Landfill BPEM). This is a process of review, EPA approved Auditor sign off and EPA approval at several stages including design, construction and EPA licence amendment.
6. The Cell I design allows for a total of 5 years of airspace – separated by stages - stage one airspace of 2.5 years and stage two of 3 years. This allows for improved future planning providing greater buffers to fluctuations in waste volume received and to also accommodate the short construction periods available over summer. These two stages will be completed over several financial years.
7. The tender request sought highly experienced landfill cell construction companies that had demonstrated experience of completing projects, working under the Landfill BPEM and experience working with site derived materials (specifically the clays) and with mixing of engineered fill.
8. The current Cell H airspace has been consumed at a faster rate due to the combined impacts of the recycling crisis, stockpile restrictions and Covid. Under current progress Cell H will be filled by October 2021.
9. Cell I design has been informed by survey and geotechnical data including bore sampling and groundwater monitoring. The 30% budget contingency requirement is based on potential variances should conditions on site – such as rock volumes or slimes location/volumes - be different to the estimated amounts. The contingency

amount is to allow Council to manage any additional material requirements under the contract to prevent double handling and additional costs in later stages.

KEY MATTERS

10. Seven (7) tenders were received.
11. The project is fully funded by the City of Ballarat budget and the landfill cost model is a self-funded model.

OFFICER RECOMMENDATION

12. That Council:

- 12.1 Resolves to enter into Contract Number 2020/21 - 144 for the provision of Ballarat Regional Cell I Construction (Stage 1 and Stage 2 – under separable portions) - with Goldsmith Civil Engineering Pty Ltd for the total tendered price of \$4,461, 296.18 (ex GST).
- 12.2 Resolves to approve a 30% contingency budget for the project to ensure continuity of construction and prevent future additional costs.
- 12.3 Delegate to the Chief Executive Officer authority to execute the associated contract on behalf of Council.

ATTACHMENTS

1. Governance review [30TW] [8.6.1 - 2 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. The report supports the Council Plan goals of prosperity and sustainability by providing the next operational cell at the landfill for disposal and management of waste for the City and the region.

COMMUNITY IMPACT

2. Waste collection is an essential service and the ability to control and maintain adequate services for disposal of waste within the region supports our residents, commercial and industrial sectors.
3. The landfill provides a limited but local asbestos receipt point supporting the appropriate management of hazardous waste in the community.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

4. The objective to reduce waste by increasing diversion by recycling, greenwaste and future food organics are essential drivers to a more sustainable waste management system. The provision of a landfill built to high environmental standards and gas extraction infrastructure is a core part of the service acknowledging the plan to transition to reduced waste production, improved circularity of resource use and energy consumption is both a local, state and federal issue.

ECONOMIC SUSTAINABILITY IMPLICATIONS

5. Approximately 46% (\$2,069,000) of the total project value will utilise labour, materials, and equipment sourced from within the defined group of local municipalities

FINANCIAL IMPLICATIONS

6. The tender price of the recommended tender submission was lower than the allocated construction budget for these works.
7. The project is fully funded by the City of Ballarat in the current 2020/21 and 2021/22 landfill capital works budget. The landfill operates under a cost recovery model.

LEGAL AND RISK CONSIDERATIONS

8. Operational Impact – The requirement to construct the cell and maximize utilization of the onsite materials to ensure that best use of material is achieved requires expertise and experience.
9. Operational Impact – the current landfill cell's airspace has been consumed at a faster rate than normal due to the recycling crisis, stockpile restrictions and Covid impacts. An experienced construction company is required to ensure an ability to meet the tight timelines on the project

10. Environmental Compliance – the design and construction of the landfill is undertaken with a high level of oversight and supervision including – level one supervision (through Geotechnical Independent Testing Authority and Construction Quality Assurance), Auditor (EPA approved auditors) for design and construction and sign off by the Environmental Protection Authority to commence operations of the cell. The requirement to ensure the construction is built to the highest of standards to meet these criteria is critical.
11. Financial - the cell construction of a landfill cell is a significant cost, these costs are recovered through the landfill gate price, with the landfill operating under a cost recovery model. The cell design and technical specification requirements have been developed in accordance with the Landfill Best Practice Environmental Management Series and is up to the contractor to ensure they meet these prescribed standards. These are designed to reduce financial and environmental risk by being very prescriptive.
12. Financial – failure to complete the landfill cells prior to Cell H being filled will potentially result in additional costs. Delays to the landfill cell construction either due to construction issues or significant wet weather could result in additional costs being incurred transport and gate fee to alternative sites. A contingency plan is required to manage these outcomes.

HUMAN RIGHTS CONSIDERATIONS

13. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006*.

COMMUNITY CONSULTATION AND ENGAGEMENT

14. Consultation with the community is normally done through a community consultation committee – this was restricted during covid and with the only community member attending moving away from the area. The consultation committee will be reengaged in March, 2021. Operation of the construction will occur within the permitted activities on site.
15. Customers will be consulted during the construction process particularly regarding access and traffic management. This is normal operational requirement.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

16. Council Officers affirm that no direct or indirect interests need to be declared in relation to the matter of this Report.

8.7. LAKE BURRUMBEET

Division: Infrastructure and Environment
Director: Bridget Wetherall
Author/Position: Steve Van Orsouw – Executive Manager Operations

PURPOSE

1. Inform Council of proposed rule changes to the rules (Schedule 43) that apply to waterway users of Lake Burrumbeet. The rule changes will bring lake usage in-line with the *Maritime Safety Act 2010*, improve safety on the Lake, and be more enjoyable for all users.
2. Council to consider the associated risks for recreational users of Lake Burrumbeet and provide direction on mitigating the risk to lake users and Council under its responsibilities as the waterway manager.
3. Consider and provide direction on whether the City of Ballarat should remain the water manager of lake Burrumbeet in the future.

BACKGROUND

4. An audit (refer attachment 8.7.2) in 2012, by Maritime Safety Victoria at Lake Burrumbeet, was undertaken to address inconsistencies in the wording of the waterway Schedule 43 (refer attachment 8.7.3, pages 95 to 98) and to bring this asset in line with other water bodies in the state of Victoria. Upon completion of this audit, it was found that there was only 8% compliance of both the rules and common usage with the *Marine Safety Act 2010*, and that this posed a risk to community safety.
5. Schedule 43 as it stands does not reflect the recreational use of Lake Burrumbeet. The proposed rule changes are intended to align with the current use, in order to comply with the *Marine Safety Act 2010*. The rules are currently overly complicated to lake users, making them difficult to understand, implement and interpret which increases associated risks. As a result, Council has been working with Maritime Safety Victoria and RMCG Consultants to update Schedule 43 regarding Lake Burrumbeet.
6. Following direct consultation in April 2020 with various Club user groups, the Marine Safety Victoria and DELWP, the proposed rule changes were recently made available via Council's MySay website for community feedback. Contributions made through Council's MySay portal were open from 28 October and closed Friday 27 November 2020. The feedback received during this phase of engagement will be collated by RMCG Consultants and inform the discussion in subsequent community consultation sessions (now scheduled for March 2021 instead of April 2020 due to Covid-19 pandemic). The intent of this community consultation is to gather general public user responses to ensure that all recreational users of the lake have had their contributions considered.
7. The main consultation points to the proposed rule changes, are as detailed:
 - a. Implementation of three different water level considerations; a 5-knot speed restriction at 1.1 metres below full and all vessels restricted at 1.6 metres below full.
 - b. Reduction in the number of access lanes and introduction of a single access lane with a new location.

- c. Simplification of the 5-knot speed restrictions by implementing a 5-knot restriction across the entire northern section of the lake due to water hazards and Council's inability to undertake weekly monitoring of boating hazard zones.
 - d. Implementation of a 40-knot speed maximum for the southern section.
 - e. Reduction in the number of restricted areas from eight to five and clarification of descriptions.
 - f. Introduction of a 5-knot speed restriction across the lake between one hour after sunset and one hour before sunrise.
 - g. Inability to have the necessary and sufficient marine safety devices.
8. The responsibility for managing Lake Burrumbeet currently lies with the City of Ballarat as a legacy of realignment of the boundaries between the Shire of Ballarat and the Shire of Ripon, during Council's 1994 amalgamation. Council in 2012, investigated relinquishing the role of waterbody manager of Lake Burrumbeet, however, due to political influence, this remains the responsibility of the City of Ballarat. Investigation to consider and determine the appropriateness of City of Ballarat remaining the manager of a waterway with high-risk activities would be valuable.

KEY MATTERS

9. Council does not currently have an allocated budget for the waterbody management of Lake Burrumbeet. In order to maintain, monitor and enforce the future compliance of Schedule 43 a budget will be required. Two indicative cost* options are outlined below (based on the potential future outcomes of rules in Schedule 43):

Option 1:

Resources Required 40-knot speed limit both Southern and Northern ends	Estimated Establishment Costs	Estimated Annual Costs
Waterway Manager 1.0 EFT		\$180,000 (including on costs)
Infrastructure (Buoys, land beacons, signage, etc.)	\$315,000	\$31,000 (climatic replacement/repairs)
Plant and Equipment (Water vessel, vehicle, small plant)	\$50,000	\$15,000
Communications and Marketing (Education)	\$15,000	\$5,000
Total	\$380,000	\$231,000

*Costings based on information provided by Maritime Safety Victoria on similar waterways for 40-knots speed limit on entire Lake Burrumbeet – this recommendation is suggested by feedback received from lake users up until this point

Option 2:

Resources Required 40-knot speed limit Southern end only	Estimated Establishment Costs	Estimated Annual Costs
Waterway Manager .5 EFT		\$90,000 (including on costs)
Infrastructure (Buoys, land beacons, signage, etc)	\$105,000	\$10,000 (climatic replacement/repairs)
Plant and Equipment (Water vessel, vehicle, small plant)	\$50,000	\$10,000
Communications and Marketing (Education)	\$15,000	\$5,000

Total	\$170,000	\$115,000
--------------	------------------	------------------

** Costings based on information provided by Maritime Safety Victoria on similar waterways – should the proposed changes as they stand be implemented (5-knot and 40-knot speed limit mix as recommended by Maritime Safety Victoria)*

10. After community engagement in March 2021, Marine Safety Victoria will then determine rule changes that will be adopted at Lake Burrumbeet to ensure compliance with Schedule 43. However due to delays in consultation, there is an increased risk to users of the lake over this coming summer period, as the appropriate rules will have not been applied to enhance safety.

OFFICER RECOMMENDATION

11. That Council:
 - 11.1 Undertake immediate action to manage imminent safety risks over this summer period with Council to apply and enact (in collaboration with Marine Safety Victoria) a temporary Urgent Safety Rule gazettal (which may include reducing the speed limit on the lake to 5 knots and creating an unrestricted activity zone, where safe) and then continue to undertake community consultation in 2021 to finalise rule changes under Schedule 43 (Recommended); or
 - 11.2 Await further community consultation in March 2021 to address community safety risks; and
 - 11.3 Investigate future alternatives and associated funding options for City of Ballarat's ongoing management of Lake Burrumbeet (Recommended)

ATTACHMENTS

1. Governance Review [8.7.1 - 2 pages]
2. VOZR Audit Report Schedule 43 Lake Burrumbeet [8.7.2 - 73 pages]
3. Vessel Operating and Zoning Rules for Victorian Waters - September 2020 [8.7.3 - 285 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. Compliance with the Marine Safety Act 2010 is a legislative requirement

COMMUNITY IMPACT

2. The proposed rule changes will impact the community recreational use of the lake but will provide greater clarity to lake users.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

3. There are no climate emergency or environmental sustainability implications in the subject of this report.

ECONOMIC SUSTAINABILITY IMPLICATIONS

4. There are no economic sustainability considerations in the subject of this report

FINANCIAL IMPLICATIONS

5. The financial implications of continued waterway management are detailed in the body of the report.

LEGAL AND RISK CONSIDERATIONS

6. There are considerable litigation and public safety risks associated with Council's non-compliance with the Marine Safety Act 2010

HUMAN RIGHTS CONSIDERATIONS

7. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006*

COMMUNITY CONSULTATION AND ENGAGEMENT

8. The level of community consultation is detailed in the body of the report

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

9. Council Officers affirm that no direct or indirect interests need to be declared in relation to the matter of this Report.



WATERWAY AUDIT REPORT

Schedule 43

Waters – Lake Burrumbeet

Notice no. 1 under Section 15(2) of the Marine Act 1988

Vessel Operating and Zoning Rules (VOZR)

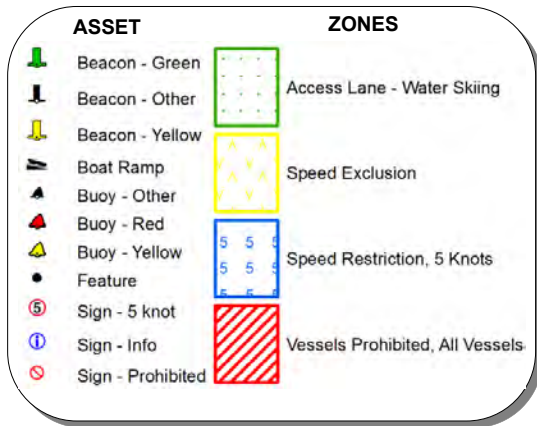
Date 20th & 21st February 2012



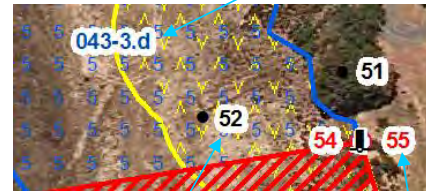
WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Understanding This Report

Key to Maps



Zone ID as per schedule is shown in **BLUE**



Assets labeled in **BLACK** are compliant with the VOZR & TSV Standards and in good condition

Assets labeled in **RED** are not compliant with the VOZR or TSV Standards or in poor condition

Compliance/Condition Definitions

Asset #	1,2,3, etc	Referenced to the region map and photos
Location Compliance	YES	The asset location is correct as per the VOZR description
	NO	The asset location is incorrect as per the VOZR description (>5% difference)
	n/a	Unscheduled assets and features, ie. Jetty/Shore
Type Compliance	YES	The asset type is correct as per the VOZR description
	NO	The asset type is incorrect as per the VOZR description
	n/a	Unscheduled assets and features, ie. Jetty/Shore
TSV Standard Compliance	YES	The asset meets TSV Boating Safety Signage & Buoyage Guidelines
	NO	The asset does not meet TSV Boating Safety Signage & Buoyage Guidelines
	n/a	Assets or features that are not referenced in the Signage & Buoyage Guidelines
Condition	GOOD	No obvious Maintenance required
	FAIR	Showing wear and tear. In need of minor maintenance, but still functional
	POOR	No working / Unreadable / In need of major repair. Not functional.
	MISSING	Not present.
Auditors Comments		Summary comments. Detailed comments are contained within zone descriptions. References to TSV compliant assets are detailed in the TSV Boating Safety Signage & Buoyage Guidelines document.

Zone descriptions

An extract of VOZR wording is provided for each zone. Reference to assets is shown as superscript. Detailed description of audit finding and TSV recommendations.

... in Dobsons Bay north west of a line between beacons situated on the

Asset Photos

Each photo number is referenced to the asset numbers in maps and tables.

Appendix 1 – Asset Coordinates

Locations in GDA94 Latitude/Longitude - Decimal Degrees & Degrees/Minutes/Seconds.

Assets that are missing are shown in RED. (Position is that of the VOZR description).

Where an asset was found in the incorrect location (as compared to the VOZR description) a coordinate of the scheduled location is also provided.

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (eg. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, current, water depth and weather conditions at the time the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Schedule Summary

TSV Auditor:	Kirsty Harris & Sean Whelan
Surveyors:	Tad Knaggs
Last Amendment:	Gazette G49 – 12/12/1996 (Page 3193)
Audit Date:	20 th & 21 st February 2012
Waterway Manager:	Ballarat City Council
Waterway Definition:	Waters of Lake Burrumbeet

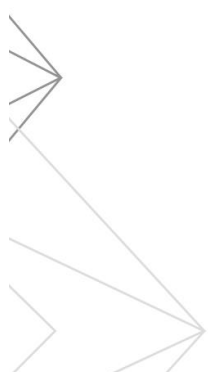
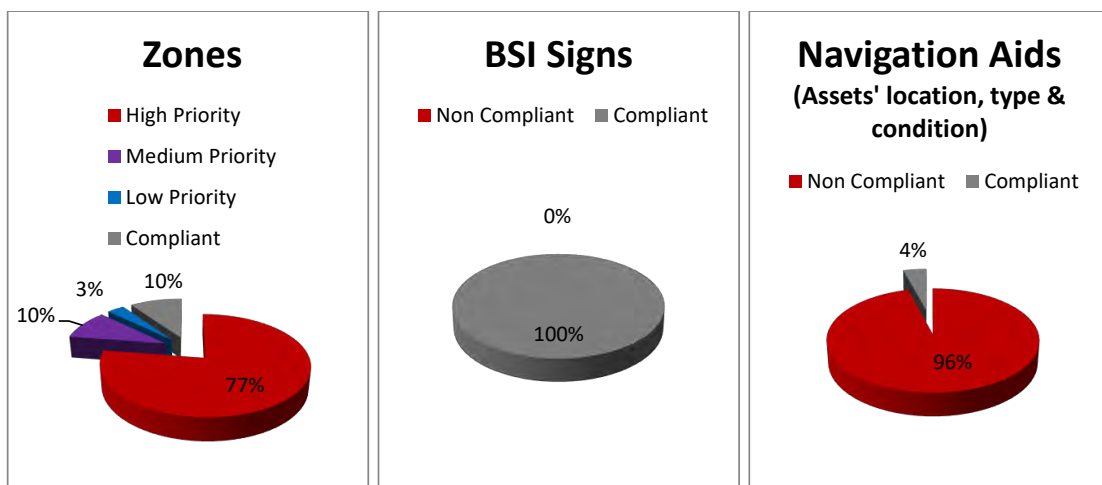
Zone ID	Page	Status
043-1	9	Compliant
043-2.a	26	High Priority
043-2.b	30	Compliant
043-2.c	32	Compliant
043-3.a	22	High Priority
043-3.b	19	High Priority
043-3.c	19	High Priority
043-3.d	18	High Priority
043-3.e	18	High Priority
043-3.f	16	High Priority
043-3.g	12	High Priority
043-3.h	9	High Priority
043-3.i	9	Low Priority
043-3.j	25	High Priority
043-3.k	26	High Priority
043-3.l	30	High Priority
043-3.m	32	Medium Priority
043-3.n	32	High Priority
043-3.o	33	High Priority
043-3.p	33	High Priority
043-3.q	39	High Priority
043-3.r	41	Medium Priority
043-3.s	41	Medium Priority
043-4.a	18	High Priority
043-4.b	15	High Priority
043-4.c	10	High Priority
043-4.d	28	High Priority

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

043-4.e	29	High Priority
043-4.f	36	High Priority
043-4.g	39	High Priority
043-4.h	40	High Priority
Boating Safety Information Signs	43	High Priority
Miscellaneous	47	High Priority

Status Definitions:

High Priority	Assets Missing, or Type/Position Compliant = No
Medium Priority	Schedule requires clarification/rewording
Low Priority	Assets in Poor condition or not meeting TSV standards
Compliant	Assets defining zone boundary meet all TSV compliance requirements



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Main Auditors Comments

Consider rewriting schedule to accurately reflect geographical location of zones and assets which are to be GPS referenced.

Given the nature of the waterway it is recommended that a survey be conducted to determine water depth and location of in-water hazards.

Signage delineating the existing zones contained in the schedule requires updating to reflect the current standards for zone signage.

Significant number of miscellaneous buoys, beacons and signs have been installed on the waterway, whose purpose is undefined and may be confusing and contradictory as far as the current waterway rules are concerned. The purpose and intent of these beacons, buoys and signs requires clarification, should be marked appropriately to indicate intent or removed.

The piles/beacons located on the waterway and detailed throughout this report unless marked correctly and noted as to purpose, represent a significant navigational hazard to waterway users. Some of these piles/beacons are broken and sit just out of the water or just below the surface and are difficult to see, these should be removed. Some of these pile/beacons once correctly marked may require lighting to further assist vessel navigation.

Given the varying distances of zones from the edge of the water it is recommended that all zones be delineated by signs on shore and buoys in the water, and that all signs be of a size that ensures visibility from the water.

Detailed comments are contained within zone descriptions. References to TSV compliant assets are detailed in the TSV Boating Safety Signage & Buoyage Guidelines document.

Updating the Boating Safety Information (BSI) signs to accurately reflect rules is of high priority.

As best practice any new BSI signs should also reference Emergency Management Australia location identifiers

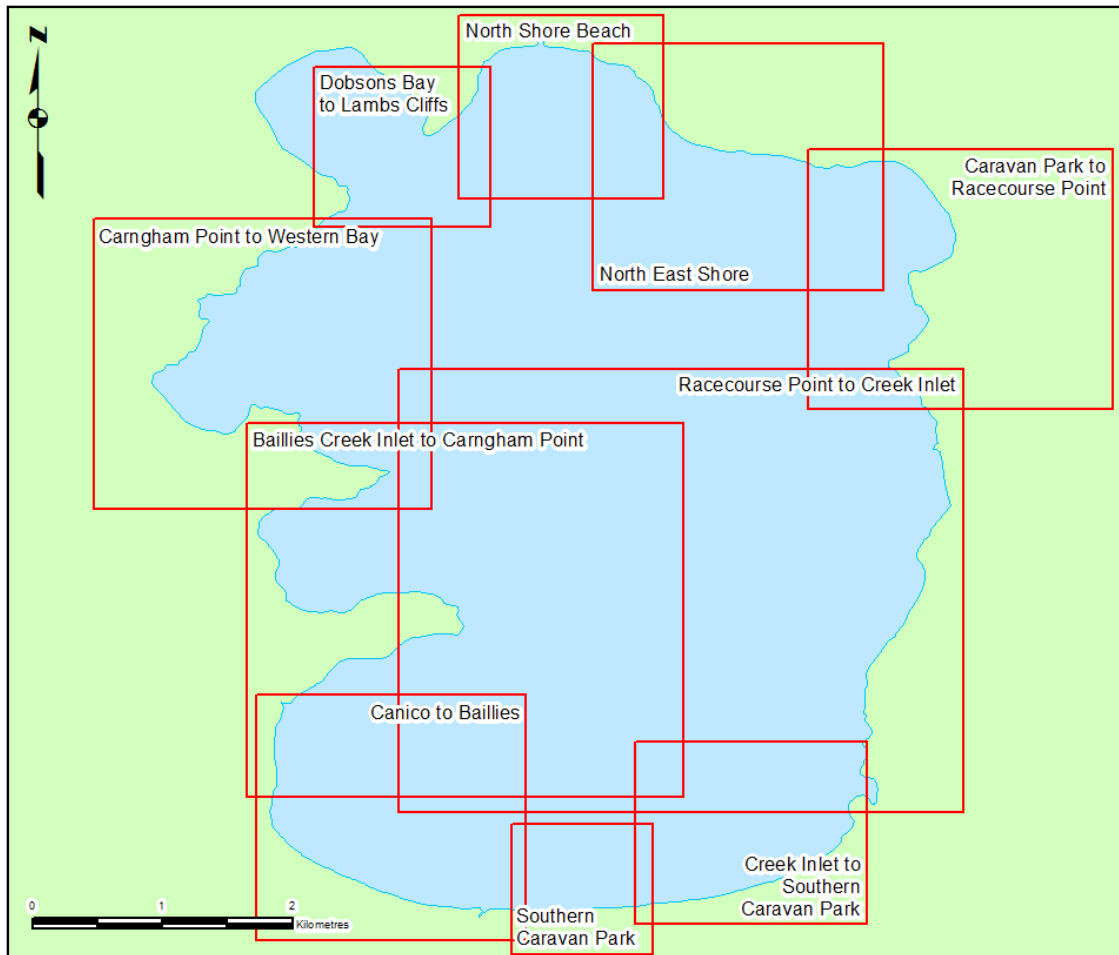
Waterway manager to undertake assessment of night-time boating to determine the need for some navigational aids to be lit.

Consideration should be given to correctly marking navigational hazards and inclusion on the BSI sign map. Otherwise they should be removed.



WATERWAY AUDIT REPORT
 Schedule 43 – Lake Burrumbeet

Waterway Overview



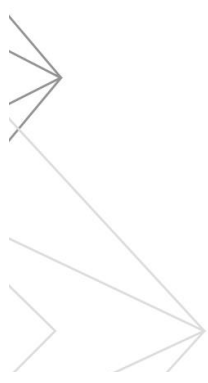
Region

Page

Dobsons Bay to Lambs Cliffs	8
North Shore Beach	12
North East Shore	14
Caravan Park to Racecourse Point	19
Racecourse Point to Creek Inlet	25
Creek Inlet to Southern Caravan Park	28

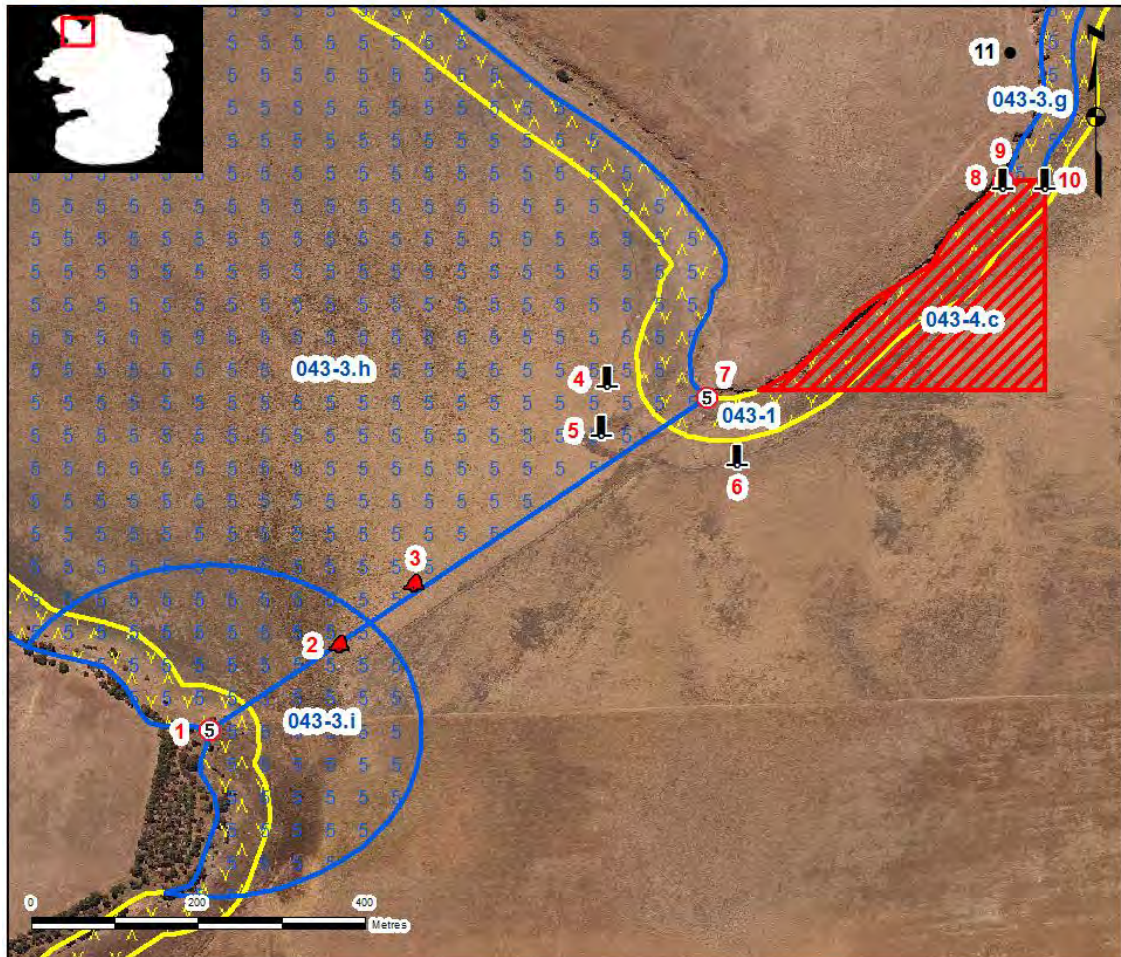
WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Southern Caravan Park33
Canico to Baillies37
Baillies Creek Inlet to Carngham Point.....42
Carngham Point to Western Bay.....51



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Dobsons Bay to Lambs Cliffs



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
1	Yes	Yes	No	Poor	Not TSV Standard; Faded;
4	n/a	Yes	No	Good	Not TSV Standard; Scheduled asset locations to be clarified.;
5	n/a	Yes	No	Good	Not TSV Standard; Scheduled asset locations to be clarified.;
6	No	Yes	No	Good	300m from Schedule location; Not TSV Standard;
7	Missing	n/a	n/a	Missing	
9	Missing	n/a	n/a	Missing	
10	Missing	n/a	n/a	Missing	
11	n/a	n/a	n/a	n/a	Cemetery

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

ZONE 043-1 ~ Excluded Speed Restriction (Clause 3a)

Existing VOZR Wording: *The waters of Lake Burrumbeet are not subject to the requirements of Clause 3 (a) of this notice.*

Summary: No assets scheduled.

TSV Recommendations: A survey should be conducted to determine whether an exemption from 3(a) is warranted.

ZONE 043-3.i ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *between the Shire boundary and the speed restriction zone within Dobsons Bay and within a 200 metre radius of a beacon⁽¹⁾ situated on the northern shore of Whites Point;*

Summary: Beacon (1) is not TSV standard and is in poor condition. Replace with TSV compliant sign.

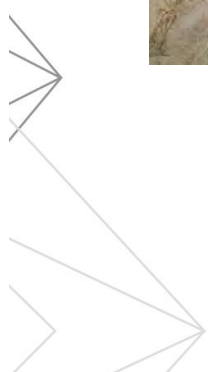
TSV Recommendations: Schedule written incorrectly. Consider rewriting rule to make it easily understood and review the boundary of this zone and adjacent zones 43.3(h), 43.3(r) and 43.3(s) to enable clear marking by navigation aids. Consider combining these zones into one zone.

Waterway manager should consider replacing on shore beacons with TSV compliant signs.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

Consider installing TSV compliant signs and/or buoys to effectively mark this zone boundary and make it easily understood to waterway users.

1.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

ZONE 043-3.h ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *in Dobsons Bay north west of a line between beacons^(1,7) situated on the shore on each side of the entrance to the bay, except all those waters within the bay which are prohibited areas;*

Summary: Beacon (1) is not TSV standard and is in poor condition. Replace with TSV compliant sign.

Beacon (7) is missing. Install with TSV compliant asset as per Schedule.

TSV Recommendations: Schedule written incorrectly. Consider rewriting rule to make it easily understood and review the boundary of this zone and adjacent zones 43.3(i), 43.3(r) and 43.3(s) to enable clear marking by navigation aids. Consider combining these zones into one zone.

Consider installing 5 knot buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

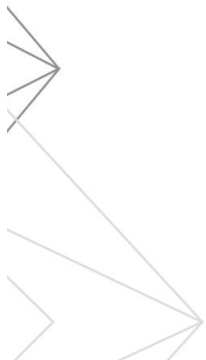
1.



7. (missing)

ZONE 043-4.c ~ Vessels Prohibited (Clause 9)

Existing VOZR Wording: *adjacent to the northern shore in the vicinity of Lambs Cliffs and bounded by the shore and a line commencing at a beacon⁽⁹⁾ situated on the shore approximately 150 metres south of the cemetery⁽¹¹⁾ and extending for approximately 40 metres in an easterly direction to a beacon⁽¹⁰⁾ in the water, thence in a southerly direction for a distance of approximately 250 metres to another beacon⁽⁶⁾ in the water, thence in a westerly direction for a distance of approximately 300 metres to another beacon⁽⁵⁾ in the water and thence in a northerly direction for a distance of approximately 250 metres to a beacon⁽⁴⁾ situated on the north east shore of Dobsons Bay;*



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Summary:

Beacons (4, 5, 6) are not location compliant and not to TSV Standard. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

Beacons (9, 10) are missing. Install with TSV compliant assets as per Schedule.

TSV Recommendations:

This rule to be written to reference specific GPS points and definable geographic features. The current zone is unable to be mapped accurately and requires a total review as to the location and extent. The extent of this zone does not encompass the existing rocky hazardous area. The cemetery does not appear to exist and measurements are incorrect.

Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

4.



5.

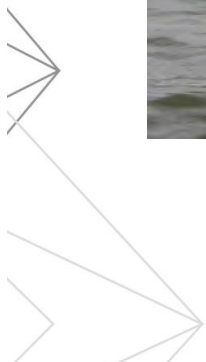


6.



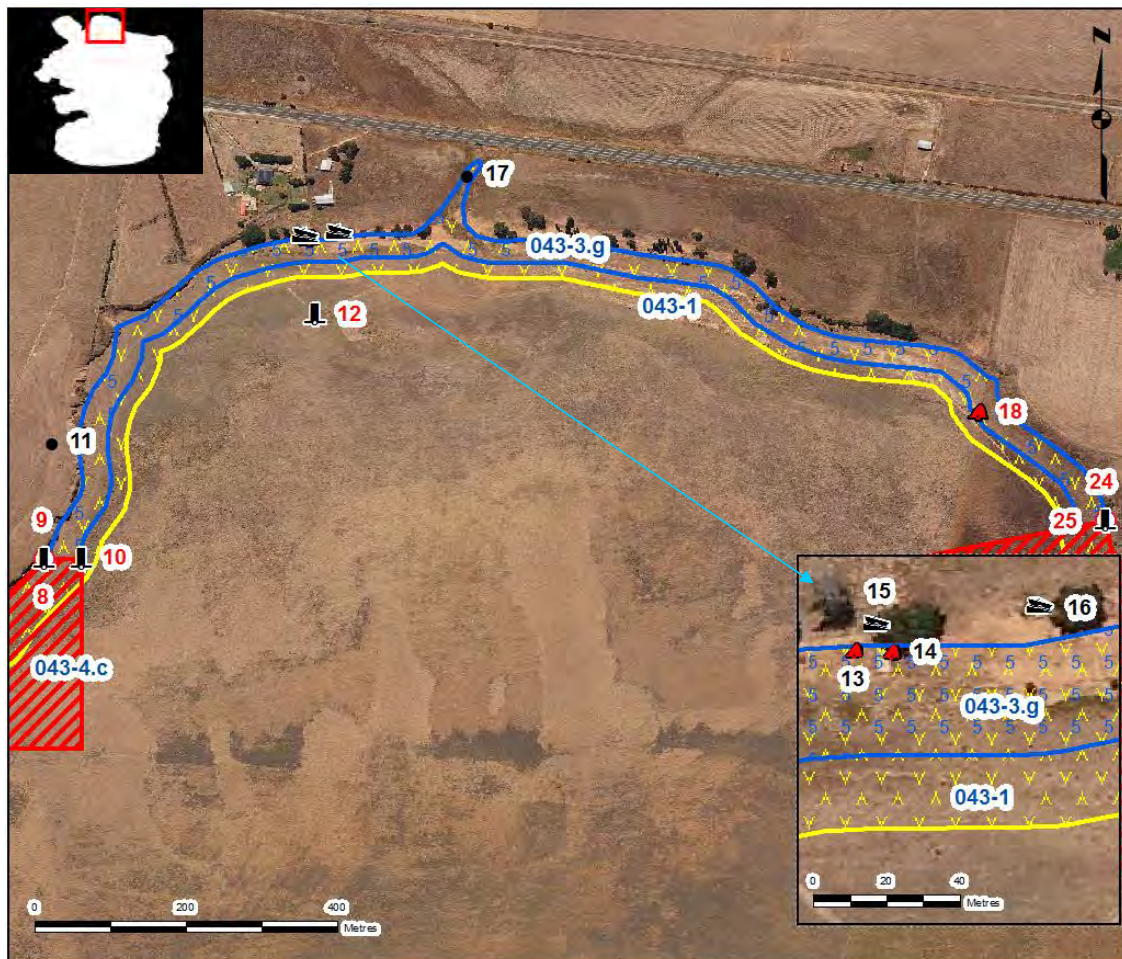
9. (missing)

10. (missing)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

North Shore Beach



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
8	Missing	n/a	n/a	Missing	
11	n/a	n/a	n/a	n/a	Cemetery (southern boundary)
12	No	Yes	No	Good	69m from zone boundary; Not TSV Standard; Not In Schedule;
17	n/a	n/a	n/a	n/a	Unnamed creek inlet
25	Missing	n/a	n/a	Missing	

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

ZONE 043-3.g ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 30 metres from the edge of the water for the time being and located adjacent to the northern shore between a beacon⁽²⁵⁾ situated on the shore approximately 850 metres east of the unnamed creek inlet⁽¹⁷⁾ and another beacon⁽⁸⁾ situated on the shore approximately 150 metres south of the cemetery⁽¹¹⁾;*

Summary: Beacons (8, 25) are missing. Install with TSV compliant asset as per Schedule.

Beacon (12) is not location compliant, not to TSV standard and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

TSV Recommendations: Consider re-introducing the requirement of clause 3(a) i.e. speed restriction of 5 knots within 50 metres of the water’s edge (refer to zone 43.1 recommendation).

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

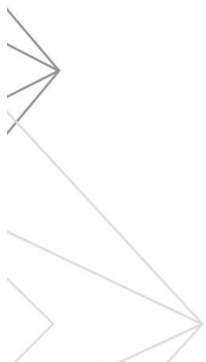
Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used and to provide an accurate location for the ‘unnamed creek inlet’.

8. (missing)

12.

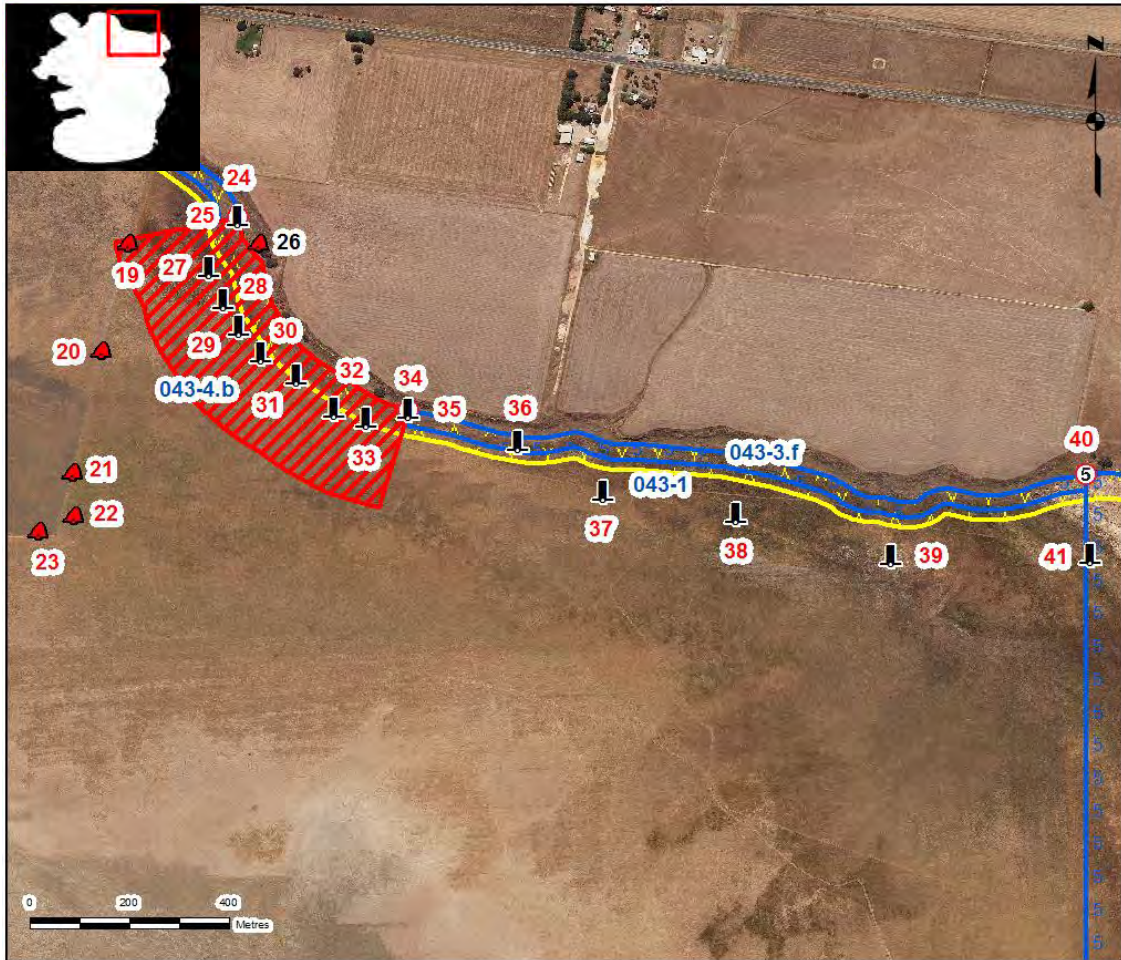


25. (missing)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

North East Shore



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
24	Missing	n/a	n/a	Missing	
27	No	Yes	No	Good	126m from zone boundary; Not TSV Standard; Not In Schedule;
28	No	Yes	No	Good	128m from zone boundary; Not TSV Standard; Not In Schedule;
29	No	Yes	No	Good	133m from zone boundary; Not TSV Standard; Not In Schedule;
30	No	Yes	No	Good	140m from zone boundary; Not TSV Standard; Not In Schedule;
31	No	Yes	No	Good	154m from zone boundary; Not TSV Standard; Not In Schedule;
32	No	Yes	No	Good	142m from zone boundary; Not TSV Standard; Not In Schedule;
33	No	Yes	No	Good	157m from zone boundary; Not TSV Standard; Not In Schedule;
34	Missing	n/a	n/a	Missing	

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

35	Missing	n/a	n/a	Missing	
36	No	Yes	No	Good	17m from zone boundary; Not TSV Standard; Not In Schedule;
37	No	Yes	No	Good	66m from zone boundary ; Not TSV Standard; Not In Schedule;
38	No	Yes	No	Fair	88m from zone boundary; Not TSV Standard; Not In Schedule;
39	No	Yes	No	Good	81m from zone boundary; Not TSV Standard; Not In Schedule;
40	Missing	n/a	n/a	Missing	

ZONE 043-4.b ~ Vessels Prohibited (Clause 9)

Existing VOZR Wording: *extending approximately 200 metres from the edge of the water for the time being and located adjacent to the northern shore between a beacon⁽²⁴⁾ situated on the shore approximately 850 metres east of the unnamed creek inlet⁽¹⁷⁾ and another beacon⁽³⁵⁾ situated on the shore approximately 1350 metres east of the unnamed creek inlet⁽¹⁷⁾*

Summary: Beacons (24, 35) are missing. Install with TSV compliant assets as per Schedule.

Beacons (27, 28, 29, 30, 31, 32, 33) are not location compliant, not TSV standard and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

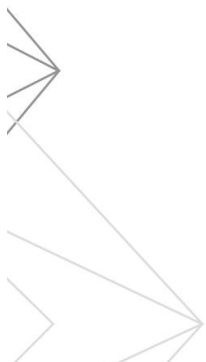
TSV Recommendations: Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used and to provide an accurate location for the 'unnamed creek inlet'.

24. (missing)

27.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

28.



29.



30.



31.



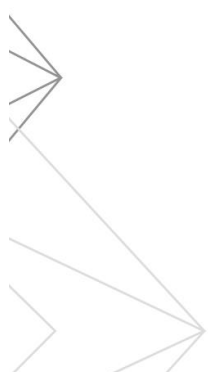
32.



33.



35. (missing)



WATERWAY AUDIT REPORT
 Schedule 43 – Lake Burrumbeet

ZONE 043-3.f ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 30 metres from the edge of the water for the time being and located adjacent to the northern shore between a beacon⁽⁴⁰⁾ situated on the shore approximately 500 metres west of the north east corner of the Lake and another beacon⁽³⁴⁾ located on the shore approximately 1600 metres west of the north east corner of the Lake;*

Summary: Beacons (34, 40) are missing. Install with TSV compliant assets as per Schedule.

 Beacons (36, 37, 38, 39) are not location compliant, not to TSV standard and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

TSV Recommendations: Consider re-introducing the requirement of clause 3(a) i.e. speed restriction of 5 knots within 50 metres of the water’s edge (refer to zone 43.1 recommendations).

 Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

 Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

34. (missing)

36.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

37.



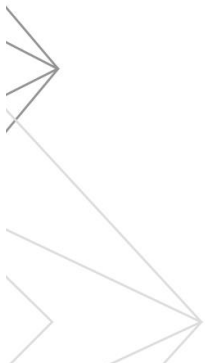
38.



39.

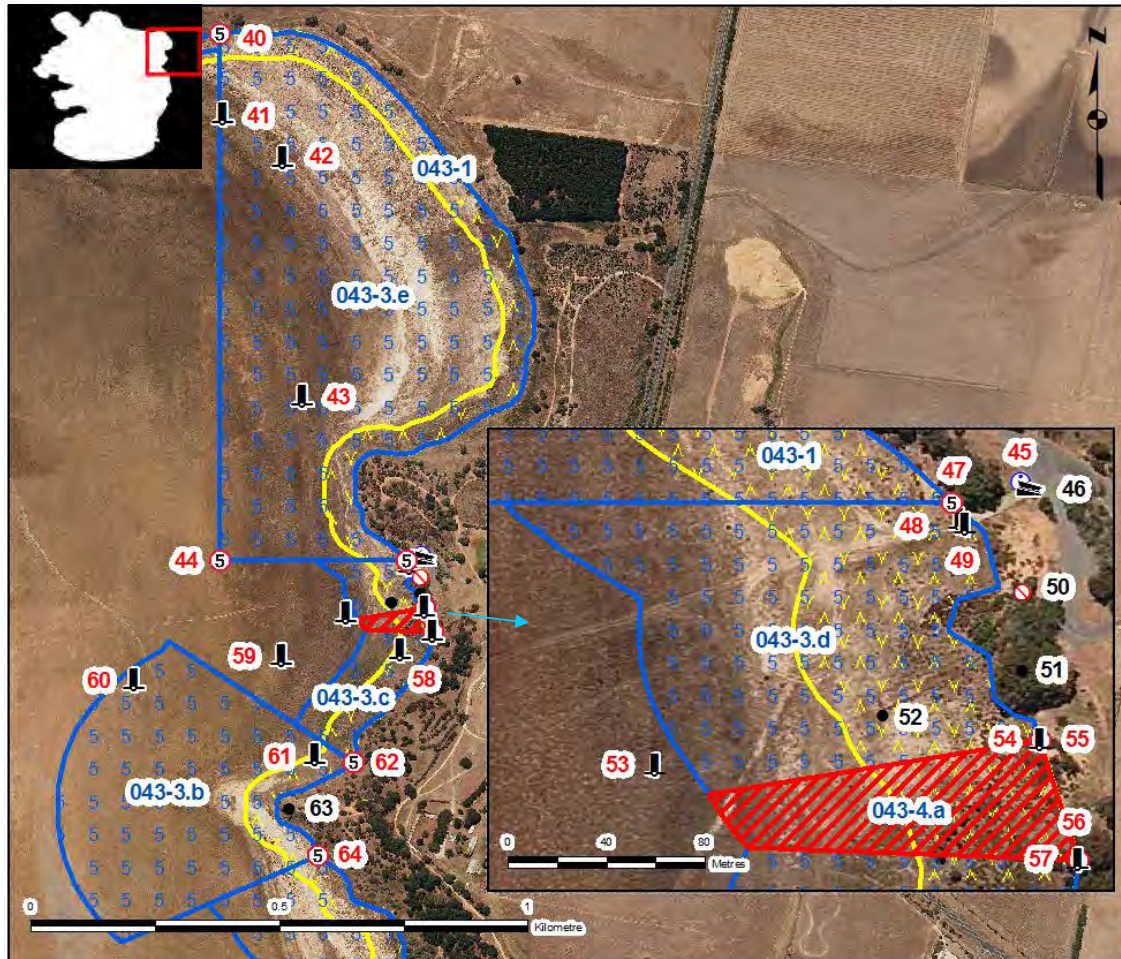


40. (missing)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Caravan Park to Racecourse Point



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
40	Missing	n/a	n/a	Missing	
41	Yes	Yes	No	Good	Not TSV Standard; Not In Schedule;
42	No	Yes	No	Good	101m from zone boundary; Not TSV Standard; Not In Schedule;
43	No	Yes	No	Good	133m from zone boundary; Not TSV Standard; Not In Schedule;
44	Missing	n/a	n/a	Missing	
47	Missing	n/a	n/a	Missing	
53	No	Yes	No	Good	10m from zone boundary ; Not TSV Standard; Not In Schedule;
54	Missing	n/a	n/a	Missing	
55	Missing	n/a	n/a	Missing	
56	Missing	n/a	n/a	Missing	
57	Missing	n/a	n/a	Missing	
58	No	Yes	No	Good	65m from zone boundary ; Not TSV Standard; Not In Schedule;

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

59	No	Yes	No	Good	93m from zone boundary; Not TSV Standard; Not In Schedule;
60	No	Yes	No	Poor	20m from zone boundary; Not TSV Standard; Not In Schedule; hazardous condition
62	Missing	n/a	n/a	Missing	
63	n/a	n/a	n/a	n/a	Racecourse Point

ZONE 043-3.e ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *bounded by the shore and a line commencing from a beacon⁽⁴⁷⁾ located on the eastern shore approximately 10 metres north of the launching ramp⁽⁴⁶⁾ adjacent to the Burrumbeet Caravan Park and extending in a westerly direction for a distance of approximately 300 metres to a beacon⁽⁴⁴⁾ in the water thence extending in a northerly direction for a distance of approximately 950 metres to a beacon⁽⁴⁰⁾ located on the northern shore approximately 450 metres west of the north east extremity of the Lake;*

Summary: Beacons (40, 44, 47) are missing. Install with TSV compliant asset as per Schedule.

Beacons (41, 42, 43) are not location compliant, not TSV standard and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

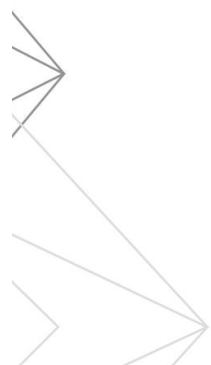
TSV Recommendations: This rule to be written to reference specific GPS points and definable geographic features. The current zone is requires review as to the extent as measurements are incorrect (northern shore is 1060m not 950m).

The extent of this zone requires review in-line with adjacent zones 43.3b, 43.3c and 43.3d. Consider combining to create one zone.

Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

40. (missing)

41.



42.



43.



44. (missing)

47. (missing)

ZONE 043-3.d ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being and located adjacent to the eastern shore between a beacon⁽⁵⁵⁾ located on the shore approximately 100 metres south of the launching ramp adjacent to the Burrumbeet Caravan Park and another beacon⁽⁴⁷⁾ located on the shore approximately 10 metres to the north of the launching ramp⁽⁴⁶⁾;*

Summary: Beacons (47, 55) are missing. Install with TSV compliant asset as per Schedule.

Beacon (53) is not location compliant, not TSV standard and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

TSV Recommendations: The extent of this zone requires review in-line with adjacent zones 43.3b, 43.3c and 43.3e. Consider combining to create one zone.

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

47. (missing)

53.



55. (missing)

ZONE 043-4.a ~ Vessels Prohibited (Clause 9)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being in a swimming area located adjacent to the eastern shore between a beacon⁽⁵⁴⁾ situated on the shore approximately 100 metres south of the launching ramp adjacent to the Burrumbeet Caravan Park and another beacon⁽⁵⁶⁾ situated on the shore approximately 150 metres south of the launching ramp⁽⁴⁶⁾;*

Summary: Beacons (54, 56) are missing. Install with TSV compliant assets as per Schedule.

TSV Recommendations: Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

54. (missing)

56. (missing)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

ZONE 043-3.c ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being and located adjacent to the eastern shore between a beacon⁽⁶²⁾ located on the shore approximately 140 metres north of Racecourse Point⁽⁶³⁾ and another beacon⁽⁵⁷⁾ located on the shore approximately 150 metres south of the launching ramp⁽⁴⁶⁾ adjacent to the Burrumbeet Caravan Park;*

Summary: Beacons (57, 62) are missing. Install with TSV compliant assets as per Schedule.

Beacons (58, 59) are not location compliant, not TSV standard and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

TSV Recommendations: The extent of this zone requires review in-line with adjacent zones 43.3b, 43.3d and 43.3e. Consider combining to create one zone.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

57. (missing)

58.



59.



62. (missing)

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

ZONE 043-3.b ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 350 metres from the edge of the water for the time being in an area approximately 240 metres wide and located adjacent to the eastern shore between a beacon⁽⁶⁴⁾ situated on the shore approximately 100 metres south of Racecourse Point⁽⁶³⁾ and another beacon⁽⁶²⁾ situated on the shore approximately 140 metres north of Racecourse Point⁽⁶³⁾;*

Summary: Beacon (60) is not location compliant, not TSV standard, in poor condition and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

Beacons (62, 64) are missing. Install with TSV compliant asset as per Schedule.

TSV Recommendations: The extent of this zone requires review in-line with adjacent zones 43.3c, 43.3d and 43.3e. Consider combining to create one zone.

Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

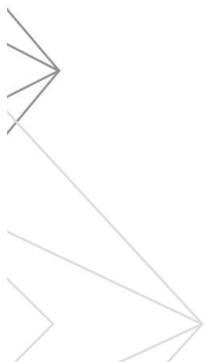
Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

60.



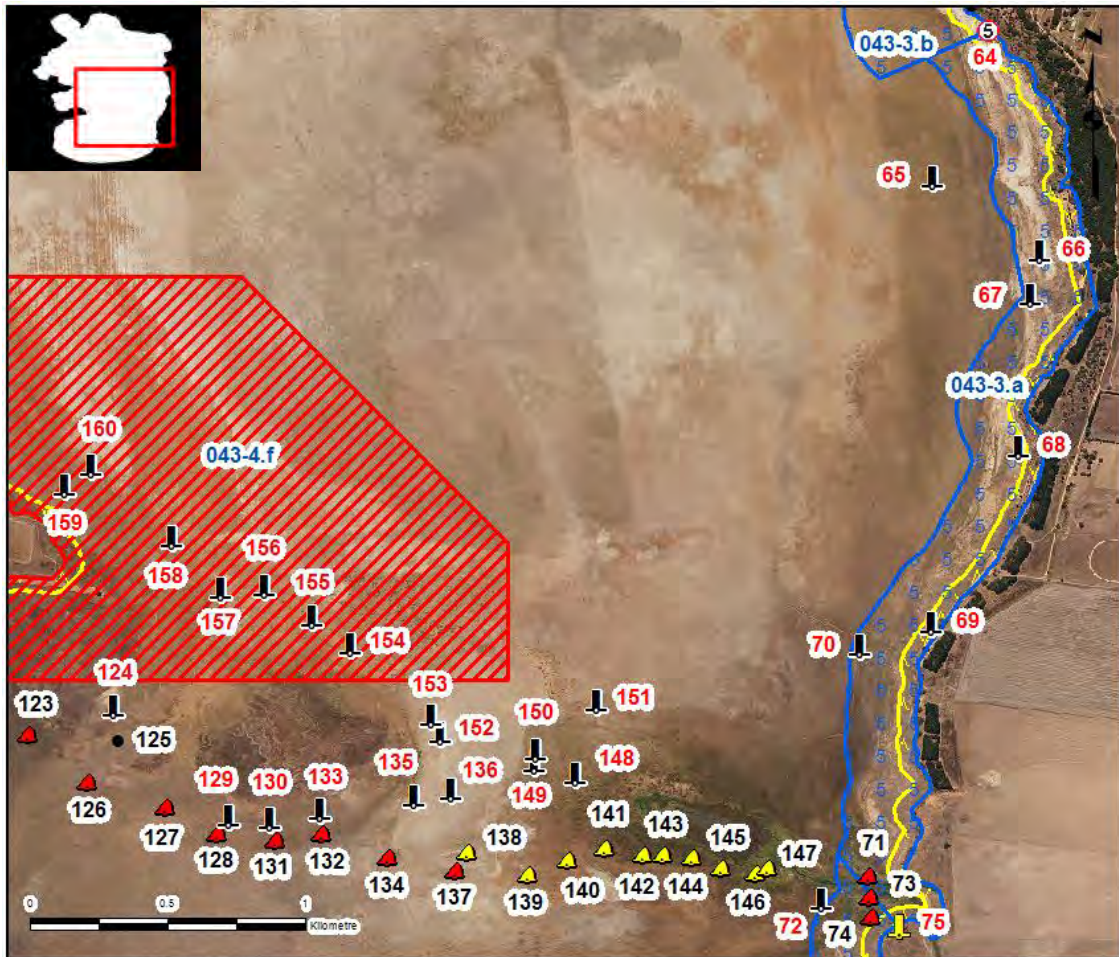
62. (missing)

64. (missing)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Racecourse Point to Creek Inlet



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
64	Missing	n/a	n/a	Missing	
65	No	Yes	No	Good	173m from zone boundary; Not TSV Standard; Not In Schedule;
66	No	Yes	No	Good	73m from zone boundary; Not TSV Standard; Not In Schedule;
67	No	Yes	No	Good	19m from zone boundary; Not TSV Standard; Not In Schedule;
68	No	Yes	No	Poor	139m from zone boundary; Not TSV Standard; Cracked; Not In Schedule;
69	No	Yes	No	Poor	170m from zone boundary; Not TSV Standard; Fallen over; Not In Schedule;
70	No	Yes	No	Good	22m from zone boundary; Not TSV Standard; Not In Schedule;
75	Yes	Yes	No	Fair	Not TSV Standard;

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

ZONE 043-3.a ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 200 metres from the edge of the water for the time being and located adjacent to the eastern shore between a beacon⁽⁷⁵⁾ situated on the shore immediately south of the Burrumbeet Creek Inlet and other beacon⁽⁶⁴⁾ situated on the shore approximately 100 metres south of Racecourse Point⁽⁶³⁾;*

Summary: Beacon (64) is missing. Install with TSV compliant asset as per Schedule.

Beacons (65, 66, 67, 68, 69, 70) are not location compliant, not TSV standard and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

Beacon (75) is not TSV standard. Replace with TSV standard asset as per Schedule.

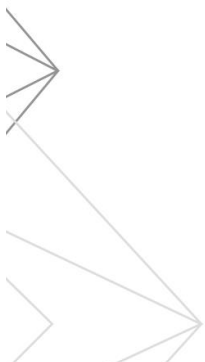
TSV Recommendations: Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

64. (missing)

65.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

66.



67.



68.



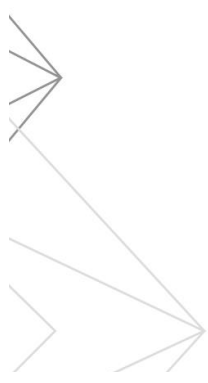
69.



70.

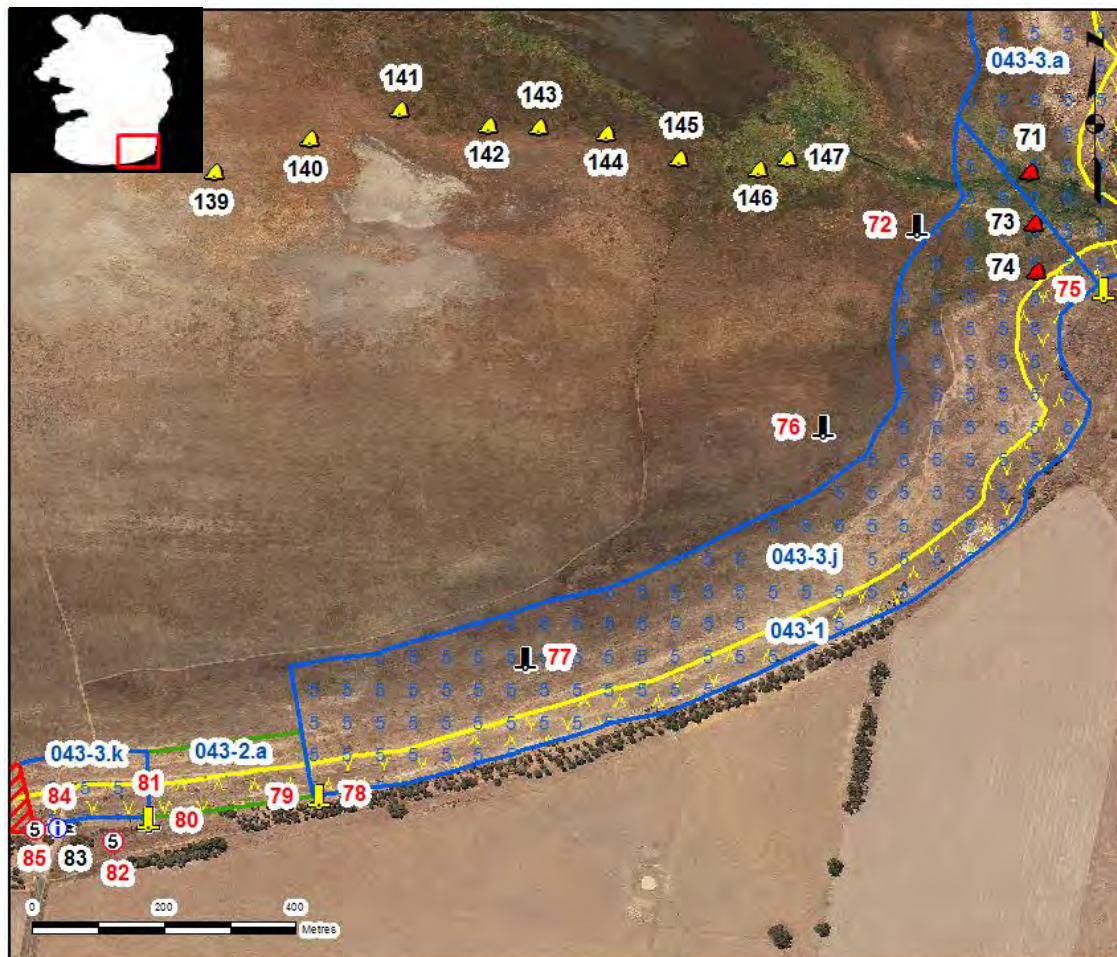


75.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Creek Inlet to Southern Caravan Park



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
72	No	Yes	No	Good	19m from zone boundary; Not TSV Standard; Not In Schedule;
75	Yes	Yes	No	Fair	Not TSV Standard;
76	No	Yes	No	Good	64m from zone boundary; Not TSV Standard; Not In Schedule;
77	No	Yes	No	Good	71m from zone boundary; Not TSV Standard; Not In Schedule;
78	No	Yes	No	Poor	7m from zone; Not TSV Standard; Bullet holes;
79	No	Yes	No	Poor	7m from zone; Not TSV Standard; Bullet holes; Not In Schedule;
80	Yes	Yes	No	Poor	Not TSV Standard; Faded;
81	Yes	Yes	No	Poor	Not TSV Standard; Faded; Not In Schedule;
82	Yes	Yes	No	Poor	Not TSV Standard; Faded; Not In Schedule;

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

85	Missing	n/a	n/a	Missing	
----	---------	-----	-----	---------	--

ZONE 043-3.j ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 200 metres from the edge of the water for the time being and located adjacent to the south east shore between a beacon⁽⁷⁵⁾ situated on the shore immediately south of the Burrumbeet Creek Inlet and another beacon⁽⁷⁸⁾ situated on the shore approximately 300 metres east of the boat launching ramp⁽⁶³⁾ located at the Burrumbeet-Hillcrest Road;*

Summary: Beacons (72, 76, 77) are not location compliant, not TSV standard and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

Beacon (75) is not TSV standard. Replace with TSV standard asset as per Schedule.

Beacon (78) is not location compliant, not TSV standard and in poor condition. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

TSV Recommendations: Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

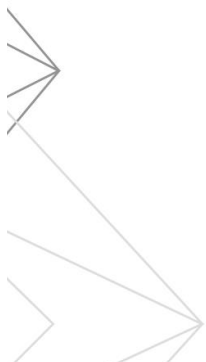
Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

72.



75.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

76.



77.



78.



ZONE 043-2.a ~ Access Lane (Clause 5)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being in an area approximately 200 metres wide situated on the southern shore with the westerly boundary⁽⁸¹⁾ located approximately 100 metres east of the boat launching ramp⁽⁸³⁾ located at Burrumbeet-Hillcrest Road;*

Summary: Beacon (79) is not location compliant, not TSV standard, in poor condition and not in Schedule. Remove and replace with TSV compliant asset relocating to reflect with zone boundary.

Beacon (81) is not TSV standard, in poor condition and not in Schedule. Replace with TSV compliant asset.

TSV Recommendations: Consider reviewing this zone due to vegetation growth across the zone. It is also recommended that a survey be conducted to determine if water depth is suitable for safe water skiing.

Waterway manager should consider delineating zone with TSV compliant signs or sets of front and rear beacons and buoys.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

79.



81.



ZONE 043-3.k ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being and located adjacent to the southern shore between a beacon⁽⁸⁵⁾ situated on the shore approximately 30 metres west of the launching ramp⁽⁸³⁾ located at the Burrumbeet-Hillcrest Road and another beacon⁽⁸⁰⁾ situated on the shore approximately 100 metres east of the launching ramp located at the Burrumbeet-Hillcrest Road;*

Summary: Beacon (80) is not TSV standard and faded. Replace with TSV compliant asset.

Beacon (82) is not TSV standard, in poor condition and not in Schedule. Remove asset.

Beacon (85) is missing. Install with TSV compliant asset as per Schedule.

TSV Recommendations: Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

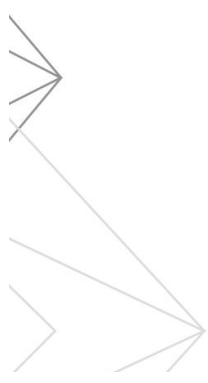
80.



82.



85. (missing)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Southern Caravan Park



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
86	Missing	n/a	n/a	Missing	
87	Missing	n/a	n/a	Missing	
88	Missing	n/a	n/a	Missing	
91	No	Yes	No	Good	40m from zone boundary ; Not TSV Standard; Not In Schedule;
92	No	Yes	No	Good	24m from zone boundary ; Not TSV Standard; Not In Schedule;
93	No	Yes	No	Good	14m from zone boundary ; Not TSV Standard; Not In Schedule;
94	Missing	n/a	n/a	Missing	

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

ZONE 043-4.d ~ Vessels Prohibited (Clause 9)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being and located adjacent to the southern shore on the eastern boundary of the caravan park and another beacon⁽⁸⁶⁾ situated on the shore approximately 400 metres east of the caravan park;*

Summary: Beacon (86) is missing. Install with TSV compliant asset as per Schedule.

TSV Recommendations: This rule to be written to reference specific GPS points and definable geographic features. The current zone is unable to be mapped accurately and requires a total review as to the location and extent. The caravan park does not appear to exist and measurements are incorrect. The extent of this zone requires review in-line with adjacent zones. Consider combining 43.4d and 43.4e to create one zone.

Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

86. (missing)

ZONE 043-4.e ~ Vessels Prohibited (Clause 9)

Existing VOZR Wording: *extending approximately 50 metres from the edge of the water for the time being and located adjacent to the southern shore between beacons^(86,87) approximately 70 metres apart, situated on the shore in front of the caravan park;*

Summary: Beacons (86, 87) are missing. Install with TSV compliant asset as per Schedule.

TSV Recommendations: This rule to be written to reference specific GPS points and definable geographic features. The current zone is unable to be mapped accurately and requires a total review as to the location and extent. The caravan park does not appear to exist and measurements are incorrect. The extent of this zone requires review in-line with adjacent zones. Consider combining 43.4d and 43.4e to create one zone.

Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

86. (missing)

87. (missing)

ZONE 043-3.1 ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being and located adjacent to the Caravan Park on the southern shore in an area approximately 300 metres wide between two beacons^(88,94) situated on the shore except all those waters within the area which are prohibited areas;*

Summary: Beacons (88, 94) are missing. Install with TSV compliant asset as per Schedule.

Beacons (91, 92, 93) are not location compliant, not TSV standard and not in Schedule. Remove assets.

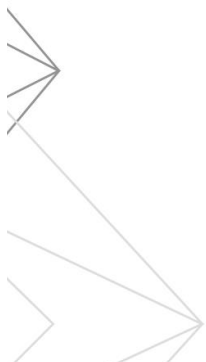
TSV Recommendations: This rule to be written to reference specific GPS points and definable geographic features. The current zone is unable to be mapped accurately and requires a total review as to the location and extent. The caravan park does not appear to exist and measurements are incorrect. The extent of this zone requires review in-line with adjacent zones. Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

88. (missing)

91.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

92.



93.



94. (missing)

ZONE 043-2.b ~ Access Lane (Clause 5)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being in an area approximately 150 metres wide situated on the southern shore with the westerly boundary located approximately 200 metres east of the Canico Creek⁽⁹⁷⁾;*

Summary: No assets found or scheduled.

TSV Recommendations: Consider reviewing this zone due to vegetation growth across the zone. It is also recommended that a survey be conducted to determine if water depth is suitable for safe water skiing.

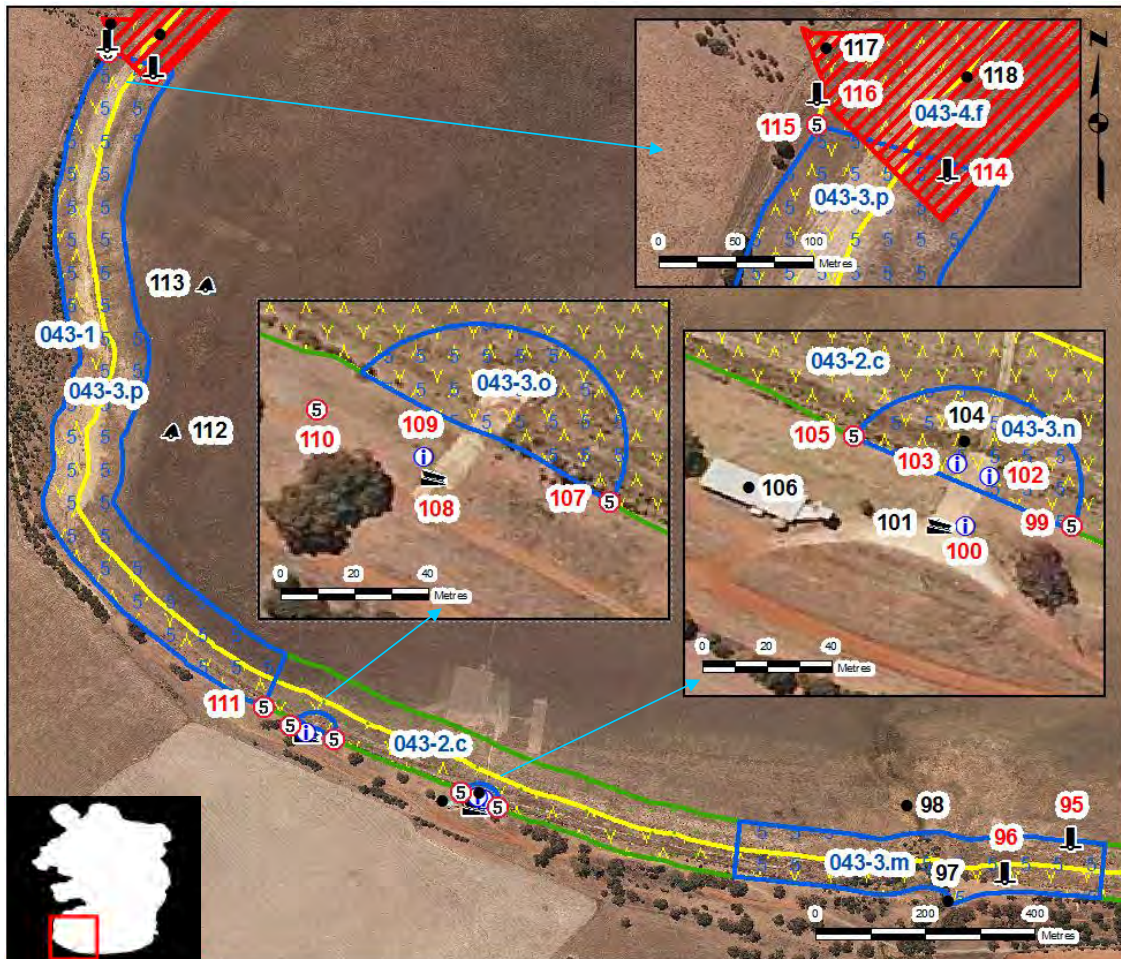
Waterway manager should consider delineating zone with TSV compliant signs or sets of front and rear beacons and buoys.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Canico to Baillies



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
95	Yes	Yes	No	Good	Not TSV Standard; Not In Schedule;
97	n/a	n/a	n/a	n/a	Canico Creek Inlet
99	Missing	n/a	n/a	Missing	
105	Missing	n/a	n/a	Missing	
106	n/a	n/a	n/a	n/a	Boat Club
107	Missing	n/a	n/a	Missing	
110	Yes	Yes	No	Poor	Not TSV Standard; access lane; Fallen over;
111	Missing	n/a	n/a	Missing	
114	No	Yes	No	Good	32m from Schedule location; Not TSV Standard;
115	Missing	n/a	n/a	Missing	
117	n/a	n/a	n/a	n/a	Baillies Creek Inlet

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

ZONE 043-3.m ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being and located adjacent to the southern shore between a beacon situated on the shore approximately 200 metres east on the shore approximately 350 metres west of the Canico Creek Inlet⁽⁹⁷⁾;*

Summary: Beacon (95) is not location compliant, not TSV compliant and not in Schedule. Remove asset.

TSV Recommendations: This rule to be written to reference specific GPS points and definable geographic features. The current zone is unable to be mapped accurately and requires a total review as to the location and extent. The extent of this zone requires review in-line with adjacent zones.

Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

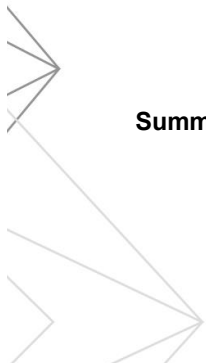
95.



ZONE 043-2.c ~ Access Lane (Clause 5)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being in an area approximately 750 metres wide situated on the southern shore with the westerly boundary located approximately 300 metres west of the Boat Club⁽¹⁰⁶⁾ except those two areas within a radius of 30 metres of the two boat ramps within the access lane, which are subject to a speed restriction of 5 knots.*

Summary: No assets found or scheduled.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

TSV Recommendations: Consider reviewing this zone due to vegetation growth across the zone. It is also recommended that a survey be conducted to determine if water depth is suitable for safe water skiing. Waterway Manager to review proximity of access lane to boat ramps. Consider a buffer zone between boat ramps and access lane, so the access lane does not go cross boat ramps. Waterway manager should consider delineating zone with TSV compliant signs or sets of front and rear beacons and buoys. Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

ZONE 043-3.n ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 30 metres from the edge of the water for the time being and located adjacent to the southern shore between beacons^(99,105) situated on the shore approximately 30 metres each side of the launching ramp⁽¹⁰¹⁾ situated approximately 30 metres east of the boat club⁽¹⁰⁶⁾;*

Summary: Beacons (99, 105) are missing. Install with TSV compliant assets as per Schedule.

TSV Recommendations: Waterway Manager to review proximity of access lane to boat ramps. Consider a buffer zone between boat ramps and adjacent access lane, so access lane does not cross boat ramps.

Waterway manager should consider delineating zone with TSV compliant signs.

Consider creating rectangular zone for this area which can be easily defined.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

99. (missing)

105. (missing)

ZONE 043-3.o ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 30 metres from the edge of the water for the time being and located adjacent to the southern shore between beacons^(107,110) situated on the shore approximately 30 metres either side of the launching ramp⁽¹⁰⁸⁾ situated approximately 200 metres west of the boat club⁽¹⁰⁶⁾;*

Summary: Beacon (107) is missing. Install with TSV compliant asset as per Schedule.

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Beacon (110) is not TSV standard and fallen over. Install with TSV compliant asset as per Schedule.

TSV Recommendations: Waterway Manager to review proximity of access lane to boat ramps. Consider a buffer zone between boat ramps and adjacent access lane, so access lane does not cross boat ramps.

Waterway manager should consider delineating zone with TSV compliant signs.

Consider creating rectangular zone for this area which can be easily defined.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

107. (missing)

110.



ZONE 043-3.p ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 100 metres from the edge of the water for the time being and located adjacent to the south western shore between a beacon⁽¹¹¹⁾ situated on the shore approximately 80 metres west of the boat ramp⁽¹⁰⁸⁾ located approximately 200 metres west of the boat club⁽¹⁰⁶⁾ and another beacon⁽¹¹⁵⁾ situated on the shore approximately 50 metres south of Baillies Creek Inlet⁽¹¹⁷⁾;*

Summary: Beacons (111, 115) are missing. Install with TSV compliant asset as per Schedule.

TSV Recommendations: The extent of this zone requires review in-line with adjacent access lane described in 43.2(c). Wording should be simplified and corrected to read ‘...a beacon⁽¹¹¹⁾ located approximately 300 metres west of the Boat Club⁽¹⁰⁶⁾...’.

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

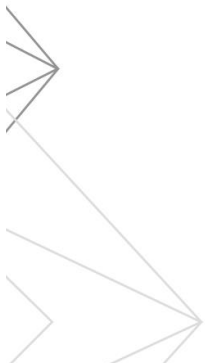
Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

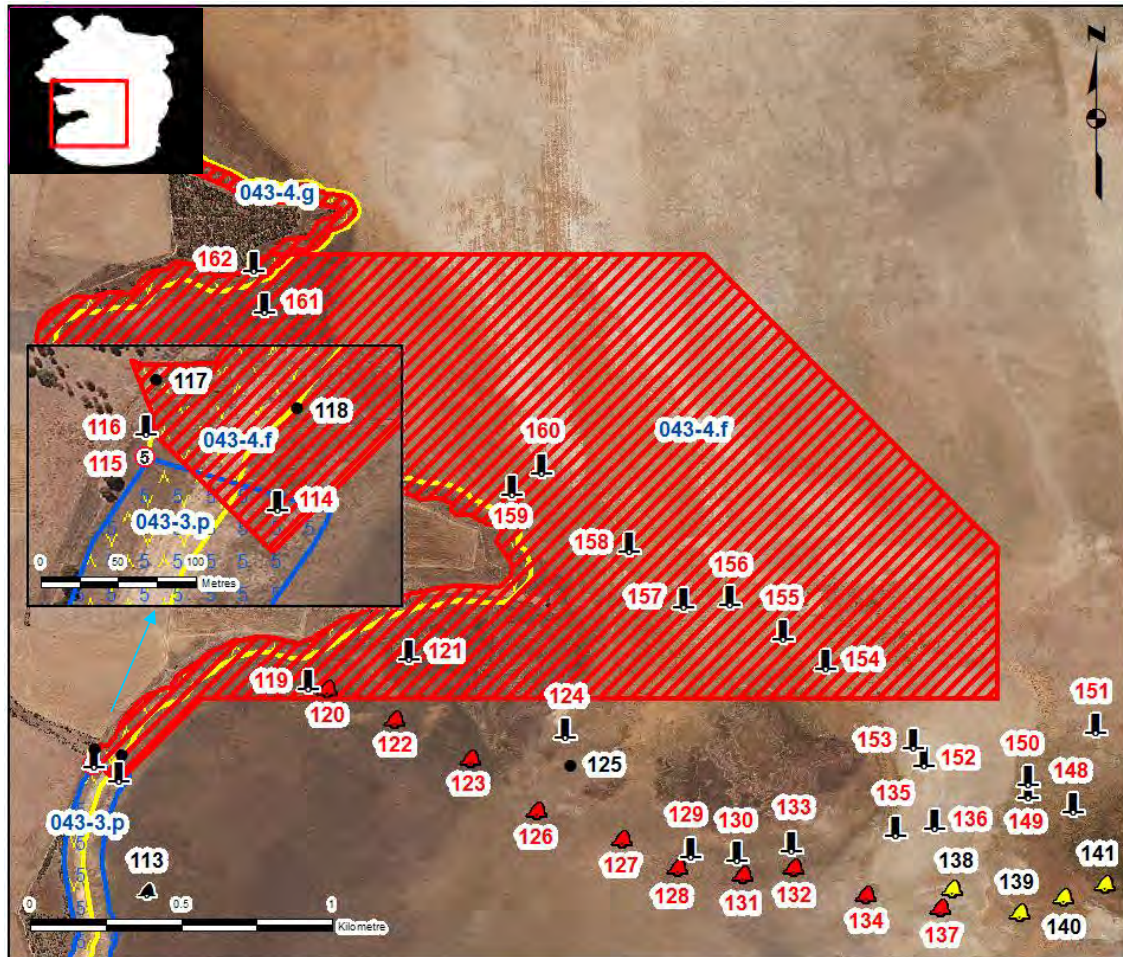
111. (missing)

115. (missing)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Baillies Creek Inlet to Carngham Point



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
114	No	Yes	No	Good	32m from Schedule location; Not TSV Standard;
116	Yes	Yes	No	Poor	Not TSV Standard; Faded;
117	n/a	n/a	n/a	n/a	Baillies Creek Inlet
119	No	Yes	No	Poor	287m from Schedule location; Not TSV Standard; Bent;
120	No	Yes	Yes	Good	15m from zone boundary; Not In Schedule;
121	No	Yes	No	Good	159m from zone boundary; Not TSV Standard; Not In Schedule;
122	No	Yes	Yes	Good	82m from zone boundary; Not In Schedule;
123	No	Yes	Yes	Good	212m from zone boundary; Not In Schedule;
124	No	Yes	No	Good	101m from zone boundary; Not TSV Standard; Not In Schedule;

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

126	No	Yes	Yes	Good	390m from zone boundary; Not In Schedule;
127	No	Yes	Yes	Good	480m from zone boundary; Not In Schedule;
128	No	Yes	Yes	Good	570m from zone boundary; Not In Schedule;
129	No	Yes	No	Good	500m from zone boundary; Not TSV Standard; Not In Schedule;
130	No	Yes	No	Good	510m from zone boundary; Not TSV Standard; Not In Schedule;
131	No	Yes	Yes	Good	597m from zone boundary; Not In Schedule;
132	No	Yes	Yes	Good	575m from zone boundary; Not In Schedule;
133	No	Yes	No	Good	478m from zone boundary ; Not TSV Standard; Not In Schedule;
134	No	Yes	Yes	Good	663m from zone boundary; Not In Schedule;
135	No	Yes	No	Good	430m from zone boundary; Not TSV Standard; Not In Schedule;
136	No	Yes	No	Good	407m from zone boundary; Not TSV Standard; Not In Schedule;
137	No	Yes	Yes	Good	707m from zone boundary; Not In Schedule;
148	No	Yes	No	Good	400m from zone boundary; Not TSV Standard; Not In Schedule;
149	No	Yes	No	Good	313m from zone boundary; Not TSV Standard; Not In Schedule;
150	No	Yes	No	Good	273m from zone boundary; Not TSV Standard; Not In Schedule;
151	No	Yes	No	Good	271m from zone boundary; Not TSV Standard; Not In Schedule;
152	No	Yes	No	Good	196m from zone boundary; Not TSV Standard; Not In Schedule;
153	No	Yes	No	Good	262m from Schedule location; Not TSV Standard;
154	No	Yes	No	Good	588m from Schedule location; Not TSV Standard;
155	No	Yes	No	Good	224m from zone boundary; Not TSV Standard; Not In Schedule;
156	No	Yes	No	Good	338m from zone boundary; Not TSV Standard; Not In Schedule;
157	No	Yes	No	Poor	330m from zone boundary; Not TSV Standard; Cracked; Not In Schedule;
158	No	Yes	No	Good	516m from zone boundary; Not TSV Standard; Not In Schedule;
159	No	Yes	No	Poor	703m from zone boundary; Not TSV Standard; Bent; Not In Schedule;
160	No	Yes	No	Good	820m from Scheduled location; Not TSV Standard;
161	No	Yes	No	Poor	162m from zone boundary; Not TSV Standard; Cracked; Not In Schedule;
162	n/a	Yes	No	Poor	Not TSV Standard; Bullet holes;

ZONE 043-4.f ~ Vessels Prohibited (Clause 9)

Existing VOZR Wording: *bounded by the western shore and a line commencing at a beacon⁽¹¹⁶⁾ on the shore immediately south of Baillies Creek Inlet⁽¹¹⁷⁾, and extending in a south easterly direction for a distance of approximately 100 metres to a beacon⁽¹¹⁴⁾ in the water, thence in a north easterly direction for a distance of approximately 350 metres to a beacon⁽¹¹⁹⁾ in the water, thence in a easterly direction for a distance of approximately 2100*

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

metres to a beacon⁽¹⁵³⁾ in the water, thence in a northerly direction for a distance of approximately 500 metres to a beacon⁽¹⁵⁴⁾ in the water, thence in a north westerly direction for a distance of approximately 1200 metres to a beacon⁽¹⁶⁰⁾ in the water, thence in a westerly direction for a distance of approximately 1250 metres to a beacon in the water, thence in a north westerly direction for a distance of approximately 300 metres to a beacon in the water, thence in a north easterly direction for a distance of approximately 300 metres to a beacon in the water, thence in a north westerly direction for a distance of approximately 40 metres to a beacon located on the southern shore of Carngham Point⁽¹⁶²⁾;

Summary:

Buoys (120, 122, 123, 126, 127, 128, 131, 132, 134, 137) are not location compliant. Relocate assets to reflect the Scheduled position or consider amending Schedule.

Beacons (114, 121, 124, 129, 130, 133, 135, 136, 148, 149, 150, 151, 152, 153, 154, 155, 156, 158, 160) are not location compliant and not TSV standard. Replace with TSV compliant assets and relocate assets to reflect the Scheduled position or consider amending Schedule.

Beacons (119, 157, 159, 161) are not location compliant, not TSV standard and in poor condition. Replace with TSV compliant assets and relocate to reflect with zone boundary.

Beacons (116, 162) are not TSV Standard and in poor condition. Replace with TSV compliant asset as per Schedule.

TSV Recommendations:

This rule to be rewritten to reference specific GPS points and definable geographic features. The current zone is unable to be mapped accurately and requires a total review as to the location and extent. Zone has been mapped up to location *“thence in a westerly direction for a distance of approximately 1250 metres to a beacon in the water”* as boundary hits the shore at this point.

The way this rule is currently written does not encompass the existing hazardous area (shallow water).

Excessive use of beacons and buoys is confusing. Consider removing beacons and relocating existing buoys and installing additional buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

114.



116.



119.



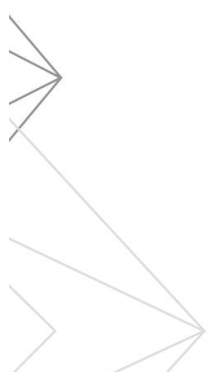
120.



121.



122.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

123.



124.



126.



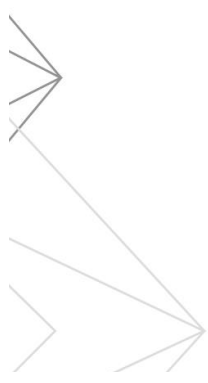
127.



128.



129.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

130.



131.



132.



133.



134.



135.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

136.



137.



148.



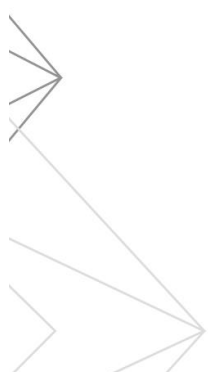
149.



150.



151.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

152.



153.



154.



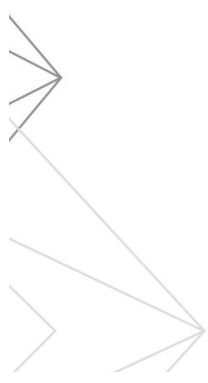
155.



156.



157.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

158.



159.



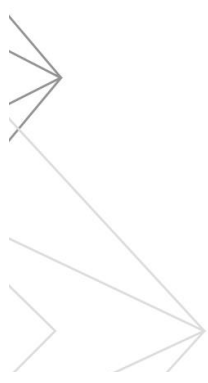
160.



161.

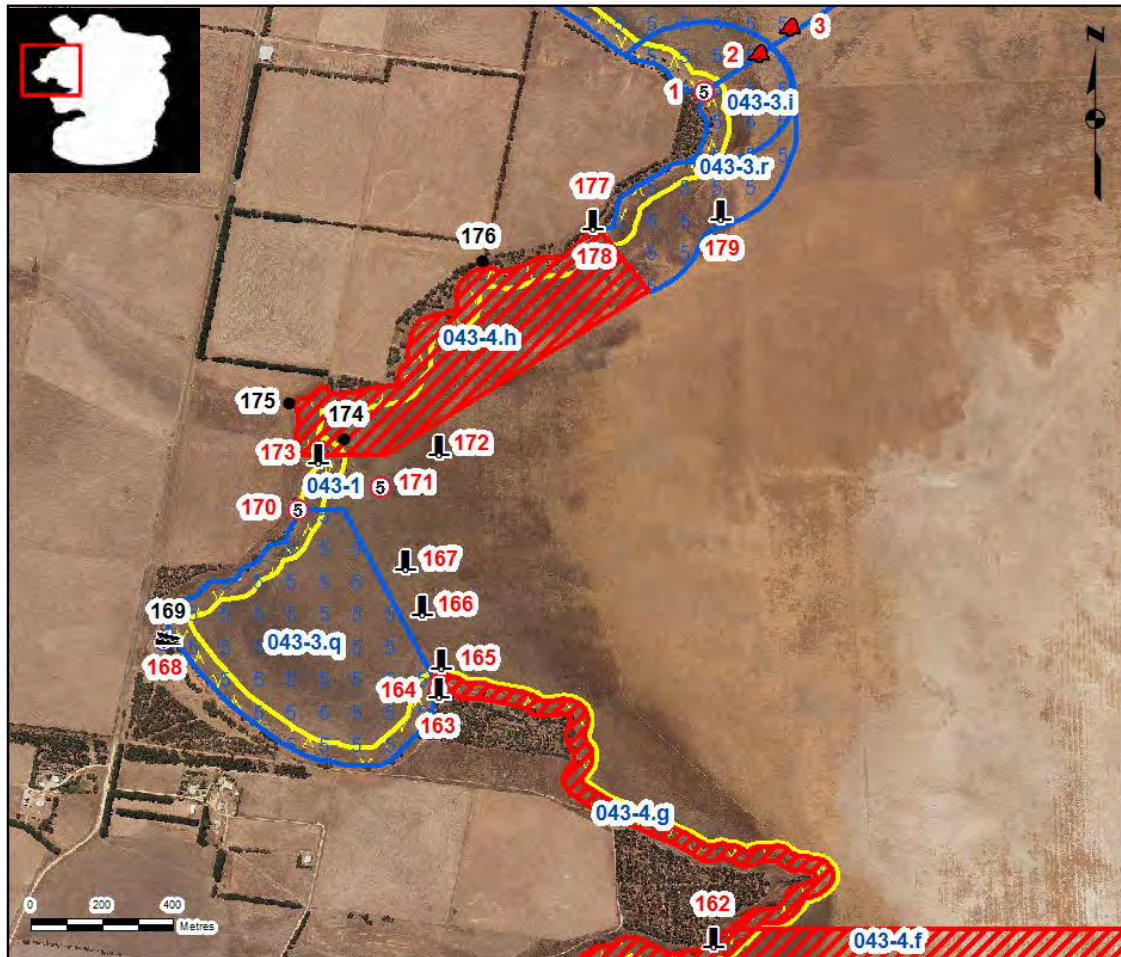


162.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Carngham Point to Western Bay



ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
162	n/a	Yes	No	Poor	Not TSV Standard; Bullet holes;
163	Missing	n/a	n/a	Missing	
164	Missing	n/a	n/a	Missing	
165	No	Yes	No	Poor	40m from zone boundary ; Not TSV Standard; Cracked; Not In Schedule;
166	No	Yes	No	Good	156m from zone boundary; Not TSV Standard; Not In Schedule;
167	No	Yes	No	Good	73m from zone boundary ; Not TSV Standard; Not In Schedule;
170	Missing	n/a	n/a	Missing	
171	No	Yes	No	Good	105m from Schedule location; Not TSV Standard;
172	No	Yes	No	Poor	128m from Schedule location; Not TSV Standard; Cracked;
173	Missing	n/a	n/a	Missing	
175	n/a	n/a	n/a	n/a	Drain Inlet

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

176	n/a	n/a	n/a	n/a	Pump House
177	Yes	Yes	No	Poor	Not TSV Standard; Faded;
178	Yes	Yes	No	Poor	Not TSV Standard; Faded;
179	No	Yes	No	Poor	270m from Schedule location; Not TSV Standard; Bent;

ZONE 043-4.g ~ Vessels Prohibited (Clause 9)

Existing VOZR Wording: *extending approximately 40 metres from the edge of the water for the time being and located on the western shore between a beacon⁽¹⁶²⁾ situated on the southern shore of Carngham Point and another beacon⁽¹⁶³⁾ situated on the north west shore of Sawyers Point;*

Summary: Beacon (162) is not TSV standard and in poor condition. Replace with TSV compliant asset as per Schedule.

Beacon (163) is missing. Install with TSV compliant asset.

TSV Recommendations: Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

162.



163. (missing)

ZONE 043-3.q ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *adjacent to the western shore within Western Bay (Dunny Bay) and bounded by the shore and a line commencing at a beacon⁽¹⁶⁴⁾ situated on the northwest shore of Sawyers point and thence extending in a north westerly direction for a distance of approximately 550 metres to a beacon⁽¹⁷¹⁾ in the water approximately 100 metres from the shore and thence in a westerly direction to a beacon⁽¹⁷⁰⁾ on the shore;*

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Summary:

Beacons (164, 170) are missing. Install with TSV compliant assets.

Beacon (165) is not location compliant, not TSV standard and in poor condition. Replace with TSV compliant asset and relocate to reflect with zone boundary

Beacons (166, 167, 171) are not location compliant, not TSV standard and not in Schedule. Replace with TSV compliant asset and relocate to reflect with zone boundary.

TSV Recommendations:

Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant 5 knot signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

164. (missing)

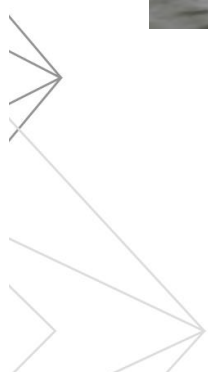
165.



166.



167.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

170. (missing)

171.



ZONE 043-4.h ~ Vessels Prohibited (Clause 9)

Existing VOZR Wording: *bounded on the western shore and a line commencing at a beacon⁽¹⁷³⁾ situated on the shore approximately 150 metres south of the drain inlet⁽¹⁷⁵⁾, thence extending in an easterly direction for a distance of approximately 100 metres to a beacon⁽¹⁷²⁾ in the water and then extending in a north easterly direction for a distance of approximately 750 metres to a beacon⁽¹⁷⁹⁾ situated in the water, thence in a north westerly direction for a distance of approximately 200 metres to a beacon⁽¹⁷⁷⁾ situated on the shore.*

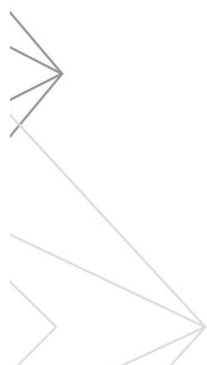
Summary: Beacons (172, 177, 179) are not location compliant, not TSV standard and are in poor condition. Replace with TSV compliant assets and relocate to reflect with zone boundary.

Beacon (173) is missing. Install with TSV compliant asset as per Schedule.

TSV Recommendations: Consider installing TSV compliant buoys to effectively mark this zone boundary and make it easily understood to waterway users.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

172.



173. (missing)

177.



179.



ZONE 043-3.r ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *extending approximately 200 metres from the edge of the water for the time being and located adjacent to the western shore between a beacon⁽¹⁷⁸⁾ situated on the shore approximately 300 metres north east of the pump house⁽¹⁷⁶⁾ and another beacon situated on the northern shore of Whites Point⁽¹⁾;*

Summary: Beacons (1, 178) are not TSV standard and in poor condition. Replace with TSV compliant assets.

TSV Recommendations: Schedule written incorrectly. Consider rewriting rule to make it easily understood and review the boundary of this zone and adjacent zones 43.3(h), 43.3(i) and 43.3(s) to enable clear marking by navigation aids.

Waterway manager should consider replacing on shore beacons with TSV compliant signs and/or both.

Schedule to be reworded to accurately reflect where signs, beacons and/or buoys are used.

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

1.



178.



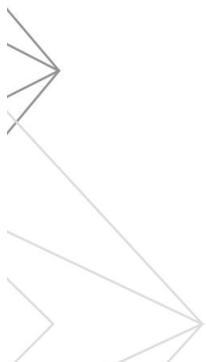
ZONE 043-3.s ~ Speed Restriction – 5 knots (Clause 7)

Existing VOZR Wording: *adjacent to the south-western shore within Dobsons Bay, and bounded by the shore, and a line commencing at a beacon situated on the north shore of Sawyers Point and thence extending in a north westerly direction for a distance of approximately 1000 metres to a beacon on the shore*

Summary: No assets found.

TSV Recommendations: The current zone is unable to be mapped accurately and requires a total review as to the location and extent.

Schedule written incorrectly. Consider rewriting rule to make it easily understood and review the boundary of this zone and adjacent zones 43.3(h), 43.3(i) and 43.3(r) to enable clear marking by navigation aids.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Boating Safety Information Signs

ASSET #	BSI CONDITION	BSI SIGN TSV STANDARD COMPLIANCE	BSI LOCATION #	BOAT RAMP CONDITION	AUDITOR'S COMMENT
n/a	n/a	n/a	Boat Ramp (15)	Fair	Install Boating Safety Information Sign
n/a	n/a	n/a	Boat Ramp (16)	Good	Install Boating Safety Information Sign
45	Good	Yes	Boat Ramp (46)	Good	Map different to VOZR.
84	Good	Yes	Boat Ramp (83)	Good	Map different to VOZR.
100	Good	Yes	Boat Ramp (101)	Good	Map different to VOZR.
109	Good	Yes	Boat Ramp (108)	Poor	Map different to VOZR. Boat Ramp cracked.
168	Good	Yes	Boat Ramp (169)	Fair	Map different to VOZR.

Summary: Boat Ramps (15, 16) are missing a BSI sign.

BSI signs (45, 84, 100, 109, 168) maps differ to what is defined in the Schedule.

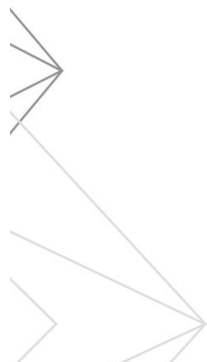
TSV Recommendations: Install new Boating Safety Information signage at boat ramps (15, 16). All Boating Safety Information signs to comply with TSV Boating Safety Signage & Buoyage Guidelines.

Maps within the Boating Safety Information signs do not accurately reflect the current schedule rules. BSI maps require updating or amend schedule to match current BSI map.

15.



16.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

45.



46.



83.



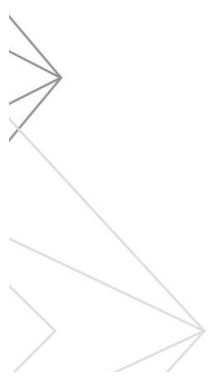
84.



100.



101.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

108.



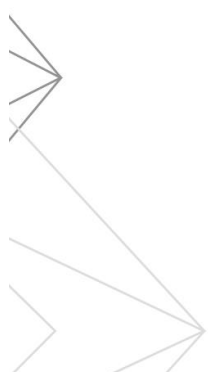
109.



168.



169.



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet**Miscellaneous (Other assets not referenced in Schedule)**

ASSET #	LOCATION COMPLIANCE	TYPE COMPLIANCE	TSV STANDARD COMPLIANCE	CONDITION	AUDITOR'S COMMENT
2	n/a	n/a	No	Good	Red buoy marking submerged fence; Not TSV Standard; Not In Schedule;
3	n/a	n/a	No	Good	Red buoy marking submerged fence; Not TSV Standard; Not In Schedule;
13	n/a	Yes	Yes	Good	Unused red buoy; Not In Schedule;
14	n/a	Yes	Yes	Good	Unused red buoys; Not In Schedule;
18	n/a	n/a	No	Good	Red buoy marking submerged fence; Not TSV Standard; Not In Schedule;
19	n/a	n/a	No	Good	Red buoy marking submerged fence; Not TSV Standard; Not In Schedule;
20	n/a	n/a	No	Good	Red buoy marking submerged fence; Not TSV Standard; Not In Schedule;
21	n/a	n/a	No	Good	Red buoy marking submerged fence; Not TSV Standard; Not In Schedule;
22	n/a	n/a	No	Good	Red buoy marking submerged fence; Not TSV Standard; Not In Schedule;
23	n/a	n/a	No	Good	Line of 49 red buoys marking submerged fence; Not TSV Standard; Not In Schedule;
26	n/a	Yes	Yes	Good	Unused red buoy; Not In Schedule;
48	n/a	n/a	n/a	n/a	Hazard - post;
49	n/a	n/a	n/a	Fair	Sign; Not TSV Standard; Not In Schedule;
50	n/a	n/a	No	Fair	Sign; Not In Schedule; Fit for purpose;
51	n/a	n/a	n/a	n/a	Water level gauge; Not In Schedule;
52	n/a	n/a	n/a	n/a	Water level gauge; Not In Schedule;
61	n/a	n/a	n/a	n/a	Hazard – post;
71	n/a	Yes	Yes	Good	Red buoy; Not In Schedule; Fit for purpose
73	n/a	Yes	Yes	Good	Red buoy; Not In Schedule; Fit for purpose
74	n/a	Yes	Yes	Good	Red buoy; Not In Schedule; Fit for purpose
89	n/a	n/a	No	Poor	Sign; Not In Schedule;
90	n/a	n/a	n/a	n/a	Hazard - fence;
96	n/a	n/a	n/a	n/a	Hazard – fence;
98	n/a	n/a	n/a	n/a	Semi-submerged hazard - tree;
102	n/a	Yes	No	Good	Sign; Not TSV Standard; Not In Schedule; Fit for purpose
103	n/a	Yes	No	Good	Sign; Not TSV Standard; Not In Schedule; Fit for purpose
104	n/a	n/a	n/a	n/a	Hazard – post;
112	n/a	n/a	n/a	n/a	Water ski slalom course; Not In Schedule;
113	n/a	n/a	n/a	n/a	Water ski slalom course; Not In Schedule;
118	n/a	n/a	n/a	n/a	Semi-submerged hazard - star picket;
125	n/a	n/a	n/a	n/a	Semi-submerged hazard – metal post;
138	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
139	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
140	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
141	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
142	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

143	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
144	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
145	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
146	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
147	n/a	n/a	Yes	Good	Yellow 5 knot buoy; Not In Schedule;
174	n/a	n/a	n/a	n/a	Semi-submerged hazard – metal structure;

Summary:

Buoys (2, 3, 18, 19, 20, 21, 22, 23) mark submerged fence posts.
 Buoys (13, 14, 26) are unused.
 Feature (48, 61, 90, 96, 104, 112, 113, 118, 125, 174) navigational hazard.
 Signs (49, 89) are unscheduled.
 Signs (50, 102, 103) are unscheduled and fit for purpose.
 Features (51, 52) water level gauge.
 Buoys (71, 73, 74, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147) are unscheduled and fit for purpose.

TSV Recommendations:

The submerged fences as marked by buoys (2, 3, 18, 19, 20, 21, 22, 23) are a significant hazard to safety and navigation and should be removed as a high priority. (Note: Advised by the waterway manager at the time that these were in the process of being removed.)

Features (48, 61, 96, 98, 104) are a hazard to navigation and consideration should be given to removing or adequately marking.

Sign (49) is a hazard to navigation and requires to be removed.

Water level gauges (51, 52) need to be adequately marked so as not be a hazard to navigation.

Buoys (71, 73, 74) are marking an unscheduled vessel prohibited area. Consideration to be given to including this zone in the review of the scheduled rules.

Sign (89) is unscheduled and in poor condition. Consider purpose and relocating to reflect adjacent vessel prohibited zone (43.4(d)) boundary.

Feature (90) is a hazard to navigation and consideration should be given to removing, however is adequately marked and within 5 knot zone, or consider extending adjacent vessel prohibited zone 43.4(e).

Consider marking the water ski slalom course buoys (112, 113) with high visibility colours so it does not present a hazard to navigation.

Features (118, 125, 174) are a hazard to navigation and although located within vessel prohibited zones, consideration should be given to removing or adequately marking.

Buoys (138, 139, 140, 141, 142, 143, 144, 145, 146, 147) are marking an unscheduled 5 knot speed restriction zone area, which were left in place from previous temporary rules. They are fit for purpose as they are indicating a shallow section of the waterway. Consideration to be given to including this zone in the review of the scheduled rules.

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

2. (Ref map page 8 & 50)



3. (Ref map page 8 & 50)



13. (Ref map page 12)



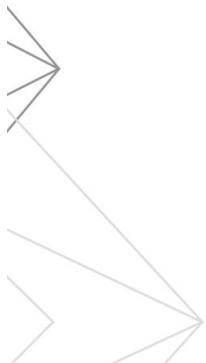
14. (Ref map page 12)



18. (Ref map page 12)



19. (Ref map page 14)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

20. (Ref map page 14)



21. (Ref map page 14)



22. (Ref map page 14)



23. (Ref map page 14)



26. (Ref map page 14)



48. (Ref map page 19)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

49. (Ref map page 19)



50. (Ref map page 19)



51. (Ref map page 19)



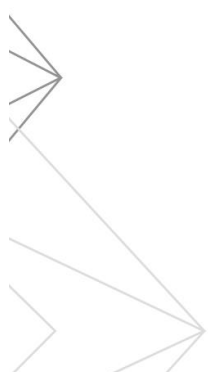
52. (Ref map page 19)



61. (Ref map page 19)



71. (Ref map page 25)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

73. (Ref map page 25)



74. (Ref map page 25)



89. (Ref map page 33)



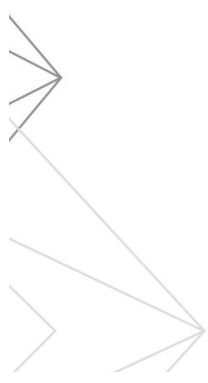
90. (Ref map page 33)



96. (Ref map page 37)



98. (Ref map page 37)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

102. (Ref map page 37)



103. (Ref map page 37)



104. (Ref map page 37)



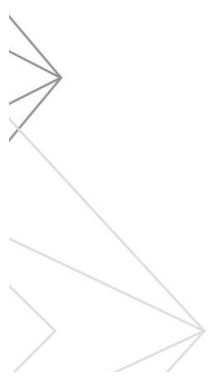
112. (Ref map page 37)



113. (Ref map page 37)



118. (Ref map page 37)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

125. (Ref map page 25 & 41)



138. (Ref map page 25 & 41)



139. (Ref map page 25 & 41)



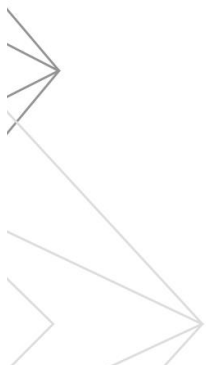
140. (Ref map page 25 & 41)



141. (Ref map page 25 & 41)



142. (Ref map page 25)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

143. (Ref map page 25)



144. (Ref map page 25)



145. (Ref map page 25)



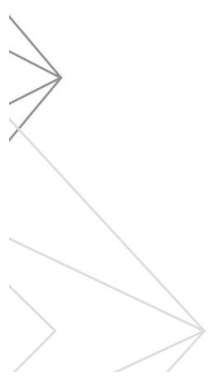
146. (Ref map page 25)



147. (Ref map page 25)



174. (Ref map page 50)



WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

Appendix 1 – Asset Coordinates

Asset #	Actual Location				Scheduled Location (if different from Actual)			
	Decimal Degrees		DMS		Decimal Degrees		DMS	
	Latitude	Longitude	Latitude	Longitude	Latitude	Longitude	Latitude	Longitude
1	-37.482206	143.628630	37° 28' 55.94"	143° 37' 43.07"				
2	-37.481322	143.630037	37° 28' 52.76"	143° 37' 48.13"				
3	-37.480673	143.630835	37° 28' 50.42"	143° 37' 51.01"				
4	-37.478434	143.632914	37° 28' 42.36"	143° 37' 58.49"				
5	-37.478962	143.632847	37° 28' 44.26"	143° 37' 58.25"				
6	-37.479268	143.634316	37° 28' 45.36"	143° 38' 3.54"	-37.478553	143.637625	37° 28' 42.79"	143° 38' 15.45"
7	-37.478625	143.633988	37° 28' 43.05"	143° 38' 2.36"				
8	-37.476301	143.637173	37° 28' 34.68"	143° 38' 13.82"				
9	-37.476301	143.637173	37° 28' 34.68"	143° 38' 13.82"				
10	-37.476301	143.637625	37° 28' 34.68"	143° 38' 15.45"				
11	-37.474924	143.637266	37° 28' 29.73"	143° 38' 14.16"				
12	-37.473387	143.640404	37° 28' 24.19"	143° 38' 25.45"				
13	-37.472518	143.640224	37° 28' 21.06"	143° 38' 24.81"				
14	-37.472522	143.640316	37° 28' 21.08"	143° 38' 25.14"				
15	-37.472439	143.640280	37° 28' 20.78"	143° 38' 25.01"				
16	-37.472396	143.640683	37° 28' 20.63"	143° 38' 26.46"				
17	-37.471747	143.642209	37° 28' 18.29"	143° 38' 31.95"				
18	-37.474604	143.648282	37° 28' 28.57"	143° 38' 53.82"				
19	-37.476378	143.647812	37° 28' 34.96"	143° 38' 52.12"				
20	-37.478320	143.647328	37° 28' 41.95"	143° 38' 50.38"				
21	-37.480498	143.646811	37° 28' 49.79"	143° 38' 48.52"				
22	-37.481283	143.646841	37° 28' 52.62"	143° 38' 48.63"				
23	-37.481554	143.646197	37° 28' 53.59"	143° 38' 46.31"				
24	-37.475845	143.649802	37° 28' 33.04"	143° 38' 59.29"				
25	-37.475845	143.649802	37° 28' 33.04"	143° 38' 59.29"				
26	-37.476377	143.650155	37° 28' 34.96"	143° 39' 0.56"				
27	-37.476766	143.649283	37° 28' 36.36"	143° 38' 57.42"				
28	-37.477337	143.649545	37° 28' 38.41"	143° 38' 58.36"				
29	-37.477811	143.649820	37° 28' 40.12"	143° 38' 59.35"				
30	-37.478295	143.650220	37° 28' 41.86"	143° 39' 0.79"				
31	-37.478693	143.650853	37° 28' 43.29"	143° 39' 3.07"				
32	-37.479287	143.651529	37° 28' 45.43"	143° 39' 5.50"				
33	-37.479468	143.652112	37° 28' 46.08"	143° 39' 7.60"				
34	-37.479307	143.652864	37° 28' 45.51"	143° 39' 10.31"				
35	-37.479307	143.652864	37° 28' 45.51"	143° 39' 10.31"				
36	-37.479891	143.654838	37° 28' 47.61"	143° 39' 17.42"				
37	-37.480776	143.656365	37° 28' 50.79"	143° 39' 22.91"				
38	-37.481184	143.658760	37° 28' 52.26"	143° 39' 31.54"				
39	-37.481940	143.661556	37° 28' 54.98"	143° 39' 41.60"				

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

40	-37.480461	143.665056	37° 28' 49.66"	143° 39' 54.20"				
41	-37.481916	143.665125	37° 28' 54.90"	143° 39' 54.45"				
42	-37.482702	143.666208	37° 28' 57.73"	143° 39' 58.35"				
43	-37.487027	143.666566	37° 29' 13.30"	143° 39' 59.64"				
44	-37.489983	143.665056	37° 29' 23.94"	143° 39' 54.20"				
45	-37.489907	143.668701	37° 29' 23.67"	143° 40' 7.32"				
46	-37.489930	143.668735	37° 29' 23.75"	143° 40' 7.45"				
47	-37.489983	143.668447	37° 29' 23.94"	143° 40' 6.41"				
48	-37.490045	143.668478	37° 29' 24.16"	143° 40' 6.52"				
49	-37.490062	143.668499	37° 29' 24.22"	143° 40' 6.60"				
50	-37.490313	143.668707	37° 29' 25.13"	143° 40' 7.35"				
51	-37.490601	143.668707	37° 29' 26.16"	143° 40' 7.35"				
52	-37.490762	143.668197	37° 29' 26.74"	143° 40' 5.51"				
53	-37.490946	143.667363	37° 29' 27.41"	143° 40' 2.51"				
54	-37.490852	143.668770	37° 29' 27.07"	143° 40' 7.57"				
55	-37.490852	143.668770	37° 29' 27.07"	143° 40' 7.57"				
56	-37.491290	143.668911	37° 29' 28.64"	143° 40' 8.08"				
57	-37.491290	143.668911	37° 29' 28.64"	143° 40' 8.08"				
58	-37.491616	143.668326	37° 29' 29.82"	143° 40' 5.97"				
59	-37.491717	143.666189	37° 29' 30.18"	143° 39' 58.28"				
60	-37.492158	143.663516	37° 29' 31.77"	143° 39' 48.66"				
61	-37.493517	143.666801	37° 29' 36.66"	143° 40' 0.48"				
62	-37.493642	143.667476	37° 29' 37.11"	143° 40' 2.91"				
63	-37.494497	143.666326	37° 29' 40.19"	143° 39' 58.77"				
64	-37.495327	143.666826	37° 29' 43.18"	143° 40' 0.57"				
65	-37.500173	143.665011	37° 30' 0.62"	143° 39' 54.04"				
66	-37.502599	143.668530	37° 30' 9.36"	143° 40' 6.71"				
67	-37.504053	143.668211	37° 30' 14.59"	143° 40' 5.56"				
68	-37.509041	143.667822	37° 30' 32.55"	143° 40' 4.16"				
69	-37.514808	143.664966	37° 30' 53.31"	143° 39' 53.88"				
70	-37.515526	143.662654	37° 30' 55.89"	143° 39' 45.55"				
71	-37.523150	143.662904	37° 31' 23.34"	143° 39' 46.45"				
72	-37.523852	143.661371	37° 31' 25.87"	143° 39' 40.94"				
73	-37.523864	143.662953	37° 31' 25.91"	143° 39' 46.63"				
74	-37.524508	143.663003	37° 31' 28.23"	143° 39' 46.81"				
75	-37.524733	143.663921	37° 31' 29.04"	143° 39' 50.12"				
76	-37.526617	143.660089	37° 31' 35.82"	143° 39' 36.32"				
77	-37.529768	143.656012	37° 31' 47.16"	143° 39' 21.64"				
78	-37.531653	143.653182	37° 31' 53.95"	143° 39' 11.46"	-37.531649	143.653101	37° 31' 53.94"	143° 39' 11.16"
79	-37.531653	143.653182	37° 31' 53.95"	143° 39' 11.46"				
80	-37.531971	143.650864	37° 31' 55.10"	143° 39' 3.11"				
81	-37.531971	143.650864	37° 31' 55.10"	143° 39' 3.11"				
82	-37.532255	143.650372	37° 31' 56.12"	143° 39' 1.34"				
83	-37.532059	143.649669	37° 31' 55.41"	143° 38' 58.81"				
84	-37.532068	143.649623	37° 31' 55.44"	143° 38' 58.64"				

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

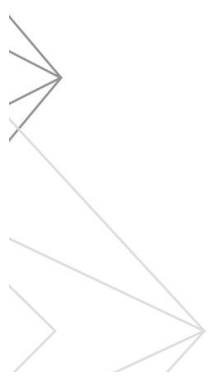
85	-37.532082	143.649307	37° 31' 55.50"	143° 38' 57.51"				
86	-37.532308	143.646231	37° 31' 56.31"	143° 38' 46.43"				
87	-37.532358	143.645437	37° 31' 56.49"	143° 38' 43.57"				
88	-37.532358	143.645436	37° 31' 56.49"	143° 38' 43.57"				
89	-37.532391	143.644832	37° 31' 56.61"	143° 38' 41.40"				
90	-37.532308	143.644783	37° 31' 56.31"	143° 38' 41.22"				
91	-37.531875	143.644864	37° 31' 54.75"	143° 38' 41.51"				
92	-37.531708	143.645064	37° 31' 54.15"	143° 38' 42.23"				
93	-37.531641	143.644799	37° 31' 53.91"	143° 38' 41.28"				
94	-37.532613	143.642056	37° 31' 57.41"	143° 38' 31.40"				
95	-37.531489	143.639927	37° 31' 53.36"	143° 38' 23.74"				
96	-37.532070	143.638844	37° 31' 55.45"	143° 38' 19.84"				
97	-37.532508	143.637917	37° 31' 57.03"	143° 38' 16.50"				
98	-37.530945	143.637243	37° 31' 51.40"	143° 38' 14.07"				
99	-37.530975	143.630510	37° 31' 51.51"	143° 37' 49.84"				
100	-37.530974	143.630213	37° 31' 51.51"	143° 37' 48.77"				
101	-37.530972	143.630141	37° 31' 51.50"	143° 37' 48.51"				
102	-37.530835	143.630281	37° 31' 51.01"	143° 37' 49.01"				
103	-37.530799	143.630189	37° 31' 50.88"	143° 37' 48.68"				
104	-37.530738	143.630212	37° 31' 50.66"	143° 37' 48.76"				
105	-37.530722	143.629898	37° 31' 50.60"	143° 37' 47.63"				
106	-37.530867	143.629609	37° 31' 51.12"	143° 37' 46.59"				
107	-37.529841	143.627817	37° 31' 47.43"	143° 37' 40.14"				
108	-37.529782	143.627389	37° 31' 47.22"	143° 37' 38.60"				
109	-37.529733	143.627363	37° 31' 47.04"	143° 37' 38.51"				
110	-37.529617	143.627101	37° 31' 46.62"	143° 37' 37.56"				
111	-37.529314	143.626662	37° 31' 45.53"	143° 37' 35.98"				
112	-37.524884	143.625157	37° 31' 29.58"	143° 37' 30.57"				
113	-37.522467	143.625716	37° 31' 20.88"	143° 37' 32.58"				
114	-37.518843	143.624872	37° 31' 7.83"	143° 37' 29.54"	-37.519131	143.624839	37° 31' 8.87"	143° 37' 29.42"
115	-37.518580	143.624105	37° 31' 6.89"	143° 37' 26.78"				
116	-37.518403	143.624111	37° 31' 6.25"	143° 37' 26.80"				
117	-37.518135	143.624169	37° 31' 5.29"	143° 37' 27.01"				
118	-37.518302	143.624985	37° 31' 5.89"	143° 37' 29.95"				
119	-37.516087	143.630537	37° 30' 57.91"	143° 37' 49.93"	-37.516616	143.627354	37° 30' 59.82"	143° 37' 38.47"
120	-37.516451	143.631098	37° 30' 59.22"	143° 37' 51.95"				
121	-37.515193	143.633537	37° 30' 54.69"	143° 38' 0.73"				
122	-37.517349	143.633086	37° 31' 2.46"	143° 37' 59.11"				
123	-37.518528	143.635361	37° 31' 6.70"	143° 38' 7.30"				
124	-37.517534	143.638173	37° 31' 3.12"	143° 38' 17.42"				
125	-37.518636	143.638362	37° 31' 7.09"	143° 38' 18.10"				
126	-37.520078	143.637333	37° 31' 12.28"	143° 38' 14.40"				
127	-37.520933	143.639876	37° 31' 15.36"	143° 38' 23.55"				
128	-37.521780	143.641553	37° 31' 18.41"	143° 38' 29.59"				
129	-37.521118	143.641950	37° 31' 16.02"	143° 38' 31.02"				

WATERWAY AUDIT REPORT
Schedule 43 – Lake Burrumbeet

130	-37.521216	143.643306	37° 31' 16.38"	143° 38' 35.90"				
131	-37.521983	143.643473	37° 31' 19.14"	143° 38' 36.50"				
132	-37.521793	143.645000	37° 31' 18.45"	143° 38' 42.00"				
133	-37.520924	143.644954	37° 31' 15.33"	143° 38' 41.83"				
134	-37.522585	143.647146	37° 31' 21.31"	143° 38' 49.73"				
135	-37.520482	143.648039	37° 31' 13.74"	143° 38' 52.94"				
136	-37.520274	143.649226	37° 31' 12.99"	143° 38' 57.21"				
137	-37.522982	143.649390	37° 31' 22.74"	143° 38' 57.80"				
138	-37.522492	143.649743	37° 31' 20.97"	143° 38' 59.07"				
139	-37.523197	143.651764	37° 31' 23.51"	143° 39' 6.35"				
140	-37.522731	143.653055	37° 31' 21.83"	143° 39' 11.00"				
141	-37.522330	143.654290	37° 31' 20.39"	143° 39' 15.44"				
142	-37.522561	143.655507	37° 31' 21.22"	143° 39' 19.83"				
143	-37.522570	143.656191	37° 31' 21.25"	143° 39' 22.29"				
144	-37.522664	143.657124	37° 31' 21.59"	143° 39' 25.65"				
145	-37.522999	143.658104	37° 31' 22.80"	143° 39' 29.17"				
146	-37.523156	143.659196	37° 31' 23.36"	143° 39' 33.11"				
147	-37.523008	143.659588	37° 31' 22.83"	143° 39' 34.52"				
148	-37.519745	143.653332	37° 31' 11.08"	143° 39' 12.00"				
149	-37.519348	143.651985	37° 31' 9.65"	143° 39' 7.15"				
150	-37.518964	143.652014	37° 31' 8.27"	143° 39' 7.25"				
151	-37.517381	143.654006	37° 31' 2.57"	143° 39' 14.42"				
152	-37.518393	143.648889	37° 31' 6.21"	143° 38' 56.00"				
153	-37.517845	143.648571	37° 31' 4.24"	143° 38' 54.86"	-37.516616	143.651098	37° 30' 59.82"	143° 39' 3.95"
154	-37.515476	143.645953	37° 30' 55.71"	143° 38' 45.43"	-37.512111	143.651098	37° 30' 43.60"	143° 39' 3.95"
155	-37.514601	143.644688	37° 30' 52.56"	143° 38' 40.88"				
156	-37.513589	143.643109	37° 30' 48.92"	143° 38' 35.19"				
157	-37.513656	143.641707	37° 30' 49.16"	143° 38' 30.15"				
158	-37.511983	143.640104	37° 30' 43.14"	143° 38' 24.37"				
159	-37.510305	143.636598	37° 30' 37.10"	143° 38' 11.75"				
160	-37.509649	143.637471	37° 30' 34.74"	143° 38' 14.90"	-37.503383	143.642370	37° 30' 12.18"	143° 38' 32.53"
161	-37.504837	143.629215	37° 30' 17.41"	143° 37' 45.17"				
162	-37.503622	143.628890	37° 30' 13.04"	143° 37' 44.00"				
163	-37.497333	143.621920	37° 29' 50.40"	143° 37' 18.91"				
164	-37.497333	143.621920	37° 29' 50.40"	143° 37' 18.91"				
165	-37.496588	143.621981	37° 29' 47.72"	143° 37' 19.13"				
166	-37.495240	143.621499	37° 29' 42.86"	143° 37' 17.40"				
167	-37.494083	143.621103	37° 29' 38.70"	143° 37' 15.97"				
168	-37.496117	143.614979	37° 29' 46.02"	143° 36' 53.92"				
169	-37.496032	143.615069	37° 29' 45.72"	143° 36' 54.25"				
170	-37.492774	143.618383	37° 29' 33.99"	143° 37' 6.18"				
171	-37.492199	143.620453	37° 29' 31.92"	143° 37' 13.63"	-37.492774	143.619510	37° 29' 33.99"	143° 37' 10.24"
172	-37.491175	143.621949	37° 29' 28.23"	143° 37' 19.02"	-37.491403	143.620532	37° 29' 29.05"	143° 37' 13.92"
173	-37.491403	143.618870	37° 29' 29.05"	143° 37' 7.93"				
174	-37.491012	143.619558	37° 29' 27.64"	143° 37' 10.41"				

WATERWAY AUDIT REPORT
 Schedule 43 – Lake Burrumbeet

175	-37.490095	143.618151	37° 29' 24.34"	143° 37' 5.34"				
176	-37.486495	143.623045	37° 29' 11.38"	143° 37' 22.96"				
177	-37.485470	143.625831	37° 29' 7.69"	143° 37' 32.99"				
178	-37.485470	143.625831	37° 29' 7.69"	143° 37' 32.99"				
179	-37.485226	143.629064	37° 29' 6.81"	143° 37' 44.63"	-37.487227	143.627209	37° 29' 14.02"	143° 37' 37.95"





GUIDE:

Vessel Operating and Zoning Rules for Victorian Waters

September 2020

Version 27

.....

DIRECTOR OF MARITIME SAFETY
DELEGATE OF THE DIRECTOR, TRANSPORT SAFETY



Contents

Introduction..... 3
Waterway Rules – State rules..... 4
Waterway Rules - Schedules..... 13
Exemptions..... 274

Introduction

Boaters can enjoy a wide range of waterways in Victoria, including large and small coastal embayments, coastal waters, lakes and water storages, and rivers.

This guide details the general and local rules in place for Victorian waterways.

There are general State Rules that apply for all waters in the State and local Scheduled operating and zoning rules for specific waterways. These rules are approved by Maritime Safety Victoria under Part 5.1 of the *Marine Safety Act 2010* (Vic) and preceding legislation.

The rules are designed to provide a safe operating environment, to cater for the wide range of boating and water activities, to separate different activities where needed on the basis of safety, and to reflect local conditions.

This document is a reproduction of official Notices made under the *Marine Safety Act 2010* (Vic) or preceding *Marine Act 1988* (Vic) for Notices prior to 1 July 2010. Readers should be aware that the rules are subject to change.

References in the State Rules section to the *Marine Act 1988* or *Marine Regulations 2009* should be references to the *Marine Safety Act 2010* or the *Marine Safety Regulations 2012*.

Any queries regarding the rules should be directed to MSV or the relevant waterway manager.

Contact details

Maritime Safety Victoria

Telephone: 1800 223 022

Email: info@transportsafety.vic.gov.au

Web: transportsafety.vic.gov.au/msv

Waterway Rules – State rules

Preliminary

Interpretation

1. In this Notice:

- 'Access lane' means an area of water specified in a Schedule which is set aside to permit access to or from the shore at speed:
 - (a) for a vessel which is towing a water-skier
 - (b) for launching or retrieving a vessel at a boat ramp when the ramp is located in the area specified as an access lane.
- 'Coastal waters' has the same meaning as in the Marine Regulations 2009.
- 'Competition or training' means an activity:
 - (a) undertaken as part of a competition or training organised in accordance with the rules of a Victorian sporting organisation; and
 - (b) approved in writing by the Director, Transport Safety as competition or training.
- 'Dive flag' means the Code Flag "A" shown in Chapter 11 and Appendix 2 of the International Code of Signals.
- 'Enclosed waters' has the same meaning as in the Marine Regulations 2009.
- 'Hire and drive Vessel' has the same meaning as in the Marine Act 1988.
- 'Houseboat' means any boat, vessel or pontoon having a fixed house above the deck with accommodation which may be used by persons residing on board for an overnight period or longer.
- 'Inland waters' has the same meaning as in the Marine Regulations 2009.
- 'Local port manager' has the same meaning as in the Marine Act 1988.
- 'No wash zone' means an area of water specified in a Schedule through which a vessel must only pass at a speed which creates minimal wash or no wash.
- 'Operate' means to facilitate or control the movement or navigation of a vessel (or a thing connected to a vessel) that is not:
 - (a) at anchor; or
 - (b) made fast to the shore; or
 - (c) aground; or
 - (d) ashore.
- 'Personal watercraft' means any recreational vessel that is of a kind that is required to be registered and that:
 - (a) has an engine that is used for propulsion; and
 - (b) has a fully enclosed hull; and
 - (c) does not retain water on it if it capsizes; and
 - (d) is designed to be operated by a person standing, sitting astride or kneeling on the vessel but not seated within the vessel.

Waterway Rules – State rules

- 'Port management body' has the same meaning as in the Marine Act 1988.
- 'Recreational vessel' has the same meaning as in the Marine Act 1988.
- 'Rescue' means an operation to retrieve persons in distress, provide for their initial medical or other needs and deliver them to a place of safety and includes any on-water activities that may be preliminary or incidental to that operation.
- 'Schedule' means a Schedule to this Notice.
- 'Search' means an operation, normally coordinated by a rescue coordination centre, using available personnel and facilities to locate persons in distress and overdue vessels.
- 'Speed restriction zone' means an area of water specified in a Schedule within which a master of a vessel must not cause or allow the vessel to be operated in excess of the speed designated in the Schedule.
- 'Sporting organisation' includes an organisation that:
 - (a) has control in Australia, a foreign country or internationally of one or more sports or sporting events; or
 - (b) organises or administers one or more sports or sporting events; or
 - (c) accredits people to take part in sporting competition; or
 - (d) provides teams to compete in sporting competition; or
 - (e) trains, or provides finance for, people to take part in sporting competition.
- 'State waters' mean:
 - (a) the territorial sea adjacent to the State; and
 - (b) the sea on the landward side of the territorial sea adjacent to the State that is not within the limits of the State
 - (c) waters within the limits of the State.
- 'Search and rescue operation' includes:
 - (a) a search;
 - (b) a rescue; and
 - (c) any activity designed to train personnel to undertake –
 - (i) a search;
 - (ii) a rescue; and
 - (d) any function incidental to a search or a rescueconducted on State waters.
- 'Vessel' has the same meaning as in the Marine Act 1988.
- 'Victorian sporting organisation' means a sporting organisation recognised by the Victorian Minister for Sport and Recreation as the sporting organisation for a sport in Victoria.

Waterway Rules – State rules

- 'Water-skier' means a person being towed by a vessel which has an engine that is used for propulsion whether or not the person is wearing water-skis or:
 - (a) is being towed bare-footed; or
 - (b) is being towed on any thing; or
 - (c) is engaging in para-sailing or in a similar activity.
- Works includes:
 - (a) the construction, maintenance or decommissioning of a facility or infrastructure; and
 - (b) the dredging of a channel and related activities; and
 - (c) the construction or maintenance or exterior alteration or decoration of a building or other structure; and
 - (d) the demolition or removal of a building or other structure; and
 - (e) the erection, maintenance and removal of signs or hoardings; and
 - (f) the removal, destruction or lopping of vegetation.

Waterway Rules – State rules

Speed Limits and Safety Distances

All State Waters

2. A master of a vessel must not cause or allow the vessel to be operated on any State waters at a speed exceeding 5 knots:
 - (a) within 50 metres of a person in the water; or
 - (b) within 100 metres of a vessel or buoy on which a dive flag is displayed, or a rigid replica of that dive flag; or
 - (c) within 50 metres of another vessel except where both vessels are either:
 - (a) engaged in competition or training; or
 - (b) within an exclusive use or special purpose area prescribed in a Schedule to this Notice which is set aside for a specific activity under Clause 13 in which the width of water prevents the keeping of that distance.

Inland Waters

3. Unless otherwise specified in a Schedule, the master of a vessel must not cause or allow the vessel to be operated on any inland waters at a speed exceeding 5 knots:
 - (a) within 50 metres of the waters' edge; or
 - (b) within 50 metres of a fixed or floating structure in or on the water (including a wharf, jetty, slipway or boat launching ramp);except in an access lane.

Coastal Waters and Enclosed Waters

4. Unless otherwise specified in a Schedule, the master of a vessel must not cause or allow the vessel to be operated in coastal waters or in enclosed waters at a speed exceeding 5 knots:
 - (a) within 200 metres of the waters' edge except in an access lane
 - (b) within 50 metres of a wharf, jetty, slipway, diving platform or boat ramp except in an access lane
 - (c) when passing through a recognised anchorage for small craft.

Waterway Rules – State rules

Categorisation and Use of Waters

Establishment of Access Lanes

5. An area of water specified in a Schedule as an access lane for the purposes of this clause is an access lane.

Use of Access Lanes

6. (1) The master of a vessel which is towing a water skier at a speed exceeding 5 knots must ensure that the vessel is operated in a manner such that it departs from and returns to the shore only through an access lane.
- (2) The master of a vessel must not cause or allow the vessel to be operated in an access lane except for the purposes of-
- (a) dropping off or picking up a water-skier; or
 - (b) launching or retrieving the vessel at a boat launching ramp when the ramp is located within an access lane.
- (3) The master of a vessel must not cause or allow the vessel to be operated in an access lane unless the purpose for which he or she entered the access lane necessitates unrestricted speed departure from and approach to the shore.
- (4) The master of a vessel which is being operated in an access lane:
- (a) must not:
 - (i) if dropping off or picking up a water skier, cause or allow the vessel to be operated at a speed greater than that reasonably required to drop off or pick up the water skier; or
 - (ii) if operating the vessel for the purposes of seeking access to or from a boat launching ramp within the access lane, cause or allow the vessel to be operated at a speed greater than that reasonably required to maintain control of the vessel; and
 - (b) must remove or beach the vessel and secure all equipment as soon as practicable after accomplishing the purpose for which he or she entered the access lane; and
 - (c) must ensure that the vessel is operated in a manner so as to keep:
 - (i) as far to the right as practicable when entering or leaving the access lane; or
 - (ii) as far to the left as possible when entering or leaving the access lane where a Schedule prescribes that vessels must be operated in a clockwise direction in relation to the approximate centre of the waterway; and
 - (d) must ensure that the vessel is operated in a manner so as to give right of way:
 - (i) to any vessel proceeding past the access lane; or
 - (ii) to any vessel about to enter or which is already in the access lane for the purpose of dropping off a water skier; or
 - (iii) to a vessel which is about to enter or is already in the access lane for the purpose of gaining access to a boat launching ramp located in the access lane.

Speed Restriction Zones

7. (1) The master of a vessel must not cause or allow the vessel to be operated at a speed exceeding the speed specified in a Schedule for an area of water specified in the Schedule.

Waterway Rules – State rules

- (2) Despite sub-clause (1), a speed restriction specified in a Schedule for an area of water may be expressed so as not to apply on particular days or at particular times specified in the Schedule.

Areas where Water-skiers are Prohibited

8. (1) The master of a vessel towing a water-skier must not cause or allow the vessel to enter an area of water specified in a Schedule as an area where water skiers are prohibited.
- (2) A water-skier must not enter an area of water specified in a Schedule as an area where water skiers are prohibited.

Areas where Vessels are Prohibited

9. (1) The master of a vessel must not cause or allow the vessel to be operated in an area of water specified in a Schedule as being prohibited to vessels.
- (2) Despite sub-clause (1), a prohibition on vessels specified in a Schedule may be expressed so as not to apply on particular days, or at particular times, or to particular vessels, or to particular vessels travelling at designated speeds.

Prohibition on Vessels with Engines

10. (1) The master of a vessel which has an engine that is used for propulsion must not cause or allow the vessel to be operated in an area of water specified in a Schedule as being prohibited to vessels which have an engine that is used for propulsion.
- (2) Despite sub-clause (1), a prohibition on vessels with engines used for propulsion specified in a Schedule may be expressed to apply to vessels with engines of a particular type or capacity.

No Wash Zones

11. The master of a vessel must ensure that the vessel is operated in a manner which creates minimal wash or no wash in an area of water specified in a Schedule as a no wash zone.

Prohibition of Specific Activities

12. (1) A person must not engage in an activity in an area of water specified in a Schedule when such activity is prohibited in that area of water specified in that Schedule.
- (2) The master of a vessel must not cause or allow the vessel to be operated in an area of water specified in a Schedule when such operation is prohibited in that area of water specified in that Schedule.

Exclusive Use and Special Purpose Areas

13. (1) Where an activity in an area of water specified in a Schedule is subject to a condition or conditions governing the use of that area of water as prescribed in that Schedule, a person must not engage in that activity in that area of water in contravention of the prescribed condition or conditions of use.
- (2) Where operation of a vessel in an area of water specified in a Schedule is subject to a condition or conditions governing the use of that area of water as prescribed in that Schedule, the master of a vessel must not cause or allow the vessel to be operated in that area of water in contravention of the prescribed condition or conditions of use.

Direction of Travel on Inland Waters

14. The master of a vessel with an engine used for propulsion on inland waters must ensure that the vessel is operated:
- (a) in an anti-clockwise direction in relation to the approximate centre of the waterway; or
- (b) in a clockwise direction where a Schedule prescribes that such a vessel must be operated in that direction in relation to the approximate centre of the waterway,

Waterway Rules – State rules

except when the vessel is operating in a speed restriction zone or an access lane or is being operated at a speed of less than five (5) knots.

Giving Way

15. When departing from the shore at any location the master of a vessel with an engine used for propulsion must ensure that the vessel is operated in a manner such that it gives way to all other vessels.

Operation of vessels

- 15A. The master of a vessel on any State waters must not cause or allow the vessel to impede the progress of a tug or other vessel assisting the movement, berthing or unberthing of a vessel.

Bathers

Areas where Bathers are Prohibited

16. A person must not bathe:
- (a) within 50 metres of any boat launching ramp that is being used or is about to be used for the launching or recovery of any vessel; or
 - (b) within an access lane.

Sailboards

Operation of Sailboards, Kiteboards, etc

17. A person operating a sailboard, kiteboard or similar vessel on any State waters must not approach within 200 metres of any berth used for the purposes of commercial shipping.
18. *** Revoked ***

Towing a Person

19. The master of a vessel must not cause or allow the vessel to be operated on any State waters:
- (a) when towing a person unless, in addition to the operator, there is in the vessel a person aged 12 years old or more who is in a position to observe and communicate to the operator of the vessel the progress of the person being towed;
 - (b) when towing more than 3 persons;
 - (c) when towing a person between one hour after sunset and one hour before sunrise.

Excessive Noise

20. *** Revoked ***

Noise

21. The master of a vessel with an engine used for propulsion must not cause or allow the vessel to be operated unless the vessel has a silencing device:
- (a) securely fixed to its engine so that all the exhaust gases from the engine pass through the silencing device in such a manner as to prevent unreasonable noise; and
 - (b) which does not have attached to it a cut out or a device capable of producing an open exhaust.

Waterway Rules – State rules

Divers

Diving Operations

22. The master of any recreational vessel or hire and drive vessel engaged in diving operations on any State waters must ensure that there is exhibited on that vessel where it can clearly be seen a dive flag or a rigid replica of that dive flag, and:
- (a) in the case of a vessel of 10 metres or more in length, the height of such dive flag or replica must not be less than 1 metre; and
 - (b) in the case of a vessel of less than 10 metres in length, the minimum size of such dive flag or replica must be 750 millimetres by 600 millimetres.

Divers' Personal Flags

23. (1) Subject to sub-clause (2) any person engaged in diving in any State waters must use a buoy attached to himself or herself by a length of rope, such buoy having attached to it a dive flag or a rigid replica of that flag, the dimensions of such dive flag or replica being not less than 300 millimetres by 200 millimetres.
- (2) Sub-clause (1) does not apply to a person who:
- (a) is operating from a recreational vessel or hire and drive vessel which complies with the requirements of clause 22 (Diving Operations); or
 - (b) is within an area in which the operation of vessels is prohibited or in which vessels are not permitted to exceed a speed of 5 knots; or
 - (c) is engaged in diving solely for recreation and is not equipped with any breathing apparatus designed to facilitate diving.

Mooring, Anchoring or Berthing of Vessels

Vessel not to be moored etc. to navigation marker or buoy

- 23A.(1) The master of a vessel must not cause or allow the vessel to be secured to or in any other way made fast to any navigation marker, beacon, buoy, pole or post fixed in or on any State waters.
- (2) The master of a vessel must not cause or allow the vessel to be moored, berthed, or anchored in any area of water specified in a Schedule as being prohibited or regulated for that purpose.

Vessels not to be Anchored in Channels

- 23B. The master of a vessel must not cause or allow the vessel to be anchored in a channel that is marked with beacons or buoys.

Obstructing Channels

Boats, Persons or Equipment Obstructing Channels

- 23C. Where a channel or waterway has been obstructed by a vessel or its equipment, occupants or persons, the owner or master of that vessel and equipment must remove the obstruction from the channel or waterway without undue delay.

General

Search and rescue and enforcement vessels exempted

24. The provisions of this Notice do not apply to:
- (a) the master of a search and rescue vessel engaged in search and rescue operations;

Waterway Rules – State rules

- (b) the master of a vessel being operated for the purpose of the enforcement of the **Marine Act 1988** and any Regulations and notices made under the Act; or
- (c) the master of a vessel engaged in works and authorised by a waterway manager, local port manager or port management body.

25. *** Revoked ***

Table showing details of notice(s) published in Government Gazette in relation to State Rules

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	State rules	MA 1988 s15
S437 14/12/2012	Clause 23B amendment	MSA 2010 s184

Waterway Rules - Schedules

Waterway Rules - Schedules

Guide to Schedules

Schedules for waterways detailed in this document are a reproduction of official notices published in the Victoria Government Gazette and cannot be used for legal purposes. Each Schedule as reproduced is referenced with the relevant Gazette number(s) in a table at the end of the Schedule. Official Gazette Notices can be viewed at gazette.vic.gov.au.

Waterway rules are designed to provide a safe operating environment, to cater for the wide range of boating and water activities, to separate different activities where needed on the basis of safety, and to reflect local conditions.

The Schedules reproduced in this section are Notices made under either the *Marine Safety Act 2010* (Vic) (MSA) or the preceding *Marine Act 1988* (Vic) (MA). The table at the end of each Schedule also details the legislation that the waterway rule has been made under.

Waterway Rules - Schedules

Schedule 136: Bass Strait – Anglesea – Point Roadknight

Waterway Manager: Director, Transport Safety

136.1 Prohibition of specific activities for the purposes of Clause 12.

The waters of Bass Strait that are between two lines passing through separate sets of beacons in line on the foreshore, between Point Roadknight Headland and a point ...

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 136	MA 1988 s15

The image shows the waterway rule as published in Government Gazette notice and shows the table with information regarding the relevant Gazette notice and legislation to make the waterway rule.

Waterway Rules - Schedules

Index to Schedules

The table provides an alphabetical list of Victorian waterways, alongside the name of the associated waterway manager and schedule number.

Waters	Waterway Manager	Sch
Aire River downstream of the Great Ocean Road Bridge	Department of Sustainability and Environment (now DELWP)	118
Albert Park Lake	Parks Victoria	151
Allans Flat Lake	The Committee of Management of Allans Flat Recreation Reserve Inc.	100
Anglesea River, from Bass Strait to Coal Mine Road, Anglesea	Surf Coast Shire Council	13
Balcombe Creek within the Shire of Mornington Peninsula	Mornington Peninsula Shire Council	127
Barmah State Park (all waters)	Department of Sustainability and Environment (now DELWP)	120
Barwon River between the Lower Breakwater and Orana Road	Corangamite Catchment Management Authority	7
Barwon River upstream of the Local Port of Barwon Heads to the Lower Breakwater	Department of Sustainability and Environment (now DELWP)	131
Bass Strait – Anglesea – Point Roadknight	Director, Transport Safety	136
Bass Strait – South Gippsland – Cape Liptrap	Director, Transport Safety	138
Bass Strait – South Barwon – Torquay	Director, Transport Safety	11
Bass Strait – Urquharts Bluff	Director, Transport Safety	15
Bass Strait – Warrnambool – Lady Bay	Director, Transport Safety	148
Beaufort Park Lake	Pyrenees Shire Council	128
Blackburn Lake	Whitehorse City Council	12
Blue Rock Lake	Gippsland and Southern Rural Water Corporation	113
Bolwarra Weir	Barwon Region Water Corporation	8
Bostock Reservoir	Barwon Region Water Corporation	8
Bridgewater Lakes (Discovery Bay Coastal Park)	Department of Sustainability and Environment (now DELWP)	134
Broken River within the boundaries of Benalla Rural City including Lake Benalla	Director, Transport Safety	93
Browns Swamp	Department of Sustainability and Environment (now DELWP)	119
Cairn Curran Reservoir	Goulburn-Murray Water	52
Cherry Lake, Altona	Melbourne Water	121
Clover Dam	AGL Hydro Partnership	98
Curdies River and Curdies Inlet between French's Bridge and the Great Ocean Road Bridge at Peterborough	Curdies Inlet and Recreation Reserve Committee of Management	24
Deep Lake	Unmanaged	37
Dock Lake	Grampians Wimmera Mallee Water Corporation	141
Ex-HMAS Canberra Reserve	Parks Victoria	153
Fitzroy River	Department of Sustainability and Environment (now DELWP)	25
Fletcher's Dam	Indigo Shire Council	101
Gellibrand River (downstream of the bridge at Princetown)	Department of Sustainability and Environment (now DELWP)	21

Waterway Rules - Schedules

Waters	Waterway Manager	Sch
Glenelg River within Victoria between the mouth and the junction with the Crawford River at Dartmoor	Department of Sustainability and Environment (now DELWP)	31
Goldfields Reservoir	Central Goldfields Shire Council	50
Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie	Strathbogie Shire Council	91
Goulburn River upstream of the Goulburn Weir to the Eildon Pondage	Director, Transport Safety	88
Green Hill Lake	Ararat Rural City Council	54
Green Lake (within Green Lake Regional Park)	Buloke Shire Council	72
Green Lake (near Horsham)	Horsham Rural City Council	78
Greens Lake (near Corop)	Goulburn-Murray Water	60
Gunbower Creek	Gannawarra Shire Council	73
Hattah-Kulkyne National Park (all waters)	Department of Sustainability and Environment (now DELWP)	80
Hazelwood Cooling Pond	Latrobe City Council	110
Heywood Lake	Department of Sustainability and Environment (now DELWP)	81
Hollands Lake	Northern Grampians Shire Council	157
Hopkins River between the seaward outlet and Tooram Stones	Warrnambool City Council	22
Junction Dam at Bogong	AGL Hydro Partnership	98
Kangaroo Lake	Gannawarra Shire Council	140
Kiewa and Rubicon Hydro Electric Scheme waters	AGL Hydro Partnership	98
Kings Billabong Wildlife Reserve (all waters)	Department of Sustainability and Environment (now DELWP)	84
Korweinguboora Reservoir	Barwon Region Water Corporation	8
Laanecoorie Reservoir	Goulburn-Murray Water	65
Lake Albacutya National Park (all waters)	Department of Sustainability and Environment (now DELWP)	75
Lake Banimboola (Dartmouth Pondage)	Goulburn-Murray Water	115
Lake Batyo Catyo	Northern Grampians Shire Council	86
Lake Bellfield	Grampians Wimmera Mallee Water Corporation	45
Lake Benalla	Director, Transport Safety	93
Lake Boga	Swan Hill Rural City Council	74
Lake Bolac	The Lake Bolac Foreshore Committee of Management Inc.	40
Lake Buffalo	Goulburn-Murray Water	96
Lake Bullen Merri	Director, Transport Safety	116
Lake Burrumbeet	Ballarat City Council	43
Lake Carpull	Department of Sustainability and Environment (now DELWP)	82
Lake Catani (within Mount Buffalo National Park)	Department of Sustainability and Environment (now DELWP)	89
Lake Charlegrark	The Lake Charlegrark Recreation Reserve Committee Inc.	145
Lake Charm	Gannawarra Shire Council	139
Lake Colac	Director, Transport Safety	146
Lake Connewarre	Department of Sustainability and Environment (now DELWP)	131

Waterway Rules - Schedules

Waters	Waterway Manager	Sch
Lake Cormorant	Melbourne Water	122
Lake Costin	Department of Sustainability and Environment (now DELWP)	17
Lake Craven	Department of Sustainability and Environment (now DELWP)	16
Lake Cullulleraine	Mildura Rural City Council	79
Lake Dartmouth	Goulburn-Murray Water	99
Lake Eildon and Eildon Pondage	Goulburn-Murray Water	90
Lake Eppalock	Goulburn-Murray Water	49
Lake Fyans	Northern Grampians Shire Council	70
Lake Glenmaggie	Gippsland and Southern Rural Water Corporation	111
Lake Hamilton	Southern Grampians Shire Council	38
Lake Heron	Melbourne Water	122
Lake Hindmarsh	Hindmarsh Shire Council	61
Lake Hordern	Department of Sustainability and Environment (now DELWP)	18
Lake Hume	Goulburn-Murray Water	95
Lake Ibis	Melbourne Water	122
Lake Kerferd	Indigo Shire Council	102
Lake Kingfish	Melbourne Water	122
Lake Learmonth	Ballarat City Council	64
Lake Linlithgow and Bullrush Swamp	Southern Grampians Shire Council	36
Lake Lonsdale	Northern Grampians Shire Council	71
Lake Lysterfield	Department of Sustainability and Environment (now DELWP)	6
Lake Meering (Meran)	Gannawarra Shire Council	137
Lake Mombeong	Department of Sustainability and Environment (now DELWP)	28
Lake Moodemere	Parks Victoria	129
Lake Nagambie	Strathbogie Shire Council	91
Lake Narracan	Latrobe City Council	130
Lake Nillahcootie	Goulburn-Murray Water	97
Lake Powell	Department of Sustainability and Environment (now DELWP)	83
Lake Purrumbete	The Lake Purrumbete Frontage Reserve Committee of Management Inc.	35
Lake Reedy	Department of Sustainability and Environment (now DELWP)	131
Lake Reeve	Department of Sustainability and Environment (now DELWP)	106
Lake Sambell	Indigo Shire Council	149
Lake Shelduck	Melbourne Water	122
Lake Spoonbill	Melbourne Water	122
Lake Surprise (Mount Eccles National Park)	Department of Sustainability and Environment (now DELWP)	39
Lake Tooliorook	Corangamite Shire Council	34
Lake Toolondo	Horsham Rural City Council	144
Lake Tyers	Gippsland Ports Committee of Management Inc.	105
Lake Victoria	Central Goldfields Shire Council	51
Lake Wallace	West Wimmera Shire Council	66

Waterway Rules - Schedules

Waters	Waterway Manager	Sch
Lake Wartook	Grampians Wimmera Mallee Water Corporation	47
Lake Weeroona	Greater Bendigo City Council	48
Lake Wendouree	Ballarat City Council	42
Lake William Hovell	Goulburn-Murray Water	92
Laverton Creek, upstream of the outlet to Port Phillip Bay to Queen Street, Altona	Melbourne Water	124
Little Lake Boort	Loddon Shire Council	53
Local Port of Anderson Inlet	Gippsland Ports Committee of Management Inc.	114
Local Port of Barwon Heads	Barwon Coast Committee of Management Inc.	10
Local Port of Corner Inlet and Port Albert	Gippsland Ports Committee of Management Inc.	132
Local Port of Gippsland Lakes	Gippsland Ports Committee of Management Inc.	104
Local Port of Mallacoota	Gippsland Ports Committee of Management Inc.	109
Local Port of Port Fairy	Moyne Shire Council	20
Local Port of Port Phillip	Parks Victoria	1
Local Port of Snowy River	Gippsland Ports Committee of Management Inc.	107
Loch Garry	Goulburn-Murray Water	94
Loddon River (at Bridgewater between Flour Mill Weir and Sweeneys Lane)	Loddon Shire Council	62
Loddon River, within the Shire of Loddon	Loddon Shire Council	63
Lower Stoney Creek Reservoir	Barwon Region Water Corporation	8
Malseeds Lake	Department of Sustainability and Environment (now DELWP)	29
Maribyrnong River upstream of Shepherd Bridge on Footscray Road	Parks Victoria	4
Melton Reservoir	Gippsland and Southern Rural Water Corporation	150
Merri River between the seaward outlet and the Bromfield Street Weir	Warrnambool City Council	23
Middle and Reedy Lakes	Goulburn-Murray Water	46
Mitta Mitta River between the top water line of Lake Hume and the junction of the river with Callaghans Creek	Director, Transport Safety	117
Moora Moora Reservoir	Grampians Wimmera Mallee Water Corporation	154
Mount Beauty Regulating Pondage	AGL Hydro Partnership	98
Nhill Lake	Nhill Lake Reserve Committee of Management	147
Northern Grampians Shire – All rivers and streams within the Shire	Northern Grampians Shire Council	59
Painkalac Creek, from Bass Strait to Boundary Road, Aireys Inlet	Surf Coast Shire Council	14
Pine Lake	Grampians Wimmera Mallee Water Corporation	142
Port Campbell Bay	Parks Victoria	152
Port waters of the Port of Melbourne	Port of Melbourne Corporation (as the appointed Port Management Body)	2
Pretty Valley Dam	Department of Sustainability and Environment (now DELWP)	156
Pykes Creek Reservoir	Gippsland and Southern Rural Water Corporation	41
Railway Weir	Barwon Region Water Corporation	8
Rocklands Reservoir	Grampians Wimmera Mallee Water Corporation	44
Rocky Valley Dam	Department of Sustainability and Environment (now DELWP)	156
Royston Dam	AGL Hydro Partnership	98

Waterway Rules - Schedules

Waters	Waterway Manager	Sch
Rubicon Dam	AGL Hydro Partnership	98
Rubicon Falls Dam	AGL Hydro Partnership	98
Shallow Inlet	Gippsland Ports Committee of Management Inc.	103
She Oaks Weir	Barwon Region Water Corporation	8
Skeleton Creek upstream of the outlet to Port Phillip to Point Cook Road, Altona and Werribee	Melbourne Water	123
St. Arnaud Reservoir	Northern Grampians Shire Council	56
St. George's Lake	Director, Transport Safety	125
Surrey River (between the seaward outlet and the Princes Highway Bridge)	The Committee of Management of Narrawong Camping and Recreation Reserve Corporation	26
Surrey River (upstream of the Princes Highway Bridge)	Department of Sustainability and Environment (now DELWP)	27
Swan Lake	Department of Sustainability and Environment (now DELWP)	30
Tamboon Inlet and all navigable waters with an opening to that inlet	Department of Sustainability and Environment (now DELWP)	108
Taylors Creek	Unmanaged	19
Taylors Lake (Horsham)	Grampians Wimmera Mallee Water Corporation	143
Taylors Lake – Keilor	Melbourne Water	122
Tchum Lake South	Tchum Lake Aquatic Club Incorporated	155
Teddington Reservoir No. 1 (Upper Kara Kara State Park)	Department of Sustainability and Environment (now DELWP)	57
Teddington Reservoir No. 2	Northern Grampians Shire Council	58
Upper Stony Creek Reservoir	Barwon Region Water Corporation	8
Victoria Park Lake, Shepparton	Greater Shepparton City Council	126
Volcano Storage	Northern Grampians Shire Council	55
Waranga Basin	Goulburn-Murray Water	85
Wathe Wildlife Reserve (all waters)	Department of Sustainability and Environment (now DELWP)	76
West Barwon Reservoir	Barwon Region Water Corporation	8
Western Port Bay	Parks Victoria	5
Wilsons Promontory National Park (all waters)	Department of Sustainability and Environment (now DELWP)	112
Wimmera River (within the boundaries of Horsham Rural City)	Horsham Rural City Council	69
Wimmera River (within the Shire of Hindmarsh)	Hindmarsh Shire Council	68
Winton Wetlands	Winton Wetlands Committee of Management	87
Wooroonook Lakes	Buloke Shire Council	133
Wurdee Boluc Reservoir	Barwon Region Water Corporation	8
Wyperfeld National Park (all waters)	Department of Sustainability and Environment (now DELWP)	77
Yarra River upstream of the port waters of the Port of Melbourne	Parks Victoria	3
Yarriambiack Creek (within the Shire of Yarriambiack)	Yarriambiack Shire Council	67

Waterway Rules - Schedules

Schedule 1: The Local Port of Port Phillip

Waterway Manager: Parks Victoria

Note: Reference to a 'Clause' is a reference to a Clause in the 'Waterway Rules – State Rules' on pg. 2 – 11;

Zone definitions for the purpose of this Schedule

Access Lanes

Water-ski access lanes for the purpose of Clause 6. Access Lanes in this Schedule are excluded from Clause 4(a). Bathers are not permitted in access lanes.

Speed Restriction Zones

Zones with a speed restriction for the purpose of Clause 7. All vessels whether powered or unpowered, including personal water craft, yachts, sailboards kite-boards, canoes and kayaks must not exceed the speed specified.

Areas prohibited to vessels

Areas where vessels are prohibited for the purpose of Clause 9. All vessels, whether powered or unpowered, including but not limited to personal water craft, yachts, sailboards, kite-boards, canoes and kayaks, are not permitted in these areas. Areas prohibited to vessels in this Schedule are excluded from Clause 4(a).

Prohibition of specific activities

Areas where specific activities or vessels are prohibited for the purpose of Clause 12. The activity or vessel specified is not permitted in these areas, for example, prohibited to bathers, personal water craft or sailboards.

Irregular riding

Irregular riding applies to personal watercraft operators and means operating the personal watercraft at any speed in an irregular or erratic manner, including:

- Weaving or diverting course that another person would be unable to predict; and
- Surfing down or jumping over or across any waves, wake or wash; and
- Freestyling, which includes manoeuvres such as sharp turns, circular or semi-circular operation of the personal watercraft.

Exclusive use and special purpose areas

Exclusive use and special purpose areas for the purpose of Clause 13. Areas where specified activities are subject to specific conditions and other vessels may not be permitted. In this Schedule the following applies to specified areas:

Kite-boarding areas

Kite-boarding areas established to enable kite-boarders only to exceed 5 knots within 50 metres of another kite-boarder but not within 50 metres of a person in the water or any other vessel. Only kite-boarders operating within these zones are excluded from the requirement to operate at a speed not exceeding 5 knots within 200 metres from the water's edge. Only kite-boarders operating in these areas are excluded from Clause 2(c) and Clause 4(a). Other vessels and bathers are permitted in these areas.

Areas where bathers are prohibited

Areas where bathers are prohibited for the purpose of Clause 16. Bathers and bathing is not permitted in these areas.

Area definitions for the purpose of this Schedule

Schedule 1: The Local Port of Port Phillip

Waterway Rules - Schedules

This Schedule covers all the waters of the Local Port of Port Phillip excluding port waters of the Port of Melbourne Corporation and the Victorian Regional Channels Authority, Geelong.

North East Port Phillip

From the Yarra River (37° 50.539' S 144° 54.801' E) to Table Rock Point, Beaumaris (37° 59.786' S 145° 02.300' E)

East Port Phillip

From Table Rock Point, Beaumaris (37° 59.786' S 145° 02.300' E) to Martha Point (38° 16.229' S 145° 00.095' E)

South East Port Phillip

From Martha Point (38° 16.229' S 145° 00.095' E) to Point Nepean (38° 18.104' S 144° 39.178' E)

South West Port Phillip

From Point Lonsdale (38° 17.542' S 144° 36.857' E) to Wedge Point, Werribee South (37° 58.424' S 144° 41.219' E)

North West Port Phillip

From Wedge Point, Werribee South (37° 58.424' S 144° 41.219' E) to the Yarra River (37° 50.539' S 144° 54.801' E)

1.1 North East Port Phillip**1.1.7 Five (5) knot speed restriction zones**

All waters of North East Port Phillip unless designated as a 5 knot zone below are subject to a 5 knot speed restriction within 200 metres of the water's edge, excluding access lanes and areas prohibited to vessels.

- (a) Waters bounded by a signpost displaying a '5 knot' sign¹⁵⁰¹ on the foreshore approximately 158 metres east of the Sandridge Life Saving Club to yellow special mark piles^{601 602 603} with '5 knot' signs extending to a sign¹⁵⁰³ on the end of Lagoon Pier, then to a signpost displaying '5 knot' sign¹⁵⁰² on the foreshore.
- (b) Waters bounded by a signpost displaying '5 knot' sign¹⁵⁰⁴ on the foreshore at the end of Philipson Street, Albert Park, to a yellow special mark pile⁶⁰⁶ with a '5 knot' sign, extending to a '5 knot' sign¹⁵⁰⁵ on the end of Kerferd Road Jetty, to yellow special mark piles^{607, 608} with '5 knot' signs, then to a signpost displaying '5 knot' sign¹⁵⁰⁶ on the foreshore at the end of Wright Street, Middle Park.
- (c) Waters bounded by a signpost displaying '5 knot' sign¹⁵⁰⁷ on the foreshore at the end of Armstrong Street, Middle Park, extending to yellow special mark piles^{610, 611} with '5 knot' signs, then to a lateral mark¹⁵⁰⁹ with a '5 knot' sign (near the end of St Kilda Harbour Breakwater) and the waters of St Kilda Harbour bounded by St Kilda Pier.
- (d) Waters within 100 metres of the western side of the stone breakwater forming St Kilda Harbour.
- (e) Waters of Brighton Harbour southward of a line extending from the northern end of the stone breakwater to the prolongation to seaward of Bay Street, Brighton.
- (f) Waters within 100 metres of the western side of the stone breakwater forming Brighton Harbour.
- (g) Waters within Sandringham Harbour southward of a line extending from the northern end of the stone breakwater, north east to a yellow special mark pile^{h2}, then to a signpost^{sh2} displaying 'no vessels' on the foreshore at the end of Small Street, Hampton.
- (h) Waters within 100 metres of the western side of the stone breakwater forming Sandringham Harbour.
- (i) Ricketts Point Marine Sanctuary, comprising waters bounded by a line commencing at 37°58.857'S, 144°01.063'E located on the centre line of Fourth Street, Beaumaris, and the high water mark, then extending approximately 370 metres seaward to a yellow special mark pile¹⁰⁷, continuing south-

Waterway Rules - Schedules

southeast approximately 440 metres through a green starboard lateral pile³¹⁵, continuing approximately 310 metres to a special mark pile¹⁶¹⁰, continuing approximately 460 metres through a green starboard lateral pile³¹⁴, continuing approximately 415 metres through a yellow special mark pile¹⁶⁰³, continuing approximately 313 metres through a green starboard lateral pile³¹³, then continuing southeast approximately 445 metres to a south cardinal pile³¹², then continuing east approximately 400 metres to a south cardinal pile³¹¹, then continuing northeast approximately 270 metres to a yellow special mark pile¹⁶¹², then extending northeast to the shoreline to a point 37°59.737'S, 145°02.341'E, located 10 metres southwest of the foot of the Beaumaris Sea Scouts Jetty.

1.1.9 Areas prohibited to vessels

All vessels are prohibited in the following areas:

- (a) Waters bounded by a line commencing at a signpost displaying a 'No Vessels' sign¹⁵⁰⁰ on the foreshore approximately 35 metres west of the Sandridge Life Saving Club, then to a line extending seaward approximately 200 metres to a yellow special mark pile⁶⁰⁰ then east approximately 200 metres to a yellow special mark pile⁶⁰¹, and then to a signpost displaying 'No Vessels' sign¹⁵⁰¹ on the foreshore approximately 158 metres east of the Sandridge Life Saving Club.
- (b) Waters bounded by a line commencing at a signpost displaying 'No Vessels' signs^{1502, 1503} on the shore and on the end of Lagoon Pier, to yellow special mark piles^{605, 606} with 'No Vessels' signs, to a signpost displaying 'No Vessels' sign¹⁵⁰⁴ on the foreshore at the end of Philipson Street, Albert Park.
- (c) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign¹⁵⁰⁶ on the foreshore at the end of Wright Street, Middle Park, to yellow special mark piles^{608, 609, 610} with 'No Vessels' signs, to a signpost displaying 'No Vessels' sign¹⁵⁰⁷ on the foreshore at the end of Armstrong Street, Middle Park.
- (d) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign¹⁵¹¹ on the foreshore just south of the St Kilda Pier and extending seaward to a signpost displaying a 'No Vessels' sign¹⁵¹⁶ on the St Kilda Pier, then extending south east through yellow special mark piles^{612, 613, 614, 615} with 'No Vessels' signs, then to a signpost displaying 'No Vessels' signs¹⁵¹³ on the foreshore east of the entrance to St Kilda Marina and extending east to a signpost displaying a 'No Vessel' sign¹⁵¹⁴ on the foreshore at the southern end of St Kilda Beach.
- (e) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Se12} on the foreshore in line with Vautier Street, Elwood, extending seaward approximately 200 metres to a yellow special mark pile^{el2} then south approximately 220 metres to a yellow special mark pile^{el1} then to a signpost displaying 'No Vessels' sign^{Se11} on the foreshore in line with Head Street, Elwood.
- (f) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{S328} on the foreshore south of the Brighton Life Saving Club clubhouse extending seaward approximately 200 metres to a yellow special mark pile³²⁸ then south approximately 270 metres to a yellow special mark pile³²⁷ then eastward to a signpost displaying 'No Vessels' sign^{S327} on the foreshore in line with Norwood Avenue, Brighton.
- (g) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sh3} on the foreshore approximately 100 metres south of the end of Orlando Street, Hampton, extending seaward approximately 200 metres to a yellow special mark pile^{h3} then extending south approximately 400 metres to a yellow special mark pile^{h2} then to a signpost displaying 'No Vessels' sign^{Sh2} on the foreshore in line with Small Street, Hampton.
- (h) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Ss2} on the foreshore at the end of the Jetty Road, Sandringham carpark access track extending seaward approximately 200 metres to a yellow special mark pile^{s2} then extending southeast approximately 410 metres to a yellow special mark pile^{s1} then eastwards to a signpost displaying 'No Vessels' sign^{Ss1} on the foreshore near the Sandringham Lifesaving Club clubhouse.
- (i) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sbl9} on the foreshore at Red Bluff in line with Eliza Street, Black Rock, extending seaward approximately 200 metres to a yellow special mark pile^{bl9} then extending southeast approximately 160 metres to a yellow special

Waterway Rules - Schedules

mark pile^{bl8} then extending southeast through two yellow buoys^{bl7, bl10} to a signpost displaying 'No Vessels' sign^{Sbl8} on the foreshore north of Half Moon Bay Lifesaving Club clubhouse.

- (j) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sbl2} on the foreshore in line with Gordon Crescent, Black Rock, extending seaward approximately 200 metres to a yellow special mark pile^{bl2} then extending south approximately 120 metres to a yellow special mark pile^{bl1} then eastward to a signpost displaying 'No Vessels' sign^{Sbl1} on the foreshore north of Black Rock Lifesaving Club clubhouse.
- (k) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sb2} on the foreshore approximately 30 metres west of the Beaumaris Life Saving Club clubhouse extending seaward approximately 200 metres to a yellow special mark pile^{b2} then extending east approximately 200 metres to a yellow special mark pile^{b1}, north to a signpost displaying 'No Vessels' sign^{Sb1} on the foreshore.

1.1.12 Prohibition of specific activities

- (a) The master of a personal watercraft must not operate the personal watercraft:
 - (i) in an irregular riding manner, and
 - (ii) for any purpose other than transiting in the safest most direct course to, or from the shore and/or a boat ramp or berthing facility (including a jetty, pier or mooring),
 whilst operating within designated 5 knot speed restriction zones.

1.1.13 Exclusive use and special purpose areas

- (a) The following waters are a Kite-boarding area.
 - (i) Waters bounded by a line commencing at a signpost displaying a kite boarding emblem sign¹⁵⁰⁸ on the foreshore at the end of Langridge Street, St Kilda, then to a yellow special mark pile⁶¹¹ with a Kite Boarding emblem sign, and buoys^{B001, B002, B003} with kite boarding emblem signs, then to a signpost displaying a kite boarding emblem sign¹⁵¹⁰ on the foreshore approximately 248 metres north of St Kilda Pier.
 - (ii) Waters bounded by a line commencing at a signpost displaying a kite boarding emblem sign^{Sbl9} on the foreshore at the end of Park Street, Brighton, then to a yellow buoy^{Bbr3} with a Kite Boarding emblem sign, then to continuing south east to a yellow special mark pile³²⁸ with kite boarding emblem sign, then to a signpost displaying a kite boarding emblem sign^{S328} on the foreshore adjacent to Brighton Life Saving Club.
 - (iii) Waters bounded by a line commencing at a signpost displaying a kite boarding emblem sign^{sh5} on the foreshore at the end of New Street, Hampton, then south west to a yellow buoy^{Bh5} with a Kite Boarding emblem sign, then continuing south east to a yellow buoy^{Bh4} with kite boarding emblem sign then, to a signpost displaying a kite boarding emblem sign^{sh4} on the foreshore at the end of Orlando Street, Hampton.

1.1.16 Areas where bathers are prohibited

Bathers are prohibited in the following areas:

- (a) The waters bounded by the St Kilda Marina lighthouse¹⁵¹⁵, to a yellow special mark pile⁶¹⁵, then to a signpost displaying a 'No Swimming' sign¹⁵¹³ on the foreshore in line with the light house as marked by buoys (including St Kilda Marina) are prohibited to bathers.

Table 1.1 - Location of Navigational Aids (WGS84) - North East Port Phillip

This table shows the latitude and longitude location of navigational aids. Navigational aids may include buoys, signs, piles or beacons (fixed or non-fixed or on/off water), or points.

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
600 - pile	37° 50.543' S	144° 55.024' E
601 - pile	37° 50.496' S	144° 55.133' E
602 - pile	37° 50.485' S	144° 55.400' E

Waterway Rules - Schedules

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
603 - pile	37° 50.710' S	144° 56.184' E
605 - pile	37° 50.915' S	144° 56.595' E
606 - pile	37° 51.040' S	144° 56.891' E
607 - pile	37° 51.169' S	144° 57.171' E
608 - pile	37° 51.224' S	144° 57.290' E
609 - pile	37° 51.299' S	144° 57.447' E
610 - pile	37° 51.366' S	144° 57.591' E
611 - pile	37° 51.465' S	144° 57.781' E
612 - pile	37° 51.937' S	144° 58.129' E
613 - pile	37° 52.035' S	144° 58.219' E
614 - pile	37° 52.142' S	144° 58.319' E
615 - pile	37° 52.225' S	144° 58.422' E
e12 - pile	37° 53.412' S	144° 58.868' E
e11 - pile	37° 53.520' S	144° 58.967' E
328 - pile	37° 55.196' S	144° 59.069' E
327 - pile	37° 55.114' S	144° 59.025' E
h3 - pile	37° 56.218' S	144° 59.617' E
h2 - pile	37° 56.402' S	144° 59.771' E
s2 - pile	37° 56.956' S	144° 59.767' E
s1 - pile	37° 57.110' S	144° 59.967' E
bl9 - pile	37° 57.896' S	145° 00.497' E
bl8 - pile	37° 57.986' S	145° 00.535' E
bl2 - pile	37° 58.501' S	145° 00.704' E
bl1 - pile	37° 58.564' S	145° 00.742' E
b2 - buoy	37° 59.819' S	145° 02.078' E
b1 - buoy	37° 59.809' S	145° 01.939' E
1500 - land sign	37° 50.400' S	144° 54.971' E
1501 - land sign	37° 50.375' S	144° 55.124' E
1502 - land sign	37° 50.691' S	144° 56.424' E
1503 - land sign	37° 50.752' S	144° 56.350' E
1504 - land sign	37° 50.924' S	144° 56.981' E
1505 - land sign	37° 51.064' S	144° 56.989' E
1506 - land sign	37° 51.107' S	144° 57.382' E
1507 - land sign	37° 51.257' S	144° 57.674' E
1508 - land sign	37° 51.359' S	144° 57.870' E
1509 - land sign	37° 51.637' S	144° 57.658' E
1510 - land sign	37° 51.728' S	144° 58.253' E
1511 - land sign	37° 51.862' S	144° 58.253' E
1512 - land sign	37° 52.163' S	144° 58.525' E
1513 - land sign	37° 52.320' S	144° 58.475' E
1514 - land sign	37° 52.302' S	144° 58.552' E
1515 - land sign	37° 52.233' S	144° 58.414' E
Se12 - land sign	37° 53.320' S	144° 59.004' E
Se11 - land sign	37° 53.470' S	144° 59.113' E
S328 - land sign	37° 55.052' S	144° 59.188' E
S327 - land sign	37° 55.207' S	144° 59.257' E
Sh3 - land sign	37° 56.143' S	144° 59.754' E

Schedule 1: The Local Port of Port Phillip

Page 23 of 281

Waterway Rules - Schedules

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
Sh2 - land sign	37° 56.392' S	144° 59.915' E
Ss2 - land sign	37° 56.830' S	144° 59.851' E
Ss1 - land sign	37° 57.043' S	145° 00.094' E
Sbl9 - land sign	37° 57.862' S	145° 00.641' E
Sbl8 - land sign	37° 58.112' S	145° 00.674' E
Sbl2- land sign	37° 58.410' S	145° 00.815' E
Sbl1- land sign	37° 58.492' S	145° 00.871' E
Sb2 - land sign	37° 59.678' S	145° 01.945' E
Sb1 - land sign	37° 59.696' S	145° 02.114' E
B001 - buoy	37° 51.532' S	144° 57.884' E
B002 - buoy	37° 51.677' S	144° 58.063' E
B003 - buoy	37° 51.796' S	144° 58.146' E
bl7 – buoy	37° 58.022' S	145° 00.575' E
bl10 – buoy	37° 58.061' S	145° 00.618' E
107 - Pile	37° 59.016' S	145° 00.911' E
311 - Pile	37° 59.861' S	145° 02.292' E
312 - Pile	37° 59.946' S	145° 02.039' E
313 - Pile	37° 59.873' S	145° 01.751' E
314 - Pile	37° 59.519' S	145° 01.414' E
315 - Pile	37° 59.234' S	145° 01.030' E
1603 - Pile	37° 59.698' S	145° 01.584' E
1610 - Pile	37° 59.348' S	145° 01.184' E
1612 - Pile	37° 59.776' S	145° 02.399' E

1.2 East Port Phillip

1.2.5 Access lanes

The areas below are water-ski access lanes:

- (a) An area between two lines extending seaward approximately 200 metres to two yellow special mark piles^{me4, me3} one line passing through a set of beacons on the foreshore in line with Charman Road, Mentone and the other line passing through another set of beacons situated on the foreshore in line with Sea Parade, Mentone.

1.2.7 Five (5) knot speed restriction zones

All waters of East Port Phillip unless designated as a 5 knot zone below are subject to a 5 knot speed restriction within 200 metres of the water's edge, excluding access lanes and areas prohibited to vessels.

- (a) All the waters of Mordialloc Creek.
- (b) All the waters of Patterson River including Patterson Lakes.
- (c) All the waters of Kananook Creek.

1.2.9 Areas prohibited to vessels

All vessels are prohibited in the following areas:

- (a) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sme2} on the foreshore in line with Mundy Street, Mentone and extending seaward approximately 200 metres to a yellow special mark pile^{me2} then extending south east approximately 400 metres to a yellow special mark pile^{me1} then extending to a signpost displaying 'No Vessels' sign^{Sme1} on the foreshore in line with Naples Street, Mentone.

Waterway Rules - Schedules

- (b) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sm4} on the foreshore in line with Bay Street, Mordialloc, extending seaward approximately 200 metres to a yellow special mark pile^{m4} then extending southeast approximately 500 metres to a yellow special mark pile^{m3} then extending north east to a signpost displaying 'No Vessels' sign^{Sm3} on the foreshore in line with Centreway, Mordialloc.
- (c) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sa2} on the foreshore near Foster Street, Aspendale extending approximately 200 metres seaward to a yellow special mark pile^{a2} then extending approximately 350 metres south east to a yellow special mark pile^{a1} then extending north east to a signpost displaying 'No Vessels' sign^{Sa1} on the foreshore in line with Gnotuk Avenue, Aspendale.
- (d) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Se2} situated on the foreshore in line with Sinclair Avenue, Edithvale, extending approximately 200 metres seaward to a yellow special mark pile^{e2} then extending approximately 200 metres south to a yellow special mark pile^{e1} then extending to a signpost displaying 'No Vessels' sign^{Se1} on the foreshore in line with Bank Road, Edithvale.
- (e) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sc2} on the foreshore in line with Avondale Avenue, Chelsea extending approximately 200 metres seaward to a yellow special mark pile^{c2} then extending approximately 340 metres southeast to a yellow special mark pile^{c1} then extending east to a signpost displaying 'No Vessels' sign^{Sc1} on the foreshore in line with The Avenue, Chelsea.
- (f) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sp9} on the foreshore in line with Williams Grove, Bonbeach extending approximately 200 metres seaward to a yellow special mark pile^{p9} then extending approximately 325 metres south to a yellow special mark pile^{p8} then extending east to a signpost displaying 'No Vessels' sign^{Sp8} on the foreshore in line with Monica Avenue, Bonbeach.
- (g) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sp3} on the foreshore 50 metres north of the Carrum Life Saving Club clubhouse extending approximately 200 metres seaward to a yellow special mark pile^{p3} then extending approximately 300 metres south to a yellow special mark pile^{p2} then extending east to a signpost displaying 'No Vessels' sign^{Sp2} on the foreshore in line with Walkers Road, Carrum.
- (h) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Ssf4} on the foreshore in line with Victor Avenue, Seaford extending approximately 200 metres seaward to a yellow special mark pile^{sf4} then extending approximately 250 metres south to a yellow special mark pile^{sf3} then extending southeast to a signpost displaying 'No Vessels' sign^{Ssf3} on the foreshore 20 metres north of the Seaford Pier.
- (i) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Ssf2} on the foreshore 20 metres south of the Seaford Pier extending approximately 200 metres seaward to a yellow special mark pile^{sf2} then extending approximately 150 metres south to a yellow special mark pile^{sf1} then extending east to a signpost displaying 'No Vessels' sign^{Ssf1} on the foreshore approximately 40 metres south of the end of Chapman Laneway, Seaford.
- (j) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Ssf7} on the foreshore in line with Wells Street, Frankston extending approximately 200 metres seaward to a yellow special mark pile^{f7} then extending approximately 160 metres south to a yellow special mark pile^{f6} then extending east to a signpost displaying 'No Vessels' sign^{Ssf6} on the foreshore in line with Davey Street, Frankston.
- (k) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sf4a} on the foreshore at Frankston Pier on the southern side, extending approximately 200 metres along the pier to a 'No Vessel' sign^{Sf4b} then extending approximately 200 metres south to a yellow special mark pile^{f2} then extending south east to a signpost displaying 'No Vessels' sign^{Sf2} on the foreshore in line with Nepean Lane, Frankston.

Waterway Rules - Schedules

- (l) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Smi2} on the foreshore in line with Bath Street, Mornington, extending approximately 200 metres seaward to a yellow special mark pile^{mi2} then extending approximately 180 metres north west to a yellow special mark pile^{mi3}, then extending south to a signpost displaying a 'No Vessels' sign^{Smi13} on the foreshore at the western end of the Mills Beach Car Park.
- (m) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Sfi1} on the foreshore in line with Wilson Road, Mornington and extending approximately 200 metres seaward to a yellow special mark pile^{fi1} then extending approximately 100 metres south to a yellow special mark pile^{fi2} then extending south east to a signpost displaying a 'No Vessels' sign^{Sfi2} on the foreshore in line with Williams Road, Mornington.
- (n) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Smm1} on the foreshore 50 metres south of Balcombe Creek, Mount Martha and extending approximately 200 metres seaward to a yellow special mark pile^{mm1} then extending approximately 100 metres south to a yellow special mark pile^{mm2} then extending south east to a signpost displaying 'No Vessels' sign^{Smm2} on the foreshore 10 metres south of the Mount Martha Life Saving Club clubrooms.
- (o) Waters bounded by a line commencing at a signpost displaying 'No Vessels' sign^{Smm3} on the foreshore in line with Dominion Road, Mount Martha, and extending approximately 200 metres seaward to a yellow special mark pile^{mm3} then extending approximately 150 metres south to a yellow special mark pile^{mm4} then extending south east to a signpost displaying 'No Vessels' sign^{Smm4} on the foreshore in line with Kilburn Grove, Mount Martha.

1.2.12 Prohibition of specific activities

- (a) Personal water craft are prohibited in the following areas:
 - (i) Waters inshore of a line commencing at a signpost displaying 'No PWC' sign^{Sp8} on the foreshore in line with Monica Avenue, Carrum, and extending seaward approximately 200 metres to a yellow special mark pile^{p8}, and then approximately 800 metres south to the port lateral mark pile^{p5} and then to a line extending to a signpost displaying 'No PWC' sign^{Sp5} on the foreshore north of the rock groyne at the mouth of Patterson River.
 - (ii) Waters inshore of a line commencing at a signpost displaying 'No PWC' sign^{Sp4} on the foreshore approximately 200 metres south of the rock groyne at the mouth of the Patterson River, Carrum, and extending seaward south west approximately 200 metres to the starboard lateral mark pile^{p4}, then south to a yellow special mark pile^{p3} and then to a signpost displaying 'No PWC' sign^{Sp3} on the foreshore 50 metres north of the Carrum Life Saving Club clubhouse.
- (b) The master of a personal watercraft must not operate the personal watercraft:
 - (i) in an irregular riding manner, and
 - (ii) for any purpose other than transiting in the safest most direct course to, or from the shore and/or a boat ramp or berthing facility (including a jetty, pier or mooring),

whilst operating within designated 5 knot speed restriction zones.

1.2.13 Exclusive use and special purpose areas

- (a) The following waters are a Kite-boarding area.
 - (i) Waters bounded by a line commencing at a signpost displaying a kite-boarding sign^{Sm6} on the foreshore at the end of Parkers Road, Mordialloc, and extending approximately 200 metres seaward to a yellow buoy^{m6} with a kite-boarding sign, then extending 420 metres south east to a yellow buoy^{m5}, with a kite-boarding sign, then extending east to a signpost displaying a kite-boarding sign^{Sm5} on the foreshore in line with Rennison Street, Mordialloc.
 - (ii) Waters bounded by a line commencing at a signpost displaying a kite-boarding sign^{Ssf6} on the foreshore at the north end of Keast Park, Seaford, and extending approximately 200 metres seaward to a yellow buoy^{sf6} with a kite-boarding sign, then extending 900 metres south east to a yellow buoy^{sf5} with a kite-boarding sign, then extending east to a signpost displaying a

Waterway Rules - Schedules

kite-boarding sign^{Ssf5} on the foreshore in line with Armstrongs Road, Seaford.

- (b) Patterson River and approach - control of vessels
- (i) A master of a vessel in the waters of the Patterson River downstream of the eastern boat ramp, must not use the waterway other than for transiting to and from the waters of Port Phillip Bay, and must not -
- i. anchor or moor the vessel; or
 - ii. beach the vessel on either bank between the road bridge and the river entrance except for the purpose of rigging or unrigging masts in the minimum time necessary prior to or subsequent to proceeding under the Patterson River bridges-unless prior permission has been obtained from an officer authorised by Parks Victoria or unless compelled by an emergency.

1.2.16 Areas prohibited to bathers

Bathers are prohibited in the following areas:

- (a) Waters bounded by a line commencing midway along the Mordialloc Pier at sign post displaying 'Vessels Only' then extending shoreward along the Mordialloc Pier and the northern bank of the creek to the eastern extremity of the upstream boat ramp parking area, then following a line directly south joining the opposite banks of the creek then following the southern bank of the creek to the seaward end of the rock groyne at the mouth, then to lit lateral mark pile^{A74} then north to the point of commencement.
- (b) Waters bounded by a line commencing at a port lateral pile^{p5} approximately 200 metres from shore, then extending shoreward and upstream to the Fairway, crossing Paterson River south, then following the southern river bank west and seaward to a starboard lateral pile^{p4} approximately 200 metres from shore, then to the point of commencement.

Table 1.2 - Location of Navigational Aids (WGS84) - East Port Phillip

This table shows the latitude and longitude location of navigational aids. Navigational aids may include buoys, signs, piles or beacons (fixed or non-fixed or on/off water), or points.

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
me4 - pile	37° 59.334' S	145° 03.091' E
me3 - pile	37° 59.313' S	145° 03.166' E
me2 - pile	37° 59.352' S	145° 03.266' E
m4 - pile	38° 00.378' S	145° 04.732' E
m3 - pile	38° 00.616' S	145° 04.886' E
A74 - starboard lateral	38° 00.759' S	145° 05.023' E
a2 - pile	38° 01.685' S	145° 05.870' E
a1 - pile	38° 01.857' S	145° 05.972' E
e2 - pile	38° 02.328' S	145° 06.245' E
e1 - pile	38° 02.432' S	145° 06.290' E
c2 - pile	38° 03.132' S	145° 06.601' E
c1 - pile	38° 03.316' S	145° 06.692' E
p9- pile	38° 03.805' S	145° 06.851' E
p8 - pile	38° 03.986' S	145° 06.913' E
p3 - pile	38° 04.593' S	145° 07.092' E
p2 - pile	38° 04.767' S	145° 07.141' E
sf4 - pile	38° 06.046' S	145° 07.317' E
sf3 - pile	38° 06.190' S	145° 07.330' E
sf2 - pile	38° 06.230' S	145° 07.331' E

Waterway Rules - Schedules

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
sf1 – pile	38° 06.322' S	145° 07.335' E
f7 - pile	38° 08.499' S	145° 06.977' E
f6 - pile	38° 08.585' S	145° 06.935' E
f2 - pile	38° 08.968' S	145° 06.677' E
mi2 - pile	38° 12.683' S	145° 02.617' E
mi3 - pile	38° 12.714' S	145° 02.512' E
fi1 - pile	38° 13.346' S	145° 01.766' E
fi2 - pile	38° 13.392' S	145° 01.728' E
mm1 - pile	38° 15.801' S	145° 00.772' E
mm2 - pile	38° 15.848' S	145° 00.724' E
mm3 - pile	38° 16.006' S	145° 00.533' E
mm4 - pile	38° 16.064' S	145° 00.468' E
p5 – port lateral	38° 04.452' S	145° 07.061' E
p4 – starboard lateral	38° 04.478' S	145° 07.065' E
m6 – buoy	38° 00.088' S	145° 04.406' E
m5 – buoy	38° 00.264' S	145° 04.603' E
s6 – buoy	38° 05.151' S	145° 07.237' E
s5 - buoy	38° 05.652' S	145° 07.308' E
Sme2	37° 59.242' S	145° 03.337' E
Sme1	37° 59.360' S	145° 03.593' E
Sm4	38° 00.295' S	145° 04.862' E
Sm3	38° 00.568' S	145° 05.042' E
Sa2	38° 01.633' S	145° 06.002' E
Sa1	38° 01.790' S	145° 06.098' E
Se2	38° 02.279' S	145° 06.374' E
Se1	38° 02.394' S	145° 06.433' E
Sc2	38° 03.088' S	145° 06.756' E
Sc1	38° 03.273' S	145° 06.838' E
Sp9	38° 03.772' S	145° 07.028' E
Sp8	38° 03.955' S	145° 07.078' E
Sp3	38° 04.565' S	145° 07.254' E
Sp2	38° 04.741' S	145° 07.301' E
Ssf4	38° 06.050' S	145° 07.480' E
Ssf3	38° 06.206' S	145° 07.480' E
Ssf2	38° 06.213' S	145° 07.482' E
Ssf1	38° 06.322' S	145° 07.485' E
Sf7	38° 08.535' S	145° 07.125' E
Sf6	38° 08.631' S	145° 07.083' E
Sf4a	38° 09.053' S	145° 06.802' E
Sf4b	38° 08.802' S	145° 06.955' E
Smi2	38° 12.802' S	145° 02.716' E
Smi3	38° 12.796' S	145° 02.532' E
Sfi1	38° 13.472' S	145° 01.869' E
Sfi2	38° 13.397' S	145° 01.922' E
Smm1	38° 15.888' S	145° 00.905' E
Smm2	38° 15.938' S	145° 00.833' E
Smm3	38° 16.101' S	145° 00.634' E

Schedule 1: The Local Port of Port Phillip

Page 28 of 281

Waterway Rules - Schedules

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
Smm4	38° 16.153' S	145° 00.571' E
Sp5	38° 04.363' S	145° 07.210' E
Sp4	38° 04.414' S	145° 07.219' E
Sm6	38° 00.023' S	145° 04.547' E
Sm5	38° 00.177' S	145° 04.719' E
Ssf6	38° 05.143' S	145° 07.387' E
Ssf5	38° 05.648' S	145° 07.464' E

1.3 South East Port Phillip

1.3.5 Access lanes

The areas below are water-ski access lanes:

- (a) An area between two lines extending 500 metres seaward, each line passing through a separate set of beacons, the two sets of beacons ^{B1 B2 B3 B4} being situated on the foreshore approximately 140 metres apart east of the locality known as the Rocks (Anthony's Nose), Dromana West.

1.3.7 Five (5) knot speed restriction zones

All waters of South East Port Phillip unless designated as a 5 knot zone below are subject to a 5 knot speed restriction within 500 metres of the water's edge, excluding access lanes and areas prohibited to vessels.

- (a) Waters bounded by a line commencing at a signpost²⁰⁰⁰ displaying a '5 knot' sign below the cliff at Martha Point, Mount Martha, then 350 metres south west to a yellow special mark pile displaying a '5 knot' sign^{A01} approximately 200 metres from the shore, then south east to a yellow special mark pile^{A02} approximately 200 metres from the shore, then south south east to a port lateral pile^{A03} and starboard lateral pile^{A04} opposite the entrance to Martha Cove approximately 500 metres from the shore.
- (b) Dolphin Sanctuary
Waters bounded by a line commencing at Police Point, 38° 18.940'S 144° 42.327'E on the foreshore at Portsea then extending 250 metres seaward to a yellow special mark buoy²⁰⁵ then extending through yellow special mark buoys²⁰⁴⁻⁻²⁰¹ marked with '5 Knots Dolphin Sanctuary' then extending shoreward to point 38° 18.472'S 144° 41.152'E on the foreshore east of Observatory Point, Point Nepean National Park.
- (c) Marine National Park
Waters bounded by a line commencing at, 38° 18.472'S 144° 41.152'E on the foreshore east of Observatory Point, Point Nepean National Park, then extending approximately 250 metres seaward to a yellow special mark buoy^{PNMP8} marked with 'Marine National Park', then west-north-west through a yellow special mark buoy^{PNMP7}, then westerly through lit special mark piles^{PNMP6,5,4} marked with 'Marine National Park', then to a yellow special mark pile^{PNMP3} north of Point Nepean, then extending to the foreshore below the Fort Nepean Engine house at point, 38° 18.115'S 144° 39.163'E.

1.3.9 Areas prohibited to vessels

All vessels are prohibited in the following areas:

- (a) Waters bounded by a line commencing at a signpost²⁰⁰³ displaying 'No Vessel' sign on the foreshore north east of Balmoral Avenue, Safety Beach, then extending seaward to a yellow special mark pile^{A08b} approximately 500 metres offshore, then extending south west to a yellow special mark pile^{A08a} approximately 500 metres offshore, then extending shoreward to a signpost²⁰⁰⁴ on the foreshore displaying 'No Vessels' sign approximately 100m south west of Balmoral Avenue, Safety Beach.
- (b) Waters bounded by a line commencing at a signpost ²⁰⁰⁵ displaying 'No Vessels' sign on the foreshore

Waterway Rules - Schedules

at Dromana Pier, then seaward along the western side of Dromana Pier to a 'No Vessel' sign²⁰⁰⁶ at the outer end of the Pier, then south west to a yellow special mark buoy^{B103}, then extending shoreward to a signpost²⁰⁰⁷ displaying 'No Vessel' sign on the foreshore in line with the western edge of the Dromana Life Saving Club.

- (c) Waters bounded by a line commencing at a signpost²⁰¹⁰ displaying 'No Vessels' sign on the foreshore at the carpark opposite Penny Lane, Rosebud, then extending seaward to a yellow special mark pile^{A17} approximately 500 metres offshore, then west south west to a yellow special mark pile^{A18} then extending south to a signpost²⁰¹¹ on the foreshore displaying a 'No Vessels' sign located at the western edge of the Rosebud Life Saving Club.
- (d) Waters bounded by a line commencing at a signpost²⁰¹⁶ displaying 'No Vessel' sign on the foreshore on the western side of the rock groyne 180 metres east of Rye Pier, then approximately 200 metres offshore to a special mark yellow buoy^{B108}, then west to a 'No Vessels' sign²⁰¹⁸ affixed to the east side of the Pier, then shoreward to a signpost²⁰¹⁷ displaying 'No Vessels' sign on the beach on the eastern side of Rye Pier.

1.3.12 Prohibition of specific activities

- (a) The master of a personal watercraft must not operate the personal watercraft:
 - (i) in an irregular riding manner, and
 - (ii) for any purpose other than transiting in the safest most direct course to, or from the shore and/or a boat ramp or berthing facility (including a jetty, pier or mooring),
 whilst operating within designated 5 knot speed restriction zones.

1.3.13 Exclusive use and special purpose areas

- (a) The following waters are kite-boarding areas:
 - (i) Waters bounded by a line commencing at a signpost²⁰¹² displaying a kite-boarding emblem sign on the foreshore in line with the end of Boneo Road, Rosebud, then extending seaward to a yellow special mark buoy^{B104} approximately 500 metres offshore, then extending south west to a yellow special mark buoy^{B105} then extending shoreward to a signpost²⁰¹³ on the foreshore displaying a kite-boarding emblem sign north west of Brendel Road, Rosebud.
 - (ii) Waters bounded by a line commencing at a signpost²⁰¹⁴ displaying a kite-boarding emblem sign on the foreshore in line with the end of Shirlow Avenue, Rye, then extending seaward to a yellow special mark buoy^{B106} approximately 500 metres offshore, then extending west to a yellow special mark buoy^{B107}, then shoreward to a signpost²⁰¹⁵ on the foreshore displaying a kite-boarding emblem sign in line with the end of Weeroona Street, Rye.

1.3.16 Areas prohibited to bathers

Bathers are prohibited in the following areas:

- (a) Waters of Martha Cove Marina and extending seaward approximately 500 metres from the port lateral mark on the groyne at the entry to the Marina Cove Channel to a port lateral pile^{A03} then approximately 160 metres south to a starboard lateral pile^{A04} then shoreward to the starboard lateral mark on the groyne at the entry to Martha Cove Channel.

Waterway Rules - Schedules

Table 1.3 - Location of Navigational Aids (WGS84) South East Port Phillip

This table shows the latitude and longitude location of navigational aids. Navigational aids may include buoys, signs, piles or beacons (fixed or non-fixed or on/off water), or points.

Navigational Aids	Latitude (WGS84)	Longitude (WGS84)
A01 - pile	38° 17.899' S	144° 58.866' E
A02 - pile	38° 18.075' S	144° 59.095' E
A03 - pile	38° 18.295' S	144° 59.329' E
A04 - pile	38° 18.381' S	144° 59.304' E
A05 - pile	38° 18.620' S	144° 59.218' E
A06 - pile	38° 18.802' S	144° 59.050' E
A07 - pile	38° 18.966' S	144° 58.889' E
A08b - pile	38° 19.073' S	144° 58.753' E
A08a - pile	38° 19.154' S	144° 58.648' E
A09 - pile	38° 19.252' S	144° 58.525' E
A10 - pile	38° 19.456' S	144° 58.111' E
A11 - pile	38° 19.663' S	144° 57.695' E
A12 - pile	38 °19.850' S	144° 57.322' E
A13 – pile	38° 20.049' S	144° 56.902' E
A14 – pile	38° 20.238' S	144° 56.507' E
A15 – pile	38° 20.265' S	144° 56.451' E
A16 – pile	38° 20.374' S	144° 56.142' E
A17 – pile	38° 20.486' S	144° 55.832' E
A18 – pile	38° 20.539' S	144° 55.678' E
A19 – pile	38° 20.757' S	144° 55.062' E
A20 – pile	38° 20.916' S	144° 54.390' E
A21 – pile	38° 21.052' S	144° 53.868' E
A22 – pile	38° 21.478' S	144° 52.393' E
A23 – pile	38° 21.601' S	144° 51.895' E
A24 – pile	38° 21.690' S	144° 51.495' E
A25 – pile	38° 21.803' S	144° 50.957' E
A26 – pile	38° 21.959' S	144° 49.703' E
A27 – pile	38 °21.879' S	144° 49.041' E
A28 – pile	38° 21.877' S	144° 49.017' E
A29 – pile	38° 21.750' S	144° 48.461' E
A30 – pile	38° 21.648' S	144° 47.900' E
A31 – pile	38° 21.555' S	144° 47.344' E
A32 – pile	38° 21.444' S	144° 46.810' E
A33 – pile	38° 21.247' S	144° 46.300' E
A34 – pile	38° 21.086' S	144° 46.161' E
A35 – pile	38° 20.790' S	144° 46.046' E
A36 – pile	38° 20.582' S	144° 45.714' E
B1 - Beacon	38° 20.4929' S	144° 56.620' E
B2 – Beacon	38° 20.5009' S	144° 56.623' E
B3 - Beacon	38° 20.4600' S	144° 56.705' E
B4 - Beacon	38° 20.4799' S	144° 56.719' E
B103 – buoy	38° 19.865' S	144° 57.765' E
B104 – buoy	38° 21.226' S	144° 53.332' E

Waterway Rules - Schedules

Navigational Aids	Latitude (WGS84)	Longitude (WGS84)
B105 - buoy	38° 21.341' S	144° 52.920' E
B106 – buoy	38° 21.933' S	144° 50.247' E
B107 – buoy	38° 21.954' S	144° 49.937' E
B108 - buoy	38° 22.034' S	144° 49.499' E
201 – buoy	38° 18.780' S	144° 42.312' E
202 – buoy	38° 18.701' S	144° 42.091' E
203 – buoy	38° 18.601' S	144° 41.832' E
204 – buoy	38° 18.492' S	144° 41.536' E
205 – buoy	38° 18.425' S	144° 41.384' E
2000 - land sign	38° 17.784' S	144° 58.968' E
2003 - land sign	38° 19.293' S	144° 58.998' E
2004 - land sign	38° 19.370' S	144° 58.899' E
2005 - land sign	38° 19.922' S	144° 57.899' E
2006 - land sign	38° 19.837' S	144° 57.833' E
2007 - land sign	38° 19.955' S	144° 57.832' E
2010 - land sign	38° 20.745' S	144° 55.959' E
2011 - land sign	38° 20.843' S	144° 55.708' E
2012 - land sign	38° 21.503' S	144° 53.415' E
2013 - land sign	38° 21.627' S	144° 52.953' E
2014 - land sign	38° 22.210' S	144° 50.244' E
2015 - land sign	38° 22.218' S	144° 49.934' E
2016 - land sign	38° 22.181' S	144° 49.463' E
2017 - land sign	38° 22.147' S	144° 49.343' E
2018 - land sign	38° 22.021' S	144° 49.365' E
2018a - land sign	38° 20.840' S	144° 45.620' E
PNMP1 – buoy	38° 18.177' S	144° 40.847' E
PNMP2 – buoy	38° 18.343' S	144° 41.229' E
PNMP3 – pile	38° 18.023' S	144° 39.316' E
PNMP4 – pile	38° 18.170' S	144° 39.401' E
PNMP5 – pile	38° 18.286' S	144° 39.716' E
PNMP6 – pile	38° 18.339' S	144° 40.057' E
PNMP7 – pile	38° 18.214' S	144° 40.463' E
PNMP8 - buoy	38° 17.936' S	144° 39.134' E

1.4 South West Port Phillip

1.4.7 Five (5) knot speed restriction zones

All waters of South West Port Phillip unless designated as a 5 knot zone below are subject to a 5 knot speed restriction within 200 metres of the water's edge, excluding areas prohibited to vessels.

1.4.9 Areas prohibited to vessels

All vessels are prohibited in the following areas:

- (a) Waters bounded by a line commencing at a "No Vessels" sign^{s2023} on the foreshore at Point Norgate, Swan Bay, and extending seaward in an easterly direction along a series of five yellow special mark piles^{p2000, p2011, p2001, p2002, p2009}; then extending south along a series of three yellow special mark piles^{p2003, p2004, p2005}; then extending south westerly along a series of four yellow special mark piles^{p2007, p2006, p2008, p2010}, then south west to a "No Vessels" sign^{s2024} on the foreshore of Sand Island, Queenscliff.

Waterway Rules - Schedules

- (b) Waters bounded by a line commencing at a 'No Vessels' sign^{sl19} near the foot of St Leonards Pier, extending approximately 1,105 metres along the northern edge of the Pier to a 'No Vessels' sign^{sl20}, extending north approximately 20 metres to a yellow special mark pile⁴²², extending east approximately 115 metres to a yellow special mark pile^{sl02}, extending northwest approximately 315 metres to a yellow special mark pile^{sl01}, extending west to a signpost displaying a 'No Vessels' sign^{sl16} on the foreshore approximately 55 metres north of First Avenue, St Leonards.
- (c) Waters bounded by a line commencing at a signpost displaying a 'No Vessels' sign^{ih13} on the foreshore approximately 85 metres north of Walpole Avenue, Indented Head, extending seawards approximately 230 metres to a yellow special mark pile^{ih01}, extending southeast approximately 275 metres to a yellow special mark pile^{ih02}, extending southwest to a signpost displaying a 'No Vessels' sign^{ih15} on the foreshore approximately 30 metres northeast of Jubilee Avenue, Indented Head.
- (d) Waters bounded by a line commencing at a signpost displaying a 'No Vessels' sign^{pe14} on the foreshore adjacent to the foot of Portarlington Pier, extending approximately 145 metres along the west edge of the Pier to a 'No Vessels' sign^{pe10} on the Pier, then extending west approximately 10 metres to a yellow special mark pile⁴⁴¹, extending northwest approximately 95 metres to a yellow special mark pile^{pe03}, extending west approximately 250 metres to a yellow special mark pile^{pe02}, extending south to a signpost displaying a 'No Vessels' sign^{pe15} on the foreshore approximately 95 metres west of Sproat Street, Portarlington.
- (e) Waters bounded by a line commencing at a signpost displaying a 'No Vessels' sign^{cs07} on the foreshore approximately 40 metres west of the Clifton Springs boat ramp car park, extending approximately 210 metres seaward to a yellow special mark pile^{cs01}, then northeast approximately 130 metres to a special mark pile^{cs03} and then south to a signpost^{cs08} displaying 'No Vessels' on the foreshore at the start of the boat harbour breakwater.
- (f) Waters bounded by a line commencing at a signpost displaying a 'No Vessels' sign^{sh04} on the foreshore in line with the northern end of Cliff Street, Geelong, and extending seaward approximately 185 metres to a yellow special mark pile^{sh02} then extending north approximately 80 metres to a 'No Vessels' sign^{sh03} on St Helens Jetty, then extending west to the junction of the foreshore footpath and the foot of the St Helens Jetty.
- (g) Waters at Point Wilson bounded by an imaginary line commencing from a sign^{dd1} located on the shore extending seaward in an east south easterly direction approximately 2,500 metres to a special mark buoy^{dd2}, then extending further east south east approximately 1,300 metres to a special mark buoy^{dd3}, then extending south approximately 3,150 metres to a special mark buoy^{dd4}, then extending west approximately 2,000 metres to a special mark buoy^{dd11}, then extending north west approximately 1,200 metres to a special mark buoy^{dd5}, then extending further north west approximately 1,600 metres to a sign^{dd6} located on the shore at all times whereby:
- (i) A red Flag (Code Flag B) is displayed from the flagpole on Point Wilson Jetty or from any vessel berthed at the jetty; or
 - (ii) The special marks delineating the zone exhibit Fl.Y.3s as the light characteristic.

1.4.12 Prohibition of specific activities

- (a) Kiteboards and sailboards are prohibited in the following areas.
- (i) Waters within 100 metres of Point Henry Pier, Corio Bay, bounded by a line commencing at a signpost displaying a 'No Kiteboards/Sailboards' sign^{ph13}, on the foreshore approximately 100 metres north of the foot of the Point Henry Pier extending seaward in a north east direction approximately 295 metres to a yellow special mark pile^{ph05}, then continuing in a north east direction for approximately 795 metres to a point 144 26.480'S, 38 07.540'E (approximately 100 metres north of the tip of Point Henry Pier), extending approximately 125 metres southeast to a point 144 26.520'S, 38 07.585'E (approximately 100 metres east of the tip of Point Henry Pier), extending approximately 145 metres southwest to a point 144 26.465'S, 38 07.660'E (approximately 100 metres south of the tip of Point Henry Pier), then extending southwest approximately 795 metres to a yellow special mark pile^{ph06}, then extending southwest approximately 345 metres to a signpost displaying a 'No Kiteboards/Sailboards'

Waterway Rules - Schedules

sign^{ph10}, on the foreshore approximately 100 metres due south of the foot of the Point Henry Pier.

- (b) Personal water craft are prohibited in the following areas:
- (i) Waters bounded by a line commencing at a signpost displaying a 'No Personal Watercraft' sign^{pe17}, on the foreshore 15 metres east of the foot of Portarlington Pier, extending approximately 220 metres along the eastern edge of the pier, then along the southern edge of the rock breakwater, then extending west approximately 200 metres to a 'No Personal Watercraft' sign on a starboard lateral mark⁹⁹⁶, then extending south to a signpost displaying a 'No Personal Watercraft' sign^{pe11}, on the foreshore approximately 50 metres east of the Portarlington foreshore car park.
- (c) The master of a personal watercraft must not operate the personal watercraft:
- (i) in an irregular riding manner, and
- (ii) for any purpose other than transiting in the safest most direct course to, or from the shore and/or a boat ramp or berthing facility (including a jetty, pier or mooring),
- whilst operating within designated 5 knot speed restriction zones.

1.4.13 Exclusive use and special purpose areas

The following waters are kite-boarding areas.

- (a) Waters bounded by a line commencing at a signpost displaying a 'Kite-boarding' sign^{ph07} on the foreshore approximately 800 metres south of the Visitors Entrance (Gate 2) of the former Alcoa Point Henry Works on Point Henry Road, extending seaward approximately 210 metres to a yellow special mark buoy^{ph01}, then extending north approximately 1,720 metres to a yellow special mark buoy^{ph02}, then continuing approximately 835 metres northeast to a yellow special mark buoy^{ph03} (offshore from the tip of Point Henry), then extending approximately 580 metres south east to a yellow special mark buoy^{ph04}, then extending west to a signpost displaying a 'Kite-boarding' sign^{ph13} on the foreshore, approximately 445 metres north of Point Henry Pier.
- (b) Waters bounded by a line commencing at a signpost displaying a 'Kite-boarding' sign^{pw07} on the foreshore approximately 20 metres east of the foot of the Point Richards breakwater, extending seaward west approximately 210 metres to a yellow special mark buoy^{pw01}, then extending in an arc approximately 585 metres east to a yellow special mark buoy^{pw02}, then extending approximately 240 metres south to a signpost displaying a 'Kite-boarding' sign^{pw08}, on the foreshore approximately 100 metres west of the Portarlington Sailing Club.

1.4.16 Areas where bathers are prohibited

Bathers are prohibited in the following areas:

- (a) Waters at Point Wilson bounded by an imaginary line commencing from a sign^{dd1} located on the shore extending seaward in an east south east direction approximately 2,500 metres to a special mark buoy^{dd2}, then extending further east south east approximately 1,300 metres to a special mark buoy^{dd3}, then extending south approximately 3,150 metres to a special mark buoy^{dd4}, then extending west approximately 2,000 metres to a special mark buoy^{dd11}, then extending north west approximately 1,200 metres to a special mark buoy^{dd5}, then extending further north west approximately 1,600 metres to a sign^{dd6} located on the shore at all times whereby:
- (i) A red Flag (Code Flag B) is displayed from the flagpole on Point Wilson Jetty or from any vessel berthed at the jetty; or
- (ii) The special marks delineating the zone exhibit Fl.Y.3s as the light characteristic.

Table 1.4 - Location of Navigational Aids (WGS84) South West Port Phillip

This table shows the latitude and longitude location of navigational aids. Navigational aids may include buoys, signs, piles or beacons (fixed or non-fixed or on/off water), or points.

Waterway Rules - Schedules

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
422 - pile	38° 10.206' S	144° 43.218' E
441 - pile	38° 06.684' S	144° 39.114' E
996 - pile	38° 06.651' S	144° 39.275' E
cs01 - pile	38° 09.209' S	144° 32.000' E
cs03 - pile	38° 09.172' S	144° 33.075' E
cs04 - pile	38° 09.156' S	144° 33.227' E
cs06 - pile	38° 09.182' S	144° 33.417' E
ge01 - pile	38° 08.464' S	144° 21.882' E
ge02 - pile	38° 08.686' S	144° 22.345' E
ge03 - pile	38° 08.567' S	144° 22.769' E
ge04 - pile	38° 08.495' S	144° 23.135' E
ih01 - pile	38° 07.933' S	144° 42.618' E
ih02 - pile	38° 08.064' S	144° 42.711' E
ih03 - pile	38° 08.328' S	144° 42.906' E
ih04 - pile	38° 08.441' S	144° 42.948' E
ih05 - pile	38° 08.578' S	144° 43.088' E
ih06 - pile	38° 08.688' S	144° 43.267' E
p2000 - pile	38° 14.310' S	144° 41.076' E
p2001 - pile	38° 14.309' S	144° 41.623' E
p2002 - pile	38° 14.307' S	144° 41.900' E
p2003 - pile	38° 14.473' S	144° 42.187' E
p2004 - pile	38° 14.672' S	144° 42.207' E
p2005 - pile	38° 14.838' S	144° 42.133' E
p2006 - pile	38° 15.108' S	144° 41.723' E
p2007 - pile	38° 14.978' S	144° 41.943' E
p2008 - pile	38° 15.232' S	144° 41.501' E
p2009 - pile	38° 14.307' S	144° 42.172' E
p2010 - pile	38° 15.359' S	144° 41.277' E
p2011 - pile	38° 14.309' S	144° 41.347' E
pe01 - pile	38° 06.548' S	144° 38.694' E
pe02 - pile	38° 06.626' S	144° 38.915' E
pe03 - pile	38° 06.637' S	144° 39.085' E
ph05 - pile	38° 07.750' S	144° 25.858' E
ph06 - pile	38° 07.849' S	144° 25.915' E
pw03 - pile	38° 06.378' S	144° 38.249' E
pw04 - pile	38° 06.464' S	144° 38.466' E
sh02 - pile	38° 07.411' S	144° 21.571' E
sl01 - pile	38° 10.019' S	144° 43.206' E
sl02 - pile	38° 10.176' S	144° 43.288' E
sl03 - pile	38° 10.332' S	144° 43.322' E
sl04 - pile	38° 10.517' S	144° 43.275' E
sl05 - pile	38° 10.657' S	144° 43.172' E
sl06 - pile	38° 10.827' S	144° 43.093' E
dd2 - buoy	38° 04.664' S	144° 32.445' E
dd3 - buoy	38° 04.874' S	144° 33.301' E
dd4 - buoy	38° 06.578' S	144° 33.244' E

Waterway Rules - Schedules

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
dd5 - buoy	38° 06.098' S	144° 31.239' E
dd11 - buoy	38° 06.549' S	144° 31.848' E
ph01 - buoy	38° 08.636' S	144° 24.997' E
ph02 - buoy	38° 07.722' S	144° 25.240' E
ph03 - buoy	38° 07.324' S	144° 25.510' E
ph04 - buoy	38° 07.588' S	144° 25.721' E
pw01 - buoy	38° 06.485' S	144° 37.654' E
pw02 - buoy	38° 06.337' S	144° 08.007' E
ge05 - land sign	38° 08.409' S	144° 21.776' E
ge06 - land sign	38° 08.636' S	144° 22.179' E
cs07 - land sign	38° 09.322' S	144° 33.026' E
cs08 - land sign	38° 09.269' S	144° 03.101' E
dd1 - land sign	38° 04.263' S	144° 30.807' E
dd6 - land sign	38° 05.499' S	144° 30.418' E
ih13 - land sign	38° 08.010' S	144° 42.495' E
ih15 - land sign	38° 08.131' S	144° 42.585' E
pe10 - land sign	38° 06.685' S	144° 39.122' E
pe11 - land sign	38° 06.796' S	144° 39.228' E
pe14 - land sign	38° 06.760' S	144° 39.104' E
pe15 - land sign	38° 06.744' S	144° 38.868' E
pe17 - land sign	38° 06.760' S	144° 38.123' E
ph07 - land sign	38° 08.645' S	144° 25.146' E
ph08 - land sign	38° 07.616' S	144° 25.485' E
ph09 - land sign	38° 07.544' S	144° 25.529' E
ph10 - land sign	38° 07.917' S	144° 25.696' E
ph12 - land sign	38° 07.642' S	144° 25.584' E
ph13 - land sign	38° 07.814' S	144° 25.674' E
pw07 - land sign	38° 06.495' S	144° 37.855' E
pw08 - land sign	38° 06.466' S	144° 37.997' E
s2023 - land sign	38° 14.306' S	144° 40.829' E
s2024 - land sign	38° 15.440' S	144° 41.089' E
sh03 -land sign	38° 07.377' S	144° 21.588' E
sh04 - land sign	38° 07.385' S	144° 21.476' E
sl16 - land sign	38° 10.039' S	144° 43.048' E
sl19 - land sign	38° 10.223' S	144° 43.151' E
sl20 - land sign	38° 10.215' S	144° 43.230' E

1.5 North West Port Phillip

1.5.7 *Five (5) knot speed restriction zones*

All waters of North West Port Phillip unless designated as a 5 knot zone below are subject to a 5 knot speed restriction within 200 metres of the water's edge, excluding access lanes and areas prohibited to vessels.

- (a) All the waters of Werribee River.

1.5.9 *Areas prohibited to vessels*

All vessels are prohibited in the following areas:

Waterway Rules - Schedules

- (a) Waters bounded by a line commencing at a signpost¹²⁴⁵ displaying 'No Vessels' signs on the foreshore opposite Mount Street, Altona and extending approximately 200 metres seaward to a yellow special mark pile^{A43} then extending west to a yellow special mark pile^{A42} approximately 50 metres from Altona Pier, then shoreward to a signpost¹²⁴⁶ displaying 'No Vessels' signs on the foreshore approximately 20 metres from the commencement of Altona Pier.
- (b) Waters bounded by a line commencing at a signpost²⁰³⁴ displaying 'No Vessels' sign on the foreshore at the western end of Williamstown Beach and extending approximately 200 metres seaward to a yellow special mark buoy^{A44} south of the rock groyne, then east to a yellow special mark pile^{A45}, then north-east to a signpost^{2035A} displaying a 'No Vessels' sign on the rock groyne at the eastern end of Williamstown Beach.

1.5.12 Prohibition of specific activities

- (a) The master of a personal watercraft must not operate the personal watercraft:
 - (i) in an irregular riding manner, and
 - (ii) for any purpose other than transiting in the safest most direct course to, or from the shore and/or a boat ramp or berthing facility (including a jetty, pier or mooring),
 whilst operating within designated 5 knot speed restriction zones.

1.5.13 Exclusive use and special purpose areas

- (a) The following waters are Kite-boarding areas:
 - (i) Waters bounded by a line commencing at a signpost²⁰³¹ displaying Kite Boarding warning sign on the foreshore opposite McBain Street, Altona, then extending seaward to a yellow special mark buoy^{B111} approximately 200 metres offshore, then extending south west to a yellow special mark buoy^{B110}, then extending shoreward to a signpost²⁰³⁰ on the foreshore opposite Apex Park, displaying Kite Boarding warning sign.

1.5.16 Areas where bathers are prohibited

Bathers are prohibited in the following areas:

- (a) Waters of Werribee River bounded by a line commencing at the port lateral pile^{A37} then north east to a tide gauge pile⁴⁷⁶ then to a signpost²⁰²⁹ on the foreshore displaying a 'No Swimming' sign then to a signpost²⁰²⁸ south east of the pontoon and boat ramps displaying 'No Swimming' signs, then to a signpost²⁰²⁷ displaying a 'No Swimming' sign north west of the boat ramps, then to a signpost²⁰²⁶ displaying a 'No Swimming' sign on the west bank of the Werribee River then to the port lateral pile^{A37}.

Table 1.5 - Location of Navigational Aids (WGS84) - North West Port Phillip

This table shows the latitude and longitude location of navigational aid. Navigational aids may include buoys, signs, piles or beacons (fixed or non-fixed or on/off water), or points.

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
A37 – pile	37° 58.698' S	144° 41.641' E
476 - pile	37° 58.668' S	144° 41.669' E
A42 - pile	37° 52.370' S	144° 49.845' E
A43 - pile	37° 52.379' S	144° 50.019' E
A44 - buoy	37° 52.151' S	144° 53.405' E
A45 – pile	37° 52.174' S	144° 53.539' E
B110 – buoy	37° 58.344' S	144° 42.218' E
B111 – buoy	37° 58.497' S	144° 41.352' E
1245 – sign	37° 52.330' S	144° 49.828' E
1246 – sign	37° 52.341' S	144° 49.867' E
2026 - sign	37° 58.412' S	144° 41.205' E
2027 – sign	37° 58.323' S	144° 41.172' E

Waterway Rules - Schedules

Navigational Aid	Latitude (WGS84)	Longitude (WGS84)
2028 – sign	37° 58.357' S	144° 41.200' E
2029 – sign	37° 58.394' S	144° 41.267' E
2030 – sign	37° 52.242' S	144° 49.622' E
2031 – sign	37° 52.242' S	144° 49.622' E
2034 – sign	37° 52.036' S	144° 53.331' E
2035A – sign	37° 52.147' S	144° 53.616' E

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S142 05/06/2015	Schedule 1	MSA 2010 s184
S391 20/12/2016	Clause 1.1.7(i), Clause 1.4 South West	MSA 2010 s184
S491 02/12/2019	Irregular Riding/Clause 1.1.12 / 1.2.12(b) / 1.3.12 / 1.4.12(c) / 1.5.12	MSA 2010 s184

Waterway Rules - Schedules

Schedule 2: Port waters of the Port of Melbourne

Port Management Body: Port of Melbourne Corporation

2.7 Speed Restriction for the purpose of Clause 7.

2.7.1 *Six (6) knot speed restriction for the purposes of Clause 7*

All vessels less than 35 metres in length, on the waters of the Yarra River within the port waters of the Port of Melbourne, between the southern drip line of the Westgate Bridge and the Western drip line of the Bolte Bridge are subject to a speed limit of 6 knots.

2.7.2 *Eight (8) knot speed restriction for the purposes of Clause 7*

All vessels less than 35 metres in length, on the waters of the Yarra River within the port waters of the Port of Melbourne, between the southern drip line of the Westgate Bridge and a line joining beacons 23 and 24 are subject to a speed limit of 8 knots.

2.13 *Exclusive use and special purpose areas for the purposes of Clause 13.*

The operator, master or person in charge of a vessel must not use the Transit Zone delineated on Map 1 below other than for transiting of the vessel and must not permit the vessel to be anchored in or allow the vessel to drift in the Transit Zone.

Waterway Rules - Schedules

Map 1 - Transit Only Zone

The map shows a section of the Port waters highlighting the Port Melbourne Channel and the Transit Only Zone latitude and longitude locations.

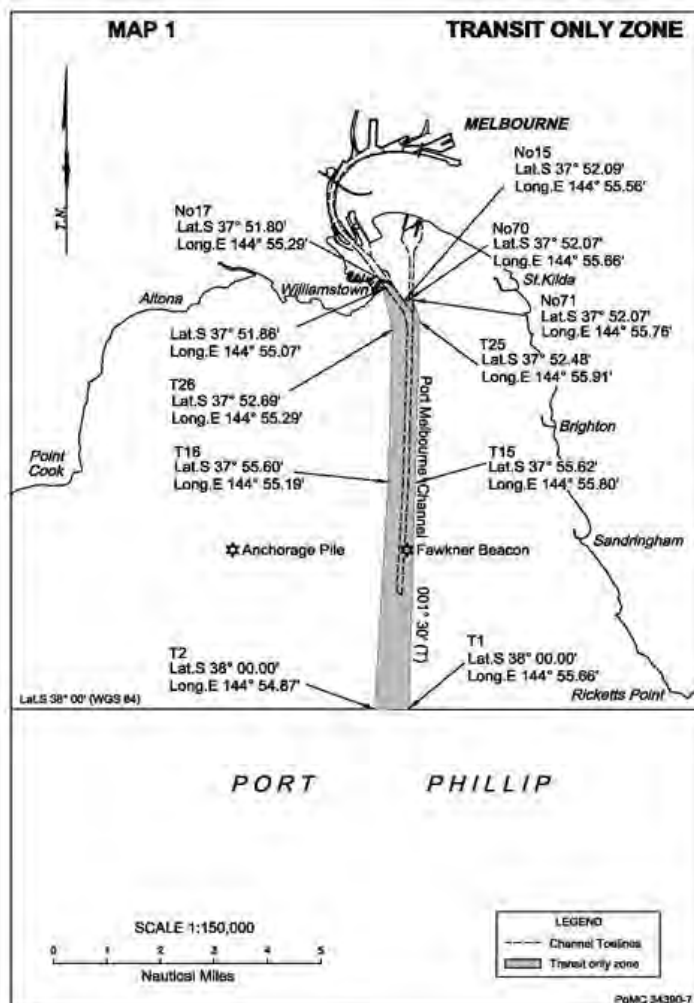


Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S435 08/12/2014	Schedule 2	MSA 2010 s184
S205 19/07/2017	Clauses 2.7.1 and 2.7.2	MSA 2010 s184

Waterway Rules - Schedules

Schedule 3: The Yarra River upstream of port waters of the Port of Melbourne

Waterway Manager: Parks Victoria

3.1. Five (5) knot speed limit for the purposes of Clause 7.

All the waters of the Yarra River upstream of port waters of the Port of Melbourne are subject to a speed limit of 5 knots.

3.2. Areas prohibited to vessels for the purposes of Clause 9.

The waters of the Yarra River beneath the southernmost arch of the footbridge at Southbank between Princes Bridge and the Sandridge Railway Bridge are prohibited to vessels.

3.3. Prohibition of Specified Activities for the purposes of Clause 12.

- (a) The waters of the Yarra River upstream of port waters of the Port of Melbourne to the Gipp Street Bridge (Collins Bridge) are prohibited to swimmers.
- (b) The waters of the Yarra River upstream of port waters of the Port of Melbourne are prohibited to personal water craft and hovercraft.
- (c) Areas where berthing and mooring is prohibited
 - (i) The mooring and berthing is prohibited on the waters of the Yarra River upstream of port waters of the Port of Melbourne to Dight's Falls excluding those areas detailed in Table 1 for the times and purposes detailed in that table, and those waters in the Docklands Area as defined in the Schedule 1 of the Docklands Act 1991;
 - (ii) The master of a vessel is exempt from the above when berthed or moored on the Yarra River in accordance with a written authority from Parks Victoria;

3.4. Exclusive use and special purpose areas for the purposes of Clause 13.

Persons operating vessels on the waters of the Yarra River must comply with the following operating provisions –

- (a) Vessels proposing to berth at the boathouses on the south bank of the Yarra River and located immediately upstream of the Princes Bridge must approach the berthing area from downstream and after passing through the southern arch of the Princes Bridge.
- (b) Yarra River – special light provisions

A Recreational Vessel –

- (i) used for training or competition; and
- (ii) is not powered but is propelled by using oars or paddles;

on the waters of the Yarra River upstream of port waters of the Port of Melbourne to Dight's Falls shall exhibit between sunset and sunrise –

- (iii) a light in accordance with Rule 25 of the International Rules for Preventing Collisions at Sea, 1972; or
- (iv) a fixed 180 degree white light located on the bow of the vessel and a flashing 180 degree white light located on the stern of the vessel.

Table 1 – Allocation of moorings & berths

The table provides a summary of berth locations and berthing restrictions.

Waterway Rules - Schedules

Berth Location	Berthing Restriction
Walmer Street Landing	4 hour limit
Alma Wharf	No berthing
Richmond Landing	4 hour limit
Leonda Landing	Pick up and drop off passengers only
Power Street Fishing Landing	No berthing
Herring Island North Landing	4 hour limit
Herring Island South Landing	Pick up and drop off passengers only
Como Landing	Pick up and drop off passengers only
Caroline Street Landing	4 hour limit
Punt Road Landing	4 hour limit
Anderson Street Fishing Landing	No berthing
Botanic Gardens Landing	4 hour limit
Kings Domain Landing	4 hour limit
Swan Street North Landing	Pick up and drop off passengers only
Swan Street South Landing	4 hour limit
Melbourne Park Landing	Commercial vessels only / Pick up and drop off passengers only.
Henley Landing	4 hour limit
Federation Wharf - Berth No. 1	Commercial vessels only / Pick up and drop off passengers only.
Federation Wharf - Berth No. 2	Authorised commercial vessels only
Federation Wharf - Berth No. 3	Authorised commercial vessels only
Federation Wharf - Berth No. 4	Authorised commercial vessels only
Federation Wharf - Berth No. 5	Authorised commercial vessels only
Flinders Landing	4 hour limit
Southgate Wharf - Berth No. 1	Authorised commercial vessels only
Southgate Wharf - Berth No. 2	Authorised commercial vessels only
Southgate Wharf - Berth No. 3	Authorised commercial vessels only
Southgate Wharf - Berth No. 4	Authorised commercial vessels only
Southgate Wharf - Berth No. 5	Authorised commercial vessels only
Southgate Wharf - Berth No. 6	Authorised commercial vessels only
Southgate Wharf - Berth No. 7	Authorised commercial vessels only
Southbank Landing	Commercial vessels only / Pick up and drop off passengers only.
Sandridge Wharf	4 hour limit
Banana Alley Wharf	Authorised commercial vessels only
Enterprise Wharf	4 hour limit
Turning Basin Wharf	Pick up and drop off passengers only
Crown Landing	Commercial vessels only / Pick up and drop off passengers only.
Clarendon Promenade Landing	Commercial vessels only / Pick up and drop off passengers only.
South Wharf Landing	Commercial vessels only / Pick up and drop off passengers only.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Waterway Rules - Schedules

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 3	MA 1988 s15

Waterway Rules - Schedules

Schedule 4: Maribyrnong River upstream of Shepherd Bridge on Footscray Road

Waterway Manager: Parks Victoria

4.1. Five (5) knot speed limit for the purposes of Clause 7.

All the waters of the Maribyrnong River upstream of the Shepherd Bridge ^{1,2} are subject to a speed limit of five (5) knots.

4.2. Prohibition of Specified Activities for the purposes of Clause 12.

- (a) The waters of the Maribyrnong River upstream of the Shepherd Bridge ^{1,2} to the Canning Street Bridge^{3,4} are prohibited to swimmers
- (b) The waters of the Maribyrnong River upstream of the Shepherd Bridge ^{1,2} are prohibited to personal watercraft and hovercraft.

4.3. Exclusive use and special purpose areas for the purposes of Clause 13.

Maribyrnong River special light provisions – a recreational vessel:

- (a) used for training or competition
- (b) not powered but propelled by oars or paddles

on the waters of the Maribyrnong River upstream of the Shepherd Bridge ^{1,2} to the Canning Street Bridge^{3,4}, shall exhibit between sunset and sunrise:

- (c) a light in accordance with Rule 25 of the International Rules for Preventing Collisions at Sea, 1972
- (d) a fixed 180 degree white light located on the bow of the vessel and a flashing 180 degree white light located on the stern of the vessel.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-37.815111	144.904767
2	-37.814908	144.906194
3	-37.769024	144.874199
4	-37.768948	144.874562

Waterway Rules - Schedules

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	37° 48' 54.40"	144° 54' 17.16"
2	37° 48' 53.67"	144° 54' 22.30"
3	37° 46' 08.49"	144° 52' 27.12"
4	37° 46' 08.21"	144° 52' 28.42"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 4	MA 1988 s15

Waterway Rules - Schedules

Schedule 5: Waters of Western Port Bay

Waterway Manager: Parks Victoria

5.1. Excluded speed limit for the purposes of Clause 4(a).

Those waters of the Port of Western Port which are not otherwise specified as a five (5) knot speed restriction zone, access lane, an area prohibited to vessels, or exclusive use area are excluded from the provisions of Clause 4(a) of this Notice.

5.3. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of the Port of Western Port are subject to a speed restriction of five (5) knots:

- (a) the waters within 200 metres to seaward from the edge of the water for the time being between:
 - (i) two lines extending to seaward at right angles to the shores, one line extending from a beacon on the foreshore at the northern boundary of the West Head firing range and the other line extending from a similar beacon on the foreshore at the prolongation to seaward of South Beach Road, Somers
 - (ii) two lines extending to seaward at right angles to the shores, one line extending from a beacon on the foreshore approximately 60 metres north of the Lang Lang boat ramp and the other line extending from a similar beacon on the foreshore at Bluff Point
 - (iii) two lines extending to seaward at right angles to the shore, one line extending from a beacon near the prolongation to seaward of Norseman's Road and the other line extending from a similar beacon on the foreshore near the prolongation to seaward of Cutty Sark Road, Coronet Bay
 - (iv) two lines extending to seaward at right angles to the shore, one line extending from the navigation light beacon at McHaffies Point, Ventnor and the other line extending from a beacon on the foreshore near the northern prolongation of the boundary between Crown Allotment 94A and the 102nd S.E.C. Reserve
 - (v) two lines extending to seaward at right angles to the shore, one line extending from a beacon on the foreshore near the seaward end of Reid Road, Rhyll and the other line extending from a similar beacon on the foreshore near the seaward end of Zelma Drive, Rhyll
 - (vi) two lines extending to seaward at right angles to the shore, one line extending from a beacon on the foreshore near the seaward end of Boys Home Road, Newhaven and the other line extending from a similar beacon on the foreshore approximately 250 metres south of the seaward end of Cottlesloe Road in the area known as Woolamai Waters
- (b) the waters of Rutherford Inlet upstream of an imaginary line running between speed limit notices on opposite shores approximately 800 metres south of Warneet South Jetty.
- (c) the waters of Sawtell's Inlet upstream from a line joining speed limit notices on opposite shores at the entrance to such inlet
- (d) the waters of Hastings Bight north of a line extending south-westerly from a white survey beacon on Long Island Point to a beacon with a red triangular top-mark on the foreshore approximately 1000 metres south of Hastings Jetty
- (e) the waters of Rhyll Inlet west of a line extending northward from a sign on the foreshore near the northern prolongation of McIlwraith Road, Rhyll to a similar sign on Observation Point.

Waterway Rules - Schedules

5.4. Areas prohibited to vessels for the purposes of Clause 9.

- (a) the waters of Western Port Bay inshore of a line commencing at a signpost displaying a 'No Vessels' sign²⁰²⁵ on Erewhon Point, Phillip Island, thence west-north-west to a 'Vessels Prohibited' ²⁰²³ sign on Cowes Jetty approximately 70 meters from the root of the Jetty; thence south along the eastern side of the Jetty to a 'No Vessels' sign²⁰²⁴ on the land approximately 25 meters inland from the root of the Jetty are prohibited to vessels.
- (b) The waters of Western Port Bay inshore of a line commencing at a 'No Vessel' sign²⁰²¹ on the shore of Cowes Beach; thence east- north east to the root of Cowes Jetty; thence approximately 70 metres north along the western side from the root of the Jetty to a 'No Vessels' sign²⁰²² on the Jetty; thence west-south-west to a 'No Vessel' sign²⁰²⁰ on rock outcrop; thence south to a 'No Vessel' sign²⁰¹⁹ on the shore are prohibited to vessels.

5.5. Areas where vessels with engines are prohibited for the purposes of Clause 10.

The following waters of the Port of Western Port are prohibited to vessels with engines used for propulsion:

- (a) at Rutherford Inlet inshore of a line commencing at a point on the southern end of the masonry seawall approximately 94 metres south-west of the intersection of the south side of the Warneet North Jetty with the shore; thence north-easterly for approximately 97 metres to a red post on that jetty; thence easterly for approximately 53 metres to a red post survey mark; thence south-easterly to a red post on the shore
- (b) at Rutherford Inlet inshore of a line commencing at the navigation light post adjacent to the Warneet Motor Yacht Club clubhouse; thence southerly for approximately 100 metres to a red post on the Warneet South Jetty; thence along the north side of that jetty to the shore.

5.6. Prohibition of specific activities for the purposes of Clause 12.

The waters of Western Port that extend 200 metres from the water's edge seaward between Surfies Point and Honeysuckle Point, Shoreham are prohibited for the use of personal watercraft.

5.7. Exclusive use and special purpose areas for the purposes of Clause 13.

- (a) The following waters of the Port of Western Port are set aside for vessels only:
 - (i) at Rutherford Inlet inshore of a line commencing at the intersection of the north side of the Warneet South Jetty with the shore; thence along the north side of that jetty to a red post; thence south-easterly for approximately 130 metres to a red post on the shore.
- (b) The following waters are established for the purpose of kite-boarding.
 - (i) Waters bounded by a line commencing at a signpost displaying a 'Kiteboarding' sign^{S2026} on the foreshore approximately 280 metres east of the Westernport Yacht Club, Foreshore Road, Balnarring Beach, extending seaward approximately 250 metres to a yellow special mark buoy^{B2003}, then extending east approximately 345 metres to a yellow special mark buoy^{B2004}, then to a signpost displaying a 'Kiteboarding' sign^{S2025}, on the foreshore approximately 550 metres east of the Westernport Yacht Club.
 - (ii) Kite-boarders using this area are exempt from the provisions of Clause 2(c) of this Notice as it relates to other kite-boarders only and exempt from the provisions of Clause 4(a) of this Notice.

Waterway Rules - Schedules

Table: Location of Navigational Aids (WGS84)

This table shows the latitude and longitude location of navigational aids. Navigational aids may include buoys, signs, piles or beacons (fixed or non-fixed or on/off water), or points.

Ref	Location	Object	Latitude (WGS84)	Longitude (WGS84)
S2026	Balnarring	Sign	38° 23.432' S	145° 07.891' E
S2025	Balnarring	Sign	38° 23.435' S	145° 08.076' E
2019	Cowes	Sign	38° 26.859' S	145° 14.223' E
2020	Cowes	Sign	38° 26.831' S	145° 14.217' E
2021	Cowes	Sign	38° 26.844' S	145° 14.375' E
2022	Cowes	Sign	38° 26.803' S	145° 14.385' E
2023	Cowes	Sign	38° 26.802' S	145° 14.389' E
2024	Cowes	Sign	38° 26.856' S	145° 14.402' E
2025	Erehwon Point	Sign	38° 26.830' S	145° 14.615' E
B2003	Balnarring	Buoy	38° 23.557' S	145° 07.953' E
B2004	Balnarring	Buoy	38° 23.579' S	145° 08.189' E

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 5	MA 1988 s15
S334 24/09/2014	Clause 5.3(b) correction	MSA 2010 s184
S158 18/06/2015	Clause 5.2 revoked, Clause 5.4 amended	MSA 2010 s184
S391 20/12/2016	Clause 5.7, Table	MSA 2010 s184

Waterway Rules - Schedules

Schedule 6: Lake Lysterfield

Waterway Manager: Department of Sustainability and Environment

6.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Lake Lysterfield are prohibited to vessels with engines.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 6	MA 1988 s15

Waterway Rules - Schedules

Schedule 7: The Barwon River between the Lower Breakwater and Orana Road

Waterway Manager: Corangamite Catchment Management Authority

7.1. Excluded speed limit for the purposes of Clause 3(a).

Those waters of the Barwon River subject to a speed restriction, prohibition or otherwise designated for specific or exclusive use under this Schedule are not subject to the requirements of Clause 3(a) of this Notice.

7.2. Five (5) knot speed restriction zone for the purposes of Clause 7.

Those waters of the Barwon River between:

- (a) an imaginary line joining two signs headed 'Speed Limit 5 Knots' situated on opposite banks of the river where the southerly prolongation of the centre line of Coppards Road intersects the respective banks
- (b) the structure known as the Lower Breakwater situated on the river approximately 107 metres upstream of the Parish of Connewarre eastern boundary

are subject to a speed restriction of five (5) knots.

7.3. Thirty-Five (35) knots speed restriction Speed restriction zone for the purposes of Clause 7.

Those waters of the Barwon River not subject to item 7.2 of this Schedule or which are not otherwise prescribed as a prohibited area (under Clause 10) or designated as exclusive use zones (under Clause 13) are subject to a speed restriction of 35 knots.

7.4. Areas where vessels with engines are prohibited for the purposes of Clause 10.

The following waters of the Barwon River are prohibited to vessels with engines. Those waters of the Barwon River which lie:

- (a) between:
 - (i) an imaginary line joining two signs headed 'Rowing Zone-Power Boat Zone' situated on opposite banks of the river at the eastern side of the Princes Bridge
 - (ii) an imaginary line joining two signs stating 'Motor Boats Prohibited' situated on opposite banks of the river where the common boundaries of the City of South Barwon and the Shire of Barrabool in the Parish of Barrabool intersect the respective banks
- (b) between:
 - (i) an imaginary line joining two signs headed 'Motor Boats Prohibited' situated on opposite banks of the river, which is approximately 43 metres east of the eastern boundary of Crown Allotment 2, Section 1, Parish of Connewarre
 - (ii) an imaginary line joining two other similar signs situated on opposite banks of the river where the southerly prolongation of the centre line of Breakwater Road intersects the respective banks
- (c) between:
 - (i) an imaginary line joining two signs headed 'Rowing Zone-Power Boat Zone' situated on opposite banks of the river at the eastern side of the Princes Bridge
 - (iii) an imaginary line from a similar sign situated on the north bank of the river approximately 115 metres west of the western boundary of Swanston Street; south-westerly approximately 26 metres to a line of orange buoys; thence westerly approximately 410 metres through a line of

Waterway Rules - Schedules

orange buoys;; thence southerly approximately 22 metres through a line of orange buoys to a similar sign situated approximately 10 metres west of the boat ramp on the south side of the river other than on a Sunday between the hours of midday and sunset and between Christmas Day and the following New Year's Day or any public holiday gazetted in substitution for that New Year's Day (both days inclusive)

- (b) despite (a), (b) and (c) above the use of any vessel with an engine used for propulsion at a speed of not more than five (5) knots which is used solely for the purpose of coaching rowing crews on the river is permitted.

7.5. Prohibition of specific activities for the purpose of Clause 12.

No vessel of more than six (6) metres in length and two and a half (2.5) metres in beam is permitted on the Barwon River.

7.6. Exclusive use and special purpose areas for the purpose of Clause 13.

- (a) The waters of the Barwon River which are between:
 - (i) an imaginary line joining two signs headed 'Motor Boats Prohibited' situated on opposite banks of the river, which is approximately 43 metres east of the eastern boundary of Crown Allotment 2, Section 1, Parish of Connewarre
 - (ii) an imaginary line joining two signs headed 'Speed Limit 5 Knots' situated on opposite banks of the river where the southerly prolongation of the centre line of Coppards Road intersects the respective banks

are set aside for vessels with engines used for propulsion which are engaged in competitive water-skiing or the practising of water-skiing
- (b) A vessel with an engine used for propulsion of less than 12 kilowatts of developed power may transit the special purpose area but must keep as near to the starboard bank as is practicable.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 7	MA 1988 s15

Waterway Rules - Schedules

Schedule 8: Bolwarra Weir, Bostock Reservoir, Korweinguboorra Reservoir, Lower Stony Creek Reservoir, Railway Weir, She Oaks Weir, Upper Stony Creek Reservoir, West Barwon Reservoir, Wurdee Boluc Reservoir

Waterway Manager: Barwon Region Water Corporation

8.1. Areas prohibited to vessels for the purposes of Clause 9.

The waters of:

- (a) Bolwarra Weir
- (b) Bostock Reservoir
- (c) Korweinguboorra Reservoir
- (d) Lower Stony Creek Reservoir
- (e) Railway Weir
- (f) She Oaks Weir
- (g) Upper Stony Creek Reservoir
- (h) West Barwon Reservoir
- (i) Wurdee Boluc Reservoir

are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 8	MA 1988 s15

Waterway Rules - Schedules

Schedule 9 (Revoked)

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 9	MA 1988 s15

Waterway Rules - Schedules

Schedule 10: The Local Port of Barwon Heads

Waterway Manager: Barwon Coast Committee of Management Inc.

10.1. Five (5) knots speed restriction zone for the purposes of Clause 7.

The waters of the Port of Barwon Heads between:

- (a) a line commencing at a Point¹ on Barwon Head, Mount Colite and extending due north to the opposite shore²
- (b) east of the prolongation⁴ of the western boundary of Sheepwash Road³ are subject to a speed restriction of five (5) knots.

Table 1: Actual location (GDA-94) – Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed, or on/off water), or points.

Asset	Latitude	Longitude
1	-38.290327	144.499664
2	-38.282575	144.499664
3	-38.262376	144.490690
4	-38.261292	144.490890

Table 2: Actual location (GDA-94) DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed, or on/off water), or points.

Asset	Latitude	Longitude
1	38° 17' 25.18"	144° 29' 58.79"
2	38° 16' 57.27"	144° 29' 58.79"
3	38° 15' 44.55"	144° 29' 26.48"
4	38° 15' 40.65"	144° 29' 27.20"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 10	MA 1988 s15

Waterway Rules - Schedules

Schedule 11: Bass Strait – South Barwon – Torquay

Waterway Manager: Director, Transport Safety

11.1. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Bass Strait within 200 metres seaward of the low water mark on the foreshore between:

- (a) a beacon with a red triangular top-mark situated on the foreshore near the prolongation of Horseshoe Bend Road, Torquay
- (b) the point known as Rocky Point, Torquay

are subject to a speed restriction of five (5) knots.

11.2. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Bass Strait adjacent to the Surf Coast Shire Council are prohibited to vessels:

- (a) the waters within 100 metres to seaward of the low water mark on the foreshore between two signs inscribed with the words 'No Boating' and situated approximately 200 metres apart between the boat launching ramp and the sewage pumping station at Torquay
- (b) the waters within 100 metres to seaward of the low water mark on the foreshore between two signs inscribed with the words 'No Boating' and situated approximately 400 metres apart; one sign being situated near the easterly prolongation of Bell Street, Torquay and the other sign being situated near the easterly prolongation of Anderson Street, Torquay
- (c) the waters within 100 metres to seaward of the low water mark on the foreshore between two signs inscribed with the words 'No Boating' and situated approximately 250 metres apart; one sign being situated near the southerly prolongation of Park Lane, Torquay and the other sign being situated near the public toilet in the vicinity of the Torquay Surf Life Saving Club clubhouse.

11.3. Exclusive use and special purpose areas for the purposes of Clause 13.

The following waters of the Bass Strait adjacent to the Surf Coast Shire Council are set aside for vessels powered solely by sail only:

- (a) the waters within 200 metres to seaward of the low water mark on the foreshore between two lines passing through separate sets of beacons in line on the foreshore and approximately 100 metres apart near the easterly prolongation of Cowrie Road, Torquay
- (b) the waters within 200 metres to seaward of the low water mark on the foreshore between two lines passing through separate sets of beacons in line on the foreshore; one set being situated near the easterly prolongation of Bell Street, Torquay and the other set being situated near the southerly prolongation of the Esplanade, at Point Danger, Torquay.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 11	MA 1988 s15

Waterway Rules - Schedules

Schedule 12: Blackburn Lake

Waterway Manager: Whitehorse City Council

12.1. Areas prohibited to vessels for the purposes of Clause 9.

The whole of the waters of Blackburn Lake are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 12	MA 1988 s15

Waterway Rules - Schedules

Schedule 13: The Anglesea River, from Bass Strait to Coal Mine Road, Anglesea

Waterway Manager: Surf Coast Shire Council

13.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of the Anglesea River between the entrance^{1,2} and the road bridge at Coalmine Road^{5,6} are subject to a speed restriction of five (5) knots.

13.2. Prohibition of specific activities for the purposes of Clause 12.

Sailing vessels of more than three (3) metres in length are prohibited on the waters of Anglesea River between the entrance^{1,2} and the bridge at the Great Ocean Road^{3,4}.

13.3. Exclusive use and special purpose area for the purposes of Clause 13.

The waters of Anglesea River between the bridge at the Great Ocean Road^{3,4} and the bridge at Coalmine Road^{5,6} are set aside for the exclusive use of vessels with an engine used for propulsion or manually propelled vessels subject to the five (5) knot speed restriction in item 13.1 of this Schedule.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-38.41346	144.190579
2	-38.41354	144.191377
3	-38.40708	144.186478
4	-38.40674	144.186675
5	-38.39643	144.183736
6	-38.39640	144.183807

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	38° 24' 48.47"	144° 11' 26.08"
2	38° 24' 48.74"	144° 11' 28.96"
3	38° 24' 25.51"	144° 11' 11.32"
4	38° 24' 24.27"	144° 11' 12.03"
5	38° 23' 47.17"	144° 11' 01.45"
6	38° 23' 47.05"	144° 11' 01.71"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 13	MA 1988 s15

Waterway Rules - Schedules

Schedule 14: Painkalac Creek, from Bass Strait to Boundary Road, Aireys Inlet**Waterway Manager: Surf Coast Shire Council****14.1. Areas prohibited to vessels with engines for the purposes of Clause 10.**

The waters of the Painkalac Creek between Boundary Road^{1,2} and the entrance^{3,4} are prohibited to vessels with engines used for propulsion.

14.2. Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Painkalac Creek between Boundary Road^{1,2} and the entrance^{3,4} are set aside for vessels without engines used for propulsion which are less than three (3) metres in length.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-38.468667	144.100450
2	-38.468718	144.101253
3	-38.451181	144.094511
4	-38.451120	144.094576

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	38° 28' 07.20"	144° 06' 01.62"
2	38° 28' 07.38"	144° 06' 04.51"
3	38° 27' 04.25"	144° 05' 40.24"
4	38° 27' 04.03"	144° 05' 40.47"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 14	MA 1988 s15

Waterway Rules - Schedules

Schedule 15: Bass Strait - Urquharts Bluff

Waterway Manager: Director, Transport Safety

15.1. Excluded Speed Limit for the purpose of Clause 4(a).

Those waters of Bass Strait that are between Urquharts Bluff and Point Roadknight are not subject to the requirements of Clause 4(a) of this Notice.

15.2. Five (5) knot speed restriction zone for the purposes of Clause 7.

Those waters of Bass Strait that are between the 'Vessels Only' zone and the 'Vessels Prohibited' zone and between the 'Vessels Prohibited' zone and the 'Personal Watercraft' zone as specified in this Schedule and extending 200 metres to seaward from the low water mark are subject to a speed restriction of five (5) knots.

15.3. Area prohibited to vessels for the purposes of Clause 9.

Those waters of Bass Strait that are between two lines passing between two separate sets of beacons in line on the foreshore and approximately 50 metres and 250 metres respectively north-east of the 'Vessels Only' zone referred to in item 15.4(a) of this Schedule and extending 200 metres to seaward from the low water mark are prohibited to vessels.

15.4. Exclusive use and special purpose areas for the purposes of Clause 13.

- (a) The waters of Bass Strait that are between two lines passing through separate sets of beacons in line on the foreshore and approximately 80 metres apart in front of the public convenience building, Urquharts Bluff and extending 200 metres to seaward from the low water mark are set aside for vessels only
- (b) Between one hour before sunrise and one hour after sunset, the waters of Bass Strait that are between two lines passing between two separate sets of beacons in line on the foreshore and approximately 300 metres and 600 metres respectively north-east of the 'Vessels Only' zone referred to in item 15.4(a) above are set aside for the exclusive use of personal watercraft.

15.5. Prohibition on vessels with engines for the purposes of Clause 10.

Those waters of the Bass Strait at Urquharts Bluff that are between the line passing between the beacons that mark the western limit of the 'Vessels Only' zone and westward to the line passing between two beacons in line on the foreshore and approximately 150 metres distant and extending to seaward from the low water mark to a distance of 200 metres are prohibited for vessels with an engine used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 15	MA 1988 s15

Waterway Rules - Schedules

Schedule 16: Lake Craven

Waterway Manager: Department of Sustainability and Environment

16.1. Area prohibited to water-skiers for the purposes of Clause 8.

All of the waters of Lake Craven are prohibited to water-skiers and vessels towing water-skiers.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 16	MA 1988 s15

Waterway Rules - Schedules

Schedule 17: Lake Costin

Waterway Manager: Department of Sustainability and Environment

17.1. Area prohibited to water-skiers for the purposes of Clause 8.

All of the waters of Lake Costin are prohibited to water-skiers and vessels towing water-skiers.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 17	MA 1988 s15

Waterway Rules - Schedules

Schedule 18: Lake Hordern

Waterway Manager: Department of Sustainability and Environment

18.1. Eight (8) knot speed restriction zone for the purposes of Clause 7.

All of the waters of Lake Hordern are subject to a speed restriction of eight (8) knots.

18.2. Area prohibited to water-skiers for the purposes of Clause 8.

All of the waters of Lake Hordern are prohibited to water-skiers and vessels towing water-skiers.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 18	MA 1988 s15

Waterway Rules - Schedules

Schedule 19: Taylors Creek

Waterway Manager: Unmanaged

19.1. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Gunbower Creek, the boundaries of which are marked by beacons *(54, 55, 56, and 57)* on the shore:

- (a) comprising the township of Gunbower water supply area enclosed by an imaginary line along the western banks of Gunbower Creek at the junction with Taylors Creek and another imaginary line across the waterway of Taylors Creek being 100 metres south-west of the Murray Valley Highway Reserve and parallel to that reserve are prohibited to vessels.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
54	-35.954382	Longitude
55	-35.954592	144.376561
56	-35.959725	144.377009
57	-35.960011	144.372085

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
54	35° 57' 15.78"	144° 22' 35.62"
55	35° 57' 16.53"	144° 22' 37.23"
56	35° 57' 35.01"	144° 22' 19.51"
57	35° 57' 36.04"	144° 22' 20.59"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m.

Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S1 04/01/2016	Schedule 19	MSA 2010 s185
S328 27/10/2016	Waterway Manager status	MSA 2010 s6(1)

Waterway Rules - Schedules

Schedule 20: The Local Port of Port Fairy

Waterway Manager: Moyne Shire Council

20.1. Five (5) knot speed restriction zones for the purposes of Clause 7.

Those waters of the Local Port of Port Fairy that are:

- (a) within 200 metres of the shoreline between:
 - (i) a line to seaward from a beacon on the foreshore situated on the south-easterly prolongation of the northern boundary of Crown Allotment 32, Moyne Shire Council
 - (ii) another line at right angles to the shoreline; such line passing through the northern end of the stone groyne which adjoins the north mole of the Moyne River
- (b) between the shoreline and the stone groyne referred to in (a)
- (c) between:
 - (i) a line which extends south-easterly from the eastern end of the north mole of the Moyne River to the eastern end of the south mole of the river
 - (ii) a bridge which crosses the river at Griffith Street, Port Fairy

are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 20	MA 1988 s15

Waterway Rules - Schedules

Schedule 21: Gellibrand River (downstream of the bridge at Princetown)

Waterway Manager: Department of Sustainability and Environment

21.1. Eight (8) knot speed restriction zone for the purposes of Clause 7.

All of the waters of the Gellibrand River downstream of the bridge^{1,2} at Princetown to the river mouth^{3,4} are subject to a speed restriction of eight (8) knots.

21.2. Area prohibited to water-skiers for the purposes of Clause 8.

All of the waters of the Gellibrand River downstream of the bridge^{1,2} at Princetown to the river mouth^{3,4} are prohibited to water-skiers and vessels towing water-skiers.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-38.697099	143.154942
2	-38.697347	143.155486
3	-38.706097	143.156690
4	-38.706067	143.156874

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	38° 41' 49.56"	143° 09' 17.79"
2	38° 41' 50.45"	143° 09' 19.75"
3	38° 42' 21.95"	143° 09' 24.08"
4	38° 42' 21.84"	143° 09' 24.75"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m.

Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 21	MA 1988 s15

Waterway Rules - Schedules

Schedule 22: Hopkins River between the seaward outlet and Tooram Stones

Waterway Manager: Warrnambool City Council

Definitions for the purposes of this Schedule

Area A - Upstream of a beacon 250 metres west of Mahoneys Road Boat Ramp and a beacon on the opposite shore, to Tooram Stones.

Area B - Between a beacon 250 metres west of Mahoneys Road Boat Ramp and a beacon on the opposite shore, to an imaginary line extending from the centreline of Bostock Street marked by beacons on opposite shores, excluding the Transit Lane.

Area C - Downstream of an imaginary line extending from the centreline of Bostock Street marked by beacons on opposite shores, to the seaward outlet.

Transit Lane – The length of Area B extending 50 metres from the southern bank and marked by buoys.

22.1. Excluded speed limit for the purposes of Clause 3(a)

Between 9.30 am and sunset the waters of Hopkins River along the northern bank of Area B is excluded from the provisions of Clause 3(a) of this notice.

22.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Hopkins River are subject to a speed restriction of 5 knots:

- (a) between sunset and 9.30 am all of the waters of Hopkins River between the seaward outlet and Tooram Stones.
- (b) between 9.30 am and sunset:
 - (i) The waters of Hopkins River defined as Area C.
 - (ii) The waters of Hopkins River defined as the Transit Lane.

22.3. Ten (10) knot speed restriction zones for the purposes of Clause 7

Between 9.30 am and sunset the waters of Hopkins River defined as Area A are subject to a speed restriction of 10 knots.

22.4. Prohibition on specific activities for the purposes of Clause 12.

A person must not anchor, moor or cause to be anchored or moored any vessel or obstruction -

- (a) in the Transit Lane (except in an emergency);
- (b) in Area B between 9.30am and sunset when towed sports and slalom skiing vessels are operating;
- (c) for longer than 24 hours unless by permission in writing given by the Warrnambool City Council.

22.5. Special Purpose area for the purposes of Clause 13.

Between 9.30 am and sunset the waters of Hopkins River defined as Area B is subject to the following conditions when towed sports and slalom skiing vessels are operating:

- (a) Vessel transiting the zone not engaged in towed sports, must keep to the southern bank as far as practical at a maximum speed of 5 knots;
- (b) Vessels must not exceed 5 knots within 50 metres of any other vessel;
- (c) The slalom course is in effect only when red flags are displayed on buoys at either end of the course;

Waterway Rules - Schedules

- (d) Vessels not engaged in slalom skiing must slow to 5 knots within 50 metres of a vessel engaged in slalom skiing on the slalom course;
- (e) Only one vessel on the slalom course at a time.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 22	MA 1988 s15

Waterway Rules - Schedules

Schedule 23: The Merri River between the seaward outlet and the Bromfield Street Weir

Waterway Manager: Warrnambool City Council

23.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

Those waters of the Merri River that are between the river mouth^{1,2} and the weir^{3,4} at the northern end of Bromfield Street, Warrnambool are subject to a speed restriction of five (5) knots.

23.2. Water-skiing prohibited for the purposes of Clause 8.

The waters of the Merri River where the five (5) knot speed restriction applies are prohibited to water-skiers and vessels towing water-skiers.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-38.400721	142.471349
2	-38.400611	142.472262
3	-38.361854	142.484404
4	-38.362097	142.484369

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	38° 24' 02.60"	142° 28' 16.86"
2	38° 21' 02.20"	142° 28' 20.14"
3	38° 21' 42.67"	142° 29' 03.85"
4	38° 21' 43.55"	142° 29' 03.73"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 23	MA 1988 s15

Waterway Rules - Schedules

Schedule 24: Curdies River and Curdies Inlet between French's Bridge and the Great Ocean Road Bridge at Peterborough**Waterway Manager: Curdies Inlet and Recreation Reserve Committee of Management****24.1. Five (5) knot speed restriction zones for the purposes of Clause 7.**

The following waters of Curdies River and Curdies Inlet are subject to a speed restriction of five (5) knots:

- (a) the waters of Curdies River:
 - (i) which lie between two lines extending between beacons on the opposing banks; one line being located approximately 125 metres upstream and the other approximately 45 metres downstream from Curdievale Bridge
 - (ii) which lie between two lines extending between beacons on the opposing banks; one line being located approximately one (1) kilometre upstream and the other approximately one (1) kilometre downstream from the Lodge track
- (b) the waters of Curdies Inlet which lie between the Great Ocean Road Bridge at Peterborough and an east-west line across the Inlet approximately 45 metres northwards of the launching ramp and marked by beacons on the opposing shores and by yellow buoys on the water.

24.2. Prohibition of water-skiing for the purposes of Clause 8.

The waters of Curdies River between French's Bridge and a line marked by beacons on the opposing bank where the river enters Curdies Inlet are prohibited to water-skiers and vessels towing water-skiers.

24.3. No wash zone for the purposes of Clause 11.

A person must not operate a vessel at a speed which would cause wash within the five (5) knot speed restriction zone of Curdies River at Curdievale.

24.4. Exclusive use and special purpose areas for the purposes of Clause 13.

The parts of the waters of Curdies River described below are set aside for vessels with engines used for propulsion and for water-skiing:

- (a) commencing at a line between beacons on opposing banks 125 metres upstream from Curdievale Bridge and extending 1.6 kilometres upstream there from to a line between beacons on the opposing banks
- (b) commencing at a line between beacons on opposing banks 45 metres downstream from Curdievale Bridge and extending 1.6 kilometres downstream there from to a line between beacons on the opposing banks.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 24	MA 1988 s15

Waterway Rules - Schedules

Schedule 25: Fitzroy River

Waterway Manager: Department of Sustainability and Environment

25.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

All of the waters of the Fitzroy River are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 25	MA 1988 s15

Waterway Rules - Schedules

Schedule 26: Surrey River (between the seaward outlet and the Princes Highway Bridge)

Waterway Manager: The Committee of Management of Narrawong Camping and Recreation Reserve Corporation

26.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

Those waters of the Surrey River between the Narrawong Camping and Recreation Reserve boat ramp and the Princes Highway Bridge are subject to a speed restriction of five (5) knots.

26.2. Water-skiing prohibited for the purposes of Clause 8.

The waters of the Surrey River between the seaward outlet and the Princes Highway Bridge are prohibited to water-skiers and vessels towing water-skiers.

26.3. Vessels with engines prohibited for the purposes of Clause 10.

The waters of Surrey River between the seaward outlet and the Narrawong Camping and Recreation Reserve boat ramp are prohibited to vessels with engines used for propulsion.

26.4. Prohibition of specific activities for the purposes of Clause 12.

The waters of the Surrey River between the seaward outlet and the Princes Highway Bridge are prohibited to personal watercraft.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 26	MA 1988 s15

Waterway Rules - Schedules

Schedule 27: Surrey River (upstream of the Princes Highway Bridge)

Waterway Manager: Department of Sustainability and Environment

27.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

All of the waters within Barmah State Park Browns Swamp are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 27	MA 1988 s15

Waterway Rules - Schedules

Schedule 28: Lake Mombeong

Waterway Manager: Department of Sustainability and Environment

28.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Lake Mombeong are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 28	MA 1988 s15

Waterway Rules - Schedules

Schedule 29: Malseeds Lake

Waterway Manager: Department of Sustainability and Environment

29.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Malseeds Lake are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 29	MA 1988 s15

Waterway Rules - Schedules

Schedule 30: Swan Lake

Waterway Manager: Department of Sustainability and Environment

30.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Swan Lake are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 30	MA 1988 s15

Waterway Rules - Schedules

Schedule 31: The Glenelg River within Victoria between the mouth and the junction with the Crawford River at Dartmoor

Waterway Manager: Department of Sustainability and Environment

31.1. Interpretation:

For the purposes of this Schedule 'Special Purpose Area' means:

- (a) the section of the Glenelg River known as Taylors Straight
- (b) the section of the Glenelg River known as Sandy Waterholes

which are marked by beacons at their extremities.

31.2. Five (5) knot speed restriction zone for the purposes of Clause 7.

All of the waters of the Glenelg River upstream of beacons at Wild Dog Bend and downstream of Crawfords River at Dartmoor are subject to a speed restriction of five (5) knots.

31.3. Eight (8) knot speed restriction zone for the purposes of Clause 7.

All of the waters of the Glenelg River downstream of the Taylors Straight 'Special Purpose Area' and all waters between Taylors Straight and Sandy Waterholes 'Special Purpose Area' are subject to a speed restriction of eight (8) knots.

31.4. Ten (10) knot speed restriction zone for the purposes of Clause 7.

All of the waters of the Glenelg River upstream of the Sandy Waterholes 'Special Purpose Area' and downstream of Wild Dog Bend are subject to a speed restriction of ten (10) knots.

31.5. Special Purpose Area for the purposes of Clause 13.

- (a) Vessels with engines used for propulsion and water-skiing shall only be permitted in the special purpose areas at the following times:
 - (i) December, January and February – between 8.00 a.m. and 8.00 p.m. (Summer Time)
 - (ii) March – between 8.00 a.m. and 6.00 p.m. (Eastern Standard Time) or between 9.00 a.m. and 7.00 p.m. when Summer Time applies
 - (iii) November – between 9.00 a.m. and 7.00 p.m. (Summer Time)
 - (iv) April – between 8.00 a.m. and 6.00 p.m. (Eastern Standard Time)
 - (v) May, August, September, and October – between 9.00 a.m. and 6.00 p.m. (Eastern Standard Time)
 - (vi) June and July – between 9.00 a.m. to 5.00 p.m. (Eastern Standard Time)
- (b) Vessels other than those engaged in water-skiing or power boating activities shall be permitted to pass and re-pass through the special purpose areas providing such vessels:
 - (i) keep as close as possible to the portside upstream bank of the river when travelling in either direction and at no time during transit exceed a distance of 15 metres from the portside upstream bank
 - (ii) proceed as expeditiously as possible during transit through these special purpose areas
 - (iii) do not stop during transit through the special purpose areas

Page 78 of 281

Schedule 31: The Glenelg River within Victoria between the mouth and the junction with the Crawford River at Dartmoor

Waterway Rules - Schedules

- (iv) do not exceed a speed of eight (8) knots
- (c) Vessels engaged in water-skiing or power boating activities must give way to transit boats operating according to the conditions outlined in (b) above.

31.6. Prohibition of Specific Activities for the purposes of Clause 12.

- (a) A person must not operate, anchor or moor a houseboat on any of the waters of the Glenelg River within Victoria from the mouth of the river to the junction with the Crawford River at Dartmoor
- (b) A person must not moor a houseboat to any jetty or structure on any of the waters of the Glenelg River within Victoria from the mouth of the river to the junction with the Crawford River at Dartmoor.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 31	MA 1988 s15

Waterway Rules - Schedules

Schedule 32 (Revoked)

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 32	MA 1988 s15

Waterway Rules - Schedules

Schedule 33 (Revoked)

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 33	MA 1988 s15

Waterway Rules - Schedules

Schedule 34: Lake Tooliorook**Waterway Manager: Corangamite Shire Council****34.1 Excluded speed limit for the purpose of Clause 3(a)**

Those waters of Lake Tooliorook not otherwise specified as being subject to a speed restriction or an area where vessels are prohibited are excluded from the requirements of Clause 3(a) of this notice.

34.2. Five (5) knot speed restriction zone for the purposes of Clause 7.

Those waters of Lake Tooliorook around the perimeter of the Lake for a distance of 100 metres from the edge of the water are subject to a speed restriction of 5 knots excluding those areas prohibited to vessels.

34.3. Areas where vessels are prohibited for the purpose of clause 9.

Those waters bound by "vessels prohibited signs" on the shore north of the jetty^{1,2} and a line of and buoys^{3,4,5} in the water west of the signs are prohibited to vessels.

Table 1 Five Knots Speed Restriction Zone

Points #	Latitude	Longitude
1	37° 58' .366" S	143° 17' .352" E
2	37° 58' .374" S	143° 17' .352" E
3	37° 58' .366" S	143° 17' .169" E
4	37° 58' .370" S	143° 17' .169" E
5	37° 58' .374" S	143° 17' .169" E

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 34	MA 1988 s15

Waterway Rules - Schedules

Schedule 35: Lake Purrumbete

Waterway Manager: The Lake Purrumbete Frontage Reserve Committee of Management Inc.

35.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The whole of the waters of Lake Purrumbete are subject to a speed restriction of five (5) knots.

35.2. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Purrumbete in the vicinity of Hoses Rocks extending 75 metres from the edge of the water for the time being between side boundaries approximately 150 metres apart each of which is marked on the shore by a notice inscribed with the words 'No Boating' and on the water by a red buoy are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 35	MA 1988 s15

Waterway Rules - Schedules

Schedule 36: Lake Linlithgow and Bullrush Swamp

Waterway Manager: Southern Grampians Shire Council

36.1. Excluded speed limit for the purposes of Clause 3(a).

The waters of Lake Linlithgow and Bullrush Swamp which are not otherwise specified as a speed restriction zone or an area prohibited to vessels are excluded from the requirements of Clause 3(a) of this Notice.

36.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Linlithgow that are within 20 metres of the eastern and western sides of the boat ramp situated in the southern part of the lake are subject to a speed restriction of five (5) knots.

36.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Linlithgow that are:

- (a) south of an imaginary line commencing at a beacon on the shoreline situated at the intersection of the easterly prolongation of the southern boundary of Crown Allotment 34, Parish of Linlithgow with the shoreline; thence east to a similar beacon on the shoreline situated at the intersection of the northerly prolongation of the eastern boundary of Crown Allotment 44, Parish of Linlithgow with the shoreline
- (b) contained within an imaginary line commencing at the last mentioned beacon referred to in (a); thence in a generally easterly direction to a yellow buoy situated approximately 20 metres west of the north-western corner of the boat ramp; thence approximately 56 metres south to the shoreline; thence via the shoreline to the point of commencement are prohibited to vessels.

36.4. Direction of travel for the purposes of Clause 14.

All vessels with an engine used for propulsion must proceed in a clockwise direction in relation to the approximate centre of the waterway on the waters of Lake Linlithgow.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 36	MA 1988 s15

Waterway Rules - Schedules

Schedule 37: Deep Lake

Waterway Manager: Unmanaged

37.1. Speed restriction zones for the purposes of Clause 7.

The waters of Deep Lake between 'Speed Limit' signs on the foreshore approximately 25 metres and 125 metres north of the northern edge of the boat ramp and extending 50 metres northerly offshore to yellow buoys opposite each sign are subject to a speed limit of 15 knots.

37.2. Prohibition on vessels with engines for the purposes of Clause 10.

The waters of Deep Lake, between 'No Power Boats' signs on the foreshore approximately 14 metres and 54 metres respectively south of the southern edge of the boat ramp and extending 40 metres westerly offshore to red buoys opposite each sign.

37.3. Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Deep Lake between 'Power Boat Only' signs on the foreshore approximately 104 metres and 224 metres respectively south of the southern edge of the boat ramp and extending 50 metres northerly offshore to yellow / red buoys opposite each sign are set aside for the use of powered vessels, including those involved with water-skiing.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 37	MA 1988 s15
S323 20/10/2016	Waterway Manager status	MSA 2010 s6(1)

Waterway Rules - Schedules

Schedule 38: Lake Hamilton

Waterway Manager: Southern Grampians Shire Council

38.1. Excluded speed limit for the purposes of Clause 3(a).

Those waters of Lake Hamilton which are not otherwise specified as a five (5) knot speed restriction zone, an area prohibited to vessels or access lane are excluded from the provisions of Clause 3(a) of this notice.

38.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Hamilton:

- (a) in the northern part of the lake east of a line commencing on the northern shore at a point approximately 110 metres north-east of the launching ramp and marked by a beacon inscribed '5 Knots' and thence extending approximately 150 metres in a south-easterly direction passing through a number of yellow buoys to a point on the opposite shore marked by a beacon inscribed '5 Knots'
- (b) extending approximately 50 metres from the shore in an area approximately 40 metres wide with the centre of the outward boundary marked by one yellow buoy inscribed '5 Knots' in water immediately in front of the launching ramp located on the western shore of the lake

38.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Hamilton:

- (a) adjacent to the spillway near the south-west corner of the lake and west of a line commencing at a point on the western shore approximately 50 metres north of the spillway and marked by a beacon inscribed 'Stop No Boats. Prohibited Water Beyond This Point' and extending in a south-easterly direction for a distance of approximately 150 metres through a number of red buoys to the southern shore of the lake at a point approximately 50 metres from the south-west corner of the lake marked by a beacon inscribed 'Stop No Boats. Prohibited Water Beyond This Point'
- (b) in a swimming area located on the southern shore in the northern part of the lake and bounded by the shore and a line commencing at a point on the southern shore approximately 100 metres west of the large island and marked by a beacon inscribed 'Stop No Boats. Prohibited Water Beyond This Point' and extending approximately 50 metres in a north-westerly direction to a large red buoy; thence extending approximately 300 metres through a number of red buoys situated approximately 50 metres from the shore to a large red buoy; thence extending approximately 50 metres in a south-easterly direction to the shore at a point marked by a beacon inscribed 'Stop No Boats. Prohibited Water Beyond This Point'

are prohibited to vessels.

38.4. Exclusive use and special purpose areas for the purpose of Clause 13.

The waters of Lake Hamilton other than those detailed in Clause 38.2 and 38.3 are set aside for the exclusive use of:

- (a) non-powered vessels from sunrise to 11.00 a.m. every calendar day and all day Tuesdays, Wednesdays and Thursdays till sunset.
 - (i) vessels with engines used for propulsion may be used for coaching purposes or as safety boats during those times.
- (b) vessels with an engine used for propulsion from 11.00 a.m. until sunset on Mondays, Fridays, Saturdays, Sundays and Public Holidays, except
 - (i) non-powered vessels that have right of way to travel within 40 metres of the water's edge between the signposted launching area adjacent to the boat ramp and the five (5) knot speed restriction zone defined in item 38.2(a) of this Schedule

Waterway Rules - Schedules

- (c) If the exclusive use and special purpose area is vacant, users may access the lake outside of the usage times specified above, provided those users immediately exit the lake when a designated vessel requires access.

38.5. Access lanes for the purposes of Clause 5.

Those waters of Lake Hamilton that are within 30 metres of the shore and lying between:

- (a) two signposts on the lake shore that are 100 metres apart; the northern most of which lies 60 metres south of the southern limit of the five (5) knot speed restriction zone adjacent to the boat ramp
- (b) two signposts that are 50 metres apart and on the lake shore close to the intersection of Hensley Park Road and Mill Road

are access lanes.

38.6. Prohibition of specific activities for the purposes of Clause 12.

A person must not:

- (a) operate a vessel on the waters of Lake Hamilton at a speed exceeding five (5) knots after sunset and before sunrise
- (b) launch any vessel onto the waters of Lake Hamilton except at the launching ramp constructed for that purpose, provided that yachts of less than three (3) metres 'off the beach' class yachts, sailboards and rowing hulls may be launched from the shore at those locations so marked by signposts.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 38	MA 1988 s15
S372 01/12/2016	Schedule 38	MSA 2010 s184

Waterway Rules - Schedules

Schedule 39: Lake Surprise (within Mount Eccles National Park)

Waterway Manager: Department of Sustainability and Environment

39.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Lake Surprise are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 39	MA 1988 s15

Waterway Rules - Schedules

Schedule 40: Lake Bolac

Waterway Manager: The Lake Bolac Foreshore Committee of Management Inc.

40.1. Access lanes for the purposes of Clause 5.

The waters of Lake Bolac described below are access lanes:

- (a) extending 60 metres from the edge of the water for the time being and approximately 220 metres wide situated on the southern shore with the eastern boundary located approximately 140 metres east of the launching ramp and the western boundary being located approximately 80 metres west of the launching ramp
- (b) extending 60 metres from the edge of the water for the time being and approximately 570 metres wide with the eastern boundary situated approximately 100 metres west of the spillway on the southern shore
- (c) extending 60 metres from the edge of the water for the time being and approximately 220 metres wide with the southern boundary situated approximately 200 metres south of the launching ramp on the eastern shore
- (d) extending 60 metres from the edge of the water for the time being and approximately 340 metres wide with the west boundary situated approximately 110 metres west of the launching ramp on the northern shore.

40.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Bolac:

- (a) around the perimeter of the lake for a distance of 60 metres from the edge of the water for the time being except in the area prohibited to vessels and in the access lanes
- (b) north of a north-east, south-west line between beacons situated on the east and west shore at the narrow section in the northern part of the lake

are subject to a speed restriction of five (5) knots.

40.3. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Lake Bolac are prohibited to vessels:

- (a) in a circular area approximately 50 metres in diameter located approximately 200 metres from the eastern shore of the lake due west of the point where the Fiery Creek enters the lake; the centre of the area being defined by a red buoy in the waters
- (b) in an area approximately 50 metres wide extending 180 metres from the edge of the water for the time being; excluding the area within 60 metres of the edge of the water for the time being wherein operating a vessel at a speed in excess of five (5) knots is prohibited and located adjacent to the south-east shore of the lake approximately 130 metres east of the spillway, the boundaries being marked on the water by red buoys
- (c) in swimming areas extending 60 metres from the edge of the water for the time being between side boundaries marked by a sign on the shore inscribed 'Swimming Area' and red buoys in the water at the following locations:
 - (i) in an area approximately 510 metres wide on the northern shore of the main body of the lake and approximately 290 metres east of the launching ramps
 - (ii) in an area approximately 750 metres wide on the northern shore of the main body of the lake and approximately 830 metres east of the launching ramp.

Waterway Rules - Schedules

40.4. Exclusive use and special purpose areas for the purposes of Clause 13.

- (a) The waters of Lake Bolac set aside for a slalom course area are the waters extending 160 metres from the edge of the water for the time being, excluding the area within 60 metres of the shore for the time being where operating a vessel at a speed in excess of five (5) knots is prohibited, in an area between a northerly boundary situated approximately 290 metres south of the launching ramp on the western shore and a southerly boundary approximately 1.09 kilometres south of the launching ramp
- (b) A person operating a vessel on Lake Bolac must not enter the area permitted for use as a slalom course without prior consent of the Lake Bolac Foreshore Committee when white flags are in place on the buoys delineating the four corners of the slalom course area.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 40	MA 1988 s15

Waterway Rules - Schedules

Schedule 41: Pykes Creek Reservoir

Waterway Manager: Gippsland and Southern Rural Water Corporation

Vessel Operating and Zoning Rules for water levels above 385.5 metres Australian Height Datum (AHD) as measured at the head gauge board located on the outlet tower at the embankment of Pykes Creek Reservoir.

41.3. Excluded speed limit for the purposes of Clause 3(a).

The waters of Pykes Creek Reservoir designated as access lanes, five (5) knot speed restriction zone, areas prohibited to vessels or areas prohibited to vessels with engines used for propulsion are excluded from the provisions of Clause 3(a) of this Notice.

41.5. Access lane for the purposes of Clause 5.

The area below is a water-ski access lane:

- (a) The waters bounded by a sign¹ approximately 100 metres south from the launching ramp, extending 50 metres from the waters' edge to a buoy² then in a southerly direction 50 metres to a buoy³ then extending to a sign⁴ on the shore.

41.7. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Pykes Creek Reservoir are subject to a speed restricted of five (5) knots:

- (a) in Dales Creek Inlet north of a line between two signs^{5,6} located on opposite shores of the reservoir at the entrance to the inlet.
- (b) in Korojamunip Creek Inlet north of a line between two signs^{7,8} located on opposite shores of the reservoir at the entrance to the inlet.
- (c) In Korobeit Creek Inlet east of a line between two signs^{13,14} located on opposite shores of the reservoir at the entrance to the inlet.

41.9. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Pykes Creek Reservoir are prohibited to vessels:

- (a) between the dam wall of the reservoir and a line approximately 400 metres to the north thereof between two signs^{9,10} inscribed 'Stop' and 'Prohibited Water Beyond This Point' located on opposite shores of the reservoir.
- (b) in a swimming area located in Swimmers Cove east of a line between two signs^{11,12} and marked by red buoys.

41.10. Areas prohibited to vessels with engines used for propulsion for the purposes of Clause 10.

The following waters of Pykes Creek Reservoir are prohibited to vessels with engines used for propulsion:

- (a) in Korobeit Creek Inlet east of a line between two signs^{13,14} located on opposite shores of the reservoir at the entrance to the inlet and marked by buoy(s).

Waterway Rules - Schedules

Vessel Operating and Zoning Rules for water levels 385.5 metres AHD or less as measured at the head gauge board located on the outlet tower at the embankment of Pykes Creek Reservoir.

41.3. Excluded speed limit for the purposes of Clause 3(a).

The waters of Pykes Creek Reservoir designated as a five (5) knot speed restriction zone and areas prohibited to vessels are excluded from the provisions of Clause 3(a) of this Notice.

41.7. Five (5) knot speed restriction zones for the purposes of Clause 7.

All the waters of Pykes Creek Reservoir are restricted to five (5) knots, excluding those areas described below in 41.9 as areas prohibited to vessels.

41.9. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Pykes Creek Reservoir are prohibited to vessels:

- (a) between the dam wall of the reservoir and a line approximately 400 metres to the north thereof between two signs^{9,10} inscribed 'Stop' and 'Prohibited Water Beyond This Point' located on opposite shores of the reservoir.
- (b) in a swimming area located in Swimmers Cove east of a line between two signs^{11,12} and marked by red buoys.

Table 1 – Actual Location (GDA 94) – Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-37.605669	144.303202
4	-37.606167	144.303118
5	-37.589171	144.293903
6	-37.589384	144.295378
7	-37.589332	144.288834
8	-37.588702	144.291932
9	-37.609404	144.299965
10	-37.607071	144.294397
11	-37.606703	144.303200
12	-37.608396	144.302295
13	-37.602614	144.304295
14	-37.603997	144.304138

Waterway Rules - Schedules

Table 2 – Actual Location (GDA 94) – DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	37° 36' 20.41"	144° 18' 11.53"
4	37° 36' 22.20"	144° 18' 11.23"
5	37° 35' 21.02"	144° 17' 38.05"
6	37° 35' 21.78"	144° 17' 43.36"
7	37° 35' 21.60"	144° 17' 19.80"
8	37° 35' 19.33"	144° 17' 30.96"
9	37° 36' 33.85"	144° 17' 59.87"
10	37° 36' 25.46"	144° 17' 39.83"
11	37° 36' 24.13"	144° 18' 11.52"
12	37° 36' 30.23"	144° 18' 8.26"
13	37° 36' 9.41"	144° 18' 15.46"
14	37° 36' 14.39"	144° 18' 14.90"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S453 22/12/2014	Schedule 41	MSA 2010 s184

Waterway Rules - Schedules

Schedule 42: Lake Wendouree

Waterway Manager: Ballarat City Council

Vessel Operating and Zoning Rules for water levels above 450.4 metres AHD as measured at the marker gauge located on the east side of the lake approximately 120 metres south of Macarthur Street.

42.1. Prohibition of specific activities for the purposes of Clause 12.

The whole of the waters of the lake are subject to a speed restriction of five (5) knots to vessels equipped with engines used for propulsion.

Vessel Operating and Zoning Rules for water level 450.4 metres AHD or less as measured at the marker gauge located on the east side of the lake approximately 120 metres south of Macarthur Street.

42.2. Areas prohibited to vessels for the purposes of Clause 9.

The whole of the waters of Lake Wendouree are prohibited to vessels equipped with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 42	MA 1988 s15

Waterway Rules - Schedules

Schedule 43: Lake Burrumbeet

Waterway Manager: Ballarat City Council

43.1. Excluded speed limits for the purposes of Clause 3(a).

The waters of Lake Burrumbeet are not subject to the requirements of Clause 3(a) of this Notice.

43.2. Access lanes for the purposes of Clause 5.

The following waters of Lake Burrumbeet are access lanes. The waters of Lake Burrumbeet:

- (a) extending approximately 100 metres from the edge of the water for the time being in an area approximately 200 metres wide situated on the southern shore with the westerly boundary located approximately 100 metres east of the boat launching ramp located at Burrumbeet-Hillcrest Road
- (b) extending approximately 100 metres from the edge of the water for the time being in an area approximately 150 metres wide situated on the southern shore with the westerly boundary located approximately 200 metres east of the Canico Creek
- (c) extending approximately 100 metres from the edge of the water for the time being in an area approximately 750 metres wide situated on the southern shore with the westerly boundary located approximately 300 metres west of the Boat Club except those two areas within a radius of 30 metres of the two boat ramps within the access lane, which are subject to a speed restriction of five (5) knots.

43.3. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Lake Burrumbeet are subject to a speed restriction of five (5) knots. The waters of Lake Burrumbeet:

- (a) extending approximately 200 metres from the edge of the water for the time being and located adjacent to the eastern shore between a beacon situated on the shore immediately south of the Burrumbeet Creek Inlet and other beacon situated on the shore approximately 100 metres south of Racecourse Point
- (b) extending approximately 350 metres from the edge of the water for the time being in an area approximately 240 metres wide and located adjacent to the eastern shore between a beacon situated on the shore approximately 100 metres south of Racecourse Point and another beacon situated on the shore approximately 140 metres north of Racecourse Point
- (c) extending approximately 100 metres from the edge of the water for the time being and located adjacent to the eastern shore between a beacon located on the shore approximately 140 metres north of Racecourse Point and another beacon located on the shore approximately 150 metres south of the launching ramp adjacent to the Burrumbeet Caravan Park
- (d) extending approximately 100 metres from the edge of the water for the time being and located adjacent to the eastern shore between a beacon located on the shore approximately 100 metres south of the launching ramp adjacent to the Burrumbeet Caravan Park and another beacon located on the shore approximately ten (10) metres to the north of the launching ramp
- (e) bounded by the shore and a line commencing from a beacon located on the eastern shore approximately ten (10) metres north of the launching ramp adjacent to the Burrumbeet Caravan Park and extending in a westerly direction for a distance of approximately 300 metres to a beacon in the water; thence extending in a northerly direction for a distance of approximately 950 metres to a beacon located on the northern shore approximately 450 metres west of the north-east extremity of the lake
- (f) extending approximately 30 metres from the edge of the water for the time being and located adjacent to the northern shore between a beacon situated on the shore approximately 500 metres west of the north-

Waterway Rules - Schedules

east corner of the lake and another beacon located on the shore approximately 1.6 kilometres west of the north-east corner of the lake

- (g) extending approximately 30 metres from the edge of the water for the time being and located adjacent to the northern shore between a beacon situated on the shore approximately 850 metres east of the unnamed creek inlet and another beacon situated on the shore approximately 150 metres south of the cemetery
- (h) in Dobsons Bay north-west of a line between beacons situated on the shore on each side of the entrance to the bay, except all those waters within the bay which are prohibited areas
- (i) between the Shire boundary and the speed restriction zone within Dobsons Bay and within a 200 metre radius of a beacon situated on the northern shore of Whites Point
- (j) extending approximately 200 metres from the edge of the water for the time being and located adjacent to the south-east shore between a beacon situated on the shore immediately south of the Burrumbeet Creek Inlet and another beacon situated on the shore approximately 300 metres east of the boat launching ramp located at the Burrumbeet-Hillcrest Road
- (k) extending approximately 100 metres from the edge of the water for the time being and located adjacent to the southern shore between a beacon situated on the shore approximately 30 metres west of the launching ramp located at the Burrumbeet-Hillcrest Road and another beacon situated on the shore approximately 100 metres east of the launching ramp located at the Burrumbeet-Hillcrest Road
- (l) extending approximately 100 metres from the edge of the water for the time being and located adjacent to the caravan park on the southern shore in an area approximately 300 metres wide between two beacons situated on the shore except all those waters within the area which are prohibited areas
- (m) extending approximately 100 metres from the edge of the water for the time being and located adjacent to the southern shore between a beacon situated on the shore approximately 200 metres east on the shore approximately 350 metres west of the Canico Creek Inlet
- (n) extending approximately 30 metres from the edge of the water for the time being and located adjacent to the southern shore between beacons situated on the shore approximately 30 metres each side of the launching ramp situated approximately 30 metres east of the boat club
- (o) extending approximately 30 metres from the edge of the water for the time being and located adjacent to the southern shore between beacons situated on the shore approximately 30 metres either side of the launching ramp situated approximately 200 metres west of the boat club
- (p) extending approximately 100 metres from the edge of the water for the time being and located adjacent to the south-western shore between a beacon situated on the shore approximately 80 metres west of the boat ramp located approximately 200 metres west of the boat club and another beacon situated on the shore approximately 50 metres south of Baillies Creek Inlet
- (q) adjacent to the western shore within Western Bay (Dunny Bay) and bounded by the shore and a line commencing at a beacon situated on the north-west shore of Sawyers point; thence extending in a north-westerly direction for a distance of approximately 550 metres to a beacon in the water approximately 100 metres from the shore; thence in a westerly direction to a beacon on the shore
- (r) extending approximately 200 metres from the edge of the water for the time being and located adjacent to the western shore between a beacon situated on the shore approximately 300 metres north-east of the pump house and another beacon situated on the northern shore of Whites Point

Waterway Rules - Schedules

- (s) adjacent to the south-western shore within Dobsons Bay and bounded by the shore and a line commencing at a beacon situated on the north shore of Sawyers Point; thence extending in a north-westerly direction for a distance of approximately one (1) kilometre to a beacon on the shore.

43.4. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Lake Burrumbeet are prohibited to vessels. The waters of Lake Burrumbeet:

- (a) extending approximately 100 metres from the edge of the water for the time being in a swimming area located adjacent to the eastern shore between a beacon situated on the shore approximately 100 metres south of the launching ramp adjacent to the Burrumbeet Caravan Park and another beacon situated on the shore approximately 150 metres south of the launching ramp
- (b) extending approximately 200 metres from the edge of the water for the time being and located adjacent to the northern shore between a beacon situated on the shore approximately 850 metres east of the unnamed creek inlet and another beacon situated on the shore approximately 1.35 kilometres east of the unnamed creek inlet
- (c) adjacent to the northern shore in the vicinity of Lambs Cliffs and bounded by the shore and a line commencing at a beacon situated on the shore approximately 150 metres south of the cemetery and extending for approximately 40 metres in an easterly direction to a beacon in the water; thence in a southerly direction for a distance of approximately 250 metres to another beacon in the water; thence in a westerly direction for a distance of approximately 300 metres to another beacon in the water; thence in a northerly direction for a distance of approximately 250 metres to a beacon situated on the north-east shore of Dobsons Bay
- (d) extending approximately 100 metres from the edge of the water for the time being and located adjacent to the southern shore on the eastern boundary of the caravan park and another beacon situated on the shore approximately 400 metres east of the caravan park
- (e) extending approximately 50 metres from the edge of the water for the time being and located adjacent to the southern shore between beacons approximately 70 metres apart, situated on the shore in front of the caravan park
- (f) bounded by the western shore and a line commencing at a beacon on the shore immediately south of Baillies Creek Inlet, and extending in a south-easterly direction for a distance of approximately 100 metres to a beacon in the water; thence in a north-easterly direction for a distance of approximately 350 metres to a beacon in the water; thence in an easterly direction for a distance of approximately 2.1 kilometres to a beacon in the water; thence in a northerly direction for a distance of approximately 500 metres to a beacon in the water; thence in a north-westerly direction for a distance of approximately 1.2 kilometres to a beacon in the water; thence in a westerly direction for a distance of approximately 1.25 kilometres to a beacon in the water; thence in a north-westerly direction for a distance of approximately 300 metres to a beacon in the water; thence in a north-easterly direction for a distance of approximately 300 metres to a beacon in the water; thence in a north-westerly direction for a distance of approximately 40 metres to a beacon located on the southern shore of Carngham Point
- (g) extending approximately 40 metres from the edge of the water for the time being and located on the western shore between a beacon situated on the southern shore of Carngham Point and another beacon situated on the north-west shore of Sawyers Point
- (h) bounded on the western shore and a line commencing at a beacon situated on the shore approximate 150 meters south of the drain inlet, the extending in an easterly direction for a distance of approximately 100 metres to a beacon in the water and then extending in a north easterly direction for a distance of approximately 750 metres to a beacon situated in the water thence in a north westerly direction for a distance of approximately 200 metres to a beacon situated on the shore.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 43	MA 1988 s15

Waterway Rules - Schedules

Schedule 44: Rocklands Reservoir

Waterway Manager: Grampians Wimmera Mallee Water Corporation

44.1. Access lanes for the purposes of Clause 5.

The following waters of Rocklands Reservoir are access lanes:

- (a) the waters extending approximately 60 metres from the edge of the water for the time being in an area approximately 250 metres wide located adjacent to the northern shore and approximately 350 metres east of the dam wall
- (b) the waters extending approximately 60 metres from the edge of the water for the time being in an area approximately 150 metres wide located adjacent to the northern shore approximately 40 metres south of the public launching ramp.

44.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Rocklands Reservoir:

- (a) between the prohibited water area adjacent to the dam wall and a line parallel to the dam wall and approximately 250 metres east of that wall between two beacons located on opposite shores of the reservoir except in the prohibited areas
- (b) around the perimeter of the reservoir for a distance of 60 metres from the edge of the water for the time being except in the access lanes and prohibited areas

are subject to a speed restriction of five (5) knots.

44.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Rocklands Reservoir:

- (a) between the dam wall and a line approximately 100 metres to the east thereof between beacons inscribed 'Stop' and 'Prohibited Water Beyond This Point' located on opposite shores of the reservoir
- (b) extending approximately 60 metres from the edge of the water for the time being in a swimming area approximately 60 metres wide located adjacent to the western shore and approximately 30 metres north of the public launching ramp, the boundaries of the swimming area being marked by red buoys
- (c) extending approximately 60 metres from the edge of the water for the time being in a swimming area approximately 70 metres wide located adjacent to the northern shore approximately 130 metres east of the dam wall, the boundaries of the swimming area being marked by red buoys
- (d) designated as a speed restriction zone extending approximately 150 metres east of the prohibited area adjacent to the dam wall when:
 - i. the water level of the reservoir is at crest level or the spillway is operating
 - ii. a notice is erected on the northern shore adjacent to the said waters and at the public launching ramp indicating that all classes of vessels are prohibited within 250 metres of the dam wall
 - iii. the two beacons on opposite shores of the reservoir denoting the speed restriction zone are covered
 - iv. red buoys are placed in the water approximately 250 metres east of the dam wall

are prohibited to vessels.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 44	MA 1988 s15

Waterway Rules - Schedules

Schedule 45: Lake Bellfield

Waterway Manager: Grampians Wimmera Mallee Water Corporation

45.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of Lake Bellfield within approximately 60 metres of the water's edge except in the prohibited area are subject to a speed restriction of five (5) knots.

45.2. Area prohibited to vessels for the purposes of Clause 9.

The waters of Lake Bellfield between the dam wall and a line approximately 200 metres to the south between two beacons inscribed 'Stop' and 'Prohibited Water Beyond This Point' erected on opposite shores of the lake are prohibited to vessels.

45.3. Prohibition on vessels with engines for the purposes of Clause 10.

The whole of the waters of Lake Bellfield are prohibited to all vessels which have an internal combustion engine used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 45	MA 1988 s15

Waterway Rules - Schedules

Schedule 46: Waters: Middle and Reedy Lakes

Waterway Manager: Goulburn-Murray Water

46.1. Exclusive use and special purpose areas for the purposes of Clause 13.

The whole of the waters of Middle and Reedy Lakes are prohibited to all vessels from the first day of July each year to the last day of February the following year.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 46	MA 1988 s15

Waterway Rules - Schedules

Schedule 47: Lake Wartook

Waterway Manager: Grampians Wimmera Mallee Water Corporation

Vessel Operating and Zoning Rules for water release rates of less than 500 mega litres a day from the outlet.

47.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The whole of the waters of Lake Wartook are subject to a speed restriction of five (5) knots.

47.2. Water-skiing prohibited for the purposes of Clause 8.

The whole of the waters of Lake Wartook are prohibited to water-skiers and vessels towing water-skiers.

47.3. Prohibition of specific activities for the purposes of Clause 12.

The whole of the waters of Lake Wartook are prohibited for the use of personal watercraft.

47.4 Areas prohibited to vessels for the purposes of Clause 9

The waters of Lake Wartook within a radius of 50 metres of the outlet works are prohibited to vessels.

Vessel Operating and Zoning Rules for water release rates of 500 mega litres a day or more from the outlet.

47.5 Areas prohibited to vessels for the purposes of Clause 9

The whole of the waters of Lake Wartook are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 47	MA 1988 s15
S411 16/12/2015	Clause 47.4 Clause 47.5	MSA 2010 s184

Waterway Rules - Schedules

Schedule 48: Lake Weeroona

Waterway Manager: Greater Bendigo City Council

48.1. Exclusive use and special purpose areas for the purposes of Clause 13.

The whole of the waters of Lake Weeroona are prohibited to all vessels except racing shells and pedal boats.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 48	MA 1988 s15

Waterway Rules - Schedules

Schedule 49: Lake Eppalock

Waterway Manager: Goulburn-Murray Water

Vessel Operating and Zoning Rules for water levels above 180.0 metres Australian Height Datum (AHD) as measured at the head gauge board located on the outlet tower in Tower Bay

49.1. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Lake Eppalock are subject to a speed restriction of five (5) knots:

The waters of Lake Eppalock within:

- (a) Balee Bay: south of a line between beacons located on the foreshore on either side of the small inlet at the west side of the southern end of the bay
- (b) Kangaroo Arm: south of a line between beacons located on the foreshore on either side of the arm approximately 100 metres south of the Eppalock Caravan Park launching ramp
- (c) Beal Bay: south of a line between beacons located on the foreshore on either side of the southern portion of the bay except in the prohibited area located adjacent to Site E5
- (d) Glover Bay: west of a line between beacons located on opposite shores at the entrance to the bay
- (e) Coliban Pool: north of a line between beacons located on opposite shores at the entrance to the bay located in the northern section of the Coliban Pool
- (f) Coliban River Arm: south of a line between beacons located on opposite shores at the entrance to the narrow section of the arm immediately south of the Coliban Pool
- (g) The Strait: in the strait connecting the Coliban Pool and Metcalfe Pool between a line passing between beacons located on the shore on either side of the entrances to the northern and southern sections of the narrow waters of the strait
- (h) Campaspe River Arm: in the Campaspe River Arm south of a line between beacons located on the shore on either side of the lake at the entrance to the narrow section of the arm approximately 200 metres south of the Metcalfe Housing Co-operative
- (i) Native Dog Inlet: south of a line between beacons located on opposite shores at the entrance to the inlet
- (j) Turners Reach: east of a line between beacons located on opposite shores at the entrance to the reach
- (k) Meadow Valley Inlet: south of a line between beacons located on opposite shores approximately 200 metres south of the entrance to the inlet
- (l) Wild Duck Inlet: south of a line between beacons located on opposite shores approximately 100 metres east of the entrance to the inlet
- (m) Mount Ida Inlet: east of a line between beacons located on opposite shores approximately 100 metres east of the entrance to the inlet
- (n) Launching Ramps: extending approximately 60 metres from the edge of the water for the time being in an area approximately 40 metres wide with the centre of the outward boundary being marked by one yellow buoy in the water immediately in front of the launching ramps at the following locations:
 - (i) adjacent to the western shore of the Kimbolton Pool
 - (ii) adjacent to the northern shore of the Eppalock Caravan Park

Waterway Rules - Schedules

- (iii) adjacent to the northern shore of Kirrang Point
- (iv) adjacent to the northern shore of the Coliban Pool
- (v) adjacent to the eastern shore of the Metcalfe Caravan Park
- (vi) adjacent to the northern shore of the Derrinal Pool
- (vii) adjacent to the western shore of the Moorabee Lodge Caravan Park
- (viii) adjacent to the southern shore of the Lakeshore Caravan Park.

49.2. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Lake Eppalock are prohibited to vessels:

- (a) Tower Bay: between the dam wall and a line approximately 300 metres to the south thereof between beacons inscribed 'Stop' and 'Prohibited Water Beyond This Point' located on opposite shores at the entrance to the bay
- (b) swimming areas: in swimming areas, the boundaries being marked by red buoys in the water, and located at the following locations:
 - (i) Randalls Cove: west of a line commencing on the northern peninsula of the cove and extending in a southerly direction for approximately 400 metres and north of an east-west line commencing from a point on the south-west shore of the cove and intersecting the north-south boundary approximately 120 metres offshore
- (c) Balee Bay:
 - (i) Site B12: extending approximately 40 metres from the edge of the water for the time being in an area approximately 50 metres wide and located adjacent to Site B12 on the western shore of the bay
 - (ii) Eppalock Caravan Park: extending approximately 60 metres from the edge of the water for the time being in an area approximately 70 metres wide located approximately 30 metres east of the launching ramp on the north-east shore of the caravan park
 - (iii) Sites C1, C2 and C3, C3 and C4, and C5: four areas extending approximately 60 metres from the edge of the water for the time being in areas approximately 50 metres wide and located along the eastern shore of Balee Bay adjacent to Sites C1, C2 and C3, C3 and C4, and C5
- (d) Loranthus Bay: Sites D3, D4, D5, D6 and D6A2: five areas extending approximately 60 metres from the edge of the water for the time being in areas approximately 40 metres wide located along the eastern shore of Loranthus Bay adjacent to Sites D3, D4, D5, D6 and D6A2
- (e) Beal Bay:
 - (i) Site D7: west of a line across the western extremity of the bay located immediately north of Site D7
 - (ii) Site D9: extending approximately 60 metres from the edge of the water for the time being in an area approximately 40 metres wide located along the western shore of Beal Bay adjacent to the north-east shore of Site D9
 - (iii) Sites E5, E6, E7, E9 and E10: five areas extending approximately 60 metres from the edge of the water for the time being in areas approximately 40 metres wide located along the eastern shore of Beal Bay adjacent to Sites E5, E6, E7, E9 and E10

Waterway Rules - Schedules

- (f) Mutual Bay:
- (i) Sites E11, E12 and E13: three areas extending approximately 60 metres from the edge of the water for the time being in areas approximately 40 metres wide located along the north-west shore of Mutual Bay adjacent to Sites E11, E12 and E13
 - (ii) Site F2: between the bridge connecting the main land and Sometime Island and a line also between the mainland and Sometime Island located approximately 40 metres west of the bridge
- (g) Glover Bay: Low Head Inlet: north of a line located at the entrance to the inlet
- (h) Whisky Island Pool: Site G1: extending approximately 60 metres from the edge of the water for the time being in an area approximately 50 metres wide and located along the south-west shore of Whisky Island Pool adjacent to Site G1
- (i) Point Wesley:
- (i) Site G4: extending approximately 60 metres from the edge of the water for the time being in an area approximately 50 metres wide and located along the northern shore of Point Wesley and adjacent to site G4
 - (ii) Site G5: west of a line in the western corner of the small bay situated immediately south of Point Wesley and adjacent to Site G5
- (j) Point Knox: Site G10: north of a line across the northern part of the bay on the north-east side of Point Knox and adjacent to the eastern boundary of Site G10
- (k) Coliban Pool:
- (i) Site G12: extending approximately 60 metres from the edge of the water for the time being in an area approximately 60 metres wide located along the northern shore of the Coliban Pool adjacent to Site G12
 - (ii) Site H3: north of a line across the small inlet in the northern section of the bay located in the north-west corner of the Coliban Pool and adjacent to the southern shore of H3
 - (iii) Site H4:
 - (1) extending approximately 40 metres from the edge of the water for the time being in an area approximately 30 metres wide located along the southern shore near the western extremity of the bay located in the north-west corner of the Coliban Pool adjacent to the northern shore of Site H4
 - (2) extending approximately 40 metres from the edge of the water for the time being in an area approximately 30 metres wide located on the southern shore at the entrance to the bay located in the north-west corner of the Coliban Pool and adjacent to the north-east boundary of Site H4
 - (iv) Site H7: extending approximately 60 metres from the edge of the water for the time being in an area approximately 50 metres wide located along the western shore of the Coliban Pool adjacent to the south-east boundary of Site H7
- (l) Metcalfe Pool:
- (i) Metcalfe Caravan Park: west of a line across the small bay located on the western side of the Metcalfe Pool adjacent to the northern boundary of the Metcalfe Caravan Park

Waterway Rules - Schedules

- (ii) Metcalfe Housing Co-operative: extending approximately 60 metres from the edge of the water for the time being in an area approximately 250 metres wide located along the western shore of the Campaspe River Arm adjacent to the Metcalfe Housing Co-operative
- (m) Lakeshore Caravan Park: extending approximately 30 metres from the edge of the water for the time being in an area approximately 30 metres wide located adjacent to the Lakeshore Caravan Park between the island and the mainland
- (n) Derrinal Pool:
 - (i) Moorabbee Lodge Caravan Park: in McIvor Bay east of a line located in the inlet on the eastern side of the Bay and adjacent to the western shore of the Moorabbee Lodge Caravan Park
 - (ii) Public Boat Launching Ramp: extending approximately 60 metres from the edge of the water for the time being in an area approximately 80 metres wide located approximately 30 metres north of the public boat launching ramp
 - (iii) Coliban Water Sports Club: extending approximately 60 metres from the edge of the water for the time being in an area approximately 100 metres wide located along the northern shore of the Derrinal Pool adjacent to the Coliban Water Sports Club site
 - (iv) Victorian Speed Boat Club: extending approximately 60 metres from the edge of the water for the time being in an area approximately 80 metres wide located along the southern shore of the Victorian Speed Boat Club site.

49.3. Exclusive use and special purpose areas for the purpose of Clause 3.

The waters of Lake Eppalock north of a line between signs inscribed 'Area for Manually Operated Boats and Windsurfers' located on the foreshore each side of the entrance to Strath Bay, excluding the prohibited area, are set aside for manually operated vessels and windsurfers.

Vessel Operating and Zoning Rules for water levels 180.0 metres AHD or less – as measured at the head gauge board located on the outlet tower in Tower Bay

49.4. Five (5) knot speed restriction zones for the purposes of Clause 7.

All waters of Lake Eppalock are subject to a speed restriction of five (5) knots.

49.5. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Lake Eppalock are prohibited to vessels:

- (a) Tower Bay: between the dam wall and a line approximately 300 metres to the south thereof between beacons inscribed 'Stop' and 'Prohibited Water Beyond This Point' located on opposite shores at the entrance to the bay
- (b) swimming areas: in swimming areas, the boundaries being marked by red buoys in the water, and located at the following location:
 - (i) Randalls Cove: west of a line commencing on the northern peninsula of the cove and extending in a southerly direction for approximately 400 metres and north of an east-west line commencing from a point on the south-west shore of the cove and intersecting the north-south boundary approximately 120 metres offshore
- (c) Balee Bay:

Waterway Rules - Schedules

- (i) Site B12: extending approximately 40 metres from the edge of the water for the time being in an area approximately 50 metres wide and located adjacent to Site B12 on the western shore of the bay
 - (ii) Eppalock Caravan Park: extending approximately 60 metres from the edge of the water for the time being in an area approximately 70 metres wide located approximately 30 metres east of the launching ramp on the north-east shore of the caravan park
 - (iii) Sites C1, C2 and C3, C3 and C4, and C5: four areas extending approximately 60 metres from the edge of the water for the time being in areas approximately 50 metres wide and located along the eastern shore of Balee Bay adjacent to Sites C1, C2 and C3, C3 and C4, and C5
- (d) Loranthus Bay: Sites D3, D4, D5, D6 and D6A2: five areas extending approximately 60 metres from the edge of the water for the time being in areas approximately 40 metres wide located along the eastern shore of Loranthus Bay adjacent to Sites D3, D4, D5, D6 and D6A2
- (e) Beal Bay:
- (i) Site D7: west of a line across the western extremity of the bay located immediately north of Site D7
 - (ii) Site D9: extending approximately 60 metres from the edge of the water for the time being in an area approximately 40 metres wide located along the western shore of Beal Bay adjacent to the north-east shore of Site D9
 - (iii) Sites E5, E6, E7, E9 and E10: five areas extending approximately 60 metres from the edge of the water for the time being in areas approximately 40 metres wide located along the eastern shore of Beal Bay adjacent to Sites E5, E6, E7, E9 and E10
- (f) Mutual Bay:
- (i) Sites E11, E12 and E13: three areas extending approximately 60 metres from the edge of the water for the time being in areas approximately 40 metres wide located along the north-west shore of Mutual Bay adjacent to Sites E11, E12 and E13
 - (ii) Site F2: between the bridge connecting the main land and Sometime Island and a line also between the mainland and Sometime Island located approximately 40 metres west of the bridge
- (g) Glover Bay: Low Head Inlet: north of a line located at the entrance to the inlet
- (h) Whisky Island Pool: Site G1: extending approximately 60 metres from the edge of the water for the time being in an area approximately 50 metres wide and located along the south-west shore of Whisky Island Pool adjacent to Site G1
- (i) Point Wesley:
- (i) Site G4: extending approximately 60 metres from the edge of the water for the time being in an area approximately 50 metres wide and located along the northern shore of Point Wesley and adjacent to site G4
 - (ii) Site G5: west of a line in the western corner of the small bay situated immediately south of Point Wesley and adjacent to Site G5
- (j) Point Knox: Site G10: north of a line across the northern part of the bay on the north-east side of Point Knox and adjacent to the eastern boundary of Site G10
- (k) Coliban Pool:

Waterway Rules - Schedules

- (i) Site G12: extending approximately 60 metres from the edge of the water for the time being in an area approximately 60 metres wide located along the northern shore of the Coliban Pool adjacent to Site G12
- (ii) Site H3: north of a line across the small inlet in the northern section of the bay located in the north-west corner of the Coliban Pool and adjacent to the southern shore of H3
- (iii) Site H4:
 - (1) extending approximately 40 metres from the edge of the water for the time being in an area approximately 30 metres wide located along the southern shore near the western extremity of the bay located in the north-west corner of the Coliban Pool adjacent to the northern shore of Site H4
 - (2) extending approximately 40 metres from the edge of the water for the time being in an area approximately 30 metres wide located on the southern shore at the entrance to the bay located in the north-west corner of the Coliban Pool and adjacent to the north-east boundary of Site H4
- (iv) Site H7: extending approximately 60 metres from the edge of the water for the time being in an area approximately 50 metres wide located along the western shore of the Coliban Pool adjacent to the south-east boundary of Site H7
- (l) Metcalfe Pool:
 - (i) Metcalfe Caravan Park: west of a line across the small bay located on the western side of the Metcalfe Pool adjacent to the northern boundary of the Metcalfe Caravan Park
 - (ii) Metcalfe Housing Co-operative: extending approximately 60 metres from the edge of the water for the time being in an area approximately 250 metres wide located along the western shore of the Campaspe River Arm adjacent to the Metcalfe Housing Co-operative
- (m) Lakeshore Caravan Park: extending approximately 30 metres from the edge of the water for the time being in an area approximately 30 metres wide located adjacent to the Lakeshore Caravan Park between the island and the mainland
- (n) Derrinal Pool:
 - (i) Moorabbee Lodge Caravan Park: in Mclvor Bay east of a line located in the inlet on the eastern side of the Bay and adjacent to the western shore of the Moorabbee Lodge Caravan Park
 - (ii) Public Boat Launching Ramp: extending approximately 60 metres from the edge of the water for the time being in an area approximately 80 metres wide located approximately 30 metres north of the public boat launching ramp
 - (iii) Coliban Water Sports Club: extending approximately 60 metres from the edge of the water for the time being in an area approximately 100 metres wide located along the northern shore of the Derrinal Pool adjacent to the Coliban Water Sports Club site
 - (iv) Victorian Speed Boat Club: extending approximately 60 metres from the edge of the water for the time being in an area approximately 80 metres wide located along the southern shore of the Victorian Speed Boat Club site.

Waterway Rules - Schedules

49.6. Exclusive use and special purpose areas for the purpose of Clause 3.

The waters of Lake Eppalock north of a line between signs inscribed 'Area for Manually Operated Boats and Windsurfers' located on the foreshore each side of the entrance to Strath Bay, excluding the prohibited area, are set aside for manually operated vessels and windsurfers.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 49	MA 1988 s15

Waterway Rules - Schedules

Schedule 50: Goldfields Reservoir

Waterway Manager: Central Goldfields Shire Council

50.1. Exclusive use and special purpose areas for the purposes of Clause 13.

- (a) A person must not operate a vessel on Goldfields Reservoir when there are two vessels with engines used for propulsion exceeding eight (8) kilowatts developed power already operating on the reservoir
- (b) The waters of Goldfields Reservoir are prohibited to bathers when vessels with engines used for propulsion are operating on the waters
- (c) A person must not operate a vessel with an engine used for propulsion for more than four (4) circuits of the reservoir at any one time or for a continuous period of 15 minutes if there is another vessel waiting to operate
- (d) A person must not operate a vessel with an engine used for propulsion exceeding eight (8) kilowatts developed power after sunset or before 8.00 a.m.
- (e) A person must not operate a vessel with an engine used for propulsion at speeds exceeding five (5) knots during the period 1 April to 30 November.

50.2. Direction of travel for the purposes of Clause 14.

All vessels with an engine used for propulsion must proceed in a clockwise direction in relation to the approximate centre of the waterway around the waters of Goldfields Reservoir.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 50	MA 1988 s15

Waterway Rules - Schedules

Schedule 51: Lake Victoria

Waterway Manager: Central Goldfields Shire Council

51.1. Prohibition on vessels with engines for the purposes of Clause 10.

The whole of the waters of Lake Victoria are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 51	MA 1988 s15

Waterway Rules - Schedules

Schedule 52: Cairn Curran Reservoir

Waterway Manager: Goulburn-Murray Water

Vessel Operating and Zoning Rules for water levels above 200.0 metres Australian Height Datum (AHD) as measured at the head gauge board located on the main embankment at Cairn Curran Reservoir

52.1. Access lanes for the purposes of Clause 5.

The following waters of Cairn Curran Reservoir are access lanes:

- (a) the waters extending approximately 60 metres from the edge of the water in an area 150 metres wide located 200 metres south of the south-east boundary of the swimming area in Woolshed Bay
- (b) the waters extending 60 metres from the edge of the water in an area 300 metres wide and located adjacent to the south-west point of Woolshed Bay
- (c) the waters extending 60 metres from the edge of the water in an area 130 metres wide and located 25 metres south of the launching ramp in Lethbridge Bay.

52.2. Five (5) knot speed restriction for the purposes of Clause 7.

The waters of Cairn Curran Reservoir:

- (a) around the perimeter of the reservoir for a distance of 60 metres from the edge of the water for the time being except in the access lanes and in the prohibited areas
 - (b) in Treloars Bay; east of a line between two beacons located on opposite shores at the entrance to the bay
 - (c) in the Loddon Arm; east of a line between two beacons located on opposite shores at the entrance to the inlet
 - (d) in the Joyce's Creek Arm; south-west of a line between two beacons located on opposite shores at the entrance to the inlet
 - (e) in Bryant's Bay; west of a line between two beacons located on opposite shores at the entrance to the bay
- are subject to a speed restriction of five (5) knots.

52.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Cairn Curran Reservoir:

- (a) between the main dam wall and a line 200 metres to the south thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the reservoir
- (b) between the secondary embankment and a line 200 metres to the east thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the reservoir
- (c) in a swimming area located at the north-east end of Woolshed Bay between a line of red buoys and the foreshore, the line commencing at a point 50 metres east of the launching ramp and extending 240 metres in a south-easterly direction and then for 240 metres in an easterly direction to the foreshore
- (d) in a swimming area located in the bay on the eastern side of the reservoir 500 metres south of the main dam wall, between a line of red buoys and the foreshore
- (e) in a swimming area located in Lethbridge Bay 75 metres north-east of the launching ramp between the foreshore and a line between two beacons inscribed 'Stop No Boats' located on opposite shores of the bay are prohibited to vessels.

Waterway Rules - Schedules

Vessel Operating and Zoning Rules for water levels between 196.0 metres AHD (being 13% of maximum capacity) and 200.0 metres AHD – as measured at the head gauge board located on the main embankment at Cairn Curran Reservoir

52.4. Five (5) knot speed restriction for the purposes of Clause 7.

The waters of Cairn Curran Reservoir:

- (a) around the perimeter of the reservoir for a distance of approximately 60 metres from the edge of the water for the time being except in the access lanes and in the prohibited areas
- (b) in Treloars Bay; east of a line between two beacons located on opposite shores at the entrance to the bay
- (c) in the Loddon Arm; east of a line between two beacons located on opposite shores at the entrance to the inlet
- (d) in the Joyce's Creek Arm; south-west of a line between two beacons located on opposite shores at the entrance to the inlet
- (e) in Bryant's Bay; west of a line between two beacons located on opposite shores at the entrance to the bay are subject to a speed restriction of five (5) knots
- (f) in Woolshed Bay; east of a line between two beacons located on opposite shores at the boat ramps which mark the entrance to the bay
- (g) south of a line extending from the northern end of the secondary embankment and in an easterly direction, along a line of five (5) knot buoys to a beacon located on the eastern shore.

52.5. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Cairn Curran Reservoir:

- (a) between the main dam wall and a line approximately 200 metres to the south thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the reservoir
- (b) between the secondary embankment and a line approximately 200 metres to the east thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the reservoir
- (c) in a swimming area located at the north-east end of Woolshed Bay between a line of red buoys and the foreshore, the line commencing at a point approximately 50 metres east of the launching ramp and extending approximately 240 metres in a south-easterly direction and then for approximately 240 metres in an easterly direction to the foreshore
- (d) in a swimming area located in the bay on the eastern side of the reservoir approximately 500 metres south of the main dam wall, between a line of red buoys and the foreshore
- (e) in a swimming area located in Lethbridge Bay approximately 75 metres north-east of the launching ramp between the foreshore and a line between two beacons inscribed 'Stop No Boats' located on opposite shores of the bay are prohibited to vessels
- (f) extending 60 metres from the edge of the water in an area extending 200 metres east of the southern boat ramp
- (g) extending 60 metres from the edge of the water in an area extending 250 metres east of the northern boat ramp.

Waterway Rules - Schedules

Vessel Operating and Zoning Rules for water levels 196.0 metres AHD (being 13% of maximum capacity) or less – as measured at the head gauge board located on the main embankment at Cairn Curran Reservoir

52.6. Five (5) knot speed restriction for the purposes of Clause 7.

All waters of Cairn Curran Reservoir excluding those areas described below as being prohibited for vessels.

52.7. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Cairn Curran Reservoir:

- (a) between the main dam wall and a line approximately 200 metres to the south thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the reservoir
- (b) between the secondary embankment and a line approximately 200 metres to the east thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the reservoir
- (c) in a swimming area located at the north-east end of Woolshed Bay between a line of red buoys and the foreshore, the line commencing at a point approximately 50 metres east of the launching ramp and extending approximately 240 metres in a south-easterly direction and then for approximately 240 metres in an easterly direction to the foreshore
- (d) in a swimming area located in the bay on the eastern side of the reservoir approximately 500 metres south of the main dam wall, between a line of red buoys and the foreshore
- (e) in a swimming area located in Lethbridge Bay approximately 75 metres north-east of the launching ramp between the foreshore and a line between two beacons inscribed 'Stop No Boats' located on opposite shores of the bay are prohibited to vessels
- (f) extending 60 metres from the edge of the water in an area extending 200 metres east of the southern boat ramp
- (g) extending 60 metres from the edge of the water in an area extending 250 metres east of the northern boat ramp.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 52	MA 1988 s15

Waterway Rules - Schedules

Schedule 53: Little Lake Boort

Waterway Manager: Loddon Shire Council

53.3. Excluded speed limit for the purposes of Clause 3(a).

The waters of Little Lake Boort are not subject to the requirements of Clause 3(a) (5 knots within 50 metres of the water's edge).

53.7. Five (5) knot speed restriction zones for the purposes of Clause 7.

All the waters of Little Lake Boort within 30 metres of the water's edge are subject to a speed restriction of five (5) knots.

53.9. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Little Lake Boort are prohibited to vessels:

- (a) commencing at the water's edge approximately 30 metres east of the boat ramp adjacent to the water-ski club; thence easterly for approximately 20 metres to a red buoy and then northerly to the water's edge and as marked by signs on the foreshore.

53.13. Exclusive use and special purpose areas for the purposes of Clause 13.

The following waters of Little Lake Boort are designated as a Special Purpose Area for the purposes of slalom water-skiing:

- (a) from 250 metres east of the Boort Sailing Club Boat Ramp extending 260 metres east and 23 metres south as marked by yellow buoys^{1,2,3,4}. Vessels operating in the area are subject to the following operating rules:
 - (i) The slalom course must only be used in the direction of the Lake rules;
 - (ii) Vessels not engaged in slalom skiing must slow to 5 knots within 50 metres of a vessel engaged in slalom skiing on the slalom course;
 - (iii) Only one vessel is permitted on the slalom course at a time;
 - (iv) Vessels are prohibited from towing kneeboards and ski tubes through the slalom course.

53.14. Direction of travel for the purposes of Clause 14.

All vessels with an engine used for propulsion must proceed in a clockwise direction in relation to the approximate centre of the waterway around the waters of Little Lake Boort.

Table 1: Actual Location (WGS84) – Degrees Minutes Seconds

This table shows the actual location (WGS84) in degrees, minutes, seconds of each asset. Assets may include signs, navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Description	Latitude	Longitude
1	Yellow buoy	36° 7' 28.4614" S	143° 43' 22.2121" E
2	Yellow buoy	36° 7' 29.2058" S	143° 43' 22.238" E
3	Yellow buoy	36° 7' 28.2241" S	143° 43' 32.6294" E
4	Yellow buoy	36° 7' 28.9686" S	143° 43' 32.655" E

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 53	MA 1988 s15
S374 06/11/2017	Schedule 53	MSA 2010 s185

Waterway Rules - Schedules

Schedule 54: Green Hill Lake

Waterway Manager: Ararat Rural City Council

Vessel Operating and Zoning Rules for water levels above 1.2 metres as measured at the water head gauge pile located on the south eastern embankment at Green Hill Lake.

54.5. Access lane for the purpose of Clause 5.

The waters of Green Hill Lake extending 30 metres from the edge of the water for the time being in an area approximately 180 metres wide and situated between two points approximately 200 metres and 380 metres east of the spillway on the highwater line of the southern bank are an access lane.

54.7. Five (5) knot speed restriction zones for the purpose of Clause 7.

- (a) The waters of Green Hill Lake which are not prohibited to vessels or established as a special purpose area are subject to a speed restriction of five (5) knots for vessels with an engine used for propulsion.
- (b) No vessel may be operated at a speed exceeding five (5) knots after sunset and before sunrise.

54.9. Areas prohibited to vessels for the purpose of Clause 9.

The waters of Green Hill Lake

- (a) adjacent to the spillway near the south-west corner of the lake commencing at a point approximately 150 metres north of the spillway at the high water line of the western bank to a point marked by a red buoy being approximately 80 metres directly east of the middle of the spillway to a point approximately 230 metres east of the spillway on the high water line of the southern bank;
 - (b) in the swimming area located in the area bounded by the southern point of the island which is due west of the eastern swimming beach thence south-easterly to a point on the high water line on the lake shore thence northerly along the shore line to a point due north of the island which is west of the eastern swimming beach thence to a point on the northern tip of the island which is due west of the eastern swimming beach and thence along the high water line of the eastern shore line of the island which is west of the eastern swimming beach to the commencement point.
- are prohibited to vessels.

54.13. Exclusive use and special purpose area for the purposes of Clause 13.

The following waters of Green Hill Lake are established as a special purpose area and are subject to conditions prescribed:

- (a) An area bounded by a sign on the southern shore 380 metres east of the spillway to a yellow buoy 50 metres south-west of the island situated in the south-east corner of the Lake thence north-westerly to a yellow buoy 50 metres west of the north-west corner of Lake Island thence due west to a yellow buoy 150 metres from the north-west corner of Lake Island and thence south-westerly to a yellow buoy 360 metres north of the spillway on the high water line of the western bank of the lake and thence following the boundary of the five (5) knots within 30 metres of the shore and the boundary of the prohibited zone Clause 54.3(a) of this schedule.
- (b) The following conditions apply to powered vessels, water skiing and personal watercraft within the area:
 - (i) There must be no more than five (5) vessels in the area at any one time;
 - (ii) No more than five (5) circuits or 20 minutes continuous operation is permitted whilst another vessel is waiting in the access lane for a turn to operate;

Waterway Rules - Schedules

- (iii) Vessels must complete an entire circuit before re-entering the access lane and must not stop except for the purpose of assisting a water skier or another person in the water, or where for emergency reasons it is not practicable to complete a circuit.
- (iv) The master of a vessel with an engine used for propulsion on inland waters must ensure that the vessel is operated in an anti-clockwise direction in relation to the approximate centre of the Exclusive use and special purpose area.

Vessel Operating and Zoning Rules for water levels below 1.2 metres as measured at the water head gauge pile located on the south eastern embankment at Green Hill Lake.

54A.7.Five (5) knot speed restriction zones for the purpose of Clause 7.

All the waters of Green Hill Lake which are not prohibited to vessels or established as a special purpose area are subject to a speed restriction of five (5) knots for vessels with an engine used for propulsion.

54A.9.Areas prohibited to vessels for the purpose of Clause 9.

The waters of Green Hill Lake

- (a) adjacent to the spillway near the south-west corner of the lake commencing at a point approximately 150 metres north of the spillway at the high water line of the western bank to a point marked by a red buoy being approximately 80 metres directly east of the middle of the spillway to a point approximately 230 metres east of the spillway on the high water line of the southern bank;
- (b) in the swimming area located in the area bounded by the southern point of the island which is due west of the eastern swimming beach thence south-easterly to a point on the high water line on the lake shore thence northerly along the shore line to a point due north of the island which is west of the eastern swimming beach thence to a point on the northern tip of the island which is due west of the eastern swimming beach and thence along the high water line of the eastern shore line of the island which is west of the eastern swimming beach to the commencement point.

are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 54	MA 1988 s15
S173 31/03/2020	Schedule 54	MSA 2010 s184

Waterway Rules - Schedules

Schedule 55: The Volcano Storage

Waterway Manager: Northern Grampians Shire Council

55.1. Areas prohibited to vessels for the purposes of Clause 9.

The whole of the waters within the Volcano Storage are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 55	MA 1988 s15

Waterway Rules - Schedules

Schedule 56: The St. Arnaud Reservoir

Waterway Manager: Northern Grampians Shire Council

56.1. Areas prohibited to vessels for the purposes of Clause 9.

The whole of the waters of the St. Arnaud Reservoir are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 56	MA 1988 s15

Waterway Rules - Schedules

Schedule 57: The Teddington Reservoir No. 1 (Upper Kara Kara State Park)

Waterway Manager: Department of Sustainability and Environment

57.1. Area prohibited to vessels for the purposes of Clause 9.

The whole of the waters of Teddington Reservoir No. 1 are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 57	MA 1988 s15

Waterway Rules - Schedules

Schedule 58: The Teddington Reservoir No. 2

Waterway Manager: Northern Grampians Shire Council

58.1. Areas prohibited to vessels for the purposes of Clause 9.

The whole of the waters of the Teddington Reservoir No. 2 are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 58	MA 1988 s15

Waterway Rules - Schedules

Schedule 59: All the rivers and streams within the Shire of Northern Grampians

Waterway Manager: Northern Grampians Shire Council

59.1. Areas prohibited to vessels for the purposes of Clause 9.

All the rivers and streams within the Shire of Northern Grampians are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 59	MA 1988 s15

Waterway Rules - Schedules

Schedule 60: Greens Lake (near Corop)

Waterway Manager: Goulburn-Murray Water

60.1. Access lane for the purposes of Clause 5.

The waters of Greens Lake extending approximately 60 metres from the edge of the water for the time being in an area approximately 200 metres wide and located approximately 100 metres north-west of the public launching ramp are an access lane.

60.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Greens Lake:

- (a) around the perimeter of the lake for a distance of approximately 60 metres from the edge of the water for the time being except in the access lane and in the prohibited areas
 - (b) south of a line passing east-west between netting boundary signs erected on opposite sides of the lake
- are subject to a speed restriction of five (5) knots.

60.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Greens Lake:

- (a) extending approximately 60 metres from the edge of the water for the time being in a swimming area approximately 100 metres wide located approximately 100 metres south-east of the public launching ramp, the boundaries of the swimming area being marked by red buoys
- (b) adjacent to the Rural Water Corporation pump house between the edge of the water for the time being and two lines of red buoys in the water, one line commencing from the shore line approximately 350 metres north-east of the pump house and the other line commencing from the shore line approximately 350 metres south-west of the pump house and each line extending until they both meet at a point indicated by a marker buoy situated in the water approximately 400 metres south-east of the pump house

are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 60	MA 1988 s15

Waterway Rules - Schedules

Schedule 61: Lake Hindmarsh

Waterway Manager: Hindmarsh Shire Council

61.1. Access lanes for the purposes of Clause 5.

The waters of Lake Hindmarsh extending approximately 160 metres from the edge of the water:

- (a) at Four Mile Beach between two lines extending from two signs on the shore to two green buoys in the water, the signs on the shore being approximately 200 metres apart with the westernmost sign being approximately 30 metres east of the boat ramp
- (b) at Schulze's Beach between two lines extending from two signs on the shore to two green buoys in the water, the signs on the shore being approximately 100 metres apart with the northernmost sign being immediately south of the boat ramp

are access lanes.

61.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Hindmarsh extending approximately 160 metres from the edge of the water:

- (a) at Four Mile Beach between two lines extending from two signs on the shore to two yellow buoys in the water, the signs on the shore being approximately 100 metres apart with the westernmost sign being approximately 70 metres west of the boat ramp
- (b) at Schulze's Beach between two lines extending from two signs on the shore to two yellow buoys in the water, the signs on the shore being approximately 70 metres apart with the southernmost sign being immediately south of the boat ramp

are subject to a speed restriction of five (5) knots.

61.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Hindmarsh extending approximately 160 metres from the edge of the water for the time being:

- (a) at Four Mile Beach between two lines extending from the signs on the shore to two red buoys on the water, the signs on the shore being approximately 300 metres apart with the easternmost sign being approximately 70 metres west of the boat ramp
- (b) at Schulze's Beach between two lines extending from two signs on the shore to two red buoys in the water, the signs on the shore being approximately 250 metres apart with the northernmost sign being approximately 100 metres south of the boat ramp

are prohibited to vessels.

61.4. Areas where vessels with engines are prohibited for the purposes of Clause 10.

The waters of Lake Hindmarsh:

- (a) immediately west of the area at Four Mile Beach prescribed as prohibited areas and bounded by the western boundary of that area, the westerly prolongation of the northern boundary of that area and the edge of the water
- (b) extending approximately 160 metres from the edge of the water in an area of Schulze's Beach between two lines extending westerly from two signs on the shore approximately 200 metres apart, the northernmost sign being approximately 350 metres south of the boat ramp

are prohibited to vessels with engines used for propulsion.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 61	MA 1988 s15

Waterway Rules - Schedules

Schedule 62: Loddon River (at Bridgewater between Flour Mill Weir and Sweeneys Lane)

Waterway Manager: Loddon Shire Council

62.1. Excluded speed limit for the purposes of Clause 3(a)

Those waters of the Loddon River between Flour Mill Weir^{13,14} and Sweeneys Lane (between two points^{1,2} on opposite shores) not otherwise specified as being subject to a speed restriction, prohibited to boating or specified as Exclusive Use and Special Purpose Areas are excluded from the requirements of Clause 3(a) of this Notice.

62.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

All the waters of the Loddon River between Flour Mill Weir^{13,14} and Sweeneys Lane^{1,2} not otherwise specified as being Exclusive Use and Special Purpose Areas, or prohibited to boating, are subject to a speed limit of 5 knots.

62.3. Areas prohibited to boating for the purposes of Clause 9.

Those waters of the Loddon River immediately upstream of the Flour Mill Weir^{13,14} and east of the island, which are marked by a "Swimming – No Boats" buoy at its upstream limit, are prohibited to boating.

62.4. Areas prohibited to bathers for the purposes of Clause 12.

Those waters of the Loddon River from Calder Highway Road Bridge^{15,16} to Sweeneys Lane^{1,2}, are prohibited to bathers during the dates and times specified in clause 6(d) and operational times specified in clause 7(d) of this Schedule.

62.5. Areas prohibited to wake enhancing vessels for the purposes of Clause 12.

All the waters of the Loddon River upstream of the Flour Mill Weir^{15,16} to Sweeneys Lane^{1,2} are prohibited to wake enhancing vessels.

62.6. Exclusive Use and Special Purpose Area for the purpose of Clause 13.

- (a) Those waters of the Loddon River between;
- (i) two points on opposite shores^{3,4} and marked by two yellow "Slalom Area" buoys and red flags on this line (approx 125 meters upstream of the Calder Highway Road Bridge), and
 - (ii) two points on opposite shores^{5,6} and marked by two yellow "Slalom Area" buoys and red flags on this line (approx 905 metres upstream of the Calder Highway Road Bridge),
- are designated as an Exclusive Use and Special Purpose Area for the purposes of Slalom and Ski Jumping, and transiting of the area by vessels subject to the following operating rules listed below.
- (b) Vessels operating in the Slalom and Ski Jumping Area are subject to the following operating rules;
- (i) Only one vessel involved in slalom and jump skiing operates in the area at any one time, and
 - (ii) Vessels involved in slalom and jump skiing give way to all vessels transiting the area, and that operators of vessels transiting the area;
 - (iii) do not permit vessels to drift in the area; and
 - (iv) cross the area to the western side of the river in the most direct route; and
 - (v) when transiting the area keep as close as practicable to the western river bank; and

Waterway Rules - Schedules

- (vii) do not exceed 5 knots.
- (c) Vessels involved in slalom and jump skiing are exempt from the provisions of Clauses 3(b) of this Notice.
- (d) The Slalom and Ski Jumping area is in operation when two “Slalom Area” buoys and red flags are displayed at the locations detailed in Clause 6(a) of this Schedule.

62.7. Exclusive Use and Special Purpose Area for the purpose of Clause 13.

- (a) Those waters of the Loddon River between
 - (i) two ‘Ski Area’ signs^{7,8} located on opposite shores and marked by two yellow “Ski Area” buoys (at the Boat Ramp at the Southern end of the Caravan Park¹¹) on this line, and
 - (ii) two points on opposite shores^{9,10} and marked by two yellow “Ski Area” buoys on this line (approximately 115m downstream of Sweeney’s Lane Boat Ramp¹²)

are designated as an Exclusive Use and Special Purpose Area for the purposes of Water-Skiing and activities associated with water-skiing; and transiting of the area by vessels subject to the following operating rules and for the dates times listed below.

- (b) Vessels operating in the Water Skiing Area are subject to the following operating rules;
 - (i) Vessels involved in Water Skiing and activities associated with water-skiing give way to all vessels transiting the area, and

that operators of vessels transiting the area;
 - (ii) do not permit vessels to drift in the area; and
 - (iii) cross the area to the western side of the river in the most direct route; and
 - (iv) when transiting the area keep as close as practicable to the western river bank; and
 - (v) do not exceed 5 knots.
- (c) The application of Clause 2(c)(b) of this Notice is limited to vessels engaged in water skiing and activities associated with water-skiing.
- (d) The Water Skiing Area is in operation for the following dates and times;
 - (i) from 1 September till 31 October between 8.30 am and 5.30 pm
 - (ii) from 1 November till 30 April between 8.30 am and 8.00 pm.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-36.632203	143.942394
2	-36.632534	143.943068
3	-36.601404	143.938561
4	-36.601637	143.939262
5	-36.607330	143.934244
6	-36.607689	143.934761

Waterway Rules - Schedules

Asset	Latitude	Longitude
7	-36.608321	143.933249
8	-36.608718	143.933754
9	-36.631421	143.943554
10	-36.631663	143.944160
11	-36.608926	143.933739
12	-36.632579	143.943284
13	-36.597898	143.941336
14	-36.599180	143.942033
15	-36.600131	143.939212
16	-36.600599	143.940157

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points

Asset	Latitude	Longitude
1	36° 37' 55.93" S	143° 56' 32.62" E
2	36° 37' 57.12" S	143° 56' 35.04" E
3	36° 36' 05.05" S	143° 56' 18.82" E
4	36° 36' 05.89" S	143° 56' 21.34" E
5	36° 36' 26.39" S	143° 56' 03.28" E
6	36° 36' 27.68" S	143° 56' 05.14" E
7	36° 36' 29.96" S	143° 55' 59.70" E
8	36° 36' 31.38" S	143° 56' 01.51" E
9	36° 37' 53.12" S	143° 56' 36.79" E
10	36° 37' 53.99" S	143° 56' 38.98" E
11	36° 36' 32.13" S	143° 56' 01.46" E
12	36° 37' 57.28" S	143° 56' 35.82" E
13	36° 35' 52.43" S	143° 56' 28.81" E
14	36° 35' 57.05" S	143° 56' 31.32" E
15	36° 36' 00.47" S	143° 56' 21.16" E
16	36° 36' 02.16" S	143° 56' 24.57" E

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m

Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 62	MA 1988 s15

Waterway Rules - Schedules

Schedule 63: Loddon River, within the Shire of Loddon

Waterway Manager: Loddon Shire Council

63.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of the Loddon River that are between the Laanecoorie Reservoir wall and a line joining two speed limit notices on opposite banks of the river approximately 300 metres downstream of Janevale Bridge, Laanecoorie are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 63	MA 1988 s15

Waterway Rules - Schedules

Schedule 64: Lake Learmonth

Waterway Manager: Ballarat City Council

64.1. Access lanes for the purposes of Clause 5.

The following waters of Lake Learmonth are access lanes:

- (a) the waters within an area approximately 300 metres wide situated west of the Water Race Reserve known as Morton's Cutting
- (b) the waters within an area approximately 314 metres wide situated south of a beacon on the rock retaining wall adjacent to the boat launching ramp on the eastern shore
- (c) the waters within an area approximately 250 metres wide situated adjacent to the southern shore east of the inlet of an unnamed creek in the Learmonth Shore Park.

64.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Learmonth:

- (a) adjacent to the eastern shore and south-east of a line across the bay adjacent to the Yacht Club clubhouse and marked by a beacon on the jetty and a beacon on the south-west shore of the bay
- (b) within an area approximately 30 metres wide and located between the access lane and the prohibited area adjacent to the caravan park on the northern shore
- (c) around the perimeter of the lake for a distance of 70 metres from the water's edge except in the access lanes, prohibited area and the area set aside for manually operated boats and windsurfers

are subject to a speed restriction of five (5) knots.

64.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Learmonth:

- (a) bounded by a line commencing at a beacon on the northern shore located 30 metres east of the Water Race Reserve known as Morton's Cutting and extending in a southerly direction for approximately 200 metres to a red buoy; thence by a line extending in a south-easterly direction for a distance of approximately 190 metres to another red buoy; thence in a northerly direction to the jetty on the northern shore
- (b) bounded by a line commencing at a beacon at the south-east end of the rock retaining wall and north of the boat launch ramp on the eastern shore and extending in a north-westerly direction to a red buoy; thence by a line extending in a northerly direction to a beacon on the north shore

are prohibited to vessels.

64.4. Prohibition on vessels with engines for the purposes of Clause 10.

The waters of Lake Learmonth that are between the shore and a line of yellow and red buoys located approximately 200 metres from the shore and between signposts on the shore indicating the eastern limit of the 'Boating Prohibited Zone' defined in sub-item 64.3(a) above and the western limit of the 'Boating Prohibited Zone' defined in sub-item 64.3(b) above, are prohibited to vessels with engines used for propulsion.

64.5. Direction of travel for the purposes of Clause 14.

All vessels which have an engine which is used for propulsion must proceed in a clockwise direction in relation to the approximate centre of the waters of Lake Learmonth.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 64	MA 1988 s15

Waterway Rules - Schedules

Schedule 65: Laanecoorie Reservoir

Waterway Manager: Goulburn-Murray Water

Vessel Operating and Zoning Rules for water levels above 158.4 metres Australian Height Datum (AHD) as measured at the head gauge board located on the main embankment at Laanecoorie Reservoir

65.1. Interpretation.

In this Schedule:

'Circuit' means a path commencing immediately adjacent to the eastern boundary of the access lane proceeding in a clockwise direction and terminating at the commencement point keeping at all times to the left of a line between two red and yellow buoys located in the water approximately 100 metres from the northern and southern ends respectively of the speed boating area.

'Speed Boating Area' means those waters of the reservoir which are not prohibited areas or on which a speed limit applies.

65.2. Access lane for the purposes of Clause 5.

The waters of Laanecoorie Reservoir extending approximately 30 metres from the edge of the water in an area approximately 80 metres wide located approximately 80 metres south of the Brownbills launching ramp are an access lane.

65.3. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Laanecoorie Reservoir are subject to a 5 knot speed restriction.

- (a) The whole of the waters of Laanecoorie Reservoir between sunset and 10.00 a.m. on any day.
- (b) The waters of Laanecoorie Reservoir-
 - (i) around the perimeter of the reservoir for a distance of approximately 30 metres from the edge of the water for the time being except in the access lane and in the prohibited areas;
 - (ii) in Waanyarra Inlet west of a line between signs located on the foreshore each side of the entrance to the inlet;
 - (iii) in Bolands Lagoon south-east of a line between signs located on the foreshore each side of the entrance to the lagoon;
 - (iv) south of a line between a beacon located on the north shore of the reservoir approximately 60 metres north of the entrance to Waanyarra Inlet and a beacon located on the south-east shore of the reservoir approximately 180 metres south of the entrance to Bolands Lagoon;

65.4. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Laanecoorie Reservoir-

- (a) between the dam wall and a line approximately 200 metres to the south thereof between two beacons inscribed "Stop" and "Prohibited Water Beyond This Point" and located on opposite shores of the Reservoir;
- (b) extending approximately 30 metres from the edge of the water for the time being in a swimming area approximately 60 metres wide located approximately 20 metres east of the Brownbills launching ramp, the boundaries of the swimming area being marked by red buoys are prohibited to vessels.

65.5. Exclusive use and special purpose areas for the purposes of Clause 13.

The following rules must be observed in the speed boating area:

Waterway Rules - Schedules

- (a) A person must not operate a vessel with an engine used for propulsion at a speed exceeding 5 knots-
 - (i) when four other vessels are operating in that area apparently at a speed exceeding 5 knots; or
 - (ii) for more than two circuits or, when engaged in waterskiing, for more than two circuits or for continuous period of more than 20 minutes, when another vessel with an engine used for propulsion apparently capable of speeds in excess of 5 knots is waiting within the access lane to operate;
- (b) A person operating a vessel with an engine used for propulsion at a speed in excess of 5 knots-
 - (i) must complete an entire circuit before pulling into shore; and
 - (ii) must, when necessary to stop during a circuit, immediately pull in as close as is practicable to the shore, secure all equipment and proceed and complete the circuit only when it is safe to do so and so as not to impede the progress of other vessels in that area;
- (c) A person operating a vessel with an engine used for propulsion at a speed not exceeding 5 knots during the time when speeds exceeding 5 knots are permitted must not, except for the purpose of assisting a water-skier or another person in the water or for emergency reasons when it would not be practicable to complete a circuit, stop or anchor and must operate in a clockwise direction as close as practicable to the shore line;
- (d) A person operating a vessel which is manually or wind propelled during the time when speeds exceeding 5 knots are permitted must not stop or anchor or operate in a manner so as to impede the operation of other vessels.

65.6. Direction of travel for the purposes of Clause 14.

All vessels must proceed in a clockwise direction in relation to the approximate centre of the waters of Laanecoorie Reservoir.

Vessel Operating and Zoning Rules for water levels below 158.4 metres Australian Height Datum (AHD) as measured at the head gauge board located on the main embankment at Laanecoorie Reservoir

Five (5) knot speed restriction zones for the purposes of Clause 7.

The whole of the waters of Laanecoorie Reservoir are subject to a 5 knot speed restriction.

Areas prohibited to vessels for the purposes of Clause 9.

The waters of Laanecoorie Reservoir

- (a) between the dam wall and a line approximately 200 metres to the south thereof between two signs inscribed “Stop” and “Prohibited Water Beyond This Point” and located on opposite shores of the Reservoir

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 65	MA 1988 s15

Waterway Rules - Schedules

Schedule 66: Lake Wallace

Waterway Manager: West Wimmera Shire Council

66.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of Lake Wallace west of a line the limits of which are marked by red beacons, between the lake inlet culvert towards the north-east corner of Section 31 on the west shore to a point where it intersects from there along a line between the lake outlet weir and Section 9 are subject to a speed restriction of five (5) knots.

66.2. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Wallace on the eastern side of the pier that are within an area bounded by an imaginary line 100 metres from the shore along the pier or its extension into the lake, 60 metres at right angles to that line extending in an approximately east-north-east direction; thence extending to a position on the shore 30 metres south-westerly of the boat ramp, are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 66	MA 1988 s15

Waterway Rules - Schedules

Schedule 67: Yarriambiack Creek (within the Shire of Yarriambiack)

Waterway Manager: Yarriambiack Shire Council

67.1. Excluded speed limit for the purposes of Clause 3(a).

Those waters of Yarriambiack Creek not otherwise specified as a five (5) knot speed restriction zone are not subject to the requirements of Clause 3(a) of this Notice.

67.2. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of Yarriambiack Creek within the township of Warracknabeal upstream from the pipeline bridge are subject to a speed restriction of five (5) knots.

67.3. Exclusive use and special purpose area for the purposes of Clause 13.

The waters of Yarriambiack Creek downstream from the pipeline bridge to the weir on Rainbow Road are set aside for the use of vessels with engines used for propulsion and for water-skiing.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 67	MA 1988 s15

Waterway Rules - Schedules

Schedule 68: Wimmera River (within the Shire of Hindmarsh)

Waterway Manager: Hindmarsh Shire Council

68.1. Excluded speed limit for the purposes of Clause 3(a).

Those waters of the Wimmera River within the Shire of Hindmarsh which are not otherwise specified as a five (5) knot speed restriction zone are not subject to the requirements of Clause 3(a) of this notice.

68.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

Those waters of the Wimmera River that are -

- (a) between -
 - (i) a line between two skiing signs on opposite banks of the river approximately 140 metres downstream of the old road bridge at Jeparit; and
 - (ii) a line between two chequered marker signs on opposite banks of the river on the southern prolongation of the eastern boundary of Crown Allotment 7, Parish of Jeparit;
- (b) between –
 - (i) the weir wall at Jeparit, and
 - (ii) downstream to a line between two chequered marker signs on opposite banks of the river at the old railway bridge at Jeparit;
- (c) between the Wimmera Street Bridge, Dimboola, and a line between two chequered marker signs on opposite banks of the river on the south-western prolongation of the north-western boundary of Crown Allotment 71, Parish of Dimboola;
- (d) between two chequered marker signs on opposite banks of the river of the easterly prolongation of the northern boundary of Crown Allotment 1, Parish of Pomponderoo, and two chequered marker signs on opposite banks of the river on the easterly prolongation of the southern boundary of Crown Allotment 1, Parish of Pomponderoo;

are subject to a speed restriction of five (5) knots.

68.3. Areas where vessels are prohibited for the purposes of Clause 9

Those waters of the Wimmera River from the weir wall at Jeparit and extending upstream approximately 140 metres to two “Vessels prohibited” signs on opposite banks of the river are, prohibited to vessels.

68.4. Exclusive use and Special Purpose Area for the purpose of Clause 13

Those waters of the Wimmera River between:

- (a) a line between two skiing signs on opposite banks of the river approximately 140 metres downstream of the old road bridge at Jeparit; and
- (b) a line marked by red buoys between two “Vessels prohibited” signs on opposite banks of the river approximately 140 metres upstream of the weir wall at Jeparit;

are set aside for the exclusive use of vessels engaged in water skiing.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 68	MA 1988 s15

Waterway Rules - Schedules

Schedule 69: Wimmera River (within the boundaries of Horsham Rural City)

Waterway Manager: Horsham Rural City Council

69.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of the Wimmera River within the boundaries of the Rural City of Horsham which lie between an imaginary line across the river 30 metres upstream from the wall of the weir, such line being marked by beacons on the opposing banks and by red buoys on the water, and an imaginary line upstream at the boundary of the Rural City of Horsham across the river, such line being marked by signs and beacons on the opposing banks, are subject to a speed restriction of five (5) knots.

69.2. Area where vessels with engines are prohibited for the purposes of Clause 9.

The waters of the Wimmera River within the boundaries of the Rural City of Horsham upstream from the weir for a distance of 30 metres, the distance being marked by beacons on the opposing banks and by red buoys on the water are prohibited to vessels with engines used for propulsion.

69.3. No wash zone for the purposes of Clause 11.

The waters of the Wimmera River within the boundaries of the Rural City of Horsham are a no wash zone.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 69	MA 1988 s15

Waterway Rules - Schedules

Schedule 70: Lake Fyans

Waterway Manager: Northern Grampians Shire Council

Vessel Operating and Zoning Rules for water levels above 1.5 metres Australian Height Datum (AHD).

70.3. Excluded speed limit for the purposes of Clause 3(a)

The waters of Lake Fyans are excluded from the provisions of Clause 3(a) of this notice.

70.7. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Fyans shoreward of a series of buoys^{1-12,14-15} are subject to a speed restriction of five (5) knots, including the waters extending 50 metres from shore within the exclusive use and special purpose area, and excluding the exclusive use and special purpose area and areas prohibited to vessels.

70.9. Areas prohibited to vessels for the purposes of Clause 9

The following waters of Lake Fyans are prohibited to vessels:

- (a) Waters bounded by a line commencing from a vessel prohibited sign¹³ on the shore on the western side of the Angling Club extending 125 metres north east to a buoy²⁴, then extending 60 metres west to a buoy²³, and then extending 110 metres south west to a vessel prohibited sign¹⁶ located on the shore.
- (b) Waters bounded by a line commencing from a vessel prohibited sign¹⁷ on the shore on the south western side of the Holiday Park extending 250 metres north west to a buoy¹⁸, then extending 130 metres north east to a buoy¹⁹, and then extending 190 metres south east to a vessel prohibited sign²⁰ located on the shore.

70.13. Exclusive use and special purpose area for the purpose of Clause 13

The following waters of Lake Fyans adjacent to the Angling Club 50 metres from the shore are an exclusive use and special purpose area for transiting to and from the shore and are subject to the controls prescribed:

- (a) Waters 50 metres from the southern shore adjacent to the Angling Club, bounded by a line commencing at a sign²¹ on the shore extending 630 metres north west to a buoy¹⁵, then extending 240 metres west to a buoy¹⁴, then extending 560 metres south west to a sign²² on the shore.
- (b) Vessels operating in the exclusive use and special purpose area are subject to the following operating rules:
 - (i) Only one vessel may enter and exit the zone at any one time
 - (ii) Vessels must operate in an anti-clockwise direction
 - (iii) Vessels must keep to the eastern side of the zone when exiting the zone, and the western side when entering
 - (iv) When entering and exiting the area vessels must give way to any vessels proceeding past the special purpose area
 - (v) All vessels must not exceed five (5) knots speed when operating within 50 metres of the shore, a swimmer or another vessel.

Vessel Operating and Zoning Rules for water levels below 1.5 metres Australian Height Datum (AHD)

70A.7 Five (5) knot speed restriction zone for purpose of Clause 7

All the waters of Lake Fyans excluding areas prohibited to vessels are subject to a speed restriction of five (5) knots.

Waterway Rules - Schedules

70A.9 Areas prohibited to vessels for the purpose of Clause 9

The following waters of Lake Fyans, the boundaries of which are marked by signs on the shore are prohibited to vessels:

- (a) Waters bounded by a line commencing from a vessel prohibited sign¹³ on the shore on the western side of the Angling Club extending 125 metres north east to a buoy²⁴, then extending 60 metres west to a buoy²³, and then extending 110 metres south west to a vessel prohibited sign¹⁶ located on the shore.
- (b) Waters bounded by a line commencing from a vessel prohibited sign¹⁷ on the shore on the south western side of the Holiday Park extending 250 metres north west to a buoy¹⁸, then extending 130 metres north east to a buoy¹⁹, then extending 190 metres south east to a vessel prohibited sign²⁰ located on the shore.

Table 1: Actual Location – Degrees Minutes Seconds

This table shows the actual location in degrees, minutes, seconds of each asset. Asset's may include signs, navigational aids (fixed or non- fixed or on/off water), or points.

Number	Asset	Latitude	Longitude
1	5 Knot Zone Buoy	37° 8' 14.76" S	142° 37' 18.19"E
2	5 Knot Zone Buoy	37° 8' 17.6042" S	142° 36' 53.4896" E
3	5 Knot Zone Buoy	37° 8' 13.8372" S	142° 36' 49.0126" E
4	5 Knot Zone Buoy	37° 7' 56.4710" S	142° 36' 49.7404" E
5	5 Knot Zone Buoy	37° 7' 49.8933" S	142° 37' 13.1333" E
6	5 Knot Zone Buoy	37° 7' 46.5322" S	142° 37' 37.6582" E
7	5 Knot Zone Buoy	37° 7' 52.9720" S	142° 37' 47.8926" E
8	5 Knot Zone Buoy	37° 7' 58.8206" S	142° 37' 53.8343" E
9	5 Knot Zone Buoy	37° 8' 10.2887" S	142° 37' 57.0507" E
10	5 Knot Zone Buoy	37° 8' 18.3097" S	142° 37' 51.9544" E
11	5 Knot Zone Buoy	37° 8' 22.5457" S	142° 37' 48.4576" E
12	5 Knot Zone Buoy	37° 8' 23.7909" S	142° 37' 41.4920 "E
13	Vessel prohibited sign	37° 8' 32.46" S	142° 36' 42.48" E
14	Special Zone buoy	37° 8' 18.7898" S	142° 36' 56.6419" E
15	Special Zone buoy	37° 8' 20.1065" S	142° 37' 6.1939" E
16	Vessel prohibited sign	37° 8' 29.96" S	142° 36' 38.38" E
17	Vessel prohibited sign	37° 8' 38.37" S	142° 38' 1.11" E
18	Vessel Prohibited Buoy	37° 8' 33.5790" S	142° 37' 52.8590" E
19	Vessel Prohibited Buoy	37° 8' 29.9588" S	142° 37' 55.7678" E
20	Vessel prohibited sign	37° 8' 31.52" S	142° 38' 3.23" E
21	Special Purpose sign	37° 8' 35.8" S	142° 36' 49.89" E
22	Special Purpose sign	37° 8' 33.08" S	142° 36' 42.48" E
23	Vessel prohibited buoy	37° 8' 27.87" S	142° 36' 42.07" E
24	Vessel prohibited buoy	37° 8' 28.61" S	142° 36' 44.28" E

All Assets, regardless of their position on/off water are surveyed to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 70	MA 1988 s15
S179 03/04/2020	Schedule 70	MSA 2010 s184

Waterway Rules - Schedules

Schedule 71: Lake Lonsdale

Waterway Manager: Northern Grampians Shire Council

71.1. Excluded speed limits for the purposes of Clause 3(a).

The waters of Lake Lonsdale are excluded from the provisions of Clause 3(a) of this Notice.

71.7. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Lonsdale shoreward of a line of buoys, in the approximate positions 1-5 listed in Table 1 are subject to a speed restriction of 5 knots.

Table 1 – Actual Location (GDA 94) – DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Position	Latitude	Longitude
No.1	37 01' 44.227" S	142 37' 52.392" E
No.2	37 01' 03.561" S	142 38' 28.057" E
No.3	37 00' 40.145" S	142 36' 36.274" E
No.4	37 01' 04.788" S	142 36' 14.618" E
No.5	37 01' 31.609" S	142 36' 24.266" E

Vessel Operating and Zoning Rules for water levels of 1.499 metres and below as measured at the head gauge board located on the main embankment outlet at Lake Lonsdale.

71.7 Five (5) knot speed restriction zones for the purposes of Clause 7

The whole of the waters of Lake Lonsdale are subject to a 5 knot speed restriction.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S435 08/12/2014	Schedule 71	MSA 2010 s184

Waterway Rules - Schedules

Schedule 72: Green Lake (within Green Lake Regional Park)

Waterway Manager: Buloke Shire Council

72.1. Areas prohibited to vessels for the purposes of Clause 9.

- (a) The waters in the south-eastern corner commencing at a point on the southern side marked by the sign 'Swimming Area' and extending approximately 370 metres to a point on the eastern side marked by a beacon inscribed with the words 'No Boating' and on the water by red buoys, are prohibited to vessels.
- (b) During the Easter holidays the waters in the south-western corner from a point on the southern side marked by a red buoy inscribed with the words 'No Boating' and extending approximately 200 metres to a point on the western side marked by a red buoy inscribed with the words 'No Boating', are prohibited to vessels

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 72	MA 1988 s15

Waterway Rules - Schedules

Schedule 73: Gunbower Creek

Waterway Manager: Gannawarra Shire Council

73.3. Excluded speed limit for the purposes of Clause 3(a).

The waters of Gunbower Creek which are specified as a 40 knot speed restriction zone or an area prohibited to vessels are excluded from the provisions of Clause 3(a) (5 knots within 50 metres of the water's edge).

73.7. Five (5) knot speed restriction zones for the purposes of Clause 7.

- (a) All the waters of Gunbower Creek that are within the Shire of Gannawarra are subject to a speed restriction of 5 knots, excluding the 40 knot speed restriction zones and areas prohibited to vessels.
- (b) The following waters of Gunbower Creek are subject to a speed restriction of 5 knots from 15 May to 15 August:
 - (i) From 1400 metres downstream of the Cohuna Ski Run boat ramp to 1700 metres upstream of the Cohuna Ski Run boat ramp as marked by signs.
 - (ii) From 50 metres upstream of Daltons Road Bridge to 700 metres upstream of Daltons Road Bridge as marked by signs.

73.7. Forty (40) knot speed restriction zones for the purposes of Clause 7.

The following waters of Gunbower Creek are subject to a maximum speed limit of 40 knots from 16 August to 14 May, between the hours of one hour before sunrise and one hour after sunset:

- (a) From 1400 metres downstream of the Cohuna Ski Run boat ramp to 1700 metres upstream of the Cohuna Ski Run boat ramp as marked by signs.
- (b) From 50 metres upstream of Daltons Road Bridge to 700 metres upstream of Daltons Road Bridge as marked by signs.

73.9. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Gunbower Creek, the boundaries of which are marked by signs on the shore, are prohibited to vessels:

- (a) from the Cohuna Weir to 100 metres upstream of the Cohuna Island Road Bridge.

73.10. Areas prohibited to vessels with engines for the purposes of Clause 10.

The following waters of Gunbower Creek, the boundaries of which are marked by signs on the shore, are prohibited to vessels with engines used for propulsion:

- (a) from 100 metres upstream of the Cohuna Island Road Bridge to 170 metres downstream of the Cohuna Caravan Park boat ramp.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S279 23/09/2015	Schedule 73	MSA 2010 s184
S290 20/06/2018	Schedule 73 – amend 73.7 (5 knots and 40 knots)	MSA 2010 s184

Waterway Rules - Schedules

Schedule 74: Lake Boga

Waterway Manager: Swan Hill Rural City Council

Vessel Operating and Zoning Rules for water levels above 67.5 metres Australian Height Datum (AHD) as measured at the head gauge board located at the Goulburn Murray Water Lake Boga Outfall

74.1. Access lanes for the purposes of Clause 5.

The following waters of Lake Boga are access lanes:

- (a) approximately 200 metres wide situated adjacent to the north-eastern shore approximately 50 metres east of the launching ramp
- (b) approximately 200 metres wide situated adjacent to the north-eastern shore approximately 150 metres south of the toilet block and approximately 450 metres north of the toilet and shower block
- (c) approximately 250 metres wide situated adjacent to the south-western shore approximately 220 metres south of the launching ramp
- (d) approximately 170 metres wide situated adjacent to the western shore approximately 50 metres south of the boat ramp located midway between the Lake Boga Ski Clubhouse and the Yacht Club Clubhouse
- (e) approximately 375 metres wide situated adjacent to the western shore, the southern boundary of the access lane being located approximately five (5) metres north of the Lake Boga Ski Clubhouse and the northern boundary of the access lane being located near the channel outlet.

74.2. Five (5) knot speed restriction zone for the purposes of Clause 7.

- (a) The waters of Lake Boga within 100 metres of the water's edge, except in an access lane and in the area set aside for water-skier racing are subject to a speed restriction of five (5) knots.
- (b) The waters of Lake Boga bounded by four (4) buoys approximately 46 metres apart with the centre of the area being 35° 26' 56" S, 143° 38' 39" E, are subject to a speed restriction of five (5) knots.

74.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Boga extending 100 metres from the edge of the water between side boundaries, each boundary being marked on the foreshore by a beacon inscribed with the words 'No Boating' and on the water by a red buoy at the following locations are prohibited to vessels:

- (a) a swimming area approximately 100 metres wide situated adjacent to the toilet block on the northern shore of the lake
- (b) a swimming area approximately 100 metres wide situated adjacent to the toilets and shower block on the north-eastern shore
- (c) a swimming area approximately 60 metres wide situated adjacent to the south-western shore approximately 120 metres south-east of the launching ramp
- (d) a swimming area approximately 60 metres wide situated adjacent to the western shore and south from the jetty.
- (e) a swimming area approximately 100 metres wide situated adjacent to toilet block number 3 on the northern shore of the lake.

74.4. Exclusive use and special purpose areas for the purposes of Clause 13.

- (a) The waters of Lake Boga extending approximately 200 metres from the edge of the water in an area approximately 700 metres wide situated approximately 380 metres north of the Lake Boga Ski Clubhouse

Waterway Rules - Schedules

between side boundaries, each boundary being marked on the foreshore by a beacon inscribed with the words 'Skier Racing Only' and on the water by a red and yellow buoy, are set aside for water-skier racing when the buoys are in place

- (b) The waters of Lake Boga extending approximately 60 metres from the edge of the water in an area approximately 210 metres wide situated adjacent to the Yacht Club Clubhouse between side boundaries, each boundary being marked on the foreshore by a beacon inscribed with the words 'Sail Boating Only' and on the water by a red and yellow buoy.

Provided that the waters may be used for Sea Scout Group activities and by the Yacht Club administration.

Vessel Operating and Zoning Rules for water levels 67.5 metres AHD or less as measured at the head gauge board located at the Goulburn Murray Water Lake Boga Outfall

74.5. Five (5) knot speed restriction zones for the purposes of Clause 7.

The whole of the waters of Lake Boga except in the prohibited area are subject to a speed restriction of five (5) knots.

74.6. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Boga extending 100 metres from the edge of the water between side boundaries, each boundary being marked on the foreshore by a beacon inscribed with the words 'No Boating' and on the water by a red buoy at the following locations are prohibited to vessels:

- (a) a swimming area approximately 100 metres wide situated adjacent to the toilet block on the northern shore of the lake
- (b) a swimming area approximately 100 metres wide situated adjacent to the toilets and shower block on the north-eastern shore
- (c) a swimming area approximately 60 metres wide situated adjacent to the south-western shore approximately 120 metres south-east of the launching ramp
- (d) a swimming area approximately 60 metres wide situated adjacent to the western shore and south from the jetty.
- (e) a swimming area approximately 100 metres wide situated adjacent to toilet block number 3 on the northern shore of the lake.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 74	MA 1988 s15
S 381 02/12/2015	Clause 74.2(b) Clause 74.3(d) Clause 74.6(d)	MSA 2010 s184

Waterway Rules - Schedules

Schedule 75: All the waters within the Lake Albacutya National Park

Waterway Manager: Department of Sustainability and Environment

75.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

Those waters of Lake Albacutya that are bound by an imaginary line commencing at the beacon situated on the foreshore approximately 60 metres east of the south-eastern corner of the toilet block; thence easterly 30 metres through a line of red buoys; thence south-westerly 200 metres through a line of yellow buoys; thence west by north through a line of yellow buoys to a beacon situated on the foreshore; thence generally north-easterly via the shoreline to the point of commencement of the imaginary line, are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 75	MA 1988 s15

Waterway Rules - Schedules

Schedule 76: All waters within Wathe Wildlife Reserve

Waterway Manager: Department of Sustainability and Environment

76.1. Prohibition of specific activities for the purposes of Clause 12.

All of the waters within Wathe Wildlife Reserve are prohibited to all vessels with non-electric engines.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 76	MA 1988 s15

Waterway Rules - Schedules

Schedule 77: All waters within Wyperfeld National Park

Waterway Manager: Department of Sustainability and Environment

77.1. Vessels with engines prohibited for purposes of Clause 10.

All of the waters within Wyperfeld National Park are prohibited to vessels with engines.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 77	MA 1988 s15

Waterway Rules - Schedules

Schedule 78: Green Lake (near Horsham)

Waterway Manager: Horsham Rural City Council

78.1. Interpretation

In this Schedule 'outlet structure' means the Rural Water Corporation outlet structure which is located approximately 715 metres south-east of the northern corner of Allotment 195C in the Parish of Bungalally and is the Reference Datum for all positions prescribed in the areas described in this Schedule.

78.2. Markings

The boundaries of all areas described in this Schedule are marked on the shore by beacons and at the offshore extremities by buoys.

78.3. Access lanes for the purposes of Clause 5.

The waters of Green Lake:

- (a) commencing in a position 40 metres east-south-east of the outlet structure, extending for a distance of 40 metres around the water line in an east-south-easterly direction, and extending 30 metres into the water from the water line
- (b) commencing 80 metres east-south-east of the outlet structure, extending for a distance of 150 metres around the water line in an east-south-easterly direction and extending 30 metres into the water from the water line

are access lanes.

78.4. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Green Lake commencing at a point 282 metres east-south-east of the outlet structure, extending approximately 362 metres in an east-south-easterly direction around the water line to a point 20 metres west of the projected line of the north-west boundary of Allotment 195B, Parish of Bungalally and extending into the water to a line marked by flags which shall be approximately 100 metres out from the water line, are prohibited to vessels.

78.5. Areas where vessels with engines are prohibited for the purposes of Clause 10.

The waters of Green Lake delineated in this Schedule as being set aside for other vessels are prohibited to vessels with engines used for propulsion.

78.6. Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Green Lake:

- (a) commencing 644 metres east-south-east of the outlet structure, extending for a distance of 100 metres in an east-south-easterly direction around the water line and extending into the water to a line which is a projection of the outer limit of the prohibited area defined in item 78.4 of this Schedule, are set aside for the use of sailing vessels
- (b) an area bounded on the north-west by the sailing vessels area defined in (a) above and on the south-west side by the projection of the outer limits of such prohibited area and of such sailing vessels area, in a south-easterly direction until it intersects the shore line, is set aside for the use of manually operated paddle boats, rowing boats and surfboards and other manually operated vessels
- (c) the area south and east of the line commencing at the point of the intersection at the shore line of the northern boundary of Allotment 159A to a point 100 metres offshore along the extension of the northern boundary of Allotment 159C; thence maintaining a distance of 100 metres offshore in a north-easterly

Waterway Rules - Schedules

direction to an intersection with the boundary of the sailing vessels area defined in (a) above, is set aside for the use of sailing vessels or manually operated fishing vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 78	MA 1988 s15

Waterway Rules - Schedules

Schedule 79: Lake Cullulleraine

Waterway Manager: Mildura Rural City Council

79.1. Access lane for the purposes of Clause 5.

Those waters of Lake Cullulleraine extending approximately 200 metres from the western side of the southern pool in an area from the frontage of the Bushmans Rest Caravan Park to a point intersecting the speed restriction zone line and approximately 100 metres north of the public boat ramp and marked on the shore by signposts and on the water by green buoys, is an access lane.

79.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

With the exception of those waters otherwise designated as an access lane, the whole of that portion of the waters of Lake Cullulleraine which lie to the southward and eastward of the imaginary line between a point marked by a beacon situated at the high water mark on the western shore of the lake approximately 110 metres to the south-west of the boat ramp and a point marked by a beacon situated at the high water mark of Johansen Point, are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 79	MA 1988 s15

Waterway Rules - Schedules

Schedule 80: All the waters within Hattah-Kulkyne National Park

Waterway Manager: Department of Sustainability and Environment

80.1. Vessels with engines prohibited for the purpose of Clause 10.

All of the waters within Hattah-Kulkyne National Park are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 80	MA 1988 s15

Waterway Rules - Schedules

Schedule 81: Heywood Lake

Waterway Manager: Department of Sustainability and Environment

81.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Heywoods Lake are prohibited to vessels with engines greater than 11 kilowatts developed power.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 81	MA 1988 s15

Waterway Rules - Schedules

Schedule 82: Lake Carpull

Waterway Manager: Department of Sustainability and Environment

82.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Lake Carpull are prohibited to vessels with engines greater than 11 kilowatts developed power.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 82	MA 1988 s15

Waterway Rules - Schedules

Schedule 83: Lake Powell

Waterway Manager: Department of Sustainability and Environment

83.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Lake Powell are prohibited to vessels with engines greater than 11 kilowatts developed power.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 83	MA 1988 s15

Waterway Rules - Schedules

Schedule 84: All the waters within Kings Billabong Wildlife Reserve

Waterway Manager: Department of Sustainability and Environment

84.1. Prohibition of specific activities for the purposes of Clause 12.

All of the waters within Kings Billabong Wildlife Reserve are prohibited to all vessels with non-electric engines.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 84	MA 1988 s15

Waterway Rules - Schedules

Schedule 85: Waranga Basin

Waterway Manager: Goulburn-Murray Water

Vessel Operating and Zoning Rules for water levels above 114.4 metres Australian Height Datum (AHD) as measured at the head gauge board located at the minor outlet of Waranga Basin

85.1. Access lanes for the purposes of Clause 5.

The following waters of Waranga Basin are access lanes:

- (a) extending approximately 200 metres from the edge of the water in an area approximately 350 metres wide located approximately 40 metres south of the gravel launching ramp adjacent to the Waranga Caravan Park on the western shore of the basin
- (b) extending approximately 200 metres from the edge of the water in an area approximately 100 metres wide located approximately 40 metres south of the public launching ramp on the western shore of Sapling Point
- (c) extending approximately 200 metres from the edge of the water in an area approximately 150 metres wide located adjacent to the southern shore of the Waranga Boat Club peninsula
- (d) extending approximately 200 metres from the edge of the water in an area adjacent to the entire northern perimeter of Sapling Point except the prohibited area
- (e) extending approximately 200 metres from the edge of the water in an area approximately 150 metres wide located approximately 40 metres south of the public launching ramp on the eastern shore of Harriman's Point.

85.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of the Waranga Basin:

- (a) around the perimeter of the basin for a distance of approximately 200 metres from the edge of the water except in the access lanes and prohibited areas
- (b) south of a line between a beacon erected on the northern extremity of the peninsula located one (1) kilometre south of the launching ramp on Sapling Point and a beacon located on the western shore of Harriman's Point approximately one (1) kilometre south of the northern extremity of the point
- (c) south of a line between beacons located on opposite shores of the basin approximately 750 metres north of the point where the Cattanach Canal enters the basin except in the prohibited area
- (d) east of a line between a beacon located on the south-east point of Finigans Island and a beacon located on the basin embankment approximately 750 metres west of the inlet structure on the Stuart Murray Canal, except in the prohibited area

are subject to a speed restriction of five (5) knots.

85.3. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Waranga Basin are prohibited to vessels:

- (a) extending for a distance of 40 metres south of the basin embankment as indicated by beacons inscribed 'No Boats within 40 metres of Embankment' erected on the embankment except in the five (5) knot speed restriction zone in the north-east area of the basin
- (b) in the vicinity of the outlet structure in the north-west corner of the basin in an area approximately 330 metres wide and extending 200 metres from the water's edge the boundaries being marked by a beacon on the embankment approximately 40 metres east of the outlet structure and another beacon on the foreshore

Waterway Rules - Schedules

approximately 290 metres west of the outlet structure and red buoys in the water 200 metres from the shore at right angles to the side boundary beacons and the edge of the water

- (c) in the Waranga Western Main Channel west of a line between beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite banks of the channel approximately 500 metres west of the public launching ramp into the channel
- (d) in the Cattnach Canal south of a line between beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite banks of the canal approximately 150 metres north of the inlet structure erected in the canal
- (e) in the north-east corner of the basin east of a line between a beacon inscribed 'Stop' and 'Prohibited Water beyond this Point' erected on the southern bank of the Stuart Murray Canal approximately 40 metres west of the inlet structure and a similar beacon erected on the basin embankment approximately 50 metres west of the inlet structure
- (f) extending 200 metres from the edge of the water in an area approximately 80 metres wide located adjacent to the Waranga Caravan Park on the western shore of the basin approximately 40 metres north of the gravel launching ramp, the boundaries of the swimming area being marked by red buoys in the water
- (g) extending 200 metres from the edge of the water in an area approximately 50 metres wide located on the western shore of Sapling Point immediately north of the southern boundary of the Victorian Kite Flyers lease area, the boundaries of the swimming area being marked by red buoys in the water.

Vessel Operating and Zoning Rules for water levels 114.4 metres AHD or less as measured at the head gauge board located at the minor outlet of Waranga Basin

85.4. Five (5) knot speed restriction zones for the purposes of Clause 7.

All waters of Waranga Basin are subject to a speed restriction of five (5) knots.

85.5. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Waranga Basin are prohibited to vessels:

- (a) extending for a distance of 40 metres south of the basin embankment as indicated by beacons inscribed 'No Boats within 40 metres of Embankment' erected on the embankment except in the five (5) knot speed restriction zone in the north-east area of the basin
- (b) in the vicinity of the outlet structure in the north-west corner of the basin in an area approximately 330 metres wide and extending 200 metres from the water's edge, the boundaries being marked by a beacon on the embankment approximately 40 metres east of the outlet structure and another beacon on the foreshore approximately 290 metres west of the outlet structure and red buoys in the water 200 metres from the shore at right angles to the side boundary beacons and the edge of the water
- (c) in the Waranga Western Main Channel west of a line between beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite banks of the channel approximately 500 metres west of the public launching ramp into the channel
- (d) in the Cattnach Canal south of a line between beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite banks of the canal approximately 150 metres north of the inlet structure erected in the canal
- (e) in the north-east corner of the basin east of a line between a beacon inscribed 'Stop' and 'Prohibited Water beyond this Point' erected on the southern bank of the Stuart Murray Canal approximately 40 metres west of the inlet structure and a similar beacon erected on the basin embankment approximately 50 metres west of the inlet structure

Waterway Rules - Schedules

- (f) extending 200 metres from the edge of the water in an area approximately 80 metres wide located adjacent to the Waranga Caravan Park on the western shore of the basin approximately 40 metres north of the gravel launching ramp, the boundaries of the swimming area being marked by red buoys in the water
- (g) extending 200 metres from the edge of the water in an area approximately 50 metres wide located on the western shore of Sapling Point immediately north of the southern boundary of the Victorian Kite Flyers lease area, the boundaries of the swimming area being marked by red buoys in the water.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 85	MA 1988 s15

Waterway Rules - Schedules

Schedule 86: Lake Batyo Catyo

Waterway Manager: Northern Grampians Shire Council

86.1. Excluded speed limit for the purposes of Clause 3(a).

Those waters of Lake Batyo Catyo which are not otherwise specified as a five (5) knot speed restriction zone, an area prohibited to vessels, or exclusive use and special purpose area are excluded from the provisions of Clause 3(a) of this notice.

86.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Batyo Catyo shoreward of a line of buoys (in the approximate positions 1-13 listed in Table 1) are subject to a speed restriction of five (5) knots.

86.3. The waters of Lake Batyo Catyo within 50 metres of the island are subject to a speed restriction of five (5) knots.

86.4. Areas prohibited to vessels for the purpose of Clause 9.

The waters of Lake Batyo Catyo north from the jetty to a point¹⁴ on the shore and extending 50 metres from the waters edge are prohibited to vessels.

86.5. Areas prohibited to bathers for the purposes of Clause 12.

The waters of Lake Batyo Catyo south from the jetty to a point¹⁵ on the shore and extending 50 metres from the waters edge are prohibited to bathers.

86.6. Exclusive Use and Special Purpose Areas for the purposes of Clause 13.

The waters of Lake Batyo Catyo south from the jetty to a point¹⁵ on the shore and extending 50 metres from the waters edge are set aside for vessels engaged in launching and retrieval.

Table 1 Latitude and longitude of buoys

This table provides the latitude and longitude of buoys or boundary points at Lake Batyo Catyo.

Position	Latitude	Longitude
No.1 Tree – sign	36° 30' 50.348" S	142° 56' 36.313" E
No.2 Buoy	36° 30' 52.134" S	142° 56' 32.881" E
No.3 Buoy	36° 30' 54.100" S	142° 56' 26.139" E
No.4 Buoy	36° 30' 59.420" S	142° 56' 23.153" E
No.5 Buoy	36° 31' 03.721" S	142° 56' 26.053" E
No.6 Buoy	36° 31' 08.144" S	142° 56' 31.583" E
No.7 Buoy	36° 31' 13.943" S	142° 56' 36.693" E
No.8 Buoy	36° 31' 14.147" S	142° 56' 42.465" E
No.9 Buoy	36° 31' 10.581" S	142° 56' 47.612" E
No.10 Buoy	36° 31' 05.438" S	142° 56' 50.027" E
No.11 Buoy	36° 31' 02.293" S	142° 56' 45.719" E
No.12 Buoy	36° 31' 00.929" S	142° 56' 43.255" E
No.13 Buoy	36° 30' 58.901" S	142° 56' 41.564" E
No. 14 Point on shore north of jetty	36° 30' 54.100" S	142° 56' 42.631" E
No. 15 Point on shore south of jetty	36° 30' 58.420" S	142° 56' 43.481" E

GDA94

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 86	MA 1988 s15

Waterway Rules - Schedules

Schedule 87: Winton Wetlands

Waterway Manager: Winton Wetlands Committee of Management

87.7. Five (5) knot speed restriction zones for the purposes of Clause 7.

The whole of the waters of the Winton Wetlands are subject to a speed limit of five (5) knots.

87.10. Areas prohibited to vessels with engines for the purposes of Clause 10.

The whole of the waters of the Winton Wetlands are prohibited to vessels with engines used for propulsion exceeding five (5) horsepower.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S453 22/12/2014	Schedule 87	MSA 2010 s184

Waterway Rules - Schedules

Schedule 88: Goulburn River upstream of the Goulburn Weir to the Eildon Pondage

Waterway Manager: Director, Transport Safety

88.1. Five (5) knot speed restriction zones for the purposes of Clause 7.

All of the waters of the Goulburn River upstream of Goulburn Weir within the Shires of Mitchell and Murrindindi (excluding Eildon Pondage) are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 88	MA 1988 s15

Waterway Rules - Schedules

Schedule 89: Lake Catani (within Mount Buffalo National Park)

Waterway Manager: Department of Sustainability and Environment

89.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Lake Catani are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 89	MA 1988 s15

Waterway Rules - Schedules

Schedule 90: Lake Eildon and Eildon Pondage

Waterway Manager: Goulburn-Murray Water

90.1. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Lake Eildon are subject to a five (5) knot speed restriction:

- (a) Public Boat Harbour: south of a line between two beacons located on opposite shores of the harbour
- (b) Point Worner Bay: south-west of a line between two beacons located on opposite shores of the bay
- (c) Anderson Harbour: south of a line between two beacons located on opposite shores at the entrance to the harbour
- (d) Spade Cove: south-west of a line between two beacons located on opposite shores at the entrance to the cove
- (e) Taylor Bay: south of a line between two beacons located on opposite shores within the bay
- (f) Barkers Cove: west of a line between two beacons located on opposite shores of the cove
- (g) Bolte Bay: east of a line of yellow buoys situated adjacent to the eastern shore of the left arm of the bay
- (h) Coller Bay: west of a line between two beacons located on opposite shores within the bay
- (i) Aird Inlet: west of a line between two beacons located on opposite shores within the inlet
- (j) Bonnie Doon area:
 - (i) Sunset Strip: south of a line of yellow buoys situated in the bay on the western shore approximately north-east of Sunset Strip Road and approximately one (1) kilometre south of the Maroondah Highway Bridge
 - (ii) Public boat ramps: extending approximately 30 metres from the edge of the water for the time being in an area approximately 30 metres wide with the centre of the outward boundary being marked by one yellow buoy in the water immediately in front of the two launching ramps on the south side of the Maroondah Highway Bridge
 - (iii) Highway and railway bridges: within 30 metres of both the highway and railway bridge
 - (iv) Brankeet Inlet: west of a line between two beacons located on opposite shores of the inlet west of the Bonnie Doon Caravan Park
 - (v) Glen Inlet: north-east of a sign located on the western side of the Dry Creek Road Bridge crossing the inlet
 - (vi) Hutchinsons Road: north of a line between two yellow buoys located in the small bay situated on the eastern shore adjacent to Hutchinsons Road and approximately 600 metres south of the Maroondah Highway Bridge
 - (vii) Lakeside Caravan Park:
 - (1) south-east of a line between two yellow buoys located in the small inlet immediately north of the caravan park
 - (2) south-east of a line between two yellow buoys located in the inlet immediately in front of the caravan park

Waterway Rules - Schedules

- (viii) Hutchinsons Road and James Street: south of a line between two or more yellow buoys located in the bay to the east of the Lakeside Caravan Park and north of the junction of Hutchinsons Road and James Street
- (k) Ford Inlet: north-east of a line between two beacons located on opposite shores within the inlet
- (l) Walsh Cove: south of a line between two beacons located on opposite shores within the cove
- (m) Woolshed Inlet: east of a line between two beacons located on opposite shores within the inlet
- (n) Gough Bay:
 - (i) Main Bay: north of a line between two beacons located on opposite shores at the entrance to the bay
 - (ii) Mansfield Boat and Yacht Club Bay: north of a line between two beacons located on opposite shores within the bay
- (o) Macs Cove: north of a line between two beacons located on opposite shores at the entrance to the cove
- (p) Howqua Inlet: east of a line between two beacons located on opposite shores of the inlet east of Macs Cove excluding the area east of the Mansfield-Jamieson Road bridge which is prohibited to vessels with engines used for propulsion
- (q) Goulburn Inlet: South of a line of buoys stating '5 knots' in the vicinity of Taylor Road, Jamieson.
- (r) Big River Inlet: south of a line between two beacons located on opposite shores within the inlet
- (s) Wilson Creek Inlet: south of a line between two beacons located on opposite shores at the entrance to the inlet
- (t) Jerusalem Creek Inlet: south of a line between two beacons located on opposite shores within the inlet
- (u) Gerraty Bay: north-west of a line between two beacons located on opposite shores of the bay.

90.2. Areas prohibited to vessels for the purposes of Clause 9:

- (a) Eildon Pondage: the whole of the waters of Eildon Pondage are prohibited to vessels.
- (b) Lake Eildon: the following waters of Lake Eildon are prohibited to vessels:
 - (i) Spillway Cut: the waters of Spillway Cut from the northern face of the spillway structure for a distance of approximately 200 metres in a northerly direction to a line between two beacons inscribed 'Stop' and 'Prohibited Water – No Entry At Any Time' located on opposite shores of the Spillway Cut
 - (ii) Outlet Tower: the waters of Lake Eildon for a radius of 60 metres around the outlet tower
- (c) Coller Bay: in a swimming area located in Devils Cove adjacent to the western shore of Coller Bay and west of a line between red buoys situated across the western portion of the bay
- (d) Bonnie Doon: extending approximately 40 metres from the edge of the water for the time being in a swimming area approximately 60 metres wide and located on the western shore of the Brankeet Arm approximately 300 metres south of the Maroondah Highway Bridge, the boundaries of the swimming area being marked by red buoys.

Waterway Rules - Schedules

90.3. Areas prohibited to vessels with engines for the purposes of Clause 10.

The waters of Lake Eildon within the Howqua Inlet upstream of the beacon inscribed 'No Power Boats' located on the downstream face of the Jamieson-Mansfield Road bridge are prohibited to vessels with engines used for propulsion.

90.4. No wash zones for the purposes of Clause 11.

The following waters of Lake Eildon are no wash zones:

- (a) within 40 metres of houseboats or cabin cruisers moored to marinas or on swing moorings at the following locations:
 - (i) adjacent to Home Point Marina in the Brankeet Arm
 - (ii) adjacent to Peppin Point Holiday Park in the Brankeet Arm
 - (iii) adjacent to Lake Eildon Country Club in Ford Inlet
 - (iv) adjacent to Mansfield Boat and Yacht Club at Goughs Bay in the Goulburn Arm
 - (v) within Frys Bay in the Goulburn Arm
 - (vi) adjacent to Howqua Valley Caravan Park in Howqua Inlet
 - (vii) adjacent to Darlingford Waters Boat Club in Jerusalem Creek Inlet
 - (viii) adjacent to the eastern shore of Jerusalem Creek Inlet
- (b) within 40 metres of houseboat sewerage barges at the following locations:
 - (i) adjacent to Peppin Point Holiday Park in the Brankeet Arm
 - (ii) adjacent to Home Point Marina in the Brankeet Arm
 - (iii) adjacent to Lake Eildon Country Club in Ford Inlet
- (c) within 60 metres of the main embankment at the outlet tower, in a line from the outlet tower to Point Dethridge as marked by red and yellow buoys.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 90	MA 1988 s15
S457 05/11/2010	Clause 90.1(q) temporary	MA 1988 s15

Waterway Rules - Schedules

Schedule 91: The Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie

Waterway Manager: Strathbogie Shire Council

Definitions for the purposes of this Schedule:

- (a) "Backwaters" – are waters adjacent to the Goulburn River but not forming part of the main river course.
- (b) "Goulburn River" – is all the water between the exposed banks of the main river course from Hughes Creek¹ to Goulburn Weir Wall².
- (c) "Goulburn Weir" is all the waters of the Weir downstream from the Goulburn River entrance to the Weir adjacent to the location known as 'Verges Jetty'³ and extending north westerly to a point on the opposite bank⁴.
- (d) "Lake Nagambie" – is all the water south of Teddy Bear Island⁵, excluding Goulburn River.
- (e) "as marked" – refers to signs and buoys or markers as defined in Table 1 of this Schedule.
- (f) "Rowing Course Area" – is the waters of Lake Nagambie bounded by McNamara Point⁶ north easterly to a '5 knot' buoy⁷ approximately 100 metres south west of Huttons Point⁸, then south easterly approximately 285 metres to a buoy⁹, then south approximately 150 metres to a buoy¹⁰, then south westerly approximately 250 metres to a sign¹¹ on the foreshore at Buckley Park.

91.1 Five (5) knot speed restriction zones for the purposes of Clause 7.

All the waters of this Schedule are subject to a speed restriction of 5 knots between one hour after sunset and one hour before sunrise, excluding zones where the operation of vessels is prohibited.

91.2 Prohibition of Specific Activities for the purposes of Clause 12.

The operation of vessels involved in aerial related activities, including parasailing, hang-gliding, kite boarding or similar is prohibited on the waters of this Schedule.

Goulburn River

91.3 Excluded speed limit for the purposes of Clauses 3(a) and 3(b)

- (a) The waters of Goulburn River south of Kirwans Bridge¹² to Hughes Creek¹ are excluded from clause 3(a) (5 knots within 50 metres of the water's edge).
- (b) The waters of the special purpose water ski zone are excluded from clause 3(b) (5 knots within 50 metres of a fixed or floating structure).

91.4 Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters are subject to a speed restriction of 5 knots:

- (a) All the waters of Goulburn River and backwaters south of Kirwans Bridge¹² to Hughes Creek¹ are subject to a speed restriction of 5 knots as marked, excluding those areas designated as 20 knot speed restriction zones, and the special purpose water ski zone.
- (b) The waters of the Goulburn Weir are subject to a speed restriction of 5 knots as marked, excluding a channel delineated by combination 5 knot/port and starboard markers from the Goulburn River entrance to the Weir.

91.5 Twenty (20) knot speed restriction zone for the purposes of Clause 7.

The following waters of the Goulburn River are subject to a speed restriction of 20 knots.

Waterway Rules - Schedules

- (a) From 1250 metres¹³ downstream of Hughes Creek¹ to 400 metres¹⁴ upstream of Mitchelton Winery landing¹⁵ as marked.
- (b) From 400 metres¹⁶ downstream of Mitchelton Winery landing¹⁵ to 160 metres¹⁷ upstream of Tahbilk Winery landing¹⁸ as marked.
- (c) From 1680 metres¹⁹ downstream of Sandy Creek²⁰ to 700 metres²¹ downstream of Chinamans Bridge²² (near the entrance to the Nagambie Lake Leisure Park) as marked.
- (d) From the downstream boundary of the Nagambie Lake Leisure Park²³ to the upstream extremity of Teddy Bear Island²⁴ as marked.
- (e) From 930 metres²⁵ downstream of Teddy Bear Island to adjacent to Turner Island at the entrance to the eastern backwater²⁶ as marked.
- (f) From the downstream extremity of Turner Island²⁷ to Kirwans Bridge¹² as marked.

91.6 Areas where water-skiing is prohibited for the purposes of Clause 8.

All the waters of Goulburn River and backwaters south of Kirwans Bridge¹² to Hughes Creek¹ are prohibited to water-skiing, excluding the special purpose water-ski zone.

91.7 Areas where vessels are prohibited for the purposes of Clause 9.

The following waters of the Goulburn Weir are prohibited to vessels:

- (a) From the Goulburn Weir Wall² extending 220 metres south as marked;
- (b) The Cattanach Canal Offtake²⁸ and extending 90 metres radius as marked;
- (c) The East Goulburn Channel Offtake²⁹ and extending 90 metres radius as marked.

91.8 Exclusive use and special purpose areas for the purposes of Clause 13.

The following waters of Goulburn River are designated as a Special Purpose Area for the purposes of water-skiing and activities associated with water-skiing:

- (a) From 170 metres³⁰ downstream of Tahbilk Winery landing¹⁸ to 1180 metres³¹ downstream of Sandy Creek as marked. Vessels operating in the area are subject to the following operating rules:
 - (i) Vessels transiting the area not engaged in water-skiing must keep as close as practical to the eastern river bank of the Goulburn River.
 - (ii) Vessels must not exceed 5 knots within 50 metres of another vessel except when both vessels are engaged in water-skiing.

*Lake Nagambie***91.9 Excluded speed limit for the purposes of Clauses 3(a) and 3(b)**

- (a) The waters of Lake Nagambie are excluded from clause 3(a) (5 knots within 50 metres of the water's edge).
- (b) The waters of Lake Nagambie not designated as a 5 knot speed restriction zone, vessels prohibited area, an area where vessels with engines are prohibited and an exclusive use and special purpose area, are excluded from clause 3(b) (5 knots within 50 metres of a fixed or floating structure).

91.10 Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Lake Nagambie are subject to a speed restriction of 5 knots.

Waterway Rules - Schedules

- (a) The waters inshore of an imaginary line commencing at a '5 knot' sign¹¹ located on the foreshore at the western boundary of Buckley Park, then north westerly to a '5 knot' sign³² on the shore approximately 200 metres west of River Street, excluding the waters defined as the "Rowing Course Area" and areas prohibited to vessels.
- (b) The waters west of an imaginary line commencing from a '5 knot' sign³³ adjacent to the north western extremity of McNamara Point at the boat ramp then north westerly approximately 80 metres to a '5 knot' buoy³⁴ and then following a line of '5 knot' buoys^{35,36,37,38} to a '5 knot' buoy³⁹ 25 metres from the water's edge approximately 250 metres south of the Nagambie Lakes Leisure Park boat ramp⁴⁰ then north approximately 100 metres to a '5 knot' buoy⁴¹ and then to a '5 knot' sign⁴² on the shore approximately 110 metres south east of the Nagambie Lakes Leisure Park boat ramp⁴⁰.
- (c) The waters within the cove at Lobbs Point⁴³ as marked.

91.12 Areas where vessels are prohibited for the purposes of Clause 9.

The following waters of Lake Nagambie are prohibited to vessels:

- (a) The waters near River Street between two signs^{44,45} on the shore 150 metres apart and extending 50 metres from the water's edge as marked.
- (b) The waters adjacent to Jacobsons Outlook⁴⁶ between two signs^{47,48} on the foreshore 50 metres apart and extending 20 metres from the water's edge as marked^{49,50}.

91.13 Areas where vessels with engines are prohibited for the purposes of Clause 10.

The following waters of Lake Nagambie are prohibited to vessels with engines:

- (a) The waters 150 metres south of the Nagambie Lake Leisure Park boat ramp⁴⁰ between two signs^{51,52} on the shore 100 metres apart and extending 25 metres from the water's edge as marked.

91.14 Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Lake Nagambie defined as the "Rowing Course Area" are designated as an Exclusive Use and Special Purpose Area for the purposes of:

- (a) un-powered vessels with a draught of less than one metre; and
- (b) vessels with a draught of less than one metre travelling at less than 5 knots directly accessing structures licensed by the Shire of Strathbogie or Goulburn Murray Water.
- (c) domestic commercial vessels, excluding "hire & drive vessels", when crossing the zone opposite Buckley Park.

Lake Nagambie for water levels below 123.900 metres AHD as measured at the Goulburn Murray Water gauge located on the Goulburn Weir wall.

91.15 Five (5) knot speed restriction zones for the purposes of Clause 7.

All the waters of Lake Nagambie except for areas prohibited to vessels are subject to a speed restriction of 5 knots.

91.16 Areas where vessels are prohibited for the purposes of Clause 9.

The following waters of Lake Nagambie are prohibited to vessels:

- (a) The waters near River Street between two signs^{44,45} on the shore 150 metres apart and extending 50 metres from the water's edge as marked.

Waterway Rules - Schedules

- (b) The waters adjacent to Jacobsons Outlook⁴⁶ between two signs^{47,48} on the foreshore 50 metres apart and extending 20 metres from the water's edge as marked^{49,50}.

91.17 Areas where vessels with engines are prohibited for the purposes of Clause 10.

The following waters of Lake Nagambie are prohibited to vessels with engines:

- (a) The waters 150 metres south of the Nagambie Lake Leisure Park boat ramp⁴⁰ between two signs^{51,52} on the shore 100 metres apart and extending 25 metres from the water's edge as marked.

91.18 Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Lake Nagambie defined as the "Rowing Course Area" are designated as an Exclusive Use and Special Purpose Area for the purposes of:

- (a) un-powered vessels with a draught of less than one metre; and
- (b) vessels with a draught of less than one metre travelling at less than 5 knots directly accessing structures licensed by the Shire of Strathbogie or Goulburn Murray Water.
- (c) domestic commercial vessels, excluding "hire & drive vessels", when crossing the zone opposite Buckley Park.

Table 1: Actual Location (WGS84) – Degrees Minutes Seconds

This table shows the actual location (WGS84) in degrees, minutes, seconds of each asset. Assets may include signs, navigational aids (fixed or non-fixed or on/off water), or points.

Asset No.	Description	Latitude	Longitude
1	Hughes Creek	36° 53' 19.68" S	145° 7' 22.44" E
2	Goulburn Weir Wall	36° 43' 1.56" S	145° 10' 11.64" E
3	Verge's Jetty	36° 44' 13.92" S	145° 10' 25.32" E
4	A point north-west of Verge's Jetty on the opposite bank	36° 44' 3.48" S	145° 10' 18.48" E
5	Teddy Bear Island	36° 46' 23.88" S	145° 8' 23.28" E
6	McNamara Point	36° 47' 11.04" S	145° 8' 17.52" E
7	'5 knot' buoy	36° 46' 59.16" S	145° 8' 56.4" E
8	Hutton's Point	36° 46' 57.36" S	145° 8' 58.92" E
9	5 knot buoy	36° 47' 0.24" S	145° 9' 7.56" E
10	5 knot buoy	36° 47' 4.92" S	145° 9' 8.28" E
11	'5 knot'/'No power driven vessels' sign	36° 47' 10.32" S	145° 9' 1.08" E
12	Kirwans Bridge	36° 44' 44.16" S	145° 8' 22.2" E
13	'20 knot' sign	36° 53' 2.76" S	145° 6' 52.92" E
14	'20 knot' sign	36° 50' 52.8" S	145° 5' 37.68" E
15	Mitchelton Winery landing	36° 50' 51.72" S	145° 5' 24" E
16	'20 knot' sign	36° 50' 41.64" S	145° 5' 14.64" E
17	'20 knot' sign	36° 49' 40.44" S	145° 5' 0.96" E
18	Tahbilk Winery landing	36° 49' 35.76" S	145° 5' 4.2" E
19	'20 knot' sign	36° 47' 39.48" S	145° 5' 20.76" E
20	Sandy Creek	36° 48' 22.32" S	145° 4' 50.16" E
21	'20 knot' sign	36° 47' 8.16" S	145° 7' 49.8" E
22	Chinamans Bridge	36° 47' 20.76" S	145° 7' 26.76" E
23	'20 knot' sign	36° 46' 30.72" S	145° 8' 22.56" E
24	'20 knot' sign	36° 46' 24.96" S	145° 8' 29.04" E

Waterway Rules - Schedules

Asset No.	Description	Latitude	Longitude
25	'20 knot' sign	36° 46' 3.72" S	145° 7' 45.84" E
26	'20 knot' sign	36° 45' 25.56" S	145° 8' 2.76" E
27	'20 knot' sign	36° 44' 56.76" S	145° 7' 55.92" E
28	The Cattnach Channel Offtake	36° 43' 20.28" S	145° 10' 7.32" E
29	East Goulburn Channel Offtake	36° 42' 56.16" S	145° 10' 54.12" E
30	'Water skiing permitted' sign	36° 49' 30" S	145° 5' 2.76" E
31	'Water skiing permitted' sign	36° 47' 50.64" S	145° 5' 11.76" E
32	'5 knot' sign	36° 46' 43.32" S	145° 8' 49.2" E
33	'5 knot' sign	36° 47' 8.88" S	145° 8' 13.2" E
34	'5 knot' buoy	36° 47' 6.36" S	145° 8' 13.2" E
35	'5 knot' buoy	36° 47' 5.28" S	145° 8' 15.72" E
36	'5 knot' buoy	36° 47' 3.84" S	145° 8' 17.88" E
37	'5 knot' buoy	36° 47' 1.68" S	145° 8' 18.96" E
38	'5 knot' buoy	36° 46' 59.16" S	145° 8' 20.04" E
39	'5 knot' buoy	36° 46' 57.36" S	145° 8' 17.52" E
40	Nagambie Lakes Leisure Park Boat Ramp	36° 46' 49.44" S	145° 8' 18.24" E
41	'5 knot' buoy	36° 46' 54.12" S	145° 8' 17.52" E
42	'5 knot' sign	36° 46' 52.32" S	145° 8' 20.76" E
43	'5 knot' sign	36° 46' 37.56" S	145° 8' 36.24" E
44	'No boats' sign	36° 46' 43.32" S	145° 8' 55.32" E
45	'No boats' sign	36° 46' 44.76" S	145° 8' 57.48" E
46	Jacobsons Outlook	36° 47' 9.6" S	145° 9' 9.72" E
47	'Vessels prohibited' sign	36° 47' 10.32" S	145° 9' 8.64" E
48	'Vessels prohibited' sign	36° 47' 8.88" S	145° 9' 10.08" E
49	'Vessels prohibited' buoy	36° 47' 9.96" S	145° 9' 8.28" E
50	'Vessels prohibited' buoy	36° 47' 8.52" S	145° 9' 9.36" E
51	'No power driven vessels' sign	36° 46' 54.12" S	145° 8' 16.08" E
52	'No power driven vessels' sign	36° 46' 57.36" S	145° 8' 16.44" E

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S125 24/04/2017	Schedule 91	MSA 2010 s184

Waterway Rules - Schedules

Schedule 92: Lake William Hovell

Waterway Manager: Goulburn-Murray Water

92.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The whole of the waters of Lake William Hovell except in the prohibited area are subject to a speed restriction of 5 knots.

92.2. Area prohibited to vessels for the purposes of Clause 9.

The waters of Lake William Hovell between the dam wall and a line between two beacons inscribed "Stop" and "Prohibited Water Beyond This Point" the beacon on the western shore being located approximately 300 metres south of the dam wall and the beacon on the eastern shore being located approximately 100 metres south of the dam wall, are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 92	MA 1988 s15

Waterway Rules - Schedules

Schedule 93: Broken River within the boundaries of Benalla Rural City including Lake Benalla

Waterway Manager: Director, Transport Safety

93.1. Vessels with engines prohibited for the purposes of Clause 10.

The whole of the waters of Lake Benalla-Broken River between Ackerly Avenue and a projection of the north boundary of Arundel Street to Parkview Parade, as marked by beacons on the banks are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 93	MA 1988 s15

Waterway Rules - Schedules

Schedule 94: Loch Garry

Waterway Manager: Goulburn-Murray Water

94.1. Five (5) knot speed restriction zones for the purposes of Clause 7.

The whole of the waters of Loch Garry except in the prohibited areas are subject to a five (5) knot speed restriction.

94.2. Areas prohibited to vessels for the purposes of Clause 9.

- (a) The whole of the waters of Loch Garry when the Goulburn River has exceeded the 11 metres level at the Shepparton Gauge and the bars have been removed from the regulator of Loch Garry
- (b) the waters of Loch Garry which are west of a line between a beacon inscribed 'Stop' and 'Prohibited Water beyond this Point' located on the levee bank approximately 30 metres north-west of the regulator and a similar beacon located on the levee bank approximately 30 metres south-east of the said regulator
- are prohibited to vessels.

94.3. Prohibition on vessels with engines for the purposes of Clause 10.

The whole of the waters of Loch Garry are prohibited to all vessels with engines used for propulsion where the engines are capable of exceeding 7.5 kilowatts developed power.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 94	MA 1988 s15

Waterway Rules - Schedules

Schedule 95: Lake Hume

Waterway Manager: Goulburn-Murray Water

Vessel Operating and Zoning Rules for water levels above 171.2 metres (11% of capacity) Australian Height Datum (AHD) – as measured at the head gauge board located on the western pier of the Bethanga Bridge crossing of Lake Hume.

95.1. Access lane for the purposes of Clause 5.

The waters of Lake Hume adjacent to the Apex Park Boat Ramp bounded by two sets of beacons^{1,2,5,6} on the shore each set having an orange disc on the rear beacon and a black and yellow chequered triangular top mark on the front beacon, and two buoys (in the approximate positions^{3,4}) are set aside as an access lane.

95.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Lake Hume are subject to a five (5) knot speed restriction:

- (a) The bay immediately south of Jackson's Point Reserve west of an imaginary line between two "5 Knot" signs^{7,8} located on opposite shores at the entrance to the bay, and marked by a buoy on this line;
- (b) The bay immediately north of Kookaburra Point Reserve west of an imaginary line between two "5 Knot" signs^{9,10} located on opposite shores near the entrance to the bay, and marked by a buoy on this line;
- (c) The bay immediately south of Kookaburra Point Reserve west of an imaginary line between two "5 Knot" signs^{11,12} located on opposite shores near the entrance to the bay, and marked by a buoy on this line.

95.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Hume immediately upstream of the dam wall to a line approximately 200 metres to the southwest running parallel to the dam wall, delineated by "Stop No Boats" red buoys in the water, and "Prohibited Water Beyond this Point" signs^{13,14} on the shore are prohibited to vessels.

Vessel Operating and Zoning Rules for water levels 171.19 metres AHD (11% of capacity) or less – as measured at the head gauge board located on the western pier of the Bethanga Bridge crossing of Lake Hume.

95.4. Five (5) knot speed restriction for the purposes of Clause 7.

The waters of Lake Hume bounded by the Bethanga Bridge in the north and an imaginary line running in an easterly direction from a point¹⁵ on the southern end of the Hume Dam wall embankment to a point¹⁶ located on the opposite shore and delineated by buoys on this line in the water except in the Prohibited to Vessels area, are subject to a speed restriction of 5 knots.

95.5. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Hume immediately upstream of the dam wall to a line approximately 200 metres to the southwest running parallel to the dam wall, delineated by "Stop No Boats" red buoys in the water, and "Prohibited Water Beyond this Point" signs^{13,14} on the shore are prohibited to vessels.

Waterway Rules - Schedules

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-36.089911	147.050575
2	-36.089921	147.050597
3	-36.090745	147.053690
4	-36.093173	147.052167
5	-36.091583	147.049681
6	-36.091574	147.049667
7	-36.123318	147.023599
8	-36.126892	147.022357
9	-36.131843	147.018988
10	-36.134077	147.018216
11	-36.137653	147.016879
12	-36.142251	147.014084
13	-36.106577	147.038156
14	-36.115789	147.023172
15	-36.114333	147.023000
16	-36.114333	147.053767

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points

Asset	Latitude	Longitude
1	36° 05' 23.68"	147° 03' 02.07"
2	36° 05' 23.72"	147° 03' 02.15"
3	36° 05' 26.68"	147° 03' 13.28"
4	36° 05' 35.42"	147° 03' 07.80"
5	36° 05' 29.70"	147° 02' 58.85"
6	36° 05' 29.67"	147° 02' 58.80"
7	36° 07' 23.94"	147° 01' 24.96"
8	36° 07' 36.81"	147° 01' 20.49"
9	36° 07' 54.63"	147° 01' 08.36"
10	36° 08' 02.68"	147° 01' 05.58"
11	36° 08' 15.55"	147° 01' 00.76"
12	36° 08' 32.10"	147° 00' 50.70"
13	36° 06' 23.68"	147° 02' 17.36"
14	36° 06' 56.84"	147° 01' 23.42"
15	-36.114333	147.023000
16	-36.114333	147.053767

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m

Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 95	MA 1988 s15

Waterway Rules - Schedules

Schedule 96: Lake Buffalo

Waterway Manager: Goulburn-Murray Water

96.1. Access lanes for the purposes of Clause 5.

The waters of Lake Buffalo:

- (a) extending approximately 60 metres from the edge of the water for the time being in an area approximately 200 metres wide located approximately ten (10) metres east of the public launching ramp on the northern shore
- (b) extending approximately 60 metres from the edge of the water for the time being in an area approximately 120 metres wide located approximately ten (10) metres west of the public launching ramp on the northern shore of Marshall's Ridge

are access lanes.

96.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Buffalo:

- (a) around the perimeter of the lake for a distance of 60 metres from the edge of the water for the time being except in the access lanes and prohibited areas
- (b) in the Yarrabula Creek Arm east of a line between two beacons located on opposite shores at the entrance to the narrow section of the arm
- (c) in the Croppers Creek Arm west of a line between beacons located on opposite shores at the entrance to the arm
- (d) in the Buffalo River Arm south of a line between beacons located on opposite shores approximately one (1) kilometre south of Marshall's Ridge

are subject to a speed restriction of five (5) knots.

96.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Buffalo:

- (a) between the dam wall and a line approximately 200 metres to the south thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the lake
- (b) extending approximately 60 metres from the edge of the water for the time being in an area approximately 100 metres wide located approximately 50 metres south of the prohibited area adjacent to the dam wall, the boundaries of the swimming area being marked by red buoys in the water
- (c) extending 60 metres from the edge of the water for the time being in an area approximately 50 metres wide located approximately ten (10) metres east of the public launching ramp on the north shore of Marshalls Ridge, the boundaries of the swimming area being marked by red buoys in the water

are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 96	MA 1988 s15

Waterway Rules - Schedules

Schedule 97: Lake Nillahcootie

Waterway Manager: Goulburn-Murray Water

97.1. Excluded speed limits for the purposes of Clause 3(a).

The waters of Lake Nillahcootie that are not otherwise declared to be speed restriction zones or prohibited areas are not subject to the requirement of Clause 3(a) of this Notice.

97.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Nillahcootie:

- (a) in Sandy Creek Arm west of a line between two beacons located on opposite shores of the lake and 20 metres downstream from the road bridge on the Midland Highway
- (b) in the southern portion of the lake south of a line between two beacons located on opposite shores of the lake approximately three (3) kilometres south of Sandy Creek Arm
- (c) within 30 metres of the boat launching ramp

are subject to a speed restriction of five (5) knots.

97.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Nillahcootie:

- (a) between the dam wall and a line approximately 200 metres to the south thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the lake
- (b) in a swimming area located in the small bay adjacent to western shore of the lake and approximately 70 metres north of the boat launching ramp, the boundaries of the swimming area marked by red buoys

are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 97	MA 1988 s15

Waterway Rules - Schedules

Schedule 98: Kiewa and Rubicon Hydro Electric Scheme Waters including, Junction Dam at Bogong, Clover Dam, Mount Beauty Regulating Pondage, Rubicon Dam, Royston Dam and Rubicon Falls Dam, but excluding Rocky Valley Dam and Pretty Valley Dam

Waterway Manager: AGL Hydro Partnership

98.1. Five (5) knots speed restriction zone for the purposes of Clause 7.

The waters of Junction Dam at Bogong are subject to a speed restriction of five (5) knots.

98.2. Areas prohibited to vessels for the purposes of Clause 9.

- (a) All of the waters of the Kiewa and Rubicon Hydro Electric Schemes except Junction Dam at Bogong and Mount Beauty Regulating Pondage
- (b) All of the waters of Junction Dam at Bogong and Mount Beauty Regulating Pondage, after sunset and before sunrise
- (c) Those waters at the western end of Mount Beauty Regulating Pondage that are between the outlet structure and a line between red beacons set on the shore
- (d) All the waters of Junction Dam at Bogong when the water level of the dam exceeds the spill level
are prohibited to vessels.

98.3. Prohibition on specific activities for the purposes of Clause 12.

- (a) On the waters of Mount Beauty Regulating Pondage a person must not be in or operate any vessel with an engine used for propulsion which leaves the shore of the pondage when there are two other vessels with engines used for propulsion (other than vessels moored to a fixture on the shore) on the waters of the pondage.
- (b) On the waters of Junction Dam at Bogong no more than one vessel with an engine used for propulsion shall be operated at any one time. No person shall be in or operate any vessel with an engine used for propulsion which leaves the shore of the dam when there is another such vessel (other than vessels moored to a fixture on the shore) on the dam.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 98	MA 1988 s15

Waterway Rules - Schedules

Schedule 99: Lake Dartmouth

Waterway Manager: Goulburn-Murray Water

99.1. Areas where water-skiers are prohibited for the purposes of Clause 8.

The whole of the waters of Lake Dartmouth are prohibited to water-skiers and vessels towing water-skiers.

99.2. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Dartmouth between the dam wall and a line approximately 700 metres to the east thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite sides of the lake are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 99	MA 1988 s15

Waterway Rules - Schedules

Schedule 100: Allans Flat Lake

Waterway Manager: The Committee of Management of Allans Flat Recreation Reserve Inc.

100.1. Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Allans Flat Lake are prohibited to all vessels except manually propelled vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 100	MA 1988 s15

Waterway Rules - Schedules

Schedule 101: Fletcher's Dam

Waterway Manager: Indigo Shire Council

101.1. Areas prohibited to vessels for the purposes of Clause 9.

The whole of the waters of Fletcher's Dam are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 101	MA 1988 s15

Waterway Rules - Schedules

Schedule 102: Lake Kerferd

Waterway Manager: Indigo Shire Council

102.1. Areas prohibited to vessels for the purposes of Clause 9.

The whole of the waters of Lake Kerferd are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 102	MA 1988 s15

Waterway Rules - Schedules

Schedule 103: Shallow Inlet

Waterway Manager: Gippsland Ports Committee of Management Inc.

103.1. Ten (10) knot speed restriction zone for the purposes of Clause 7.

The waters of Shallow Inlet that are north of a line commencing at a beacon on the eastern shore at the mouth of Fishermans Creek to a beacon on the western shore situated at Sandy Point adjacent to the township of Sandy Point are subject to a ten (10) knot speed restriction.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 103	MA 1988 s15

Waterway Rules - Schedules

Schedule 104: The Local Port of Gippsland Lakes

Waterway Manager: Gippsland Ports Committee of Management Inc.

104.1. Excluded speed limit for the purposes of Clause 4(a).

The waters of the Local Port of Gippsland Lakes which are not otherwise specified as a five (5) knot speed restriction zone, ten (10) knot speed restriction zone, prohibited area or exclusive use area are excluded from the provisions of Clause 4(a) of this Notice.

104.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of the Local Port of Gippsland Lakes specified below are subject to a speed restriction of five (5) knots:

- (a) All the waters of the Thomson River and the Latrobe River upstream from the swing bridge
- (b) All the waters of the Flooding Creek and the Sale Canal
- (c) The waters of Lake Wellington situated within 100 metres of the water's edge at Marley Point and between lines extending seaward through each of two sets of beacons^{1,2,3,4} in line approximately 320 metres apart on the foreshore
- (d) All the waters of the Perry River and the waters of the Avon River upstream from a 5 knot sign situated near the mouth of the Avon River at⁵
- (e) The waters of Lake Victoria, situated within 200 metres of the water's edge at Loch Sport that are:
 - (i) Between a line extending from a 5 knot sign⁶ on the foreshore, 520 metres south westward of the Loch Sport Marina Jetty and a second line extending from a 5 knot sign⁷ on the foreshore, 640 metres north eastward of the Loch Sport Marina Jetty; and
 - (ii) All the waters following the shore line in a south westerly direction from the southern boundary of the No Boating zone (south west of Loch Sport Marina) to a 5 knot sign⁸ on the foreshore west of the Loch Sport main jetty. Then 200m out from the waters edge in a northerly direction to a 5 knot buoy⁹
 - (iii) All the waters following the shore line in a north east direction from the northern boundary of the No Boating zone (north east of the Loch Sport Marina) to a line extending 200 metres seaward from a 5 knot sign¹⁰ on the foreshore approximately 200 metres westward of the intersection of The Boulevard and National Park Road to a 5 knot buoy¹¹ North West off shore
- (f) All the waters of Bunga Arm eastward of a line extending north-westward from a 5 knot sign¹² on the southern shore approximately 9.3 kilometres eastward of Ocean Grange Jetty to a 5 knot sign¹³ on the opposite shore
- (g) All the waters of Duck Arm, Lake Victoria westward of a line extending south eastward from a 5 knot sign¹⁴ on the northern shore to another 5 knot sign¹⁵ on the southern shore at the entrance to Duck Arm
- (h) All the waters of McMillan's Strait Paynesville bounded on the north by a line joining two 5 knot signs^{16,17} on opposite shores at the northern end of McMillan's Strait, and marked by a line of buoys, then bounded at the southern end by a line joining a 5 knot sign¹⁸, located on the navigation aid at Montague Point Raymond Island, then to the north to a 5 knot sign¹⁹ located on the foreshore approximately 20 metres east of Progress Jetty, then to a sign on the shore⁷⁸ approximately 147 metres north-west of the boat launching ramp located off The Esplanade then south westerly to a buoy located approximately 50 metres off shore ⁷⁶ then south easterly to a buoy ⁷⁵ then north easterly to a sign ⁷⁷ on the shore 35 metres north west of the boat launching ramp located off The Esplanade.

Waterway Rules - Schedules

- (i) The waters of Eagle Point Bay that lie within 200 metres to seaward of the waters edge outside the "no boating" zone and 150 metres to seaward of the "no boating" zone, between a 5 knot sign²⁰ on the foreshore 520 metres north westward of the Eagle Point Boat Launching Ramp and a 5 knot sign²¹ on the foreshore 60 metres south east of the Eagle Point Launching Ramp
- (j) All the waters of the Mitchell River upstream from a 5 knot sign²² situated on the shore at the mouth of such river
- (k) All the waters of the Nicholson River upstream from a 5 knot sign²³ placed on a navigation beacon situated at the mouth of such river
- (l) All the waters of the Tambo River upstream from a 5 knot sign²⁴ placed on a navigation beacon situated at the mouth of such river
- (m) The waters of Bancroft Bay situated:
 - (i) westward of a line extending northward from a 5 knot sign²⁵ on Shaving Point to a 5 knot sign²⁶ on the shore approximately 200 metres north eastward of Metung Yacht Club building; and
 - (ii) within 100 metres of the water's edge and between lines extending seaward from a 5 knot sign²⁷ on the shore, approximately 800 metres south westward of Mosquito Point and another 5 knot sign²⁸ approximately 800 metres south-eastward of Mosquito Point
- (n) All the waters of Chinamans Creek northward of a line extending south-westward from a 5 knot sign²⁹ on the eastern shore then to a 5 knot sign³⁰ on the opposite shore
- (o) All the waters of Box's Creek northward of a line extending westward from a 5 knot sign³¹ on the eastern shore to the most southerly point of the opposite shore
- (p) All the waters of Cunninghame Arm, beginning at the entrance to Cunninghame Arm from Reeve Channel, between two 5 knots signs^{32,33} on either shore
- (q) All the waters of the North Arm Beginning at the entrance to the North Arm from Reeve Channel on either shore, between two 5 Knot signs^{34,35}
- (r) The waters of Lake King bounded to the south from either end of Lake King jetty Metung, at points^{36,37} then from the end of the jetty running parallel to the shore 200m to the north west to a 5 knot buoy³⁸, then heading north east back to the shore to a 5 knot sign³⁹
- (s) All the waters of the Hopetoun Channel bounded on the west by a line joining a 5 knot sign⁴⁰ on the southern shore approximately 550m west of the inner end of the Western Entrance Wall and then to 5 knot sign⁴¹ on the opposite shore. Then bounded on the east by a line joining a 5 knot sign⁴² on the southern shore to another 5 knot sign⁴³ on the opposite shore to the north-west
- (t) All the waters of the Hopetoun Channel bounded on the west by a line joining a 5 knot sign⁴⁴ on the southern shore of Hopetoun Channel, then due north to a 5 knot sign⁴⁵ attached to port lateral, then north eastward to a 5 knot sign⁴⁶ attached to a starboard lateral, then continuing north eastward on the same line to a 5 knot sign⁴⁷ on the shore at point. Then east of Barrier Landing, a line bounded on the east by joining a 5 knot sign⁴⁸ on the north shore and a 5 knot sign⁴⁹, on the south shore opposite
 - (i) All the waters of Hopetoun Channel bounded on the west by a line east of Barrier Landing, joining a 5 knot sign on the south shore ⁴⁹ and a 5 knot sign on the north shore ⁴⁸, then east to a 5 knot sign on the southern shore⁴⁰ 460m west of the inner end of the Western Entrance Wall and then to a 5 knot sign on the opposite shore ⁴¹, shall during the period commencing one hour after sunset and ending one hour before sunrise have a speed restriction of 5 knots

Waterway Rules - Schedules

- (u) All the waters of Newlands Arm, Paynesville bounded on the east by a line joining a 5 knot sign⁵⁰ on the southern shore approximately 100 metres east of private jetty No.280/140A and a 5 knot sign⁵¹ on the northern shore approximately 85 metres east of private jetty No.97
- (v) All the waters of Newlands Arm bounded on the east from a 5 knot sign⁵² on Butlers point to a 5 knot sign⁵³ on the northern shore of the mainland from one hour after sunset to one hour before sunrise
- (w) All the waters of Grange Channel bounded by lines to the west and east either side of Ocean Grange Jetty. The west boundary begins at 5 knot sign⁵⁴ located on the shore of the Gippsland Lakes Coastal Park, then heads north west to a 5 knot sign⁵⁵ located on the south east corner of Barton Island, Then continues to the north east to a 5 knot sign⁵⁶ Located on Crescent Island. The east boundary begins at a 5 knot sign⁵⁷ located on the south eastern shore of Crescent Island, then continues to the south east to a 5 knot sign⁵⁸ on the shore of the Gippsland Lakes Coastal Park.

104.3. Ten (10) knot speed restriction zones for the purposes of Clause 7.

The waters of the Local Port of Gippsland Lakes specified below are subject to a speed restriction of ten (10) knots:

- (a) All the waters of the Latrobe River from a 10 knot sign situated near the mouth of such river upstream to the swing bridge
- (b) All the waters of McLennans Strait between a 10 knot sign situated at the eastern end of such strait and a 10 knot sign situated at the western end of such strait
- (c) All the waters of the of Reeves Channel bounded to the west between 10 knot sign⁵⁹ 100 m west of Kalimna Jetty on the main land and 10 knot sign⁶⁰ located on the opposite shore to the south on Rigby Island. Then bounded to the north east along the mainland to a line between two 10 knot signs^{35,34} (entrance to the North Arm) then along west shore of Bullock Island to another two 10 knot signs^{33,32} (entrance to Cunninghame Arm) then to the south east to a 10 knot sign⁴² then heading north west to 10 knot sign⁴³ (entrance to Hopetoun Channel) then continuing north westerly along the north east shore of Rigby Island back to 10 knot sign⁶⁰.

104.4. Water-skiing prohibited for the purposes of Clause 8.

The waters of the Local port of Gippsland Lakes referred to in Item 2 of this Schedule and also the waters of Reeves Channel between a line extending north-westward from a warning notice⁶¹ on the north-western end of Rigby Island to a similar notice⁶² on the shore of the mainland at Nyerimilang and then bounded to the east by a line extending northward from warning notice⁶⁰ situated on the shore of Rigby Island, then to the north on the opposite shore to another warning notice⁵⁹ are prohibited to water-skiers and vessels towing water-skiers.

104.5. Areas prohibited to vessels for the purposes of Clause 9.

The waters of the Local Port of Gippsland Lakes specified below are prohibited to vessels:

- (a) The waters that are generally north of a line of red buoys, from a sign inscribed with the words "No Boating" on the foreshore situated at Ogilvey Point, Newlands Arm, to a similar sign on the foreshore situated approximately 190 metres west of the boat launching ramp at Commissioners Point, Paynesville
- (b) The waters that are generally north of a line of red buoys between two points^{75,76} situated approximately 50 metres offshore from a sign⁷⁷ inscribed with the words "No Boating" situated on the foreshore 35 metres north west of the boat launching ramp located off The Esplanade, Paynesville to a similar sign ⁷⁸ on the foreshore approximately 147 metres north-west of that sign
- (c) The water of Newlands Arm that are generally east of a line of red buoys approximately 30 metres offshore between two "No boating" signs situated on the foreshore of Dawson Cove approximately 350 metres and 400 metres south of Butler Point

Waterway Rules - Schedules

- (d) the waters of Lake Victoria situated at Loch Sport that are:
- (i) between a line running to seaward from a “No boating” sign on the foreshore 800 metres south westward of the Loch Sport Marina Jetty to a “No boating” buoy 200 metres to seaward of the water’s edge and a second line running to seaward from a “No boating” sign on the foreshore 520 metres south westward of the Loch Sport Marina Jetty to a “No boating” buoy 200 metres to seaward of the water’s edge; and
 - (ii) between a line running to seaward from a “No Boating” sign on the foreshore 640 metres north eastward of the Loch Sport Marina Jetty to a “No boating” buoy 200 metres to seaward of the water’s edge and second line running to seaward from a “No boating” sign on the foreshore 965 metres north eastward of the Loch Sport Marina Jetty to a “No boating” buoy 200 metres to seaward of the water’s edge
- (e) The waters of Eagle Point Bay, Lake King that are north of the jetty located between two “No Boating” signs^{63,64} on the foreshore, then out 50 metres from the water edge from the two shore based signs to two No Boating Buoys positioned at points^{65,66}
- (f) The waters of Cunninghame Arm that are:
- (i) bounded by a line commencing at a “No Boating” sign on the northern shoreline opposite Whiter Street to a red “No Boating” buoy 25 metres to seaward, then by a line extending approximately 100 metres westward to a red “No Boating” buoy, then by a line extending northerly to a “No Boating” sign on the foreshore
 - (ii) bounded by a line commencing at a “No Boating” sign on the eastern shoreline of the area known as “Club Spit” to a red “No Boating” buoy 25 metres to seaward, then by a line extending approximately 100 metres south to a red “No Boating” buoy, then by a line extending westward to a “No Boating” sign on the foreshore
 - (iii) bounded by a line commencing at a “No Boating” sign on the southern shoreline adjacent to the western side of the footbridge to a red “No Boating” buoy 25 metres to seaward, then by a line extending approximately 100 metres westward to a red “No Boating” buoy, then by a line extending southerly to a “No Boating” sign on the foreshore.

104.6. Exclusive use and special purpose areas for the purposes of Clause 13.

- (a) The provisions of Item 2(p), 2(q) and 2(r) of this Schedule shall not apply during the period commencing one hour before sunrise and ending one hour after sunset on any day in the waters:
- (i) of North Arm between a line from a 5 knot sign at point 67 on the shore at the point known as Stocks Point to a 5 knot sign⁶⁸ on the opposite shore approximately 30 metres north-eastward of the launching ramp and a line extending westward from a 5 knot sign⁶⁹ on the shore near the prolongation to seaward of Bogong Street to a 5 knot sign⁷⁰ on the opposite shore;
 - (ii) of Cunninghame Arm encompassed by lines extending northward from two 5 knot signs^{71,72} on the southern shore to a line through yellow buoys situated off-shore, starting at point⁷³ on the western end and ending at the eastern end at point⁷⁴
- (b) Navigation of Entrance
- (i) A person in charge of a vessel which is departing Cunninghame Arm must keep out of the way of a vessel navigating Reeves Channel
 - (ii) Where two vessels in Reeves Channel at its junction with Cunninghame Arm are approaching each other on reciprocal or near reciprocal courses, the person in charge of the vessel stemming the tide

Waterway Rules - Schedules

must keep out of the way of the vessel proceeding with the tide and nothing in this Schedule shall exempt the person in charge of either vessel from complying with the requirements of section 16 of the Uniform Shipping Laws Code

- (iv) The person in charge of a vessel which is proceeding to sea and navigating the waters of the port between the seaward end of the entrance moles and the offshore bar must keep out of the way of a vessel inward bound into the port
- (v) The person of a vessel navigating the waters of the port between the seaward end of the entrance moles and the seaward (outer) edge of the offshore bar must maintain a distance of 100 metres astern of any other vessel proceeding in the same direction as the vessel.
- (vi) Despite anything contained in this item of this Schedule:
 - (1) all vessels must keep clear of the dredger; and
 - (2) a vessel whether inward or outward bound must not attempt to pass the dredger whilst the dredger is dredging between the seaward end of the entrance moles and the outer edge of the seaward extremity of the bar or is engaged in swinging at the landward side of the bar.

(c) McMillan's Strait Vehicular Cable Ferry

- (i) The master or operator of a vessel navigating McMillan's Strait, Gippsland Lakes must, when in the vicinity of the Paynesville-Raymond Island vehicular cable ferry, proceed with caution and keep clear of the ferry.
- (ii) The master of the ferry must not proceed to cross the strait if danger of a collision with a passing vessel exists.
- (iii) The master of the ferry must ensure that when the ferry is traversing the strait, the ferry:
 - (1) displays by night an all-around red light at each end in a horizontal line, at a height of not less than three metres above the deck and, at the appropriate end, an all-around green light not less than one metre above the red light to indicate the direction of travel; and
 - (2) where there is fog or poor visibility, sounds its siren at intervals of not more than one minute one prolonged blast followed by two short blasts, commencing at the time it leaves its berth.
- (iv) Where the ferry becomes stationary in the strait, the Master of the ferry must ensure:
 - (1) that the ferry displays the lights referred to in (c)(i); and
 - (2) in fog or conditions of poor visibility, that a bell rings rapidly for about five seconds at intervals of not more than one minute.
- (v) The master of the ferry must ensure that when the ferry is not operating and berthed, the ferry displays at night two fixed white lights vertically disposed at its seaward end.

104.7. Prohibition of specified activities for the purposes of Clause 12.

The waters of North Arm between a line joining 'Swimming Prohibited' signs on the eastern and western shores approximately 20 metres downstream of the Princes Highway bridge and a line joining 'Swimming Prohibited' signs on the eastern and western shores approximately 20 metres upstream of the Princes Highway bridge are prohibited to swimmers.

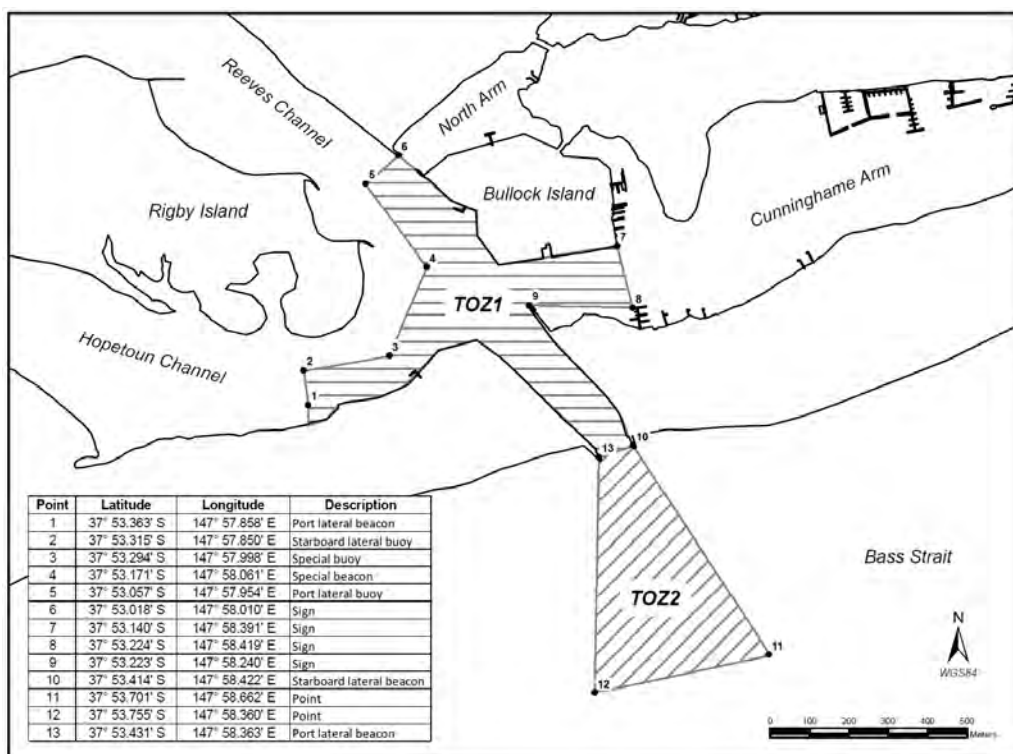
Waterway Rules - Schedules

104.8 Exclusive use and special purpose areas for the purposes of Clause 13.

The operator, master or person in charge of a vessel must not use the Transit Only Zone 1 and Transit Only Zone 2 delineated on Map 1 below other than for transiting of the vessel through the area, excluding vessels berthed in areas sets aside for the purpose of berthing, and must not permit the vessel to be anchored in or allow the vessel to drift in or set fishing equipment in the Transit Zones.

Map 1: Transit Only Zone 1 and Transit Only Zone 2

This map shows a section of the Local Port of Gippsland Lakes waters highlighting Transit Only Zone 1, the Entrance Channel, Reeve Channel, Hopetoun Channel and Cunninghame Arm; Transit Only Zone 2 (12 month trial), extending from the Narrows into Bass Strait; and the latitude and longitude locations.



Waterway Rules - Schedules

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-38.059401	147.249660
2	-38.059458	147.249658
3	-38.062004	147.249412
4	-38.061994	147.249277
5	-38.048444	147.267306
6	-38.048077	147.578598
7	-38.039783	147.586827
8	-38.053231	147.563897
9	-38.051161	147.563936
10	-38.025789	147.610797
11	-38.024075	147.609792
12	-37.925008	147.857887
13	-37.923338	147.856995
14	-37.942151	147.684649
15	-37.943907	147.686077
16	-37.905321	147.737085
17	-37.903445	147.731941
18	-37.924662	147.720030
19	-37.919396	147.720037
20	-37.889509	147.684302
21	-37.894431	147.686752
22	-37.858468	147.741712
23	-37.848550	147.731387
24	-37.860046	147.792656
25	-37.896577	147.857619
26	-37.886408	147.859299
27	-37.894207	147.862876
28	-37.893184	147.872385
29	-37.880523	147.861261
30	-37.881482	147.860145
31	-37.881003	147.876082
32	-37.887050	147.970670
33	-37.886097	147.969776
34	-37.883939	147.967342
35	-37.883620	147.966856
36	-37.892800	147.851431
37	-37.892436	147.852225
38	-37.891192	147.850444
39	-37.890864	147.851167
40	-37.890204	147.962418
41	-37.887466	147.961477
42	-37.888143	147.968018
43	-37.887115	147.966788

Waterway Rules - Schedules

Asset	Latitude	Longitude
44	-37.894642	147.938347
45	-37.891881	147.938350
46	-37.891647	147.938911
47	-37.891233	147.940136
48	-37.889794	147.949492
49	-37.892783	147.950647
50	-37.922973	147.688851
51	-37.919876	147.687587
52	-37.922694	147.713208
53	-37.904407	147.731819
54	-37.924662	147.720030
55	-37.962428	147.756736
56	-37.960703	147.759731
57	-37.960764	147.750761
58	-37.962908	147.769281
59	-37.878601	147.955723
60	-37.881937	147.955353
61	-37.883493	147.942496
62	-37.877276	147.929801
63	-37.890528	147.684503
64	-37.891628	147.684808
65	-37.890417	147.685133
66	-37.891475	147.685500
67	-37.878082	147.979874
68	-37.878082	147.979874
69	-37.878593	147.982273
70	-37.870986	147.985815
71	-37.872376	147.984246
72	-37.885025	147.981714
73	-37.883083	147.989055
74	-37.883979	147.981351
75	-37.92023397	147.7214335
76	-37.91994231	147.7206012
77	-37.91998535	147.7219793
78	-37.9195302	147.7208313

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed, or on/off water), or points

Asset	Latitude	Longitude
1	38° 03' 33.84"	147° 14' 58.78"
2	38° 03' 34.05"	147° 14' 58.77"
3	38° 03' 43.21"	147° 14' 57.88"
4	38° 03' 43.18"	147° 14' 57.40"
5	38° 02' 54.40"	147° 16' 02.30"
6	38° 02' 53.08"	147° 34' 42.95"

Waterway Rules - Schedules

Asset	Latitude	Longitude
7	38° 02' 23.22"	147° 35' 12.58"
8	38° 03' 11.63"	147° 33' 50.03"
9	38° 03' 04.18"	147° 33' 50.17"
10	38° 01' 32.84"	147° 36' 38.87"
11	38° 01' 26.67"	147° 36' 35.25"
12	37° 55' 30.03"	147° 51' 28.39"
13	37° 55' 24.02"	147° 51' 25.18"
14	37° 56' 31.74"	147° 41' 04.74"
15	37° 56' 38.07"	147° 41' 09.88"
16	37° 54' 19.157"	147° 44' 13.506"
17	37° 54' 12.403"	147° 43' 54.987"
18	37° 55' 28.78"	147° 43' 12.11"
19	37° 55' 28.78"	147° 43' 12.11"
20	37° 53' 22.23"	147° 41' 03.49"
21	37° 53' 39.95"	147° 41' 12.31"
22	37° 51' 30.48"	147° 44' 30.16"
23	37° 50' 54.78"	147° 43' 52.99"
24	37° 51' 36.17"	147° 47' 33.56"
25	37° 53' 47.68"	147° 51' 27.43"
26	37° 53' 11.07"	147° 51' 33.48"
27	37° 53' 39.15"	147° 51' 46.35"
28	37° 53' 35.46"	147° 52' 20.59"
29	37° 52' 49.88"	147° 51' 40.54"
30	37° 52' 53.34"	147° 51' 36.52"
31	37° 52' 51.61"	147° 52' 33.90"
32	37° 53' 13.38"	147° 58' 14.41"
33	37° 53' 09.95"	147° 58' 11.19"
34	37° 53' 02.18"	147° 58' 02.43"
35	37° 53' 01.03"	147° 58' 00.68"
36	37° 53' 34.08"	147° 51' 05.15"
37	37° 53' 32.77"	147° 51' 08.01"
38	37° 53' 28.29"	147° 51' 01.60"
39	37° 53' 27.11"	147° 51' 04.20"
40	37° 53' 24.73"	147° 57' 44.70"
41	37° 53' 14.88"	147° 57' 41.32"
42	37° 53' 17.31"	147° 58' 04.86"
43	37° 53' 13.61"	147° 58' 00.44"
44	37° 53' 40.71"	147° 56' 18.05"
45	37° 53' 30.77"	147° 56' 18.06"
46	37° 53' 29.93"	147° 56' 20.08"
47	37° 53' 28.44"	147° 56' 24.49"
48	37° 53' 23.26"	147° 56' 58.17"
49	37° 53' 34.02"	147° 57' 02.33"
50	37° 55' 22.70"	147° 41' 19.86"
51	37° 55' 11.55"	147° 41' 15.31"
52	37° 55' 21.70"	147° 42' 47.55"
53	37° 55' 12.71"	147° 42' 45.42"

Waterway Rules - Schedules

Asset	Latitude	Longitude
54	37° 57' 50.16"	147° 45' 33.72"
55	37° 57' 44.74"	147° 45' 24.25"
56	37° 57' 38.53"	147° 45' 35.03"
57	37° 57' 38.75"	147° 45' 02.74"
58	37° 57' 46.47"	147° 46' 09.41"
59	37° 52' 42.96"	147° 57' 20.60"
60	37° 52' 54.97"	147° 57' 19.27"
61	37° 53' 00.57"	147° 56' 32.99"
62	37° 52' 38.19"	147° 55' 47.28"
63	37° 53' 25.90"	147° 41' 04.21"
64	37° 53' 29.86"	147° 41' 05.31"
65	37° 53' 25.50"	147° 41' 06.48"
66	37° 53' 29.31"	147° 41' 07.80"
67	37° 52' 41.10"	147° 58' 47.55"
68	37° 52' 42.93"	147° 58' 56.18"
69	37° 52' 15.55"	147° 59' 08.93"
70	37° 52' 20.55"	147° 59' 03.29"
71	37° 53' 06.09"	147° 58' 54.17"
72	37° 52' 59.10"	147° 59' 20.60"
73	37° 53' 02.32"	147° 58' 52.86"
74	37° 52' 56.14"	147° 59' 18.61"
75	37° 55' 12.842"	147° 43' 17.161"
76	37° 55' 11.792"	147° 43' 14.164"
77	37° 55' 11.947"	147° 43' 19.126"
78	37° 55' 10.309"	147° 43' 14.993"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m

Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 104	MA 1988 s15
S329 22/09/2014	Clause 104.2(h) amended	MSA 2010 s184
S318 28/10/2015	Clauses 104.2 and 104.5(b) amended	MSA 2010 s184
S566 14/12/2018	Clause 104.8 Added	MSA 2010 s184
S571 14/12/2018	Clauses 104.2(t) (i) Added	MSA 2010 s184
S591 28/12/2018	Clauses 104.2(t) (i) Amended	MSA 2010 s184

Waterway Rules - Schedules

Schedule 105: Lake Tyers

Waterway Manager: Gippsland Ports Committee of Management Inc.

105.1. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Tyers:

- (a) in Blackfellows Arm north of an imaginary line between two yellow speed restriction signs on opposite shores at the entrance to Blackfellows Arm
- (b) in Toorloo Arm north of an imaginary line between two yellow speed restriction signs on opposite shores at the entrance to Toorloo Arm
- (c) in Nowa Nowa Arm north of an imaginary line between two yellow speed restriction signs on opposite shores at the southernmost point of Merlin Bay
- (d) south of an imaginary line between a yellow speed restriction sign on the northern entrance to Fishermans Landing Arm and a yellow speed restriction sign on the eastern shore of Lake Tyers

are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 105	MA 1988 s15

Waterway Rules - Schedules

Schedule 106: Lake Reeve

Waterway Manager: Department of Sustainability and Environment

106.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters of Lake Reeve are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 106	MA 1988 s15

Waterway Rules - Schedules

Schedule 107: The Local Port of Snowy River

Waterway Manager: Gippsland Ports Committee of Management Inc.

107.1. Excluded speed limit for the purposes of Clause 4(a).

Those waters within the Port of Snowy River that are not otherwise specified as a five (5) knot speed restriction zone or a ten (10) knot speed restriction zone are not subject to the requirements of Clause 4(a) of this Notice.

107.2. Ten (10) knot speed restriction zone for the purposes of Clause 7.

The waters of the Port of Snowy River upstream from a line extending from a speed limit notice on the southern shore just east of the entrance to The Slips, to a similar notice on the northern shore west of the Marlo Jetty and adjacent to the public toilet block are subject to a speed limit of ten (10) knots.

107.3. Five (5) knot speed restriction zones for the purposes of Clause 7.

- (a) The waters of the Port of Snowy River that are known as The Slips from a speed limit notice situated on the eastern point of the entrance to such waters are subject to a speed limit of five (5) knots
- (b) All the waters of the Brodribb River that are upstream from an imaginary line joining two speed limit notices near the mouth of the river, to the Marlo Road Bridge.

107.4. Areas prohibited to vessels for the purposes of Clause 9.

- (a) The waters bounded by a line commencing at a 'No Boating' sign situated on the foreshore 25 metres west of the Foreshore Road roundabout to a red 'No Boating' buoy 20 metres to seaward; thence by a line extending approximately 50 metres east to a red 'No Boating' buoy; thence by a line extending in a northerly direction to a 'No Boating' sign on the foreshore are prohibited to vessels
- (b) The waters bounded by a line commencing at a 'No Boating' sign situated on the foreshore 25 metres west of the pedestrian pathway at Sampsons Lookout to a red 'No Boating' buoy 20 metres to seaward; thence by a line extending approximately 50 metres east to a red 'No Boating' buoy; thence by a line extending in a northerly direction to a 'No Boating' sign on the foreshore are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 107	MA 1988 s15

Waterway Rules - Schedules

Schedule 108: Tamboon Inlet and all navigable waters with an opening to that inlet

Waterway Manager: Department of Sustainability and Environment

108.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

Those waters of Tamboon Inlet that are southwards of a line joining two speed limit notices on opposite shores of the inlet adjacent to Peters Rock are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 108	MA 1988 s15

Waterway Rules - Schedules

Schedule 109: The Local Port of Mallacoota

Waterway Manager: Gippsland Ports Committee of Management Inc.

109.4. Excluded speed limit for the purposes of Clause 4(a).

Those waters within the Port of Mallacoota that are not otherwise specified as a five (5) knot speed restriction zone are not subject to the requirements of Clause 4(a) (5 knots within 200 metres of the water's edge).

109.7. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of the Local Port of Mallacoota are subject to a speed restriction of five (5) knots:

- (a) Waters that are bounded by a line extending from a speed limit notice on Captain Point to a similar notice on the southern shore of Goat Island; thence by a line joining yellow posts on the southern shores of each of three unnamed islands opposite Mallacoota township; thence by a line joining No.'s 1, 3, 5 and 7 navigation beacons; thence by a line to a yellow post on the western shore of Rabbit Island; thence by a line extending to a yellow post on the mainland; thence around the shoreline to the point of commencement.
- (b) Waters that are upstream from a line joining two speed limit notices on opposite shores of Mallacoota Inlet approximately 500 metres south-east of the Gipsy Point Wharf.

are subject to a speed restriction of five (5) knots.

109.9. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of the Local Port of Mallacoota are prohibited to vessels:

- (a) Waters bounded by a line commencing at a sign¹ situated approximately 50 metres west of the Bastion Point boat ramp and extending 100 metres in a north easterly direction to a starboard hand lateral mark², thence 190 metres in a west north-westerly direction to a sign³.

109.16. Areas prohibited to bathers for the purposes of Clause 16.

The following waters of the Local Port of Mallacoota are prohibited to bathers:

- (a) Waters bounded by a line commencing at a sign⁴ situated approximately 58 metres east of the Bastion Point break wall and extending in a north easterly direction to a point⁵ approximately 50 metres north east of the end of the break wall, thence to a point⁶ approximately 50 metres north of the end of the break wall, thence to a sign⁷ approximately 50 west of the Bastion Point boat ramp.

Table 1: Actual Location (WGS84) – Degrees Minutes Seconds

This table shows the actual location (WGS84) in degrees, minutes, seconds of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
Sign 1	37° 34' 16.891" S	149° 45' 50.291" E
Mark 2	37° 34' 14.491" S	149° 45' 53.073" E
Sign 3	37° 34' 13.204" S	149° 45' 45.517" E
Sign 4	37° 34' 20.222" S	149° 45' 52.630" E
Point 5	37° 34' 14.037" S	149° 45' 55.323" E
Point 6	37° 34' 13.649" S	149° 45' 54.049" E
Sign 7	37° 34' 16.891" S	149° 45' 50.291" E

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S150 13/05/2016	Schedule 109	MSA 2010 s184

Waterway Rules - Schedules

Schedule 110: Hazelwood Cooling Pond

Waterway Manager: Latrobe City Council

110.1. Areas prohibited to vessels for the purposes of Clause 9

The following waters of the Hazelwood Cooling Pond:

- (a) Outlet pond, outlet channel and the outlet bank; and
- (b) The inlet pond, inlet bank and inlet structure; and
- (c) The waters in the southeast bay bound by a line extending from a beacon located on the shore in approximate position 38° 17' 51.8820" S 146° 22' 59.5848" E to a beacon located on the southern shore in approximate position 38° 18' 3.5064" S 146° 22' 49.0800" E.
- (d) The waters bound by:
 - (i) a line extending from a marker located on the shore at approximate location 38° 17' 46.2084" S, 146° 21' 34.9992" E to a marker buoy located at approximate position 38° 17' 45.5964" S, 146° 21' 36.9036" E.
 - (ii) a line extending from a marker buoy located in approximate position 38° 17' 45.5964" S, 146° 21' 36.9036" E to a marker buoy located in approximate position 38° 17' 50.6256" S, 146° 21' 37.2204" E.
 - (iii) a line extending from a marker buoy located in the approximate position 38° 17' 50.6256" S, 146° 21' 37.2204" E to a marker located on the shore at approximate position 38° 17' 51.2376" S, 146° 21' 35.3160" E.
 - (iv) a line extending in an easterly direction from a marker located on the shore at approximate position 38° 17' 57.5664" S, 146° 21' 29.7720" E to a marker located on the shore at approximate position 38° 18' 5.7204" S, 146° 22' 32.9772" E.

are prohibited to vessels.

110.2. Special Purpose Area for the purpose of Clause 13

The waters marked by yellow buoys and bound by:

- (b) A line extending westward from a beacon located on the eastern wall at approximate position 38° 17' 34.4580" S 146° 23' 0.5892" E to a marker buoy located in the water at approximate position 38° 17' 19.9680" S 146° 22' 14.8872" E.
- (c) A line extending from a marker buoy located on the approximate position 38° 17' 19.9680" S 146° 22' 14.8872" E to a marker located on the island at approximate position 38° 17' 44.7936" S 146° 21' 44.3304" E.
- (d) A line extending from a marker located on the southern tip of the island, in the approximate position 38° 17' 42.9540" S, 146° 21' 41.7996" E to a marker on the shore located in approximate position 38° 17' 44.0304" S, 146° 21' 37.1268" E

are designated as a 5 knot zone for all vessels with engines, at all times when a red flag is displayed from the buoys.

Waterway Rules - Schedules

Vessel Operating and Zoning Rules for water levels as being 200 mm or more below the Hazelwood Cooling Pond spillway.

110.3 Five (5) knot speed restriction zones for the purposes of Clause 7.

All the waters of Hazelwood Cooling Pond excluding those areas designated as prohibited to vessels are subject to a speed restriction of five (5) knots.

Projection: GDA 94

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S320 06/09/2013	Schedule 110 correction	MSA 2010 s184
S330 06/11/2015	Insert Clause 110.3	MSA 2010 s184

Waterway Rules - Schedules

Schedule 111: Lake Glenmaggie

Waterway Manager: Gippsland and Southern Rural Water Corporation

Vessel Operating and Zoning Rules for water levels above 70.0 metres Australian Height Datum (AHD) – being 44% of maximum capacity - as measured at the head gauge board located on the main embankment at Glenmaggie reservoir

111.1. Access lanes for the purpose of Clause 5.

The following waters of Lake Glenmaggie are access lanes:

- (a) the waters extending 50 metres from the water's edge in an area 100 metres wide located immediately east of Sandy Point
- (b) the waters extending 50 metres from the water's edge in an area 100 metres wide located immediately south of Stuckey's Point
- (c) the waters extending 50 metres from the water's edge in an area 100 metres wide located adjacent to the Tinamba Glenmaggie Road approximately one (1) kilometre from the junction of that road and the Glenmaggie-Heyfield Road
- (d) the waters extending 50 metres from the water's edge in an area 100 metres wide located approximately 200 metres north of the Lake Glenmaggie Caravan Park area No. 1
- (e) the waters extending 50 metres from the water's edge in an area 100 metres wide located approximately 300 metres north of the Lake Glenmaggie Caravan Park area No. 2
- (f) the waters extending 50 metres from the water's edge in an area 150 metres wide located adjacent to the Glenmaggie and District Boat Club clubhouse
- (g) the waters extending 50 metres from the water's edge in an area 200 metres wide located adjacent to Seaton Road approximately one (1) kilometre from the junction of that road and the Glenmaggie-Heyfield Road
- (h) the waters extending 50 metres from the water's edge in an area 100 metres wide located approximately 50 metres west of the Kelly Cove launching ramp
- (i) the waters extending 50 metres from the water's edge in an area 100 metres wide located approximately 100 metres south of the entrance to Wooton Cove
- (j) the waters extending from the water's edge in an area 100 metres wide located on the northern side of Glenmaggie Point at the end of Catrina Crescent.

111.2. Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Glenmaggie:

- (a) adjacent to the Seaton Road foreshore for a distance of approximately 100 metres from the edge of the water for the time being
- (b) in the Macalister River Inlet north of a line between beacons located on the foreshore each side of the entrance to the inlet
- (c) in the Glenmaggie Creek Inlet east of a line of beacons located on the northern and southern foreshore approximately 200 metres west of the Glenmaggie-Licola Bridge

Waterway Rules - Schedules

- (d) between the Glenmaggie-Licola Bridge and a line of beacons located on the northern and southern foreshore approximately 200 metres west of the bridge
- (e) in Wooton Cove north of a line passing in an east-westerly direction through a yellow buoy located in the water at the entrance to the cove
- (f) in Kelly Cove north-east of a line passing in a north-westerly direction through a yellow buoy located in the water at the entrance to the cove
- (g) in Ryan Cove north of a line passing east-west through a yellow buoy situated in the water at the entrance to the cove
- (h) in Munjara Cove south of a line passing through two or more yellow buoys located in the water at the entrance to the cove
- (i) in Sandy Cove south of a line passing through two or more yellow buoys located in the water within the cove

are subject to a speed restriction of five (5) knots.

111.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Glenmaggie:

- (a) between the dam wall and a line 150 metres to the south-west thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the lake
- (b) extending 50 metres from the water's edge between side boundaries marked by two red buoys at the following locations:
 - (i) a swimming area 60 metres wide on the eastern shore approximately 50 metres south of the launching ramp in Kelly Cove
 - (ii) a swimming area 50 metres wide located approximately 100 metres north-west of the launching ramp on the southern shore of Sandy Point

are prohibited to vessels.

Vessel Operating and Zoning Rules for water levels between 67.0 metres AHD (being 44% of maximum capacity) and 70.0 metres AHD (being 25% of maximum capacity) – as measured at the head gauge board located on the main embankment at Glenmaggie reservoir

111.4. Five (5) knot speed restriction for the purpose of Clause 7.

The waters of Lake Glenmaggie:

The waters west of a straight line extending from a yellow beacon situated on Sandy Point, through a line of yellow buoys to a similar beacon situated on Wootons Point, including the Seaton Road foreshore.

111.5. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Glenmaggie:

- (a) between the dam wall and a line approximately 150 metres to the south-west thereof between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the lake
- (b) extending 50 metres from the water's edge between side boundaries marked by two red buoys at the following locations:

Waterway Rules - Schedules

- (i) in a swimming area 60 metres wide on the eastern shore approximately 50 metres south of the launching ramp in Kelly Cove
- (ii) in a swimming area 50 metres wide located approximately 100 metres north-west of the launching ramp on the southern shore of Sandy Point are prohibited to vessels.

Vessel Operating and Zoning Rules for water levels 67.0 metres AHD (being 25% of maximum capacity) or less – as measured at the head gauge board located on the main embankment at Glenmaggie reservoir

111.6. Five (5) knot speed restriction for the purposes of Clause 7.

All the waters of Lake Glenmaggie excluding areas prohibited for vessels.

111.7. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Glenmaggie between the dam wall and a line 150 metres to the south-west between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the lake are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 111	MA 1988 s15

Waterway Rules - Schedules

Schedule 112: All waters within Wilsons Promontory National Park

Waterway Manager: Department of Sustainability and Environment

112.1. Vessels with engines prohibited for the purposes of Clause 10.

All of the waters within Wilsons Promontory National Park are prohibited to vessels with engines used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 112	MA 1988 s15

Waterway Rules - Schedules

Schedule 113: Blue Rock Lake

Waterway Manager: Gippsland and Southern Rural Water Corporation

113.7. Five (5) knot speed restriction zone for the purposes of Clause 7.

The following waters of Blue Rock Lake are subject to a speed restriction of 5 knots:

- (a) Waters north and east of a line between a '5 knot' sign¹ on the shore near the end of Hunts Road and a '5 knot' sign² on the opposite shore at the end of Blue Rock Road.

113.7. Fifteen (15) knot speed restriction zone for the purposes of Clause 7.

The waters of Blue Rock Lake are subject to a speed restriction of 15 knots except in the areas prohibited to vessels and areas subject to a speed restriction of 5 knots.

113.9. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Blue Rock Lake are prohibited to vessels:

- (a) Waters extending approximately 200 metres from the dam wall between two signs^{3,4} inscribed 'Stop No Boating' located on opposite shores of the lake.
- (b) Waters extending approximately 60 metres from the edge of the water approximately 130 metres wide situated adjacent to the toilet block within the Old Tanjil Road Recreational Area on the western shore of the lake, the boundaries being marked by signs^{5,6} and red buoys.

Table 1: Actual Location (WGS84) – Degrees Minutes Seconds

This table shows the actual location (WGS84) in degrees, minutes, seconds of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
Sign 1 - 5 Knot West	38° 03.162' S	146° 10.863' E
Sign 2 - 5 Knot East	38° 03.130' S	146° 11.340' E
Sign 3 - No Boating South	38° 04.926' S	146° 13.455' E
Sign 4 - No Boating North	38° 04.527' S	146° 13.662' E
Sign 5 - Swimming Area North	38° 03.650' S	146° 10.725' E
Sign 6 - Swimming Area South	38° 03.689' S	146° 10.716' E

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S216 01/07/2016	Schedule 113	MSA 2010 s184

Waterway Rules - Schedules

Schedule 114: The Local Port of Anderson Inlet**Waterway Manager: Gippsland Ports Committee of Management Inc.****114.4. Excluded speed limit for the purposes of Clause 4(a).**

Those waters within the Local Port of Anderson Inlet specified as an area prohibited to vessels, five (5) knot speed restriction zone, ten (10) knot speed restriction zone, access lane and the waters of Venus Bay from a 5 knot sign on the foreshore at the north-west corner of Point Smythe ⁽⁷⁾, south to a port limit sign ⁽¹⁷⁾ on the foreshore of Venus Bay are excluded from the provisions of clause 4(a), (5 knots within 200 metres of the water's edge).

114.5. Five (5) knot speed restriction zone for the purposes of Clause 7.

- (a) A five (5) knot speed limit applies to the waters of the Local Port of Anderson Inlet situated within 100 metres of the mean high water mark on the northern shore at Inverloch which lie;
- (i) Between a 5 knot sign ⁽¹⁾ on the foreshore in vicinity of the beach access steps at Point Hughes ("Pensioners Point") and a 5 knot sign ⁽²⁾ on the foreshore opposite Pymble Avenue as marked by 5 knot buoys ^(A,B,C,D,E).
 - (ii) Between a 5 knot sign ⁽³⁾ on the foreshore adjacent to the Inverloch Angling Club rooms to a 5 knot sign situated on Mahers Landing Light Beacon ⁽⁴⁾ as marked by 5 knot buoys ^(F,G,H,I).
 - (iii) The waters of the Tarwin River between a 5 knot sign ⁽⁵⁾ at the car park on the Venus Bay-Tarwin Lower Road known locally as "The Rocks" and a 5 knot sign ⁽⁶⁾ (situated approximately 2.7 km upstream) on the bank of the river approximately 100 metres north of the Tarwin River Jetty, between the hours of one hour after sunset and one hour before sunrise.
- (b) A five (5) knot speed limit applies to the waters of the Local Port of Anderson Inlet situated within 50 metres of the mean high water mark on the northern shore of Point Smythe, the area locally known as the "Snags", which lie:
- (i) Between a 5 knot sign ⁽⁷⁾ on the foreshore at the north-western end of Point Smythe, east to an access lane sign ⁽⁸⁾ on the foreshore marking the western limit of the access lane as marked by a 5 knot buoy ^(M).
 - (ii) Between an access lane sign ⁽⁹⁾ on the foreshore marking the eastern limit of the access lane to a 5 knot sign ⁽¹⁰⁾ on the foreshore approximately 900 metres east-south-east as marked by 5 knot buoys ^(J, K, L).
- (c) A ten (10) knot speed limit applies to the waters of the Local Port of Anderson Inlet (including the waters of the Tarwin River) that are situated eastward of a line between a 10 knot sign ⁽⁴⁾ situated on the Mahers Landing Light Beacon, to the No.26 port hand navigation buoy ⁽¹¹⁾ located in the Anderson Inlet Channel, to a 10 knot sign ⁽¹²⁾ situated on the southern foreshore opposite Doyles Road, (excluding those waters between a 5 knot sign ⁽⁵⁾ at the car park on the Venus Bay-Tarwin Lower Road known locally as "The Rocks" and a 5 knot sign ⁽⁶⁾ situated approximately 2.7 km upstream) on the bank of the river approximately 100 metres north of the Tarwin River Jetty, between the hours of one hour after sunset and one hour before sunrise).

114.9. Area prohibited to vessels for the purposes of Clause 9.

The following waters of the Local Port of Anderson Inlet are prohibited to vessels:

- (a) Waters situated within 100 metres of the mean high water mark on the northern shore at Inverloch which lie between a no boating sign (2) on the foreshore opposite Pymble Avenue east of the Inverloch Jetty, to

Waterway Rules - Schedules

a no boating sign (3) situated on the foreshore adjacent to the Inverloch Angling Club as marked by no boating buoys (R, S, T).

- (b) Waters situated between a sign on the foreshore (13) opposite Veronica Street and within 25 metres of the mean high water mark to a sign on the foreshore (14) at the Western Beach Car Park and within 100 metres of the mean high water mark, to a sign on the foreshore (15) opposite Abbott Street and within 150 metres of the mean high water mark, to a sign on the foreshore (16) at the Ramsay Boulevard Car Park Amenities and within 100 metres of the mean high water mark as marked by no boating buoys (N,Q).

Table 1: Actual Location (WGS 84)

This table shows the actual location (WGS84) of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

*Asset #	Actual Location	
	DDD MM.mmmm Latitude	Longitude
1	-38° 38.3373'	145° 43.5113'
2	-38° 38.1005'	145° 44.1697'
3	-38° 38.0975'	145° 44.4855'
4	-38° 38.3183'	145° 47.4797'
5	-38° 41.8865'	145° 51.2565'
6	-38° 41.7070'	145° 51.8678'
7	-38° 38.7388'	145° 44.1398'
8	-38° 38.7532'	145° 44.2617'
9	-38° 38.7608'	145° 44.3305'
10	-38° 38.8425'	145° 44.9268'
11	-38° 38.8743'	145° 47.7027'
12	-38° 39.6082'	145° 47.0395'
13	-38° 38.5982'	145° 42.8435'
14	-38° 38.4858'	145° 42.9110'
15	-38° 38.3900'	145° 43.0982'
16	-38° 38.3527'	145° 43.2932'
17	-38° 39.6617'	145° 45.3517'
A	-38° 38.3913'	145° 43.5103'
B	-38° 38.3063'	145° 43.6615'
C	-38° 38.2343'	145° 43.8007'
D	-38° 38.2040'	145° 43.9920'
E	-38° 38.1775'	145° 44.0878'
F	-38° 38.1612'	145° 44.6132'
G	-38° 38.1603'	145° 44.7643'
H	-38° 38.3327'	145° 47.3353'
I	-38° 38.3935'	145° 47.5100'
J	-38° 38.8122'	145° 44.9237'
K	-38° 38.7400'	145° 44.7752'
L	-38° 38.7357'	145° 44.5087'
M	-38° 38.7258'	145° 44.1415'
AL1	-38° 38.7198'	145° 44.2525'
AL2	-38° 38.7235'	145° 44.3277'
N	-38° 38.6025'	145° 42.8633'

Waterway Rules - Schedules

*Asset #	Actual Location	
	DDD MM.mmmm	
	Latitude	Longitude
O		
P		
Q	-38° 38.4090'	145° 43.3112'
R	-38° 38.1537	145° 44.1750'
S	-38° 38.1507'	145° 44.3302'
T	-38° 38.1498'	145° 44.4845'

*All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table 2: Actual Location (WGS 84)

This table shows the actual location (WGS 84) of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

*Asset #	Actual Location	
	DDD MM SS	
	Latitude	Longitude
1	-38 ° 38' 20.24"	145 ° 43' 30.68"
2	-38 ° 38' 06.03"	145 ° 44' 10.18"
3	-38 ° 38' 05.85"	145 ° 44' 29.13"
4	-38 ° 38' 19.10"	145 ° 47' 28.78"
5	-38 ° 41' 53.19"	145 ° 51' 15.39"
6	-38 ° 41' 42.42"	145 ° 51' 52.07"
7	-38 ° 38' 44.33"	145 ° 44' 08.39"
8	-38 ° 38' 45.19"	145 ° 44' 15.70"
9	-38 ° 38' 45.65"	145 ° 44' 19.83"
10	-38 ° 38' 50.55"	145 ° 44' 55.61"
11	-38 ° 38' 52.46"	145 ° 47' 42.16"
12	-38 ° 39' 36.49"	145 ° 47' 02.37"
13	-38 ° 38' 35.89"	145 ° 42' 50.61"
14	-38 ° 38' 29.15"	145 ° 42' 54.66"
15	-38 ° 38' 23.40	145 ° 43' 05.89"
16	-38 ° 38' 21.16"	145 ° 43' 17.59"
17	-38 ° 39' 39.71"	145 ° 45' 21.11"
A	-38 ° 38' 23.48"	145 ° 43' 30.62"
B	-38 ° 38' 18.38"	145 ° 43' 39.69"
C	-38 ° 38' 14.06"	145 ° 43' 48.04"
D	-38 ° 38' 12.24"	145 ° 43' 59.52"
E	-38 ° 38' 10.65"	145 ° 44' 05.27"
F	-38 ° 38' 09.67"	145 ° 44' 36.79"
G	-38 ° 38' 09.62"	145 ° 44' 45.86"
H	-38 ° 38' 19.96"	145 ° 47' 20.12"
I	-38 ° 38' 23.61"	145 ° 47' 30.60"
J	-38 ° 38' 48.73"	145 ° 44' 55.42"
K	-38 ° 38' 44.40"	145 ° 44' 46.51"
L	-38 ° 38' 44.14"	145 ° 44' 30.52"

Waterway Rules - Schedules

*Asset #	Actual Location DDD MM SS	
	Latitude	Longitude
M	-38 ° 38' 43.55"	145 ° 44' 08.49"
AL1	-38 ° 38' 43.19"	145 ° 44' 15.15"
AL2	-38 ° 38' 43.41"	145 ° 44' 19.66"
N	-38 ° 38' 36.15"	145 ° 42' 51.80"
O		
P		
Q	-38 ° 38' 24.54"	145 ° 43' 18.67"
R	-38 ° 38' 09.22"	145 ° 44' 10.50"
S	-38 ° 38' 09.04"	145 ° 44' 19.81"
T	-38 ° 38' 08.99'	145 ° 44' 29.07"

*All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m. Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S20 04/02/2015	Schedule 114	MSA 2010 s184

Waterway Rules - Schedules

Schedule 115: Lake Banimboola (Dartmouth Pondage)

Waterway Manager: Goulburn-Murray Water

115.1. Areas prohibited to vessels for the purposes of Clause 9.

All the waters of Lake Banimboola are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 115	MA 1988 s15

Waterway Rules - Schedules

Schedule 116: Lake Bullen Merri

Waterway Manager: Director, Transport Safety

116.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of Lake Bullen Merri that are generally north of a line of yellow buoys which mark an imaginary line commencing at a beacon on the shoreline approximately 200 metres south-west of Potters Point; thence 200 metres in a south-easterly direction to a yellow buoy; thence generally north-east to a position which is situated 30 metres in a westerly direction from the shoreline at the intersection of the shoreline with the western boundary of Crown Allotments A, Section XIX, Parish of Colongulac are subject to a speed restriction of five (5) knots.

116.2. Area prohibited to vessels for the purposes of Clause 9.

The waters of Lake Bullen Merri adjacent to the recreation reserve at the southern end of the lake, that are within 30 metres of the shore between the jetty and a signpost on the shore approximately 160 metres west of that jetty are prohibited to vessels.

116.3. Access lane for the purposes of Clause 5.

The following waters of Lake Bullen Merri are access lanes:

The waters bounded by a line commencing at a sign situated on the foreshore or the position of 38° 15' 36.7817' South 143° 5' 38.5778' East and extending approximately 50 metres into the water to a green buoy; thence by a line extending approximately 75 metres in a south-easterly direction to a green buoy; thence by a line extending south-westerly to a sign situated on the on the foreshore or the position of 38° 15' 37.8681' South 143° 5' 41.3245' East. Projection: GDA 94 (Latitude / Longitude).

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 116	MA 1988 s15

Waterway Rules - Schedules

Schedule 117: Mitta Mitta River between the top water line of Lake Hume and the junction of the river with Callaghans Creek

Waterway Manager: Director, Transport Safety

117.1. Excluded speed limit for the purposes of Clause 3(a).

Those waters of the Mitta Mitta River subject to a speed limit under this Schedule are not subject to the requirements of Clause 3(a) of this Notice.

117.2. Fifteen (15) knot speed restriction zone for the purposes of Clause 7.

The waters of the Mitta Mitta River are subject to a speed restriction of 15 knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 117	MA 1988 s15

Waterway Rules - Schedules

Schedule 118: Aire River downstream of the Great Ocean Road Bridge

Waterway Manager: Department of Sustainability and Environment

118.1. Eight (8) knot speed restriction zone for the purposes of Clause 7.

All the waters of the Aire River downstream of the Great Ocean Road Bridge to the river mouth are subject to a speed restriction of eight (8) knots.

118.2. Area prohibited to water-skiers for the purposes of Clause 8.

All the waters of the Aire River downstream of the Great Ocean Road Bridge to the river mouth are prohibited to water-skiers and vessels towing water-skiers.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 118	MA 1988 s15

Waterway Rules - Schedules

Schedule 119: Browns Swamp

Waterway Manager: Department of Sustainability and Environment

119.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

All the waters within Browns Swamp are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 119	MA 1988 s15

Waterway Rules - Schedules

Schedule 120: All the waters within Barmah State Park

Waterway Manager: Department of Sustainability and Environment

120.1. Five (5) knots speed restriction zone for the purposes of Clause 7.

All the waters within the Barmah State Park are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 120	MA 1988 s15

Waterway Rules - Schedules

Schedule 121: Cherry Lake, Altona

Waterway Manager: Melbourne Water

121.1. Areas prohibited to vessels for the purposes of Clause 9.

All the waters of Cherry Lake, Altona are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 121	MA 1988 s15

Waterway Rules - Schedules

Schedule 122: The following lakes on Taylors Creek – Keilor-Taylors Lake, Lake Kingfish, Lake Spoonbill, Lake Heron, Lake Shelduck, Lake Ibis and Lake Cormorant

Waterway Manager: Melbourne Water

122.1. Areas prohibited to vessels for the purposes of Clause 9.

All the waters of the Lakes on Taylors Creek, Keilor consisting of Taylors Lake, Lake Kingfish, Lake Spoonbill, Lake Heron, Lake Shelduck, Lake Ibis and Lake Cormorant are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 122	MA 1988 s15

Waterway Rules - Schedules

Schedule 123: Skeleton Creek upstream of the outlet to Port Phillip to Point Cook Road, Altona and Werribee

Waterway Manager: Melbourne Water

123.1. Areas prohibited to vessels for the purposes of Clause 9.

All the waters of Skeleton Creek between the outlet to Port Phillip Bay and Point Cook Road, Altona and Werribee are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 123	MA 1988 s15

Waterway Rules - Schedules

Schedule 124: Laverton Creek, upstream of the outlet to Port Phillip Bay to Queen Street, Altona

Waterway Manager: Melbourne Water

124.1. Vessels with engines prohibited for the purposes of Clause 10.

Those waters of Laverton Creek upstream of the outlet to Port Phillip Bay to Queen Street, Altona are prohibited to vessels with engines.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 124	MA 1988 s15

Waterway Rules - Schedules

Schedule 125: St. Georges Lake

Waterway Manager: Director, Transport Safety

125.1. Vessels with engines prohibited for the purposes of Clause 10.

All the waters of St. Georges Lake are prohibited to vessels with engines.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 125	MA 1988 s15

Waterway Rules - Schedules

Schedule 126: Victoria Park Lake, Shepparton

Waterway Manager: Greater Shepparton City Council

126.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The whole of the waters of Victoria Park Lake are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 126	MA 1988 s15

Waterway Rules - Schedules

Schedule 127: Balcombe Creek within the Shire of Mornington Peninsula

Waterway Manager: Mornington Peninsula Shire Council

127.1. Vessels with engines prohibited for the purposes of Clause 10.

Those waters of Balcombe Creek upstream of the Esplanade Road Bridge at Mount Martha are prohibited to vessels with engines.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 127	MA 1988 s15

Waterway Rules - Schedules

Schedule 128: Beaufort Park Lake

Waterway Manager: Pyrenees Shire Council

128.1. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Beaufort Park Lake adjacent to the western shore of the lake within a zone approximately 150 metres wide and extending 40 metres from the water's edge delineated by buoys are prohibited to vessels.

128.2. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of Beaufort Park Lake are subject to a speed restriction of five (5) knots excluding:

- (a) the vessel prohibition zone made under Clause 9
- (b) the exclusive water-skiing zone and times made under Clause 13.

128.3. Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Beaufort Park Lake are set aside exclusively for activities associated with water-skiing as follows:

- (a) 1 December to 30 April on Saturdays, Sundays and public holidays between 10.00 a.m. and sunset
- (b) 1 December to 30 April on Monday to Friday between 5.00 p.m. and sunset
- (c) the following conditions apply to all vessels operating in the exclusive water-ski zone made under Clause 13:
 - (i) there must be no more than two (2) vessels on the lake at any one time
 - (ii) no more than five (5) circuits of the lake or 15 minutes continuous operation are permitted whilst another vessel is waiting for a turn to operate
 - (iii) a maximum of two (2) water-skiers only are permitted to be towed behind each vessel.

128.4. Direction of travel for the purposes of Clause 14.

All vessels operating in the exclusive zone set aside for water-skiing must proceed in a clockwise direction in relation to the approximate centre of Beaufort Park Lake.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 128	MA 1988 s15

Waterway Rules - Schedules

Schedule 129: Lake Moodemere

Waterway Manager: Parks Victoria

129.1. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Moodemere bounded by an imaginary line commencing at a 'No Boating' sign situated on the foreshore approximately 40 metres south-east of the boat launching ramp and extending easterly approximately 30 metres to a red pole and then following an imaginary line delineated by poles and fencing parallel to the shore for a distance of approximately 68 metres to a red pole and then approximately westerly to a 'No Boating' sign on the foreshore, are prohibited to vessels.

129.2. Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Lake Moodemere between:

- (a) an imaginary line connecting '5 knot' signs on either shore approximately 180 metres north of the boat ramp
- (b) an imaginary line delineated by yellow buoys commencing at a '5 knot' sign on Picnic Point running approximately 150 metres east to a '5 knot' sign and then approximately 180 metres north to a '5 knot' sign on the shore and delineated by yellow buoys

are set for the use of vessels equipped with engines used for propulsion.

129.3. Excluded speed limits for the purposes of Clause 3(a).

The waters of Lake Moodemere described in item 129.2 of this Schedule are not subject to requirements of Clause 3(a) of this Notice.

129.4. Five (5) knot speed restriction zone for the purposes of Clause 7.

The whole of the waters of Lake Moodemere, excluding the waters described in item 129.1 and item 129.2 of this Schedule are subject to a speed restriction of five (5) knots.

129.5 A person must not operate a vessel with an engine used for propulsion within the area described in item 129.2 of this Schedule at a speed of more than five (5) knots:

- (a) when another vessel is operating at more than five (5) knots within the area
- (b) for more than a continuous period of more than 15 minutes if there is another vessel waiting to operate.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 129	MA 1988 s15

Waterway Rules - Schedules

Schedule 130: Lake Narracan

Waterway Manager: Latrobe City Council

For the purposes of this Schedule, Lake Narracan is divided into the following areas.

- Area A -Those waters of Lake Narracan that lie west of a line marked by a line of yellow buoys between a “No Power Driven Vessels” signpost¹ located on the southern shore of the lake at the Newborough Drain and another signpost² located opposite on the northern shore.
- Area B -Those waters of Lake Narracan east of Area A and west of Area C (including Turras Reach and Thompsons Bay) to the entry to Halls Bay.
- Area C -Those waters of Lake Narracan east of a line between two points^{3,4} on the shore at the entry to Halls Bay.

Vessel Operating and Zoning Rules for water levels above 46.50 metres Australian Height Datum (AHD) – being 55% of maximum capacity - as measured at the head gauge board located on the main embankment at Lake Narracan.

130.1. Speed Restriction Zones for the purposes of Clause 7.

All the waters of Lake Narracan other than those designated as a 5 knot speed restriction area are subject to a speed restriction of 40 knots.

130.2. Areas where vessels are prohibited for the purposes of Clause 9.

- (a) Those waters of Lake Narracan on the south-east shore of Turras Reach (within Area B) bounded by the Broadwood Reserve Jetty and a vessels prohibited sign⁵ on the eastern shore are prohibited to all vessels.
- (b) Those waters of Lake Narracan (within Area C) that are east towards the dam wall from a line of red buoys between a signpost⁶ on Boom Point and a similar signpost⁷ on the northern shore are prohibited to all vessels.

130.3. Prohibition on Vessels with Engines for the purposes of Clause 10.

- (a) Those waters on the northern side of Lake Narracan in an area known as Thompsons Bay (within Area B) between the shore and a line of yellow buoys are set aside for manually propelled vessels only.
- (b) Those waters of Lake Narracan (within Area B) shoreward of a “No Power Driven Vessels” sign on the Broadwood Reserve jetty and a “No Power Driven Vessels” sign on the shore 400 metres west of the Broadwood Reserve jetty and marked buoys are prohibited to vessels with engines. Powered vessels operated by the Naval Cadets are excluded from the above provision when engaged in supervision and the provision of rescue services.

130.4. Exclusive use and Special Purpose Areas for the purposes of Clause 13.

- (a) Those waters of Lake Narracan designated Area A are set aside for manually propelled vessels only
 - (i) Hovercraft operated by members of the Latrobe Valley Hovercraft Club are excluded from the above provision when red flags are displayed from buoys between a “No Power Driven Vessels” signpost¹ located on the southern shore of Lake Narracan at the Newborough Drain and another signpost² located opposite on the northern shore.
 - (ii) Hovercraft operated by members of the Latrobe Valley Hovercraft Club are excluded from the provisions of Clause 3(a) of Notice no 1 under Section 15(2) of the Marine Act 1988 when operating a vessel whose operation necessitates speeds greater than 5 knots.
- (b) Those waters of Lake Narracan designated Area C are set aside for the exclusive use of vessels engaged in water skiing.

Waterway Rules - Schedules

- (i) Those waters of Lake Narracan designated Area C are set aside for the exclusive use of the Latrobe Valley Ski Club at such times when red flags are displayed from the buoys designating the boundary between Area B and Area C at entry to Halls Bay.

Vessel Operating and Zoning Rules for water levels 46.499 metres AHD (being 54.999% of maximum capacity) or less – as measured at the head gauge board located on the main embankment at Lake Narracan.

130.5. Speed Restriction Zones for the purposes of Clause 7.

- (a) All the waters of Lake Narracan are subject to a speed restriction of 5 knots.
 - (i) Hovercraft operated by members of the Latrobe Valley Hovercraft Club are excluded from the above provision.

130.6. Areas where vessels are prohibited for the purposes of Clause 9.

Those waters of Lake Narracan that are east towards the dam wall from a line of red buoys between a signpost⁶ on Boom Point and a similar signpost⁷ on the northern shore are prohibited to all vessels.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-38.698104	145.854339
2	-38.694486	145.864395
3	-38.162581	146.336436
4	-38.161350	146.337672
5	-38.161269	146.314339
6	-38.168753	146.340397
7	-38.168036	146.340764

Table 2 Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points

Asset	Latitude	Longitude
1	38° 09' 29.29"	146° 18' 02.84"
2	38° 09' 06.87"	146° 18' 07.38"
3	38° 09' 45.29"	146° 20' 11.17"
4	38° 09' 40.86"	146° 20' 15.62"
5	38° 09' 40.57"	146° 18' 51.62"
6	38° 10' 07.51"	146° 20' 25.43"
7	38° 10' 04.93"	146° 20' 26.75"

Points regardless of their position on/off water are surveyed with Differential GPS to +/-2.0

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 130	MA 1988 s15

Waterway Rules - Schedules

Schedule 131: The waters of the Barwon River upstream of the Local Port of Barwon Heads to the Lower Breakwater, including all the waters within the Lake Connewarre Wildlife Reserve and Reedy Lake

Waterway Manager: Department of Sustainability and Environment

131.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

All the waters of Lake Connewarre Wildlife Reserve including Reedy Lake and the Barwon River from the Lower Breakwater downstream to the Port of Barwon Heads are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 131	MA 1988 s15

Waterway Rules - Schedules

Schedule 132: The Local Port of Corner Inlet and Port Albert

Waterway Manager: Gippsland Ports Committee of Management Inc.

132.1. Twenty (20) knot speed restriction zone for the purposes of Clause 7.

For vessels of 25 metres or more in length the waters of Lewis Channel between:

- (a) a line joining No. 1 Beacon Lewis Channel and No. 2 Beacon Lewis Channel
- (b) a line joining No. 14 Beacon Lewis Channel and No. 19 Buoy Lewis Channel

are subject to a speed restriction of 20 knots.

132.2. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of the Port of Corner Inlet and Port Albert specified below are subject to a speed restriction of five (5) knots:

- (a) for vessels of 25 metres or more in length the waters of Lewis Channel that are east of a line joining No. 14 Beacon Lewis Channel and No. 19 Buoy Lewis Channel
- (b) all the waters of the Port Albert Channel enclosed by a line joining the south-east corner of Port Albert Jetty to No. 20 Beacon; thence to No. 13 Beacon; thence northward to a speed limit notice on the foreshore at Magazine Point
- (c) all the waters of the Franklin River upstream from a speed limit notice situated on the bank at the mouth of that river.

132.3. Prohibition of specific activities for the purposes of Clause 12.

- (a) The master or person in charge of a vessel which is departing Lewis Channel must give way to any vessel that is navigating the Toora Channel
- (b) The master or person in charge of a vessel ten (10) metres or more in length intending to proceed outward and in the Lewis Channel from the shipping pier or the boat harbour at Port Welshpool must not proceed whilst a vessel of 25 metres or more in length is proceeding inward in that channel
- (c) The master or person in charge of a vessel of less than ten (10) metres in length intending to proceed outward from the Port Welshpool boat harbour must not proceed whilst an inward bound vessel of 25 metres or more in length is underway between the shipping pier and the boat harbour
- (d) The master or person in charge of a vessel of 25 metres or more in length inward bound for Port Welshpool must not enter Lewis Channel whilst a vessel of 25 metres or more in length is proceeding outward bound in that channel.

TEMPORARY RULE

Until further notice, bathing and the operation of vessels (including anchoring, mooring or allowing a vessel to lie), excluding vessels engaged in works and approved by Gippsland Ports Committee of Management Inc., is prohibited within 10 metres of the Shipping Pier (Long Jetty) at Port Welshpool.

Waterway Rules - Schedules

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 132	MA 1988 s15
S202 19/06/2012	Temporary rule	MA 1988 s15

Waterway Rules - Schedules

Schedule 133: Wooroonook Lakes

Waterway Manager: Buloke Shire Council

133.5. Access lanes for the purposes of Clause 5.

The following waters of Wooroonook Lake are access lanes:

- (a) Waters along the northern shore 120 metres east of the boat ramp¹ between two signs^{2,3} on the shore 130 metres apart and extending 50 metres from the water's edge as marked by buoys.
- (b) Waters along the northern shore 25 metres east of the GMW outlet⁷ between two signs^{8,9} on the shore 150 metres apart and extending 50 metres from the water's edge as marked by buoys.
- (c) Waters along the southern shore commencing 10 metres west of the creek and extending 600 metres to the west and extending 50 metres from the water's edge as marked by green buoys.

133.9. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Wooroonook Lake are prohibited to vessels:

- (a) Waters in the northern area of the Lake adjacent to the floating pontoon⁴ between two vessel prohibited signs^{5,6} on the shore 70 metres apart and extending 50 metres from the water's edge as marked by buoys.

Table 1: Actual Location (WGS84) – Degrees Minutes Seconds

This table shows the actual location (WGS84) in degrees, minutes, seconds of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
Ramp 1	36° 15.720871' S	143° 11.554755' E
Sign 2	36° 15.697217' S	143° 11.628381' E
Sign 3	36° 15.677089' S	143° 11.710462' E
Pontoon 4	36° 15.687157' S	143° 11.796010' E
Sign 5	36° 15.680460' S	143° 11.771964' E
Sign 6	36° 15.694463' S	143° 11.815390' E
Outlet 7	36° 15.694126' S	143° 11.852484' E
Sign 8	36° 15.709479' S	143° 11.858036' E
Sign 9	36° 15.765824' S	143° 11.931648' E

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S180 08/06/2016	Schedule 133	MSA 2010 s184

Waterway Rules - Schedules

Schedule 134: Bridgewater Lakes (Discovery Bay Coastal Park)

Waterway Manager: Department of Sustainability and Environment

134.1. Excluded speed limit for the purposes of Clause 3(a).

Those waters of the Bridgewater Lakes not otherwise subject to a prohibition or otherwise designated for specific use under this Schedule are not subject to the requirements of Clause 3(a) of this Notice.

134.2. Access lanes for the purposes of Clause 5.

The following waters of Bridgewater Lakes are access lanes:

- (a) those waters extending approximately 50 metres from the water's edge for the time being in an area approximately 20 metres wide with the northern boundary located 70 metres from the clubhouse and marked by green buoys
- (b) those waters extending approximately 30 metres from the water's edge for the time being in an area approximately 20 metres wide adjacent to the beach at the northern end of the lake and marked by green buoys.

134.3. Speed restriction zone for the purposes of Clause 7.

Those waters of Bridgewater Lakes which are not otherwise designated as an access lane or prohibited waters that are south of a line between two red markers located one each on opposite shores approximately 120 metres north-west and approximately 100 metres north respectively of the clubhouse are subject to a speed restriction of five (5) knots.

134.4. Prohibition on vessels for the purposes of Clause 9.

Those waters of Bridgewater Lakes extending approximately 20 metres from the edge of the waters for the time being in an area approximately 30 metres wide with the northern boundary located approximately 50 metres north-west from the clubhouse and marked by red buoys are prohibited to vessels.

134.5. Prohibition on vessels with engines for the purposes of Clause 10.

Vessels with engines are prohibited within 15 metres of the reed beds or water's edge (where no reeds are present) except within those waters south of a line between two red markers located one each on opposite shores approximately 120 metres north-west and approximately 100 metres north respectively of the clubhouse at the southern end of the lake and those waters designated as access lanes.

134.6. Exclusive use and special purpose areas for the purposes of Clause 13.

- (a) Those waters of the Bridgewater Lakes north of a line between two red markers located one each on opposite shores approximately 120 metres north-west and approximately 100 metres north respectively of the clubhouse at the southern end of the lake are set aside for vessels with engines which are engaged in water-skiing, personal watercraft activity or other power boating activities only during the following times:
 - (i) December to February 10.00 a.m. to 8.00 p.m. summertime
 - (ii) March to May 10.00 a.m. to 6.00 p.m. EST (11.00 a.m. to 7.00 p.m. summertime)
 - (iii) June to July 10.00 a.m. to 5.00 p.m. EST
 - (iv) August to November 10.00 a.m. to 6.00 p.m. EST
- (b) Despite 134.6(a), personal watercraft, water-skiing and other powerboat activities may commence at 9.00 a.m. on those waters south of a line between two white markers one each on opposite shores approximately 1.4 kilometres north of the clubhouse in the northerly part of the lake

Waterway Rules - Schedules

- (c) Fishing from boats and scuba diving may only be undertaken in those waters pursuant to item 134.6, during those times when water-skiing, personal watercraft and other power boating activities are not permitted in those waters
- (d) The water of Bridgewater Lakes set aside for a slalom course and ski jumping area are the waters within an area approximately 80 metres wide by 200 metres long marked on its perimeter by red and yellow buoys located approximately 600 metres north of the clubhouse.

134.7. Direction of travel for the purposes of Clause 14.

A person must operate a vessel with an engine in a clockwise direction in relation to the approximate centre of the waterway.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 134	MA 1988 s15

Waterway Rules - Schedules

Schedule 135 (Revoked)

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 135	MA 1988 s15

Waterway Rules - Schedules

Schedule 136: Bass Strait –Anglesea – Point Roadknight

Waterway Manager: Director, Transport Safety

136.1. Prohibition of specific activities for the purposes of Clause 12.

The waters of Bass Strait that are between two lines passing through separate sets of beacons in line on the foreshore, between Point Roadknight Headland and a point approximately 300 metres north of the boat ramp located in Roadknight Bay, and extending 200 metres to seaward from the low water mark, are prohibited for the use of personal watercraft.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 136	MA 1988 s15

Waterway Rules - Schedules

Schedule 137: Lake Meering (also known as Lake Meran)

Waterway Manager: Gannawarra Shire Council

137.1. Excluded speed limit for the purposes of Clause 3(a).

The waters of Lake Meering not otherwise specified as a speed restriction zone or an area prohibited to vessels are excluded from the requirements of Clause 3(a) of this Notice.

137.2. Access lane for the purposes of Clause 5.

The waters of Lake Meering between two signposts located on the shore 147 metres and 207 metres east of the boat ramp and extending approximately 50 metres from the shore with the outer limit marked by green buoys are an access lane.

137.3. Five (5) knot speed restriction zone for the purposes of Clause 7.

The waters of Lake Meering that:

- (a) are within 50 metres of the water's edge
- (b) generally lie to the south and west of a line of yellow buoys located between a signpost on Condelys Point and another signpost on the eastern shore

are subject to a speed restriction of five (5) knots.

137.4. Area prohibited to vessels for the purposes of Clause 9.

The waters of Lake Meering between two signposts located on the shore 30 metres and 107 metres east of the boat ramp and extending approximately 70 metres from the shore with the outer limit marked by red buoys are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 137	MA 1988 s15

Waterway Rules - Schedules

Schedule 138: Bass Strait – South Gippsland - Cape Liptrap

Waterway Manager: Director, Transport Safety

2.1 Prohibition of specific activities for the purposes of Clause 12.

Vessels are prohibited from anchoring in the waters within a 150 metre radius from the mid point of an outfall pipeline located: 38° 45.677' S, 145° 50.919' E (WGS84).

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 2	MA 1988 s15
S435 08/12/2014	Administrative amendment - moved from Schedule 2 to Schedule 138	MSA 2010 s259

Waterway Rules - Schedules

Schedule 139: Lake Charm

Waterway Manager: Gannawarra Shire Council

Interpretation

In this Schedule 'Boat Launching Ramp No. 1' means the boat launching ramp located on the western shore of Lake Charm adjacent to the south-east corner of the Pelican Waters Caravan Park. 'Boat Launching Ramp No. 2' is the boat launching ramp located adjacent to the Ski Boat Clubhouse on the south-western shore of Lake Charm.

139.9. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Charm extending approximately 30 metres from the water's edge and the limits marked by signposts on the shore and red buoys on the water:

- (a) between 120 and 140 metres north of Boat Launching Ramp No. 1
- (b) between 160 and 181 metres north of Boat Launching Ramp No. 2

are prohibited to vessels.

139.13. Exclusive use or special purpose area for the purpose of Clause 13.

The waters of Lake Charm adjacent to the Yacht Clubhouse that are within a boundary defined by a line from a signpost on the shore approximately 40 metres south of the clubhouse; thence by a line in an east-south-easterly direction to a yellow and red buoy approximately 150 metres from the water's edge; thence in a north-easterly direction for 150 metres to another yellow and red buoy; thence to a signpost on the shore approximately 110 metres north of the Yacht Clubhouse, is set aside for sailing vessels only.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S458 23/12/2014	Schedule 139	MSA 2010 s184

Waterway Rules - Schedules

Schedule 140: Kangaroo Lake

Waterway Manager: Gannawarra Shire Council

140.7 Five (5) knot speed restriction zones for the purposes of Clause 7.

Those waters south east of Gorton Point bounded by 6 special marks (approximate positions detailed in Table 1) are subjected to a speed restriction of five (5) knots.

140.9 Areas prohibited to vessels for the purpose of Clause 9.

The waters of Kangaroo Lake extending approximately 30 metres from the waters' edge and within the limits marked by signposts on the shore and red buoys in the water between 20 metres and 100 metres east of Boat Ramp No. 1 (Boat Ramp No. 1 means the boat launching ramp located on the northern end of the lake shore adjacent to the Kangaroo Lake Caravan Park).

Table 1 – Actual Location (WGS84) – Degrees Minutes Decimal Minutes

This table shows the actual location (WGS84) in degrees, minutes, decimal minutes of each asset. Assets are yellow special mark buoys.

Asset	Latitude	Longitude
Buoy 1	35° 36.118'	143° 46.664'
Buoy 2	35° 36.118'	143° 46.680'
Buoy 3	35° 36.119'	143° 46.697'
Buoy 4	35° 36.146'	143° 46.696'
Buoy 5	35° 36.145'	143° 46.663'
Buoy 6	35° 36.132'	143° 46.663'

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 140	MA 1988 s15
S95 27/04/2015	Schedule 140	MSA 2010 s184

Waterway Rules - Schedules

Schedule 141: Dock Lake

Waterway Manager: Grampians Wimmera Mallee Water Corporation

141.1. Water-skiing prohibited for the purposes of Clause 8.

The whole of the waters of Dock Lake are prohibited to water-skiers and vessels towing water-skiers.

141.2. Area prohibited to vessels for the purposes of Clause 9.

The following waters of Dock Lake are prohibited to vessels:

- (a) outlet works: the waters of Dock Lake for a radius of 30 metres around the outlet works
- (b) inlet channel: the waters of Dock Lake within the inlet channel south of a line between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores at the entrance to the channel.

141.3. Prohibition of specific activities for the purposes of Clause 12.

The whole of the waters of Dock Lake are prohibited for the use of personal watercraft.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 141	MA 1988 s15

Waterway Rules - Schedules

Schedule 142: Pine Lake

Waterway Manager: Grampians Wimmera Mallee Water Corporation

142.1. Five (5) knot speed restriction for the purposes of Clause 7.

The waters of Pine Lake within a line of yellow buoys that are approximately 50 metres off the embankment, except in the prohibited area, are subject to a speed restriction of five (5) knots.

142.2. Water-skiing prohibited for the purposes of Clause 7.

The whole of the waters of Pine Lake are prohibited to water-skiers and vessels towing water-skiers.

142.3. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Pine Lake are prohibited to vessels:

- (a) outlet works: the waters of Pine Lake within a radius of 50 metres around the outlet works
- (b) inlet channel: the waters of Pine Lake within the inlet channel and approach to the inlet channel and south of a line between two beacons inscribed 'Stop' and 'Prohibited Water beyond this Point' located on opposite shores of the approach to the channel.

142.4. Prohibition of specific activities for the purposes of Clause 12.

The whole of the waters of Pine Lake are prohibited for the use of personal watercraft.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 142	MA 1988 s15

Waterway Rules - Schedules

Schedule 143: Taylors Lake (Horsham)**Waterway Manager: Grampians Wimmera Mallee Water Corporation****143.1. Excluded speed limit for the purposes of Clause 3(a).**

Those waters of Taylors Lake which are not otherwise specified as a 5 knot speed restriction zone, an area prohibited to vessels, or exclusive use and special purpose area are excluded from the provisions of Clause 3(a) of this notice.

143.2. Five (5) knot speed restriction zones for the purpose of Clause 7.

The waters of Taylors Lake shoreward of a line of buoys (in the approximate positions ¹⁻¹⁴) are subject to a speed restriction of 5 knots.

143.3. Areas prohibited to vessels for the purposes of Clause 9.

The following waters of Taylors Lake are prohibited to vessels.

- (a) The waters of Taylors Lake bounded by a "Vessels Prohibited" sign¹⁵ on the shore 40 metres NE of Outlet Channel and a "Vessels Prohibited" sign¹⁶ on the shore 30 metres SW of Outlet Channel, and two red buoys^{3,4}
- (b) The waters of Taylors Lake south of an imaginary line between two points on opposite banks of the Inlet Channel^{17,18}

143.4. Areas prohibited to bathers for the purposes of Clause 12.

The waters of Taylors Lake 30 metres either side of the boat ramp on the north eastern shore as indicated by "No Swimming" signs on the shore^{19,20} and extending 50 metres from the waters edge are prohibited to bathers

143.5. Exclusive Use and Special Purpose Areas for the purposes of Clause 13.

The waters of Taylors Lake 30 metres either side of the boat ramp on the north eastern shore as indicated by "Launching and Retrieval Only" signs^{19,20} the shore and extending 50 metres from the waters edge are set aside for vessels engaged in launching and retrieval.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or points.

Asset	Latitude	Longitude
1	-36.768809	142.392885
2	-36.763424	142.389969
3	-36.763524	142.381178
4	-36.762772	142.381052
5	-36.764550	142.381120
6	-36.767797	142.379396
7	-38.168036	146.340764
8	-36.771181	142.381936
9	-36.775734	142.380040
10	-36.779516	142.380630
11	-36.780532	142.382802
12	-36.779915	142.384116
13	-36.778233	142.389360
14	-36.774464	142.391236

Waterway Rules - Schedules

Asset	Latitude	Longitude
15	-36.771136	142.390566
16	-36.762251	142.379959
17	-36.762723	142.379392
18	-36.814514	142.379550
19	-36.814524	142.382203
20	-36.769662	142.394404

Table 27: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or point.

Asset	Latitude	Longitude
1	36° 46' 07.71"	142° 23' 34.39"
2	36° 45' 48.33"	142° 23' 23.89"
3	36° 45' 48.69"	142° 22' 52.24"
4	36° 45' 45.98"	142° 22' 51.79"
5	36° 45' 52.38"	142° 22' 52.03"
6	36° 46' 04.07"	142° 22' 45.83"
7	36° 46' 16.25"	142° 22' 54.97"
8	36° 46' 32.64"	142° 22' 48.14"
9	36° 46' 46.26"	142° 22' 50.27"
10	36° 46' 49.92"	142° 22' 58.09"
11	36° 46' 47.69"	142° 23' 02.82"
12	36° 46' 41.64"	142° 23' 21.70"
13	36° 46' 28.07"	142° 23' 28.45"
14	36° 46' 16.09"	142° 23' 26.04"
15	36° 45' 44.10"	142° 22' 47.85"
16	36° 45' 45.80"	142° 22' 45.81"
17	36° 48' 52.25"	142° 22' 46.38"
18	36° 48' 52.29"	142° 22' 55.93"
19	36° 46' 10.78"	142° 23' 39.85"
20	36° 46' 12.64"	142° 23' 38.54"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m.

Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 143	MA 1988 s15

Waterway Rules - Schedules

Schedule 144: Lake Toolondo

Waterway Manager: Horsham Rural City Council

144.1. Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Lake Toolondo are subject to a speed restriction of five (5) knots:

- (a) within a radius of 30 metres of the boat launching area located on the north-west shore
- (b) excluding the prohibited area defined in sub-item 144.4(b) extending approximately 50 metres from the edge of the water for the time being in an area approximately 150 metres wide with the western boundary being located approximately 15 metres west of the boat launching ramp situated on the northern shore and extending in an easterly direction to within 30 metres of the inlet channel.

144.2. Water-skiing prohibited for the purposes of Clause 8.

All the waters of Lake Toolondo except the two large open water areas defined by signs 'Prescribed Water-ski Area' affixed to trees around the perimeter and located in the north-west and central western parts of the lake and the area extending 140 metres from shore and located between the two boat launching ramps in the north-west corner of the lake are prohibited to water-skiers and vessels towing water-skiers.

144.3. Areas prohibited to vessels for the purposes of Clause 9.

Those waters in the northern area of Lake Toolondo:

- (a) within the inlet channel and within a radius of 30 metres around the entrance to the inlet channel
- (b) within a swimming area extending approximately 30 metres from the edge of the water in an area from the prohibited area described in sub-item 144.3(a) westerly to approximately 25 metres east of the northern boat launching ramp.

144.4. Prohibition of specific activities for the purposes of Clause 12.

The waters of Lake Toolondo where a five (5) knot speed restriction applies and where water-skiing and vessels towing water-skiers are prohibited, are also prohibited for the use of personal watercraft.

144.5. Direction of travel for the purposes of Clause 14.

All vessels must proceed in a clockwise direction when operating in those waters of Lake Toolondo in which water-skiing, vessels towing water-skiers and personal watercraft are permitted.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 144	MA 1988 s15

Waterway Rules - Schedules

Schedule 145: Lake Charlegrark

Waterway Manager – The Lake Charlegrark Committee of Management

Vessel Operating and Zoning Rules for water levels above 1.8 metres Australian Height Datum (AHD) as measured in the middle of the Lake.

145.3 Excluded speed limit for the purposes of Clause 3(a).

The waters of Lake Charlegrark which are not otherwise specified as a five (5) knot speed restriction zone, an area prohibited to vessels or access lane are excluded from the provisions of Clause 3(a) of this notice.

145.5 Access lanes for the purposes of Clause 5.

The waters of Lake Charlegrark extending 60 metres from the edge of the water –

- (a) between a sign on the shore approximately 20 metres northwest of the boat ramp¹ and extending 300 metres north to a sign on the shore² and;
- (b) between a sign on the shore adjacent to the vessel prohibited zone¹³, extending to a sign on the shore northwest for approximately 100 metres⁴ and;
- (c) between a sign on the shore south of the jetty on the west shore⁵ extending 100 metres south to a sign on the shore⁶ (north of the inlet) and;
- (d) Between a sign on the shore south of Carrachers Lane⁷ (adjacent Oakfield cottages), 75 metres south to a sign on the shore⁸.

145.7 Five (5) knot speed restriction zones for the purposes of Clause 7.

The waters of Lake Charlegrark which are not otherwise specified in an item in this schedule as an access lane under Clause 5, that are within 60 metres of the waters edge are subject to a speed restriction of 5 knots.

145.9 Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Charlegrark that lie within an area on the northwest side of the jetty on the Foreshore Reserve⁹ bounded by the jetty and a line of red buoys on the water extending from the end of the jetty to a sign on the shore¹⁰, are prohibited to vessels.

Vessel Operating and Zoning Rules for water level 1.8 metres or less Australian Height Datum (AHD) as measured in the middle of the Lake.

145.5 Five (5) knot speed restriction zones for the purposes of Clause 7.

The whole of the waters of Lake Charlegrark are subject to a speed restriction of five (5) knots.

145.9 Areas prohibited to vessels for the purposes of Clause 9.

The waters of Lake Charlegrark that lie within an area on the northwest side of the jetty on the Foreshore Reserve¹⁶ bounded by the jetty and a line of red buoys on the water extending from the end of the jetty to a sign on the shore¹⁷, are prohibited to vessels.

Waterway Rules - Schedules

Table 1: Actual Location (WGS84) – Degrees Decimal Minutes

This table shows the actual location (WGS84) in degrees, minutes, seconds of each asset. Assets may include signs, navigational aids (fixed or non-fixed or on/off water), or points.

Asset No.	Description	Latitude	Longitude
1	Ski Access Lane (a) Sign	36°46.08'S	141°14.1'E
2	Ski Access Lane (a) Sign	36°45.87'S	141°14.12'E
3	Ski Access Lane (b) Sign	36°46.11'S	141°14.11'E
4	Ski Access Lane (b) Sign	36°46.19'S	141°14.16'E
5	Ski Access Lane (c) Sign	36°46.21'S	141°14.19'E
6	Ski Access Lane (c) Sign	36°46.25'S	141°14.22'E
7	Ski Access Lane (d) Sign	36°46.1'S	141°14.58'E
8	Ski Access Lane (d) Sign	36°46.21'S	141°14.52'E
9	Vessel Prohibited Zone Sign	36°46.19'S	141°14.16'E
10	Vessel Prohibited Zone Sign	36°46.21'S	141°14.19'E

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
G45 7/11/2019	Schedule 145	MSA 2010 s184

Waterway Rules - Schedules

Schedule 146: Lake Colac

Waterway Manager: Director, Transport Safety

146.1. Five (5) knot zone for the purposes of Clause 7.

The whole of the waters of Lake Colac are subject to a speed restriction of 5 knots.

146.2. Area prohibited to vessels for the purposes of Clause 9.

The waters of Lake Colac extending approximately 1.83 kilometres from the water's edge between two lines of red markers in the water installed and maintained by the Colac Rifle Club, each line commencing from a sign on the shore adjacent to Rifle Butt Road and Deans Creek respectively, are prohibited to vessels on Saturdays between midday and 6.00 p.m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 146	MA 1988 s15

Waterway Rules - Schedules

Schedule 147: Nhill Lake

Waterway Manager: Nhill Lake Reserve Committee of Management

147.1. Access lane for the purposes of Clause 5.

The waters of Nhill Lake described below are an access lane:

An area between two lines extending offshore 30 metres, the eastern boundary being five (5) metres west of the boat ramp extending westwards to the eastern boundary of the area prohibited to vessels under item 147.2 of this Schedule.

147.2. Area prohibited to vessels for the purposes of Clause 9.

The waters of Nhill Lake adjacent to Clarence Street and Campbell Street and delineated by red posts on the shore and red buoys in the water are prohibited to vessels.

147.3. Direction of travel for the purposes of Clause 14.

Vessels must proceed in a clockwise direction in relation to the approximate centre of Nhill Lake.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 147	MA 1988 s15

Waterway Rules - Schedules

Schedule 148: Bass Strait – Warrnambool – Lady Bay

Waterway Manager: Director, Transport Safety

148.1. Vessels with engines prohibited for the purposes of Clause 10.

All the waters within 200 metres of the water's edge from approximately 230 metres north of the Warrnambool Yacht Club to the vicinity of Granny's Grave, as delineated by signs or buoys are prohibited to vessels with engines between 1 November and 30 April.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 148	MA 1988 s15

Waterway Rules - Schedules

Schedule 149: Lake Sambell

Waterway Manager: Indigo Shire Council

149.1. Five (5) knot speed restriction zone for the purposes of Clause 7.

The whole of the waters of Lake Sambell are subject to a speed restriction of five (5) knots.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 149	MA 1988 s15

Waterway Rules - Schedules

Schedule 150: Melton Reservoir

Waterway Manager: Gippsland and Southern Rural Water Corporation

Interpretation in this Schedule

'The bridge' means the Melbourne to Ballarat railway bridge spanning Melton Reservoir.

Vessel Operating and Zoning Rules for water levels above 75.0 metres Australian Height Datum (AHD) as measured at the head gauge board located on the right abutment of the dam wall at Melton Reservoir

150.1. Excluded speed limits for the purpose of Clause 3(a).

The whole of the waters of Melton Reservoir south of the bridge and approximately 3.5 kilometres upstream of the bridge are not subject to the requirements of Clause 3(a) of this Notice unless otherwise specified in this Schedule.

150.2. Five (5) knot speed restriction zones for the purpose of Clause 7.

The following waters of Melton Reservoir are subject to a five (5) knot speed restriction:

- (a) upstream of an imaginary line between the signs and marked by yellow buoys located 3.5 kilometres upstream of the bridge
- (b) north of an imaginary line between the signs and marked by buoys at the entrance to an inlet located approximately 3.4 kilometres north of the bridge
- (c) north of an imaginary line between the signs and marked by yellow buoys at the entrance to an inlet located approximately 2.5 kilometres north of the bridge
- (d) north of an imaginary line between the signs and marked by yellow buoys at the entrance to an inlet located approximately two (2) kilometres north of the bridge
- (e) north of an imaginary line between the signs and marked by yellow buoys at the entrance to an inlet located approximately 350 metres north of the bridge
- (f) the waters bounded by an imaginary line between signs on opposite shores and marked by yellow buoys located approximately 50 metres upstream of the bridge and an imaginary line between signs on opposite shores and marked by yellow buoys located approximately 50 metres downstream of the bridge and including the inlet to Arnolds Creek
- (g) west of an imaginary line between the signs and marked by yellow buoys at the entrance to two inlets located approximately 350 metres south of the bridge
- (h) west of an imaginary line between the signs and marked by yellow buoys at the entrance to an inlet located approximately 450 metres north-west of the reservoir retaining wall.

150.3. Areas prohibited to vessels for the purposes of Clause 9.

The waters upstream of the reservoir retaining wall for a distance of approximately 200 metres to an imaginary line between signs located on each bank and marked by red buoys are prohibited to vessels.

Waterway Rules - Schedules

Vessel Operating and Zoning Rules for water levels between 74.0 metres AHD and 75.0 metres Australian Height Datum (AHD) as measured at the head gauge board located at the right abutment of the dam wall at Melton Reservoir

150.4. Excluded speed limits for the purpose of Clause 3(a).

The whole of the waters of Melton Reservoir downstream of the bridge and approximately 3.5 kilometres upstream of the bridge are not subject to the requirements of Clause 3(a) of this Notice unless otherwise specified in this Schedule.

150.5. Five (5) knot speed restriction zones for the purpose of Clause 7.

- (a) All waters north of an imaginary line between signs on opposite shores and marked by yellow buoys approximately 50 metres south of the bridge, including the entrance to Arnolds Creek
- (b) West of an imaginary line between the signs and marked by yellow buoys at the entrance to two inlets approximately 350 metres south of the bridge
- (c) West of an imaginary line between the signs and marked by yellow buoys at the entrance to an inlet approximately 450 metres north-west of the reservoir retaining wall.

150.6. Areas prohibited to vessels for the purposes of Clause 9.

Waters upstream of the reservoir retaining wall for a distance of approximately 200 metres to an imaginary line between signs located on each bank and marked by red buoys are prohibited to vessels.

Vessel Operating and Zoning Rules for water levels 74.0 metres AHD or less as measured at the head gauge board located at the right abutment of the dam wall at Melton Reservoir

150.7. Five (5) knot speed restriction zones for the purpose of Clause 7.

All waters of Melton Reservoir excluding those areas described below as being prohibited for vessels

150.8. Areas prohibited to vessels for the purposes of Clause 9.

All waters upstream of the reservoir retaining wall for a distance of approximately 200 metres to an imaginary line between signs located on each bank and marked by red buoys are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 150	MA 1988 s15

Waterway Rules - Schedules

Schedule 151: Albert Park Lake

Waterway Manager: Parks Victoria

151.1. Five (5) knot speed restriction for the purposes of Clause 7.

Vessels with engines used for propulsion are subject to a speed restriction of five (5) knots.

151.2. Prohibition of vessels with engines for the purposes of Clause 10.

The whole of the waters of Albert Park Lake are prohibited to vessels with engines used for propulsion excluding:

- (a) vessels authorised by Parks Victoria and that are listed on an approved vessels list maintained by Parks Victoria.

151.3. Prohibition of vessels for the purposes of Clause 9.

- (a) The whole of the waters of Albert Park Lake are prohibited to vessels for the period between one hour after sunset and two hours before sunrise

- (b) The whole of the waters of Albert Park Lake are prohibited to the following vessels:

- (i) multi-hulled sailing vessels
- (ii) sail boards
- (iii) kite boards.

151.4. Exclusive use and special purpose areas for the purposes of Clause 9.

The waters of Albert Park Lake within the boundaries of special marker buoys designated "Stop No Vessels" are prohibited to all vessels at all times when buoys are in place.

151.5. Exclusive use and special purpose areas for the purposes of Clause 13.

The whole of the waters of Albert Park Lake are set aside for the exclusive use of vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 151	MA 1988 s15

Waterway Rules - Schedules

Schedule 152: Port Campbell Bay

Waterway Manager: Parks Victoria

152.1. Definitions for the purposes of this Schedule:

(a) 'Port Campbell Bay' shall consist of all the waters of Port Campbell Bay as outlined on Plan LEGL./09-201 along with and all the waters of Port Campbell Creek.

152.2. Speed limits and safety distances for the purposes of Clause 2.

The whole of the waters of Port Campbell Bay are subject to the provisions of Clause 2.

152.3. Speed limits and safety distances for the purposes of Clause 3.

The whole of the waters of Port Campbell Bay inside the seaward entrance of Port Campbell Creek are subject to the provisions of Clause 3.

152.4. Speed limits and safety distances for the purposes of Clause 4.

The whole of the waters of Port Campbell Bay, excluding all the waters inside the seaward entrance of Port Campbell Creek are subject to the provisions of Clause 4.

Map – Port Campbell Bay Plan LEGL./09-201

The map shows the waters of Port Campbell Bay latitude and longitude locations as referenced in clause 152.1(a).

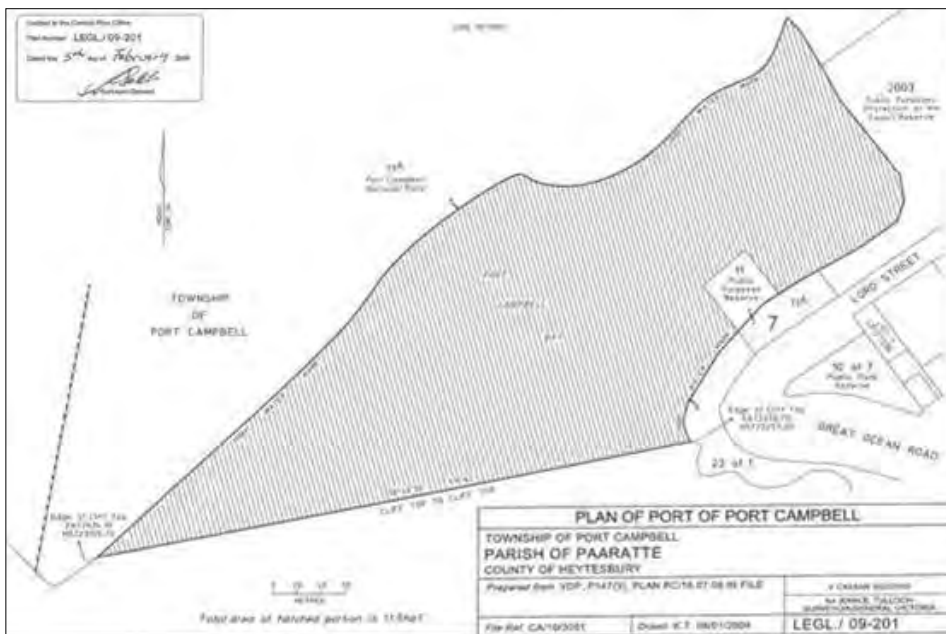


Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 152	MA 1988 s15

Waterway Rules - Schedules

Schedule 153: Ex HMAS Canberra Reserve

Waterway Manager: Parks Victoria

153.1. Definitions for the purposes of this Schedule:

- (a) The "Waters – Ex HMAS Canberra Reserve" shall consist of all the waters as detailed in Plan LEGL./09-208
- (b) The Diving Exclusive Use and Special Purpose Area as referred to in the following clauses is the area of water bounded and enclosed by special marks and mooring buoys as detailed in Table 1
- (c) Authorised vessels are those vessels which have been issued a permit for the purposes of undertaking scuba diving, swimming and snorkelling activities by Parks Victoria.

153.2. Five (5) knot speed restriction for the purposes of Clause 7.

The waters within 50 metres of the Diving Exclusive Use and Special Purpose Area are subject to a speed restriction of 5 knots.

153.3. Areas where vessels are prohibited for the purposes of Clause 9.

The whole of the waters of the Diving Exclusive Use and Special Purpose Area are prohibited to vessels.

153.4. Prohibition of specific activities for the purposes of Clause 12.

Anchoring of vessels is prohibited within 50 metres of the Diving Exclusive Use and Special Purpose Area.

153.5. Exclusive Use and Special Purpose Areas for the purposes of Clause 13.

The whole of the waters of the Diving Exclusive Use and Special Purpose Area are set aside for the purposes of scuba diving, swimming and snorkelling.

153.6. Mooring of Vessels for the purposes of Clause 23A.

Authorised vessels engaged in activities associated with scuba diving, swimming and snorkelling are excluded from the requirements of Clause 23A (mooring of vessels) provided vessels moor to the designated mooring buoys.

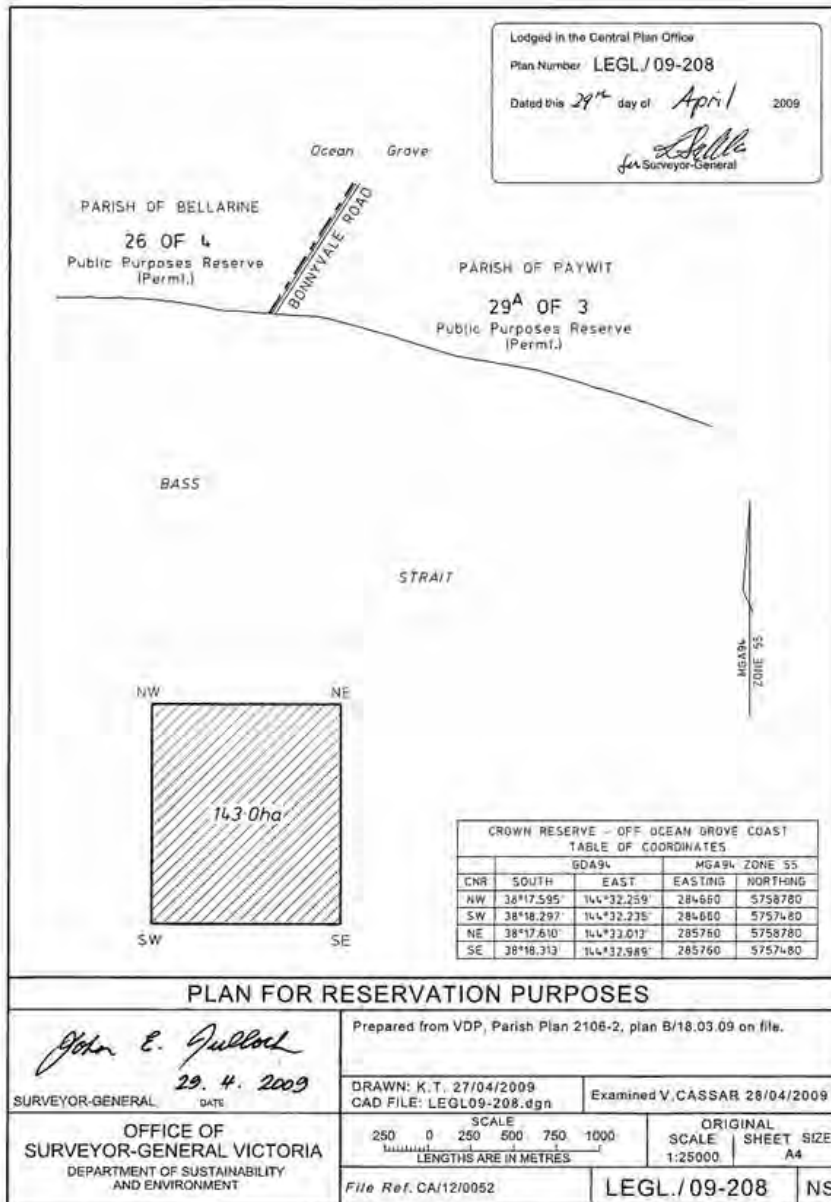
Table 1 Latitude and longitude of special marks or mooring buoys

This table contains the latitude and longitude and light characteristics of special marks or mooring buoys.

Special Marks/ Mooring Buoys	Latitude	Longitude	Light Characteristics
Special Mark (North)	38°17.951'S	144°32.636'E	FIY(1)5s5M
Special Mark (South)	38°18.024'S	144°32.591'E	FIY(1)5s5M
Mooring Buoy No 1 Yellow	38°17.959'S	144°32.620'E	FIY(3)10s2M
Mooring Buoy No 2 Yellow	38°17.970'S	144°32.639'E	FIY(3)10s2M
Mooring Buoy No 3 Yellow	38°17.996'S	144°32.591'E	FIY(3)10s2M
Mooring Buoy No 4 Yellow	38°18.005'S	144°32.618'E	FIY(3)10s2M

Waterway Rules - Schedules

Map – Ex HMAS Canberra Reserve Plan LEGL./09-208



The map shows the waters of Ex HMAS Canberra Reserve latitude and longitude locations as referenced in clause 153.1(a). It shows the Diving Exclusive Use, Special Purpose Areas and special marks and mooring buoys as detailed in Table 1.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 153	MA 1988 s15

Schedule 153: Ex HMAS Canberra Reserve

Waterway Rules - Schedules

Schedule 154: Moora Moora Reservoir

Waterway Manager: Grampians Wimmera Mallee Water Corporation

154.1. Five (5) knot speed restriction zones for the purpose of Clause 7.

All the waters of Moora Moora Reservoir are subject to a speed limit of five (5) knots.

154.2. Areas prohibited to vessels for the purposes of Clause 9.

The waters of Moora Moora Reservoir within a radius of 10 metres of the outlet works are prohibited to vessels.

154.3. Prohibition on Vessels with engines for the purpose of Clause 10.

All the waters of Moora Moora Reservoir are prohibited to all vessels which have an internal combustion engine used for propulsion.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 154	MA 1988 s15
S410 16/12/2015	Clause 154.2	MSA 2010 s184

Waterway Rules - Schedules

Schedule 155: Tchum Lake South

Waterway Manager: Tchum Lake Aquatic Club Incorporated

155.1 Excluded speed limit for the purposes of Clause 3(a)

The waters of Tchum Lake South not otherwise specified as a 5 knot speed restriction zone, prohibited area or exclusive use area are excluded from the provisions of Clause 3(a) of this Notice.

155.2 Speed restriction zone for the purposes of Clause 7

All the waters of Tchum Lake South within 30 metres of the shore are subject to a speed limit of 5 knots.

155.3 Areas where vessels are prohibited for the purposes of Clause 9.

The following waters of Tchum Lake South;

- (a) between a 'Vessels Prohibited' sign², on the northern shore 8 meters west of the boat ramp and a 'Vessels Prohibited' sign¹ on the shore 400 metres south west of the boat ramp, and extending 10 metres from the waters edge; and
- (b) on the north eastern shore between a 'Vessels Prohibited' sign³ on the shore 140 metres east of the boat ramp and a 'Vessels Prohibited' sign⁴ on the shore 220 metres east of the boat ramp and extending 30 metres from the waters edge are prohibited to vessels.

155.4 Areas prohibited to bathers for the purposes of Clause 12.

The following waters of Tchum Lake South between a 'No Swimming' sign², on the northern shore 8 metres west of the boat ramp and a 'No Swimming' sign⁵, 23 metres east of the boat ramp and extending 30 metres from the waters edge, are prohibited to bathers.

155.5 Exclusive Use and Special Purpose Areas for the purposes of Clause 13.

The following waters of Tchum Lake South between a 'Launching and Retrieval Only' sign², on the northern shore 8 metres west of the boat ramp and a 'Launching and Retrieval Only' sign⁵, 23 metres east of the boat ramp and extending 30 metres from the waters edge, are set aside for vessels engaged in launching and retrieval.

Table 1: Actual Location (GDA 94) - Decimal Degrees

This table shows the actual location (GDA 94) in decimal degrees of each asset. Assets may include navigational aids (fixed or non-fixed, or on/off water), or points.

Asset	Latitude	Longitude
1	-35.996355	142.998745
2	-35.994964	143.001971
3	-35.995563	143.003378
4	-35.996067	143.004010
5.	-35.995034	143.002309

Waterway Rules - Schedules

Table 2: Actual Location (GDA 94) - DMS

This table shows the actual location (GDA 94) in DMS of each asset. Assets may include navigational aids (fixed or non-fixed or on/off water), or point.

Asset	Latitude	Longitude
1	35° 59' 46.88"	142° 59' 55.48"
2	35° 59' 41.87"	143° 00' 07.10"
3	35° 59' 44.03"	143° 00' 12.16"
4	35° 59' 45.84"	143° 00' 14.44"
5	35° 59' 42.12"	143° 00' 08.31"

All Assets, regardless of their position on/off water are surveyed with Differential GPS to +/- 2.0m.

Water-based non fixed assets (e.g. buoys) are surveyed to the above accuracy but due to movement of buoys due to tides, chain length, water depth and weather conditions at the time, the accuracy of any such positions may be considered to be within the range of +/- 8.0m.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 155	MA 1988 s15

Waterway Rules - Schedules

Schedule 156: Rocky Valley Dam and Pretty Valley Dam

Waterway Manager: Department of Sustainability and Environment

156.1. Areas prohibited to vessels for the purposes of Clause 9.

- (a) All the waters of Pretty Valley Dam
- (b) All of the waters of Rocky Valley Dam after sunset and before sunrise
- (c) Those waters of Rocky Valley Dam that are between the dam wall and a line between red beacons on opposite shores

are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 156	MA 1988 s15

Waterway Rules - Schedules

Schedule 157: Hollands Lake

Waterway Manager: Northern Grampians Shire Council

157.1. Areas prohibited to vessels for the purposes of Clause 9.

All the waters of Hollands Lake are prohibited to vessels.

Table showing details of notice(s) published in Government Gazette in relation to this Schedule

Gazette number/date	Waterway rule made	Relevant legislation
S221 28/06/2012	Schedule 157	MA 1988 s15

Waterway Rules - Schedules

Appointed Waterway Managers

This table provides information about the persons or bodies appointed to be a waterway manager in respect of the State waters specified.

PART 1 – MUNICIPAL COUNCILS

Waterway Manager	Published Vic Govt Gazette	State Waters
Ararat Rural City Council	S 220 28/06/2012	Green Hill Lake
Ballarat City Council	S 220 28/06/2012	Lake Burrumbeet Lake Learmonth Lake Wendouree
Buloke Shire Council	S 220 28/06/2012	Browns Lake (also known as Lake Cope Cope) Green Lake (within Green Lake Regional Park) Wooroonook Lakes
Campaspe Shire Council	S 225 08/07/2013	Port of Echuca (as detailed in Feature Survey Township of Echuca Registered Plan CP111023)
Central Goldfields Shire Council	S 220 28/06/2012	Goldfields Reservoir Lake Victoria (in Maryborough)
Colac Otway Shire Council	S 220 28/06/2012	Local Port of Apollo Bay
Corangamite Shire Council	S 220 28/06/2012	Lake Tooliorook
East Gippsland Shire Council	S 220 28/06/2012	Bemm River within the Shire of East Gippsland
Gannawarra Shire Council	S 220 28/06/2012	Gunbower Creek Kangaroo Lake Lake Charm Lake Meering (also known as Meran)
Glenelg Shire Council	S 224 21/06/2013	Local Port of Portland Bay (as detailed in Plan LEGL./13-009)
Greater Bendigo City Council	S 220 28/06/2012	Lake Weeroona
Greater Shepparton City Council	S 220 28/06/2012	Kialla Lake The waters of the International Village Victoria Park Lake
Hindmarsh Shire Council	S 220 28/06/2012	Lake Hindmarsh The Wimmera River within the Shire of Hindmarsh
Horsham Rural City Council	S 220 28/06/2012	Green Lake (near Horsham) Lake Natimuk Lake Toolondo The Wimmera River within the boundaries of Horsham Rural City
Indigo Shire Council	S 220 28/06/2012	Fletcher's Dam Lake Kerferd Lake Sambell
Latrobe City Council	S 220 28/06/2012 S 218 31/07/2015	Lake Narracan Hazelwood Cooling Pond
Loddon Shire Council	S 220 28/06/2012	Loddon River within the Shire of Loddon Loddon River-at Bridgewater Little Lake Boort
Mildura Rural City Council	S 220 28/06/2012	Lake Cullulleraine
Mornington Peninsula Shire Council	S 220 28/06/2012	Balcombe Creek within the Shire of Mornington Peninsula
Moyne Shire Council	S 220 28/06/2012	Local Port of Port Fairy
Northern Grampians Shire Council	S 220 28/06/2012	Lake Batyo Catyo Lake Fyans Hollands Lake Lake Lonsdale The St. Arnaud Reservoir Teddington Reservoir No. 2 The Volcano Water Storage

Waterway Rules - Schedules

Waterway Manager	Published Vic Govt Gazette	State Waters
		Walkers Lake All Rivers and Streams within the Shire of Northern Grampians
Pyrenees Shire Council	S 220 28/06/2012	Beaufort Park Lake
Southern Grampians Shire Council	S 220 28/06/2012	Lake Hamilton Lake Linlithgow and Bullrush Swamp
Strathbogie Shire Council	S 220 28/06/2012	The Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie
Surf Coast Shire Council	S 220 28/06/2012	Anglesea River from Bass Strait to Coal Mine Road, Anglesea Lake Modewarre at Moriac Lake Murdeduke Painkalac Creek from Bass Strait to Boundary Road, Aireys Inlet
Swan Hill Rural City Council	S 220 28/06/2012	Lake Boga
Warrnambool City Council	S 220 28/06/2012	The Hopkins River between the seaward outlet and Tooram Stones The Merri River between the seaward outlet and the Bromfield Street Weir Local Port of Warrnambool
West Wimmera Shire Council	S 220 28/06/2012	Lake Wallace
Whitehorse City Council	S 220 28/06/2012	Blackburn Lake
Yarriambiack Shire Council	S 220 28/06/2012	Yarriambiack Creek (within the Yarriambiack Shire)

PART 2 – GOVERNMENT DEPARTMENTS AND AUTHORITIES

Waterway Managers	Published Vic Govt Gazette	State Waters
Barwon Region Water Corporation	S 220 28/06/2012	Bolwarra Weir Bostock Reservoir Korweinguboora Reservoir Lower Stony Creek Reservoir Railway Weir She Oaks Weir Upper Stony Creek Reservoir West Barwon Reservoir Wurdee Boluc Reservoir
Corangamite Catchment Management Authority	S 220 28/06/2012	The Barwon River between the Lower Breakwater and Orana Road
Secretary of the Department of Sustainability and Environment	S 220 28/06/2012	Aire River downstream of the Great Ocean Road Bridge All the waters within the Lake Albacutya National Park All the waters within the Barmah State Park The waters of the Barwon River upstream of the Local Port of Barwon Heads to the Lower Breakwater, including all the waters within the Lake Connewarre Wildlife Reserve and Reedy Lake Bridgewater Lakes (Discovery Bay Coastal Park) Browns Swamp Lake Carpull Lake Catani (within Mount Buffalo National Park) Lake Cooper Lake Costin Lake Craven Fitzroy River

Waterway Rules - Schedules

		<p>Gellibrand River downstream of the bridge at Princetown</p> <p>The waters of the Glenelg River within Victoria between the mouth and the junction with the Crawford River at Dartmouth</p> <p>All the waters within Hattah-Kulkyne National Park</p> <p>Heywood Lake</p> <p>Lake Hordern</p> <p>All the waters within the Kings Billabong Wildlife Reserve</p> <p>Lake Lysterfield</p> <p>Malseeds Lake</p> <p>Lake Mombeong</p> <p>Mueller Inlet with the Croajingolong National Park</p> <p>Lake Powell</p> <p>Lake Reeve</p> <p>Lake Surprise (within Mount Eccles National Park)</p> <p>Pretty Valley Dam</p> <p>Rocky Valley Dam</p> <p>Surrey River (upstream of the Princes Highway Bridge)</p> <p>Swan Lake</p> <p>Sydenham Inlet and all navigable waters with an opening to that inlet</p> <p>Tamboon Inlet and all navigable waters with an opening to that inlet</p> <p>Teddington Reservoir Number One (Upper Kara Kara State Park)</p> <p>All the waters within the Wathe Wildlife Reserve</p> <p>All the waters within the Wilsons Promontory National Park</p> <p>Wingham Inlet within the Croajingolong National Park</p> <p>All the waters within Wyperfeld National Park</p>
Gippsland and Southern Rural Water Corporation	S 220 28/06/2012	<p>Blue Rock Lake</p> <p>Cowwarr Weir</p> <p>Lake Glenmaggie</p> <p>Melton Reservoir</p> <p>Pykes Creek Reservoir</p>
Goulburn-Murray Water	S 220 28/06/2012	<p>Lake Banimboola (Dartmouth Pondage)</p> <p>Lake Buffalo</p> <p>Cairn Curran Reservoir</p> <p>Lake Dartmouth</p> <p>Lake Eildon and Eildon Pondage</p> <p>Lake Eppalock</p> <p>Greens Lake (near Corop)</p> <p>Lake Hume</p> <p>Laanecoorie Reservoir</p> <p>Loch Garry</p> <p>Middle and Reedy Lakes</p> <p>Lake Nillahcootie</p> <p>Waranga Basin</p> <p>Lake William Hovell</p>
Grampians Wimmera Mallee Water Corporation	S 220 28/06/2012	<p>Lake Bellfield</p> <p>Dock Lake</p> <p>Pine Lake</p> <p>Rocklands Reservoir</p> <p>Taylor's Lake</p> <p>Lake Wartook</p> <p>Moora Moora Reservoir</p>

Waterway Rules - Schedules

Melbourne Water	S 220 28/06/2012	Cherry Lake, Altona Laverton Creek upstream of the outlet to Port Phillip Bay to Queen Street, Altona Skeleton Creek upstream of the outlet to Port Phillip to Point Cook Road, Altona and Werribee The following lakes on Taylors Creek, Keilor – Taylors Lake, Lake Kingfish, Lake Spoonbill, Lake Heron, Lake Shelduck, Lake Ibis and Lake Cormorant
Parks Victoria	S 220 28/06/2012	Local Port of Port Campbell Port Campbell Bay, as detailed in Plan LEGL./09-201 Maribyrnong River upstream of Shepherds Bridge on Footscray Road Patterson River upstream of Nepean Highway Bridge to Eumemmering Creek The Local Port of Port Phillip The Waters of Western Port Bay Yarra River upstream of port waters of the Port of Melbourne Lake Moodemere Albert Park lake Waters – ex HMAS Canberra, as detailed in Plan LEGL./09-208
Safety Director, Transport Safety	S 220 28/06/2012	Bass Strait - Powlett River Bass Strait - Anglesea -Point Roadknight Bass Strait - South Barwon – Torquay Bass Strait - South Gippsland - Cape Liptrap Bass Strait - Urquarts Bluff Bass Strait - Warrnambool - Lady Bay Goulburn River upstream of the Goulburn Weir to the Eildon Pondage Lake Bullen Merri Lake Colac Broken River within the boundaries of Benalla Rural City including Lake Benalla Mitta Mitta River between the top water line of Lake Hume and the junction of the river with Callaghans Creek St Georges Lake

PART 3 – COMMITTEES OF MANAGEMENT

Waterway Managers	Published Vic Govt Gazette	State Waters
The Committee of Management of Allans Flat Recreation Reserve Inc.	S 220 28/06/2012	Allans Flat Lake
Barwon Coast Committee of Management Inc.	S 220 28/06/2012	Local Port of Barwon Heads
The Lake Bolac Foreshore Committee Inc.	S 220 28/06/2012	Lake Bolac
The Lake Charlegrark Recreation Reserve Committee Inc.	S 220 28/06/2012	Lake Charlegrark
Lake Lascalles and Corrong Committee of Management Inc.	S 220 28/06/2012	Lake Corrong Lake Lascalles
Curdies Inlet and Recreation Reserve Committee of Management.	S 220 28/06/2012	Curdies River and Curdies Inlet between French's Bridge and the Great Ocean Road Bridge at Peterborough

Waterway Rules - Schedules

Waterway Managers	Published Vic Govt Gazette	State Waters
Gippsland Ports Committee of Management Inc.	S 220 28/06/2012	Local Port of Anderson Inlet Local Port of Corner Inlet and Port Albert Local Port of Gippsland Lakes Local Port of Snowy River Local Port of Mallacoota Shallow Inlet Lake Tyers
Nhill Lake Reserve Committee of Management.	S 220 28/06/2012	Nhill Lake
Lake Marma Public Park & Gardens Reserve Committee of Management	S 220 28/06/2012	Lake Marma
The Lake Purrumbete Frontage Reserve Committee of Management Inc.	S 220 28/06/2012	Lake Purrumbete
The Committee of Management of Narrawong Camping and Recreation Reserve Corporation	S 220 28/06/2012	Surrey River between the seaward the outlet and the Princes Highway Bridge
Tchum Lake Aquatic Club Incorporated	S 220 28/06/2012	Tchum Lake South
Walpeup Lake Committee of Management Inc.	S 220 28/06/2012	Walpeup Lake
Winton Wetlands Committee of Management.	S 220 28/06/2012	Winton Wetlands

PART 4 – OTHERS

Waterway Managers	Published Vic Govt Gazette	State Waters
AGL Hydro Partnership	S 220 28/06/2012	Junction Dam at Bogong, Clover Dam, Mount Beauty Regulating Pondage, Rubicon Dam, Royston Dam and Rubicon Falls Dam

Exemptions

Exemptions

Exemption Notice 1

Notice of exemptions from carriage of safety equipment and wearing of personal flotation device requirements for recreational vessels

Notice is hereby given under Regulation 231 of the Marine Regulations 1999 made under the provisions of the Marine Act 1988 of exemptions as described in this Notice from the carriage of safety equipment requirements specified in Regulation 230 and/or the Personal Flotation Device (PFD) wearing requirements specified in Regulation 232 of the Marine Regulations 1999.

Revocations

This notice revokes and replaces the Notice under regulation 603(4) of the Marine Vessels) Regulations 1988 as published in the Government Gazette on 19 September 1990.

Definitions

In this Notice:

'PFD Type 1' means an approved Personal Flotation Device type 1 defined in Schedule 2 under Regulation 103 of the Marine Regulations 1999.

'PFD Type 2' means an approved Personal Flotation Device type 2 defined in Schedule 2 under Regulation 103 of the Marine Regulations 1999.

'PFD Type 3' means an approved Personal Flotation Device type 3 defined in Schedule 2 under Regulation 103 of the Marine Regulations 1999.

'Personal Watercraft' includes a power ski, aqua-scooter, jet bike, jet ski, wave runner, wave jammer, ski-free, motorised surfboard and any similar vessel that has an engine used for propulsion.

'Formal Training or Competition' means training or competition conducted under the direction of an incorporated club, organisation or association that is affiliated with the respective peak body where supervision of participants and appropriate rescue services are provided, or under a Safety Management Plan approved by Marine Safety Victoria.

'Lifesaving Appliance' means a lifebuoy or life raft or buoyant appliance in accordance with Section 10 of the Uniform Shipping Laws Code or a rescue tube in accordance with the standards specified by Surf Life Saving Australia.

Exemptions for rowing boats, canoes (excluding Dragon Boats) and kayaks

- (a) Carriage of safety equipment:
- (i) persons operating a rowing boat or canoe or kayak engaged in Formal Training or Competition on inland waters, not being formal training or competition of which any part is conducted on water forming rapids, are exempt from the carriage of safety equipment requirements specified in Regulation 230.
 - (ii) persons operating a rowing boat or canoe or kayak engaged in Formal Training or Competition on the Yarra River between the Bolte Bridge and the mouth of the Yarra River are exempt from the carriage of safety equipment requirements specified in Regulation 230 providing:
 - (1) communications have been established with Harbour Control prior to entering the area defined above

Exemption Notice 1

Page 274 of 281

Exemptions

- (2) each occupant wears a PFD Type 1, 2 or 3 at all times or,
 - (3) are accompanied by an inshore rescue boat or powered rescue craft in accordance with the specifications of Surf Life Saving Australia or,
 - (4) are accompanied by an appropriate powered rescue craft carrying the following equipment:
 - a. lifesaving appliances sufficient to support all persons that may be required to be rescued or,
 - b. PFD Type 1, 2 or 3 sufficient to support all persons that may be required to be rescued
- (b) Wearing of PFDs:
- (i) all operators and occupants of a rowing boat or canoe or kayak engaged in Formal Training or Competition on inland waters, not being formal training or competition of which any part is conducted on water forming rapids, are exempt from PFD wearing requirements specified in Regulation 232
 - (ii) all operators and occupants of a rowing boat or canoe or kayak engaged in Formal Training or Competition on the Yarra River between the Bolte Bridge and the mouth of the Yarra River are exempt from PFD wearing requirements specified in Regulation 232 providing :
 - (1) communications have been established with Harbour Control prior to entering the area defined above and
 - (2) each occupant wears a PFD Type 1, 2 or 3 at all times or,
 - (3) are accompanied by an inshore rescue boat or powered rescue craft in accordance with the specifications of Surf Life Saving Australia or,
 - (4) are accompanied by an appropriate powered rescue craft carrying the following equipment:
 - a. lifesaving appliances sufficient to support all persons that may be required to be rescued or,
 - b. PFD Type 1, 2 or 3 sufficient to support all persons that may be required to be rescued.

Exemptions for yachts, off the beach sailing yachts, and their mechanically powered support vessels

- (a) Carriage of safety equipment:
 - (i) a yacht or off the beach sailing yacht engaged in Formal Training or Competition during daylight hours is exempt from the carriage of safety equipment requirements specified in Regulation 230 providing that the safety equipment specified by the Yachting Australia Inc. Racing Rules of Sailing is carried
 - (ii) all mechanically powered vessels (other than personal watercraft), operated by a club or training centre affiliated with Yachting Victoria Inc. and engaged in formal sail training activities for off the beach sailing yachts are exempt from the PFD carriage requirements specified in Regulation 230 providing that all occupants wear a PFD Type 1 or 2 at all times
- (b) Wearing of PFDs:
 - (i) all operators and occupants of mechanically powered vessels (other than personal watercraft), operated by a club or training centre affiliated with Yachting Victoria Inc. and engaged in formal sail training activities for off the beach sailing yachts are exempt from the PFD wearing

Exemptions

requirements specified in Regulation 232 providing that all occupants wear a PFD Type 1 or 2 at all times.

Exemptions for Life Saving Victoria vessels

- (a) Carriage of safety equipment:
- (i) all mechanically powered vessels (other than personal watercraft), operated by Life Saving Victoria, up to and including 4.8 metres in length whilst operating within visual range of a staffed lifesaving facility or flagged area are exempt from the carriage of safety equipment requirements specified in Regulation 230
 - (ii) all mechanically powered vessels up to and including 4.8 metres in length (other than personal watercraft), operated by Life Saving Victoria outside visual range of a staffed lifesaving facility or flagged area are exempt from the carriage of safety equipment requirements specified in Regulation 230 providing a Life Saving Victoria approved communications radio is carried on board and occupants wear a PFD Type 1, 2 or 3 at all times
 - (iii) all vessels propelled by paddle or oar operated by Life Saving Victoria whilst engaged in Formal Training or Competition or operated within visual range of a staffed lifesaving facility or flagged area are exempt from the carriage of safety equipment requirements specified in Regulation 230
- (b) Wearing of PFDs:
- (i) all operators and occupants of mechanically powered vessels (other than personal watercraft), operated by Life Saving Victoria, up to and including 4.8 metres in length whilst operating within visual range of a staffed lifesaving facility or flagged area are exempt from PFD wearing requirements specified in Regulation 232
 - (ii) all operators and occupants of mechanically powered vessels up to and including 4.8 metres in length (other than personal watercraft), operated by Life Saving Victoria outside visual range of a staffed lifesaving facility or flagged area are exempt from PFD wearing requirements specified in Regulation 232 providing a Life Saving Victoria approved communications radio is carried on board and occupants wear a PFD Type 1, 2 or 3 at all times
 - (iii) all operators and occupants of vessels propelled by paddle or oar operated by Life Saving Victoria whilst engaged in Formal Training or Competition operating within visual range of a staffed lifesaving facility or flagged area are exempt from PFD wearing requirements specified in Regulation 232.

Exemptions for Australian Power Boat Association vessels

- (a) Carriage of safety equipment:
- (i) all vessels engaged in competing in a power boat race on inland or enclosed waters when under the supervision of the Australian Power Boat Association and the race is conducted in accordance with the Racing and Safety Rules of that Association are exempt from the carriage of safety equipment requirements specified in Regulation 230 providing the operator of the vessel and any occupant being carried wears a PFD Type 1
 - (ii) all vessels fitted with a reinforced cockpit approved by the Australian Power Boat Association and engaged in competing in a power boat race on inland or enclosed waters when under the supervision of the Association and the race is conducted in accordance with the Racing and Safety Rules of that Association are exempt from the carriage of equipment requirements specified in Regulation 230 providing the operator of the vessel and any occupant being carried wears a PFD Type 1.

Exemptions

Exemptions for interstate vessels

(a) Carriage of safety equipment:

- (i) a person operating a vessel on State waters that is normally domiciled outside Victoria is exempt from the carriage of safety equipment requirements specified in Regulation 230 of the Marine Regulations 1999 for a period of up to three (3) months providing the vessel conforms with the carriage of safety equipment requirements of their home State or Territory

This Notice was made by the Director of Marine Safety on 2 December 2005 under Regulation 231 of the Marine Regulations 1999.

BRIAN RICHES
Director of Marine Safety

Table showing details of notice(s) published in Government Gazette in relation to this exemption notice

Gazette number/date	Exemptions	Relevant legislation
S248 02/12/2005	Safety Equipment & PFD	MR 1999 r231

Exemptions

Exemption Notice 2

**Marine Safety Act 2010 (Vic)
Section 260(1) notice
Victoria Water Police and Search & Rescue Squads**

I, **RACHEL GUALANO**, as delegate of the Director, Transport Safety, in exercise of the powers vested in me under section 260 of the *Marine Safety Act 2010 (Vic)*, hereby grant the following exemption to the Victoria Water Police and Search & Rescue Squads on the terms set out in this instrument.

Application

This notice of exemption applies to members of the Victoria Police personnel as defined under the *Victoria Police Act 2013 (Vic)* whilst attached permanently or temporarily to the Water Police and Search & Rescue Squads ("Water Police Squad members"), and whilst undertaking duties in Victoria Police vessels.

Exemption

The Water Police Squad members are exempt from the requirements of:

- (i) The Vessel Operating and Zoning Rules for Victorian waters made under section 184 of the *Marine Safety Act 2010 (Vic)* when:
 - a) The Water Police Squad members are performing their operational duties;
 - b) The Water Police Squad members are undertaking training for the purposes of performing their operational duties; in accordance with this notice.

Duration

This notice of exemption:

- (i) commences on 1/8/2018; and
- (ii) is granted for three years from commencement.

RACHEL GUALANO
DIRECTOR, MARITIME SAFETY
DELEGATE OF THE DIRECTOR, TRANSPORT SAFETY

On this 1 day of August 2018

Exemptions

Exemption Notice 3.13

Marine Safety Act 2010 (Vic) Section 260(1) Exemption Notice Port Phillip Ferries

I, **Lisa Faldon**, Acting Director, Maritime Safety (as delegate of the Director, Transport Safety) in exercise of the powers vested in me under section 260(1) of the *Marine Safety Act 2010* (Vic), hereby grant the following exemption to Masters of the MV Geelong Flyer and MV Bellarine Express on the terms set out in this instrument.

1. Application

This notice of exemption applies to the Masters of the MV Geelong Flyer and MV Bellarine Express when operating on the waters of the Yarra River between the Southern dripline of the West Gate Bridge and the Western drip line of the Bolte Bridge.

2. Exemption

Masters of the MV Geelong Flyer and MV Bellarine Express are exempt from the requirements of: Clause 2.7.1 of Schedule 2 of the Vessel Operating and Zoning Rules for Victorian waters made under section 184 of the *Marine Safety Act 2010* (Vic).

2.7.1 Six (6) knot speed restriction for the purposes of Clause 7

All vessels less than 35 metres in length, on the waters of the Yarra River within the port waters of the Port of Melbourne, between the southern drip line of the Westgate Bridge and the Western drip line of the Bolte Bridge are subject to a speed limit of 6 knots.

3. Conditions

The exemption is subject to the following conditions:

1. Operational Requirements:
 - (i) MV Geelong Flyer and MV Bellarine Express do not exceed 10 knots on the waters between the Southern drip line of the West Gate Bridge and beacons 39 and 40 when the Bicycle Punt is berthed at the Lorimer Street landing (eastern side of Yarra River) on inbound passages.
 - (ii) MV Geelong Flyer and MV Bellarine Express do not exceed 6 knots on the waters between beacons 39 and 40 and the Port Operations Control Centre on inbound passages.
 - (iii) MV Geelong Flyer and MV Bellarine Express do not exceed 15 knots on the waters between the Port Operations Control Centre and the Western drip line of the Bolte Bridge on inbound passages.
 - (iv) MV Geelong Flyer and MV Bellarine Express do not exceed 15 knots on the waters between the Western drip line of the Bolte Bridge and the Southern drip line of the West Gate Bridge on outbound passages.
 - (v) MV Geelong Flyer and MV Bellarine Express may only exceed 6 knots when the visibility in the area of operation is equal to or greater than 200 metres.
 - (vi) MV Geelong Flyer and MV Bellarine Express will slow to 6 knots or less when visibility is 200 metres or less.
 - (vii) MV Geelong Flyer and MV Bellarine Express will display an amber flashing light at all times while underway.
 - (viii) The Masters of the MV Geelong Flyer and MV Bellarine Express will contact the Master of the Westgate Punt to verify the time they will be passing the area where the Westgate Punt operates when the visibility in the area of operation is equal to or less than 200 metres.
 - (ix) The Master of the MV Geelong Flyer and MV Bellarine Express will contact other identified operators on the Yarra River when transiting the Yarra River.
2. A promulgated passage plan including operational times is to be made available to appropriate regulatory authorities and published on the Port Phillip Ferries website.

Exemptions

3. Situational awareness tools including radar, AIS, ECDIS, electronic chart plotter with displayed AIS tracks and Thermal Cameras are to be used.
4. The Masters of the MV Geelong Flyer and MV Bellarine Express shall ensure that the installed AIS transceiver is active at all times while the ferries are underway.
5. A lookout who is suitably trained and briefed, in addition to the Master of the ferry, is present on the bridge while the ferries are operating the area applicable to this exemption including when transiting from the western drip line of the Bolte Bridge to Victoria Harbour berth.
6. Safety Management Systems documentation for MV Geelong Flyer and MV Bellarine Express are to reflect the operational requirements for operations on Victorian waters and the Yarra River transit. The Safety Management Systems to include:
 - Passage plans and operations to and from Victoria Harbour, to Portarlington and Geelong.
 - Passage plan and operations documentation to include specific details of risks and controls as identified during the duration of this exemption.
 - Speed during transit to or from Portarlington or Geelong and Victoria Harbour in relation to general operations and operations in heavy traffic and reduced visibility.
 - Qualifications of crew
 - Training requirements for masters, mates and lookouts for operations between the southern drip line of the West Gate Bridge and the western drip line of the Bolte Bridge, including but not limited to simulated emergency stopping, restricted visibility and evasive action training including situational awareness and lookout/master response, and specifically:
 1. NSCV F2 Fast Craft Training with annual verification
 2. Lookout Training and annual onboard check trip assessment for Lookout and Master to PEM standard
 3. Vessel Handling Training
 4. Advanced Navigation Training
 5. Emergency management exercise every two years
 - Docking and entering/ departure Portarlington, Geelong and Victoria Harbour.
 - Details of vessel operations.
 - Specific duties of lookout.
 - Emergency contact details.
 - Communication requirements with the Master of the Yarra Punt and other identified operators on the Yarra River.
 - Procedures for reporting Reportable Marine Incidents as per *Marine Safety Act 2010*.
 - Specific details of reporting locations for Melbourne VTS and details to be provided to VTS.
 - Requirement to display amber light at all times.
7. Port Phillip Ferries will initiate an on online feedback system for feedback during the period of this exemption.
8. The Director, Maritime Safety reserves the right to cancel or amend the exemption or conditions in his or her right, or on the advice of the Harbour Master, Victorian Ports Corporation Melbourne should hitherto unforeseen risks be identified or to impose additional conditions or vary current conditions. The exemption is subject to periodic review.

4. Duration

This notice of exemption commences on the day of signing for a period of 3 months.

LISA FALDON

ACTING DIRECTOR, MARITIME SAFETY

Delegate of the Director, Transport Safety

15/09/2020

Exemptions

Exemption Notice 4

**Marine Safety Regulations 2012 (Vic)
Regulation 9(1) notice
Out Doors Inc.**

I, RACHEL GUALANO, as delegate of the Director, Transport Safety, in exercise of the powers vested in me under regulation 9(1) of the Marine Safety Regulations 2012 (Vic), hereby grant the following exemption to Out Doors Inc. on the terms set out in this instrument.

1. Application

This notice of exemption applies to participants and those involved in activities organised by Out Doors Inc.

2. Exemption

Participants and those involved in activities organised by Out Doors Inc. are exempt from the requirements of:

- (ii) Regulation 100(1), Regulation 100(2) and Regulation 100(3) of Division 4 – PFD Requirements, Part 6 – Operations of vessels (general) of the Marine Safety Regulations 2012, subject to the following conditions.

3. Conditions

Participants and those involved in activities organised by Out Doors Inc. must at all times:

- (i) Wear a Type 1 PFD as detailed in Part 2 – PFD Type 1 of Schedule 1 of the Marine Safety Regulations 2012; or
- (ii) Wear any of the following PFDs:
 - NRS Big Water Life Jacket, US Coast Guard Type V;
 - NRS Zen Rescue Life Jacket, US Coast Guard Type V;
 - Astral Buoyancy Green Rescue Life Jacket, US Coast Guard Type V; or
 - Kokatak Maximus Centurion Rescue Life Jacket, US Coast Guard Type V.
- (iii) The wearing of PFD's in section (ii) above only apply between the hours of sunrise to sunset.
- (iii) Out Doors Inc. is required to report to Maritime Safety Victoria any safety issues associated with the wearing of the PFD listed in section (ii) and must report any Reportable Marine Incidents as per the requirements of the Marine Safety Act 2010

4. Duration

This notice of exemption:

- (iii) Commences on the date of publication of this notice in the Victorian Government Gazette; and
- (iv) Is granted for three years from commencement.

RACHEL GUALANO
DELEGATE OF THE DIRECTOR, TRANSPORT SAFETY
DIRECTOR, MARITIME SAFETY

Dated 16 October 2018

Exemptions

Exemption Notice 5

Marine Safety Act 2010 (Vic)
Marine Safety Regulations 2012 (Vic)

EXEMPTION NOTICE

I, Cameron Toy, Director Maritime Safety (as delegate of the Director, Transport Safety) in exercise of the powers vested in me under section 260 of the *Marine Safety Act 2010 (Vic)* (**the Act**) and regulation 9 of the Marine Safety Regulations (the Regulations) hereby give notice of the following exemption.

1. Application

This exemption applies to owners and masters of kayaks and canoes that are powered by an electric motor with a power output of no more than 40 pounds thrust, 1 horsepower or 750 watts, and that are recreational vessels operating on State waters.

This notice only exempts the above owners and masters from the provisions of the Act and the Regulations set out at clause 3 of this notice including the items listed in the tables under clause 3(4).

This exemption is subject to the conditions set out at clause 2 of this notice.

2. Conditions

This exemption is subject to the following conditions.

The master of a vessel to which this exemption applies must:

- (a) at all times, travel at a speed of no more than 5 knots;
- (b) at all times, equip the vessel with one or more paddle/s, or a pedal mechanism;
- (c) when operating on inland waters, equip the vessel with –
 - (i) a mobile phone in a waterproof pouch; or
 - (ii) a personal locator beacon (**PLB**);
- (d) when operating on enclosed waters or coastal waters that are less than 2 nautical miles from the coast, equip the vessel with at least one of the following means of raising the alarm —
 - (i) a mobile phone in a waterproof pouch; or
 - (ii) an emergency positioning indicating radio beacon (EPIRB) or a PLB; or
 - (iii) a marine radio; or
 - (iv) two hand-held orange smoke signals; or
 - (v) two hand-held red distress flares.
- (e) when operating on coastal waters that are more than 2 nautical miles from the coast, equip the vessel with all of the following additional equipment –
 - (i) two hand-held orange smoke signals; and
 - (ii) two hand-held red distress flares.

3. Exemption

(1) In accordance with section 260(1)(c) of the Act, owners and masters of a vessel to which this exemption applies are exempt from the requirements of section 37 of the Act – offence if recreational vessel not registered (subject to the conditions set out at clause 2).

(2) In accordance with section 260(1)(c) of the Act, masters of a vessel to which this exemption applies are exempt from the requirements of section 46 of the Act – offence to be a master of registered recreational vessel without a marine licence or in breach of conditions of marine licence (subject to the conditions set out at clause 2).

(3) In accordance with section 260(1)(c) of the Act, owners of a vessel to which this exemption applies are exempt from the requirements of section 52 of the Act - offence to allow a non-licensed person to be the master of a registered recreational vessel (subject to the conditions set out at clause 2).

Exemptions

(4) In accordance with regulation 9 of the Regulations, and subject to the conditions set out at clause 2 of this notice, masters of a vessel to which this exemption applies are exempt from the following requirements of regulation 96 – safety equipment required for recreational vessels, as set out in Schedule 3 of the Regulations:

Safety equipment exempted from:

TABLE A

Regulations 96(1), 96(7)
on Coastal Waters

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item number</i>	<i>Class of vessel</i>	<i>Item of equipment</i>	<i>Requirements for coastal waters</i>
Mechanically powered recreational vessels			
1	Power boat up to and including 4.8 metres in length	Anchor, and chain or line or both	1
5		Bucket with lanyard	1
7		Hand-held orange smoke signal	2
8		Hand-held red distress flares	2
9		Pair of oars with rowlocks or pair of paddles	1
11	Power boat more than 4.8 metres in length	Anchor, and chain or line or both	1
15		Bucket with lanyard	1
17		Hand-held orange smoke signal	2
18		Hand-held red distress flares	2
20		Lifebuoy	1—if vessel is 8 metres or more in length but not more than 12 metres in length 2—if vessel is more than 12 metres in length
21		Dinghy or liferaft	1—if vessel is more than 12 metres in length

Exemptions

TABLE C

Regulations 96(3), 96(7)

ON Enclosed Waters

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item number</i>	<i>Class of vessel</i>	<i>Item of equipment</i>	<i>Requirements for enclosed waters</i>
Mechanically powered recreational vessels			
1	Power boat up to and including 4-8 metres in length	Anchor, and chain or line or both	1
4		Bucket with lanyard	1
5		Hand-held orange smoke signal	2
6		Hand-held red distress flares	2
7		Pair of oars with rowlocks or pair of paddles	1
9	Power boat more than 4-8 metres in length	Anchor, and chain or line or both	1
12		Bucket with lanyard	1
13		Hand-held orange smoke signal	2
14		Hand-held red distress flares	2
16		Lifebuoy	1—if vessel is 8 metres or more in length but not more than 12 metres in length 2—if vessel is more than 12 metres in length

TABLE E

Regulations 96(5), 96(7)

on Inland Waters

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item number</i>	<i>Class of vessel</i>	<i>Item of equipment</i>	<i>Requirements for inland waters</i>
Mechanically powered recreational vessels			
3	Power boat up to and including 4-8 metres in length	Bucket with lanyard	1
4		Pair of oars with rowlocks or pair of paddles	1
8	Power boat more than 4-8 metres in length	Bucket with lanyard	1
10		Lifebuoy	1—if vessel is 8 metres or more in length but not more than 12 metres in length 2—if vessel is more than 12 metres in length

(5) In accordance with regulation 9 of the Regulations, and subject to the conditions set out at clause 2 of this notice, masters of a vessel to which this exemption applies are exempt from regulation 97 of the Regulations – firefighting equipment required for recreational vessels.

Exemptions

4. Scope

For the avoidance of doubt, this exemption **applies only** with respect to:

- (a) kayaks and canoes that are powered by an electric motor with power output as indicated at clause 1 of this notice, that are recreational vessels operating on Victorian State waters, and
- (b) the provisions of the Act and the Regulations listed above.

Owners and masters of vessels that are the subject of this exemption must at all times comply with all other requirements set out in the Act and the Regulations, including:

- (a) the requirement to adhere to all relevant State waterway rules made under section 184 of the Act; and
- (b) the requirement that masters of mechanically powered vessels equip the vessel with all items of safety equipment that are not listed at clause 3 of this notice above, as required by regulation 96 of the Regulations.

5. Duration

This exemption commences on 1 July 2020 and continues until suspended, cancelled or altered by the Director, Transport Safety.

Dated 29 June 2020

Cameron Toy
Director, Maritime Safety
Delegate of the Director, Transport Safety
Transport Safety Victoria

Published in the Victoria Government Gazette No. S317 Tuesday 30 June 2020

8.8. QUARTERLY FINANCIAL REPORT

Division: Corporate Services
Director: Sean Portelli
Author/Position: Stephen Bigarelli – Acting Manager Financial Services

PURPOSE

1. This report sets out the 1st Quarter financial results for the 2020/2021 financial year of the Ballarat City Council. The report highlights financial matters for the quarter.

BACKGROUND

2. Pursuant to Section 97 of the Local Government Act 2020, at least every three months, the Chief Executive Officer must ensure that a statement comparing the budgeted revenue and expenditure for the financial year with the actual revenue and expenditure to date is presented to the Council at a Council meeting which is open to the public.

KEY MATTERS

3. The quarterly financial reports are now in a new format (management reports) that better reflects Council's performance. Detailed notes on material variations are included in the financial statements.

Income Statement

4. The Income Statement provides a summary of the total income and expenditure relating to Council's operations. Capital income is included in the calculation of Council's surplus/(deficit) but is excluded when reporting on Council's operating surplus/(deficit). Capital grant income is specifically used to fund expenditure on Council assets (work in progress on property, infrastructure, plant and equipment).
5. The surplus as at 30 September 2020 is \$110.24m. Excluding Capital Grants of \$13.3m, the operating surplus is \$97m. It is important to note that rate revenue (\$124m) is recognised on an accrual basis and not when received which accounts for this large surplus. Compared to the operating budget surplus of \$82.56m, this represents a favorable variance of \$14.4m. Income is currently ahead of budget by \$5.4m mainly due to an increase in operating grants. Expenditure is under budget by \$9m mainly due to an under spend in Materials and Services.

Balance Sheet

6. The Balance Sheet summarises the value of Assets (what Council owns), Liabilities (what Council owes) and the difference between the two (Net Assets or Equity), which reflects Council's net worth. Council's net worth at the end of September 2020 is \$1,999m, an increase of \$185.2m on the same period last year.
7. Looking at Council's current assets of \$237.5m and its current liabilities of \$38.9m, Council has the working capital to pay its debts as and when they fall due six times over (working capital ratio 6.1).

8. For this accounting period, Council has cash and cash equivalents (including term deposits) of \$122.2m (this does not represent free cash – see Cash Flow Statement). Outstanding rates (Rates Receivables) have increased by \$2.4m compared to the same period last year mostly due to the COVID19 pandemic. Council has adopted a customer centric approach to recovery which includes application of the Covid19 Financial Hardship Policy, dissemination of hardship material to welfare groups and financial counsellors, and a targeted phone campaign to those ratepayers who have not applied for rate relief or been in contact with Council. Those clients identified as being impacted by hardship due to COVID will be assisted under Council's hardship policy.

Cashflow Statement

9. The Cashflow Statement reflects movements in cash inflows and cash (outflows) categorised by operating, investing (mostly capital works) and financing activities.
10. Actual results are disclosed for the year to date (July – September). As at 30 September Council's Cash and Cash Equivalents were \$122.2m - per Balance Sheet. Taking into account Reserves (commitments by Council for future use) and Trusts and Deposits, \$16.04m are tied funds. Unrestricted cash for the period is therefore \$106.125m. It is important to note that Unrestricted cash for the end of the financial year is forecast at \$23.5m.
11. Comparing the cash Budget to the cash Actual, the large favorable variation of \$94.7m is due to a larger than anticipated opening cash balance of \$121.8m compared to budgeted \$37 m.

Statement of Capital Works

12. The Statement of Capital Works is Council's approved capital works program by the required Asset Categories. It includes works per the 2020-21 Budget (\$49.811m) and Capital Carry Over Projects approved by resolution of Council on 2 September 2020 (\$43.564m). In addition to these council works of \$93.025m, Developers are required to undertake capital works and contribute same to council (\$31.396m). The Total Budget of the Statement of Capital Works is \$124.801m.

Capital Project Report

13. The Capital Project Report lists the approved capital Projects and Other projects for the 2020-2021 year as at 30 September 2020. The report also includes Capital income by type for the same period and nets off the capital projects. This report is useful for tracking the financial performance of individual projects.
14. As at 30 September 2020 Council had spent \$6.36m against a budget of \$15.9m. This reflects a slower than normal start to Council's program for the year.

Capital Income Report

15. This report is a detailed listing of Capital Income for the period 30 September 2020 and discloses Government and other grants and contributions committed to the capital works program. The amount of income is well in excess of budget, due to the implications of the new accounting standard on the recognition of income. This was not considered when setting the budget for 2020-2021.

OFFICER RECOMMENDATION

16. That Council:

16. Receive the 1st Quarter Financial Report for the 2020/21 financial year and note the financial issues contained within the report.

ATTACHMENTS

1. Governance Review [8.8.1 - 1 page]
2. COB Quarterly Reporting Sep 2020 [8.8.2 - 10 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. The Quarterly Finance Report is a Statutory report as per section 97 of the *Local Government Act 2020*

COMMUNITY IMPACT

2. The inclusion of the Quarterly Finance Report in the Council agenda and the availability to the community, increases awareness of the Councils financial position and provides transparencies in its financial operations.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

3. There are no climate emergency and environmental sustainability implications identified for the subject of this report.

ECONOMIC SUSTAINABILITY IMPLICATIONS

4. There are no economic sustainability implications identified for the subject of this report.

FINANCIAL IMPLICATIONS

5. The Quarterly Finance Report reports on the Council's ongoing Financial viability as at the date of the report 30 September 2020, and its performance against the Council budget for 2020-2021

LEGAL AND RISK CONSIDERATIONS

6. There are no legal and risk implications identified for the subject of the report.

HUMAN RIGHTS CONSIDERATIONS

7. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006*

COMMUNITY CONSULTATION AND ENGAGEMENT

8. There is no requirement for community consultation or engagement with this report.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

9. No Council Officers who have prepared this report have a conflict of interest regarding the matter.



Quarterly Management Report
Period Ending 30th September 2020

Table of Contents

Notes to Financial Statements

Income Statement	1
Balance Sheet	2
Cash Flow Statement	4
Statement of Capital Works	5
Capital Project Report	6
Capital Income Report	8

Income Statement - City of Ballarat

Period Ending 30th September 2020

	Year to Date			Annual		Note
	Budget	Actual	Variance	Budget	Forecast	
	(\$'000's)	(\$'000's)	(\$'000's)	(\$'000's)	(\$'000's)	
Income						
Rates and charges	123,121	123,813	692	124,865	124,865	
Statutory fees and fines	1,195	1,102	(93)	4,058	4,029	
User Fees	3,718	2,362	(1,356)	18,255	16,921	1
Grants Operating	(1,363)	6,312	7,675	15,160	17,714	2
Contributions Monetary - Recurrent	3,374	1,860	(1,514)	13,435	9,588	3
Other Income	765	714	(51)	3,078	3,102	
Total income excluding Capital Grants & Contributions	130,810	136,163	5,353	178,851	176,219	
Expenses						
Employee Costs	16,682	15,939	743	69,331	69,677	
Materials and services	20,099	12,191	7,908	69,418	71,708	4
Depreciation and amortisation	9,967	10,242	(275)	39,867	39,867	
Bad and doubtful debts	229	30	199	918	914	5
Borrowing Costs	779	468	311	3,117	3,117	6
Other expenses	498	350	148	2,592	2,600	7
Total expenses	48,254	39,220	9,034	185,243	187,883	
Operating Surplus/(Deficit)	82,556	96,943	14,387	(6,392)	(11,664)	
Add back Capital Grants Income & Contributions						
Grants Capital	0	13,006	13,006	2,200	27,895	8
Contributions Monetary - Capital	0	0	0	0	65	
Contributions Non Monetary - Capital	0	390	390	31,396	31,396	9
Net Gain/(Loss) on disposal of property, infrastructure, plant and equipment	0	(160)	(160)	0	0	
User Fees - Capital	20	58	38	78	132	
Total Capital Income	20	13,294	13,274	33,674	59,488	
Surplus/(Deficit)	82,576	110,237	27,661	27,282	47,824	

Notes:

- 1 - Impact of closures on City Facilities including BALC, Art Gallery has lead to a reduction in Fees. Childcare fees are down as well. Wrong data from Landfill contractor resulted in Septembers fees not being raised in the quarter
- 2 - Carryover of Victorian Grants Commission grant paid in 2019-2020 has lead to a negative budget for this quarter. Unbudgeted grants are a result of unearned grant income in 2019-2020 being bought to account in 2020-2021 as per new accounting standard on unearned income
- 3 - Developers Contributions income not in line with budget profile
- 4 - Materials and Services spend has been down on projected budget, it is expected this trend will not continue
- 5 - Bad Debt calculations showing a lower rate of bad debts than budget
- 6 - Borrowing costs less than budget due to not drawing down on budgeted \$17 million loan
- 7 - Leasing costs down due to purchasing of new compactors, and not leasing
- 8 - Capital grants bought forward as unearned income from 2019-2020
- 9 - Developers Contribution received ahead of budget

Balance Sheet - City of Ballarat

As at 30th September 2020

	Annual	12 Month Movement		Notes	
	(\$'000's) Budget	(\$'000's) Actual LY	(\$'000's) Actual TY		(\$'000's) Movement
Assets					
Current Assets					
Cash and cash equivalents	33,310	91,740	122,165	30,425	1
Trade and other receivables	42,216	2,247	2,967	720	2
Rates Receivables	0	100,849	103,223	2,374	
Fire Services Levy	0	8,773	8,642	(131)	
Inventories	0	359	420	61	3
Other assets	1,655	300	65	(235)	4
Total Current Assets	77,181	204,268	237,482	33,214	
Non-Current Assets					
Trade and other receivables	4	3	0	(3)	
Property, infrastructure, plant and equipment	1,820,084	1,686,346	1,844,158	157,812	
Right of Use Asset	0	0	2,834	2,834	5
Other Non-Current Assets	0	1,193	600	(593)	6
Works in Progress-Current Year	124,801	6,933	6,360	(573)	
Total Non-Current Assets	1,944,889	1,694,475	1,853,952	159,477	
Total Assets	2,022,070	1,898,743	2,091,434	192,691	
Liabilities					
Current Liabilities					
Trade and other payables	10,942	4,536	705	3,831	7
Fire Services Levy	0	11,335	12,325	(990)	
Trust funds and deposits	5,178	4,704	5,424	(720)	8
Provisions	15,499	15,535	15,213	322	
Interest-bearing loans and borrowings	15,209	2,955	3,906	(951)	9
Lease Liabilities	0	0	1,302	(1,302)	10
Total Current Liabilities	46,828	39,065	38,875	190	
Non-Current Liabilities					
Provisions	10,291	10,291	11,866	(1,575)	11
Interest-bearing loans and borrowings	47,217	35,717	40,220	(4,503)	12
Lease Liabilities	0	0	1,591	(1,591)	13
Total Non-Current Liabilities	57,508	46,008	53,677	(7,669)	
Total Liabilities	104,336	85,073	92,552	(7,479)	
Net Assets	1,917,734	1,813,670	1,998,882	185,212	

Balance Sheet - City of Ballarat

As at 30th September 2020

Equity					
Accumulated surplus	1,292,436	1,140,620	1,203,539	62,919	
Reserves	584,806	577,520	685,104	107,584	14
YTD Surplus/(Deficit)	40,492	95,530	110,239	14,709	
Total Equity	1,917,734	1,813,670	1,998,882	185,212	

Notes:

- 1 - Cash levels staying high as a reflective of lower spend to the end of the quarter and higher cash at the start of the year. This includes Term Deposits.
- 2 - Last years number include \$500,000 government grant outstanding.
- 3 - Holding more stock at Ballarat Art Gallery and Bulk Diesel at Depot.
- 4 - Accrued income for interest down from last year due to lower interest rates
- 5 - New requirement under Accounting standards, not budgeted for.
- 6 - Reduction in Landfill Airspace Provision after year end recalculation
- 7 - As creditors are paid as they come due, as part of the COVID response, creditors at month end are greatly reduced compared to last year.
- 8 - Increases in holding fees for Tress and Sub Divisions this year
- 9 - New \$10 million Loan for recreation projects has lead to this number being higher than last year
- 10 - New requirement under Accounting standards, not budgeted for.
- 11 - Increase in Landfill Rehabilitation Provision
- 12 - New \$10 million Loan for recreation projects has lead to this number being higher than last year
- 13 - New requirement under Accounting standards, not budgeted for.
- 14 - Increase in Asset Revaluation Reserves as a result of Asset revaluation at June 30 2020

Cash Flow Statement - City Of Ballarat Period Ending 30th September 2020

	Year to Date Inflows/(Outflows)			Full Year Inflows/(Outflows)		Note
	(\$'000's) Budget	(\$'000's) Actual	(\$'000's) Var	(\$'000's) Budget	(\$'000's) Forecast	
Cash flows from operating activities						
Rates and charges	26,700	20,283	(6,417)	106,801	106,801	1
Statutory fees and fines	1,015	1,069	54	4,059	4,059	
User Fees	4,583	315	(4,268)	18,333	18,333	2
Grants Operating	5,623	5,473	(150)	22,493	22,493	
Grants Capital	0	3,459	3,459	2,200	2,200	3
Contributions Monetary	3,359	1,787	(1,572)	13,435	13,435	4
Interest received	450	375	(75)	1,800	1,800	5
Other receipts	320	2,397	2,077	1,278	1,278	
Trust funds	0	6,342	6,342	0	0	6
Employee Costs	(17,653)	(16,105)	1,548	(70,612)	(70,612)	
Materials and Services	(16,102)	(16,923)	(821)	(64,407)	(64,407)	
Carry Overs - Mostly Materials and Services	0	0	0	0	(11,094)	
Other payments	(878)	(350)	528	(3,510)	(3,510)	
Net cash provided by (used in) operating activities	7,417	8,122	705	31,870	20,776	
Cash flows from investing activities						
Payments for property, infrastructure, plant and equipment	(15,000)	(6,078)	8,922	(49,811)	(49,811)	7
Carry Overs - Capital Work In Progress	0	0	0	0	(43,564)	
Proceeds from sale of property, infrastructure, plant and equipment	100	93	(7)	350	350	
Net cash provided by (used in) investing activities	(14,900)	(5,985)	8,915	(49,461)	(93,025)	
Cash flows from financing activities						
Finance costs	(779)	(477)	302	(3,117)	(3,117)	8
Proceeds from interest bearing loans and borrowings	0	0	0	22,206	0	
Repayment of interest bearing loans and borrowings	(1,302)	(1,300)	2	(5,206)	(5,206)	
Net cash provided by (used in) financing activities	(2,081)	(1,777)	304	13,883	(8,323)	
Net increase/(decrease) in cash and cash equivalents	(9,564)	360	9,924	(3,708)	(80,572)	
Cash and cash equivalents at the beginning of the period	37,018	121,805	84,787	37,018	121,805	
Cash and cash equivalents at the end of the period	27,454	122,165	94,711	33,310	41,233	
Less Restricted Cash						
Sub Dividers Reserve	(5,275)	(5,275)	0	(5,500)	(5,500)	
Developer Contributions Reserve	(1,960)	(1,960)	0	(3,102)	(3,102)	
Asset Realisation Reserve (Sale of Land)	(3,381)	(3,381)	0	(4,000)	(4,000)	
Plant & Equipment Reserve	0	0	0	(7,500)	0	
Trust Funds and Deposits	(5,178)	(5,424)	(246)	(5,178)	(5,178)	
Total Restricted Cash	(15,794)	(16,040)	(246)	(25,280)	(17,780)	
Unrestricted Cash	11,660	106,125	94,465	8,030	23,453	

Notes:

- 1 - Collection of rates is down due to the impact of COVID. This is monies collected, the income statement is rates raised.
- 2 - Impact of the closure of City facilities, BALC, Art Gallery etc. due to COVID, as well as lower than expected Childcare fees.
- 3 - Capital grants for Mars Stadium, Recreation Programs and Roads received
- 4 - Contributions income, coming in slower than the budget allowed for.
- 5 - Lower interest rates causing a lower than budget income.
- 6 - Trust Fund movements not included in budget. Actuals include \$2.5million for BAPS relocation
- 7 - Capital projects falling behind budgeted spend for the quarter
- 8 - Interest below budget due to not drawing down \$17million loan

Statement of Capital Works - City of Ballarat

Period Ending 30th September 2020

	Year to Date			Annual		Notes
	(\$'000's) Budget	(\$'000's) Actual	(\$'000's) Variance	(\$'000's) Budget	(\$'000's) Forecast	
Property						
Land	0	0	0	0	0	
Land improvements	1,004	0	1,004	16,830	4,422	1
Total land	1,004	0	1,004	16,830	4,422	
Buildings						
Heritage buildings	15	108	(93)	1,632	1,632	2
Building improvements	601	316	285	7,554	7,601	3
Total buildings	616	424	192	9,186	9,233	
Total property	1,620	424	1,196	26,016	13,655	
Plant and equipment						
Plant, machinery and equipment	1,025	353	672	4,189	6,463	4
Computers and telecommunications	2,132	161	1,971	8,603	8,664	5
Library books	104	60	44	449	449	6
Total plant and equipment	3,261	574	2,687	13,241	15,576	
Infrastructure						
Roads	4,464	1,636	2,828	14,976	20,122	7
Bridges	50	8	42	382	173	8
Footpaths and cycleways	200	188	12	796	755	
Drainage	220	154	66	3,525	2,811	9
Recreational, leisure and community facilities	3,731	1,732	1,999	26,559	25,974	10
Waste management	129	90	39	8,866	5,362	11
Parks, open space and streetscapes	800	521	279	1,818	2,613	12
Aerodromes	0	47	(47)	0	2,000	
Off street car parks	63	0	63	254	254	13
Other infrastructure	1,406	986	420	28,368	40,755	14
Total infrastructure	11,063	5,362	5,701	85,544	100,819	
Total capital works expenditure	15,944	6,360	9,584	124,801	130,050	
Represented by:						
New asset expenditure	409	187	222	17,327	17,808	
Asset renewal expenditure	12,641	4,804	7,837	61,036	64,494	
Asset expansion expenditure	129	87	42	3,989	5,100	
Asset upgrade expenditure	2,765	1,282	1,483	42,449	42,648	
Total capital works expenditure	15,944	6,360	9,584	124,801	130,050	

Notes:

- 1 - Proposed purchase of land at Miners Rest did not occur in September quarter
- 2 - Civic Hall improvements classified as Heritage Buildings
- 3 - Facilities upgrades happening at a slower rate than budget
- 4 - Delays in delivery of new weed cutter and rubbish collection vehicles
- 5 - IT project delivery slower than budget
- 6 - Book purchase below budget lack of new titles being realised overseas due to COVID
- 7 - Road projects have started but first invoices for work not received in the first quarter.
- 8 - Bridge works delayed to latter in the year
- 9 - Drainage projects have started but first invoices for work not received in the first quarter.
- 10 - Recreation projects have started but first invoices for work not received in the first quarter.
- 11 - Major works at the Landfill yet to commence
- 12 - Planned works at outdoor pools not started
- 13 - Final phase of CBD parking not yet commenced
- 14 - Bakery Hill works yet to commence

Capital Project Report - City of Ballarat
Period Ending 30th September 2020

Project	Project Description	Asset Class	Year To Date			Annual		Notes
			Budgets (\$000's)	Actuals (\$000's)	Variance (\$000's)	Budget (\$000's)	Forecast (\$000's)	
837717	Airport Runway Upgrade	Aerodromes	0	47	(47)	0	2,000	
837718	Alfredton Recreation Reserve Upgrade	Recreational, leisure and community facilities	0	34	(34)	0	1,622	
837380	Art Acquisitions For AGB	Recreational, leisure and community facilities	0	74	(74)	0	81	
837610	Bakery Hill	Other infrastructure	1,075	248	827	4,813	3,663	Minor delays in project delivery
820750	BALC Assets & Equipment	Recreational, leisure and community facilities	95	91	4	500	500	
837220	Ballarat Animal Shelter Equipment	Recreational, leisure and community facilities	0	4	(4)	0	0	
833570	Ballarat Botanical Gardens - Asset	Parks, open space and streetscapes	20	0	20	100	100	
837713	Ballarat Sports and Ent Centre Stage 2	Recreational, leisure and community facilities	90	28	62	3,371	1,200	
836980	Bicycle Paths	Footpaths and cycleways	0	0	0	223	182	
834520	Bicycle Strategy Projects	Roads	0	84	(84)	276	276	
836990	Bridge Rehabilitation	Bridges	50	8	42	382	173	
837000	Bus Shelter repair and replacement	Other infrastructure	0	0	0	170	170	
837370	CBD Parking Action Plan	Off street car parks	63	0	63	254	254	
837630	Central Library	Building Improvements	71	20	51	2,344	2,344	
837550	Charlesworth St Retarding Basin	Drainage	0	9	(9)	1,500	1,500	
837590	Christmas Decorations	Recreational, leisure and community facilities	117	22	95	294	294	
823330	City Entrances	Parks, open space and streetscapes	110	0	110	250	250	
833670	Civic Hall Redevelopment Project	Heritage buildings	15	108	(93)	1,632	1,632	
837350	Community and Industry Resources & Recycling Ce	Waste Management	0	0	0	4,865	250	
837060	DCP Construction	Other infrastructure	0	0	0	6,335	7,685	
836320	DCP Construction WIK	Other infrastructure	0	390	(390)	0	12,409	Works completed by Developers as part of DCP
836330	DCP Land WIK	Land improvements	1,004	0	1,004	16,830	4,422	Land yet to be transferred to Council
822460	Desktop Replacement Program	Computers and telecommunications	165	108	57	662	662	Land yet to be transferred to Council
837010	Drainage Projects	Drainage	180	131	49	861	861	
834040	Facilities Upgrade	Building Improvements	530	282	248	4,229	4,276	
837670	Fast Track Recreation Projects	Recreational, leisure and community facilities	525	429	96	9,469	5,344	
834530	Federal Blackspot Funding	Roads	0	0	0	1,000	3,971	
834570	Federal Roads to Recovery Funding	Roads	0	0	0	1,000	1,533	
836730	Fernery	Parks, open space and streetscapes	556	458	98	741	1,011	
837040	Footpath Works	Footpaths and cycleways	200	188	12	573	573	
837170	HMT Conservation Works	Drainage	40	14	26	1,164	450	
837711	HMT Stage 3	Recreational, leisure and community facilities	0	2	(2)	0	300	
822430	IT Infrastructure Strategy	Computers and telecommunications	620	0	620	2,481	2,481	New IT projects yet to start
836030	IT System Development	Computers and telecommunications	1,272	0	1,272	5,090	5,090	New IT projects yet to start
837030	Kerb and channelling	Other infrastructure	0	62	(62)	467	467	
837570	Lake Lighting & Fitness Equipment	Parks, open space and streetscapes	0	22	(22)	0	100	
837020	Lake Wendouree Infrastructure Works	Other infrastructure	64	7	57	104	104	
822010	Land Development Council Contribut.	Other infrastructure	0	21	(21)	108	130	
823120	Landfill Upgrade	Waste Management	129	87	42	3,989	5,100	
837600	LED Residential Street Lighting	Recreational, leisure and community facilities	0	0	0	1,500	1,500	
801540	Library Books	Library books	104	60	44	449	449	
834551	LRCI Funded Program	Roads	0	0	0	0	0	
836760	Lucas Community Hub	Building Improvements	0	1	(1)	0	0	
834550	Major Infrastructure Renewal Project	Roads	4,464	1,489	2,975	9,572	10,964	Projects in first quarter budget have now commenced
834540	Major New Capital Road Projects	Roads	0	0	0	531	531	
836050	Major Rural Roads Infrastructure Wo	Roads	0	63	(63)	1,373	1,623	
837700	Mars Stadium Stage 2	Recreational, leisure and community facilities	0	59	(59)	382	4,289	
836040	Median Strip Landscaping	Parks, open space and streetscapes	0	0	0	110	110	
837710	Miners Rest - Land Acquisition	Recreational, leisure and community facilities	0	0	0	1,000	1,000	
837050	Minor Road improvements /upgrades	Roads	0	0	0	1,224	1,224	

Capital Project Report - City of Ballarat
 Period Ending 30th September 2020

Project	Project Description	Asset Class	Year To Date			Annual		Notes
			Budgets (\$000's)	Actuals (\$000's)	Variance (\$000's)	Budget (\$000's)	Forecast (\$000's)	
835810	Monument Renewal Program	Other infrastructure	7	0	7	117	117	
820760	Outdoor Swimming Pool Upgrade	Parks, open space and streetscapes	114	0	114	205	205	Pool works delayed till later in the year
837650	Parking Equipment	Plant, machinery and equipment	98	0	98	394	394	
820040	Parking Meter Replacement Program	Plant, machinery and equipment	41	0	41	250	250	
821970	Parks Development Program	Parks, open space and streetscapes	0	39	(39)	304	304	
820700	Plant Replacement Program	Plant, machinery and equipment	886	353	533	3,545	5,819	Delays in delivery of some equipment
831700	Playground Improvement Program	Recreational, leisure and community facilities	15	0	15	64	64	
833820	Playspace Upgrades	Recreational, leisure and community facilities	37	4	33	293	293	
834610	Public Art Program	Recreational, leisure and community facilities	58	28	30	274	274	
833660	Public Place Recycling	Waste Management	0	0	0	12	12	
835990	Recreation Capital Improvement	Recreational, leisure and community facilities	2,487	929	1,558	5,933	6,344	Slower then expected start to Rec programs
836000	Replacement Bin Program	Computers and telecommunications	75	53	22	351	351	
833760	School Crossing Supervisor Shelters	Other infrastructure	0	11	(11)	35	35	
837500	SMART City & Suburbs Grant	Computers and telecommunications	0	0	0	19	80	
837200	Social Infrastructure Capital Impro	Other infrastructure	260	247	13	1,653	1,409	
837260	SSRIP Safer Cyclists & Pedestrian F	Waste Management	0	3	(3)	0	0	
833550	Street and Park Furniture Renewal	Recreational, leisure and community facilities	57	19	38	190	190	
833650	Street Irrigation	Parks, open space and streetscapes	0	0	0	108	108	
837660	Street Trees & Planting	Recreational, leisure and community facilities	250	0	250	500	500	Planting to start in Spring
803770	Subdividers Contribution	Other infrastructure	0	0	0	14,566	14,566	Works completed by Developers
837620	Town Hall restoration (Ball room)	Building Improvements	0	0	0	981	981	
837714	Warrenheip St Buninyong Street Scape Upgrade	Parks, open space and streetscapes	0	2	(2)	0	425	
837716	Water Hub Feasibility	Recreational, leisure and community facilities	0	0	0	30	30	
837440	Wendouree Childcare Centre Extensions	Building Improvements	0	4	(4)	0	0	
837690	Wendouree Community Recreation Precinct	Recreational, leisure and community facilities	0	9	(9)	2,759	2,149	
836300	Wendouree Sports & Events Centre Stage 1	Building Improvements	0	9	(9)	0	0	
Grand Total			15,944	6,360	9,584	124,801	130,050	

Capital Income	Budgets (\$000's)	Year To Date		Annual		Notes
		Actuals (\$000's)	Variance (\$000's)	Budget (\$000's)	Forecast (\$000's)	
Grants Capital	0	13,006	13,006	2,200	27,895	Unspent grant income from 2020-2019 due to new accounting standard on unearned income
Contributions Monetary - Capital	0	0	0	0	65	
Contributions Non Monetary - Capital	0	390	390	31,396	31,396	
Proceeds From Sale of Plant & Equipment	88	93	5	350	350	
User Fees - Capital	20	58	38	78	132	
Total Capital Income	108	13,547	13,439	34,024	59,838	
Net Capital	15,836	(7,187)	(3,856)	90,777	70,212	

Capital Income Report - City of Ballarat
 Period Ending 30th September 2020

Account Type	Project	Project Description	Year To Date			Annual	
			Budgets (\$000's)	Actuals (\$000's)	Variance (\$000's)	Budget (\$000's)	Forecast (\$000's)
Contributions Monetary	835990	Recreation Capital Improvement	0	0	0	0	65
Contributions Non Monetary	836320	DCP Construction WIK	0	390	390	12,409	12,409
Contributions Non Monetary	836330	DCP Land WIK	0	0	0	4,422	4,422
Contributions Non Monetary	803770	Subdividers Contribution	0	0	0	14,566	14,566
Grants Capital	835990	Recreation Capital Improvement	0	1,916	1,916	0	456
Grants Capital	837718	Alfredton Recreation Reserve Upgrade	0	0	0	0	0
Grants Capital	837410	White Flat Public Safety Upgrade	0	21	21	0	21
Grants Capital	837450	Girrabanya Equipment	0	5	5	0	5
Grants Capital	834530	Federal Blackspot Funding	0	0	0	1,200	2,419
Grants Capital	837550	Charlesworth St Retarding Basin	0	1,000	1,000	0	1,000
Grants Capital	834550	Major Infrastructure Renewal Project	0	766	766	0	2,704
Grants Capital	836990	Bridge Rehabilitation	0	49	49	0	49
Grants Capital	837500	SMART City & Suburbs Grant	0	45	45	0	80
Grants Capital	837440	Wendouree Childcare Centre Extensions	0	175	175	0	175
Grants Capital	837570	Lake Lighting & Fitness Equipment	0	100	100	0	1,250
Grants Capital	837690	Wendouree Community Recreation Precinct	0	2,759	2,759	0	5,209
Grants Capital	837713	Ballarat Sports and Ent Centre Stage 2	0	3,371	3,371	0	4,671
Grants Capital	837290	Town Hall - Living Heritage	0	0	0	0	0
Grants Capital	837630	Central Library	0	444	444	0	944
Grants Capital	837700	Mars Stadium Stage 2	0	882	882	0	3,132
Grants Capital	837711	HMT Stage 3	0	0	0	0	2,700
Grants Capital	837714	Warrenheip St Buninyong Street Scape Upgrade	0	0	0	0	300
Grants Capital	837540	Safer Communities CCTV	0	19	19	0	0
Grants Capital	837721	Outdoor Eating and Entertaining Precinct	0	0	0	0	0
Grants Capital	837370	CBD Parking Action Plan	0	482	482	0	482
Grants Capital	834551	LRCI Funded Program	0	766	766	0	766
Grants Capital	834570	Federal Roads to Recovery Funding	0	139	139	1,000	1,533
Grants Capital	837490	Electronic Waste Storage Shed	0	66	66	0	0
Proceeds From Sale of Plant & Equipment	820700	Plant Replacement Program	88	93	5	350	350
Statutory fees and fines	837200	Social Infrastructure Capital Impro	0	0	0	0	0
User Fees	837380	Art Acquisitions For AGB	0	53	53	0	53
User Fees	835990	Recreation Capital Improvement	0	0	0	0	0
User Fees	837200	Social Infrastructure Capital Impro	0	0	0	0	0
User Fees	837010	Drainage Projects	9	0	(9)	38	38
User Fees	837030	Kerb and channelling	9	0	(9)	35	35
User Fees	837040	Footpath Works	1	5	4	5	5
User Fees	834040	Facilities Upgrade	0	0	0	0	0
Grand Total			107	13,546	13,439	34,025	59,839

Capital Income	Year To Date			Annual	
	Budgets (\$000's)	Actuals (\$000's)	Variance (\$000's)	Budget (\$000's)	Forecast (\$000's)
Contributions Monetary - Capital	0	0	0	0	65
Contributions Non Monetary - Capital	0	390	390	31,396	31,396
Grants Capital	0	13,006	13,006	2,200	27,895
Proceeds From Sale of Plant & Equipment	88	93	5	350	350
User Fees - Capital	20	58	38	78	132
Total Capital Income	108	13,547	13,439	34,024	59,838

8.9. COUNCIL MEETING SCHEDULE

Division: Executive Unit
Director: Janet Dore
Author/Position: Cameron Montgomery – Executive Manager Governance and Risk

PURPOSE

1. This report recommends a schedule of Council Meeting dates be adopted for the 2021 calendar year.

BACKGROUND

2. In accordance with section 3.3.1 of Council's Governance Rules, Council must fix the date, time and place of all Council Meetings for the following calendar year by at least the last Council meeting of the calendar year. The schedule will then be available on Council's website.
3. The dates are based on Council Meetings being held once a month on the fourth Wednesday of every month, allowing for 12 Council Meetings in 2021; and once a month on the second Wednesday of the month for Planning Delegated Committee meetings, again providing for 12 meetings for the year.
4. In accordance with section 3.3.2 of Council's Governance Rules, Council may have an unscheduled meeting of the Council as required.

KEY MATTERS

5. The proposed Council Meeting Schedule for the 2021 calendar year has been prepared to enable Council to effectively carry out its decision-making functions for the year. The schedule includes the times and dates for Council meetings and Council meetings designated for consideration of Planning and related matters.
6. Meetings are generally held on a Wednesday evening in the Council Chambers at the Town Hall. In respect of current public health orders and community safety, community access to Council meetings is via Council's live broadcasting on Council's website.
7. Council by resolution, may change the date, time or place of, or cancel, any Council meeting which has been fixed, or schedule an additional Unscheduled meeting and must provide notice of the change to the public.
8. In preparing this report, officers have benchmarked the City of Ballarat against similar Councils, all of which meet monthly (12 meetings per year) with additional meeting set aside for Planning and related matters. The similar regional cities are Greater Bendigo City, Greater Geelong City, Greater Shepparton City, Horsham Rural City, Latrobe City, Mildura Rural City, Warrnambool City Council and Wodonga City.
9. Through this review, Council has updated the Council reports to align with the overarching governance principles in the *Local Government Act 2020* and to increase transparency and decision making.

OFFICER RECOMMENDATION

9. That Council:

9.1 Hold meetings of Council on the following dates:

Date	Time	Meeting Type
13 January 2021	6:30pm	Planning Delegated Committee
27 January 2021	6:30pm	Council Meeting
10 February 2021	6:30pm	Planning Delegated Committee
24 February 2021	6:30pm	Council Meeting
10 March 2021	6:30pm	Planning Delegated Committee
24 March 2021	6:30pm	Council Meeting
14 April 2021	6:30pm	Planning Delegated Committee
28 April 2021	6:30pm	Council Meeting
12 May 2021	6:30pm	Planning Delegated Committee
26 May 2021	6:30pm	Council Meeting
9 June 2021	6:30pm	Planning Delegated Committee
23 June 2021	6:30pm	Council Meeting
14 July 2021	6:30pm	Planning Delegated Committee
28 July 2021	6:30pm	Council Meeting
11 August 2021	6:30pm	Planning Delegated Committee
25 August 2021	6:30pm	Council Meeting
8 September 2021	6:30pm	Planning Delegated Committee
22 September 2021	6:30pm	Council Meeting
13 October 2021	6:30pm	Planning Delegated Committee
27 October 2021	6:30pm	Council Meeting
10 November 2021	6:30pm	Planning Delegated Committee
24 November 2021	6:30pm	Council Meeting
8 December 2021	6:30pm	Planning Delegated Committee
22 December 2021	6:30pm	Council Meeting

9.2 Publicise the schedule of Council meetings on the City of Ballarat website.

ATTACHMENTS

1. Governance Review [8.9.1 - 2 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. Council Meetings provide the forum for elected Councillors to determine matters relevant to Council's Vision, Plan, strategies and policies.

COMMUNITY IMPACT

2. The advertising of meeting dates encourages attendance at meetings, public participate in the democratic process and involvement in the administration of Council activities.
3. The community can attend the Council meetings, post COVID-19 restrictions and ask questions and make representations on agenda items that encourages the community entitlement to participate in public life.
4. During COVID-19 restrictions, the community can submit questions to be read out by an officer at the Council meeting and they can dial into the Council Meeting to make a public representation on an item. This encourages community entitlement and participation in a COVID-19 environment.
5. Council meetings are broadcasted on Council's website to increase transparency and will be uploaded onto the website following the Council meeting.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

6. There are no climate emergency and environmental sustainability implications identified for the subject of this report.

ECONOMIC SUSTAINABILITY IMPLICATIONS

7. There are no economic sustainability implications identified for the subject of this report.

FINANCIAL IMPLICATIONS

8. There are no financial implications identified for the subject of this report.

LEGAL AND RISK CONSIDERATIONS

9. Section 3.33(a) of Council's Governance Rules stipulates that notice of Council meetings and agendas must be provided with at least 2 days notice.
10. A period of less than 2 days must be justified for an unscheduled Council meeting if exceptional circumstances exist.

HUMAN RIGHTS CONSIDERATIONS

11. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006*.

COMMUNITY CONSULTATION AND ENGAGEMENT

12. Council will provide the public with balanced and objective information to assist in understanding the problem, alternatives, opportunities and/or solutions via the Council agenda, advertisements and on the City of Ballarat website.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

13. Council officers affirm that no direct or indirect interests need to be declared in relation to the matter of this report.

8.10. OUTSTANDING QUESTION TIME ITEMS

Division: Executive Unit
Director: Janet Dore
Author/Position: Sarah Anstis – Statutory Compliance Officer

PURPOSE

1. This report provides Council with an update of responses to questions taken on notice and outstanding unanswered questions from public question time.

BACKGROUND

2. The City of Ballarat Governance Rules, section 3.7.1 calls for a standard agenda item at each Council Meeting that reflects unanswered questions from question time.

KEY MATTERS

3. Nil

OFFICER RECOMMENDATION

4. That Council:

4.1 Endorse the Outstanding Question Time report.

ATTACHMENTS

1. Outstanding Question Time Items [**8.10.1** - 1 page]
2. QT90/20 - Stuart Kelly [**8.10.2** - 1 page]
3. QT91/20 - Gabrielle Evans [**8.10.3** - 1 page]
4. QT93/20 - Ange Elson [**8.10.4** - 1 page]
5. QT94/20 - Shani Cain [**8.10.5** - 1 page]

Outstanding Question Time Items					
Meeting	Status	Requested	Question	Officer Responsible	Response
QT90/20 2/12/2020	Closed	Stuart Kelly	I note that tonight's agenda includes works to 'rehabilitate' a block of Errard Street South. A similar treatment is also needed for Ascot Street North - to seal the gravel shoulders, protect trees, re-lay bluestone guttering and delineate parking [which could lead to an effective increase in parking spaces in this Hospital zone due to more efficient parking]. Will Council consider making Ascot Street North a priority for similar work in the near future?	Bridget Wetherall, Director Infrastructure and Environment	Bridget Wetherall provided a written response (see attached)
QT91/20 2/12/2020	Closed	Gabrielle Sakowski	How will council hold land owners accountable and ensure that the many vacant blocks across our community are properly and regularly mowed to reduce the risk of grass fires each Summer?	Matthew Wilson, Director Community Wellbeing	Matthew Wilson provided a written response (see attached)
QT92/20 2/12/2020	Open	John Barnes	Will council coordinate, resource and lobby via an alliance with the Member for Wendouree, Juliana Addison, Save Our Station (SOS) Ballarat, and other interested bodies (Ballarat Heritage Watch; Grampians disability Advocacy; National Trust – Ballarat branch) for outstanding works in the Ballarat Station precinct (Conservation Management Plan; DDA compliance; Local and Regional Bus Interchange construction; Station maintenance; immediate restoration of Lydiard St heritage gates) to be undertaken promptly by the Victorian Government?	Natalie Robertson, Director Development and Growth	Written response to be provided.
QT93/20 2/12/2020	Closed	Ange Elson	It is a matter of public record that a number of reports and briefings were provided to the previous Council outlining the view of the local Aboriginal and Torres Strait Islander Community in relation to Australia Day, and what the modern meaning of the day has become for an increasing number of Australians. Part of the shift in community sentiment relates to the appropriateness of January 26 as an inclusive day of celebration for all Australians. Will this new council utilise the previous consultation material so as not to further delay consideration of the matter and further disappoint local community by again consulting on this sensitive issue that causes community pain? Will this new council resolve not to celebrate a date that marks the beginning of massacres, rapes, violence and oppression against Aboriginal men, women and children on January 26 by moving the fireworks and ensuring that any events held on that day are respectful of this history?	Matthew Wilson, Director Community Wellbeing	Matthew Wilson provided a written response (see attached)
QT94/20 2/12/2020	Closed	Shani Cain	There is broad understanding across the community that fireworks are detrimental to the environment and there has been a stated preference to move away from that environmentally damaging activity (Noting there have been fires, injured birds and the shell casings contain toxins). It has been suggested that a laser and light show be commissioned, potentially showcasing a First Nations story. What has the City done to investigate alternatives to fireworks, including a light and laser display?	Matthew Wilson, Director Community Wellbeing	Matthew Wilson provided a written response (see attached)

PO Box 655
Ballarat Vic 3353
AUSTRALIA

Telephone: 03 5320 5500
Facsimile: 03 5333 4061



Date: 7 December 2020
Our Ref: BW:vn:bk
Your Ref: QT90/20
Enquiries: (61) 03 5320 5500
Email: info@ballarat.vic.gov.au

Mr Stuart Kelly
[REDACTED]

Dear Mr Kelly

RE: REHABILITATION OF ASCOT STREET NORTH

I refer to your question asked at the Council meeting held on 2 December 2020 as follows:

"I note that tonight's agenda includes works to 'rehabilitate' a block of Errard Street South. A similar treatment is also needed for Ascot Street North - to seal the gravel shoulders, protect trees, re-lay bluestone guttering and delineate parking [which could lead to an effective increase in parking spaces in this Hospital zone due to more efficient parking]. Will Council consider making Ascot Street North a priority for similar work in the near future?"

I can advise that Ascot Street North is currently in our medium-term program of works (5 year) but we can't provide an exact year at this stage. The City rehabilitates at least one CBD street per year, and this is based on priority. Ascot Street North is in reasonably good condition and the unsealed shoulders will be maintained until such time the street is upgraded. This will include reconstruction of the main carriageway, constructing and sealing the shoulders and parking areas and resetting the bluestone kerb and channel where needed. It will also include line marking to define the car parking spaces and traffic lanes.

In the meantime, please contact Vaughn Notting, Council's Executive Manager Infrastructure, on [REDACTED] if you wish to discuss this matter further.

Yours sincerely

A handwritten signature in black ink, appearing to read "Bridget W".

Bridget Wetherall
Director Infrastructure and Environment

CC: Mayor and Councillors
Civic Support
Agenda Review
Vaughn Notting, Executive Manager Infrastructure

PO Box 655
Ballarat Vic 3353
AUSTRALIA

Telephone: 03 5320 5500
Facsimile: 03 5333 4061



Date: 03 December 2020

Our Ref: QT Council

Your Ref:

Enquiries: (61) 03 5320 5500

Direct Email: info@ballarat.vic.gov.au

Gabrielle Evans
[REDACTED]

Dear Gabrielle

I am pleased to respond to your question to Council Meeting held 2 December 2020 in relation to how Council will hold landowners accountable and ensure that the many vacant blocks across our municipality are properly and regular mowed to reduce the risk of grass fires each summer.

Council has a responsibility under the Country Fire Authority Act 1958 and the Fire Rescue Victoria Act 1958 (the Acts) to inspect the municipality for potential fire hazards leading up to, and during the fire danger period.

Should a property be deemed to be a fire hazard, the Municipal Fire Prevention Officer (MFPO) will issue a Fire Prevention Notice to the landowner, requiring them to undertake the works stated in the notice to reduce the fire hazard on that particular parcel of land. The landowner is given a set time to undertake the required works (we allow 14 days).

After the time to complete the works has expired, the land is reinspected to ensure compliance. Should the works not be undertaken, the MFPO is duty bound under legislation of the Acts to complete the works as listed on the notice.

All costs associated with Council having to undertake the works are charged against the landowner along with an infringement notice for failing to comply with the fire prevention notice.

Inspections are carried out into the summer period to capture any regrowth.

If you require any further information please call Council on 5320 5500.

Yours sincerely

Matthew Wilson
Director Community Wellbeing

PO Box 655
Ballarat Vic 3353
AUSTRALIA

Telephone: 03 5320 5500
Facsimile: 03 5333 4061



Date: 09 December 2020

Our Ref: QT93/20

Your Ref:

Enquiries: (61) 03 5320 5500

Direct Email: info@ballarat.vic.gov.au

Ange Elson
[REDACTED]

Dear Ange

Thank you for your question to Council asking Councillors to consider alternatives as to how 26 January would be celebrated.

You will have noted from Council's decision at the meeting on Wednesday 2 December 2020 that the fireworks will not be proceeding on 26 January going forward, and that Council will consider a future recommendation from officers on a proposed alternate date to hold a fireworks event or an alternative similar type of event. The alternative similar type of event may include a laser/light show.

Council will continue with the Survival Day Dawn Ceremony and make that an annual event, and further will develop a new Intercultural community event with an emphasis on cultural exchange, respect and reconciliation with Aboriginal and Torres Strait Islander People.

Again, thank you for your advocacy on this matter and if you wish to discuss further please contact me on 5320-5500.

Yours sincerely

Matthew Wilson
Director Community Wellbeing

PO Box 655
Ballarat Vic 3353
AUSTRALIA

Telephone: 03 5320 5500
Facsimile: 03 5333 4061



Date: 08 December 2020

Our Ref: QT94/20

Your Ref:

Enquiries: (61) 03 5320 5500

Direct Email: info@ballarat.vic.gov.au

Shani Cain

Dear Shani

Thank you for your question to Council in relation to what investigation has been done into alternatives to fireworks including a light and laser display.

You will have noted from Council's decision at the meeting on Wednesday 2 December 2020 that the fireworks will not be proceeding on 26 January going forward, and that Council will consider a future recommendation from officers on a proposed alternate date to hold a fireworks event or an alternative similar type of event. The alternative similar type of event may include a laser/light show.

Officers have done preliminary investigation work on the cost of alternatives to fireworks, and depending on the extent or size of a laser/light show, the costs are much higher than that of the current budget for fireworks. For comparison, a laser/light show of a similar scale to the previous fireworks events would be significantly more expensive. Having said that, detailed investigation is continuing, and options will be presented to Council for consideration at a future meeting.

Thank you for your interest in this matter and if you wish to discuss further please contact me on 5320-5500.

Yours sincerely

Matthew Wilson
Director Community Wellbeing

9. NOTICE OF MOTION

Nil

10. REPORTS FROM COMMITTEES/COUNCILLORS

11. URGENT BUSINESS

Nil

12. SECTION 66 (IN CAMERA)

8.6 TENDER 2020/21 – 144 CELL I CONSTRUCTION

Division: Infrastructure and Environment
Director: Bridget Wetherall
Author/Position: Louise Turner – Executive Manager Environment

(confidential information)

12.1 AUSTRALIA DAY AWARDS

Division: Executive Unit
Director: Janet Dore
Author/Position: Clare O'Connor – Coordinator Civic Support

(confidential information)

13. CLOSE