OPERATOR OWNER ONUS FORM

Nomination Statement or Application for Action by a Court

Road Safety Act 1986 Part 6AA

Please include the infringement notice number and registration number

If you were not in charge of the motor vehicle or trailer at the time of the alleged offences as shown on the enclosed Penalty Reminder Notice, you will not be liable if **before the due date**, as shown on that notice, you complete **Part A - Nomination Statement.** If you know the name and address of the person who was driving the motor vehicle or using the trailer at the relevant time, you should complete these details or select the appropriate response from the other options shown.
If it is your preference to have this matter dealt with by a Court, you may complete **Part B - Application for Action by a Court.**
You should then sign and date the appropriate part of this document, as completed and return it to the postal address of the Enforcement Agency, as shown below.

Nomination Statement or Application for Action by a Court *(select and complete either Part A or Part B)*

THIS SECTION MUST BE COMPLETED

I, GIVEN NAME AND SURNAME

of Street No. STREET NAME

SUBURB POST CODE

understand that I may be served with a summons to give evidence in relation to this nomination or this offence, and

(Must complete if the vehicle is registered in a company name)

I am the POSITION AT COMPANY

of COMPANY NAME

and I am authorised to make this statement on behalf of the company, and*

Part A - Nomination Statement

I state that at the time of the offence set out in the Notice, I was not the driver or person in possession or control of the vehicle and I further state that:

☐ The driver or the person in possession or in control of the vehicle was:

OR ☐ The vehicle was permanently disposed of/sold on (provide date) DDMMYYYY and the new owner is:

Given Name and Surname

GIVEN NAME AND SURNAME

Street No. STREET NAME

SUBURB POST CODE

PLEASE INCLUDE THE DATE OF BIRTH OF THIS NOMINATED PERSON

Driver Licence No

Issuing Authority if Driver Licence/Permit was not issued in Victoria

Date of Birth DDMMYYYY

OR ☐ I have used due diligence, but do not know and cannot ascertain the identity of the actual driver;

OR ☐ I believe that the vehicle or the number plates displayed on the vehicle were stolen;

OR ☐ If nominated as the responsible person in relation to the vehicle, I was incorrectly identified as the responsible person and I reject the nomination.

I,

REASONS **(with the exception of permanent disposal you are required to provide reasons for your statement)**
If insufficient space, please use the enclosed continuation form.

If the information provided in this Statement is not sufficient to identify and locate the nominated person, or if the peron nominated in the Statement rejects the nomination after being issued with an Infingement Notice, the liability for this offence may remain with you. Further, if you were not the driver of the vehicle at the time of the offence, you may be obliged to assist Victoria police in identifying the actual driver of the vehicle at the time of the offence. It is an offence under the Road Safety Acr 1986 to knowingly provide false or misleading information in the Statement. Penalty: 60 Penalty units (currently $6,600).

SIGNATURE DDMMYYYY

Part B - Application for Action by a Court

*** Please delete if not applicable**

I*/the company* decline to be dealt with under these enforcement provisions and want to have the matter dealt with by a Court.

SIGNATURE DDMMYYYY

Bayside CITY COUNCIL

Upon completion of this form, please return this document intact to:

Appeals Investigation Unit
Local Laws
Bayside City Council
P.O. Box 27
Sandringham, Vic 3191

PRIVACY STATEMENT

The personal information requested on this form is being collected by Council for the purpose of re-issuing an infringement notice to the nominated owner/driver of a vehicle.
The personal information will be used solely by Council for that primary purpose or directly related purposes. Council may disclose this information to the person nominated by you for the purpose of identifying the source of the ensuring infringement notice. If this information is not collected, Council will proceed with the infringement notice in its present form. The applicant understands that the peronal information provided is for the purpose of re-issuing an infringement notice to the nominated owner/driver of a vehicle and that he or she may apply to Council for access to and/or amendment of the information. Requests for access and/or correction should be made to Council's Privacy Officer.

OPERATOR OWNER ONUS FORM

Nomination Statement or Application for Action by a Court

Road Safety Act 1986 Part 6AA

Part A - Nomination Statement - CONTINUATION

Reasons / Additional Information (carried over from reverse of Penalty Reminder Notice)

IMPORTANT PLEASE RETURN TO FRONT OF FORM.
YOU MUST SIGN AND DATE PART A - NOMINATION STATEMENT WHERE INDICATED