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 in this box

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 may not be liable **if before the due date**, as shown on that notice, you complete **Part A – Nomination Statement**. 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 correctly complete then sign and date the appropriate part of this document and return it to the postal address of Greater Bendigo City Council, P.O Box 733 Bendigo, VIC 3552.

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 State Post code

understand that I may be served with a summons to given 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*/the company* was not the driver or person in possession or control of the vehicle and I further state that:

☐ 1. KNOWN USER STATEMENT
The driver or the person/company in possession or in control of the vehicle was:

OR

☐ 2. SOLD VEHICLE STATEMENT
The vehicle was permanently disposed of/sold on (provide date) D D M M Y Y Y Y and the new owner is:

Individual: Given Name and Family Name and either their date of birth or their Driver's Licence Number OR Company Name and ACN/ABN

PERSON OR COMPANY

Street No. STREET NAME

SUBURB State Post code

Driver Licence No *(if nominating individual)* or ACN/ABN *(if nominating company)*

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

Date of Birth *(if nominating an individual)* D D M M Y Y Y Y

YOU MUST INCLUDE THE DATE OF BIRTH OF THIS NOMINATED PERSON

OR ☐ 3. UNKNOWN USER STATEMENT
I have used due diligence but do not know and cannot ascertain the identify of the actual driver;

OR ☐ 4. ILLEGAL USER STATEMENT
I believe that the vehicle or the number plates displayed on the vehicle were stolen;

OR ☐ 5. NOMINATION STATEMENT
If nominated as the responsible person in relation to the vehicle, I/the company was incorrectly identified as the responsible person and I reject the nomination;

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

If the information provided in this Statement is not sufficient to identify and locate the nominated person, or if the person nominated in this Statement rejects the nomination after being issued with an Infringement 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 Act* 1986 to knowingly provide false or misleading information in the Statement. Penalty: 60 Penalty Units.

SIGNATURE D D M M Y Y Y Y

☐ Part B – Application for Action by a Court

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

SIGNATURE D D M M Y Y Y Y

***Please delete if not applicable**

CITY OF GREATER BENDIGO

If completing this form please return this page intact to:

Parking Administrator,
Greater Bendigo City Council
P.O Box 733, Bendigo, VIC, 3552

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 personal information provided is for the purpose of re-issuing an infringement notice to the nominated owner/driver of a vehicle 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.