(Brought in by Mr McCutcheon and Mr Cain)

A BILL

for the validation of certain Orders made under Part II of the *Local Government Act* 1958 and for other purposes.

Local Government (Validation) Act 1988

The Parliament of Victoria enacts as follows:

Purpose.

   1. The purpose of this Act is to validate certain Orders made under Part II of the *Local Government Act* 1958 and for certain other purposes.

5 **Commencement.**

   2. This Act comes into operation on the day on which it receives the Royal Assent.

Validation of Orders in Council.

   3. (1) An Order made by the Governor in Council under Part II of
10 the *Local Government Act* 1958 in relation to a municipality referred to in column 1 of an item in the Schedule and published in the *Government Gazette* on the date referred to in column 3 of that item shall be deemed to have taken effect in accordance with that Part on the date referred to in column 4 of that item and thereafter always to
15 have been valid.

   (2) Any election for councillors of a municipality referred to in an item in the Schedule, and any thing done by or in relation to that

1—[25]—1200/28.10.1988—49911/88—(Revision No. 2) (921)

municipality or its Council or persons acting as its councillors or otherwise affecting that municipality, on or after the date on which the Order referred to in that item took effect shall be deemed to have been as validly held or done as it would have been if sub-section (1) had been in force on that date.   5

(3) If an Order referred to in sub-section (1) has been rectified by a subsequent Order in accordance with section 28 (5) of the *Local Government Act* 1958, the reference to that Order is a reference to that Order as so rectified.

Shire of Kyneton.   10

4. (1) The election for councillors of the Shire of Kyneton held on 6 August 1988, and any thing done by or in relation to that Shire or its Council or persons acting as its councillors on or after that date, shall be deemed to be as valid as it would have been if the Order of the Governor in Council relating to that Shire published in the *Government* 15 *Gazette* on 31 May 1988 had taken effect in accordance with Part II of the *Local Government Act* 1958 on that date and had been valid.

(2) The Governor in Council may, by an Order or Orders published in the *Government Gazette,* provide for an election of all councillors of the Shire of Kyneton on a Saturday specified in the Order, being a 20 Saturday before 31 December 1988.

(3) An Order under sub-section (2) may make provision, having regard to the provisions of the *Local Government Act* 1958 and the regulations made under section 149 of that Act dealing with enrolment for and voting at municipal council elections, the election of councillors 25 and polls of voters, and any other matter expedient to be provided in relation to the election.

(4) Section 28 of the *Local Government Act* 1958 applies (with any necessary modifications) in relation to an Order under sub-section (2).

(5) The ridings and the boundaries of the ridings applicable for the 30 purposes of the election referred to in sub-section (2) are the ridings and the boundaries existing before the making of the Order referred to in sub-section (1).

(6) For the purposes of the election referred to in sub-section (2), the entitlement date within the meaning of Part IIA of the *Constitution* 35 *Act* 1975 is 15 July 1988.

Shires of Colac and Dimboola.

5. (1) The reference in section 3 to the Order made by the Governor in Council in relation to the Shire of Colac is a reference to that Order as if the boundaries of Ondit Riding and Murray Riding were the 40 boundaries described in the Order made by the Governor in Council on 27 September 1988 and published in the *Government Gazette* on 28 September 1988.

(2) The reference in section 3 to the Order made by the Governor in Council in relation to the Shire of Dimboola is a reference to that Order as if the reference in clause 4 of the Order to the Shire of Dimboola were a reference to the South, Centre and West Ridings.

<div align="center">THE SCHEDULE</div> <div align="right">s. 3</div>

Item	*Column 1* *Municipality*	*Column 2* *Date of* *Order in* *Council*	*Column 3* *Date of* *Government* *Gazette*	*Column 4* *Date Order* *in Council* *takes effect*
1.	Shire of Alberton	30.5.88	31.5.88	31.5.88
2.	Shire of Arapiles	30.5.88	31.5.88	31.5.88
3.	Shire of Ararat	30.5.88	31.5.88	31.5.88
4.	Shire of Avoca	30.5.88	31.5.88	31.5.88
5.	Shire of Avon	30.5.88	31.5.88	31.5.88
6.	Shire of Bacchus Marsh	17.3.87	18.3.87	1.4.87
7.	Shire of Bairnsdale	30.5.88	31.5.88	31.5.88
8.	Shire of Ballan	30.5.88	31.5.88	31.5.88
9.	Shire of Ballarat	30.5.88	31.5.88	31.5.88
10.	Shire of Bannockburn	30.5.88	31.5.88	31.5.88
11.	Shire of Barrabool	30.5.88	31.5.88	31.5.88
12.	Shire of Bellarine	30.5.88	31.5.88	31.5.88
13.	Shire of Benalla	30.5.88	31.5.88	31.5.88
14.	City of Bendigo	30.5.88	31.5.38	31.5.88
15.	City of Berwick	2.12.86	10.12.86	1.4.87
16.	Shire of Bet Bet	30.5.88	31.5.88	31.5.88
17.	Shire of Birchip	30.5.88	31.5.88	31.5.88
18.	City of Box Hill	3.5.88	3.5.88	3.5.88
19.	City of Brighton	30.5.88	31.5.88	31.5.88
20.	Shire of Broadford	30.5.88	31.5.88	31.5.88
21.	City of Broadmeadows	30.5.88	31.5.88	31.5.88
22.	City of Brunswick	30.5.88	31.5.88	31.5.88
23.	Shire of Buln Buln	30.5.88	31.5.88	31.5.88
24.	Shire of Bungaree	30.5.88	31.5.88	31.5.88
25.	Shire of Buninyong	30.5.88	31.5.88	31.5.88
26.	City of Caulfield	30.5.88	31.5.88	31.5.88
27.	Shire of Charlton	30.5.88	31.5.88	31.5.88
28.	City of Coburg	30.5.88	31.5.88	31.5.88
29.	Shire of Colac	30.5.88	31.5.88	31.5.88
30.	City of Collingwood	2.12.86	10.12.86	1.4.87
31.	Shire of Cranbourne	11.2.87	18.2.87	1.4.87
32.	Shire of Creswick	30.5.88	31.5.88	31.5.88
33.	City of Croydon	2.12.86	10.12.86	1.4.87
34.	City of Dandenong	30.5.88	31.5.88	31.5.88
35.	Shire of Daylesford and Glenlyon	30.5.88	31.5.88	31.5.88
36.	Shire of Deakin	30.5.88	31.5.88	31.5.88
37.	Shire of Diamond Valley	30.5.88	31.5.88	31.5.88
38.	Shire of Dimboola	30.5.88	31.5.88	31.5.88
39.	Shire of Donald	30.5.88	31.5.88	31.5.88
40.	Shire of Dundas	30.5.88	31.5.88	31.5.88
41.	City of Essendon	30.5.88	31.5.88	31.5.88
42.	Shire of Euroa	30.5.88	31.5.88	31.5.88
43.	City of Fitzroy	25.11.86	3.12.86	1.4.87
44.	Shire of Flinders	30.5.88	31.5.88	31.5.88
45.	City of Footscray	30.5.88	31.5.88	31.5.88
46.	City of Frankston	2.12.86	10.12.86	1.4.87
47.	City of Geelong West	30.5.88	31.5.88	31.5.88
48.	Shire of Gisborne	30.5.88	31.5.88	31.5.88
49.	Shire of Glenelg	30.5.88	31.5.88	31.5.88
50.	Shire of Goulburn	30.5.88	31.5.88	31.5.88

Local Government (Validation)

	Column 1	Column 2	Column 3	Column 4
		Date of Order in Council	*Date of Government Gazette*	*Date Order in Council takes effect*
Item	*Municipality*			
51.	Shire of Gordon	2.12.86	10.12.86	1.4.87
52.	Shire of Grenville	30.5.88	31.5.88	31.5.88
53.	Shire of Hampden	30.5.88	31.5.88	31.5.88
54.	Shire of Hastings	30.5.88	31.5.88	31.5.88
55.	City of Hawthorn	30.5.88	31.5.88	31.5.88
56.	Shire of Healesville	30.5.88	31.5.88	31.5.88
57.	City of Heidelberg	3.5.88	3.5.88	3.5.88
58.	Shire of Heytesbury	30.5.88	31.5.88	31.5.88
59.	Shire of Heywood (formerly Shire of Portland)	30.5.88	31.5.88	31.5.88
60.	Shire of Huntly	30.5.88	31.5.88	31.5.88
61.	Shire of Kaniva	30.5.88	31.5.88	31.5.88
62.	Shire of Kara Kara	30.5.88	31.5.88	31.5.88
63.	Shire of Karkarooc	30.5.88	31.5.88	31.5.88
64.	City of Kew	30.5.88	31.5.88	31.5.88
65.	Shire of Kilmore	30.5.88	31.5.88	31.5.88
66.	City of Knox	30.5.88	31.5.88	31.5.88
67.	Shire of Korong	30.5.88	31.5.88	31.5.88
68.	Shire of Korumburra	25.11.86	3.12.86	1.4.87
69.	Shire of Kowree	30.5.88	31.5.88	31.5.88
70.	Shire of Leigh	30.5.88	31.5.88	31.5.88
71.	Shire of Lexton	30.5.88	31.5.88	31.5.88
72.	Shire of Lillydale	30.5.88	31.5.88	31.5.88
73.	Shire of Lowan	30.5.88	31.5.88	31.5.88
74.	Shire of Maffra	30.5.88	31.5.88	31.5.88
75.	Shire of Mansfield	30.5.88	31.5.88	31.5.88
76.	Shire of Marong	30.5.88	31.5.88	31.5.88
77.	City of Maryborough	30.5.88	31.5.88	31.5.88
78.	Shire of McIvor	30.5.88	31.5.88	31.5.88
79.	Shire of Melton	30.5.88	31.5.88	31.5.88
80.	Shire of Metcalfe	3.5.88	3.5.88	3.5.88
81.	Shire of Minhamite	30.5.88	31.5.88	31.5.88
82.	City of Mordialloc	9.12.86	17.12.86	1.4.87
83.	Shire of Mornington	24.2.87	4.3.87	1.4.87
84.	Shire of Mortlake	30.5.88	31.5.88	31.5.88
85.	Shire of Morwell	9.12.86	17.12.86	1.4.87
86.	Shire of Mount Rouse	30.5.88	31.5.88	31.5.88
87.	Shire of Nathalia	30.5.88	31.5.88	31.5.88
88.	Shire of Newham and Woodend	30.5.88	31.5.88	31.5.88
89.	Shire of Newstead	30.5.88	31.5.88	31.5.88
90.	City of Newtown	30.5.88	31.5.88	31.5.88
91.	Shire of Omeo	30.5.88	31.5.88	31.5.88
92.	Shire of Orbost	30.5.88	31.5.88	31.5.88
93.	Shire of Otway	25.11.86	3.12.86	1.4.87
94.	Shire of Pakenham	30.5.88	31.5.88	31.5.88
95.	City of Port Melbourne	30.5.88	31.5.88	31.5.88
96.	City of Prahran	30.5.88	31.5.88	31.5.88
97.	City of Preston	11.2.87	18.2.87	1.4.87
98.	Shire of Pyalong	30.5.88	31.5.88	31.5.88
99.	City of Ringwood	30.5.88	31.5.88	31.5.88
100.	Shire of Ripon	30.5.88	31.5.88	31.5.88
101.	Shire of Rochester	2.12.86	10.12.86	1.4.87
102.	Shire of Rodney	30.5.88	31.5.88	31.5.88
103.	Shire of Romsey	30.5.88	31.5.88	31.5.88
104.	Shire of Rosedale	30.5.88	31.5.88	31.5.88
105.	City of Sale	30.5.88	31.5.88	31.5.88
106.	Shire of Seymour	30.5.88	31.5.88	31.5.88
107.	City of Shepparton	30.5.88	31.5.88	31.5.88
108.	Shire of Sherbrooke	30.5.88	31.5.88	31.5.88

THE SCHEDULE—*continued*   s. 3

Item	Municipality	Column 2 Date of Order in Council	Column 3 Date of Government Gazette	Column 4 Date Order in Council takes effect
109.	City of South Barwon	30.5.88	31.5.88	31.5.88
110.	City of South Melbourne	30.5.88	31.5.88	31.5.88
111.	City of St. Kilda	11.2.87	18.2.87	1.4.87
112.	City of Springvale	17.3.87	18.3.87	1.4.87
113.	Shire of Stawell	30.5.88	31.5.88	31.5.88
114.	Shire of Strathfieldsaye	30.5.88	31.5.88	31.5.88
115.	Shire of Swan Hill	30.5.88	31.5.88	31.5.88
116.	Shire of Talbot and Clunes	30.5.88	31.5.88	31.5.88
117.	Shire of Tallangatta	30.5.88	31.5.88	31.5.88
118.	Shire of Traralgon	30.5.88	31.5.88	31.5.88
119.	Shire of Tullaroop	30.5.88	31.5.88	31.5.88
120.	Shire of Tungamah	30.5.88	31.5.88	31.5.88
121.	Shire of Upper Murray	30.5.88	31.5.88	31.5.88
122.	Shire of Violet Town	30.5.88	31.5.88	31.5.88
123.	Shire of Walpeup	30.5.88	31.5.88	31.5.88
124.	Shire of Wannon	30.5.88	31.5.88	31.5.88
125.	Shire of Waranga	30.5.88	31.5.88	31.5.88
126.	Shire of Warracknabeal	30.5.88	31.5.88	31.5.88
127.	Shire of Warrnambool	30.5.88	31.5.88	31.5.88
128.	City of Waverley	30.5.88	31.5.88	31.5.88
129.	City of Werribee	30.5.88	31.5.88	31.5.88
130.	City of Whittlesea	30.5.88	31.5.88	31.5.88
131.	Shire of Wimmera	30.5.88	31.5.88	31.5.88
132.	Shire of Wycheproof	3.5.88	31.5.88	31.5.88
133.	Shire of Yarrawonga	3.5.88	31.5.88	31.5.88