



Infringement Notice Photographic Detection Device Offence

State Penalties Enforcement Act 1999
Transport Operations (Road Use
Management) Act 1995

Offence and Statutory Declaration

Enquiries: 1300 360 610 (Qld Police Service)

www.police.qld.gov.au/programs/roadsafety/infringement
www.tmr.qld.gov.au/cameras

Notice Number: 2041212019

Notice Date: 15/07/2016

Customer Number: 95324562

Make: HYUNDAI

Vehicle Registration Number: 819MEZ

Body Type: HATCHBACK

NICHOLAS MICHAEL O'SULLIVAN
22 MALBON ROAD
KIRWAN QLD 4817

Offence: Exceed speed limit by less than 13km/h

Location: Hudson St, Kirwan

Speed Zone: 50 Km/h Alleged Speed: 57 Km/h



Full Payment

Payment Ref. No. 10233551542280
Biller Code 48421
Amount due \$162.00



Voluntary Instalment
Plan (First Instalment - see
over for details)

Payment Ref. No.
Biller Code
Minimum amount due

Licence and Payment

Enquiries: 13 23 80 (Department of
Transport and Main Roads)

**First and Final Notice
Action Within 28 Days**

Amount Due: \$162.00

Date Due: 12/08/2016

Date of Offence: 08/07/2016

Time of Offence: 0942

Demerit Points: 1

Payment of this Infringement Notice will result in these points being accrued against **your** driver record. If the vehicle is registered in the name of a corporation the penalty shown is five times that for an individual. The penalty will be reduced when an individual is nominated. **DO NOT PAY this Infringement Notice if you were NOT in charge of the vehicle at the time of the offence. Go to YOUR OPTIONS.**

These images have been supplied as a courtesy only. Clearer images are used for processing purposes.



For payment options and further information go to **Your Options** on page two.
Speed camera and red light camera fines are used for road safety purposes.

CFA Form F3714
V01 Sep 2012

Infringement Notice

Payment slip (Please complete if payment method is by mail)

Full payment (\$162)



*475 080916 102335515422809

NICHOLAS MICHAEL O'SULLIVAN

Notice number: 2041212019

Customer number: 95324562

Date
due: 12/08/2016

Amount
due: \$162.00

Must be completed

Driver licence number

State/Country of Issue

Date of birth

/ /

Do not send cash by mail

A U S T R A L I A P O S T
IRWAN 4817

\$
Transport and Main Roads 162.00

Last Possible Due Date:
08/09/16

Customer Ref No:
102335515422809

Date of Acceptance: 22/07/16

Change Third Party Insurer: N

New Insurer:

Registration Fee: \$162.00

Cash/EFTPOS/Cheque Amount: \$162.00

Total Credit Card Amount: \$0.00

Total Card Pmt Processing Fee: \$0.00

TOTAL \$162.00

Payment Tendered Details :

EFTPOS 162.00

22/07/16 01/19538 b/b 421737 16:15

PROVIDE FEEDBACK ON TODAY'S VISIT AT
AUSPOST.COM.AU/MYVISIT

EFTPOS

521729#####6756 (I) SAVINGS ACCOUNT

EFTPOS Tender 162.00

TOTAL EFTPOS 162.00

APPROVED 00

MasterCard

RRN 004173161445

22/07/16 16:14:45 421737 01/004173 b

Your Options

- ☐ **Option 1** - If you **WERE** in charge of the vehicle at the time of the offence, payment should be made **within 28 days** of the notice date. Go to **Section C - Payment Methods**.
- ☐ **Option 2** - If you were **NOT** in charge of the vehicle at the time of the offence, **DO NOT pay this infringement notice**. You must complete the Statutory Declaration. Go to **Section A - Statutory Declaration**.
- ☐ **Option 3** - If you wish to have the matter dealt with in court, **DO NOT pay this infringement notice**. Go to **Section B - Election for Court Hearing**.

The *State Penalties Enforcement Act* provides this notice may be withdrawn before or after the fine is paid.

Section A - Statutory Declaration

If you were **NOT** in charge of the vehicle at the time of the offence, **DO NOT pay this Infringement Notice**. Complete the Statutory Declaration below and return **within 28 days** of the notice date. A new Infringement Notice will be issued to the person you nominate as the person in charge of the vehicle at the time of the offence.

STATUTORY DECLARATION

Oaths Act 1867

I, _____
Given names Family name
of, _____
Residential Address Postcode

Do solemnly and sincerely declare that at: **0942 on 08/07/2016**

☐ THE PERSON IN CHARGE* OF THE VEHICLE REGISTRATION NUMBER **819MEZ** was:

Particulars of Person _____
Given name/s Family name Date of birth Licence number (if known)
Residential address Postcode

- ☐ The vehicle was sold on (Date) _____ (new owner details must be inserted above)
- ☐ The vehicle was stolen or illegally taken at the time of the offence and the matter was reported to _____ on ____ / ____ / ____

Queensland Police Service Crime Report Number _____

And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Oaths Act.

Signature of Declarant _____ Taken and declared before me at _____ Location
In the state of _____ This _____ day of _____ 20 _____
Insert Date Insert Month / Year

Signature of Justice of the Peace/Commissioner for Declarations

Printed name, title and qualification of witness

*Note:

- **Person in charge includes the person driving, or responsible for the vehicle, or the new owner of the vehicle**
- When this notice is served on the registered owner, that person is taken to have committed the offence even though the person driving may have been someone else. The registered owner may transfer liability to the person in charge of the vehicle by correctly completing the above Statutory Declaration and returning it **within 28 days** of the notice date
- If you are completing the declaration on behalf of a corporation, you must be an Executive Officer of that corporation and nominate your position
- This declaration must be witnessed by a Justice of the Peace, Commissioner for Declarations, notary public, a lawyer or another person authorised to administer an oath under the provisions of the Oaths Act

Return this Statutory Declaration within 28 days of the notice date to:

Inspector, Traffic Camera Office, Road Policing Command, Queensland Police Service
GPO Box 1440, Brisbane, Queensland, 4001

Section B - Election for Court Hearing

You have the right to elect to have this matter dealt with by a court. **DO NOT pay this infringement notice** if you want to have this matter dealt with by a court. **Complete the Court Election below.**

This Election for Court Hearing must be completed and forwarded to the department **within 28 days** of the notice date. If you are nominating another person in a Statutory Declaration, **DO NOT** complete this election. A new notice will be issued to the nominated person.

I, _____
Given name/s Family name
elect to have this matter dealt with by a Court of Law and understand proceedings may be commenced.
Signature _____ Date ____ / ____ / ____
Send completed Court Election to:
Department of Transport
and Main Roads
PO BOX 673
Fortitude Valley Qld 4006

Section C - Payment Methods

If you **WERE** in charge of the vehicle at the time of the offence, payment should be made **within 28 days** of the notice date.

- You can pay this Infringement Notice in **full** (go to Payment Methods on page three) **OR**
- You can pay this Infringement Notice in **instalments** if the fine is at least \$200.00 (go to Voluntary Instalment Plan below)







Voluntary Instalment Plan

If the fine is **at least \$200.00**, you can pay your fine off in instalments. The first instalment must be **at least \$60.00** and is paid to the Department of Transport and Main Roads (go to page three for details). Please sign below if you choose this option. The balance of your fine will be referred to the State Penalties Enforcement Registry (SPER) who will forward you an Instalment Payment Notice. If you default on your instalments you will incur a SPER registration fee and enforcement action may be taken to recover the amount you owe.

Signature _____ Date ____ / ____ / ____

Payment Methods

Interstate/overseas licence holders, can pay this notice in full at www.tmr.qld.gov.au or by mail.

 Internet <ul style="list-style-type: none"> Pay this Notice in full at www.tmr.qld.gov.au Have this Notice and your credit card details ready. Major credit cards accepted. A credit card surcharge will apply. For further information please go to www.tmr.qld.gov.au/creditcard 	 BPAY <ul style="list-style-type: none"> This BPay Biller Code and reference number are located at the top right hand corner on the front of this notice. Contact your participating financial institution to make payment from your cheque or savings account. 	 Payment by Phone <ul style="list-style-type: none"> Phone 13 23 90 (Queensland only) 24 hours, 7 days a week (mobile callers pay a surcharge). Have this Notice and your credit card details ready. Major credit cards accepted. A credit card surcharge will apply. For further information please go to www.tmr.qld.gov.au/creditcard Upon payment, a receipt number will be issued. 	 Australia Post <ul style="list-style-type: none"> Payable by cash, cheque, Visa or MasterCard on or before the due date. A credit card surcharge will apply. For further information please go to www.tmr.qld.gov.au/creditcard When payment is made, the Notice will be returned to you by Australia Post. Please retain as your proof of payment. 	 By Mail (Australian Dollar currency only) <ul style="list-style-type: none"> Pay by cheque or money order, payable to Department of Transport and Main Roads. Detach the bottom portion of this Notice and send it with payment to: Department of Transport and Main Roads, PO Box 525, Fortitude Valley, Qld, 4006, Australia 	 In Person <ul style="list-style-type: none"> You can pay this Notice in person at any customer service centre. For a full list of customer service centres, go to www.tmr.qld.gov.au
--	---	---	---	--	--

No reminder will be issued. You have only 28 days from the date of issue shown on this notice to choose a payment option, return the statutory declaration or elect to have the matter dealt with by a Magistrates Court. If you do not take one of these actions within 28 days, enforcement action may be taken to recover the amount, including by registering the infringement with SPER and additional fees may be payable. If relevant, any demerit points will be taken to be allocated on the day the offence was committed.

Frequently Asked Questions

1. What if I was not driving the vehicle at the time of the offence?

If the vehicle is registered in your name, the notice will automatically be sent to you. If you were not driving the vehicle at the time of the offence, you can nominate the person who was driving by completing the Statutory Declaration on page two.

2. My vehicle is registered in two names. Why was I sent the infringement notice when I wasn't driving the vehicle?

When the vehicle is in joint ownership, the infringement notice is issued to the person whose name appears first on the registration particulars. If you were not driving the vehicle at the time of the offence, you can transfer liability for the offence to the other person by completing the Statutory Declaration on page two.

3. What if I have sold the vehicle to someone else and I have received the infringement notice?

If you sold the vehicle before the offence was committed, you need to provide information regarding the transfer of ownership. An infringement notice is issued to the last registered owner of the vehicle involved, as recorded by the Department of Transport and Main Roads. To transfer liability for the alleged offence to the person to whom you sold the vehicle, you are required to complete in full the Statutory Declaration on page two.

You must provide:

- The date of sale of the vehicle; and
- The full name and address of the person to whom you sold the vehicle.

4. I have never received an infringement notice before. Can you show some leniency?

No. Speeding or failing to stop at a red light is considered to be a life endangering offence. There is no provision in Queensland for the issuing of a warning for camera detected offences on the basis of prior driving record.

5. There is more than one vehicle in the photograph. How do you know it was my vehicle that was detected?

A number of different Photographic Detection Devices (listed in the *Traffic Regulation 1962*) are used by the Queensland Police Service to collect information and images. Each of these device types may present the image and associated infringement information in differing formats. Information may appear on the Infringement Notice as part of the image or elsewhere but associated with the image.

Depending on the Photographic Detection Device used, information such as the date, time, location code, speed, the lane in which the vehicle was detected, or a target vehicle identifier may be provided to indicate the vehicle detected.

Each image is carefully examined by trained adjudicators to determine whether an Infringement Notice will be issued. Adjudicators can enlarge images and access other device information to ensure accurate identification of the offending vehicle.

6. Why is my company fine so high?

The penalty applicable to a corporation is five times that of an individual. This encourages corporations to nominate a driver for the offence and those drivers who are not obeying the speed limit are held accountable for their actions. To nominate a driver, the corporation

must complete the Statutory Declaration on page two. Upon receipt of a valid Statutory Declaration, the original ticket will be waived and another one will be issued to the driver at a penalty for an individual.

7. Can I pay the fine off in instalments?

The *State Penalties Enforcement Act 1999* states that payment by instalments may only be accepted if the penalty associated with the notice is at least \$200.00.

If the penalty is \$200.00 or more, you may elect for a Voluntary Instalment Plan. You must send a payment of at least \$60.00 with your Infringement Notice number to the Department of Transport and Main Roads, PO Box 525, Fortitude Valley Qld 4006. An Instalment Payment Notice will be forwarded to you by SPER for payment of the balance. If you default in paying the balance to SPER, you will incur a SPER registration fee.

For more information please visit www.sper.qld.gov.au.

8. What if the speed camera vehicle was positioned on a downhill slope?

Speed camera sites are selected primarily on road crash data, Queensland Police Service policy acknowledges that in some cases, it may be necessary to perform speed detection enforcement on downhill grades where there is documented history of crashes.

9. Why did I receive a red light infringement notice when I drove over the white line and did not proceed through the intersection?

The *Transport Operations (Road Use Management) Act 1995* states that the driver of a vehicle approaching a red traffic signal must stop the vehicle as near as practical to, but before reaching the stop line. Once your vehicle has travelled over the solid white stop line, you have committed an offence.

10. Where do I find more information about different types of speed cameras and red light cameras?

Further information about mobile speed cameras, fixed speed camera locations, point-to-point camera systems, and combined red light and speed cameras can be found at www.tmr.qld.gov.au/cameras.

11. What does the government do with money collected from speed camera and red light camera detected offences?

Speed cameras and red light cameras are used for road safety purposes in Queensland. Driving at any speed above the posted speed limit is illegal and dangerous and it is for this reason that enforcement is undertaken, not for the purpose of raising revenue.

The distribution of revenue from camera detected offences, that is speed camera and red light camera detected offences, is restricted by the *Transport Operations (Road Use Management) Act 1995* which requires that all money collected for penalties imposed for camera detected offences, in excess of the administrative costs, must be used for specific road safety purposes.

Most other states in Australia do not have any policy or legislative requirements in place for the distribution of camera detected offence revenue or any other traffic fines.

Privacy Statement – The department is collecting the information on this form under the *Transport Operations (Road Use Management) Act 1995* so that the identity of the person who is alleged to have committed the offence may be established. The department usually gives some or all of this information to the Queensland Treasury and Trade, Queensland Police Service and Interstate driver licensing authorities. Your personal information will not be disclosed to any other third party without your consent unless required to do so by law.

Important points to remember when completing a Statutory Declaration

- The document must be duly completed in black or blue pen in order to be valid.
- The Official witness must include their printed name, qualification, stamp or number in the space provided (A list of your local Justices of the Peace and Commissioner for Declarations may be located by contacting phone: 1300 301 147 or by visiting www.qld.gov.au/law/legal-mediation-and-justice-of-the-peace/justice-of-the-peace/).
- When completing a statutory declaration outside Australia, the witness should be a person who is authorised to witness legal documents in the country the declaration is completed.
- PO Box (Post Office Box) addresses are not acceptable. If you require a new Infringement Notice to be mailed to a Post Office Box address, you should request this in writing.
- If your vehicle was sold or stolen (vehicle/plates) prior to the offence time and date, tick the checkbox and complete the details in the section provided. If stolen, enter the police station or establishment and the date you reported the offence. For vehicles stolen in Queensland, please include the 'QP' number that was issued to you when you made your report.
- In accordance with 'The Duties of Justices of the Peace (Qualified)', all alterations, spaces or omissions (including white out), are required to be initialled by both the witness and the signatory in order to be valid.
- It is not permissible for some other person to complete or sign the statutory declaration on behalf of the person named on the infringement notice unless the person in charge of the vehicle at the time of the alleged offence is nominating themselves.
- It is not permissible to nominate a business as it is not a legal entity. The responsible operator of the business (company name including ACN or the individual's name) must be included on the statutory declaration in order for it to be processed.
- The declaration must be returned within 28 days of the issue date via facsimile (07 3099 6138) or the postal address listed below.
- For more information on how to complete your statutory declaration, please visit the Queensland Police Service webpage www.police.qld.gov.au/programs/roadsafety/infringement/statdec.htm

Sample Statutory Declaration

STATUTORY DECLARATION		Oaths Act 1867	
I, <u>John</u>		Citizen	
<small>Given names</small>		<small>Family name</small>	
of, <u>Unit 5 21 My Avenue</u>		<u>Myvale</u>	<u>9999</u>
<small>Residential address</small>			<small>Postcode</small>
Do solemnly and sincerely declare that at: <<hhmm>> on dd/mm/yyyy			
<input checked="" type="checkbox"/> THE PERSON IN CHARGE* OF THE VEHICLE REGISTRATION NUMBER <<rego number>> was:			
Particulars of Person	<u>Mary</u>	<u>Smith</u>	<u>31/12/9999</u>
	<small>Given name/s</small>	<small>Family name</small>	<small>Date of birth</small>
	<u>130 Main Street</u>	<u>Myvale</u>	<u>9999</u>
	<small>Residential address</small>		<small>Postcode</small>
<input type="checkbox"/> The vehicle was sold on (Date) _____ (new owner details must be inserted above)			
<input type="checkbox"/> The vehicle was stolen or illegally taken at the time of the offence and the matter was reported to _____ on ____/____/____.			
Queensland Police Service Crime Report Number _____			
And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Oaths Act.			
<u>J. Citizen</u>		Taken and declared before me at <u>Brisbane</u>	
<small>Signature of Declarant</small>		<small>Location</small>	
In the state of <u>QLD</u>	This <u>11</u> day of <u>April</u>	<u>20</u>	<u>15</u>
	<small>Insert Date</small>	<small>Insert Month/Year</small>	
<u>Jane Doe</u>	<u>Jane Doe</u>	<u>JP (QUAL) 97621</u>	
<small>Signature of Justice of the Peace/Commissioner for Declarations</small>	<small>Printed name, title and qualification of witness</small>		
<p>*Note:</p> <ul style="list-style-type: none"> • Person in charge includes the person driving, or responsible for the vehicle, or the new owner of the vehicle • When this notice is served on the registered owner, that person is taken to have committed the offence even though the person driving may have been someone else. The registered owner may transfer liability to the person in charge of the vehicle by correctly completing the above Statutory Declaration and returning it within 28 days of the notice date • If you are completing the declaration on behalf of a corporation, you must be an Executive Officer of that corporation and nominate your position • This declaration must be witnessed by a Justice of the Peace, Commissioner for Declarations, notary public, a lawyer or another person authorised to administer an oath under the provisions of the Oaths Act <p>Return this Statutory Declaration within 28 days of the notice date to: Inspector, Traffic Camera Office, Queensland Police Service GPO Box 1440, Brisbane, Queensland, 4001</p>			



**Speak up for
road safety**

Queensland Road Safety Week
22-28 August 2016

JOIN THE DRIVE TO SAVE LIVES

