



## Council implement and enforce parking restrictions in the City of Moonee Valley

Parking restrictions are implemented to:

- facilitate traffic flow
- protect residential parking
- maintain a turnover of vehicles in retail areas
- ensure safety, particularly in areas around schools

Parking infringements are issued to vehicles that do not adhere to parking restrictions.

### Withdrawal of infringement notices

Council may consider withdrawing an infringement notice under the following circumstances:

- the driver had a medical emergency
- the vehicle has broken down

Supporting evidence is to be provided by the person or organisation that assisted you. Statutory declarations are not sufficient supporting evidence. Other unusual circumstances will be considered on merit.

The following are not considered valid reasons for the appeal of a parking infringement notice:

- not seeing parking sign or reading only part of sign
- not noticing sign or restriction has changed
- not having change or leaving the vehicle to get coins to put in parking meters
- running late or being in a hurry
- being delayed at an appointment
- stopping for a short time in prohibited areas, for example stopping in a 'no stopping' area to pick up or drop off passengers or goods or to answer a mobile phone
- running out of petrol

### Other parking factors

#### Faulty parking meters

If a faulty parking meter prevents you from making payment for parking, there must be a record of you reporting the machine as faulty. The infringement

notice must be sent in with a record of the reference number issued on the date of the fault.

#### Incorrectly issued notice

If a notice is, in Council's opinion, technically incorrect it will be withdrawn.

#### Extreme financial hardship

Drivers who are in a state of extreme financial hardship and have supporting documentation from a welfare agency can apply for a parking fine to be reviewed. Each case will be assessed on merit. Alternatively, you may request a payment extension from Council.

#### Alternative driver

Responsibility for fines incurred by a vehicle ultimately rest with the vehicle owner. The owner must nominate the driver responsible for the vehicle within 28 days of the offence. This can be done by following the instructions on the back of the notice. The parking fine will be reissued to the nominated driver.

#### Contesting the fine

Infringements must be appealed in writing to be reviewed, please use the attached form. Infringement notices can only be reviewed once. Most internal reviews will be completed within 14 days, however the process may take up to 90 days or longer if additional information is required.

#### What happens if your appeal is unsuccessful?

You must pay the infringement notice by the due date or elect to have the matter heard in the Magistrates' Court. You must notify Council in writing, if you wish to refer the matter to the Magistrates' Court.

If you fail to pay or respond within 28 days of the due date, Council will commence legal proceedings.

For further information on parking infringement appeals contact Council on 9243 8888.



## Parking Infringement Appeal Form

Tear off this application and return in an envelope to:

The Appeals Officer  
Parking Control Section  
Moonee Valley City Council  
PO Box 126  
Moonee Ponds 3039

Infringement number .....

Registration number .....

Date of offence ..... / ..... / .....

Name .....

Address .....

Suburb .....

Postcode .....

Phone number (home) .....

Phone number (work) .....

Reason for appeal .....

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(PTO for additional space)