



Application to Waive Parking Infringement Notice

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Application must be lodged withing 28 days of infringement date

Section 1 – Applicant Details

Applicant Name			
Postal Address			
Residential Address			
Contact Phone	B	H	M
Email Address			

Section 2 – Infringement Details

Infringement Number			Date of Offence	
Registration Details	Rego Number	State		
Supporting Documentation	Statutory Declaration Letter from Hospital/Doctor Proof of Payment – Ticket Purchased		Police Report Valid Permit	
Are you the registered owner of the vehicle?	Yes No If No: The registered owner must lodge a statutory declaration naming you as the responsible driver prior to you submitting your appeal.			

Grounds for Appeal

(Please refer to the list of reasons not accepted on the reverse of this form)

Section 3 – Declaration

I hereby declare that the information provided by me on this form is true and correct in every respect and I hereby request the withdrawal on the above penalty infringement notice.

Print Name

Signature

Date

Completion of this form in no way guarantees waiver of the infringement notice.

General Information

Please complete all sections on page 1 to lodge an appeal. Incomplete or forms without all necessary information and documentation will result in your application being rejected.

The appeal review is assessed on the following grounds:

- Did the offence occur? (The facts and particulars of the offence are correct)
- Has the infringement been issued to the correct person? If not, then the registered owner must nominate the driver responsible providing full name and residential address; or
- Where the circumstances that led to receiving a parking infringement notice was beyond the control of the driver (exceptional circumstances).

Grounds of appeal not considered for waiver of infringement:

- You did not understand the parking sign – the signs are based on Australian Standards.
- Being unaware of the law or disagreeing with the law.
- Not having coins or other payment method to insert into the machine immediately upon parking.
- Time purchased insufficient to allow for unexpected delays.
- Paid ticket not displayed or is not clearly displayed.
- Parking or stopping (includes brief periods) in a restricted area or zone without the appropriate permit eg. Disability, Commercial Load, Bus, Taxi, No Parking or No Stopping Zones.
- A vehicle classed commercial use for registration purpose with the Queensland Transport does not entitle the vehicle to park in Commercial Loading Zones. Only Utilities (including dual cabs), panel vans and vans without rear passenger seats and/or seat belts do not require a commercial vehicle parking permit.

Whitsunday Regional Council may consider the withdrawal of a PIN if you can demonstrate any of the following occurred at the time of the offence:

- Your vehicle was broken down.
- You were involved in a medical emergency.
- You were issued with a PIN as the registered owner of the vehicle that at the time of the offence, had been sold or stolen, or was under the “permitted” control of another person (Statutory Declaration required).

Faulty Ticket Machines

For Council to withdraw and infringement notice based on a faulty ticket machine there must be a record of you reporting the faulty machine.

What happens if your appeal is unsuccessful?

Council provides the options available to either make payment or elect to have the matter heard in the Magistrates Court. You are required to notify Whitsunday Regional Council in writing if you wish to elect to go to court.

In all instances, you should try to include evidence to support your reason for the appeal. The information you provide assists Council Officers to make an informed and fair decision.

Please submit your application using one of the following option:

1. In person – Council's Customer Service Centres are located in Proserpine, Cannonvale, Bowen or Collinsville
2. By Email – Email to info@whitsundayrc.qld.gov.au
3. By Mail – Post to PO Box 104, Proserpine Qld 4800

Section 4 – Privacy Statement

Privacy Statement Your information is being collected for the purpose of processing your application. Your information is handled in accordance with the Information Privacy Act 2009 and will be accessed by persons who have been authorised to do so. Your information will not be given to any other person or agency unless you have given Council permission to or the disclosure is required by law.