

SEATBELT EXEMPTION STATEMENT: Individual Cover Sheet

Sections 267, 267A, 267B and 267C of the Road Safety Rules 2017

Use this form to claim a seatbelt exemption for an eligible infringement fine(s) issued to an individual.

What fines are eligible for a seatbelt exemption?

You can only use this form to claim a seatbelt exemption for a camera-detected fine issued to an individual for the following offences:

- Driver with incorrectly worn seatbelt
- Driver failing to ensure passenger wearing seatbelt

If the fine is at **Infringement** or **Penalty Reminder stage** and you were not driving the vehicle, you should nominate the person who was driving at the time of the offence. You should nominate the driver as quickly as possible, because once the fine reaches **Notice of Final Demand stage** it is too late to nominate. Information on the nomination process is available on the Fines Victoria website at fines.vic.gov.au/Your-options/Nominate-driver.

What fines are not eligible for a seatbelt exemption?

If you are stopped by a member of Victoria Police and receive a fine for one of the above offences, you must provide evidence of your exemption at the time you are stopped.

If you did not provide evidence of your exemption at the time you were stopped, you are not eligible to claim an exemption via the Seatbelt Exemption Statement. You may be eligible to submit an internal review on the Fines Victoria website at fines.vic.gov.au/Your-options/Request-a-review.

What are eligible exemptions?

You can claim a seatbelt exemption for a camera-detected fine if:

1. The fine was issued for a driver or passenger sitting in a position that was not fitted with a seatbelt, and there is no requirement for that position to be fitted with a seatbelt.
2. The person was engaged in professional duties involving the door-to-door delivery or collection of goods or in the collection of waste or garbage, and is required to get in or out of the vehicle at frequent intervals and the vehicle was not travelling over 25km per hour.
3. The fine was issued for the driver or passenger, and they have a medical exemption from wearing a seatbelt.

What evidence is required?

You will need to provide evidence to support your seatbelt exemption statement. The type of evidence required will depend on the exemption you are claiming.

You should attach any supporting evidence to the statement. If supporting evidence is not provided, your application may not be successful.

Supporting evidence could include:

- A certificate from the Department of Transport and Planning confirming there is no requirement for the driver or passenger seat to be fitted with a seatbelt

- Evidence showing you or your passenger were engaged in eligible professional duties at the time of the offence, such as a copy of a delivery run sheet
- Documentation from a medical specialist confirming that you or your passenger had a medical exemption from wearing a seatbelt at the time of the offence.

How do I claim an exemption?

Submit the completed form along with your supporting evidence via the Fines Victoria website at:



fines.vic.gov.au/seatbelt-exemption-statement

You can also submit the completed form and supporting documents:



In person:

Fines Victoria

Ground Floor,
277 William Street
Melbourne, Victoria

Opening hours: 9am to 5pm
Monday to Friday
(except public holidays)



By post:

Fines Victoria

PO Box 14487
Melbourne Victoria 8001

What happens after you submit your claim?

If your fine is at **Infringement** or **Penalty Reminder stage**, your seatbelt exemption statement will be processed by Victoria Police and you will be notified of the outcome via post.

If your fine is at **Notice of Final Demand stage**, your seatbelt exemption statement will be processed by Fines Victoria as an **Enforcement Review** under the ground of **Contrary to Law**. You will be notified of the outcome via post.

Are there other options for dealing with this fine?

If you are not eligible to claim a seatbelt exemption, the options available for dealing with your fine will depend on what stage the fine is at.

If your fine is at **Infringement or **Penalty Reminder stage**,** information on your options is available on the Fines Victoria website at fines.vic.gov.au/Infringement-fines/Infringement-Notice or fines.vic.gov.au/Infringement-fines/Penalty-Reminder-Notice.

If your fine is at **Notice of Final Demand stage,** information on your options is available on the Fines Victoria website at fines.vic.gov.au/Infringement-fines/Notice-of-Final-Demand.

For assistance, please call Fines Victoria on (03) 9200 8111 or submit an online enquiry via the Fines Victoria website at fines.vic.gov.au/Contact-Us/Online-enquiry.

Do you require legal assistance?

You may be able to obtain assistance from one of the following organisations:

- Victoria Legal Aid | legalaid.vic.gov.au
- Victorian Community Legal Centres | communitylaw.org.au
- Victorian Aboriginal Legal Service | vals.org.au

Privacy Statement

The Department of Justice and Community Safety collects personal information for the purposes of dealing with your outstanding fines. If your application is successful, we can disclose the information you provide to us to the enforcement agency responsible for your fine as authorised by the *Privacy and Data Protection Act 2014* and *Health Records Act 2001*.

Details of the person named on the fine

You must complete this section.

Given name(s)

Driver licence number/Permit number

State/Country of issue

Family name (Surname)

Preferred contact number

Date of birth

D	D	/	M	M	/	Y	Y	Y	Y
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Email address

Residential address

Street address (include house, unit or apartment number)

Postal address (include house, unit or apartment number) or PO Box
(if same as residential address, write 'AS ABOVE')

Suburb/Town/City

State

Suburb/Town/City

State

Postcode

Country (if not Australia)

Postcode

Country (if not Australia)

Details of the passenger (if applicable)

*Complete this section if the offence(s) are for a **passenger** not wearing a seatbelt.*

Given name(s)

Family name (Surname)

Date of birth

D	D	/	M	M	/	Y	Y	Y	Y
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Residential address

Street address (include house, unit or apartment number)

Suburb/Town/City

State

Postcode

Country (if not Australia)

Further detail

Include any further information to support your claim here.

If there is not enough space, you may attach a separate page.

Authorised person's details

If you are applying on behalf of another person, please complete this section, including the declaration.

Given name(s)

Family name (Surname)

Relationship to person named on fine

Organisation or company name (if applicable)

Position in organisation/company (if applicable)

Postal address (include house, unit or apartment number) or PO Box

Suburb/Town/City

State

Postcode

Country (if not Australia)

Preferred contact number

Email address

- I have informed the driver/passenger that:
 - their personal information may be disclosed to the enforcement agencies that issued the fine(s), the Magistrates' Court and any person whose evidence is relied on in support of this seatbelt exemption statement, and
 - Fines Victoria may update its records with their contact details provided on this form, and that they may be contacted regarding any outstanding fines.
- I declare that the information supplied in this form, and any attachments to this form, are true and correct to the best of my knowledge.
- I understand that if I make a false or misleading statement in support of this seatbelt exemption statement, I may be prosecuted.
- The driver/passenger has consented to me making this seatbelt exemption statement on their behalf.

Declaration (Signature)

Date

D	D	/	M	M	/	Y	Y	Y	Y
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Declaration

- I authorise Fines Victoria to disclose my personal information to the enforcement agencies that issued the fine(s), the Magistrates' Court and any person whose evidence I rely on in support of this seatbelt exemption statement.
- I understand that Fines Victoria may update its records with my contact details provided on this form, and that I may be contacted regarding my outstanding fines.
- I declare that the information supplied in this form, and any attachments to this form, are true and correct to the best of my knowledge.
- I understand that if I make a false or misleading statement in support of this seatbelt exemption statement, I may be prosecuted.
- I acknowledge that if my fine is at Notice of Final Demand or Warrant stage my seatbelt exemption statement will be considered as an enforcement review under Contrary to Law grounds.

Declaration (Signature)

Date

D	D	/	M	M	/	Y	Y	Y	Y
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