



# Notice of Intention to Challenge Delegation – Section 37 *Transport Planning and Coordination Act 1994*; Section 11A *Maritime Safety Queensland Act 2002*

Important information: Please read before completing this form

The Prosecution is not required to provide proof of a delegation in proceedings unless the defendant provides a notice of intention to challenge the delegation to the relevant prosecuting entity, at least 10 days before the hearing date.

If you have been charged with an offence under one of the relevant acts (below) and you want to challenge the delegation of the Minister or the Chief Executive pursuant to s27 of the *Transport Planning and Coordination Act* or s11A of the *Maritime Safety Queensland Act*, please complete and submit this form.

## Relevant Acts

1. *Heavy Vehicle National Law Act 2012*
2. *Tow Truck Act 1973*
3. *Transport Infrastructure Act 1994*
4. *Transport Operations (Marine Pollution) Act 1995*
5. *Transport Operations (Marine Safety) Act 1994*
6. *Transport Operations (Passenger Transport) Act 1994*
7. *Transport Operations (Road Use Management) Act 1995*.

Note: Relevant acts include the regulations passed under these acts for example; the *Transport Operations (Road Use Management—Vehicle Registration) Regulation 2021* is a regulation passed under the *Transport Operations (Road Use Management) Act*.

## Forms for other Acts and Regulations

If you want to:

- challenge the authorisation of the Commissioner or Attorney-General under the *Motor Accident Insurance Act 1994*, or *Motor Accident Insurance Regulation 2018* please complete and submit form F5270. Please do not submit this form.



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### Defendant details

Family name

Given name(s)

Residential address

Postcode

### Court details

Address

Hearing date

I, the defendant, hereby notify that I intend to challenge or dispute the delegation.

Grounds for this challenge are:

**Note:** You must give this completed form to the relevant prosecution authority at least 10 business days before the day fixed for the hearing.

Defendant's signature

Date

Please send to:

Prosecution Services Unit  
PO Box 673  
FORTITUDE VALLEY QLD 4006

Or email to:

prosecutionsunit@tmr.qld.gov.au

### Office use only

Received

Family name

Given name

Employee number

Signature