

Passenger Restriction Exemption Application



UNDUE HARDSHIP (NO FEE)

Road Safety (Drivers) Regulations 2009 – regulation 60

This form is to be used if you need to drive with **more than one passenger (irrespective of age)** and wish to apply for an exemption.

Visit vicroads.vic.gov.au and search 'Passenger restriction exemption' for more information about the process and requirements to apply for this exemption.

Exemptions will only be granted where **undue hardship** can be proven and VicRoads is satisfied that road safety is not compromised. Any exemption granted will be restricted and conditional.

Any exemption granted may result in conditions imposed on the person's driver licence for a specified period which:

- (a) limit the carriage of passengers
- (b) limit routes of travel when carrying passengers
- (c) restrict driving to specified times of the day when carrying passengers
- (d) restrict driving to specified days of the week when carrying passengers.

What is the Passenger Restriction rule?

A person issued with a probationary licence **prior to 1 July 2008** will have a passenger restriction imposed on his or her licence for a twelve month period if his or her licence was cancelled or suspended within the first twelve months of obtaining the probationary licence.

A person issued with a probationary (P1) licence **on or after 1 July 2008** will also have a passenger restriction imposed on his or her licence for the remainder of their P1 period if his or her P1 licence is cancelled or suspended as a result of a traffic offence. This restriction prevents the carriage of more than one passenger (irrespective of age).

This passenger restriction is in addition to the peer passenger restriction which prohibits probationary (P1) drivers from carrying more than one passenger aged between 16 and less than 22 years when driving.

If the probationary P1 licence with a passenger restriction is cancelled or suspended, the passenger restriction will be applied for the remainder of the probationary P1 period including any extension to the P1 probationary period.

Who is eligible to apply for an exemption?

To be eligible to apply for an exemption, you must already hold a probationary driver's licence with an imposed passenger restriction on your licence due to a licence cancellation or suspension.

When should an exemption be applied for?

An application for an exemption should **only** be made when you can demonstrate to VicRoads, by providing supporting documentation that you or your immediate family will suffer undue hardship as a result of the passenger restriction due to the nature of your employment, essential activity or family circumstances.

What documentation must be provided?

To support the application, you **must** provide:

- **Education:** a letter from an educational institution or course coordinator verifying student status, dates and times of attendance and identifying the hardship;
- **Employment:** a letter from the employer verifying the employment and identifying the hardship;
- **Family circumstances:** a letter from a relevant authority (eg medical practitioner, parish priest etc) describing the impact on the family.

Submit application

You need to download this form and fill in the correct sections.

The form will need to be uploaded to vicroads.vic.gov.au, along with the supporting documentation to support your exemption application.

Once the application is submitted, you will receive a confirmation email from VicRoads.

Outcome of the application

You will be contacted within 15 working days of submitting their application.

If you have not been contacted you can call 13 11 71 with your driver licence number and the exemption application number for more information.

If your driver licence is cancelled or suspended, any exemption may be withdrawn. This will have an impact on your licence when it is reissued or the suspension ends. If we decide to withdraw the exemption, you will be notified in writing and given an opportunity to show why you should be permitted to retain the exemption. If you don't respond to the notice within the required time, the exemption will be withdrawn without further notice.

NOTE

The personal information that you provide on this form will be used by VicRoads to assess your application for an exemption under regulation 60(5), 60(6) of the Road Safety (Drivers) Regulations 2009. Failure to provide the information may result in your application not being processed.

The personal information we collect from you in association with your application may be used only in accordance with the Road Safety Act 1986 and associated Regulations or as otherwise required by law. Your personal information may be disclosed to contractors and agents of VicRoads, law enforcement agencies or Courts authorised to collect it.

For further information about our use of your personal information and your right of access to it, please see the VicRoads' document 'Protecting Your Privacy' or contact VicRoads on 13 11 71.

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1. Probationary Licence details

Victorian Probationary Licence Number

2. Applicant's details

Family name (please PRINT)

Given name/s (please PRINT)

Date of Birth

Residential address (please PRINT)

Postal address (if same as residential write 'AS ABOVE')

Email

Daytime contact phone number

3. Employment travel details

(To be completed if you need to drive passengers to or from your place of employment).

Are you self-employed?

Yes

No

Employer's name (if self-employed provide Business Name)

Australian Business Number (ABN)

Employer's address (Business address if self-employed)

Occupation

Please give an example of a typical working week

Days of the week	Start am/pm	Finish am/pm

Note: A letter from your employer (or yourself if self-employed) on a business letterhead confirming these times and location must be submitted.

How many kilometres do you travel both ways to get to your place of employment?

km

Could you use public transport or other means of travel as part of your employment?

Yes

No

What public transport or other means of travel is available to you for travelling to and from your place of employment?

4. Occupational travel details

(To be completed if you need to drive passengers as part of your employment)

If you are required to drive as part of your employment, explain the circumstances which need you to drive the car. Include the addresses, times and days you are required to travel.

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Please give an example of a typical working week

Days of the week	Start am/pm	Finish am/pm

Note: A letter from your employer (or yourself if self-employed) on a business letterhead confirming these times and location must be submitted.

How many kilometres do you travel in a typical work day?

 km

Could you use public transport or other means of travel as part of your employment?

Yes No

What public transport or other means of travel is available to you for travelling as part of your employment?

5. Family travel details

(To be completed if you need to drive passengers to and from certain locations due to family circumstances)

Please explain the family circumstance which involves you having to drive the passengers.

Does the circumstance require you to transport another or other family members?

Yes No

If yes, how many other family members are you required to transport?

What is their relationship(s) to you?

Please provide your family member's full name/s?

What is the address to which you need to travel?

How often are you required to travel to this location? *(daily, weekly etc)*

6. Affect on employment, essential activity or family circumstances and undue hardship that might be caused

Outline below:

- how the passenger restriction would affect employment, essential activities or family circumstances
- what will happen if this exemption is not granted?

(Submit a separate sheet if required)

7. Declaration

I declare that the information I have provided in this application is complete, true and correct in every detail. I understand that failure to provide complete, true and correct information in this application may result in my application being refused, and penalties may apply under the *Road Safety Act 1986*.

I authorise VicRoads to make any enquiries considered necessary for the purpose of this application, including by contacting the writers of any letters submitted. I authorise VicRoads to contact me using any contact details I submit in connection with this application.

Applicant's signature

Date