Intention to Challenge or Dispute



Transport Operations (Road Use Management) Act 1995 (TORUM)

Before completing this form, please note:

- The provision of clear and detailed information will assist in your matter being dealt with in a timely manner.
- It is recommended that you seek independent legal advice regarding any concerns you may have prior to submission of this challenge/dispute.
- The content of this notice may assist in determining appropriate witness/es to attend court and provide evidence about your challenge/dispute.
- If you are found guilty of an offence, costs associated with witness attendances may be awarded against you, at the discretion of the Magistrate.

How to complete this form

If you are completing Section A – Traffic Control Device or Sign:

- A traffic control device is any sign, signal, pavement marking, or other installation placed or erected under authority of the TORUM, for the purpose of regulating, warning or guiding road users.
- When detailing your grounds for this challenge under Section A Traffic Control Device or Sign, please consider:
- It is a legislative requirement under the TORUM that you clearly set out the grounds of the challenge, for example 'View of traffic control sign was obstructed by [object] on [x] Street' or 'A Variable Speed Limit (VSL) sign was not operational or was displaying a different speed limit on [x] Street'.

If you are completing Section B – Camera Detected Offences:

• The term 'accuracy' as it relates to a photographic detection device may include how the device identifies your vehicle as the target vehicle; how the data shown on the image relates to the alleged vehicle or how the device measures and records the speed of a target vehicle.

Defendant's details

Family name (please print)	Given name/s	Date of birth	
		1 1	
Current residential address		Postcode	
The Queensland Police Service or the Depa intention to challenge/dispute.	rtment of Transport and Main Roads (TMR) may ne	ed to contact you to clarify your	
Email address	Telephone number		

Court hearing details

Magistrates court			Hearing date		
		/	1		

Section A - Traffic Control Device or Sign

Complete this section if you intend to dispute that the traffic control device or sign was functioning without defect or was visible (Section 119). You must return this completed form to the relevant prosecution authority **at least seven days** before the day fixed for the hearing.

Intention to challenge/dispute

The nominated challenge or dispute will determine selection of an appropriate witness/es to provide evidence. I hereby notify that I intend to challenge/dispute: (tick one box)

	that a	traffic	control	device	or sign	was	visihla
	l inal a	trainc	CONTROL	uevice	or sign	was	visible

that a traffic control device or sign was functioning without defect

Grounds for this challenge/dispute

Provide full details on which you intend to rely, including the device or sign you are challenging/disputing. (Attach more pages if required)

Section B - Camera Detected Offences (If completing Section B, do not complete Section C for the same offence)

Complete this section if you intend to:

- challenge the accuracy of a photographic detection device (Section 120(7)(a))
- challenge the image from a photographic detection device (Section 120(7)(b))
- challenge a marking or writing made by a photographic detection device on an image (Section 120(7)(c))
- challenge the accuracy of (a) the shortest practicable distance between two points on a road; (b) the time that elapsed between a
 motor vehicle passing two points on a road; (c) the average speed at which a motor vehicle travelled between two points on a road
 (Section 120A(4)(a), (b), and (c)).

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Section B - Camera Detected Offences (continued)

You must return this completed form to the relevant prosecution authority at least 14 days before the day fixed for the hearing.

Intention to challenge/dispute

I hereby notify that I intend to challenge/dispute: (tick one box)

the accuracy of a photographic detection device

the image from the photographic detection device

a marking or writing made by a photographic detection device

the accuracy of the shortest practicable distance between two points on a road

the time that elapsed between a motor vehicle passing two points on a road

the average speed at which a motor vehicle travelled between two points on a road

Grounds for this challenge/dispute

Provide full details on which you intend to rely, including the device or sign you are challenging/disputing. (Attach more pages if required)



Section C - Non-Camera Detected Offences (If completing Section B, do not complete Section C for same offence)

Complete this section if you intend to:

- challenge the accuracy of a radar or laser speed detection device or vehicle speedometer accuracy indicator (Section 123R(1)(a))
- challenge the time at, or the way in which the radar or laser speed detection device was used (Section 123R(1)(b)).

Intention to challenge/dispute

I hereby notify that I intend to challenge/dispute: (tick one box)

the accuracy of a radar or laser speed detection device

the accuracy of a vehicle speedometer accuracy indicator

the time at, or way in which the radar or laser speed detection device was used

Grounds for this challenge/dispute

Provide full details on which you intend to rely, including the device or sign you are challenging/disputing. (Attach more pages if required)

Defendant's signature	Date	

Return completed form to:

- For notices issued under Section B Camera Detected Offences:
- For speed and/or red light offences, return form to Road Safety Camera Office, GPO Box 1440, BRISBANE QLD 4001 or email to RSCO.ProsecutionsUnit@police.qld.gov.au
- For unregistered/uninsured vehicle, mobile phone or seatbelt offences, return the form to Prosecutions Services Unit, PO Box 673, FORTITUDE VALLEY QLD 4006 or email to prosecutionsunit@tmr.qld.gov.au

For notices issued under **Section C - Non-Camera Detected Offences**, return form to the relevant Queensland Police Prosecutions Corps **at least 14 days** before the day fixed for the hearing. For contact details, visit your nearest Police Station or call Queensland Police on 131 444 or 07 3055 6266 for interstate callers.

Privacy statement: TMR provides this form under the TORUM so that you can declare your intention to challenge or dispute a matter relating to an infringement notice issued to you. TMR usually gives some or all of this information to the Department of Justice and Attorney-General, 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.