

**Statutory Declaration in Respect of a Stationary Vehicle Offence under
Oaths & Declarations Act, 1957**

I, _____
(Surname) (First or Given names)

of _____
(Address)

_____ solemnly and sincerely declare that:
(Occupation)

1. I have received a notice as the owner, one of the owners, or a person lawfully entitled to possession of the vehicle which has allegedly been involved in a stationary vehicle offence;
OR

I am the authorized representative of the following incorporated body who received notification of a stationary vehicle offence: _____
(Delete One) (State body's name)

2. The vehicle allegedly involved in the stationary vehicle offence is _____
(Insert registration number)

The number on the relevant notice is _____
(Insert)

and the Date and Time of the alleged offence are _____ , _____
(Date) (Time)

3. At the time of the alleged offence:

- Someone other than me (or if applicable, other than the above incorporated body) was responsible/using the vehicle; or
- I, (or, if applicable, the above incorporated body) was not lawfully entitled to possession of the said vehicle.
(Delete one)

4. **Either:**

- The person responsible for the vehicle at the time of the offence was:
- The person lawfully entitled to the vehicle at the time of the offence was:
(Delete one)

(Surname) (First or Given Names)

(Full Address)

and

_____ and _____
(Date of Birth) (Driver Licence Number)

Note: You must provide **ALL** details within your knowledge as may lead to the identification of the person responsible

OR:

I have taken the following steps but have been unable to identify the person responsible:

Note: The law allows a defence to a stationary vehicle offence if you establish you could not identify the person responsible after taking **ALL** reasonable steps to do so. You should list all actions you have taken to identify the person responsible:

Please turn over

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Act 1957.

(signed) _____

Declared at _____ this _____ day of _____ 20 _____

(Signature of Witness)

(Name of Witness in block letters)

(Title/Occupation of Witness)

(Address of Witness)

Note: This form must be witnessed by a Justice of the Peace, Solicitor, Registrar or Deputy Registrar of the High Court or District Court, Commissioned or Non-commissioned officer of Police, or other person authorised by the Minister of Justice to take a statutory declaration. This form must be presented within 56 days of offence being committed or may not be accepted.

Under the Land Transport Act 1998 a person is liable on conviction to a penalty of \$10,000 for making any statement in a statutory declaration knowing that statement to be false or misleading in any material particular.

LAND TRANSPORT ACT 1998

Section 14

False or misleading information not to be given

A person who is required by or under this Act to give any specified information, or who gives a statutory declaration for any purpose under this Act, may not give in response to that requirement, or in that statutory declaration, information that the person knows to be false or misleading.

Section 44

Contravention of section 14

- (1) A person commits an offence if the person is required by or under this Act to give any specified information or gives a statutory declaration for any purpose under this Act, and, in response to that requirement, or in that declaration, gives information that the person knows to be false or misleading.
- (2) The maximum penalty on conviction for an offence against subsection (1) is a fine not exceeding \$10,000.
- (3) Nothing in this section affects section 111 of the Crimes Act 1961.

Please return this notice to:
Nelson City Council
PO Box 645
Nelson 7040